

Laurence ("Laird") J. Lucas (ISB # 4733)
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SEP 18 2009

DEPARTMENT OF
WATER RESOURCES

Attorney for Valley Sun LLC

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	For Water Right Claims: 72-16778;
	)	72-16779; 72-16780; 72-16781; 72-16782;
Case No. 39576	)	72-16783; 72-16784; 72-16785; 72-16786;
	)	72-16787; 72-16788; and 72-16789
_____	)	

AFFIDAVIT OF LAIRD J. LUCAS

STATE OF IDAHO §
 §
COUNTY OF ADA §

Laurence ("Laird") J. Lucas, being duly sworn under oath, hereby states:

1. My name is Laurence ("Laird") J. Lucas, and I am counsel for Valley Sun LLC in this matter.

2. Based on my review of documents and discussions with client representatives, I know that Valley Sun LLC is an Idaho limited liability company in good standing. It holds title ownership to a property located on the East Fork Salmon River, just above the confluence of the East Fork with the Salmon River, near Clayton, Idaho. Formerly known as the Abatti Ranch, the property is now called the Greenfire Preserve.

3. Attached hereto as Exhibit 1 are copies of the SRBA partial decrees, issued on January 22, 2001, for Valley Sun's surface water rights from the East Fork Salmon River

associated with the Greenfire property. These include water right number 72-10220A, which has a priority date of 1880; number 72-10222A, with a priority date of 1885; 72-10221A, with a priority date of 1936; and 72-10237, with a priority date of 1983. As Exhibit 1 reflects, the SRBA partial decrees authorize Valley Sun to divert water from the East Fork Salmon River at a total combined rate of 9.06 cfs and a total combined annual volume of 1015.3 acre/feet under these rights.

4. In addition to these surface water rights, Valley Sun holds various licensed and/or decreed groundwater rights, primarily for domestic use. These include right numbers 72-10210; 72-10212; 72-10213; 72-10214; 72-10215; and 72-10441.

5. In preparing Valley Sun's response to the Motions To File Late Claims at issue here, I and a paralegal acting under my direction have obtained and reviewed various documents from IDWR's water right files relating to the water rights held by Wayne and Melodie Baker and the other Late Claimants (Richard and Cheryl Baker; Eddie Baker Jr.; Gary and Jackie Ingram; Archie Sherwood; Lilac LLC; and 3G Company). These materials include the notices of claims filed with IDWR for the underlying water rights; prior decrees; correspondence between IDWR and the claimants; and IDWR notes, reports, and other materials.

6. Attached hereto as Exhibit 2 is a copy of the 1938 decree in *Gossi v. Giampedraglia*, which was provided by IDWR. The *Gossi* decree, along with another adjudication styled *Bradshaw v. Leuzinger*, adjudicated the oldest East Fork Salmon water rights, including those held by predecessors-in-interest to Valley Sun, Wayne and Melodie Baker, and other of the Late Claimants. The copy of the *Gossi* decree attached as Exhibit 2 contains handwritten notations made by IDWR, identifying the current water right numbers that were

adjudicated in the *Gossi* decree.

7. For example, the *Gossi* decree (attached as Exhibit 2) includes water right numbers 72-196 to 72-202, and 72-224 to -225, which are all rights that were subsequently claimed by Wayne and Melodie Baker in the SRBA, for which they received partial decrees.

8. Attached hereto as Exhibit 3 is a copy of the Notice of Claim filed by Dick L. and Betty Baker for right number 72-197, which is among the documents contained in IDWR's water right files. As the IDWR and SRBA Court files reflect, right number 72-197 was subsequently transferred to Wayne and Melodie Baker. As noted on Exhibit 3, this Notice of Claim was filed on 12/4/89, claiming a priority date of May 1, 1936 for diversion of 1.2 cfs out of the East Fork Salmon River (used in connection with right no. 72-196). The basis for the claimed right, as shown on Exhibit 3, is "decreed," apparently referencing the *Gossi* decree (Exhibit 2).

9. Attached hereto as Exhibit 4 is a copy of the IDWR "Adjudication Claim Verification Report," which is contained in IDWR's water right files for this same right, No. 72-197. As Exhibit 4 reflects, IDWR conducted a field inspection in 1998 of both rights 72-197 and 72-196; and Exhibit 4 also includes various checklists reflecting IDWR's review and analysis of these claimed rights.

10. Exhibit 4 also shows that IDWR conducted GIS analysis using aerial photography and other data to confirm the amount of acreage claimed for irrigation under the two rights; and that IDWR analyzed the diversion rate to be allowed under the claimed rights. As indicated on pages 11-12 of Exhibit 4, IDWR determined to allow 0.03 cfs per acre instead of the standard 0.02 cfs acre.

11. Attached hereto as Exhibit 5 is a copy of IDWR's "Adjudication Claim Profile

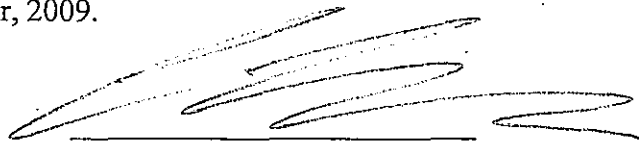
Report” for right no. 72-197, dated 12/29/98, which reflects the same information as contained in the IDWR Director’s report for this right, which is attached as Exhibit 6. Exhibits 5 and 6 are contained in IDWR’s water right files for right no. 72-197. Consistent with Exhibit 4, Exhibits 5 & 6 recommend a diversion rate of 1.2 cfs for right 72-197, with use of the right in conjunction with right no. 72-196 limited to irrigation of a combined total of 39 acres in a single irrigation season.

12. My review of the IDWR water right files for no. 72-197 found that there was additional correspondence between IDWR and Melodie Baker in the period 1998-99 over IDWR’s analysis and recommendations for this right, where the principal question appeared to be whether the Bakers would be allowed stockwater use along with irrigation use of the right; but IDWR advised that such use could not allowed since it was a previously decreed right for irrigation only.

13. The IDWR water right records show that no objection was filed by the Bakers, or any other party, to the Director’s report recommendation for right no. 72-197. On November 17, 2000, the SRBA Court thus issued a partial decree for right no. 72-197, adjudicating the right as recommended by IDWR. A copy of that partial decree is attached hereto as Exhibit 7.

FURTHER YOUR AFFIANT SAYETH NOT.

Dated this 17th day of September, 2009.



Laurence ("Laird") J. Lucas

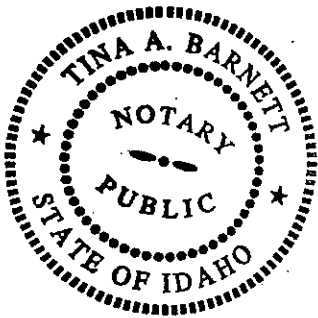
STATE OF IDAHO

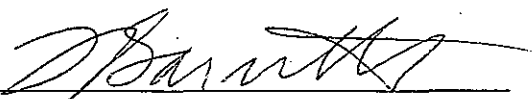
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COUNTY OF ADA

On this 17th day of September, 2009, before me, the undersigned, a notary public in and for the State of Idaho, personally appeared LAURENCE ("LAIRD") J. LUCAS, known to me to be the individual that executed the foregoing affidavit, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.




Notary Public for Idaho
Residing at Boise, Ada County, 83702
My commission expires: NOV. 3, 2014

SRBA PARTIAL DECREE 72-10220A

Issued on 01-22-2001.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS: VALLEY SUN LLC
PO BOX 844
SUN VALLEY, ID 83353

SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

QUANTITY: 5.88 CFS
929.60 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 9.06 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1015.3 AF. COMBINED RIGHT NOS. 72-10220A,
72-10221A, 72-10222A AND 72-10237A.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 9.14 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1029.3 AF. COMBINED RIGHT NOS. 72-07505A,
72-10220A, 72-10221A, 72-10222A AND 72-10237A.

PRIORITY DATE: 05/10/1880

POINT OF DIVERSION: T11N R18E S26 SWSWNW Within Custer County
SESESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	5.88 CFS 929.60 AFY
PLACE OF USE:	Irrigation		Within Custer County
	T11N R18E S26	SWNW 21.0 NWSW 28.0 SESW 28.8	NESW 40.0 SWSW 31.0
	S27	SENE 24.0 SESE 5.0	NESE 27.0
	S35	SWNE 12.0 NWNW 14.0 SENE 28.0	NENW 35.0 SWNW 0.3

294.1 Acres Total

USE OF WATER WITHIN T11N R18E S27 SESE IS LIMITED TO THE
N1/2 NE1/4 AND THE SENE OF THAT PLACE OF USE.

USE OF WATER WITHIN T11N R18E S35 SWNW IS LIMITED TO THE
NENE OF THAT PLACE OF USE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 265.6 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 290.1 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS. 72-10220A, 72-10221A, 72-10222A AND
72-10237A.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412

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EXHIBIT

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PARTIAL DECREE 72-10221A

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NAME AND ADDRESS: VALLEY SUN LLC
PO BOX 844
SUN VALLEY, ID 83353
SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER
QUANTITY: 0.79 CFS
333.80 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 9.06 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1015.3 AF. COMBINED RIGHT NOS. 72-10220A,
72-10221A, 72-10222A AND 72-10237A.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 9.14 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1029.3 AF. COMBINED RIGHT NOS. 72-07505A,
72-10220A, 72-10221A, 72-10222A, AND 72-10237A.

PRIORITY DATE: 05/01/1936
POINT OF DIVERSION: T11N R18E S26 SWSNW Within Custer County
SESESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.79 CFS 333.80 AFY
PLACE OF USE:	Irrigation		Within Custer County
	T11N R18E S26	SWNW 21.0	NESW 40.0
		NWSW 28.0	SWSW 31.0
		SESW 28.8	
	S27	SENE 24.0	NESE 27.0
		SESE 5.0	
	S35	SWNE 12.0	NENW 35.0
		NWNW 14.0	SWNW 0.3
		SENW 28.0	

294.1 Acres Total

USE OF WATER WITHIN T11N R18E S27 SESE IS LIMITED TO THE
N1/2 NE1/4 AND THE SENE OF THAT PLACE OF USE.

USE OF WATER WITHIN T11N R18E S35 SWNW IS LIMITED TO THE
NENE OF THAT PLACE OF USE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 265.1 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 290.1 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS. 72-10220A, 72-10221A, 72-10222A AND
72-10237A.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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SRBA

PARTIAL DECREE 72-10222A

Issued on 01-22-2001.

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NAME AND ADDRESS: VALLEY SUN LLC
PO BOX 844
SUN VALLEY, ID 83353

SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

QUANTITY: 0.29 CFS
40.60 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.06 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1015.3 AF. COMBINED RIGHT NOS. 72-10220A, 72-10221A, 72-10222A AND 72-10237A.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.14 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1029.3 AF. COMBINED RIGHT NOS. 72-07505A, 72-10220A, 72-10221A, 72-10222A AND 72-10237A.

PRIORITY DATE: 05/01/1885

POINT OF DIVERSION: T11N R18E S26 SWSNW Within Custer County
SESESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.29 CFS
			40.60 AFY
PLACE OF USE:	Irrigation		Within Custer County
	T11N R18E S26	SWNW 21.0	NESW 40.0
		NWSW 28.0	SWSW 31.0
		SESW 28.8	
	S27	SENE 24.0	NESE 27.0
		SESE 5.0	
	S35	SWNE 12.0	NENW 35.0
		NWNW 14.0	SWNW 0.3
		SENW 28.0	

294.1 Acres Total

USE OF WATER WITHIN T11N R19E S27 SESE IS LIMITED TO THE N1/2 NE1/4 AND THE SENE OF THAT PLACE OF USE.

USE OF WATER WITHIN T11N R18E S35 SWNW IS LIMITED TO THE NENE OF THAT PLACE OF USE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 11.6 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 290.1 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHTS NOS.: 72-10220A, 72-10221A, 72-10222A, 72-10237A.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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PARTIAL DECREE 72-10237A

Issued on 01-22-2001.

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NAME AND ADDRESS: VALLEY SUN LLC
PO BOX 844
SUN VALLEY, ID 83353

SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

QUANTITY: 2.10 CFS
367.50 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 9.06 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1015.3 AF. COMBINED RIGHT NOS. 72-10220A,
72-10221A, 72-10222A AND 72-10237A.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 9.14 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1029.3 AF. COMBINED RIGHT NOS. 72-07505A,
72-10220A, 72-10221A, 72-10222A AND 72-10237A.

PRIORITY DATE: 06/28/1983

POINT OF DIVERSION: T11N R18E S26 SWSNW Within Custer County
SESESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	2.10 CFS 367.50 AFY
PLACE OF USE:	Irrigation		Within Custer County
	T11N R18E S26	SWNW 21.0	NESW 40.0
		NWSW 28.0	SWSW 31.0
		SESW 28.8	
	S27	SENE 24.0	NESE 27.0
		SESE 5.0	
	S35	SWNE 12.0	NENW 35.0
		NWNW 14.0	SWNW 0.3
		SENE 28.0	

294.1 Acres Total

USE OF WATER WITHIN T11N R18E S27 SESE IS LIMITED TO THE
N1/2 NE1/4 AND THE SENE OF THAT PLACE OF USE.

USE OF WATER WITHIN T11N R18E S35 SWNW IS LIMITED TO THE
NENE OF THAT PLACE OF USE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 105.0 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 290.1 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 72-10220A, 72-10221A, 72-10222A AND
72-10237A.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CUSTER

ROSA A. GOSSI and FRED GOSSI,
husband and wife; HATTIE BAKER, a
widow; MARCO YACOMELLA, a single
man; GEORGE M., MARY C., and NETTA
C. YACOMELLA, all single persons;
CATERINA PEDRINI, a widow; ELLIS M.
BAKER and MARY BAKER, husband and
wife; JOE SCIUCHETTI, a single man;
ANTONIO YACOMELLA and MRS. ANTONIO
YACOMELLA, husband and wife; LEO
BRICKER and JERRY BRICKER, husband
and wife; L. V. CAROTTERS, a single
man; DAVE BRICKER and EDNA BRICKER,
husband and wife; and ELMER FRY and
RHODA FRY, husband and wife,

Plaintiffs,

vs.

PAUL GIAMPEDRAGLIA and MABEL GIAMPED-
RAGLIA, husband and wife, and LOUIE
GIAMPEDRAGLIA and VIOLA GIAMPEDRAGLIA,
husband and wife, successors in
interest to GIAMPEDRAGLIA BERNARDO;
VIRGIL GOSSI, a single man; RAYMOND
GOSSI and EVA GOSSI, husband and
wife; ROSE MOWACKI, a single person,
successor in interest of RAYMOND GOSSI
and EVA GOSSI; FREDOLIN LEUTIGER, a
single man; ROSA V. CARLEN, a widow;
MARION PEEL and LUCY PEEL, husband and
wife; DAISY PAPFORTH, a widow; ANTHONY
BRICKER and JACKIE BRICKER, husband and
wife, and GIAMPEDRAGLIA BERNARDO, suc-
cessor in interest to DAISY PAPFORTH,

Defendants.

This cause came on regularly for trial before Hon. Guy Stevens
Judge of said Court, sitting without a jury, on the 14 day of February,
1938, at Challis, Custer County, State of Idaho, pursuant to stipu-
lation of attorneys on file in said action, and the plaintiffs and
defendants appearing by their respective attorneys, and the parties
hereto, by stipulation duly filed with the court, having agreed upon
a decree, and the parties having waived Findings of Fact and Conclus-
ions of Law, and the matter having been presented to the court
and the same having been fully considered by the court,
and the court being fully advised in the premises, the court now

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MAY 30 1939

Department of Water Resources
Southern District Office

DECREE

EXHIBIT

2

JUL 30 1938

finds that the decree should be entered in accordance with the stipulation on file herein,

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED as follows:

1. That the creeks named and mentioned in the decree herein, are all tributaries of the East Fork of the Salmon River, and said East Fork of the Salmon River and its tributaries lie within the boundary of Custer County, State of Idaho.

2. That each and every of the tracts of land described in the complaint and answer and cross-complaint in this action, belonging to the several parties plaintiff and defendant herein, are arid in character and will not successfully raise any crops without the artificial application of water thereon by irrigation thereof, and that all of said lands are susceptible of irrigation from the East Fork of the Salmon River and its tributaries.

3. That 1 1/2 inches of water per acre, or its equivalent in cubic feet per second of time, is necessary and ample for the proper irrigation of said land.

4. That the dams and diverting works of the several parties to this action were at the time of the several appropriations, and are now, of sufficient size and capacity to carry and convey water so appropriated to and upon the several tracts of land of the said several parties for the irrigation thereof, and that each and every of said several tracts of land are situated in Custer County, State of Idaho.

5. That each of the parties to this action, plaintiffs and defendants hereinafter named, or their predecessors in interest, were at the time of the several appropriations of water, made as herein-after set forth, the owners respectively of the several tracts of land set forth and described in the complaint, answer and cross-complaint and stipulation on file herein, and that for the irrigation of the same, the said parties, or their predecessors in interest, did respectively appropriate the quantities of water hereinafter stated, and on the dates and from the streams respectively hereinafter stated, and

set opposite the names of each of said parties, such water being an estimate under a four inch pressure or its equivalent in cubic feet per second of time, and ever since said dates of the said several appropriations, said waters have been so diverted and used on said lands in the irrigation thereof.

6. That the certain decree of this Court made and entered on the third day of August, 1933 and of record in Book 3 of Judgments at page 350, records of Ouster County, Idaho wherein Raymond Gossi, Rosa V; Carmen, Fredolia Leuzinger and Giampedraglia Bernardo were plaintiffs and Philip Gossi was defendant, pursuant to the consent of all the parties to said action or their successors, and the consent of all parties to this action as shown by the pleadings and stipulation of counsel in this action, is hereby modified and corrected as to the quantities of water and dates of priority of appropriation thereof, in the manner and to the extent as in paragraph seven herein set forth.

7. That the following named persons, parties to this suit, are entitled to the uninterrupted use of the flow of the waters of East Fork of the Salmon River and its tributaries, forks, branches, springs and streams, hereinafter named, upon the lands mentioned and described in the complaint, answer and cross-complaint and stipulations on file herein and appurtenant to said lands as hereinafter specified, in the following amounts and from the following dates, to-wit:

That ROSA A. GOSSI and FRED GOSSI are the owners of Lots 1 and 2, Section 3, Township 9 North Range 18, E. B. M.; NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25; NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 34; SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35, all in Township 10 North, Range 18, E. B. M., and appurtenant to said land they are entitled to .4 cubic feet per second of time of the waters of Herd Creek with date of priority May 1, 1885; .2 cubic feet per second of time of the waters of McDonald Creek with date of priority May 1, 1885; .2 cubic feet per second of time of the waters of Fox Creek with date of priority May 1, 1885; 5.2 cubic feet per second of time of the waters of East Fork of the Salmon River with date of priority May 1, 1885; and .3 cubic feet per second of time of the waters of the East Fork of Salmon River with date of priority May 1, 1936, and with points of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 2; SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 3; all in Township 9 North, Range 18, E. B. M.; and NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, all in Township 10 North, Range 18 E. B. M.

JUL 30 1936

72-0190

72-0191

72-0192

72-0193

72-0194

72-0195 That ETTIE BAKER is the owner of SW¹/₄ NW¹/₄, Section 27, Township 9 North, Range 17, E. B. M., and appurtenant to said land, she is entitled to 1.2 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1915, with point of diversion in the SE¹/₄ NW¹/₄, Section 27, Township 9 North, Range 17, E. B. M.

72-0196 That MARCO YACONELLA is the owner of Lots 1 and 2, Section 4, Township 9 North, Range 18, E. B. M., and Lots 5 and 6, Section 53, Township 10 North, Range 18, E. B. M.; and appurtenant to said land, he is entitled to 1.2 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1895 and he is also entitled to 1.2 cubic feet per second of time of the waters of said East Fork of the Salmon River with date of priority May 1, 1936, with point of diversion in Lot 3, Section 4, Township 9 North, Range 18, E. B. M.

72-0198 That GEORGE H. MARY C., and NETTA C. YACONELLA are the owners of Lot 4, Section 4, Township 9 North, Range 18, E. B. M.; S¹/₂ SE¹/₄, S¹/₂ SW¹/₄, Section 32, Lot 4, Section 33, all in Township 10 North, Range 18, E. B. M.; and appurtenant to said land they are entitled to 1.5 cubic feet per second of time of the waters of Lake Creek with date of priority May 1, 1895 and with point of diversion in the SE¹/₄ NE¹/₄, Section 32, Township 10 North, Range 18, E. B. M.; and are entitled to 1.5 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1895 with point of diversion in the SE¹/₄ SE¹/₄, Section 31, Township 10 North, Range 18, E. B. M.; and 1.3 cubic feet per second of time of the waters of the East Fork of Salmon River with date of priority May 1, 1936, with point of diversion in the SE¹/₄ SE¹/₄, Section 31, Township 10 North, Range 18, E. B. M.

72-0201 That CATERINA PEDRINI is the owner of Lot 4, Section 5; Lots 1, 2 and 3, Section 6, Township 9 North, Range 18, E. B. M.; Lot 4, SE¹/₄ SW¹/₄, S¹/₂ SE¹/₄, Section 31, Township 10 North, Range 18, E. B. M.; and appurtenant to said land she is entitled to 4.5 cubic feet per second of time of the waters of the East Fork of Salmon River and Pine Creek, with date of priority May 1, 1888, and 1.5 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1936, and with points of diversion in Lot 4, Section 31, Township 10 North, Range 18, E. B. M.; and SE¹/₄ NE¹/₄, Section 6, Township 9 North, Range 18, E. B. M.

72-0203 That ELLIS M. BAKER and MARY BAKER are the owners of Lot 4, Section 6, Township 9 North, Range 18, E. B. M.; Lots 1 and 2, SW¹/₄ NE¹/₄, Section 1, Township 9 North, Range 17, E. B. M.; and appurtenant to said land they are entitled to 2.0 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1885 with points of diversion in SW¹/₄ NE¹/₄, Section 1, Township 9 North, Range 17, E. B. M.

72-0204 That ELLIS M. BAKER and MARY BAKER are the owners of SW¹/₄ NW¹/₄, Section 14; Lots 1, 5, 6 and 7, Section 15, Township 9 North, Range 17, E. B. M.; and appurtenant to said land they are entitled to 1.2 cubic feet per second of time of the waters of the East Fork of the Salmon River and Boulder Creek with date of priority May 1, 1911; and .6 cubic feet per second of time of the waters of said East Fork of the Salmon River and Boulder Creek with date of priority May 1, 1936 and with points of diversion in the SW¹/₄ SE¹/₄, Section 10, SW¹/₄ SE¹/₄, Section 15 all in Township 9 North, Range 17, E. B. M.

72-0206 That JOE SCIUCHETTI, ANTONIO YACONELLA and MRS. ANTONIO YACONELLA are the owners of E¹/₂ NW¹/₄, SW¹/₄ NE¹/₄, NE¹/₄ SW¹/₄, S¹/₂ SE¹/₄, Section 11, Township 9 North, Range 17, E. B. M.; and appurtenant to said land they are entitled to .3 cubic feet per second of time of the waters of Boulder Creek; .1 cubic feet per second of time of the

72-0208 waters from Baker Basin Creek; .1 cubic feet per second of time of
72-0209 the waters of Bluit Creek; and 2.3 cubic feet per second of time of
the waters of East Fork of the Salmon River, all with date of priority
May 1, 1896 and .8 cubic feet per second of time of the waters of
72-0210 the East Fork of the Salmon River with date of priority May 1, 1936
and with points of diversion in the SW1/4, Section 15, SW1/4,
Section 10, NW1/4, Section 14, and SE1/4, Section 11, all in Town-
ship 9 North, Range 17 E. B. M.

That WOE SCHUCHERT is the owner of SW1/4, Section 1, SE1/4,
72-0211 Section 2, NW1/4, Section 11, Township 9 North, Range 18, E. B. M.
and appurtenant to said land he is entitled to 2 cubic feet per
second of time of the waters of the East Fork of the Salmon River
with date of priority May 1, 1895, and .4 cubic feet per second of
72-0212 time of the waters of the East Fork of the Salmon River with date
of priority May 1, 1936 and with points of diversion in the NW1/4,
Section 11, Township 9 North, Range 17, E. B. M.

That ANTONIO YACOMELLA and MRS. ANTONIO YACOMELLA are the
owners of SW1/4, NE1/4, Section 1, NE1/4, Section 2, Township 9
North, Range 17, E. B. M.; and appurtenant to said land they are
entitled to 2.4 cubic feet per second of time of the waters of the
72-0213 East Fork of the Salmon River with date of priority May 1, 1895,
and .8 cubic feet per second of time of the waters of the East Fork
72-0214 of the Salmon River with date of priority May 1, 1936 and with
point of diversion in the SE1/4, Section 1, Township 9 North, Range
17, E. B. M.

That LEO BRICKER and JERRY BRICKER are the owners of Lot 3,
SW1/4, NE1/4, Section 4, Township 8 North, Range 17, E. B. M.,
and appurtenant to said land they are entitled to 1.2 cubic feet per
72-0215 second of time of the waters of East Fork of the Salmon River, with
date of priority August 1, 1925.

That DAVE BRICKER and EDNA BRICKER are the owners of
SE1/4, NW1/4, NE1/4, NW1/4, NW1/4, NW1/4, NE1/4, NW1/4, NW1/4, NW1/4,
72-0216 NW1/4, NW1/4, Section 9, Township 8 North, Range 17, E. B. M., and
appurtenant to said land they are entitled to .8 cubic feet per
second of time of the waters of Bowery Creek with date of priority
May 1, 1925 and they are also entitled to 1.8 cubic feet per second
72-0217 of time of the waters of the East Fork of the Salmon River with date
of priority May 1, 1936.

That ELLEN FRY and RHODA FRY are the owners of Lot 3, SE1/4,
SW1/4, Section 7, NW1/4, NE1/4, Section 18, Township 9 North, Range
19, E. B. M., and appurtenant to said land they are entitled to 1.8
72-0218 cubic feet per second of time of the waters of Neri Creek with date
of priority May 1, 1900 with points of diversion in the SE1/4,
NE1/4, Section 18, Township 9 North, Range 19, E. B. M.

That L. V. CAROTHERS is the owner of W1/2, NW1/4, Section 33,
Township 9 North, Range 17, E. B. M.; Lot 4, Section 4 and Lots 1
and 2, Section 5, Township 8 North, Range 17, E. B. M., and appur-
72-0219 tenant to said land he is entitled to 1.2 cubic feet per second of
time of the waters of Wickiup Creek, Little Wickiup Creek and the
East Fork of the Salmon River, with date of priority May 1, 1919.

That PAUL GIAMPORAGLIA and MABEL GIAMPORAGLIA are the owners
of NW1/4, SW1/4, Section 26, SE1/4, NW1/4, Section 27, Township
11 North, Range 18, E. B. M., and appurtenant to said land they are
entitled to 3 cubic feet per second of time of the waters of the East
72-0220 Fork of the Salmon River with date of priority May 1, 1890 and they
are also entitled to .4 cubic feet per second of time of the waters
72-0221 of the East Fork of the Salmon River with date of priority May 1,
1936, and with points of diversion in the NW1/4, Section 1, Town-

ship 10 North, Range 18, E. B. M., and the NWSE¹/₄, Section 35, Township 11, North, Range 18, E. B. M.

72-0212 That LOUIS GIAMPEDRAGLIA and VIOLA GIAMPEDRAGLIA are the owners of S¹/₄SW¹/₄, Section 26, N¹/₂NW¹/₄, SE¹/₄NW¹/₄, Section 25, Township 11 North, Range 18, E. B. M., and appurtenant to said land they are entitled to 3 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 10, 1880 and they are also entitled to .4 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1936 and with points of diversion in the NW¹/₄NW¹/₄, Section 1, Township 10 North, Range 18, E. B. M., and the NWSE¹/₄, Section 35, Township 11 North, Range 18, E. B. M.

72-0224 That VIROL GOSI is the owner of NE¹/₄SW¹/₄, W¹/₂SE¹/₄, SE¹/₄SE¹/₄, Section 35, Township 11 North, Range 18, E. B. M., and appurtenant to said land he is entitled to 3.6 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority April 1, 1881 and also .6 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1936 and with point of diversion in the NW¹/₄NW¹/₄, Section 12, Township 10 North, Range 18, E. B. M.

72-0226 That RAYMOND GOSI and EVA GOSI are the owners of Lot 4, S¹/₄NW¹/₄, N¹/₂SW¹/₄, SE¹/₄SW¹/₄, SW¹/₄SE¹/₄, Section 1, N¹/₂NE¹/₄, Section 12, all in Township 10 North, Range 18, E. B. M., and appurtenant to said land they are entitled to 4.8 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1880 and also .5 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1936 and with points of diversion in the NW¹/₄SE¹/₄, NW¹/₄NE¹/₄, Section 12 and SE¹/₄NW¹/₄, Section 13 all in Township 10 North, Range 18, E. B. M.

72-0228 That ROSA V. CARLEN is the owner of SW¹/₄NE¹/₄, W¹/₂SE¹/₄, SE¹/₄SW¹/₄, Section 12 and 28.64 acres in the NE¹/₄NW¹/₄, Section 13 all in Township 10 North, Range 18, E. B. M., and appurtenant to said land she is entitled to 1.32 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1885 and also .3 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1936 and with point of diversion in the SE¹/₄NW¹/₄, Section 13, Township 10 North, Range 18 E. B. M.

72-0230 That FREDOLIN LEHMANN is the owner of 11.76 acres in the NE¹/₄NW¹/₄, all of S¹/₄NW¹/₄, N¹/₂SW¹/₄, SW¹/₄SW¹/₄, Section 13, NW¹/₄, T¹/₂NE¹/₄, NW¹/₄SW¹/₄, Section 24, all in Township 10 North, Range 18, E. B. M., and appurtenant to said land he is entitled to 8 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1880 and with points of diversion in the SE¹/₄NW¹/₄ and NE¹/₄NW¹/₄, Section 24, Township 10 North, Range 18, E. B. M.

72-0231 That MARION PEEL and LUCY PEEL are the owners of SW¹/₄SE¹/₄, S¹/₄SW¹/₄, Section 15, T¹/₂NE¹/₄, S¹/₄SW¹/₄, NW¹/₄SE¹/₄, NE¹/₄SW¹/₄, Section 22, Township 9 North, Range 17, E. B. M., and appurtenant to said land they are entitled to .6 cubic feet per second of time of the waters of Little Boulder Creek with date of priority May 1, 1920 and 1.3 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1936 and with points of diversion in the SE¹/₄SE¹/₄, NE¹/₄NW¹/₄, Section 22, Township 9 North, Range 17, E. B. M.

72-0233 That ANTHONY BRICHER and J. OKI BRICHER are the owners of SE¹/₄SW¹/₄, NW¹/₄SE¹/₄, Section 4, NW¹/₄NW¹/₄, NW¹/₄NE¹/₄, Section 19, Township 8 North, Range 17, E. B. M., and appurtenant to said land they are entitled to 1.2 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority August 1, 1925.

72-0234

72-0235

That ROSE NOVACKI is the owner of Tracts "A", "B" and "C" in H. E. Survey No. 597 and Tracts "A" and "B" in H. E. Survey No. 722, embracing a portion of, approximately, Sections 29, 30, 31 and 32 in Township 8 North, Range 17, E. B. M., and appurtenant to said land she is entitled to 1.2 cubic feet per second of time of the waters of West Pass Creek and the East Fork of the Salmon River, with date of priority May 1, 1926 and she is also entitled to 1.66 cubic feet per second of time of the waters of West Pass Creek, with date of priority May 1, 1936.

72-0236

That CLARENCE A. BERTARDO is the owner of SW 1/4, Section 35, Township 11 North, Range 18, E. B. M., and appurtenant to said land he is entitled to .3 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1885.

IT IS FURTHER ADJUDGED AND DECREED That each of the parties to this action shall pay his or her own costs of this action.

That each and every of the parties to this suit, plaintiffs and defendants, their agents, servants, attorneys and employees, and each, every and all persons acting in aid of, and for any of the parties to this suit, are hereby forever restrained and enjoined from in any way or manner interfering with or diverting or using the waters of said East Fork of the Salmon River and its tributaries, except in accordance with the terms and provisions of this decree.

Dated this 14th day of February, 1938.

Sam. Stevens
District Judge

STATE OF IDAHO)
COUNTY OF CUSTER) SS

I, Clerk of the District Court,
do hereby certify that the foregoing is a
true and correct copy of the original
of this decree.

Howard A. Porter
Clerk of the District Court

Date *May 29, 1977*

By *Kathy Simpson*

JUL 30 1936

450

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A72-00197
Date Received: 12/04/1989
Receipt No: M005289
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DICK L. BAKER 208-838-2271
Address: HC-68, BOX 370
CLAYTON, ID 83227
AND/OR
Name: BETTY L. BAKER 208-838-2271
Address: HC-68, BOX 370
CLAYTON, ID 83227

2. Date of Priority: MAY 01, 1936

3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	18E	4	NW	NW	NW	4	CUSTER

5. Description of diverting works:
HEADGATE/DITCH

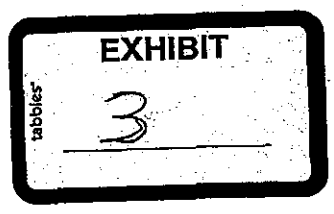
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.200		

7. Total Quantity Appropriated is:
1.200 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 97.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/400 CATTLE AND 20 HORSES



MICROFILMED
MAD 1 8 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	18E	4	NE	NE	1	IRR	11.0
			NW	NE	2	IRR	15.0
						Section Acres	26.0
10N	18E	33	SE	SW	5	IRR	9.0
			SW	SE	6	IRR	4.0
						Section Acres	13.0
						Total Acres	39.0

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
72-00196.

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

GOSSI, ET. AL.

Decree Plaintiff

vs

GIAMPEDRAGLIA, ET. AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): 7 Dick L. Barber Date: 12/4/89
Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of December 19 89

Anthony L. Olmsted
Notary Public

Seal

Residing at Leah Falls
My Commission Expires 9/12/1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:45:16
05/17/95

PAGE: 1
GENERAL INFORMATION

18
CLAIM NUMBER: A72-00197

LAST: YACOMELLA
ADDRESS:
CITY:
PHONE NUMBER: 208-000-0000

FIRST: MARCO
STATE: ID ZIP: 00000

OWNER CODE: 0

LAST: BAKER
ADDRESS: HC-68 BOX 370
CITY: CLAYTON
PHONE NUMBER: 208-838-2271

FIRST: DICK L
STATE: ID ZIP: 83227

OWNER CODE: C

LAST: BAKER
ADDRESS: HC-68 BOX 370
CITY: CLAYTON
PHONE NUMBER: 208-838-2271

FIRST: BETTY L
STATE: ID ZIP: 83227

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER



CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 2/12/93

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Field Exam by Frank Hitchcock.
See photos in file 72-00196
See irrigation practices & diversion descriptions in 72-00190

A. AJ CLAIM: # A72-00197 PRIORITY DATE: 05-01-1936 STAGE: D

B. WR RECORD: # 72-00197 PRIORITY DATE: 05-01-1936 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(☐) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y(☐) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED N/A(☐) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE N/A(☐) Y(☐) N(☐)

LICENSE ISSUED N/A(☐) Y(☐) N(☐)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y(☐) N(☐)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N(☐)

NOTES:

72-00197 represents decreed water with priority date
of 1895 for same POU

RECOMMENDED PRIORITY DATE

05-01-1936

REVIEWED BY

[Signature]

DATE

11-23-98

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A72-00197	09N	18E	4		NW	NW	4		CUSTER		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A72-00196 R72-00196
R72-10493

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: SALMON RIVER, EAST FORK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
72-00197	09N	18E	4		NE	NW	3		CUSTER		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

72-00196

A72-10493
A72-12291
A72-12292
A72-16011
NONE

SOURCE: SALMON RIVER, EAST FORK

TRIB: SALMON RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N(☒)

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y(☒) N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N(☒)

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y(☒) N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM 8-17-93) NAME OF EXAMINER F. Hitchcock Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: P/d Screened by IDFG Fish Screen EF 10

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY CUSTER	DIVERSION NAME	DIVERSION NBR
09N	18E	4	NW	NW	NW	4			EF 10	

SOURCE: SALMON RIVER, EAST FORK

TRIB: SALMON RIVER

REVIEWED BY: [Signature]

DATE: 11-23-98

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (), OR SEE ATTACHMENT ()

See claim file 72-00190 for description of
irrigation practices & diversion works.

A. ROOT WATER RIGHT NUMBERS: A72-00197
R72-00197

B. POJ LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09N	18E	4	NE	NE	1	BAKER, DICK L	A72-00197 / 11.0	72-00197 /		6.5	
			NE	NE	1	BAKER, DICK L	A72-00196 / 11.0	72-00196 /			
			NE	NE	1	BAKER, DICK L	R72-00196 / 11.0	- /		8.8	
			NE	NE	1	BAKER, DICK L	R72-00197 / 11.0	- /			
09N	18E	4	NW	NE	2	BAKER, DICK L	A72-00197 / 15.0	72-00197 /			
			NW	NE	2	BAKER, DICK L	A72-00196 / 15.0	72-00196 /			
			NW	NE	2	BAKER, DICK L	R72-00196 / 15.0	- /		12	
			NW	NE	2	BAKER, DICK L	R72-00197 / 15.0	- /			
10N	18E	33	SE	SW	5	BAKER, DICK L	A72-00197 / 9.0	72-00197 /	18.0		
			SE	SW		STATE OF IDAHO	R72-10493 /	- /			
			SE	SW	5	BAKER, DICK L	A72-00196 / 9.0	72-00196 /		9.7	
			SE	SW	5	BAKER, DICK L	A72-00198 / 5.0	- /			
			SE	SW	5	BAKER, DICK L	A72-00199 / 5.0	- /			
			SE	SW	5	BAKER, DICK L	A72-00200 / 5.0	- /			
			SE	SW	5	BAKER, DICK L	R72-00196 / 9.0	- /			
			SE	SW	5	BAKER, DICK L	R72-00197 / 9.0	- /			
			SE	SW	5	BAKER, DICK L	R72-00198 / 5.0	- /			
			SE	SW	5	BAKER, DICK L	R72-00199 / 5.0	- /			
			SE	SW	5	BAKER, DICK L	R72-00200 / 5.0	- /			
10N	18E	33	SW	SE	6	BAKER, DICK L	A72-00197 / 4.0	72-00197 /	10.0		
			SW	SE	6	BAKER, DICK L	A72-00196 / 4.0	72-00196 /		8.2	
			SW	SE	6	BAKER, DICK L	R72-00196 / 4.0	- /			
			SW	SE	6	BAKER, DICK L	R72-00197 / 4.0	- /			

ADDITIONAL POJ FOUND

TOTAL ACRES

A72-00197

39.00

28.00

POJ COUNTY: CUSTER

38.7

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(☒)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-00197	SALMON RIVER, EAST FORK	BAKER, DICK L	1.200	0.030		
A72-00196	SALMON RIVER, EAST FORK	BAKER, DICK L	1.200	0.030		
R72-00196	SALMON RIVER, EAST FORK	BAKER, DICK L	1.200	0.030		
R72-00197	SALMON RIVER, EAST FORK	BAKER, DICK L	1.200	0.030		
A72-00198	BIG LAKE CREEK	BAKER, DICK L	1.500	0.009		
R72-00198	BIG LAKE CREEK	BAKER, DICK L	1.500	0.009		
R72-00199	SALMON RIVER, EAST FORK	BAKER, DICK L	1.500	0.009		
A72-00199	SALMON RIVER, EAST FORK	BAKER, DICK L	1.500	0.009		
A72-00200	SALMON RIVER, EAST FORK	BAKER, DICK L	1.300	0.008		
R72-00200	SALMON RIVER, EAST FORK	BAKER, DICK L	1.300	0.008		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
R72-10493	FISH PROPAGATION	STATE OF IDAHO	FROM 04-15 TO 10-15	0.800 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y(☒) N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: 72-00196.

Decreed water with 1895 priority from same source

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N(☒)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(☒) N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(☒)

CHECK DOCUMENTS USED TO VERIFY POB: ☒ ORTHOPHOTOQUAD, IDWR NO. V24; ☐ TOPOGRAPHIC QUAD, IDWR NO. _____;
☒ NAPP, IDWR NO. V24 SE; ☐ ASCS PHOTO; ☐ OTHER _____

NOTES:

Irrigated acres calculated & located with
ARC VIEW GIS program using 1988 NAPP Aerial
photography and quarter/quarter overlays

RECOMMENDATIONS:

TOTAL ACRES: 39 N/A ☐

REVIEWED BY: [Signature]

DATE: 11-23-98

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A72-00197 IRRIGATION	FROM 04-01 TO 11-01	1.200 CFS	
TOTAL DIVERSION RATE/VOLUME		1.200 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
72-00197 IRRIGATION	FROM TO	1.200 CFS	
TOTAL DIVERSION RATE/VOLUME		1.200 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☒) N(☐)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☐) N(☒)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☒) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☒) Y(☐) N(☐)

NOTES:

*No period of use in device. Recommend
current LPWR standards for Busw 72.*

AJ CLAIM TOTAL DIVERSION RATE: 1.200 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.200 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N(☒)

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y(☒) N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD

IDFG information

SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 39 * x 0.02 CFS/ACRE = .78 CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y(☒) N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☒) N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 97.5 AF/A

ACRES x CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

1b. CALCULATIONS

* Decree awarded
0.03 cfs per acre

72-00196 = 1.2 cfs
72-00197 = 1.2 cfs
2.4

NOTES: Decree awarded 0.03 cfs per acre. Bubble
analysis indicated requirement above amount
claimed. Recommended as claimed for both
72-00196 and 72-00197 (overlapping POW) for 2.4 cfs total.

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	04-01	11-01	DATABASE 1.200	EXAMINER ✓	DATABASE	EXAMINER	DATABASE 97.5	EXAMINER
TOTAL FOR THIS RIGHT			1.200	✓		✓	97.5	✓

NON-IRRIGATION USES CLAIMED: 5/400 CATTLE AND 20 HORSES

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: *[Signature]*

DATE: 11-23-98

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE): _____

EXPLANATORY CONDITIONS (CODE): _____

EXPLANATORY REMARKS (CODE): _____

E11 39 ac
w/194

F05 w/196

C23

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	(X)	()
FORFEIT/ABANDON	(X)	()
ADDITIONAL DIV. AMOUNT	(X)	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00197

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 1.200 EXAMINER CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	R72-00197	1.200	R72-00197	1.200	72-00197	1.200
TOTAL CFS		1.200		1.200		1.200

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE Y FIELD EXAMINER Y (X) N ()

NOTES:

no splits

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE:

TITLE:

[Signature] *11-23-98*
Vikie Hancock *Water Resource Agent*

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO <u>9-24-74</u> IDWR ID NO. <u>124</u>	Y(☒) N(☐)
☐ TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y(☐) N(☐)
☒ NAPP	DATE OF PHOTO <u>9-18-88</u> IDWR ID NO. <u>124 SE</u>	Y(☒) N(☐) GIS FILE
☐ ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y(☐) N(☐)
☐ ASCS COLOR SLIDE	DATE OF PHOTO _____	Y(☐) N(☐)
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y(☐) N(☐)
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y(☐) N(☐)
☒ SCS SOIL SURVEY MAP	DATE ISSUED <u>GIS FILE IN ARC VIEW</u>	Y(☐) N(☒)
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
☐ WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
☒ SYSTEM DESCRIPTION	DATE DRAWN <u>See claim # 72-00190 by F. Hitchcock</u>	_____	_____
☒ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN <u>See claim # 72-00196 by F. Hitchcock</u>	_____	_____
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
☒ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED <u>11-16-98 DHA</u>	_____	_____
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☒ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED <u>IDFB game info</u>	_____	_____
☐ OTHER _____	DATE _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:45:16
05/17/95

PAGE: 16
QUICKLOOK INFORMATION

33
CLAIM NUMBER: A72-00197

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			F.H. 8-17-98		F.H. 8-17-98	D.A. 11-23-98	D.A. 11-23-98	
POINT OF DIV								
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES OF USE								
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS			✓		✓	✓	✓	

BARCODE UPDATED
WHOM/DATE

09:56:15
05/17/95
34

CLAIM NUMBER: A72-00197

Water Source: SALMON RIVER, EAST FORK

Tributary to: SALMON RIVER

Stage: DECREED

Point(s) of Diversion: T09N R18E S04 Lot04(NWNW)

CUSTER County

Place of use Legal Description for: IRRIGATION

nw nw nw

EP10

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
09N	18E	4	:	01-11	02-15															:	26.0
10N	18E	33	:													05-09				:	13.0
																				TOTAL ACRES	39.0

Non-Irrigation Uses: (S/400 CATTLE AND 20 HORSES) Comments

Dates: Exam Made Date: Verified Date: 01/28/1985

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

~~C03~~

E 11 196
39 ac

As claimed

As claimed

CLAIM	INIT			
	T.	R.	S.	Q/Q
P/D				
PHOTO	<u>V24</u>		<u>OPQ</u>	
DT. & ID.	<u>7-24-74</u>			

R18E

T10

T9N

31

32

33

34

6

5

4

3

EAST

FORK

AJ0749NP
No. R72-00197

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/29/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MELODIE L BAKER HC 68 BOX 304 CLAYTON ID 83227 (208) 838-2440	05/01/1936	IRRIGATION	04-01 10-31	1.20 CFS	
TOTAL DIVERSION:					1.20 CFS	

C D WAYNE BAKER
HC 68 BOX 304
CLAYTON ID 83227

Water Source: SALMON RIVER, EAST FORK

Tributary to: SALMON RIVER

Stage: DECREED

Point(s) of Diversion: T09N R18E S04 Lot04(NWNW)

CUSTER County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
09N	18E	4	:	01-08	02-12			:					:					:					:	20.8
10N	18E	33	:					:					:					:					:	17.9
																							TOTAL ACRES	38.7

POU County: CUSTER

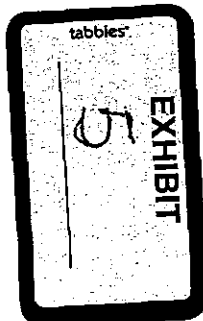
Other Rights: 72-00196.

Conditions of Approval:

- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C16 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN BASIN 72:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
- ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

Remarks: POU1 USE OF THIS RIGHT WITH RIGHT NO. 72-00196 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 39 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP RIGHT NO. 72-00196 IS ALSO DIVERTED THROUGH POINT OF



AJ0749NP
No. R72-00197

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/29/98
PAGE: 2

=====

Remarks: DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

SRBA

DIRECTORS REPORT 72-00197

[Return to SRBA Home Page](#)

IWT072

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Right Number: 72-00197

Name and Address: MELODIE L BAKER
D WAYNE BAKER
HC 68 BOX 304
CLAYTON, ID 83227

Source: SALMON RIVER, EAST FORK Tributary: SALMON RIVER

Quantity: 1.20 CFS

Priority Date: 05-01-1936

Diversion Point: T09N R18E S04 LOT 4 (NWNW) Within Custer County

Purpose and

Period of Use:	Purpose of Use	Period of Use	Quantity
	Irrigation	04-01 TO 10-31	1.20 CFS

Place of Use:	Irrigation	Within Custer County
	T09N R18E S04 LOT 1 (NENE) 8.8	LOT 2 (NWNE) 12
	T10N R18E S33 LOT 5 (SESW) 9.7	LOT 6 (SWSE) 8.2
	38.7 Acres Total	

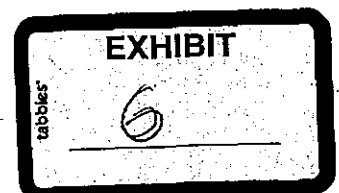
USE OF THIS RIGHT WITH RIGHT NO. 72-00196 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 39 ACRES IN A SINGLE
IRRIGATION SEASON.

Other Provisions Necessary for Definition / Administration of this Water Right:

Explanatory Material: Basis of Claim - Decreed

RIGHT NO. 72-00196 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

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SRBA

PARTIAL DECREE 72-00197

Issued on 11-17-2000.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS: D WAYNE BAKER
MELODIE L BAKER
HC 68 BOX 304
CLAYTON, ID 83227

SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

QUANTITY: 1.20 CFS

PRIORITY DATE: 05/01/1936

POINT OF DIVERSION: T09N R18E S04 LOT 4 (NWNW) Within Custer County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 10-31	1.20 CFS

PLACE OF USE: Irrigation Within Custer County

T09N R18E S04 LOT 1	(NENE) 8.8	LOT 2	(NWNE) 12.0
T10N R18E S33 LOT 5	(SESW) 9.7	LOT 6	(SWSE) 8.2
38.7 Acres Total			

USE OF THIS RIGHT WITH RIGHT NO. 72-00196 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 39 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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