

12/12/2007

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
73-12030	CARYL L ELZINGA 19 MOEN LN MAY ID 83253-2000 GLENN A ELZINGA 19 MOEN LN MAY ID 83253-2000	Disallowed	Recommended as Right No. 73-99.

01/23/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 73-159
NAME AND ADDRESS: BEREND FRIEHE
2498 RD S NE
MOSES LAKE WA 98837

Grp E 73-12129 ✓
Sta 73-12130 ✓

CARLA FRIEHE
2498 RD S NE
MOSES LAKE WA 98837

SOURCE: PAHSIMEROI RIVER
QUANTITY: 4.000 CFS
PRIORITY DATE: 06/01/1897
POINT OF DIVERSION: T11N R24E S6 NENE Within CUSTER County
T12N R23E S2 NWNW Within CUSTER County

TRIBUTARY: SALMON RIVER

Same as

159

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	4.000 CFS

PLACE OF USE:

IRRIGATION in CUSTER County			
T12N R23E S03 Lot 1 NENE	24.00	T12N R23E S03 Lot 2 NWNE	38.00
T12N R23E S03 SWNE	2.00	T12N R23E S03 Lot 3 NENW	33.00
T12N R23E S03 Lot 4 NWNW	2.30	T13N R23E S34 SESW	40.00
T13N R23E S34 NWSE	18.00	T13N R23E S34 SWSE	38.00
T13N R23E S34 SESE	4.70		

197² Grp E

200 ACRES TOTAL

Right Nos. 73-4, 73-159, 73-193 and 73-2160 are limited to the irrigation of a combined total of 460.6 acres in a single irrigation season.

Sta 824
Grp E 378

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

01/23/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 73-159
NAME AND ADDRESS: BEREND FRIEHE
2498 RD S NE
MOSES LAKE WA 98837
CARLA FRIEHE
2498 RD S NE
MOSES LAKE WA 98837

split *Stennett*
Grp E

SOURCE: PAHSIMEROI RIVER *Stennett* *CA6*
QUANTITY: 4.000 CFS *954*
PRIORITY DATE: 06/01/1897 *3.*
POINT OF DIVERSION: T11N R24E S6 NENE Within CUSTER County
T12N R23E S2 NWNW Within CUSTER County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	4.000 CFS

PLACE OF USE:

IRRIGATION in CUSTER County		
T12N R23E S03 Lot 1 NENE	24.00	T12N R23E S03 Lot 2 NWNE 38.00
T12N R23E S03 SWNE	2.00	T12N R23E S03 Lot 3 NENW 33.00
T12N R23E S03 Lot 4 NWNW	2.30	T13N R23E S34 Grp E SSW 40.00
T13N R23E S34 Grp E NWSE	18.00	T13N R23E S34 Grp E SWSE 38.00
T13N R23E S34 Grp E SESE	14.70	

200 ACRES TOTAL

Right Nos. 73-4, 73-159, 73-193 and 73-2160 are limited to the irrigation of a combined total of 460.6 acres in a single irrigation season.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

2.3
2
1972
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3954
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4000

01/23/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 73-159
NAME AND ADDRESS: BEREND FRIEHE
2498 RD S NE
MOSES LAKE WA 98837
CARLA FRIEHE
2498 RD S NE
MOSES LAKE WA 98837

Grp E 73-12129 ✓
Sten 73-12130 ✓

SOURCE: PAHSIMEROI RIVER
QUANTITY: 4.000 CFS
PRIORITY DATE: 06/01/1897
POINT OF DIVERSION: T11N R24E S6 NENE Within CUSTER County
T12N R23E S2 NWNW Within CUSTER County

TRIBUTARY: SALMON RIVER

Same as 159

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	4.000 CFS

PLACE OF USE:

IRRIGATION in CUSTER County			
T12N R23E S03 Lot 1 NENE	24.00	T12N R23E S03 Lot 2 NWNE	38.00
T12N R23E S03 SWNE	2.00	T12N R23E S03 Lot 3 NENW	33.00
T12N R23E S03 Lot 4 NWNW	2.30	T13N R23E S34 SESW	40.00
T13N R23E S34 NWSE	18.00	T13N R23E S34 SWSE	38.00
T13N R23E S34 SESE	1.30		
200 ACRES TOTAL			

1977 Grp E

Right Nos. 73-4, 73-159, 73-193 and 73-2160 are limited to the irrigation of a combined total of 460.6 acres in a single irrigation season.

Sten 824
Grp E 378

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

09/28/2007

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

RIGHT NUMBER: 73-12129

NAME AND ADDRESS: FIVE E GROUP LLLP
3094 S ABIGAIL WAY
BOISE ID 83706

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 3.954 CFS

PRIORITY DATE: 06/01/1897

POINT OF DIVERSION:

T11N R24E S6 NENE Within CUSTER County

T12N R23E S2 NWNW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.954 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T12N R23E S03 Lot 1 NENE	24.00	T12N R23E S03 Lot 2 NWNE	38.00
T12N R23E S03 SWNE	2.00	T12N R23E S03 Lot 3 NENW	33.00
T13N R23E S34 SESW	40.00	T13N R23E S34 NWSE	18.00
T13N R23E S34 SWSE	38.00	T13N R23E S34 SESE	4.70

197.7 ACRES TOTAL

Right Nos. 73-12124, 73-12129, 73-12137 and 73-2160 are limited to the irrigation of a combined total of 378.2 acres in a single irrigation season.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 73-159 .

01/23/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 73-159
NAME AND ADDRESS: BEREND FRIEHE
2498 RD S NE
MOSES LAKE WA 98837
CARLA FRIEHE
2498 RD S NE
MOSES LAKE WA 98837

Grp E 73-12129 ✓
Sten 73-12130 ✓

SOURCE: PAHSIMEROI RIVER
QUANTITY: 4.000 CFS
PRIORITY DATE: 06/01/1897
POINT OF DIVERSION: T11N R24E S6 NENE Within CUSTER County
T12N R23E S2 NWNW Within CUSTER County

TRIBUTARY: SALMON RIVER

Same as 159

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	4.000 CFS

PLACE OF USE:

IRRIGATION in CUSTER County			
T12N R23E S03 Lot 1 NENE	24.00	T12N R23E S03 Lot 2 NWNE	38.00
T12N R23E S03 SWNE	2.00	T12N R23E S03 Lot 3 NENW	33.00
T12N R23E S03 Lot 4 NWNW	2.30	T13N R23E S34 SESW	40.00
T13N R23E S34 NWSE	18.00	T13N R23E S34 SWSE	38.00

T13N R23E S34 SESE 4.78
73-12125 73-12130 73-12138
200 ACRES TOTAL

1977 Grp E

Right Nos. 73-4, 73-159, 73-193 and ~~73-159~~ are limited to the irrigation of a combined total of 460.6 acres in a single irrigation season.

Sten 824
Grp E 378

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

09/28/2007

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

RIGHT NUMBER: 73-12130

NAME AND ADDRESS: W CLINTON STENNETT
PO BOX 475
KETCHUM ID 83340

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.046 CFS

PRIORITY DATE: 06/01/1897

POINT OF DIVERSION:

T11N R24E S6 NENE Within CUSTER County

T12N R23E S2 NWNW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.046 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T12N R23E S03 Lot 4 NWNW 2.30

2.3 ACRES TOTAL

Right Nos. 73-12125, 73-12130 and 73-12138 are limited to the irrigation of a combined total of 82.4 acres in a single irrigation season.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 73-159.

03/01/2006

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

RIGHT NUMBER: 73-159
NAME AND ADDRESS: BEREND FRIEHE
2498 RD S NE
MOSES LAKE WA 98837

CARLA FRIEHE
2498 RD S NE
MOSES LAKE WA 98837

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER
QUANTITY: 4.000 CFS
PRIORITY DATE: 06/01/1897
POINT OF DIVERSION:

T11N R24E S6 NENE Within CUSTER County
T12N R23E S2 NWNW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	4.000 CFS

PLACE OF USE: IRRIGATION Within CUSTER County

T12N R23E S03 Lot 1 NENE	24.00	T12N R23E S03 Lot 2 NWNE	38.00
T12N R23E S03 SWNE	2.00	T12N R23E S03 Lot 3 NENW	33.00
T12N R23E S03 Lot 4 NWNW	2.30	T13N R23E S34 SESW	40.00
T13N R23E S34 NWSE	18.00	T13N R23E S34 SWSE	38.00
T13N R23E S34 SESE	4.70		

200 ACRES TOTAL

Right Nos. 73-4, 73-159, 73-193 and 73-2160 are limited to the irrigation of a combined total of 460.6 acres in a single irrigation season.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Idaho Department of Water Resources

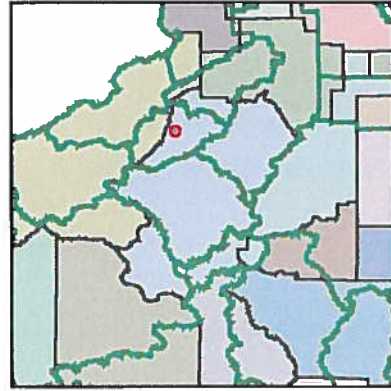


T12N R23E
T13N R23E

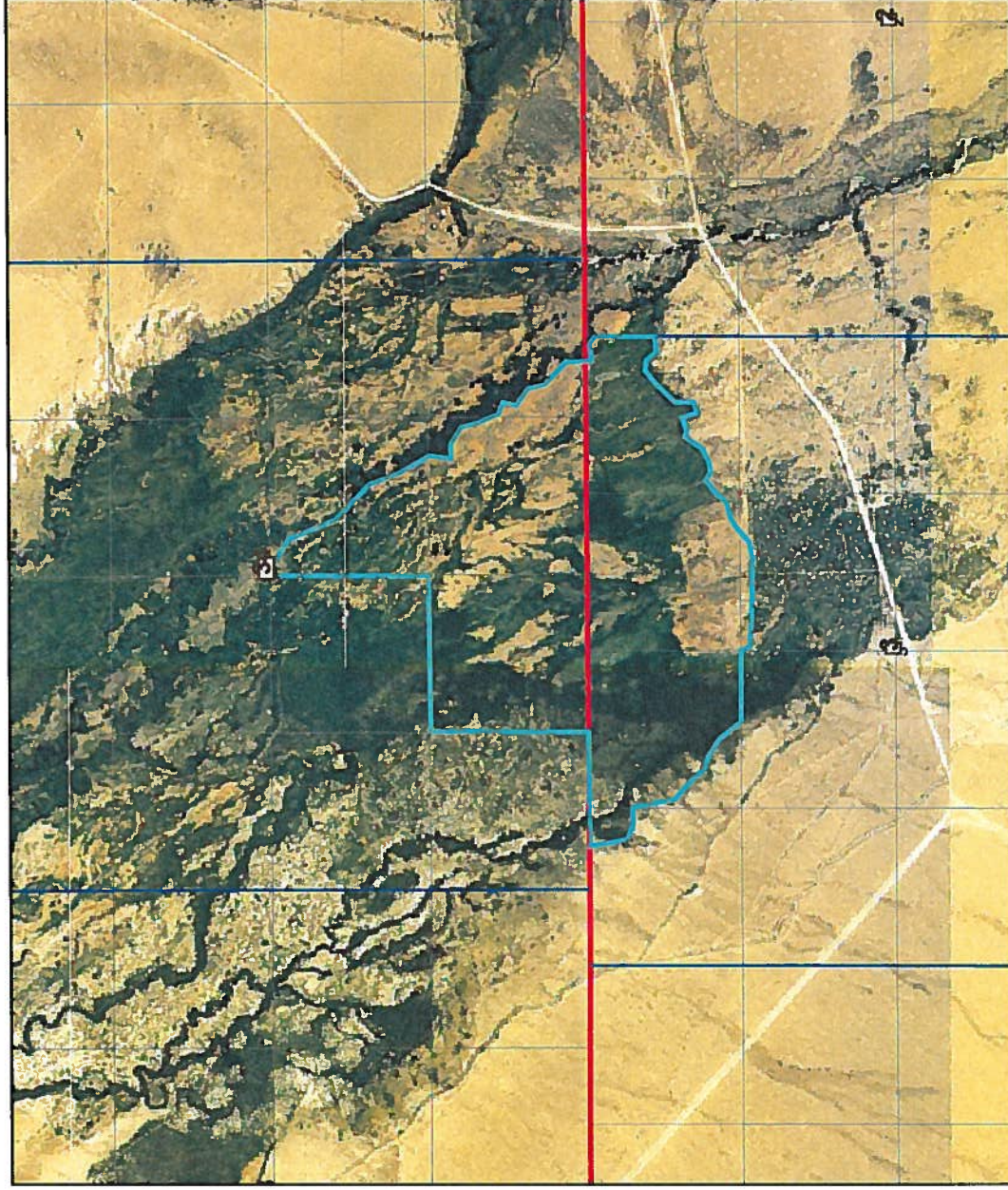
Adjudication Claim Number: **73-159**

Legend

- 73-00159
- Township/Range
- Sections
- GCDB13N23E GCDB
- GCDB12N23E GCDB



Custer County
IDWR Basin 73



Prepared by R. Brown
On Wednesday, March 1, 2006
1988 Aerial Photography

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 73-159
Date Received: 12/28/1989
Receipt No: E011426
Received By:

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

1. Name of Claimant(s)

BEREND FRIEHE Phone: (209)765-4585
2498 RD S NE
MOSES LAKE WA USA 98837

CARLA FRIEHE Phone: (509) 765-4584
2498 ROAD S NE
MOSES LAKE WA USA 98837

2. Date of Priority: 06/01/1897

3. Source: PAHSIMEROI RIVER , PAHSIMEROI RIVER Trib. to: SALMON RIVER , SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11N	24E	6	NE NE	CUSTER	
12N	23E	2	NW NW	CUSTER	

5. Description of diverting works:

TWO HEADINGS FOR OPEN DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	4	

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

8. Total consumptive use:

Non-irrigation uses:

Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12N	23E	3	SW	NE		IRRIGATION 2
			NE	NW	3	IRRIGATION 38
			NE	NE	1	IRRIGATION 26.8
			NW	NE	2	IRRIGATION 39
13N	23E	34	SE	SW		IRRIGATION 40
			NW	SE		IRRIGATION 40
			SW	SE		IRRIGATION 40
					Total Acres	225.8

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:

14. Remarks:

P/D LOCATION NOT GIVEN IN DECREE P/U IRRIGATED ACREAGE NOT SPECIFIED IN DECREE PERIOD OF USE NOT SPECIFIED IN DECREE WATER DIVERTED THROUGH THE UPPER POINT OF DIVERSION IN NE1/4NE1/4 SEC. 6, TWP. 11N, RGE. 24E IS EMPTIED BACK INTO THE PAHSIMEROI RIVER IN THE NW1/4NW1/4, SEC. 2, TWP. 12N, RGE. 23E AND THEN IS REDIVERTED AT THE HEADING IN THE SAME 1/41/4. WATER FROM THE PAHSIMEROI RIVER IS DIVERTED AT EITHER POINT OF DIVERSION DEPENDENDING ON THE AVAILABILITY OF WATER.

15. Basis of Claim: Decreed

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 73-159
Date Received: 12/28/89
Receipt No: E011426
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BERT L HATCH Phone: (208)876-4422

HC 62 BOX 2180
MAY ID USA 83235

DORIS F HATCH Phone: (208)876-4422

HC 62 BOX 2180
MAY ID USA 83253

2. Date of Priority: 06/01/1897

3. Source: PAHSIMEROI RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11N	24E	6	NE NE	CUSTER	
12N	23E	2	NW NW	CUSTER	

5. Description of diverting works:

TWO HEADINGS FOR OPEN DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	4	

7. Total Quantity Appropriated is:
4 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		
12N	23E	3	NW	NE	2	IRRIGATION	39	
			SW	NE		IRRIGATION	2	
			NE	NW	3	IRRIGATION	38	
			NE	NE	1	IRRIGATION	26.8	
			Section Acres					105.8
13N	23E	34	SE	SW		IRRIGATION	40	
			NW	SE		IRRIGATION	40	
			SW	SE		IRRIGATION	40	
			Section Acres					120
			Total Acres					225.8

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:

14. Remarks:

P/D LOCATION NOT GIVEN IN DECREE P/U IRRIGATED ACREAGE NOT SPECIFIED IN DECREE PERIOD OF USE NOT SPECIFIED IN DECREE WATER DIVERTED THROUGH THE UPPER POINT OF DIVERSION IN NE1/4NE1/4 SEC. 6, TWP. 11N, RGE. 24E IS EMPTIED BACK INTO THE PAHSIMEROI RIVER IN THE NW1/4NW1/4, SEC. 2, TWP. 12N, RGE. 23E AND THEN IS REDIVERTED AT THE HEADING IN THE SAME 1/41/4. WATER FROM THE PAHSIMEROI RIVER IS DIVERTED AT EITHER POINT OF DIVERSION DEPENDENDING ON THE AVAILABILITY OF WATER

15. Basis of Claim: Decreed