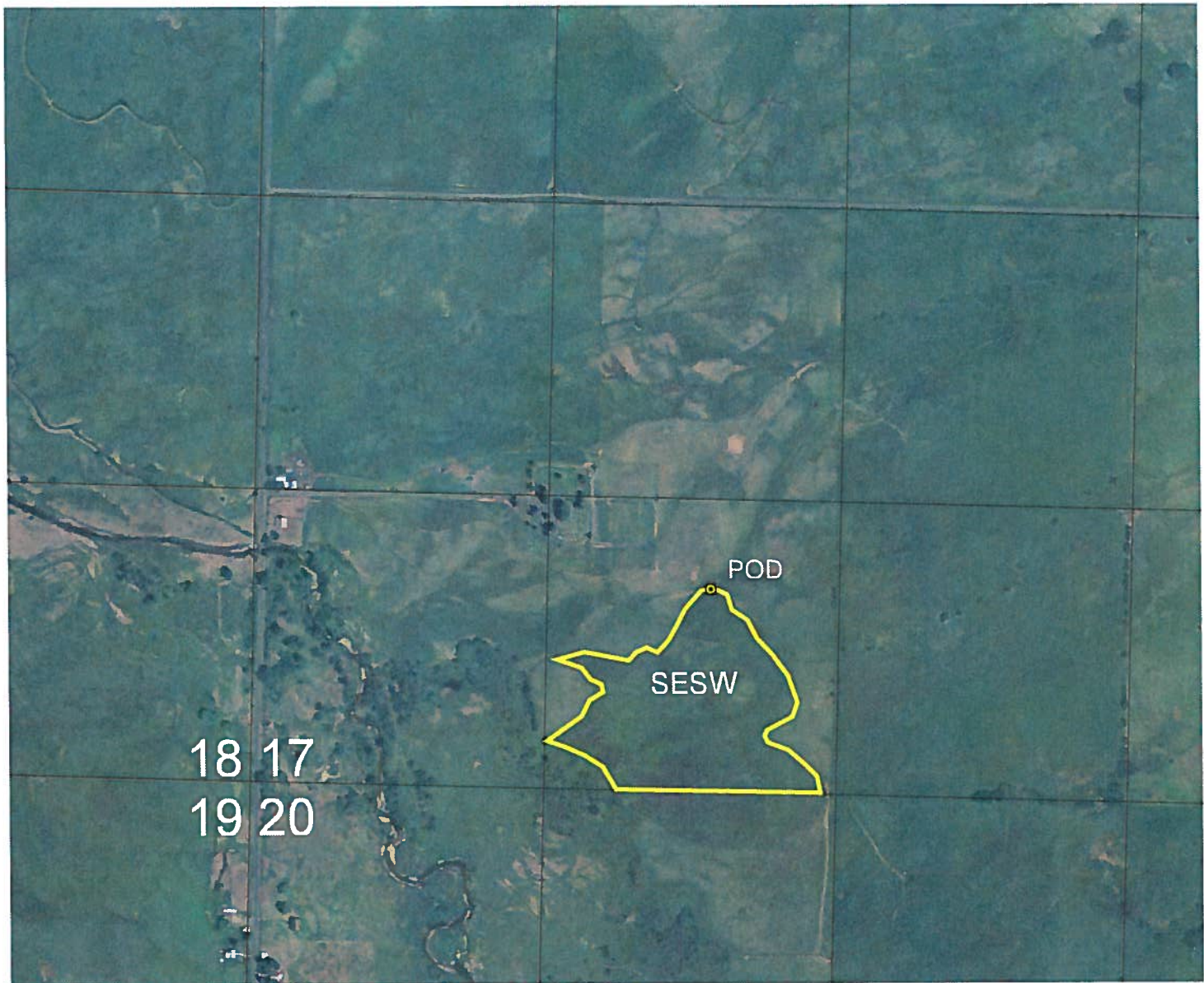


78-4308

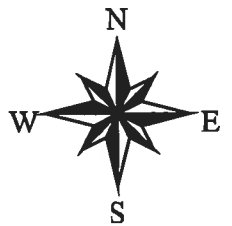


500 0 500 1000 1500 2000 Feet

A horizontal scale bar with alternating black and white segments, corresponding to the 500-foot increments marked above it.

T19N R02E S17

Map prepared by: Carter Fritschle
Date prepared: 11/15/06
2004 NAIP Photography
Idaho Department of Water Resources



11/15/2006

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

RIGHT NUMBER: 78-4308

NAME AND ADDRESS: ALICE W PANGMAN
3684 CEMETERY RD
NEW MEADOWS ID 83654

SOURCE: SPRING

TRIBUTARY: EAST BRANCH GOOSE CREEK

QUANTITY: 0.350 CFS

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

PRIORITY DATE: 04/01/1930

POINT OF DIVERSION:

T19N R02E S17 SESW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.300 CFS
STOCKWATER	01/01 12/31	0.050 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T19N R02E S17 SESW 15.00

STOCKWATER same as IRRIGATION

15 ACRES TOTAL

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

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

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Use of this right is combined with water from Brundage Water Users Association.

HERE'S AN AFFADAVIT TO
BE INCLUDED WITH WATER
RIGHT CLAIM 78-4308
HOPE IT MEETS THE
REQUIREMENTS.

THANKS,
Hugh Pantom

RECEIVED

AUG 29 2005

Department of Water Resources

AFFIDAVIT

C. FRITSCHL

WATER RIGHT CLAIM 78-4308 spring

BACKGROUND

The spring is located in a 160 acre parcel that was homesteaded in 1884 by Elizabeth Wilson and patented in 1896. In 1901 ownership was transferred to her brother, John Wilson. In 1930, John Wilson sold the property to his son, Henry Wilson. Henry and his wife May, had two children, Alice and Edward (deceased). Alice grew up on the ranch and continues to live there today and has personal knowledge of the spring and the beneficial uses.

STATEMENT BY ALICE WILSON PANGMAN

I was born October 11, 1939 to Henry and May Wilson and was raised on their ranch at 3684 Cemetery Road near New Meadows, Idaho. During those years my Dad ran a small dairy operation and raised beef cattle. He used the area around the spring for growing hay and cattle pasture after the hay was removed. I was aware of the spring from an early age and at age 13 (1953) my Dad began taking me out on the haying operation where I would drink from the spring he had developed and maintained for drinking water, stock water in the Fall and some irrigation from a short collection ditch he had constructed. He retired from dairy farming in 1956 and the ranch was rented to the neighboring Dryden family for cattle grazing. Dean Dryden manages the cattle grazing today and maintains a short ditch that is used to collect and distribute water from the spring area for irrigation and stock water.

It would be my opinion that beneficial use of the spring began during the homestead procedure in 1884 or by 1930 when Henry Wilson purchased the ranch and developed the spring of which I have personal knowledge.

Alice W. Pangman
ALICE W. PANGMAN

Aug. 24, 2005
DATE

Date: 8-24-05
State: Idaho
County: Valley
Notary: LORI BARNETT

Lori Barnett



My Commission Expires
September 8, 2009

SCANNED

AUG 30 2005

Contacts Data Entry Form

Claim Number: 78-4308

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	ALICE W PANGMAN	3684 CEMETERY RD	NEW MEADOWS	ID	83654	(208)347-2370

Date of Field Exam: 8-9-05 Time: 2:00Accompanied By: Hugh Pangman Phone Number: (208) 347-2370Relationship to Claimant: Husband

Directions to Property (if different from above) and/or update owner information:

Left message 8-5-05
3684 Cemetery Rd. 1 mile north of Highway 55.

Reviewer: _____

Date: _____

Claim Number 78-4308

Claimed Basis: Statutory Claim

Water Right Basis: Statutory Claim

[illegible]

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number 78-4308

Claimed Point of Diversion and Source

T19N R02E S17 SESESW Within ADAMS County Source: SPRING GOOSE CREEK

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T19N R02E S17 SESW Within ADAMS County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

SpringsGOOSE CREEK (East Branch)

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
19N	2E	17		SESW	Adams	Springs

Other rights from this POD? None

Document how the POD and Source were verified:

There is an area of marsh and springs near
the middle of the SESW of sec. 17Reviewer: CFDate: 8-9-05

Place Of Use Data Entry Form

Claim Number 78-4308

Claimed Place Of Use

T19N R02E S17 SWSW 7.0 T19N R02E S17 SESW 8.0
Total Acres 15

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T19N R02E S17 SESW 5.0
Total Acres 5

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

Reviewer: _____

Date: _____

Purpose of Use Data Entry Form

Claim Number 78-4308

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			
STOCKWATER			

___ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
STOCKWATER			
IRRIGATION			

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Document how the Purpose of Use was verified:

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number 78-4308

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/15	10/15	0.3	
STOCKWATER	1/01	12/31	0.05	
Overall Diversion Rate	0.35	Overall Diversion Volume		

__ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	5/01	10/31	0.09	
STOCKWATER	5/01	10/31	0.01	
Overall Diversion Rate	0.1	Overall Diversion Volume		

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

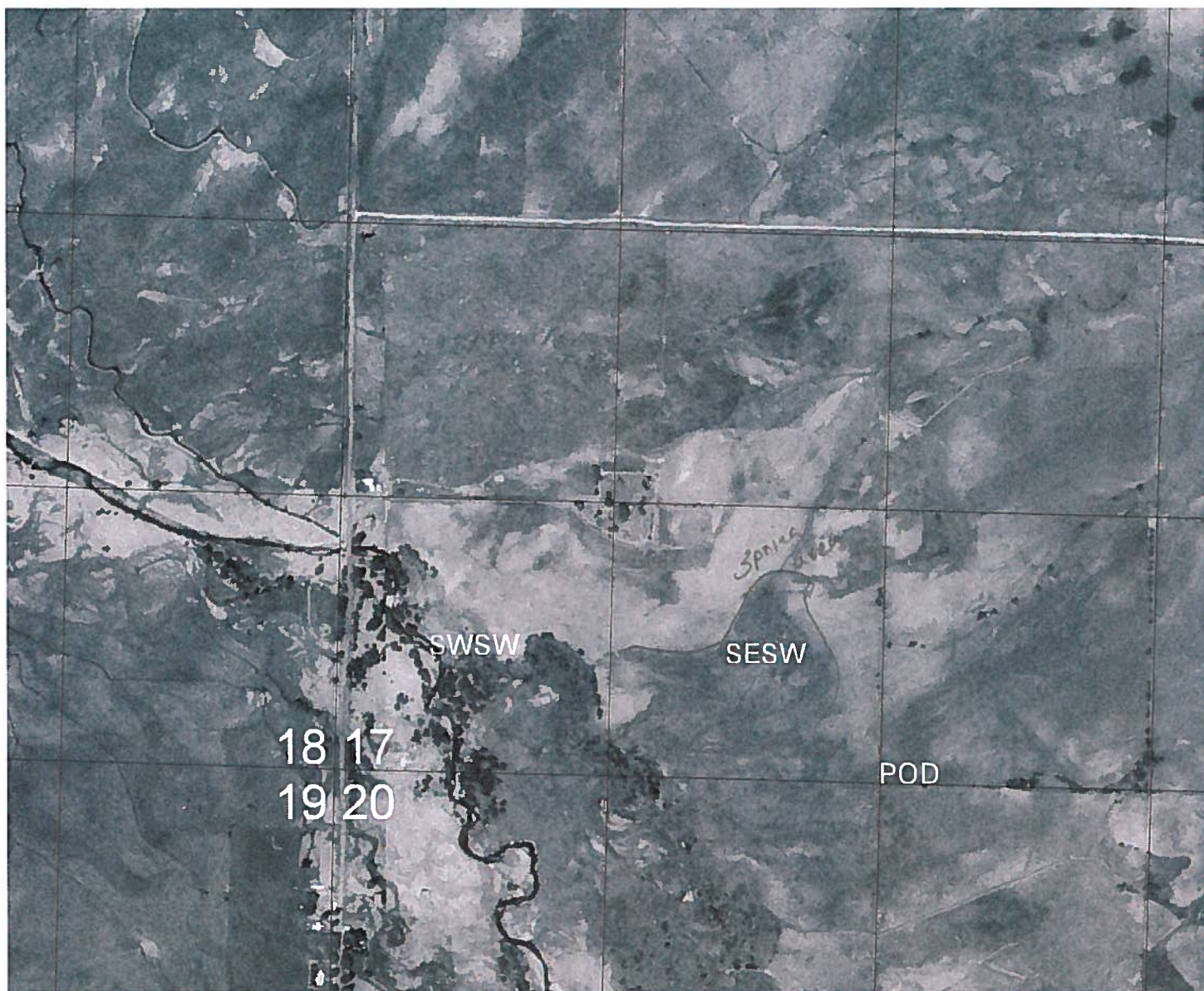
Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Reviewer: _____

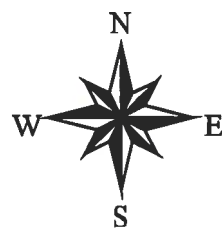
Date: _____

78-4308



600 0 600 1200 1800 2400 Feet

T19N R02E S17



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 78-4308

08/02/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
78-158	Claim	19N	02E	17	SW	SW		IRRIGATION	10/30	ALICE W PANGMAN
78-171A	Claim	19N	02E	17	SW	SW		IRRIGATION	10/30	ALICE W PANGMAN
78-172A	Claim	19N	02E	17	SW	SW		IRRIGATION	10/30	ALICE W PANGMAN
78-2042	Claim	19N	02E	17	SW	SW		IRRIGATION	10/30	ALICE W PANGMAN
78-4308	Claim	19N	02E	17	SW	SW		IRRIGATION	7/15	ALICE W PANGMAN
78-2042	Water Right	19N	02E	17	SW	SW		IRRIGATION	20/80	HENRY WILSON
78-2085	Claim	19N	02E	17	SW	SW		IRRIGATION FROM STORAGE	10/6042.8	BRUNDAGE WATER USERS ASSN INC
78-4308	Claim	19N	02E	17	SE	SW		IRRIGATION	8/15	ALICE W PANGMAN
78-2042	Water Right	19N	02E	17	SE	SW		IRRIGATION	40/80	HENRY WILSON
78-4308	Water Right	19N	02E	17	SE	SW		IRRIGATION	5/5	MAY W WILSON



State of Idaho
DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 287-4800 FAX: (208) 287-6700 www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 2, 2005

78-4308

ALICE W PANGMAN
3684 CEMETERY RD
NEW MEADOWS ID 83654

Re: Field Examination and Evidence of Priority Date

Dear Claimant:

The Notice of Claim to a Water Right (claim) identified with the number shown above your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed, and are termed beneficial use rights.

The elements of beneficial use rights need to be verified by an examiner for the Idaho Department of Water Resources (IDWR) before the claim can be recommended to the SRBA Court. The examination of claims in your area will take place during the summer and fall of 2005. An examiner will be contacting you to schedule a time to visit your property to verify your use of the water right claimed.

Also, even though most of the elements of your claim can be verified by the field exam, the date of first use, or priority date can only be verified by documentation of the historic use. If you have not supplied documentation for the priority date and historical beneficial use of the water, please submit your evidence by September 30, 2005. Enclosed you will find a pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: IDWR will recommend the SRBA Court decree the claim disallowed if the priority date and the historic use cannot be documented. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

If you have questions not covered by this letter or the enclosed pamphlet, please contact me by phone at (208) 287-4917 or send an email to Carter.Fritschle@idwr.idaho.gov.

Sincerely,


Carter Fritschle
Water Rights Supervisor
Adjudication Bureau

Enclosure:

Evidence of Priority Date pamphlet

Additional claimant(s) and/or claim(s):

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: A78-04308
Date Received: 5/17/1988
Receipt No: M000001

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAY W. WILSON 208-347-2370
Address: HC 75 BOX 3375
NEW MEADOWS, ID 83654
OR
Name: ALICE W. PANGMAN
Address: 5477 S. 1225 E.
OGDEN, UT 84403
2. Date of Priority: JAN 01, 1880
3. Source: SPRING Trib. to: GOOSE CREEK, EAST BRANCH
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 19N | 02E | 17 | SE | SE | SW | | ADAMS |
5. Description of diverting works:
EXCAVATED SPRING INTO GRAVITY DITCH.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 0.300 | | |
| STOCKWATER | 01/01 | 12/31 | 0.050 | | |
7. Total Quantity Appropriated is:
0.350 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 30.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/150 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	02E	17	SW	SW		IRR	7.0
			SE	SW		IRR	8.0
Section Acres							15.0
Total Acres							15.0

11. Place of use in counties: ADAMS

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
Water Right Number:

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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: 39356
Ident. Number A78-04308
Date Received ~~5-4-88~~ 5-17-88
Receipt Number M000001

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

Department of Water Resources

RECEIVED
MAY 11 1988

Please type or print clearly

1. Name of Claimant (s) May W. Wilson or Alice W Pangman Phone (208) 347-2370
Mailing Address HD5 Box 3375 5477 S. 1225 E.
New Meadows ID } Edge Ogden Ut. 84103 Zip 83654

2. Date of Priority (Only one (1) per claim) Jan. 1, 1880

3. Source of water supply (a) Spring
which is tributary to (b) Goose Creek

4. a. Location of existing point of diversion is: Township 19N Range 2E Section 17,
SE 1/4 of SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

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 enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Excavated spring
into gravity ditch.

MICROFILMED

OCT 06 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-15 to 10-15 amount .30 or _____

For Stockwater purposes from 1-1 to 12-31 amount .05 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.35 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 30 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 150 head cattle

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	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
19N	2E	17											7	8					15

Total number of acres irrigated ~~30~~ 15

11. In which county (ies) are lands listed above as place of use located? Adams

12. Do you own the property listed above as place of use? Yes ✓ No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:

MICROFILMED

OCT 06 1992

Last Name Wilson Ident No. A78-04308

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 - 1 -

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

Signature of Claimant (s) X May W. Wilson Date _____

_____ Date _____

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

_____ Title
of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 10th day of May 19 88

SEAL

Notary Public Carter Fritschle

Residing at Eagle, Id.

My Commission Expires 3-21-94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that 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 _____

Address _____

Date _____

MICROFILMED
OCT 06 1992

Last Name Wilson Ident. Number A78-04308

Copies White-State, Yellow-Claimant

563



MICROFILMED
OCT 06 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

May 13, 1988

adams

Ms. May W. Wilson
P. O. Box 3375
New Meadows, ID 83654

RE: Claim A78-04308 & A78-02042
Check #617, \$115.00

Dear Ms. Wilson:

The above referenced claims have been reviewed.
Number 04038 is fine with a fee of \$65.00. However,
claim ~~043042~~ 043042 should have a filing fee of \$80.00.
Therefore, your check #617 is short \$30.00.

Please remit the additional \$30.00 along with the
claim forms, so the claims can be receipted. Thank you.

Sincerely,

John D Carlson

John Carlson
Water Rights Supervisor

JC:db
Enclosure

MICROFILMED
OCT 06 1992