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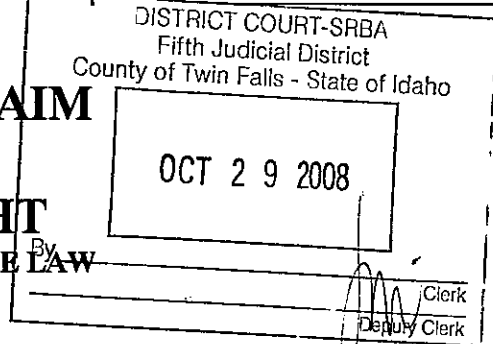
DEPARTMENT OF
WATER RESOURCESIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Indent. Number 72-16784

Date Received _____

Receipt Number _____

LATE
**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

Please type or print clearly

1. Name of Claimant(s) Gary Ingram and Jackie Ingram Phone (208) 838-2369
Mailing Address HC 68 Box 320, Clayton, Idaho Zip 83227

2. Date of Priority only (1) per claim) April 1, 1930

3. Source of water supply (a) Salmon River, East Fork

which is tributary to (b) Salmon River

4. a. Location of existing point of diversion is: Township 10N Range 18E Section 12,
1/4 of SW 1/4 NE 1/4, Govt. Lot, B.M., County of Custer (aka EF-3)

Additional points of diversion if any: T. 10N, R. 18E, Sec. 13, SWSWNW (aka EF-4)

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section , 1/4 of 1/4 of 1/4,

Govt. Lot B.M., County of

ending point is: Township Range Section , 1/4 of 1/4 of

1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, etc.). Including the dates of any changes or enlargement in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. There are two (2) diversion works covered by this claim, designated as EF-3 and EF-4. Each diversion has a headgate in the East Fork of the Salmon River. Each diverts water into a ditch that has a fish screen installed by the Idaho Department of Fish and Game. Each diversion is described in greater detail in the Affidavit of Gary Ingram in Support of Motion to File Late Notice of Claim.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation (conveyance loss) purposes from 4/1 to 10/31 amount 17.70 or
For purposes from to amount or
For purposes from to amount or

Last Name Ingram Ident. Number 72-16784

7. Total quantity claimed (a) 17.70 (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is N/A acre fee per annum.
9. Non-Irrigation uses; describe fully (e.g. Domestic: Give number of households served; Stockwater Type and number of livestock etc.) This water right is for conveyance losses in conveying water from the points of diversion to the places of use. There is no consumptive use associated with this claim.
10. Description of place of use:
 a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	18E	1						11 lot 4	25	10	18.7	11		13			3.7		92.4
10N	18E	12	11.5					2.4											11.5

Total number of acres irrigated 103.9

11. In which county(ies) are lands listed above as place of use located? Custer
12. Do you own the property listed above as place of use? Yes X No _____
13. Describe any other water rights used at the same place and for the same purposes as described above.
The following rights are for irrigation from these diversions: 72-226A and 72-227A
 _____ or None ()
14. Remarks:

The maximum combined diversion for irrigation and conveyance loss at each point of diversion under the claimants water rights is limited as follows (see **Exhibit A**):

EF-3: this claim, 72-226A and 72-227A = 8.21 cfs

EF-4: this claim, 72-226A and 72-227A = 14.60 cfs

Last Name Ingram Ident. Number 72-16784

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing documents are true and correct.

Signature or Claimant (s) Dary Ingram Date Oct 23 2008

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing Title
Organization
document in the space below as _____ of _____ organization
Title
and that the statements contained in the foregoing document are true and correct.

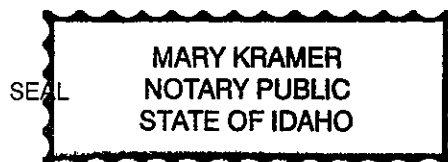
Signed of Authorized Agent

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 23rd day of Oct 2008



Notary Public Mary Kramer
Residing at Custer County
My Commission Expires 7-30-14

16. Notice of Appearance:

Notice is hereby given that I, Daniel V. Steenson will be acting as attorney at law on behalf of the claimant signing above, and all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature Daniel Steenson

Address P.O. Box 2773, Boise, Idaho 83701

Date 10-27-08

EXHIBIT A

Ingram Diversions, Water Rights, Claims & Measurements

East Fork Salmon River

Diversions/Water Rights/Late Claims

Measurements

<u>Diversions</u>	<u>Water Rights</u>	<u>Diversion Rates</u>	<u>Split</u>	<u>Conveyance Loss</u>	<u>Claim</u>	<u>Diversion Max.</u>	<u>IDFG</u>	<u>BOR</u>
EF-3	72-00226A	4.63 cfs						
	72-00227A	<u>.48 cfs</u>						
		45% x 5.11 cfs =	2.30 cfs ¹	+ 5.91 cfs	=	8.21 cfs	20.75	25.10
EF-4	72-00226A	4.63 cfs						
	72-00227A	<u>.48 cfs</u>						
		55% x 5.11 cfs =	<u>2.81 cfs</u>	+ <u>11.79 cfs</u>	=	14.60 cfs	24.00	
				17.70 cfs				
			5.11 cfs	+	17.70 cfs	= 22.81 cfs		

Exhibit A

¹Ingrams' water rights are diverted through EF-3 and EF-4. Conveyance loss is apportioned to Ingrams' based upon their diversion of 55% of these water rights at EF-4 to irrigate approximately 55% of the acres within the place of use.

EF-3 Water Rights, Claims & Measurements

EF-3 conveyance loss total:

$$25.10 \text{ cfs (BOR)} - 7.49 \text{ cfs (decrees)} = 17.20 \text{ cfs}$$

<u>Decreases</u>	<u>Rates</u>	<u>Decreases</u>	<u>%¹</u>	<u>Conveyance</u>		<u>Total</u>	<u>Ditch Measurements</u>	
		<u>Total</u>		<u>Total</u>	<u>Claims</u>		<u>IDFG</u>	<u>BOR</u>
							20.75 cfs	25.10 cfs
72-00224 (Baker)	3.60 cfs							
72-00225 (Baker)	<u>.60 cfs</u>	<u>4.20 cfs</u>	.6278	x 17.20 cfs =	10.80 cfs + 4.20 cfs =	15.00 cfs		
72-00226A (Ingram)	4.63 cfs							
72-00227A (Ingram)	<u>.48 cfs</u>							
	45% x <u>5.11 cfs</u>	<u>2.30 cfs²</u>	.3438	x 17.20 cfs =	5.91 cfs + 2.30 cfs =	8.21 cfs		
72-00226B (Long)	.17 cfs							
72-00227B (Long)	.02 cfs							
72-10537 (Idaho)	<u>.80 cfs</u>	<u>.99 cfs</u>						
All Rights total:		7.49 cfs	+		16.71 cfs	=	<u>.99 cfs</u>	24.20 cfs

¹For purposes of apportioning conveyance losses to the Baker and Ingram diversions, this is the percentage which the owner's diversion bears to the total irrigation EF-4 diversions (water right no. 72-10537, for bypass flow through the IDFG fish screen, is not included in this calculation.

²Ingrams' water rights are diverted through EF-3 and EF-4. Conveyance loss is apportioned to Ingrams' based upon their diversion of 45% of these water rights at EF-3 to irrigate approximately 45% of the acres within the place of use.

EF-4 Water Rights, Claims & Measurements

EF-4 conveyance loss total:

$$24.00 \text{ cfs (IDFG)} - 5.42 \text{ cfs (decrees)} = 18.58 \text{ cfs}$$

<u>Decrees</u>	<u>Rates</u>	<u>Decrees</u> <u>Total</u>	<u>%¹</u>	<u>Conveyance</u> <u>Total</u>	<u>Claims</u>	<u>Total</u>	<u>Ditch Measurements</u> <u>IDFG</u> 24.00 cfs
72-00226A (Ingram)	4.63 cfs						
72-00227A (Ingram)	<u>.48 cfs</u>						
	55% x <u>5.11 cfs</u> = <u>2.81 cfs</u> ²		.6343	x 18.58 cfs =	11.79 cfs	+ 2.81 cfs =	14.60 cfs
72-00228A (Sherwood)	1.26 cfs						
72-00229 (Sherwood)	<u>.30 cfs</u>	<u>1.56 cfs</u>	.3521	x 18.58 cfs =	6.54 cfs	+ 1.56 cfs =	8.10 cfs
72-00228B (Anderson)	.06 cfs						
72-10538 (Idaho)	<u>.80 cfs</u>	<u>0.86 cfs</u>				<u>0.86 cfs</u>	
All Rights total:		5.23 cfs		+	18.33 cfs		23.56 cfs

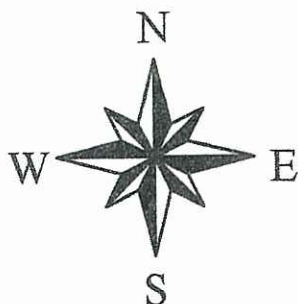
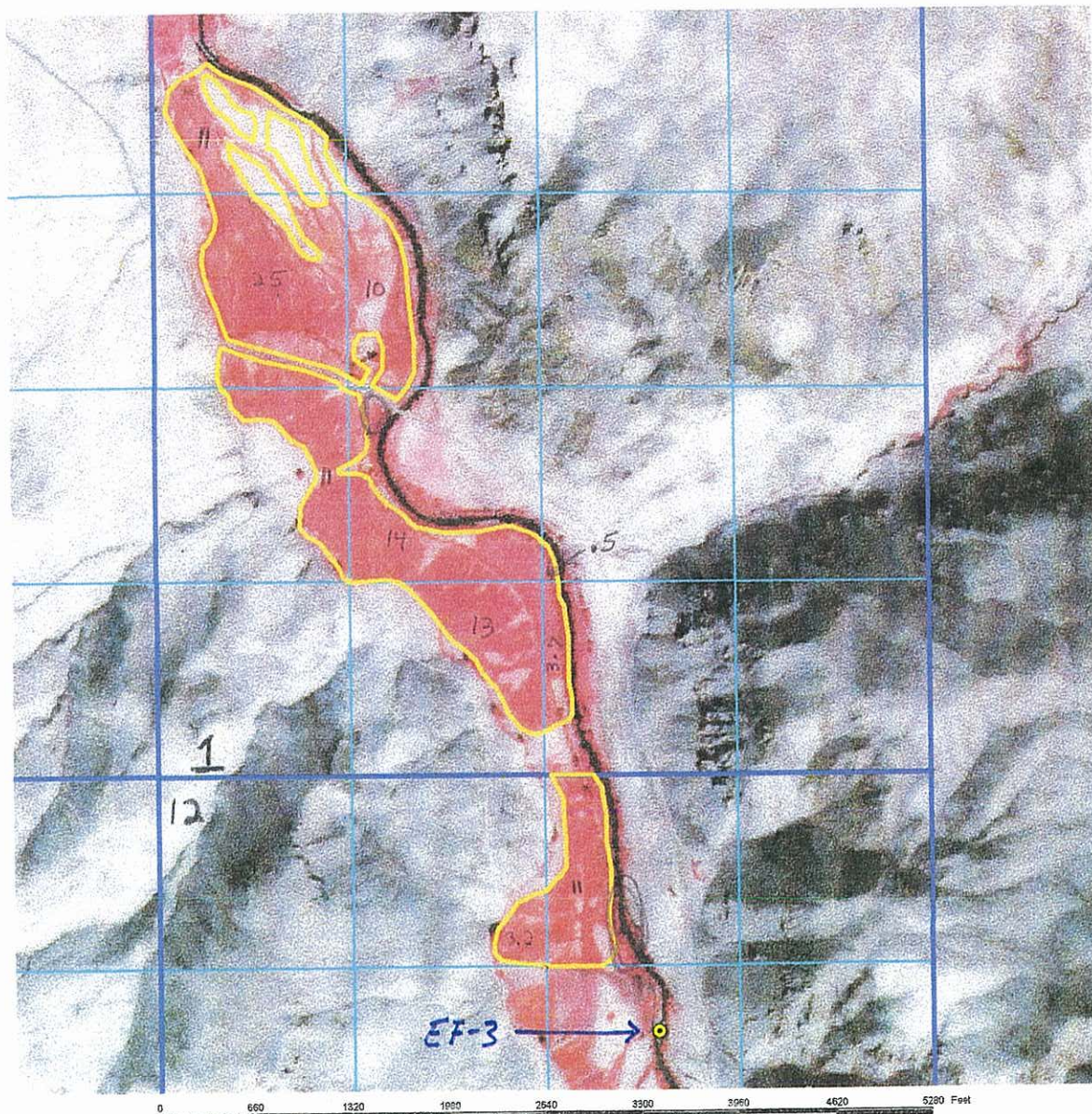
¹For purposes of apportioning conveyance losses to the Ingram and Sherwood diversions, this is the percentage which the owner's diversion bears to the total irrigation EF-4 diversions (water right no. 72-10538, for bypass flow through the IDFG fish screen, is not included in this calculation.

²Ingrams' water rights are diverted through EF-3 and EF-4. Conveyance loss is apportioned to Ingrams' based upon their diversion of 55% of these water rights at EF-4 to irrigate approximately 55% of the acres within the place of use.

EXHIBIT B

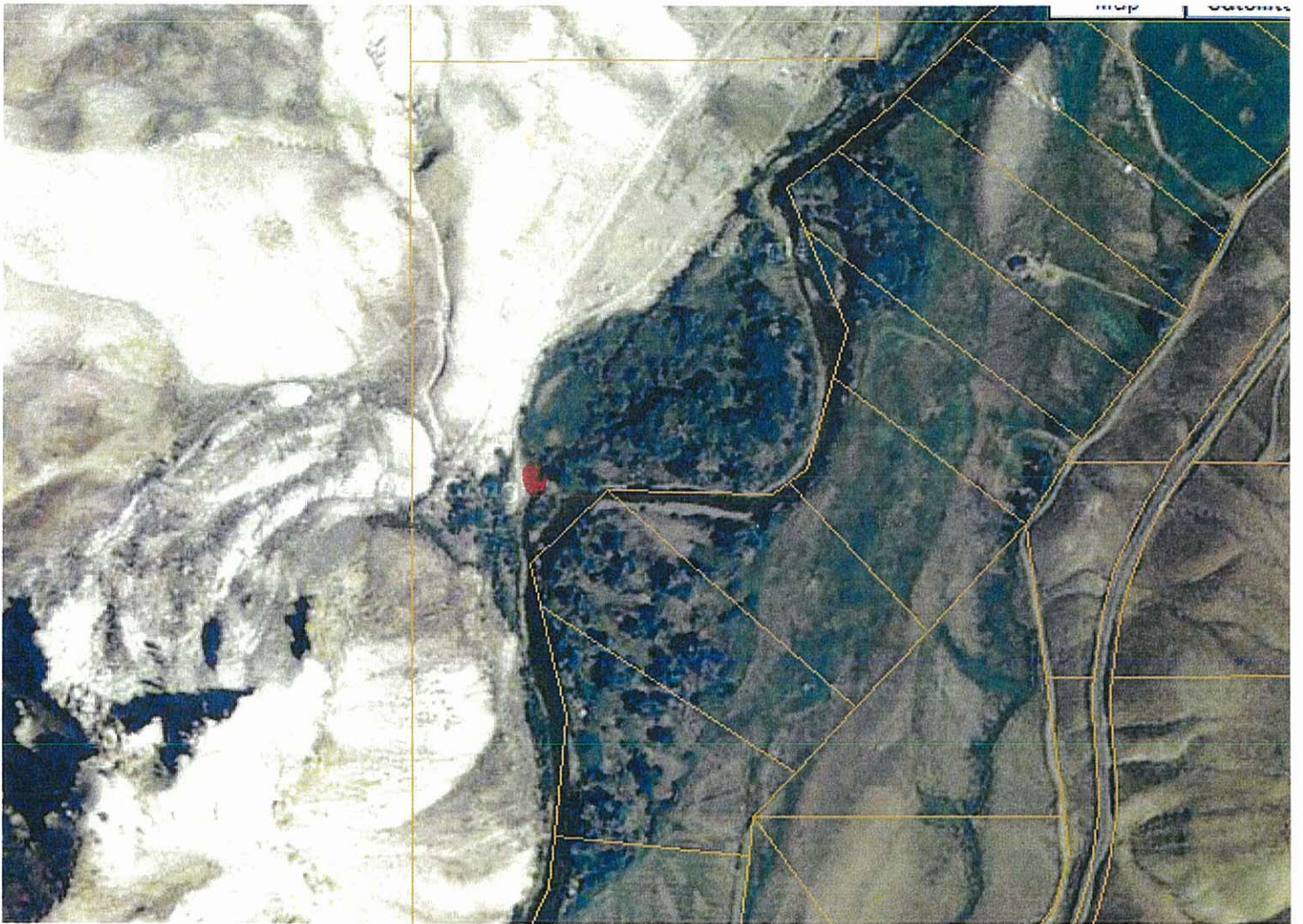
**RIGHT 72-00226A
and 72-00227A
INGRAM**

**RECOMMENDED PLACE OF USE
TWP 10N, RNG 18E, SEC 1 AND 12
data entry on September 29 1998**



-  **RECOMMENDED PLACE OF USE**
 -  **RECOMMENDED POINT OF DIVERSION**
 -  **SECTION LINES**
 -  **QUARTER/QUARTER LINES**
 -  **SUBDIVISION LOT BOUNDARIES**
- Exhibit B

**GIS PLACE OF USE PRESENTATION
1987 OR 1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY VIKIE HANCOCK**



EF-4 diversion marked in red