

10/17/2006

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

RIGHT NUMBER: 79-14010
NAME AND ADDRESS: CLIFFORD P GALLI
PO BOX 469
RIGGINS ID 83549
SOURCE: SOUTH FORK RACE CREEK TRIBUTARY: RACE CREEK
QUANTITY: 2.560 CFS
The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
PRIORITY DATE: 05/25/1908

POINT OF DIVERSION:
T24N R01E S5 SWSE Within IDAHO County
T24N R01E S5 SESE Within IDAHO County
T24N R01E S8 NENW 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	0.030 CFS
IRRIGATION	04/01 10/31	2.530 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T24N R01E S04	NWSW	3.10	T24N R01E S05	NESE	0.50
T24N R01E S05	SWSE	4.90	T24N R01E S05	SESE	3.70
T24N R01E S08	NENW	4.80			

STOCKWATER same as IRRIGATION

17 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 stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

September 22, 2006

RECEIVED
SEP 29 2006
IDWR/North

WATER RESOURCES,

ENCLOSED FIND THE CHANGES I NEED AMENDED TO OUR WATER RIGHTS

1. CHANGE OF ACRES TO 22.5 ACRES THIS WOULD INCLUDE MY HOME OF 2.5 ACRES AND THE NRCS CSP MEASUREMENTS.

2. CHANGE OF PRIORITY DATE BACK TO 1900

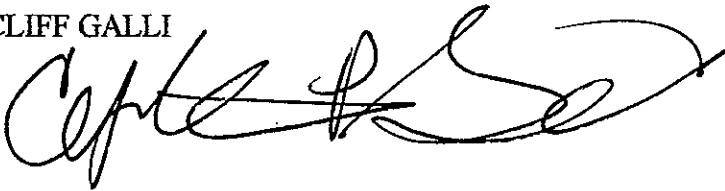
3. CHANGE IN VOLUME TO REFLECT THE REAL USE AS MEASURED BY GREG TAYLOR AND I ON SEP 7. 2006. USING A CIPOLLETTI WEIR

- a. DIVERSION AT SEC 8. WE MEASURED 2. 6" OVER 36" WEIR.
- b. DIVERSION AT SEC.5 I MEASURED 2.5" OVER 36" WEIR.
- c. DIVERSION AT SEC 4. I MEASURED 2. 4" OVER 36" WEIR.

THIS VOLUME IS APPROXIMATELY 2.904 CFS.[PLEASE CHECK MY MATH].

4. WATER RIGHT #79-4384-B ON THE WEST FORK OF RACE CR. WE WILL CLAIM THE HISTORIC USE AMOUNTS SAME AS IN THE SOUTH FORK OF RACE CR. AND THE 1880 PRIORITY DATE.

CLIFF GALLI

A handwritten signature in black ink, appearing to read 'Cliff Galli', with a large, stylized flourish extending from the end of the name.

08/18/2006

NOTICE OF ERROR
REPLY

RECEIVED
SEP 29 2006
IDWR/Boise

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 22, 2006

Water right number: 79-14010

CLIFFORD P GALLI
PO BOX 469
RIGGINS ID 83549
Telephone Number: (208)628-3607

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source)

ACRES is 22.5 not 17.
B. our historic Right in inches exceeds 1 in per Acre

2. Describe the changes you wish to make in the proposed recommendation:

~~1. Claim~~ 1. Claim 22.5 Acre Flood Irr. Delivery not to exceed volume of the Historic use, notes: Below

3. Give a brief explanation as to why you disagree with these portions:

A. Acres not correct
B. Volume not enough to irr.

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 9/5/06

SIGNATURE:

Clifford P. Galli
Clifford Paul Galli

Please print your name:

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (208) 287-4800

NOTES: INRCS Records show 20AC of IRR. Farm Land. That Does not include the Land Around our home: Trees orchard Garden + lawns. @ 2.5 Acres. That makes 22.5 AC.

2. Greg Taylor And I measured on Sep 7 2.6 in going over a 36" Cipolletti weir. That was the upper diversion. I later moved the weir to measure the other 2. Diversion ~~which~~. They indicated 2.5 in the second ditch, and 2.4 on the lower Field as indicated on map.

3. We also need to change our right on the west Fork or RACE cr. To reflect the same volume that Land IRR. is 2.5 ACRES at the same volume

08/18/2006

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

RIGHT NUMBER: 79-14010

NAME AND ADDRESS: CLIFFORD P GALLI
PO BOX 469
RIGGINS ID 83549

SOURCE: SOUTH FORK RACE CREEK

TRIBUTARY: RACE CREEK

QUANTITY: 0.540 CFS

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

PRIORITY DATE: 05/25/1908

← 1900 (note map 1902 survey)

POINT OF DIVERSION:

T24N R01E S5 SWSE Within IDAHO County
T24N R01E S5 SESE Within IDAHO County
T24N R01E S8 NENW Within IDAHO County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01/01 12/31	0.030 CFS
IRRIGATION	04/01 10/31	0.510 CFS ●

PLACE OF USE: IRRIGATION Within IDAHO County

1. T24N R01E S04	NWSW	2.60	T24N R01E S04	SWSW	0.50
2. T24N R01E S05	SWSE	4.30	T24N R01E S05	SESE	5.00
3. T24N R01E S08	NENW	4.60			

STOCKWATER same as IRRIGATION

17 ACRES TOTAL • 22.5

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

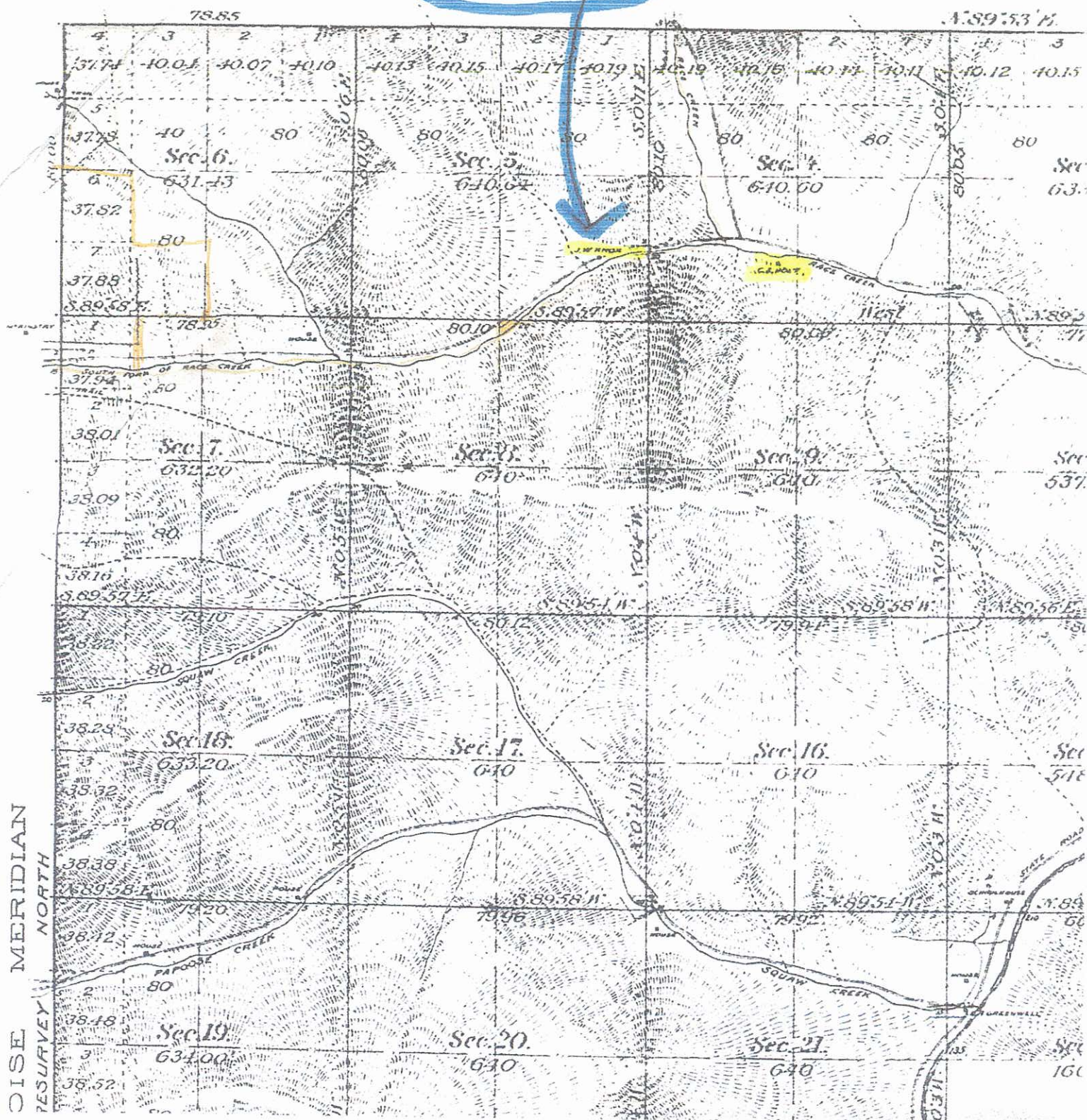
Claim Error: 1. claim 2.4 over c.w 36" .898
Sec 4 2. claim 2.5 over c.w 36" .966
" 5 3. claim 2.6 over c.w 36" 1.040
" 8

South Fork Race Cr. Approx 2.904 CFS
West Fork Race Cr.
water #. 79-4384 B
we claim Beneficial use as Discussed For 2.5
acres.

Township N° 24 North, Range N° 1 East of

G F F C E d D

Homestead

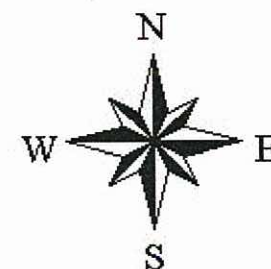


79-14010



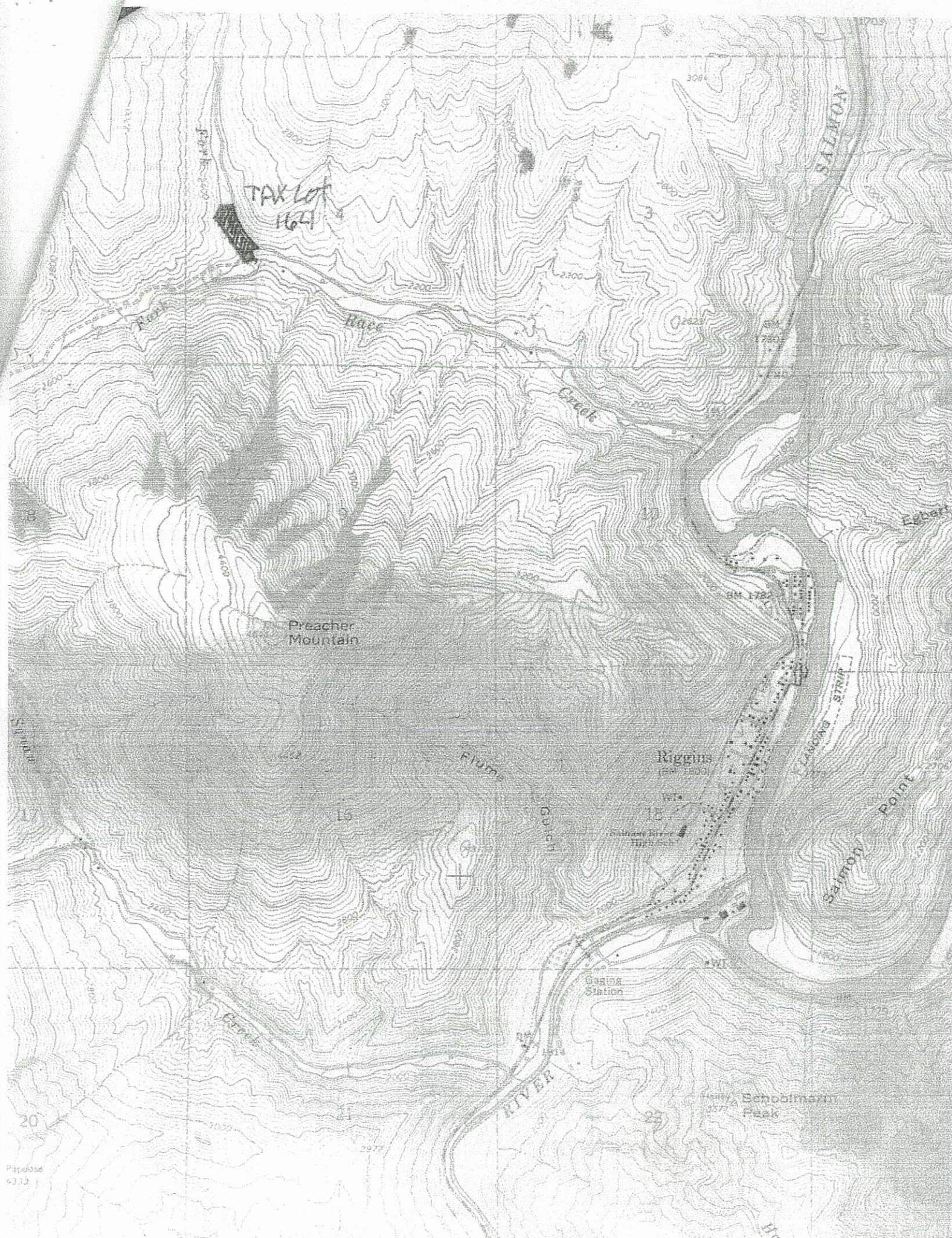
T24N R01E
Section(s) 4, 5 & 8

- Point of Diversion
- Place of Use

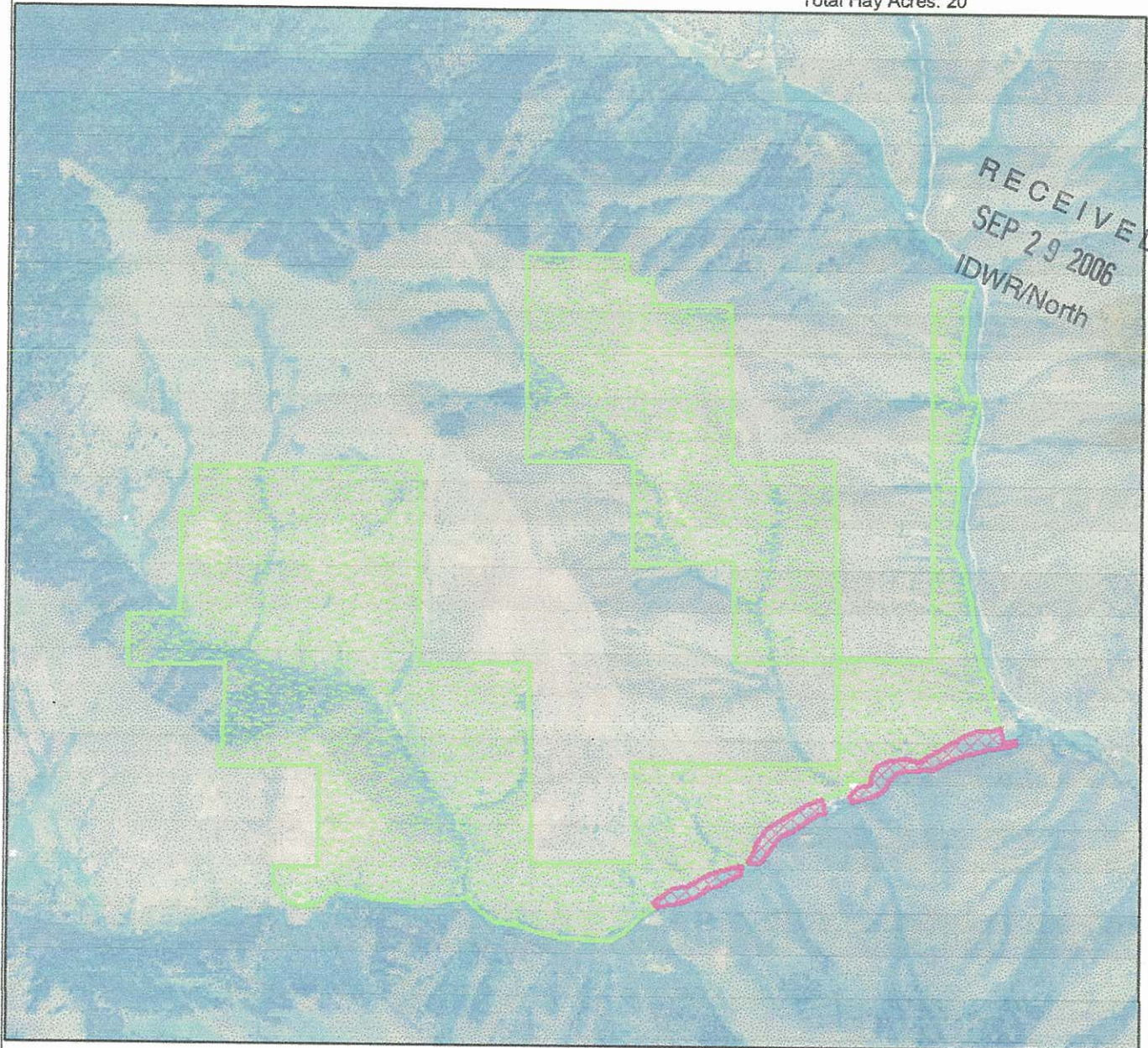


Map prepared by: Greg Taylor
Date Prepared: April 26, 2005
Photography: Aerial Photo
Idaho Department of Water Resources

0 700 1400 2100 2800 3500 Feet



Total Stewardship Acres: 920
Total Enhancement Acres: 920
Total Range Acres: 900
Total Hay Acres: 20



RECEIVED
SEP 29 2006
IDWR/North

Legend



 CSP Field 4, Grazed Range

 CSP Field 2, Hay

Image: drg_s_id049.sid

990 0 990 1,980 2,970 3,960
Feet



SOILS MAP

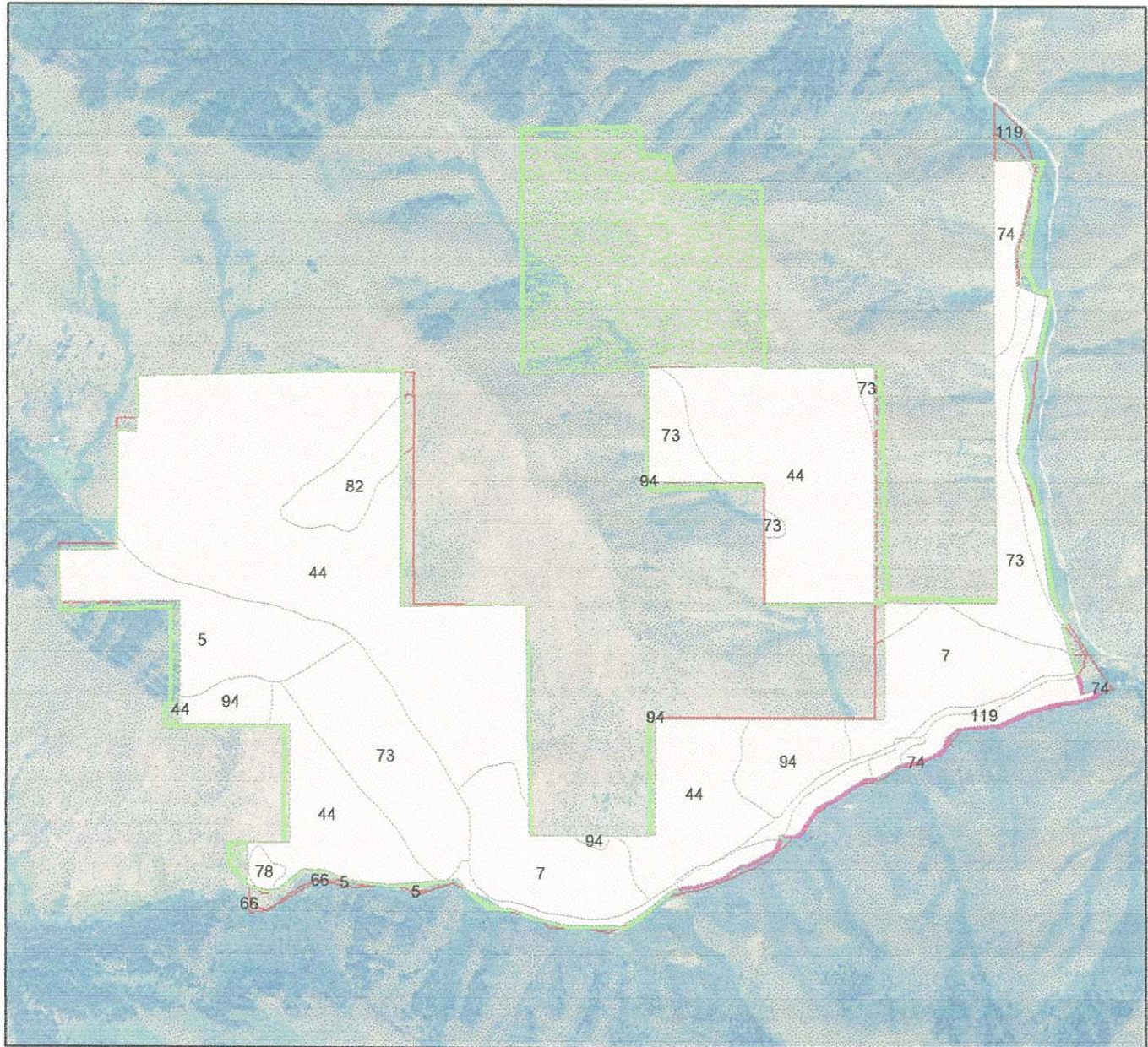
Date: 9/12/2006

Customer(s): CLIFF GALLI

District: IDAHO SOIL & WATER CONSERVATION DISTRICT

Field Office: GRANGEVILLE SERVICE CENTER

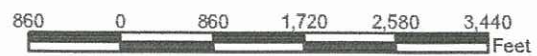
Agency: Natural Resources Conservation Service



Legend

-  Soils Map(1)
-  CSP Field 4, Grazed Range
-  CSP Field 2, Irrigated Hay
-  Soils Map

Image: drg_s_id049.sid



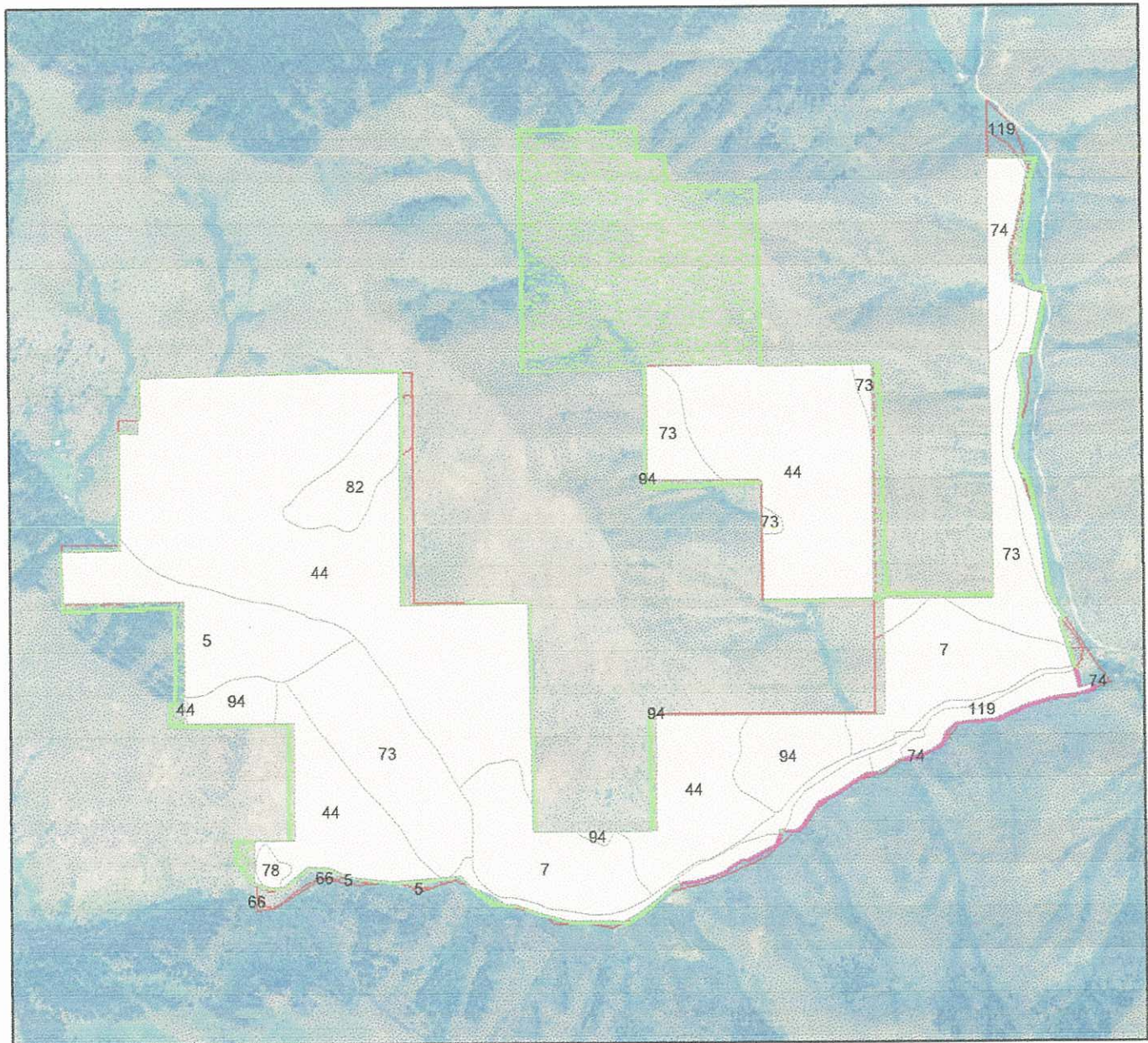
SOILS MAP

Date: 9/12/2006

Customer(s): CLIFF GALLI

District: IDAHO SOIL & WATER CONSERVATION DISTRICT

Field Office: GRANGEVILLE SERVICE CENTER
Agency: Natural Resources Conservation Service



Legend

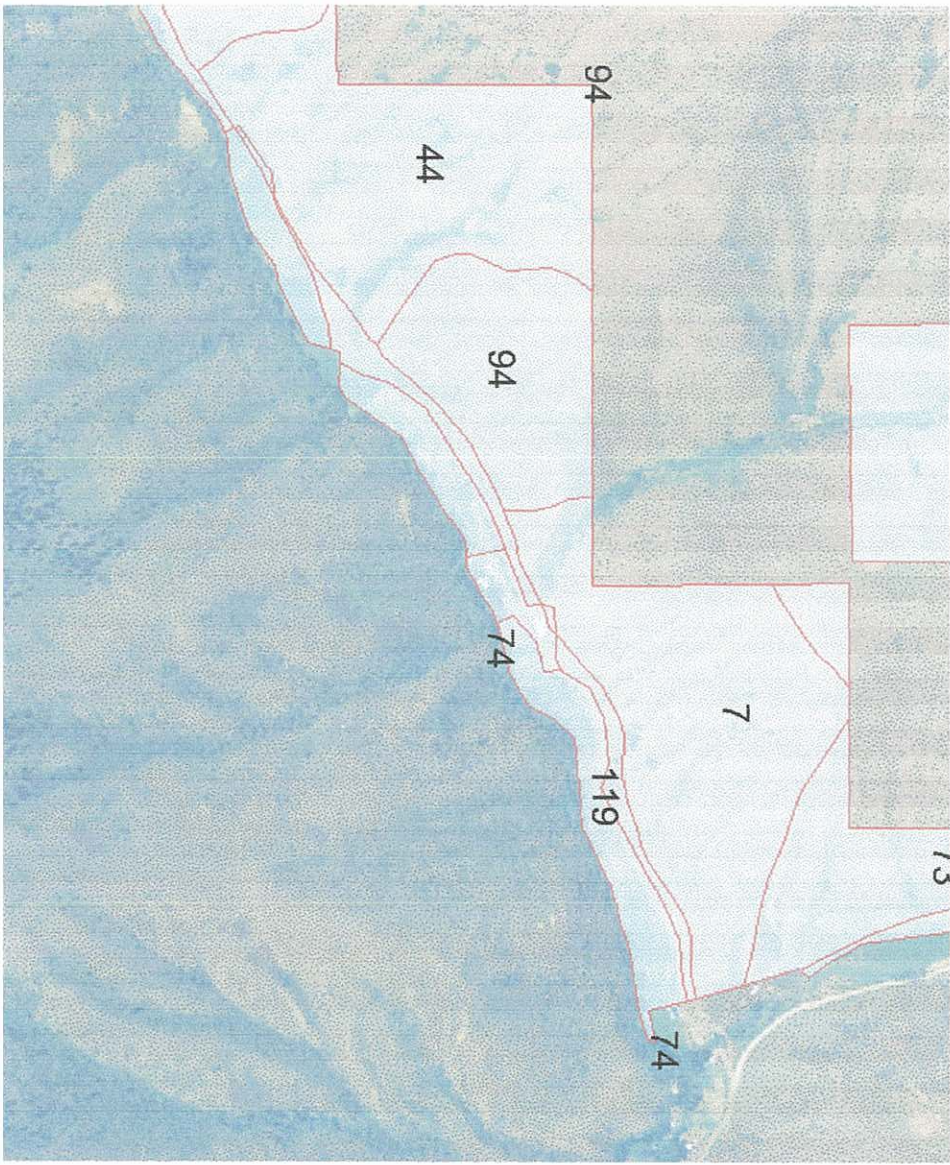
-  Soils Map(1)
-  CSP Field 4, Grazed Range
-  CSP Field 2, Irrigated Hay
-  Soils Map

Image: drg_s_id049.sid



860 0 860 1,720 2,580 3,440 Feet





October 7, 2004

Re: adjudication- proof of a priority date.

RECEIVED
SEP 29 2006
IDWR/North

Dept. water resources,

Enclosed please find My Affidavit. This letter will be my affidavit, and other proof of priority date. This includes homestead deeds, from the original filings, maps, and affidavit from Alvin Hall.. My priority date was based on a five-year time period that reflects the time required to prove up on these filings.

My name is Clifford Galli, and I have owned this ranch at Race Cr. Since 1980. I have irrigated this ranch the entire time. Prior to me, Tom Bicandi, the owner prior to me irrigated the same lands. Prior to the Bicandi was the Circle C Cattle Co. They irrigated the same land for almost 40 years. This land has been irrigated since 1900. That date is five years prior to the first filing on these lands. There is also some evidence that the lands may have been irrigated prior to that!

I would also like to amend the diversion amount because the amount claimed is inadequate to irrigate these lands. I would like to request and on site resources evaluation to determine the correct amount.

After many years irrigating in the New Meadows area I have become quite experienced in water use, and measurement. I truly believe there was a serious error documented on my statutory claim. I asked the NRCS USDA to calculate the amount of water the fields needed. This was grossly under estimated and needs measured by a specialist before the final diversion rate is documented. Historically speaking from my own experience, and many years irrigating the entire area that was once the Circle C Ranch. We always took all we needed without measurement. We could never reduce the Creek much due to the amount of springs in the area. Therefore, there was know need for a measurement.

This is my statement, and is true to the best of my personal knowledge and 24 years experience irrigating at Race Creek.

Enclosure:

CLIFFORD PAUL GALLI

Copies to file:



October 5, 2004

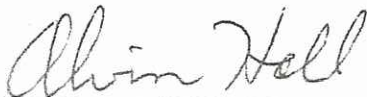
Alvin Hall
4220 Hwy. 95
New Meadow, Idaho 83654

To Whom It May Concern:

The former Circle C Ranch, New Meadows, Idaho, bought the Race Creek Ranch, Riggins, Idaho County, Idaho in 1938 from Holt & Rhoades. My father, Roy F. Hall moved onto this ranch in 1938 as foreman. He worked on this ranch as foreman for 32 years. The water that was used to irrigate this ranch came from the south fork or left fork of Race Creek. This water was used to irrigate; pastures, raise hay, vegetable gardens & fruit orchards. The "*points of diversion*" used for the irrigation systems were already in place when Roy moved on the Ranch in 1938.

The south fork or left fork of Race Creek which was part of the Circle C Ranch that is now owned by Cliff Galli, Riggins, Idaho. I, Alvin Hall, helped my Father Roy F. Hall irrigate and raise crops on this land from the late 1940's to the early 1970's when the ranch was then sold to Tom Bicandi.

Sincerely,



Alvin Hall

STATE OF IDAHO)

: ss

COUNTY OF ADAMS)

On This 6th day of October, in the year 2004, before me, a Notary Public in and for said State, personally appeared Alvin Hall

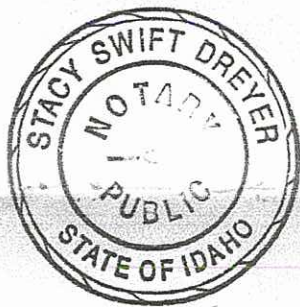
_____, known or identified to me to be the person(s) whose names(s) _____ subscribed to the within Instrument, and acknowledge to me that he executed the same.

Stacy Swift Dreyer

Notary Public of Idaho

Residing at New Meadows, Idaho

Commission Expires: 3-17-2005



05/16/2006

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

RIGHT NUMBER: 79-14010

NAME AND ADDRESS: CLIFFORD P GALLI
PO BOX 469
RIGGINS ID 83549

SOURCE: SOUTH FORK RACE CREEK

TRIBUTARY: RACE CREEK

QUANTITY: 0.540 CFS

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

PRIORITY DATE: 05/25/1908

POINT OF DIVERSION:

T24N R01E S5 SWSE Within IDAHO County

T24N R01E S5 SESE Within IDAHO County

T24N R01E S8 NENW 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	0.030 CFS
IRRIGATION	04/01 10/31	0.510 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T24N R01E S04	NWSW	2.60	T24N R01E S04	SWSW	0.50
T24N R01E S05	SWSE	4.30	T24N R01E S05	SESE	5.00
T24N R01E S08	NENW	4.60			

STOCKWATER same as IRRIGATION

17 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 stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

04/26/2005

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

RIGHT NUMBER: 79-14010

NAME AND ADDRESS: CLIFFORD P GALLI
PO BOX 469
RIGGINS ID 83549

SOURCE: SOUTH FORK RACE CREEK

TRIBUTARY: RACE CREEK

QUANTITY: 0.640 CFS

PRIORITY DATE: 05/25/1908

POINT OF DIVERSION:

T24N R01E S5 SWSE Within IDAHO County

T24N R01E S5 SESE Within IDAHO County

T24N R01E S8 ~~NW~~ NE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

STOCKWATER

01/01 12/31

IRRIGATION

04/01 10/31

QUANTITY

0.280 CFS

0.360 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T24N R01E S04	NWSW	2.6	T24N R01E S04	SWSW	0.3
---------------	------	-----	---------------	------	-----

T24N R01E S05	SWSE	4.3	T24N R01E S05	SESE	4.9
---------------	------	-----	---------------	------	-----

T24N R01E S08	NENW	4.6			
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STOCKWATER same as IRRIGATION

16.7 ACRES TOTAL

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

EXPLANATORY MATERIAL: Beneficial Use

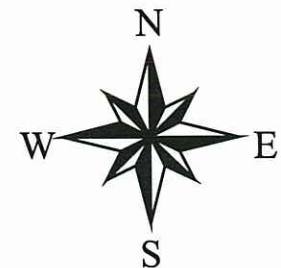
79-14087 1.5 Ac. .05 cfs
14010 17 .51 + .03 stock
14011 1 .03

19.5 .59 cfs + .03/stock

79-14010

T24N R01E
Section(s) 4, 5 & 8

● Point of Diversion
□ Place of Use



Map prepared by: Greg Taylor
Date Prepared: April 26, 2005
Photography: Aerial Photo
Idaho Department of Water Resources

0 700 1400 2100 2800 3500 Feet

A horizontal scale bar with alternating black and white segments. The segments are labeled with the following values: 0, 700, 1400, 2100, 2800, and 3500 Feet.

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 79-14010
Date Received: 7/21/1988
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CLIFFORD P GALLI
PO BOX 1142
RIGGINS ID USA 83549

Phone:

2. Date of Priority: 07/01/1900

3. Source: RACE CREEK SOUTH FORK Trib. to: RACE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
24N	01E	5	SW	SE		IDAHO	
24N	01E	8	NW	NW		IDAHO	
24N	01E	5	SE	SE		IDAHO	

5. Description of diverting works:

DIVERSION DAMS, UNLINED DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	10/30	0.6	
STOCKWATER	01/01	12/31	0.28	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
24N	01E	4	NW	SW	IRRIGATION	4
					Section Acres	4
24N	01E	5	SW	SE	IRRIGATION	5
			SE	SE	IRRIGATION	5
					Section Acres	10
24N	01E	8	NE	NW	IRRIGATION	5
			NW	NW	IRRIGATION	1
					Section Acres	6
					Total Acres	20

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:

This claim is the result of a split due to change in ownership for a portion of 79-4129. DH 5/29/2002

15. Basis of Claim: Statutory Claim

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

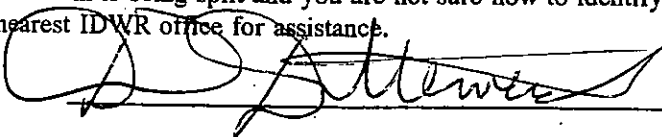
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
APR 27 1998
WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s):
Adjudication Claim No(s): A79-13602 A79-04129
 2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
 3. Name and Address of Former Owner/Claimant: Clifford PGalli
 4. New Owner/Claimant(s): David Potterwick
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address: PO 153
 City, State and ZIP Code: Riggins ID
 New Telephone Number: 203 628 3605
 5. Date you acquired the property: _____
 6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

SPLIT of instream stock claim

 Number of acres you irrigate 1 Number and type of stock 10 cattle / 20 sheep / 5 horse
 Diversion rate in CFS .02 Number of homes 1 Other uses No access to West Fork
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s): 
 - (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
 8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

79-14010 GALLI REMAINDER SPLIT

7/21/88

DATE: 04/14/98
PAGE: 1

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

AJ5809NP
No. A79-04129

OWNER CODE: C CLIFFORD P GALLI
NAME & ADDRESS: OK
PRIORITY DATE: 07/01/1900
WATER USE: IRRIGATION STOCKWATER
USE PERIOD FROM TO: 03-15 10-30 01-01 12-31
DIVERSION RATE: 0.65 CFS 0.30 CFS 0.93 CFS
DIVERSION VOLUME: 60-12R 28-5+k 88-TOTALS
TOTAL DIVERSION: 63.00 AFA
CONSUMPTIVE USE: 63.00 AFA

Water Source: RACE CREEK, SOUTH FORK

Tributary to: RACE CREEK

Point(s) of Diversion: T24N R01E S05 S08

Stage: STATUTORY CLAIM

IDAHO County
IDAHO County

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE		SUM	
TR	S	TR	S	TR	S	TR	S	TR	S
24N 01E 4	:	24N 01E 4	:	24N 01E 4	:	24N 01E 4	:	24N 01E 4	:
24N 01E 5	:	24N 01E 5	:	24N 01E 5	:	24N 01E 5	:	24N 01E 5	:
24N 01E 8	:	24N 01E 8	:	24N 01E 8	:	24N 01E 8	:	24N 01E 8	:

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: IDAHO

Non-Irrigation Uses: 100 HEAD OF BEEF CATTLE

Other Rights: NONE

Dates: Exam Made Date:

Misc: Water District Number:

Audit: 08/25/88 GIBSON 03/30/95 POST-STD 04/26/95 JSHURTE

Objection Filed Date:

pro RATE CFS for 1/2R,

0.3/21 ACRES = 0.03/ACRE

Stockwater REMAINDER

CLAIMED - 3 CFS h.r.u.s Standard 0.02 CFS for Dotterwerch = .28 CFS

LEAVE AS IS
RECOMMENDATION
WILL LIMIT COMBINED AMOUNTS

1 acre to New
owner (.02 CFS
own
4 acres to
original owner

398989

WARRANTY DEED

INDEXED
TRACTED
FILED
RECORDED

FOR VALUE RECEIVED, Clifford P Galli, a married man dealing with his sole and separate property; but joined herein by his wife, Pamela J Galli

the grantors, do hereby grant, bargain, sell and convey unto David J Dotterweich, a single man.

the grantees, the following described premises, in Idaho County, Idaho, to-wit:

SEE ATTACHED

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantors do hereby covenant and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: March 31, 1998

<u>Clifford P. Galli</u> <u>Pamela J. Galli</u> STATE OF IDAHO, COUNTY OF <u>Idaho</u> —ss. On this <u>30</u> day of <u>March</u>, 19<u>98</u>, before me, a notary public in and for said State, personally appeared <u>Clifford P. Galli and Pamela J. Galli</u> known to me to be the person's whose name's are subscribed to the within instrument, and acknowledge to me that they executed the same. <u>Charles R. Workman</u> Notary Public My commission expires <u>7/8/99</u>	STATE OF IDAHO, COUNTY OF <u>Idaho</u> —ss. I Hereby Certify that this instrument was filed for record at the request of <u>Clifford P. Galli</u> at <u>30</u> minutes past <u>3:00</u> o'clock <u>P</u> M., this <u>31st</u> day of <u>March</u>, 19<u>98</u>, in my office, and duly recorded in Book _____ of Deeds at Page _____ <u>ROSE E. GEHRING</u> Ex-officio Recorder By <u>[Signature]</u> Deputy Fees \$ <u>12.00</u> Mail to: <u>P.O. Box 469, Riggins, ID 83549</u> INSTRUMENT NO.
--	--

Galli

To

David J Dotterweich

A parcel of property which is located within the W½ of the SW¼ of section 4, T 24 N, R 1 E, B.M., Idaho County, Idaho, which parcel is more particularly described from a survey as follows:

Beginning at the NW corner of said section 4, thence S 0°30'04" E 2629.718' to the West ¼ corner of section 4, thence S 45°04'43" E 1234.232' to a set 5/8" property pin which is the initial point of beginning,

thence	N 66°23'20" E	65.127'	to a re-set corner of Tax Lot #164,
thence	N 79°02'23" E	163.286'	to a found corner of Tax Lot #164,
thence	S 29°26'54" E	188.610'	along a line common with Tax Lot #164 to a point in the South Fork of Race Creek,
thence	S 62°55'18" W	218.098'	meandering along the center of the South Fork of Race Creek,
thence	S 80°26'29" W	128.367'	continuing along the center of the creek,
thence	N 10°47'02" W	74.536'	
thence	N 77°35'53" E	100.660'	
thence	N 29°51'59" W	153.218'	following an old fence line back to the initial point of beginning.

Which parcel contains some 1.30061 acres.

for CDE Galli
March 6, 1996
GALLI/ROE

1 of 2

by CE ENGINEERING
GRANGEVILLE ID.
(208) 983-3666

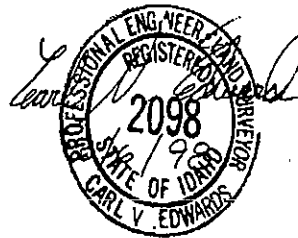
Reservation:

Reserving herefrom is a 12' wide ingress and egress easement over and across the above described parcel which easement is described by a centerline survey as follows:

Starting at the initial point of beginning of the above described parcel, thence S 29°51'59" E 24.161' along the Westerly property line to a point of intersection with the centerline of this easement, which is the point of beginning,

thence N 54°24'16" E 89.053'

to a point of intersection with the Northerly property line and the termini of the centerline of this easement.



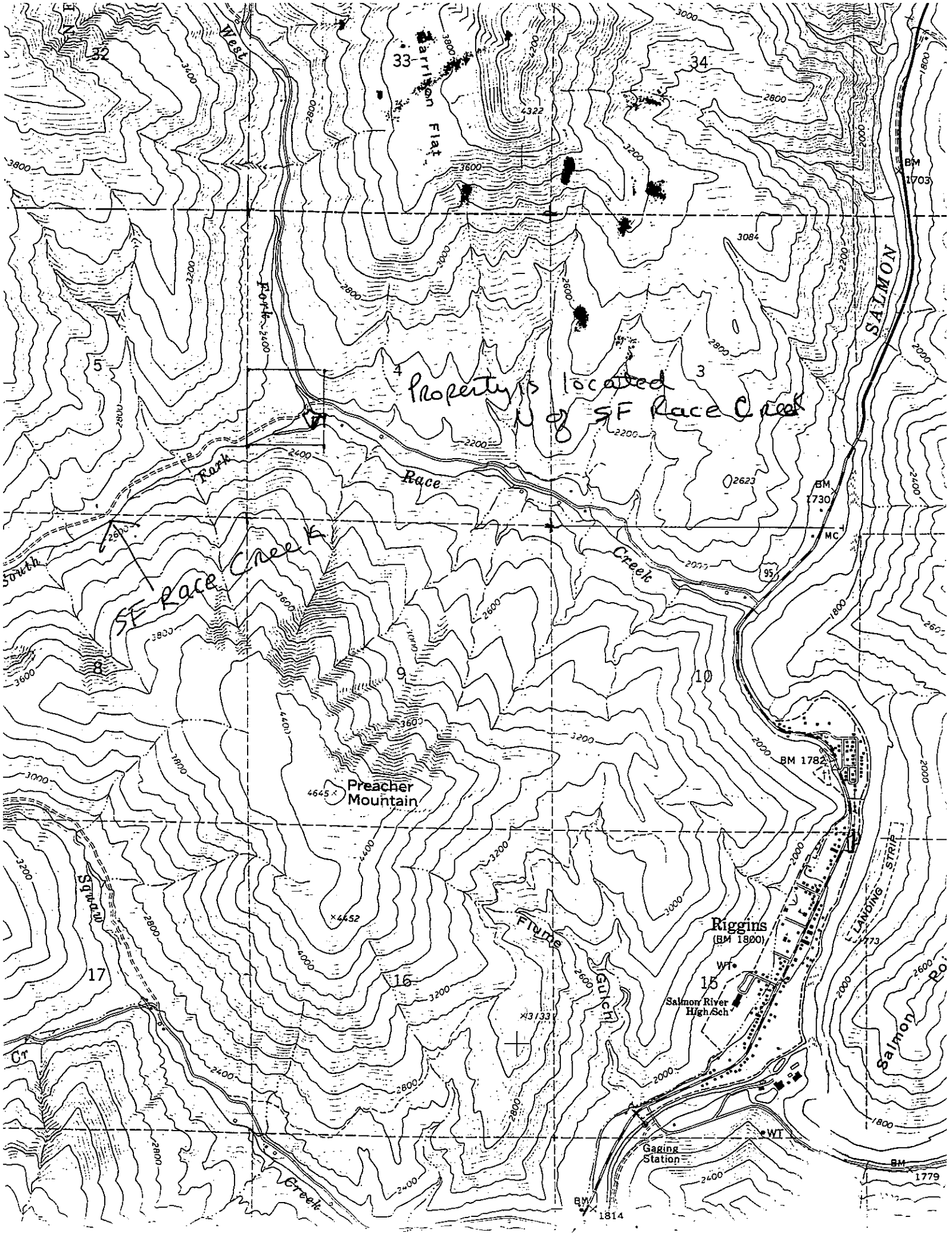
for Chief Clerk
March 6, 1998
GALLERON

2 of 2

by CE ENGINEERING
GRANVILLE ID
(308) 940 2666

WATER RESOURCES
WESTERN REGION





Property located
N of SF Race Creek

SF Race Creek

Preacher
Mountain

Riggins
(BM 1800)

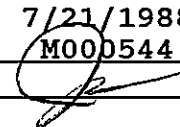
Salmon River
High Sch

Gaging
Station

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: A79-04129
Date Received: 7/21/1988
Receipt No: M000544
Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CLIFFORD P GALLI
Address: PO BOX 1142
RIGGINS ID

83549

2. Date of Priority: JUL 1, 1900

3. Source: RACE CREEK, SOUTH FORK Trib. to: RACE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	01E	5	SW	SE			IDAHO
			SE	SE			IDAHO
		8	NW	NW			IDAHO

5. Description of diverting works:
DIVERSION DAMS, UNLINED DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	10/30	0.630		
STOCKWATER	01/01	12/31	0.300		

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

8. Total consumptive use is 63.0 Acre Feet Per Annum.

9. Non-irrigation uses:
100 HEAD OF BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	4	NW	SW		IRR	5.0

~~MICROFILMED~~
OCT 24 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.0
		5	SW	SE	IRR	5.0
			SE	SE	IRR	5.0
					Section Acres	10.0
		8	NE	NW	IRR	5.0
			NW	NW	IRR	1.0
					Section Acres	6.0
					Total Acres	21.0

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:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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):

[Handwritten Signature]

Date:

4/26/95

Date:

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of APRIL 19 95

Seal

Residing at

Meridian ID

My Commission Expires

9-14-2000

October 5, 2004

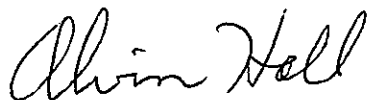
Alvin Hall
4220 Hwy. 95
New Meadow, Idaho 83654

To Whom It May Concern:

The former Circle C Ranch, New Meadows, Idaho, bought the Race Creek Ranch, Riggins, Idaho County, Idaho in 1938 from Holt & Rhoades. My father, Roy F. Hall moved onto this ranch in 1938 as foreman. He worked on this ranch as foreman for 32 years. The water that was used to irrigate this ranch came from the south fork or left fork of Race Creek. This water was used to irrigate; pastures, raise hay, vegetable gardens & fruit orchards. The "*points of diversion*" used for the irrigation systems were already in place when Roy moved on the Ranch in 1938.

The south fork or left fork of Race Creek which was part of the Circle C Ranch that is now owned by Cliff Galli, Riggins, Idaho. I, Alvin Hall, helped my Father Roy F. Hall irrigate and raise crops on this land from the late 1940's to the early 1970's when the ranch was then sold to Tom Bicandi.

Sincerely,

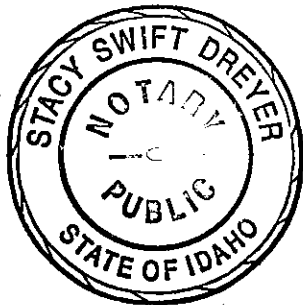
A handwritten signature in cursive script that reads "Alvin Hall". The signature is written in dark ink and is positioned below the word "Sincerely,".

Alvin Hall

STATE OF IDAHO)
 : ss
COUNTY OF ADAMS)

On This 6th day of October, in the year 2004, before me, a Notary Public in and for said State, personally appeared Alvin Hall, known or identified to me to be the person(s) whose names(s) subscribed to the within Instrument, and acknowledge to me that he executed the same.

Stacy Swift Dreyer
Notary Public of Idaho
Residing at New Meadows, Idaho
Commission Expires: 3-17-2005



October 7, 2004

Re: adjudication- proof of a priority date.

Dept. water resources,

Enclosed please find My Affidavit. This letter will be my affidavit, and other proof of priority date. This includes homestead deeds, from the original filings, maps, and affidavit from Alvin Hall.. My priority date was based on a five-year time period that reflects the time required to prove up on these filings.

My name is Clifford Galli, and I have owned this ranch at Race Cr. Since 1980. I have irrigated this ranch the entire time. Prior to me, Tom Bicandi, the owner prior to me irrigated the same lands. Prior to the Bicandi was the Circle C Cattle Co. They irrigated the same land for almost 40 years. This land has been irrigated since 1900. That date is five years prior to the first filing on these lands. There is also some evidence that the lands may have been irrigated prior to that!

I would also like to amend the diversion amount because the amount claimed is inadequate to irrigate these lands. I would like to request an on site resources evaluation to determine the correct amount.

After many years irrigating in the New Meadows area I have become quite experienced in water use, and measurement. I truly believe there was a serious error documented on my statutory claim. I asked the NRCS USDA to calculate the amount of water the fields needed. This was grossly under estimated and needs measured by a specialist before the final diversion rate is documented. Historically speaking from my own experience, and many years irrigating the entire area that was once the Circle C Ranch. We always took all we needed without measurement. We could never reduce the Creek much due to the amount of springs in the area. Therefore, there was no need for a measurement.

This is my statement, and is true to the best of my personal knowledge and 24 years experience irrigating at Race Creek.

Enclosure:

CLIFFORD PAUL GALLI

Copies to file:

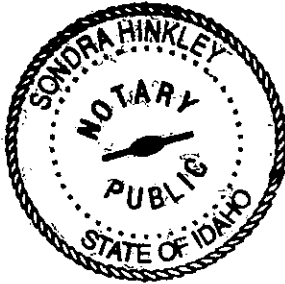
A handwritten signature in black ink, appearing to read "Clifford Paul Galli", written over a horizontal line.

INDIVIDUAL

STATE OF IDAHO-----)
COUNTY OF IDAHO-----)

On this 8 day of October, in the year 2004, before me a Notary Public in and for said State, personally appeared Mr. Fred Galt, known or identified to me to be the person whose name is/are subscribed to the within instrument and acknowledged to me that--he--executed the same.

WITNESS my hand and official seal.



Sondra Hinkley
Notary Public for Idaho
Residing at Riggins
My Commission expires: Sept 13, 2008

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 79-14010

WATER RIGHT NUMBER: 79-14010

Owner Type Name and Address
 Current Owner CLIFFORD P GALLI
 PO BOX 469
 RIGGINS, ID 83549
 (208)628-3607

Priority Date: 07/01/1900
 Basis: Statutory Claim
 Status: Active

Source Tributary
 SOUTH FORK RACE CREEK RACE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.280 CFS	
IRRIGATION	03/15 to 10/30	0.600 CFS	
	<u>Total Diversion:</u>	0.880 CFS	

Needs Amended

Location of Point(s) of Diversion

Location	Section	Range	Township	County
SOUTH FORK RACE CREEK	SW1/4SE1/4	Sec. 5,	Twp 24N,	Rge 01E, B.M.
IDAHO County				
SOUTH FORK RACE CREEK	NW1/4NW1/4	Sec. 8,	Twp 24N,	Rge 01E, B.M.
IDAHO County				
SOUTH FORK RACE CREEK	SE1/4SE1/4	Sec. 5,	Twp 24N,	Rge 01E, B.M.
IDAHO County				

Place of Use

IRRIGATION

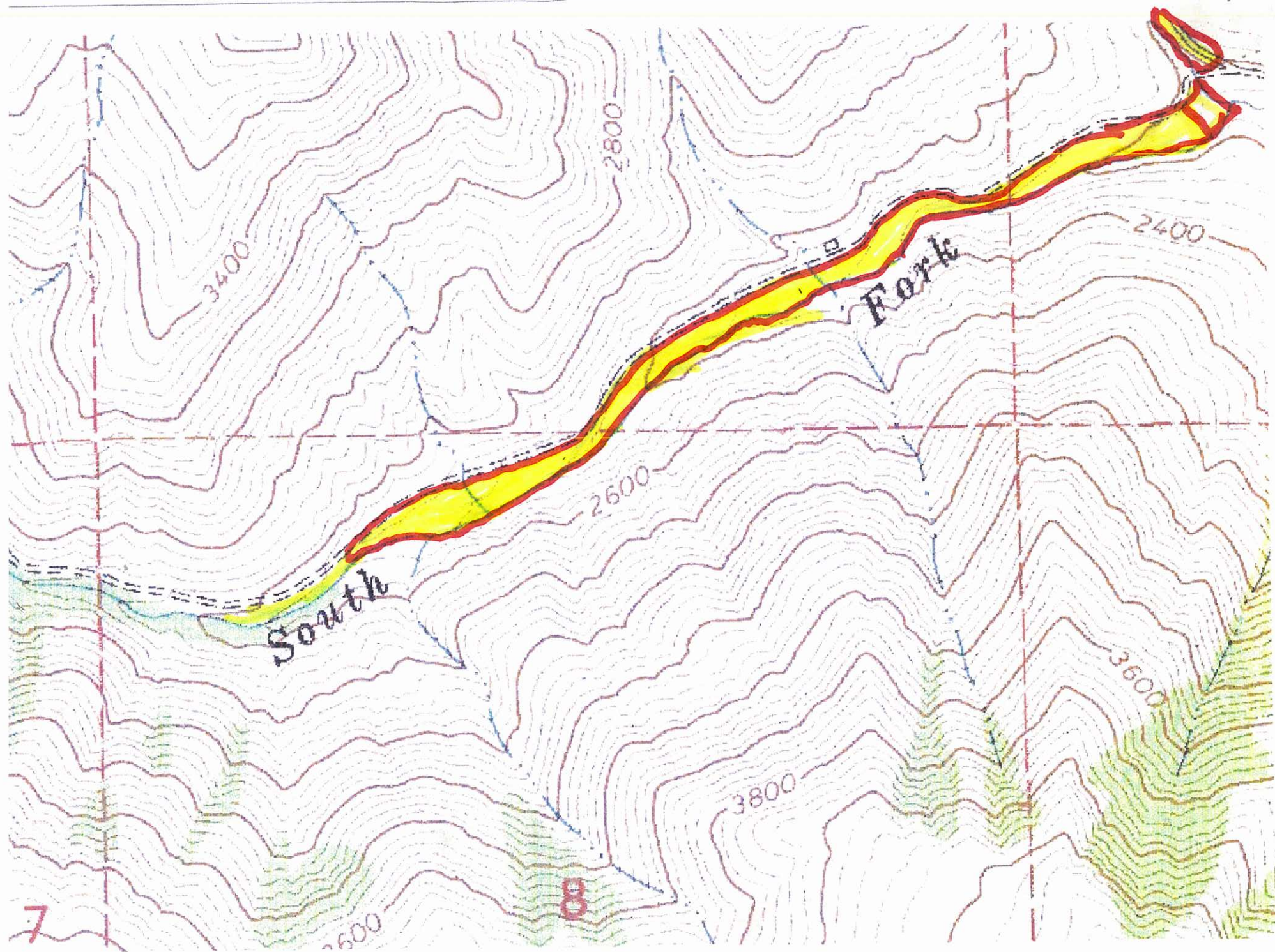
Twp	Rge	Sec	NE	NW	SW	SE	Totals
24N	01E	4	4.0				4.0
24N	01E	5				5.0	5.0
24N	01E	8		5.0	1.0		6.0

Total Acres: 20

STOCKWATER same as IRRIGATIONConditions of Approval:Remarks:

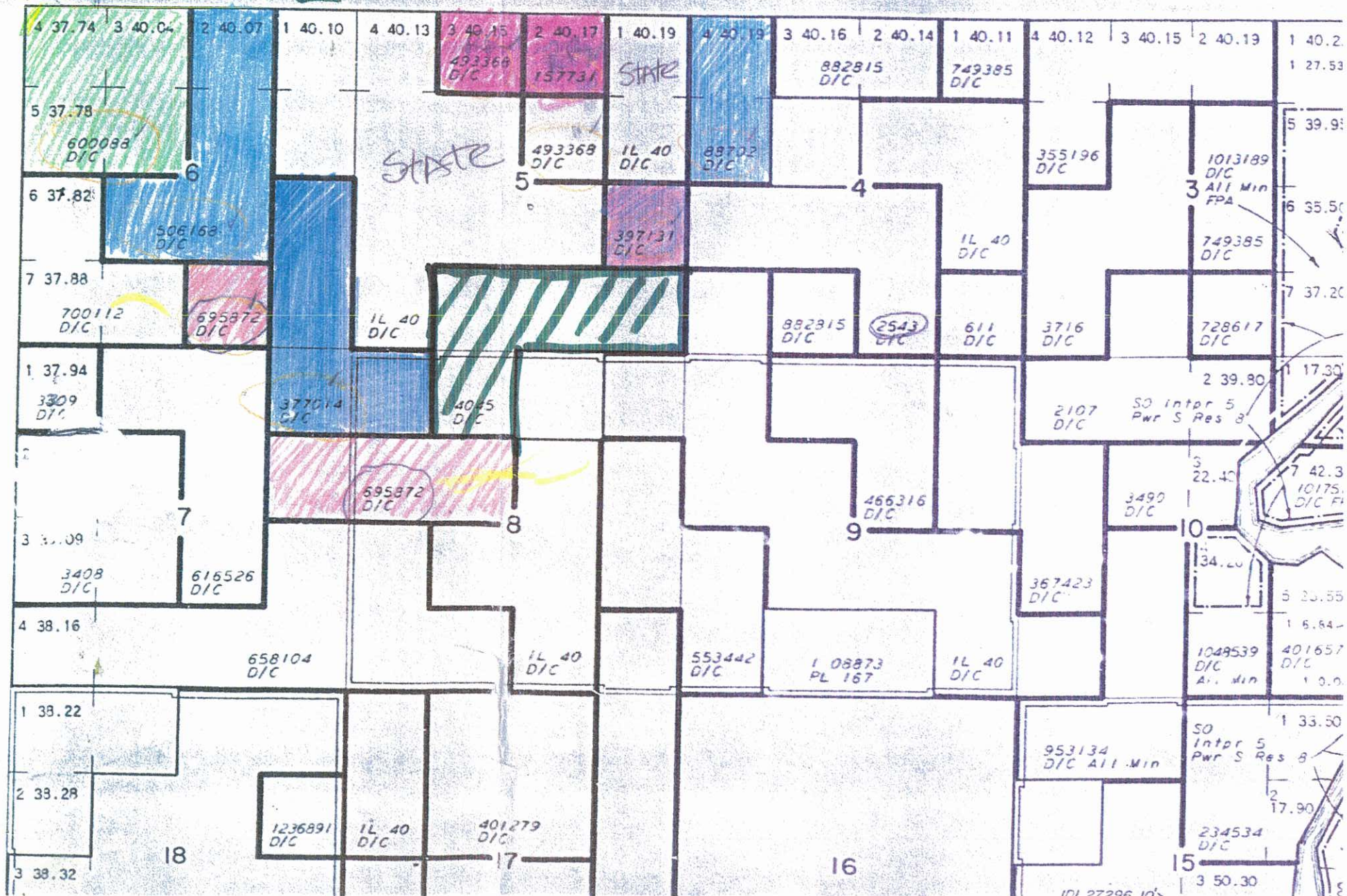
1. General This claim is the result of a split due to change in ownership for a portion of 79-4129, DH 5/29/2002

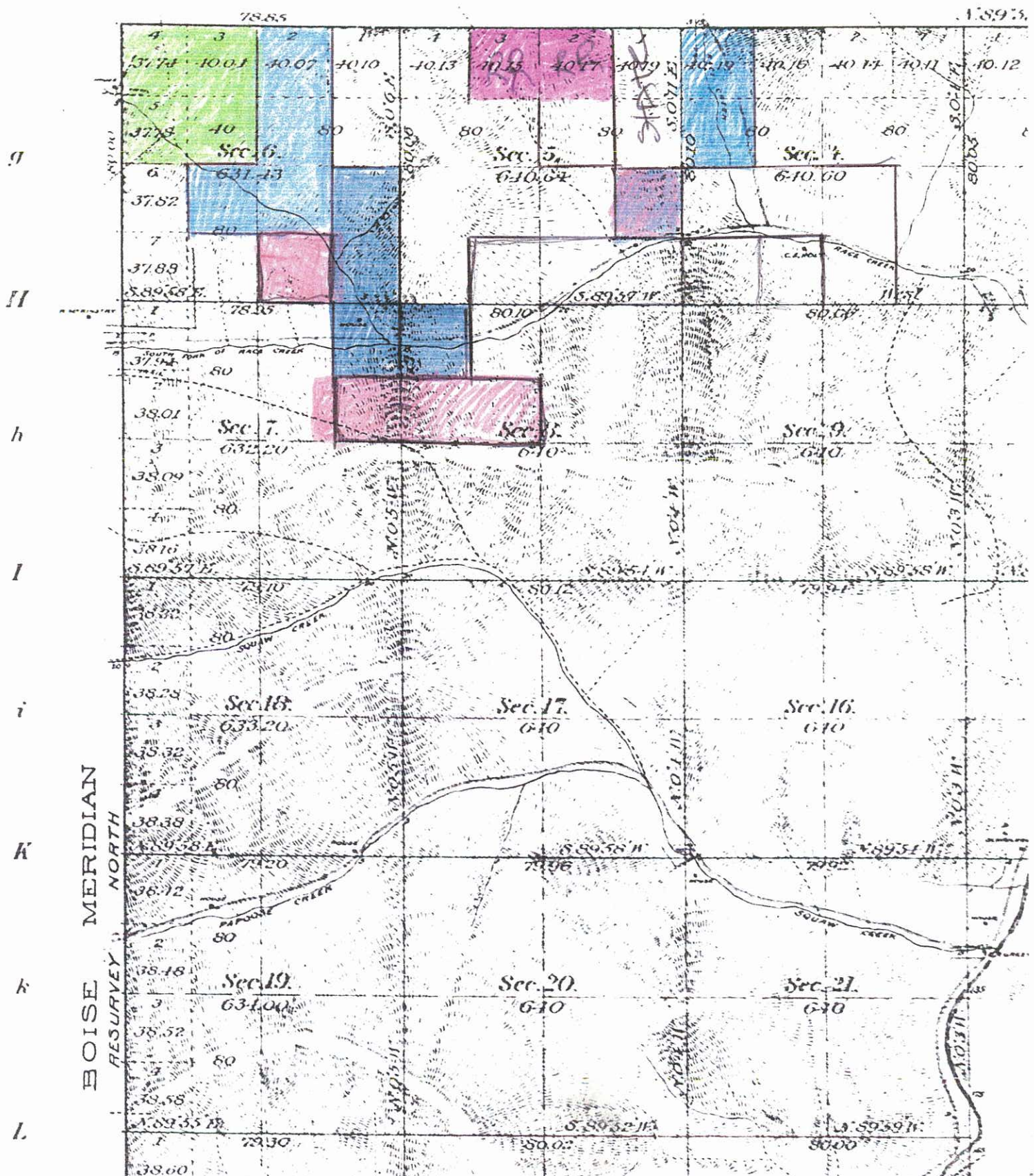
Comments:

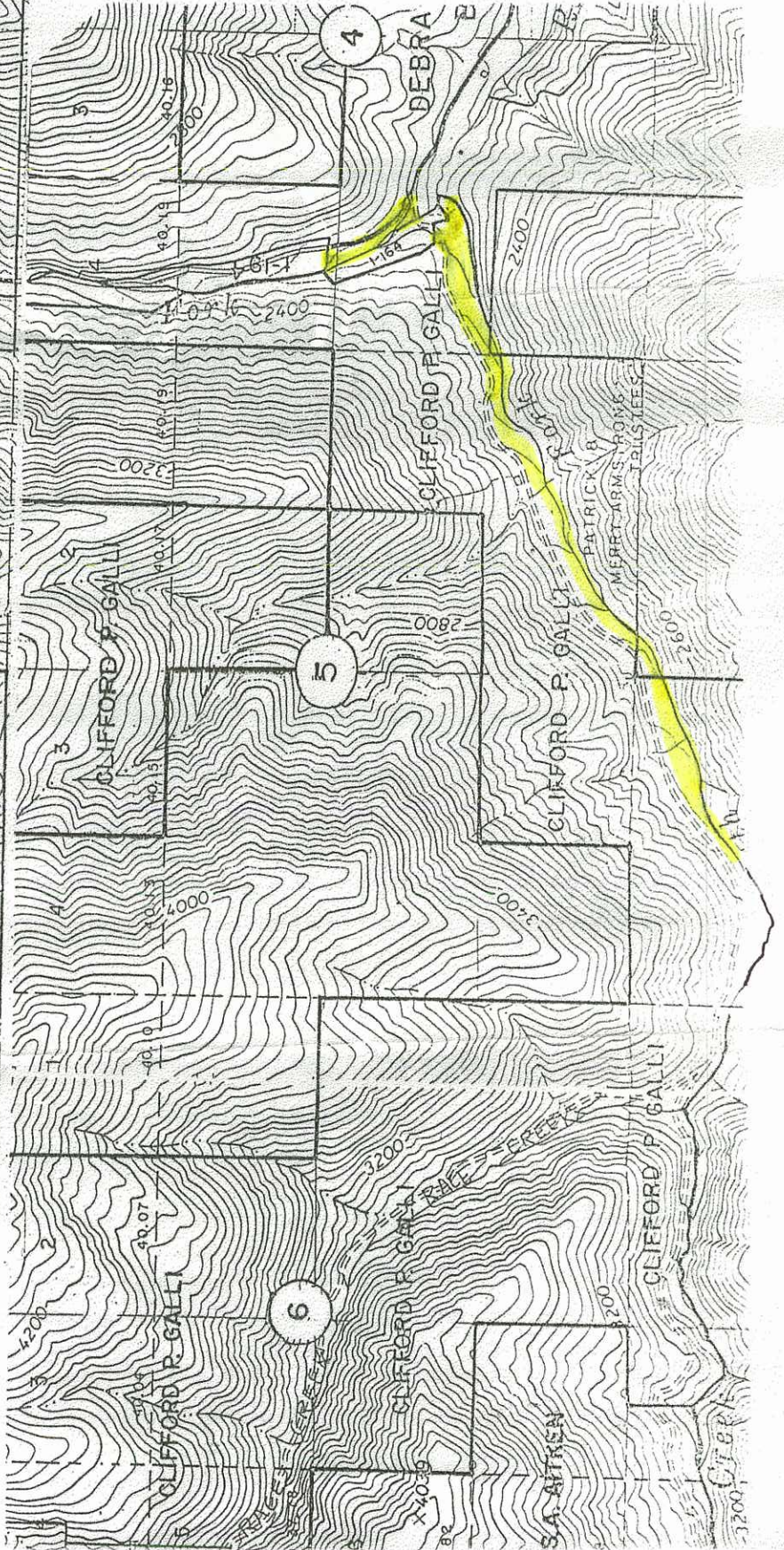
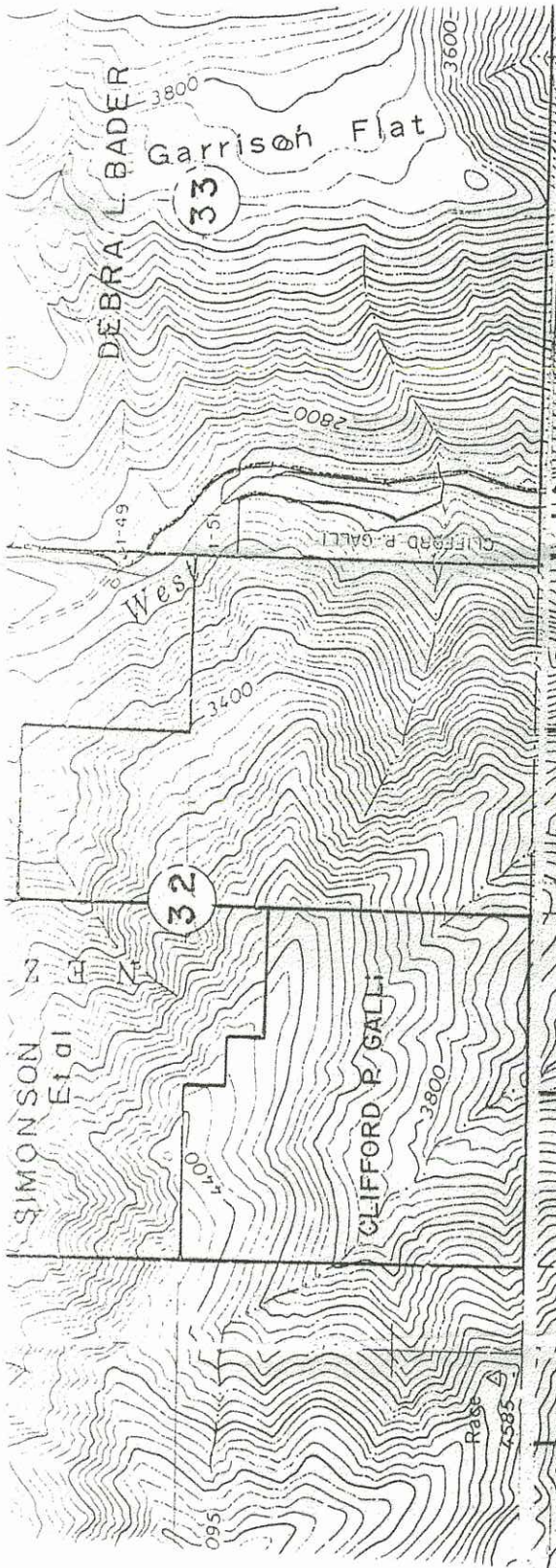


**STILL NEEDS
Found.**

IDAHO COUNTY 049
COEUR D'ALENE DISTRICT
COTTONWOOD



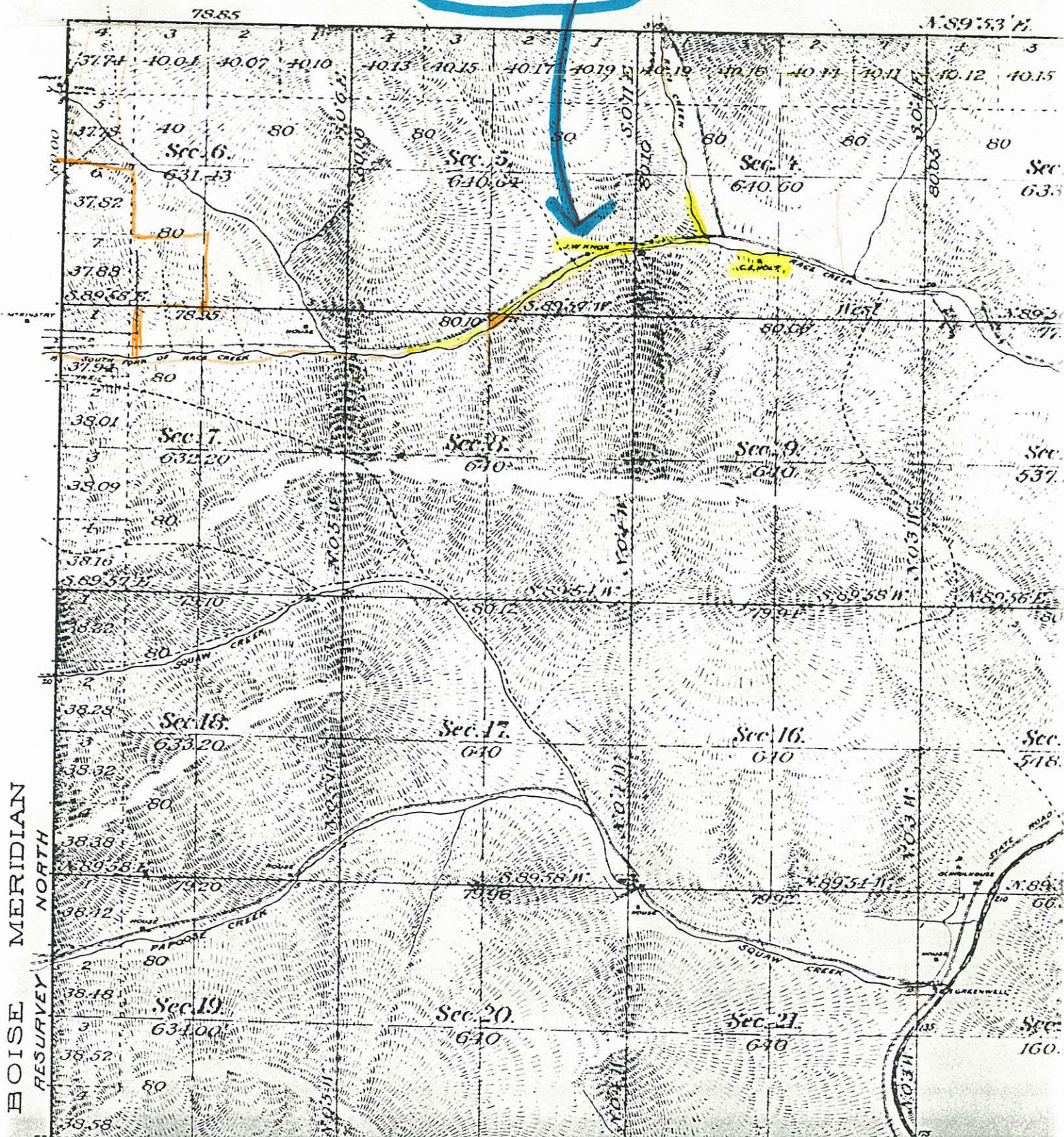
$$G \quad f \quad F \quad e \quad E \quad d \quad D$$




Township N° 24 North, Range N° 1 East of

G F F C E d D

Homestead



BOISE MERIDIAN
RESURVEY NORTH

The United States of America,

To all to whom these presents shall come Greeting:

WHEREAS, a Certificate of the Register of the Land Office at **Boise, Idaho,** has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of **Alexander Gage** has been established and duly consummated, in conformity to law, for the Lot two, the northwest quarter of the southeast quarter, the northeast quarter of the southwest quarter, and the southwest quarter of the northeast quarter of Section six in Township twenty-four north of Range one east of the Boise Meridian, Idaho, containing one hundred sixty and seven-hundredths acres,

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I,

Woodrow Wilson

President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the **SEVENTH**

(SEAL)

day of **JANUARY** in the year of our Lord one thousand nine hundred and **SIXTEEN** and of the Independence of the United States the one hundred and **FORTIETH.**

By the President:

By

Woodrow Wilson
M. P. Le Roy Secretary
L. B. Lamar Minister of the General Land Office

The United States of America,

To all to whom these presents shall come. Greeting:

WHEREAS, a Certificate of the Register of the Land Office at **Boise, Idaho,**

has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862,

"To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of

Anton J. Seyfried

has been established and duly consummated, in conformity to law, for the **southwest quarter of the southeast quarter of Section six, the southeast quarter of the northeast quarter of Section seven, and the south half of the northwest quarter of Section eight in Township twenty-four north of Range one east of the Boise Meridian, Idaho, containing one hundred sixty acres,**

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, **Woodrow Wilson,**

President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the **SECOND**

day of **JULY** In the year of our Lord one thousand nine hundred and **NINETEEN** and of the Independence of the

United States the one hundred and **FORTY-THIRD.**

By the President:

By

Woodrow Wilson
E. D. Bouldin, Assistant Secretary.
S. D. Samar
 Recorder of the General Land Office.

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at

Boise, Idaho,

has been deposited in the General Land Office, whereby it appears that full payment has been made by the claimant
James R. Hensley

according to the provisions of the Act of Congress of April 24, 1820, entitled "An Act making further provision for the sale of the Public Lands" and the acts supplemental thereto, for the east half of the southeast quarter of Section six, the northeast quarter of the northeast quarter of Section seven and the northwest quarter of the northwest quarter of Section eight in Township twenty-four north of Range one east of the Boise Meridian, Idaho, containing one hundred sixty acres,

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said claimant and to the heirs of the said claimant the Tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, **Woodrow Wilson**

President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the **FOURTEENTH**

(SEAL)

day of **JANUARY** in the year of our Lord one thousand nine hundred and **FOURTEEN** and of the Independence of the United States the one hundred and **THIRTY-EIGHTH**.

By the President,

Woodrow Wilson

By

M. C. Leary Secretary.

L. L. C. Lamar

Recorder of the General Land Office.

RECORD OF PATENTS: Patent Number

377014

The United States of America,

To all to whom these presents shall come, Greeting:

HD

Lewiston 0974.

WHEREAS, There has been deposited in the GENERAL LAND OFFICE of the United States a Certificate of the Register of the Land Office at Lewiston, Idaho,

whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862, "To secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of

MARTIN L. BUTLER

has been established and duly consummated, in conformity to law, for the west half of the southwest quarter of Section thirty-three in Township twenty-five north of Range one east of the Boise Meridian, Idaho, containing eighty acres,

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said Martin L. Butler

the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said Martin L. Butler

and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. And there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, William H. Taft, President of the

United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

(SEAL)

GIVEN under my hand, at the City of Washington, the
 TWENTY-SIXTH day of JULY, in the year
 of our Lord one thousand nine hundred and TEN
 and of the Independence of the United States the one hundred
 and THIRTY-FIFTH

By the President:

By

Wm. H. Taft
A. S. Humphreys, Assistant Secretary.
John O'Connell
 Acting Recorder of the General Land Office.

The United States of America,

Boise 02168.

To all to whom these presents shall come, Greeting:

WHEREAS, There has been deposited in the GENERAL LAND OFFICE of the United States a Certificate of the Register of the Land Office at Boise, Idaho, whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862, "To secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of

MARTIN L. BUTLER

has been established and duly consummated, in conformity to law, for the southwest quarter of the northwest quarter and the Lot four of Section four in Township twenty-four north of Range one east of the Boise Meridian, Idaho, containing eight and nineteen-hundredths acres,

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said Martin L. Butler

the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said Martin L. Butler

and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. And there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, William H. Taft, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

(SEAL)

GIVEN under my hand, at the City of Washington, the
ELEVENTH day of NOVEMBER, in the year
of our Lord one thousand nine hundred and NINE,
and of the Independence of the United States the one hundred
and THIRTY-FOURTH.

By the President:

By

Secretary.

Recorder of the General Land Office.