

01/05/2006

**NOTICE OF ERROR
REPLY**

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: March 3, 2006

Water right number: 77-10127

EVELYN WILLIAMS *Deceased*
PO BOX 1
PEARCE AZ 85625
Telephone Number: (602)826-3318

GERALD WILLIAMS
PO BOX 1
PEARCE AZ 85625
Telephone Number: (602)826-3318

RECEIVED
JAN 30 2006
IDWR/North

CHANGE OF OWNERSHIP
LETTER SENT 1-25-06

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

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

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

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

DATE: 1-20-06

SIGNATURE: Gerald Williams

Please print your name: Gerald Williams

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

SCANNED

JAN 25 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 25, 2006

RECEIVED
JAN 30 2006
IDWR/North

GERALD WILLIAMS
PO BOX 1
PEARCE AZ 85625

Re: Snake River Basin Adjudication (SRBA)
Ownership Change on Notice of Claim to a Water Right #77-10127

Dear Mr. Williams:

Thank you for your note informing us Evelyn Williams has passed away. It is not necessary to remove her name from your water right, but if you choose to have us do so, we require you to complete and submit a Notice of Change in Water Right Ownership form. I have enclosed that form for your possible use.

Please include a photocopy of Evelyn's death certificate if you submit the ownership change form (be sure to black out her Social Security Number). Since you and Evelyn are co-owners, we do not require a map, and there is no fee.

Please call me toll-free at 1/800-451-4129 if you have any questions or concerns.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Form 42-248/42-1409(6)

SCANNED

JAN 25 2006

11/22/2005

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

RIGHT NUMBER: 77-10127

NAME AND ADDRESS: EVELYN WILLIAMS
PO BOX 1
PEARCE AZ 85625

GERALD WILLIAMS
PO BOX 1
PEARCE AZ 85625

SOURCE: CASTLE CREEK

TRIBUTARY: CAMAS CREEK

QUANTITY: 0.580 CFS

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

PRIORITY DATE: 04/01/1919

POINT OF DIVERSION:

T17N R17E S11 NESENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.540 CFS
STOCKWATER	04/01 11/01	0.020 CFS
DOMESTIC	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T17N R17E S11	SWNW	7.0	T17N R17E S11	SENW	8.0
T17N R17E S11	NWSW	3.0			

STOCKWATER Within LEMHI County

T17N R17E S11 SENW

DOMESTIC Within LEMHI County

T17N R17E S11 SENW

18 ACRES TOTAL

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

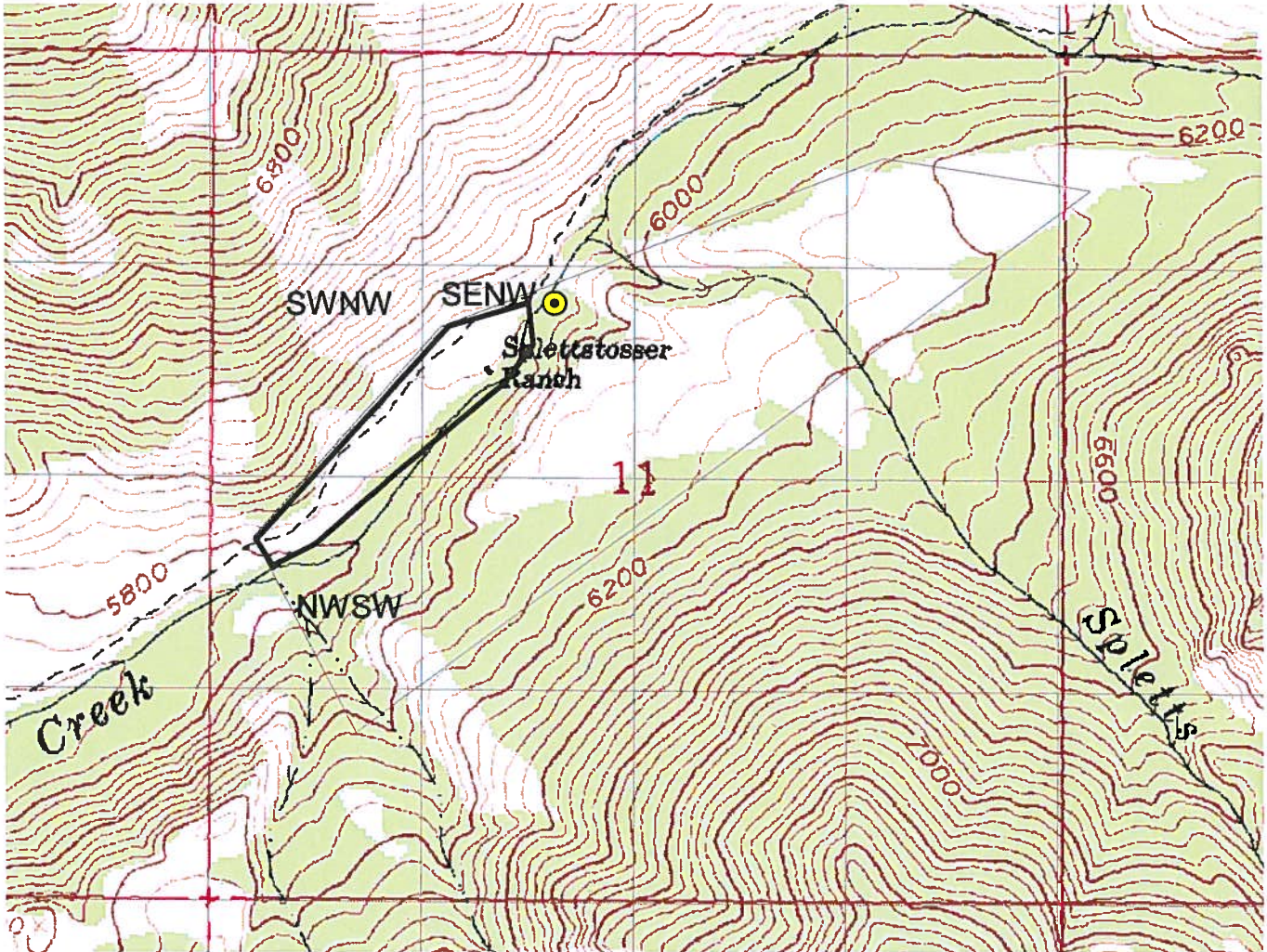
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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

Property is known as Homestead Entry Survey No. 325.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

77-10127



0 700 1400 Feet

Section 11
T17N R17E



● Point of Diversion

□ Place of Use

Map prepared on November 22, 2005
By Kenneth Knoblock
Idaho Department of Water Resources

RECEIVED

DEC 18 1995

WATER RESOURCES
WESTERN REGION

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: **A77-10127**
Date Received: 4/27/1990
Receipt No: M006786
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: GERALD WILLIAMS 602-826-3318
Address: PO BOX 1
PEARCE AZ 85625
OR
Name: EVELYN WILLIAMS 602-826-3318
Address: PO BOX 1
PEARCE AZ 85625

2. Date of Priority: APR 1, 1919

3. Source: CASTLE CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	17E	11	NE	SE	NW		LEMHI

5. Description of diverting works:
DIVERSION DAM, UPPER AND LOWER DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.720		
STOCKWATER	04/01	11/01	0.020		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is 45.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, OUTSIDE IRRIGATION OF LAWN AREA; STOCKWATER, 15 HD.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	17E	11	SW	NW		IRR	7.0
			SE	NW		IRR	8.0
			SE	NW		DOMEST	
			NW	SW		IRR	3.0

Section Acres 18.0

Total Acres	18.0
-------------	------

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
NONE

14. Remarks:
LOWER CASTLE CREEK DITCH
ADDRESS CHANGE REC'D 08/11/94 SS.

15. Basis of Claim: BENEFICIAL USE

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): Gerald Williams Date: 12/15/95
Date: _____

State of Arizona)
~~Idaho~~) SS.
County of Cochise)

Subscribed and sworn (or affirmed) before me this 15 day
of December 19 95

Hellie VanDePicht
Notary Public

Seal

Residing at Pearce, Arizona

My Commission Expires June 22, 1996

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: A77-10127
Date Received: 4/27/1990
Receipt No: MC 786
Received By: LRU

RECEIVED
MAY 23 1990

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GERALD WILLIAMS 208-756-3019
Address: C/O DAVID COUCH
1021 MAIN ST.
SALMON, ID 83467

OR

Name: EVELYN WILLIAMS 208-756-3019
Address: C/O DAVID COUCH
1021 MAIN ST.
SALMON, ID 83467

2. Date of Priority: APR 01, 1919

3. Source: CASTLE CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	17E	11	NE	SE	NW		LEMHI

5. Description of diverting works:
DIVERSION DAM, UPPER AND LOWER DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.720		
STOCKWATER	04/01	11/01	0.020		

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

8. Total consumptive use is 45.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCK-15 HD CATTLE & HORSES

A77-10127

Page 1

Date: 04/27/90

MICROFILMED
OCT 05 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
17N	17E	11	SW		NW		IRR	7.0
			SE		NW		IRR	8.0
			NW		SW		IRR	3.0
							Section Acres	18.0
							Total Acres	18.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
NONE

14. Remarks:
LOWER CASTLE CREEK DITCH

15. Basis of Claim: BENEFICIAL USE

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: 6

For Organizations:

I do solemnly swear or affirm that I am Representative of
Herald Williams, that I have signed the foregoing
Organization document in the space below as Representative of
Herald Williams and that the statements contained in the
Organization foregoing document are true and correct.

Dan J. Auch
Signature of Authorized Agent

Rep. Herald Williams
Title and Organization

4-27-90
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 27 day
of April 19 90

Linda Werner
Notary Public

Seal

Residing at LINDA WERNER
RESIDING AT EAGLE, IDAHO
My Commission Expires MY COMMISSION EXPIRES DEC. 8, 1994

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

77-10127

Date Received

Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAY 23 1990

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Gerald or Evelyn Williams Phone (208) 756-3019Mailing Address % David Couch, 1021 Main St., Salmon Zip 834672. Date of Priority (Only one (1) per claim) April 1, 19193. Source of water supply (a) Castle Creek
which is tributary to (b) Camas Creek4. a. Location of existing point of diversion is: Township 17N Range 17E Section 11,
NE 1/4 of SE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of LemhiAdditional points of diversion if any: none

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. Diversion dam, upper andlower ditch

MICROFILMED

OCT 05 1992

Lower Castle Cr. Ditch

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr 1 to Nov 1 amount 0.72 or _____

For Stockwater purposes from Apr 1 to Nov 1 amount 0.02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.74 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater: cattle and horses 15

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	
<u>17N</u>	<u>17E</u>	<u>11</u>							<u>7</u>	<u>8</u>			<u>3</u>						<u>18</u>

Total number of acres irrigated 18

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

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

Last Name Williams Ident No. _____

MICROFILMED

Copies: White State Yellow Claimant

15. Basis of Claim (check one) Beneficial Use X 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 3
For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Gerald Williams Date 4/13/90

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 ARIZONA)
County of Cochise) SS.

Subscribed and sworn (or affirmed) before me this 13 day of April 19 90

SEAL

Notary Public [Signature]

Residing at _____

My Commission Expires _____ My Commission Expires July 8, 1991

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 _____

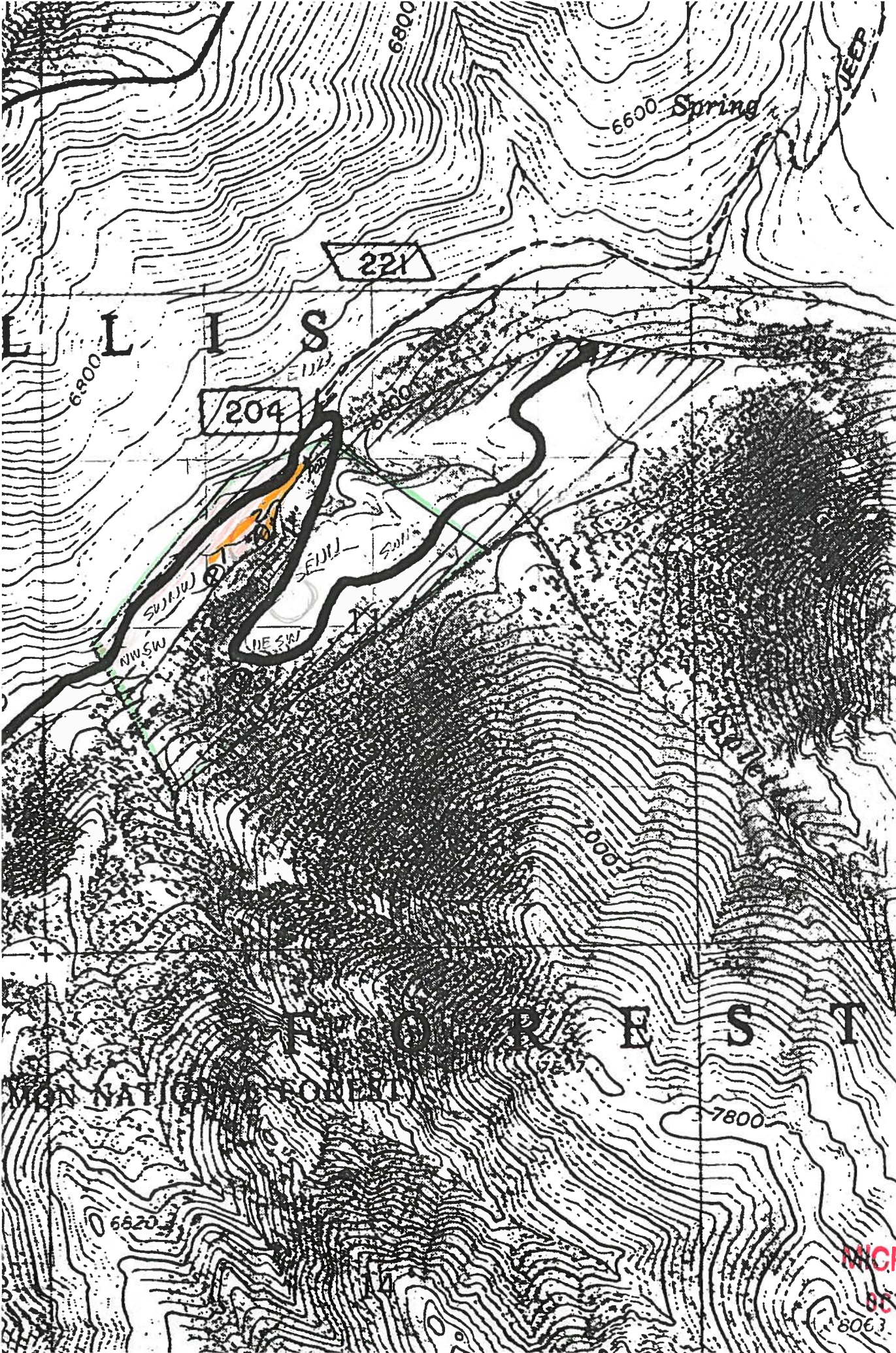
Address _____

Date _____

Last Name Williams Ident. Number _____

MICROFILMED
Copies White-State, Yellow-Claimant
OCT 05 1992

5



MICROFILMED

OCT 05 1992

8063

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

AMENDED

Ident. Number 77-10127
Date Received: 4/27/1990
Receipt No: M006786
Received By:

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

1. Name of Claimant(s)

GERALD WILLIAMS
PO BOX 1
PEARCE AZ USA 85625

Phone: (602)826-3318

EVELYN WILLIAMS
PO BOX 1
PEARCE AZ USA 85625

Phone: (602)826-3318

2. Date of Priority: 04/01/1919

3. Source: CASTLE CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
17N	17E	11	NE	SE	NW	LEMHI	

5. Description of diverting works:

DIVERSION DAM, UPPER AND LOWER DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.72	
STOCKWATER	04/01	11/01	0.02	
DOMESTIC	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.74 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
17N	17E	11	SW	NW	IRRIGATION	7
			SE	NW	IRRIGATION	8
			NW	SW	IRRIGATION	3
			SE	NW	DOMESTIC	
					Section Acres	18
					Total Acres	18

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

Amended claim received 12/18/1995.

LOWER CASTLE CREEK DITCH ADDRESS CHANGE RECEIVED 08/11/94 SS.

15. Basis of Claim: Beneficial Use

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: **A77-10127**
Date Received: 4/27/1990
Receipt No: M006786
Received By: _____

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

1. Name: GERALD WILLIAMS 602-826-3318
Address: PO BOX 1
PEARCE AZ 85625
OR
Name: EVELYN WILLIAMS 602-826-3318
Address: PO BOX 1
PEARCE AZ 85625

2. Date of Priority: APR 1, 1919

3. Source: CASTLE CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	17E	11	NE	SE	NW		LEMHI

5. Description of diverting works:
DIVERSION DAM, UPPER AND LOWER DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.720		
STOCKWATER	04/01	11/01	0.020		

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

8. Total consumptive use is 45.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCK-15 HD CATTLE & HORSES

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
17N	17E	11	SW		NW		IRR	7.0
			SE		NW		IRR	8.0
			NW		SW		IRR	3.0
Section Acres								18.0
Total Acres								18.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

NONE

14. Remarks:

LOWER CASTLE CREEK DITCH
ADDRESS CHANGE REC'D 08/11/94 SS.

15. Basis of Claim: BENEFICIAL USE

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)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

77-10127

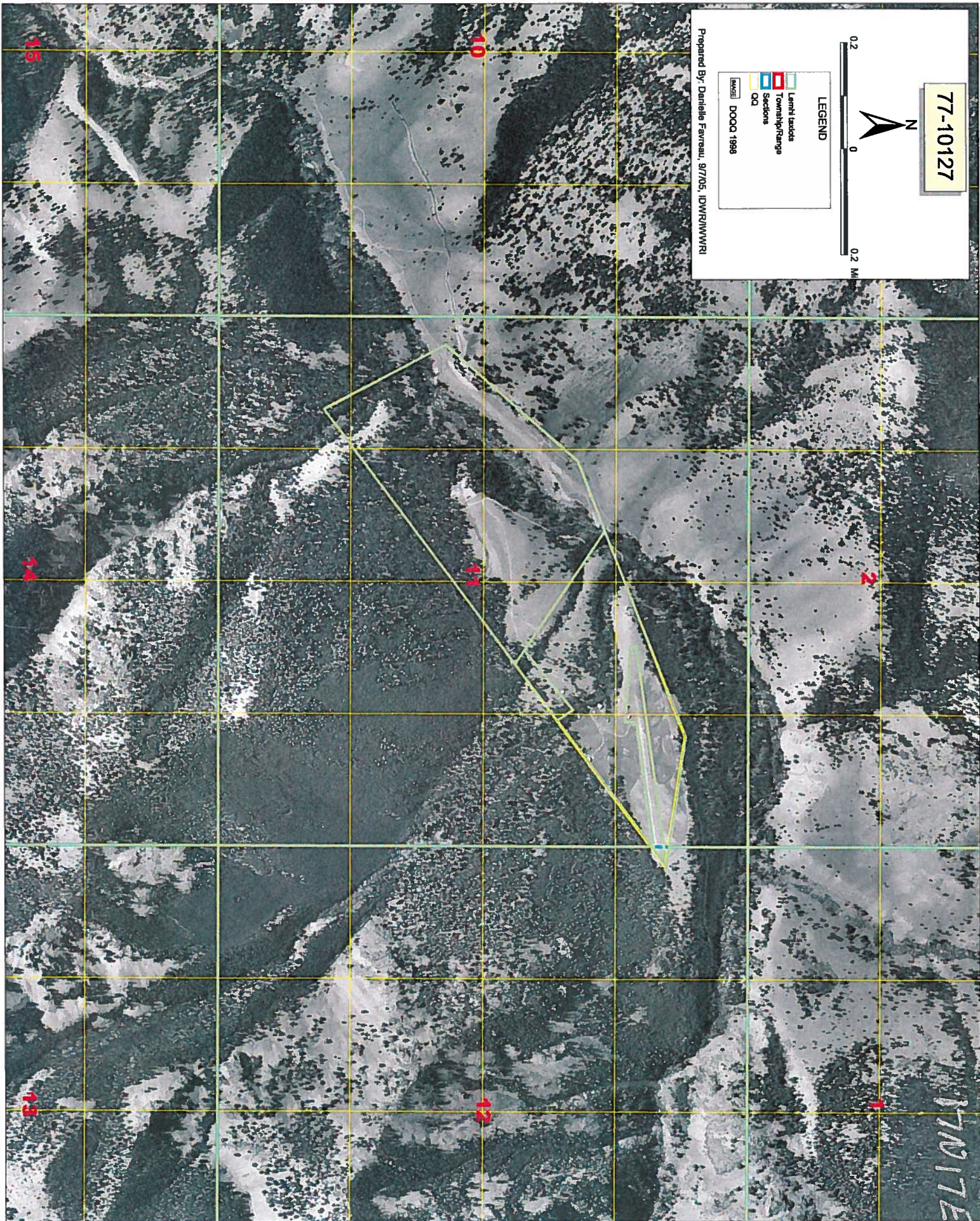


LEGEND

- Lenth lands
- Township Range
- Sections
- QQ

DQQA 1986

Prepared By: Danielle Farnau, 9/7/05, IDWR/IDWRI





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 11, 1995

Richard McAfee or John Drake
PO Box 865
Salmon, ID 83467

Dear Mr. McAfee and Mr. Drake:

Enclosed are copies of amended Claim Nos. A77-04209 and A77-04222. The priority dates on these claims have been amended to April 1, 1919, per the amended claims received March 17, 1995. The evidence of priority submitted with these amended claims has also been placed in the files.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

Adjudication Staff
Western Regional Office
(208) 334-2190

Enclosures

cc: Gerald Williams
PO Box 1
Pearce, AZ 85625

Mr. Williams,

I PLACED A COPY OF THE EVIDENCE OF PRIORITY INFORMATION SUBMITTED IN CLAIM NOS. A77-04170, A77-10126 & A77-10127 IN ADDITION TO THE ABOVE AMENDED CLAIM FILES.

SINCERELY,

Gerald Williams
P. O. Box 1
Pearce, Arizona 85625

RECEIVED

MAR 20 1995

WATER RESOURCES
WESTERN REGION

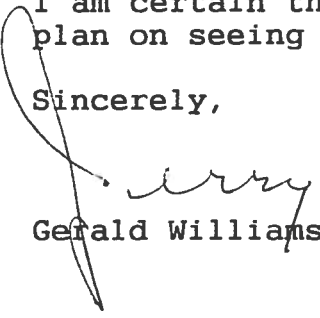
March 16, 1995

Jan Shurte
Western Region
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Dear Jan:

I want to express my sincere thanks to you for taking the time to help me with the water issues yesterday. When I can finally understand just how the system works and what the regulations mean, I am certain that it will not seem such a problem to me. We will plan on seeing you in early summer.

Sincerely,


Gerald Williams

4-11-1995

*Sent Mr. Williams a copy of
amended Claim Nos. A77-04209
& A77-04222 - see his letter dated
3-2-95 for info. on evidence of
priority attached for this claim
A77-10127. Jp*

*Also sent copies of the above amended
Claims to the Claimant, Richard McLeer.*

RECEIVED

MAR 17 1995

WATER RESOURCES
WESTERN REGION

Gerald Williams
P. O. Box 1
Pearce, Arizona 85625

March 14, 1995

Jan Shurte
Western Region
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Dear Jan:

I just received the notarized copies of the change of priority date on the water claims by Mr. McAfee. It took two States in order to catch up with him. If there is anything missing or you need to talk to me by telephone, I should be, for all practical purposes, here at Spring Valley Ranch until about April 15. (Telephone is: 520-826-3318) The area code will have changed (March 19) from 602 to 520. Phoenix area will still be 602, but all the rest of Arizona will have the 520 code.

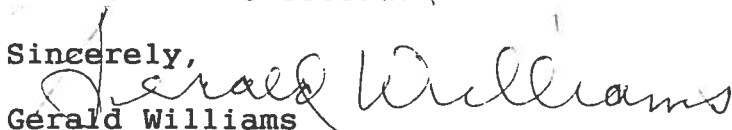
Jan, I want to be certain that I am at Castle Creek when you or some one from your Department come to make the verification next year. I am trying to make everything as good and efficient as one can in rocky, sandy, mountain terrain as to the irrigation techniques. I plan on stopping by your office some time this year in order to discuss some minor problems which I am running into in making the system work properly. I will value your counsel.

I generally am at the Castle Creek Ranch at least from July 15 until September 1 of each year. I spend much more time there, but other business often calls me in and out. If you write to our address here in Arizona in plenty of advance I can schedule to be there. If I am at Castle Creek, you can call in Salmon (756-4713) and they will get in touch with us by radio.

The directions for getting to Castle Creek are: Challis north about 8-10 miles on US 93 and then left on Morgan Creek Road to Meyers Cove. The road goes up over the Pass and then down Panther Creek toward Cobalt, but takes a sharp turn left to Meyers Cove (18 miles). At Meyers Cove you are 5.6 miles from us. Go up Camas (four wheel drive road) fording the Creek two times (total of 2.8 miles) and after the last ford take left up Castle Creek (2.8 miles) and you are at our place. The road runs straight onto our airstrip and ours is the first place and McAfees live higher on up on the Old Homestead.

Sincerely,

Gerald Williams



Gerald Williams
P. O. Box 1
Pearce, Arizona 85625

RECEIVED

MAR 17 1995

WATER RESOURCES
WESTERN REGION

March 2, 1995

Jan Shurte
Western Region
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Dear Jan:

It was a privilege for me to talk to you by telephone today. As I had Dave Couch, a Civil Engineer, do up our Water Claims, I was not familiar with the organization of the Department of Water Resources. I had Ernie Carlson's name in my file from Salmon, but now I realize it was because he worked with the folk there in the Lemhi River Basin. It was only after I talked with him by telephone just before Christmas that I learned that our area in the mountains is covered by your Western Region Office. Anyway he outlined the things that I should do and gave to me your name and address. He was very nice and helpful and thought that the information which I am sending to you would suffice. I will send a couple of affidavits which he suggested that I do even though they do not constitute the kind of proof normally accepted. All of the documents which I will enclose do add up to a reasonable credence that 1919 should be the date of priority. There are no irrigators that would complain in any case about our water as all of the land between us and the western border of Idaho is strictly Forest Service land and I doubt there are hardly anyone using water in that 175 mile expanse. Castle Creek flows into Camas and Camas into the Middle Fork of the Salmon and then into the Salmon River to the west of Salmon, Idaho (out of the area) where people do irrigate in the Lemhi Valley. I, along with your Department want the record to be clear.

Our neighbor, Dick McAfee and us use the same irrigation ditch which diverts water from Castle Creek to what was the Ernest Splettstosser homestead. He filed for the land in 1914 and proved up on it during the next five years when he was granted the patent in 1919. It is common knowledge that the condition for receiving patents on those kinds of homesteads was to prepare the land for tilling and to irrigate, without which there could be no crop. The patent deed from Woodrow Wilson makes it fairly clear that irrigation ditches were a part of the patent and indeed the requirement in order to receive the deed.

The reason that this issue came up during this past year was that my neighbor and I were comparing our Water Rights in conjunction with obtaining our permanent easement for the irrigation ditch across Forest Service land. Mr. McAfee noticed the discrepancy in our dates of priority. Obviously if both of us are using the same

irrigation ditch from Castle Creek, then the priority date would naturally be one and the same. He was concerned, but as we have always been very good neighbors for twenty plus years, I told him not to worry about it for I would work with your Department and have it changed. As I told you by telephone, he had put down June 20, 1967 as the time that he and his partners took possession of the land and he did not understand the purpose of the "date of priority."

I am enclosing several documents.

Two of them are the signed (and notarized) Claims to Water by Richard McAfee changing the priority date from 1967 to 1919. The claim numbers are A77-04209 and A77-04222. Claim A77-04222 for Spletts Creek is probably really not a Creek, but rather a 6-8 week run off, but it was included in the original 1919 maps, etc. so we have always made a claim for it even though it is not much good. It is a "feast or famine" type of water source.

A copy of the original deed to Ernest Splettstosser by Woodrow Wilson.

Field notes which indicate the progress of preparing tillable land on the homestead from 1918-1919.

Copy of Claim To A Water Right prepared by Attorney James Herndon (now an Idaho District Judge) for us in the early eighties when we first needed to file claims. Herndon is the one who came up with the exact date of April 1, 1919. Even though all of the cumulative evidence points to that time being correct, I am not certain where he discovered the exact date of April 1. It was, however, accepted by the State Of Idaho Department Of Water Resources. Herndon's law practice has now been dissolved and I have no way of checking his records.

Copy of certification by me, Gerald Williams, as to conversations with a Mr. W. M. Wilson who was a contemporary rancher with Splettstosser. In the seventies I could have received a certification directly from him, but he is now deceased.

Copy of certification by a Mr. Frank Pfeiffer.

Once the priority date has been changed for Mr. McAfee, please return the documents to me so that I can give them to him. He is concerned about this issue (even though I have told him that we would get it changed) and I want to place his mind at ease.

The same documentation which I am enclosing will serve as proof of priority date for the claims of Gerald and Evelyn Williams. These claims are: A77-10126; A77-04178; and A77-10127.

If there is anything further that we need in order to effect this change, please let me know. We are looking forward to seeing you in Castle Creek. It is a beautiful area. You will be "hooked" so

you had better sell out before you go as you probably won't want to leave.

Sincerely,


Gerald Williams

Enclosures:

RECEIVED

The United States of America,

MAR 17 1995

To all to whom these presents shall come, Greeting:

WATER RESERVE
WESTERN

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

Hailey, 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

Ernest R. Spletstosser

has been established and duly consummated, in conformity to law, for the H.L. Survey No. 325, embracing a portion of, approximately, Township seventeen north of Range sixteen east of the Boise Meridian, Idaho, more particularly bounded and described as follows: Beginning at corner No. 1, from which the U.S. Location Monument No. 325 bears south thirty-nine degrees thirty-one minutes west four and forty-eight hundredths chains distant; thence north forty-one degrees thirty minutes east twenty-six and fifty-four hundredths chains to corner No. 2; thence north sixty-eight degrees forty-eight minutes east forty-four and sixty-four hundredths chains to corner No. 3; thence south eighty-one degrees twenty-six minutes east nineteen and eighty-one hundredths chains to corner No. 4; thence south fifty-three degrees twenty-one minutes west eighty-six and thirteen hundredths chains to corner No. 5; thence north twenty-seven degrees fifty-five minutes west twenty and eighty-two hundredths chains to corner No. 1, the place of beginning, containing one hundred fifty-nine and seventy-six 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, in the District of Columbia, the THIRTEENTH

day of DECEMBER 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-FOURTH.

By the President:

Woodrow Wilson
W. P. Le Roy Secretary.
L. B. Samal

By

Recorder of the General Land Office.

724054

RECORD OF PATENTS: Patent Number

014052

Act of June 11, 1906, List No. 4-672

NOTATIONS.

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SECTION.	IONOSPHER.	WAVE.	AREA.
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DATE.

NOTATIONS.

OCT 1 - 1918 RECEIPT NO. 1145976 - Allowed

Allowed under, Act of June 11 1906.

To GLO. OCT. Returns

NOV 1 1918 Dist r field notes listed # 325

Three sent.

OCT 4 1918 Gov. Notice sent.

Nov 9, 1918 All to me in 3 p. from Linton Station

Nov 24, 1918 W. L. Lewis, Cl. Sec. State, June 2-1919

Nov 24, 1918 The above was from W. L. Lewis, Cl. Sec. State, June 2-1919

Nov 24, 1918 The above was from W. L. Lewis, Cl. Sec. State, June 2-1919

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Platoluted

Equal then filed & RECEIPT NO. 224598

Address under 94 h. h. 224598. C. 224598. 224598

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NAME: H. R.

#2

SERIAL No. 014052

Earnest R. Sple is

ADDRESS

Myers Cove, Idaho

DATE

Feb 16 1920 Patent marked Insurance by
Sple and others

SETTER, TOWNSHIP, RANGE, SECTION

DATE

NOTATIONS

"FS" of 5-5-1919 accepts cultivation already performed on said entry, and authorizes issuance of F.C. upon the claimant filing a supplemental affidavit showing that the land has been used for grazing purposes in lieu of cultivation.

Notice sent.

JUN 17 1919

Suppl. affidavit as to cultivation
will be prepared to Feb 6-8-1919
and for grazing purposes.

June 17 1919 Patent # 724154 denied

June 12 1919

Notice sent

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT

11111 15 1983

**Department of Water Resources
Eastern District Office**

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that GERALD WILLIAMS
 c/o James C. Herndon (Name of Claimant)
 P. O. Box 789, Salmon, Idaho 83467 (Zip Code)
 (Mailing Address) Telephone No. 208-756-2412

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim, is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) April, 1919
A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Spletts Creek tributary to Castle

(3) Describe the purpose for which the water has been used and the time during the year when you have used the light claimed:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity	1.00 cfs	Use	Period of Use From	To
Quantity	0.02 cfs	Use	Period of Use From	To
Quantity	1.00 AFA	Use	Period of Use From	To
Quantity	1.00 AFA	Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 1.02 cfs. (cfs. gpd. AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SW	¼	NE ¼, Sec.	11	Twp.	17N	Rge.	17E	B.M., County of	Lemhi
----	---	------------	----	------	-----	------	-----	-----------------	-------

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Domestic: holding box and $\frac{1}{2}$ " pipe; Irrigation; diversion dam headgate and ditchworks (2600 linear feet)

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 25

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Domestic: SEKNE¹ one family dwelling being the old cabin on
H.E.8, No: 325.

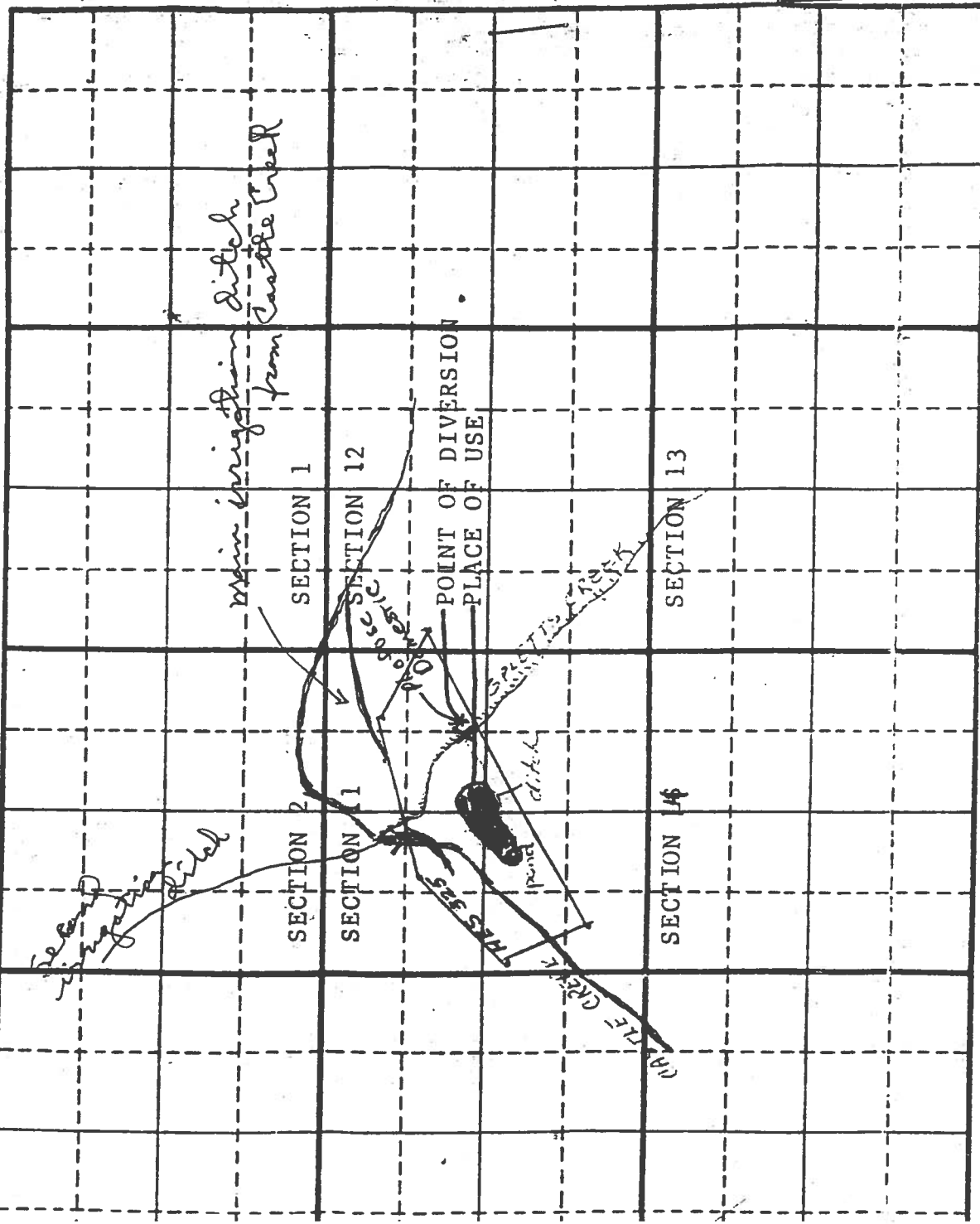
H. E. S. No. 325.

Include here the type, and number of stock watered:

and claiming water as a member of an organization, list name of organization:

Remarks

TOWNSHIP 17 NORTH, RANGE 17 EAST, BOISE MERIDIAN



Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Lemhi

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 25th day of May, 1983.

(Claimant)

Notary Public

Residing at Salmon, Idaho

My commission expires 10/86

Received by CUU 6-14-83 FOR DEPARTMENT USE ONLY

relim. check by HUT Date 6-16-83 Exception filed by:

\$0.00 fee received by CUU Date 6-17-83 # 30916

published in Frederick-Henard

Dates 7/28 + 8/4/83

Forwarded to claimant by: Date

TO WHOM IT MAY CONCERN:

I, Gerald Williams do make the following certification. My family has owned what is known as Castle Creek Ranch since 1971. The ranch is located in Lemhi County, Idaho and consists of the major portion of H.E.S. 325 which was the homestead of Ernest R. Splettstosser who filed claim for the land in 1914 and proved up on his claim during the following five years and was granted permanent title and patent to the land in 1919 by President Woodrow Wilson. Our ranch is more specifically identified on the present tax records as RP 17N17E110002 A.

During the late 1970s I had the opportunity to meet a Mr. W. M. Wilson (known as Bill Wilson) who was one of the early pioneers in the area and owned the ranch at Meyers Cove. His ranch was located about three miles from our present ranch (as the crow fly) and about 5.6 miles by the primitive road following Castle and Camas Creeks. Mr. Wilson was the only neighbor to Mr. Splettstosser and related a great deal of the early history of the area to me. He told me that Mr. Splettstosser had built by means of a team of horses, using primitive frontier equipment, the present irrigation ditch which transverses Forest Service property to join his homestead land in order to irrigate his crops which consisted of potatoes and wheat. According to Mr. Wilson the irrigation ditch was somewhat of an engineering marvel considering the primitive tools he had to work with as far as elevations and fall were concerned. It was my distinct impression that the irrigation ditch existed from the beginning time of Mr. Splettstosser's homestead and was a requirement by the U.S. Government for proving up on his land. Mr. Wilson is now deceased. I have met a daughter of his, but she does not remember anything that would pertain to Mr. Splettstosser as she was only a child. Several pieces of haying equipment are still laying around (rotting) on the ranch and I can recall their vintage of being at least in the early thirties.

March 1, 1995

Date

Gerald Williams

Gerald Williams
P. O. Box 2512
Salmon, Idaho 83467

TO WHOM IT MAY CONCERN:

I, Frank Pfeiffer, now being retired do certify that during the summers of 1937, 1938, and 1939 that I worked two of those summers for Ernest R. Splettstosser on his homestead on Castle Creek in Lemhi County, Idaho. I was a boy at the time and recall vividly some of the scenes on his farm in the mountains in those early days. Mr. Splettstosser raised goats and made cheese from the milk. He had an irrigation system whereby he raised hay and potatoes. The irrigation water came onto his property through some source from Castle Creek up high on his homestead. I recall his haying equipment which consisted of an old dump rake and a horse drawn mowing machine.

January 25, 1995

Date

Frank Pfeiffer

Frank Pfeiffer
P. O. Box 534
Challis, Idaho 83226



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 12, 1994

GERALD AND EVELYN WILLIAMS
PO BOX 1
PEARCE AZ 85625

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim No. A77-04178, A77-10126,
A77-10127, A77-10128, A77-10129 & A77-10130
Change of Address Notification

Dear Mr. & Mrs. Williams:

It was delightful to meet you yesterday. I hope your drive home was a safe one and you weren't delayed by the fires. I've changed the address of your water right claims referenced above, as you requested.

If you have any questions or need further assistance, please contact me.

Sincerely,

A handwritten signature in cursive script that reads 'Sally'.

Sally Sherman
Secretary, Adjudication Bureau
Department of Water Resources

SS:region

RECEIVED

CHANGE IN ADDRESS OF NOTICE OF CLAIM

AUG 11 1994

Department of Water Resources

[] Water Right Number (s): A 77-04178

A 77-10126

A77-10127, -28, 29, 30,

[] Old Mailing Address: c/o David Couch

1021 Main Street

Salmon, ID 83467

[] New Mailing Address: P. O. Box 1

Pearce, AZ. 85625

New Telephone Number: (602) 826-3318

[] Signature of Claimant: Gerald Williams

Date: Aug. 11, 1994

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 08-11-94

By: A. Sherman

Further Action Needed: ☒

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

SEND TO YOUR NEAREST
REGION OFFICE:

Western Region Office
2735 Airport Way
Boise, ID 83705
(208) 334-2190

Southern Region Office
222 Shoshone St. East
Twin Falls ID 83301
(208) 734-3578

*to me, please!
Sally*

State Office
1301 N. Orchard St.
Boise, ID 83720-2237
(208) 327-7900

Eastern Region Office
150 Shoup Ave. #15
Idaho Falls ID 83402
(208) 525-7161

Northern Region Office
1910 Northwest Blvd. #210
Coeur d'Alene ID 83814
(208) 756-4639

P. O. Box 1
Pearce, Az. 85625
April 13, 1990

Idaho Department of Water Resources
Eastern Region
150 Shoup Avenue Suite 15
Idaho Falls, ID 83401

Dear Sirs:

As our Castle Creek Ranch (Lemhi County) is located so far back in the mountains, communication by mail is often very irregular. We can't always drive into our place and flying to our place is also not too definite because of snow and weather.

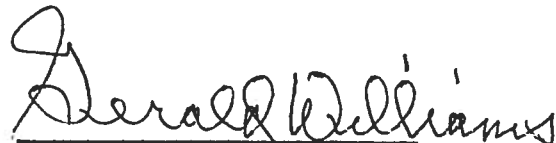
Therefore, I am asking Dave Couch to serve as our representative in working out the details our Water Rights. I will handle basically everything, but as Dave is an Idaho licensed surveyor and knows our ranch well, he can help resolve some details that might arise and be a little difficult for me to handle in a timely fashion. We will also use his address for Department correspondence.

David Couch
Surveyor
1021 ~~8th~~ Main Street
~~P. O. Box 1460~~
Salmon, Idaho 83467

208-756-3019

I am having my signature to be notarized so that the above becomes an official appointment of Dave to help us and to act as our agent. Thank you

Signed:


Gerald Williams



My Commission Expires July 8, 1991


Personal Income Tax Service
Evelyn Aungst 381-28-1703
320 Flynn Jans Court
Pearce, AZ 85625

4-13-90

MICROFILMED
OCT 05 1992

Williams

August 26, 1983

Lee Sisco
Senior Water Resource Agent
Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Application for Permit--
Gerald Williams

Dear Mr. Sisco:

The Idaho Code provides for an inch to the acre unless additional need can be established. If you will check the adjudicated rights in Lemhi County, you will find that due to the nature of the soil, more than an inch to the acre is necessary. For example, the Lemhi River adjudication all allowed an inch and a half to the acre. Some creek bottoms are rockier than others and allow more. The need on Castle Creek is two inches to the acre due to the gravels and soils.

Very truly yours,

JAMES C. HERNDON

JCH:jcb

MICROFILMED

NOV 05 1983