



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

September 20, 2006

Gloria L. Anderson  
1341 Ripon Ave  
Lewiston ID 83501

Re: Notice of Error reply for Claim #79-4429

Dear Mrs. Anderson:

The Department has received your Notice of Error Reply form. I will try to explain why the recommendations are different than your original Notice of Claim.

The priority date was changed to 3/15/1910 because in order to perfect a water right it must be put to a beneficial use. Because one of the uses on your claim was irrigation and the water can't beneficially be used for irrigation purposes in January, we recommended the first day of the irrigation season. However, since the other use is stockwater and that can be beneficially used in January, I have modified the recommendation to reflect the January 1, 1910 priority date.

The additional quarter on the points of diversion was actually not a typo. Department rules require us to establish points of diversion to 10-acre tracts (1/4, 1/4, 1/4) when the source is a spring. We also record the points of diversion for all other sources to 10-acre tracts when we are able.

I have enclosed a modified recommendation showing the 1/1/1910 priority date. Please keep this for your files and if you have any questions, do not hesitate to contact me at the number above.

Sincerely,

A handwritten signature in black ink, appearing to read 'Gregory J. Taylor', is written over a horizontal line.

Gregory J. Taylor  
Sr. Water Resource Agent

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 79-4429

WATER RIGHT NUMBER: 79-4429

|                   |                                                             |
|-------------------|-------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                     |
| Current Owner     | ANDERSON & HECKMAN<br>10230 D WAHA RD<br>LEWISTON, ID 83501 |

Priority Date: 01/01/1910

Basis: Statutory Claim

Status: Active

|                |                  |
|----------------|------------------|
| <u>Source</u>  | <u>Tributary</u> |
| PACKERS CREEK  | SALMON RIVER     |
| SPRINGS        | SALMON RIVER     |
| SPRINGS        | TELCHER CREEK    |
| UNNAMED STREAM | SALMON RIVER     |

|                       |                         |           |                       |                      |
|-----------------------|-------------------------|-----------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u>             | <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| STOCKWATER            | 1/01                    | 12/31     | 0.030 CFS             |                      |
| IRRIGATION            | 4/10                    | 10/01     | 0.040 CFS             |                      |
|                       | <u>Total Diversion:</u> |           | 0.070 CFS             |                      |

Location of Point(s) of Diversion

|                |            |          |          |               |
|----------------|------------|----------|----------|---------------|
| SPRINGS        | SW1/4SW1/4 | Sec. 14. | Twp 30N. | Rge 01W. B.M. |
| IDAHO County   |            |          |          |               |
| SPRINGS        | NW1/4SW1/4 | Sec. 14. | Twp 30N. | Rge 01W. B.M. |
| IDAHO County   |            |          |          |               |
| SPRINGS        | NW1/4NW1/4 | Sec. 3.  | Twp 30N. | Rge 01W. B.M. |
| IDAHO County   |            |          |          |               |
| SPRINGS        | SW1/4NW1/4 | Sec. 14. | Twp 30N. | Rge 01W. B.M. |
| IDAHO County   |            |          |          |               |
| SPRINGS        | SW1/4SW1/4 | Sec. 11. | Twp 30N. | Rge 01W. B.M. |
| IDAHO County   |            |          |          |               |
| SPRINGS        | NW1/4SW1/4 | Sec. 11. | Twp 30N. | Rge 01W. B.M. |
| IDAHO County   |            |          |          |               |
| PACKERS CREEK  | SE1/4NE1/4 | Sec. 10. | Twp 30N. | Rge 01W. B.M. |
| IDAHO County   |            |          |          |               |
| UNNAMED STREAM | NE1/4SE1/4 | Sec. 3.  | Twp 30N. | Rge 01W. B.M. |
| IDAHO County   |            |          |          |               |
| SPRINGS        | NW1/4SW1/4 | Sec. 14. | Twp 30N. | Rge 01W. B.M. |
| IDAHO County   |            |          |          |               |
| SPRINGS        | NE1/4NE1/4 | Sec. 4.  | Twp 30N. | Rge 01W. B.M. |
| IDAHO County   |            |          |          |               |
| SPRINGS        | NE1/4NE1/4 | Sec. 4.  | Twp 30N. | Rge 01W. B.M. |
| IDAHO County   |            |          |          |               |

*Sent copy of the  
just received  
claim to Delta  
Mon 9/7/04*

*Claim is for  
the same lands as  
previously filed.*

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 79-4429

Place of Use

## STOCKWATER

| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|             | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 30N 01W 3   |    |    |    |    | X  |    |    |    |    |    |    |    | X  |    |    |    |        |
| 30N 01W 4   | X  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
| 30N 01W 10  |    |    |    | X  |    |    |    |    |    |    |    |    |    |    |    |    |        |
| 30N 01W 11  |    |    |    |    |    |    |    |    | X  | X  |    |    |    |    |    |    |        |
| 30N 01W 14  |    |    |    |    | X  | X  |    |    | X  | X  |    |    |    |    |    |    |        |

## IRRIGATION

| Twp Rge Sec | NE |    |    |     | NW |    |    |    | SW |    |    |    | SE  |    |    |    | Totals |
|-------------|----|----|----|-----|----|----|----|----|----|----|----|----|-----|----|----|----|--------|
|             | NE | NW | SW | SE  | NE | NW | SW | SE | NE | NW | SW | SE | NE  | NW | SW | SE |        |
| 30N 01W 3   |    |    |    |     |    |    |    |    |    |    |    |    | 1.0 |    |    |    | 1.0    |
| 30N 01W 10  |    |    |    | 1.0 |    |    |    |    |    |    |    |    |     |    |    |    | 1.0    |

Total Acres: 2

Conditions of Approval:Remarks:

1. General SOURCES ARE PACKERS CR., UNNAMED STREAM & SPRINGS, TRIB TO SALMON R.  
AND SPRINGS TRIB TO TELCHER CR.  
2 P/D IN NENE, S4, T30N, R1W

Comments:

08/18/2006

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 79-4429

NAME AND ADDRESS: ELBERT E ANDERSON  
1341 RIFON AVE  
LEWISTON ID 83501

STANLEY A ANDERSON  
1341 RIFON AVE  
LEWISTON ID 83501

GLORIA L ANDERSON  
1341 RIFON AVE  
LEWISTON ID 83501

DELBERT J ANDERSON  
1341 RIFON AVE  
LEWISTON ID 83501

SOURCE: PACKERS CREEK  
SPRINGS  
SPRINGS  
UNNAMED STREAM

TRIBUTARY: SALMON RIVER  
TRIBUTARY: SALMON RIVER  
TRIBUTARY: TELCHER CREEK  
TRIBUTARY: SALMON RIVER

QUANTITY: 0.120 CFS

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 03/15/1910

POINT OF DIVERSION:

→ T30N R01W S3 NENWNW Within IDAHO County ✓

→ T30N R01W S3 NESE Within IDAHO County ✓

→ T30N R01W S4 NENENE Within IDAHO County ✓

→ T30N R01W S4 NWNENE Within IDAHO County ✓

→ T30N R01W S10 SENE Within IDAHO County ✓

→ T30N R01W S11 NWSW Within IDAHO County ✓

→ T30N R01W S14 NWNWNW Within IDAHO County ✓

→ T30N R01W S14 SWNW Within IDAHO County ✓

→ T30N R01W S14 NWSW Within IDAHO County ✓

→ T30N R01W S14 SWSW Within IDAHO County ✓

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY  |
|----------------|---------------|-----------|
| STOCKWATER     | 01/01 12/31   | 0.040 CFS |
| IRRIGATION     | 03/15 10/31   | 0.040 CFS |
| DOMESTIC       | 01/01 12/31   | 0.040 CFS |

PLACE OF USE:

| IRRIGATION Within IDAHO County        |      |      |               |           |
|---------------------------------------|------|------|---------------|-----------|
| T30N R01W S03                         | NESE | 1.00 | T30N R01W S10 | SENE 1.00 |
| <u>STOCKWATER Within IDAHO County</u> |      |      |               |           |
| T30N R01W S03                         | NWNW |      | T30N R01W S03 | NESE      |
| T30N R01W S04                         | NENE |      | T30N R01W S10 | SENE      |
| T30N R01W S11                         | NWSW |      | T30N R01W S11 | SWSW      |
| T30N R01W S14                         | NWNW |      | T30N R01W S14 | SWNW      |
| T30N R01W S14                         | NWSW |      | T30N R01W S14 | SWSW      |
| <u>DOMESTIC Within IDAHO County</u>   |      |      |               |           |
| T30N R01W S10                         | SENE |      |               |           |

03/10/2005

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 79-4429

NAME AND ADDRESS: ELBERT E ANDERSON  
1341 RIPON AVE  
LEWISTON ID 83501

STANLEY A ANDERSON  
1341 RIPON AVE  
LEWISTON ID 83501

GLORIA L ANDERSON  
1341 RIPON AVE  
LEWISTON ID 83501

DELBERT J ANDERSON  
1341 RIPON AVE  
LEWISTON ID 83501

SOURCE: PACKERS CREEK  
SPRINGS  
SPRINGS  
UNNAMED STREAM

TRIBUTARY: SALMON RIVER  
TRIBUTARY: SALMON RIVER  
TRIBUTARY: TELCHER CREEK  
TRIBUTARY: SALMON RIVER

QUANTITY: 0.120 CFS

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 03/15/1910

POINT OF DIVERSION:

T30N R01W S3 NENWNW Within IDAHO County  
T30N R01W S3 NESE Within IDAHO County  
T30N R01W S4 NENENE Within IDAHO County  
T30N R01W S4 NWNENE Within IDAHO County  
T30N R01W S10 SENE Within IDAHO County  
T30N R01W S11 NWSW Within IDAHO County  
T30N R01W S11 NWSWSW Within IDAHO County  
T30N R01W S14 NWNWNW Within IDAHO County  
T30N R01W S14 SWNW Within IDAHO County  
T30N R01W S14 NWSW Within IDAHO County  
T30N R01W S14 SWSW Within IDAHO County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER            | 01/01 12/31          | 0.040 CFS       |
| IRRIGATION            | 03/15 10/31          | 0.040 CFS       |
| DOMESTIC              | 01/01 12/31          | 0.040 CFS       |

PLACE OF USE: STOCKWATER Within IDAHO County

|               |      |               |      |
|---------------|------|---------------|------|
| T30N R01W S03 | NWNW | T30N R01W S03 | NESE |
| T30N R01W S04 | NENE | T30N R01W S10 | SENE |
| T30N R01W S11 | NWSW | T30N R01W S11 | SWSW |
| T30N R01W S14 | NWNW | T30N R01W S14 | SWNW |
| T30N R01W S14 | NWSW | T30N R01W S14 | SWSW |

03/10/2005

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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IRRIGATION Within IDAHO County

|               |      |     |               |      |     |
|---------------|------|-----|---------------|------|-----|
| T30N R01W S03 | NESE | 1.0 | T30N R01W S10 | SENE | 1.0 |
|---------------|------|-----|---------------|------|-----|

DOMESTIC Within IDAHO County

|               |      |
|---------------|------|
| T30N R01W S10 | SENE |
|---------------|------|

2 ACRES TOTAL

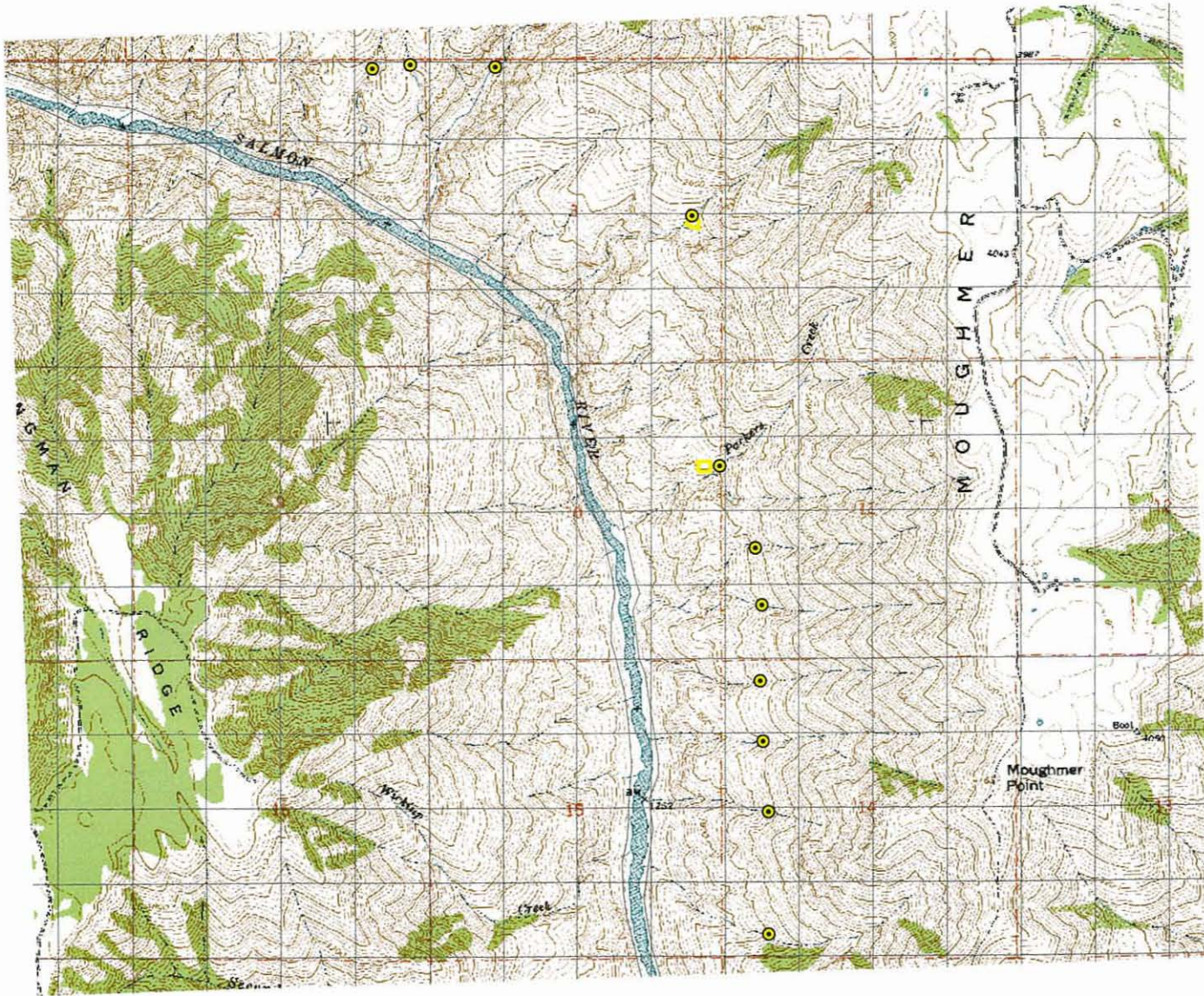
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

# 79-4429



**T30N R01W**  
**Section(s) 3, 4, 10, 11 & 14**

● Point of Diversion  
□ Place of Use



Map prepared by: Greg Taylor  
Date Prepared: March 10, 2005  
Photography: USGS Quad map  
Idaho Department of Water Resources

0 3000 6000 9000 12000 Feet

Shapes made.

Stock is unimpaired  
Irrigation is not  
Domestic should be  
in SENE<sup>SE</sup>TO

(over)

Call June Peter:  
It looks like buildings  
in NE NE 10 and SE SE 13

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 79-4429  
Date Received: 11/24/2004  
Receipt No: C075131  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ELBERT E ANDERSON Phone: (208)743-9277

1341 RIPON AVE  
LEWISTON ID USA 83501

STANLEY A ANDERSON Phone: (208)746-9343

1341 RIPON AVE  
LEWISTON ID USA 83501

GLORIA L ANDERSON Phone: (208)743-9277

1341 RIPON AVE  
LEWISTON ID USA 83501

DELBERT J ANDERSON Phone: (208)746-9343

1341 RIPON AVE  
LEWISTON ID USA 83501

2. Date of Priority: 01/01/1910

3. Source: SPRINGS , SPRINGS , SPRINGS , SPRINGS , SPRINGS , SPRINGS , PACKERS CREEK  
, UNNAMED STREAM , SPRINGS , SPRINGS , SPRINGS Trib. to: SALMON RIVER , SALMON  
RIVER , TELCHER CREEK , SALMON RIVER , SALMON RIVER , SALMON RIVER , SALMON RIVER ,  
SALMON RIVER , SALMON RIVER , SALMON RIVER , SALMON RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 30N      | 01W   | 14      | SW SW                 | IDAHO  |      |
| 30N      | 01W   | 14      | NW SW                 | IDAHO  |      |
| 30N      | 01W   | 3       | NW NW                 | IDAHO  |      |
| 30N      | 01W   | 14      | SW NW                 | IDAHO  |      |

|     |     |    |    |    |       |
|-----|-----|----|----|----|-------|
| 30N | 01W | 11 | SW | SW | IDAHO |
| 30N | 01W | 11 | NW | SW | IDAHO |
| 30N | 01W | 10 | SE | NE | IDAHO |
| 30N | 01W | 3  | NE | SE | IDAHO |
| 30N | 01W | 14 | NW | NW | IDAHO |
| 30N | 01W | 4  | NE | NE | IDAHO |
| 30N | 01W | 4  | NE | NE | IDAHO |

5. Description of diverting works:

SPRING BOXES, 1-IN PIPELINE TO TROUGHS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/10 | 10/01 | 0.04   |            |
| STOCKWATER | 01/01 | 12/31 | 0.04   |            |
| DOMESTIC   | 01/01 | 12/31 | 0.04   |            |

7. Total Quantity Appropriated is:  
0.12 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:  
Number of other uses: 300 CATTLE  
Number of homes: 1

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
| 30N      | 01W   | 3       | NW         | NW  | STOCKWATER    |       |
|          |       |         | NE         | SE  | STOCKWATER    |       |
|          |       |         | NE         | SE  | IRRIGATION    | 1     |
|          |       |         |            |     | Section Acres | 1     |
| 30N      | 01W   | 4       | NE         | NE  | STOCKWATER    |       |
| 30N      | 01W   | 10      | SE         | NE  | STOCKWATER    |       |
|          |       |         | SE         | NE  | IRRIGATION    | 1     |
|          |       |         |            |     | Section Acres | 1     |
| 30N      | 01W   | 11      | NW         | SW  | STOCKWATER    |       |
|          |       |         | SW         | SW  | STOCKWATER    |       |

|     |     |    |    |    |             |   |
|-----|-----|----|----|----|-------------|---|
| 30N | 01W | 14 | NW | NW | STOCKWATER  |   |
|     |     |    | SW | NW | STOCKWATER  |   |
|     |     |    | NW | SW | STOCKWATER  |   |
|     |     |    | SW | SW | STOCKWATER  |   |
|     |     |    |    |    | Total Acres | 2 |

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:

14. Remarks:

HECKMAN DECEASED, ANDERSON/HECKMAN DISSOLVED. HECKMAN GIFTED PROPERTY TO ABOVE CLAIMANTS.

FIVE ATTACHMENTS. CLAIM IS FOR SAME LOCATION OF POINTS AS THE ORIGINAL CLAIM WAS FILED.

15. Basis of Claim: Beneficial Use