

12/10/2006

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

RIGHT NUMBER: 73-11963

NAME AND ADDRESS: WILDA HILL
160 KITTRIDGE CANYON #15
ELKO NV 89801

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 04/01/1875

POINT OF DIVERSION:

T15N R21E S7 NENE 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	0.080 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T16N R20E S36	NESW	1.00	T16N R20E S36	SESW	0.50
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1.5 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

12/04/2006

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

RIGHT NUMBER: 73-11963

NAME AND ADDRESS: WILDA HILL
160 KITTRIDGE CANYON #15
ELKO NV 89801

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 04/01/1870

POINT OF DIVERSION:

T15N R21E S7 NENE 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	0.080 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T16N R20E S36	NESW	1.00	T16N R20E S36	SESW	0.50
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1.5 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

MEMORANDUM

TO: FILE
FROM: ROXANNE BROWN
SUBJECT: PRIORITY DATE FOR THE WELLER-SHOUBE-ELLIS DITCH (P-5)
DATE: 8/29/2006

An affidavit signed by Boise H. Ellis in 1977 is found in the files. Mr. Ellis was 89 years old at the time of the affidavit and recalls the ditch from his childhood (age 6). He was born in 1888.

Mr. Ellis' specific memory of the Weller-Shoupe-Ellis ditch was at the age of six (1894), at which point he knew the location of the ditch, but not specific irrigation from the ditch. He also states a priority date in the late 1870's would be consistent with discussions he had with his father concerning irrigation of the ranches in question. The following priority dates were claimed from the Wells-Shoupe-Ellis ditch:

Claim No.	Priority Date
73-4008	June 1, 1875
73-4013A	April 1, 1870
73-11962	April 1, 1870
73-11963	April 1, 1870
73-4077	April 1, 1870
73-12027	April 1, 1874
73-12028	April 1, 1874

There has been no adjudication of these water rights, and no administration of the rights. This reach of the Pahsimeroi River is widely believed to be a gaining reach. Based on this information, the recommended priority date for all of the claims from this ditch is April 1, 1875.



04/18/2005

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

RIGHT NUMBER: 73-11963
NAME AND ADDRESS: WILDA HILL
PO BOX 54
ELLIS ID 83235

DRAFT

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

No lawful appropriation shown.

EXPLANATORY MATERIAL: Beneficial Use

NO LAWFUL APPROPRIATION SHOWN: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is PROPOSED to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is PROPOSED to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.