

07/18/2001

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

RIGHT NUMBER:

72-16605

NAME AND ADDRESS:

HIGH MOUNTAIN RANCHES LTD PARTNERSHIP
AN IDAHO LIMITED PARTNERSHIP
2027 SILVER CREEK LANE
BOISE, ID 83706

SOURCE:

SALMON RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY:

5.36 CFS
469 AFY

USE OF THIS RIGHT WITH RIGHT NO. 72-16607 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.36 CFS AND A TOTAL MAXIMUM
DIVERSION VOLUME OF 469 AFY AT THE FIELD HEADGATE.

PRIORITY DATE:

04/15/1914

POINT OF DIVERSION:

T11N R18E S14 LOT 7 NENWSW

Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04-01 10-31

QUANTITY
5.36 CFS
469.00 AFY

PLACE OF USE:

IRRIGATION Within CUSTER County

T11N R18E S1	LOT 5	SWNW	22	T11N R18E S11	LOT 1	NENE	22
T11N R18E S11	LOT 4	SWNE	10	T11N R18E S11	LOT 4	SENE	28.5
T11N R18E S11	LOT 5	NWSE	9	T11N R18E S1	LOT 6	NWSW	21
T11N R18E S1	LOT 7	SWSW	12	T11N R18E S2	LOT 9	SESE	9.5

134 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 72-16607 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 134 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 - Beneficial Use

WATER IS DELIVERED THROUGH MARRAFIO DITCH AND 1.65 CFS OF
THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY
OF THIS RIGHT.

RIGHT NO. 72-10512 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT
HOLDER SHALL INSTALL A SUITABLE MEASURING DEVICE OR SHALL
ENTER INTO AN AGREEMENT WITH THE DEPARTMENT TO DETERMINE THE
AMOUNT OF WATER DIVERTED FROM POWER RECORDS AND SHALL ANNUALLY
REPORT THE INFORMATION TO THE DEPARTMENT.

THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY
THIS TRANSFER BY APRIL 24, 2002.

APPROVAL OF TRANSFER 5770 DOES NOT GRANT ANY RIGHT-OF-WAY
OR EASEMENT FOR USE OF A DELIVERY SYSTEM OWNED BY PERSON(S)
OTHER THAN THE RIGHT OWNER.

*File was
72-4018
Now ReNumbered
due to split.*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 66137

This is to certify that: HIGH MOUNTAIN RANCHES LTD PARTNERSHIP
2027 SILVER CREEK LANE
BOISE ID 83706

RECEIVED

MAY 15 2001

Department of Water Resources
Southern Region

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
72-4018	AJC/Beneficial Use	04/15/1914	5.4 cfs		135.0	135.0	SALMON RIVER
72-4046	AJC/Beneficial Use	05/01/1916	2.23 cfs		135.0	135.0	ALKALI SPRING CREEK

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
72-4018	NO	NO	YES	NO	NO	NO
72-4046	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
72-4018	72-4018	5.4 cfs	472.5 af	N/A	135.0		N/A	N/A	N/A	N/A
72-4046	72-4046	2.23 cfs	472.5 af	N/A	135.0		N/A	N/A	N/A	N/A
TOTALS		5.4 cfs	472.5 af	135	135		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 24th day of April, 2001

Chief, Water Allocation Bureau

South
Files

N/A Prepared
4/25/01

WATER RIGHT NO. 72-4046
As Modified by Transfer No. 66137

In accordance with the approval of Transfer No. 66137, Water Right No. 72-4046 is now described as follows.

Right Holder: HIGH MOUNTAIN RANCHES LTD PARTNERSHIP
 2027 SILVER CREEK LANE
 BOISE ID 83706

Priority Date: 05/01/1916

Source: ALKALI SPRING CREEK **Tributary:** SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01 to	10/31	2.23 CFS	472.5 AF
			2.23 CFS	472.5 AF

LOCATION OF POINT(S) OF DIVERSION:

ALKALI SPRING CREEK Lot 1 SWNENE Sec. 11 Twp 11N Rge 18E CUSTER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N 18E 1							22.0 L 5			21.0 L 6	12.0 L 7						55.0
11N 18E 2																9.5 L 9	9.5
11N 18E 11	22.0 L 1		10.0 L 4	28.5 L 4									9.0 L 5				69.5
11N 18E 12						1.0 L 2											1.0

Total Acres: 135

CONDITIONS OF APPROVAL

- Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
- After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

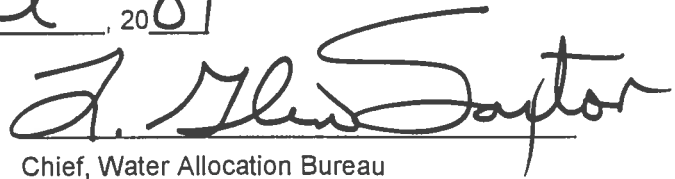
WATER RIGHT NO. 72-4046
As Modified by Transfer No. 66137

CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Rights 72-04018 and 72-04046 when combined shall not exceed a total diversion rate of 5.40 cfs, a total annual maximum diversion volume of 472.5 af at the field headgate, and the irrigation of 135.0 acres.
7. All water rights within Basin 72 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
8. Approval of Transfer 5770 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 24th day of April, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 72-4018
As Modified by Transfer No. 66137

In accordance with the approval of Transfer No. 66137, Water Right No. 72-4018 is now described as follows.

Right Holder: HIGH MOUNTAIN RANCHES LTD PARTNERSHIP
 2027 SILVER CREEK LANE
 BOISE ID 83706

Priority Date: 04/15/1914

Source: SALMON RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	to 10/31	5.40 CFS	472.5 AF
			5.40 CFS	472.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SALMON RIVER Lot 7 NENWSW Sec. 14 Twp 11N Rge 18E CUSTER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
11N 18E 1							22.0 L5			21.0 L6	12.0 L7						55.0
11N 18E 2																9.5 L9	9.5
11N 18E 11	22.0 L1		10.0 L4	28.5 L4									9.0 L5				69.5
11N 18E 12						1.0 L2											1.0

Total Acres: 135

CONDITIONS OF APPROVAL

1. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

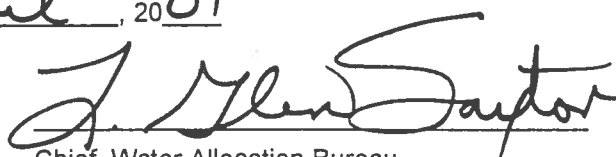
WATER RIGHT NO. 72-4018
As Modified by Transfer No. 66137

CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Rights 72-04018 and 72-04046 when combined shall not exceed a total diversion rate of 5.40 cfs, a total annual maximum diversion volume of 472.5 af at the field headgate, and the irrigation of 135.0 acres.
7. All water rights within Basin 72 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
8. Approval of Transfer 5770 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
9. The portion of Right 72-04018 used for conveyance losses is 1.65 cfs.
10. Right 72-10512 is also diverted through the point of diversion under Right 72-04018.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 24th day of April, 2001


Chief, Water Allocation Bureau

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: A72-04018
Date Received: 11/ 8/1989
Receipt No: C012741
Received By: _____

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

1. Name: GERALD D HERRICK 208-336-8719
Address: 2027 SILVER CREEK LANE
BOISE ID 83706
OR
Name: KATHRYN S HERRICK 208-336-8719
Address: 2027 SILVER CREEK LANE
BOISE ID 83706

2. Date of Priority: DEC 19, 1900

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11N	18E	14	NE	NW	SW		CUSTER

5. Description of diverting works:
HEADGATE AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/31	10.000		

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

8. Total consumptive use is 470.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11N	18E	1	SW	NW	5	IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	1	NW	SW	6	IRR	20.0
			SW	SW	7	IRR	20.0
			Section Acres				60.0
		2	SE	SE	9	IRR	10.0
			Section Acres				10.0
		11	NE	NE	1	IRR	25.0
			SW	NE		IRR	8.0
			SE	NE	4	IRR	40.0
			NW	SE	5	IRR	25.0
			SW	SE	8	IRR	20.0
			Section Acres				118.0
			Total Acres				188.0

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:
72-04046

14. Remarks:
FRANK AND BETTY MARAFFIO HAVE SOLD THIS PROPERTY ON CONTRACT TO
J. P. RANCH, INC.

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: _____

NOTICE : CHANGE OF ADDRESS

Gerald D. and Kathryn S. Herrick have moved..... effective February 1, 1994.
The new address is...

**2027 SILVER CREEK LN.
BOISE, IDAHO 83706**

RECEIVED

JAN 30 1995

**Department of Water Resources
Southern Region**

RE: CHANGE OF OWNERSHIP SRBA CLAIM NOS. A72-04010, A72-04011, A72-04012, A72-04013, A72-04014, A72-04015, A72-04016, A72-04017, A72-04018, A72-04019, A72-04020, A72-04021, A72-04022, A72-04023, A72-04024, A72-04025, A72-04026, A72-04027, A72-04028, A72-04029, A72-04030, A72-04031, A72-04032, A72-04033, A72-04034, A72-04035, A72-04036, A72-04037, A72-04038, A72-04039, A72-04040, A72-04041, A72-04042, A72-04043, A72-04044, A72-04045, A72-04046, A72-04047, A72-04048, A72-04049, A72-04050, A72-04051, A72-04052, A72-04053, A72-04054, A72-04055, A72-04056, A72-04057, A72-04058, A72-04059, A72-04060, A72-04061, A72-04062, A72-04063, A72-04064, A72-04065, A72-04066, A72-04067, A72-04068, A72-04069, A72-04070, A72-04071, A72-10223 & A72-10224

DEAR MR. & MRS. HERRICK,

Pursuant to your request for a change in ownership and/or the notification that you presently own the property in which the above-referenced adjudication claim(s) is appurtenant, the department has changed the record of the current owners as you requested. Please find enclosed a copy of your adjudication claims, as they now appear in our records.

If you have any further corrections or questions please contact our office.

Sincerely,



STEVE CLELLAND
Water Resource Agent

ENC:

1-27-95

THANKS STEVE...

NOTE OUR NEW ADDRESS !!

RECEIVED

JAN 30 1995

**Department of Water Resources
Southern Region**

A Herrick

DEC 03 1996

A72-4018

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	1	NW	SW	6	IRR	20.0
			SW	SW	7	IRR	20.0
			Section Acres				60.0
		2	SE	SE	9	IRR	10.0
			Section Acres				10.0
		11	NE	NE	1	IRR	25.0
			SW	NE		IRR	8.0
			SE	NE	4	IRR	40.0
			NW	SE	5	IRR	25.0
			SW	SE	8	IRR	20.0
			Section Acres				118.0
			Total Acres				188.0

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:
72-04046

14. Remarks:
FRANK AND BETTY MARAFFIO HAVE SOLD THIS PROPERTY ON CONTRACT TO
J. P. RANCH, INC.

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): _____ 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 _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

~~CECIL D. ANDRUS~~
Governor PHIL BATT

R. KEITH HIGGINSON
Director

January 23, 1995

GERALD D &/OR KATHRYN HERRICK

2170 E GOSSAMER LN
BOISE ID 83706

— 2070 SILVER CREEK LN.
BOISE, ID 83706

RE: CHANGE OF OWNERSHIP SRBA CLAIM NOS. A72-04018, A72-04046, A72-07071, A72-10223 & A72-10224

DEAR MR. & MRS. HERRICK,

Pursuant to your request for a change in ownership and/or the notification that you presently own the property in which the above-referenced adjudication claim(s) is appurtenant, the department has changed the record of the current owners as you requested. Please find enclosed a copy of your adjudication claims, as they now appear in our records.

If you have any further corrections or questions please contact our office.

Sincerely,

STEVE CLELLAND
Water Resource Agent

ENC:

1-27-95

THANKS STEVE...

NOTE ON A NEW ADDRESS !!

RECEIVED

JAN 30 1995

Department of Water Resources
Southern Region

A Herrick

DEC 03 1996

Garold D. Herrick
2027 Silver Creek Lane
Boise, ID 83706



RECEIVED

DEC 03 1996

JAN 30 1995

Department of Water Resources
Southern Region

STATE OF IDAHO
DEPT. OF WATER RESOURCES
222 SHOSHONE ST. EAST
TWIN FALLS, ID 83301
ATTN: STEVE CLELLAND

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: **A72-04018**
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ACQUIRED UNDER STATE LAW**

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Address: 2170 E GOSSAMER LN
BOISE ID 83706

OR
Name: KATHRYN S HERRICK 208-336-8719
Address: 2170 E GOSSAMER LN
BOISE ID 83706

2. Date of Priority: DEC 19, 1900

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	18E	14	NE	NW	SW		CUSTER

5. Description of diverting works:
HEADGATE AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/31	10.000		

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

8. Total consumptive use is 470.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	1	SW	NW	5	IRR	20.0



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

JUN 04 1993

Department of Water Resources

DATE OF CLOSING: June 1, 1993

LEGAL DESCRIPTION OF PROPERTY: Township 11N Range 18E
Sections 1, 2 & 11 1/4 of 1/4 of 1/4 of 1/4 Govt. Lot BM,
Lot , Block , Subdivision/Townsite .

If you have additional legal descriptions, please attach separate sheet.

See attached Exhibit 'A' for more specific legal description

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s) 72-4018, 72-4046, 72-7071
Assigned by IDWR:

☐ Name and Address of Former Owner/Claimant(s)(Seller): J. P. Ranch, Inc.
%Judd Cramer
HC 67 Box 2095

☐ New Owner/Claimant (Purchaser): Challis, ID 83226
Gerald D. & Kathryn S. Herrick

☐ New Mailing Address: 2170 East Gossamer Lane
Boise, Id 83706

☐ New Telephone Number: (208) 336-8719

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached:

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Gerald D. Herrick Date 6-1-93

☐ Signature of Former Owner/Claimant(s): Judd Cramer President Date 6-1-93
Pauline E. Cramer Secretary Date 6-1-93

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: By:
Further Action Needed:

Further Action Taken
Date: By:
Final Review and Data-Entry
Date: By:
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

DEC 03 1996

Exhibit 'A'

TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDIAN

Section 1: Lots 5, 6, and 7.

Section 2: Lot 9.

Section 11: Lots 1, 4, 5, and 8.

EXCEPTING THEREFROM:

The following described parcels from said Lot 5 and Lot 8.

A tract of land in Lots 5 and 8, Section 11, Township 11 North, Range 18 East of the Boise Meridian, described as:

Commencing at the intersection of the Southerly boundary of said Section 11 and the Westerly right-of-way line of U.S. Highway No. 93; thence Northeasterly along said Right-of-way line 1,112.7 feet to the TRUE POINT OF BEGINNING; continuing thence Northeasterly along said Right-of-way line a distance of 392.5 feet; thence North 66°19' West, 680.0 feet to a point on the Easterly bank of the Salmon River; thence South 9°58' East along the Easterly bank of the Salmon River 457.9 feet; thence South 66°19' East, 434.8 feet to the TRUE POINT OF BEGINNING.

AND ALSO EXCEPTING:

A fraction of Lot 5, Section 11, Township 11 North, Range 18 East of the Boise Meridian, described as:

Commencing at the intersection of the Southerly boundary of said Section 11, and the Westerly right-of-way line of U.S. Highway No. 93; thence Northeasterly along the Westerly Right-of-way line of U.S. Highway No. 93, a distance of 1505.2 feet to the POINT OF BEGINNING, which is also the Northeast corner of the land described in the Deed to George Bryan Forestier, et. ux., recorded as instrument No. 134996, records of Custer County, Idaho, continuing thence Northeasterly along said Right-of-way line 469. feet; thence North 66°19' West, 1156.7 feet to a point on the Easterly bank of the Salmon River; thence meandering said bank in a Southerly direction 670.0 feet, more or less, to a point which lies North 66°19' West, from the POINT OF BEGINNING, which point is also the Northwest corner of said Forestier land; thence South 66°19' East 680.0 feet along the Northeasterly boundary line of said Forestier land to the POINT OF BEGINNING.

ALSO EXCEPTING:

A parcel of land being a portion of Government Lot 5 of Section 11, Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

Beginning at the Northeast corner of Government Lot 5 of Section 11, Township 11 North Range 18 East, Boise Meridian, thence South 0°00'16" East along the East line of said Government Lot 5 a distance of 610.51 feet to a point in the Westerly right of way line of existing State Highway No. 75; thence South 25°02'00" West along said existing Westerly right of way line 275.29 feet to Grantor's most Southerly property corner; said point also being the Northeast corner of the land described in the deed dated July 16, 1979, Pamela C. Moorhead, grantor to Stephen C. Moorhead, recorded August 10, 1979, as instrument No. 150767, records of Custer County, Idaho, thence North 66°11'25" West along said Northerly property line 627.35 feet; thence North 28°16'49" East, 688.58 feet to a point in the North line of said Government Lot 5; thence North 89°57'10" East along said North line 364.16 feet to the PLACE OF BEGINNING.

ALSO EXCEPTING:

A fraction of Lot 8 in Section 11, Township 11 North, Range 18 East of the Boise Meridian more particularly described as follows, to-wit:

Beginning at the meander corner of the Easterly bank of the Salmon River on the line between Section 11 and 14, run thence East along the South boundary of Section 11 a distance of 215.3 feet, more or less, to a point on the Westerly right-of-way line of U.S. Highway No. 93, thence North 25°02' East, along the Westerly right-of-way line of U.S. Highway No. 93 a distance of 1,112.7 feet; thence North 66°19' West 434.8 feet to a point on the Easterly bank of the Salmon River; thence meandering the Easterly bank of the Salmon River in a Southwesterly direction as follows: South 12°49' West 365.4 feet; thence South 12°31' West 443.6 feet; thence South 17° 33' West 409.3 feet to the POINT OF BEGINNING.

RECEIVED

JUN 08 1993
Department of Water Resources
Southern Region Office

DEC 03 1996

HOLLAND & HART
ATTORNEYS AT LAW

DENVER
DENVER TECH CENTER
COLORADO SPRINGS
ASPEN
BILLINGS
BOISE
CHEYENNE
JACKSON
WASHINGTON, D.C.

SUITE 1400
WEST ONE PLAZA
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869

Murray D. Feldman

RECEIVED

June 3, 1993

RECEIVED JUN 04 1993
Department of Water Resources

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720-9000

JUN 08 1993
Department of Water Resources
Southern Region Office

Attention: Adjudication Bureau

Re: Notice of Change of Water Right Ownership

Dear Adjudication Bureau:

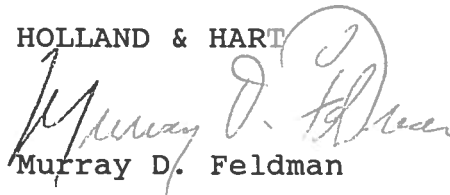
Enclosed please find two Notice of Change of Water Right Ownership forms addressing water rights Nos. 72-4018, 72-4046, 72-7071 and Nos. A72-10223 and A72-10224.

These rights were formerly owned and/or claimed by the J. P. Ranch, Inc., care of Judd Cramer, its president. Gerald D. and Kathryn S. Herrick purchased the J. P. Ranch property to which these water rights were appurtenant on June 1, 1993. The former owners and/or claimants have signed the attached form to satisfy the proof of change in ownership.

If you have any questions about the enclosed forms or need additional information, please let me know.

Sincerely,

HOLLAND & HART


Murray D. Feldman

MDF:dkb
Enclosures

DEC 03 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

~~AGRICULTURE~~
Governor PHIL BATT

R. KEITH HIGGINSON
Director

January 23, 1995

GERALD D &/OR KATHRYN HERRICK
2170 E GOSSAMER LN
BOISE ID 83706

RE: CHANGE OF OWNERSHIP SRBA CLAIM NOS. A72-04018, A72-04046, A72-07071, A72-10223 & A72-10224

DEAR MR. & MRS. HERRICK,

Pursuant to your request for a change in ownership and/or the notification that you presently own the property in which the above-referenced adjudication claim(s) is appurtenant, the department has changed the record of the current owners as you requested. Please find enclosed a copy of your adjudication claims, as they now appear in our records.

If you have any further corrections or questions please contact our office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Steve Clelland'.

STEVE CLELLAND
Water Resource Agent

ENC:

DEC 03 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: **A72-04018**
Date Received: 11/ 8/1989
Receipt No: C012741
Received By: _____

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

1. Name: J P RANCH INC
Address: C/O JUDD CRAMER
HC 67 BOX 2095
CHALLIS ID 83226
2. Date of Priority: DEC 19, 1900
3. Source: SALMON RIVER Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	18E	14	NE	NW	SW		CUSTER
5. Description of diverting works:
HEADGATE AND DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/31	10.000		
7. Total Quantity Appropriated is:
10.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 470.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	1	SW	NW	5	IRR	20.0
			NW	SW	6	IRR	20.0
			SW	SW	7	IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
					Section Acres	60.0	
		2	SE	SE	9	IRR	10.0
					Section Acres	10.0	
		11	NE	NE	1	IRR	25.0
			SW	NE		IRR	8.0
			SE	NE	4	IRR	40.0
			NW	SE	5	IRR	25.0
			SW	SE	8	IRR	20.0
					Section Acres	118.0	
					Total Acres	188.0	

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:
72-04046

14. Remarks:
FRANK AND BETTY MARAFFIO HAVE SOLD THIS PROPERTY ON CONTRACT TO
J. P. RANCH, INC.

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 Organizations:

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

Signature of Authorized Agent

Title and Organization

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 _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s)
Assigned by IDWR:

*A72-
A36-04018 ; A72-
A36-04046 ; A72-
A36-07071*

☒ Name and Address of Former
Owner/Claimant(s)(Seller):

*Frank and Betty L. Maraffio
Box 713
Challis, ID 83226*

☒ New Owner/Claimant
(Purchaser):

J.P. RANCH INC

☒ New Mailing Address:

*40 JUDD CRAMER
HC 67 BOX 2095
CHALLIS ID*

☐ New Telephone Number:

() -

☒ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached:

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
Owner/Claimant(s)

Date

Date

☒ Signature of Former
Owner/Claimant(s):

*Frank Maraffio
Betty Maraffio*

Date *4/22/92*

Date *4/22/92*

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: *4-22-92* By: *See*

Further Action Needed:

NONE

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

NOTE:

Water rights are in Basin 72 not 36.

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

MAR 18 1993

COPY

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: A72-04018
Date Received: 11/08/1989
Receipt No: CO/2741
Received By: CF

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANK MARAFFIO 208-879-4683
Address: BOX 713
CHALLIS, ID 83226
OR
Name: BETTY L. MARAFFIO 208-879-4683
Address: BOX 713
CHALLIS, ID 83226
OR
Name: J. P. RANCH, INC.
Address: C/O JUDD CRAMER
HC 67 BOX 2095
CHALLIS, ID 83226

2. Date of Priority: DEC 19, 1900

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11N	18E	14	NE	NW	SW		CUSTER

5. Description of diverting works:
HEADGATE AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/31	10.000		

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

8. Total consumptive use is 470.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A72-04018

Page 1

Date: 11/08/89

MICROFILMED

MAR 18 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	1	SW	NW	5	IRR	20.0
			NW	SW	6	IRR	20.0
			SW	SW	7	IRR	20.0
			Section Acres				60.0
		2	SE	SE	9	IRR	10.0
			Section Acres				10.0
		11	NE	NE	1	IRR	25.0
			SW	NE		IRR	8.0
			SE	NE	4	IRR	40.0
			NW	SE	5	IRR	25.0
			SW	SE	8	IRR	20.0
			Section Acres				118.0
			Total Acres				188.0

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:
72-04046

14. Remarks:

FRANK AND BETTY MARAFFIO HAVE SOLD THIS PROPERTY ON CONTRACT TO
J. P. RANCH, INC.

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): Frank Moravcsik Date: 11/8/89
Betty L. Moravcsik Date: 11/8/89

For Organizations:

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

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of November 19 89

Carter Fritschle
Notary Public

Seal

Residing at _____

A72-04018

Page

My Commission Expires

3

Date: 11/08/89

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires March 1993
RECORDED
MAR 1993



T 11N
R 18E

A72-04D18

MAR 18 1993

AIM # A72-04018

ne evidence of priority was found on micro fiche records.
idence of priority letter not sent to claimant.

idence on micro fiche Claim # 72-04018

MICROFILMED

MAR 18 1993

CLAIMANT'S NAME: Frank or Betty L. Maraffio DATE: 11-8-89
EMPLOYEE: Carter Fritschle

RE: The 8.7 ac. in the SE NE Sec 2 and
the 8.0 ac in the NE SE of sec 2 also
receive water from the Salmon River.
Mr. Maraffio did not want to make any
changes on claim A72-04018, even though
the acres per 40 ac. tract appear incorrect.
Both of these claims should be field examined.

MICROFILMED

MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04018
J. P. RANCH, INC.
C/O JUDD CRAMER
HC 67 BOX 2095
CHALLIS

ID 83226

Letter not sent

RE: Evidence of Priority

RESPONSE DEADLINE
MAY 1, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date,** has not been confirmed by a License, Decree or Permit. The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by **May 1, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04018
FRANK MARAFFIO
BETTY L. MARAFFIO
BOX 713
CHALLIS

ID 83226

RE: Evidence of Priority

RESPONSE DEADLINE

MAY 1, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit.** The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

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Please submit the required evidence supporting the priority date(s) by **May 1, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 18 1993

NOTICE : CHANGE OF ADDRESS

Gerald D. and Kathryn S. Herrick have moved..... effective February 1, 1994.
The new address is...

**2027 SILVER CREEK LN.
BOISE, IDAHO 83706**

RECEIVED

JAN 30 1995

Department of Water Resources
Southern Region

DEC 03 1996

Notice of Water Right Location

To Whom It May Concern;

Notice is hereby given that Nick Johnson of Blayton Precinct County of Ouster State of Idaho has this 19th day of December 1900 appropriated and hereby claim the use of the waters of Salmon River to the extent of 500 inches or 10 cubic feet per second, flowing at the point of intended diversion, which said point of intended diversion is particularly described as follows: About 500 yards above North end of the Balkins grade on the east bank of Salmon River and the shaft of what is known as Brooks gold mine is within a hundred feet of the head of the ditch.

That the special purpose or purposes for which said water is claimed irrigation and domestic use. That the place of intended use is on Ranch or land claim of Nick Johnson which lies on east bank of Salmon River just above the Joe Roubinger Ranch. That the general course of the proposed Canal or conduit is northwesterly. That the length of said Canal or conduit is 2 miles more or less.

A copy of this notice was duly posted at or near the point of intended diversion on the 19th day of December 1900.

Witness my hand at Blayton Precinct State of Idaho this 19th day of December 1900.

Witness to make appropriation Nick Johnson
Geo Ekeyro. {and Claimant} Nick Johnson signed land

State of Idaho } ss
County of Ouster }

Nick Johnson of Blayton Precinct County of Ouster State of Idaho being first duly sworn deposes and says that he is of lawful age and the appropriator and claimant of the water right described in the within and foregoing notice and whose name is subscribed thereto. That the statements in said notice are true and that the original notice of which the foregoing is a true copy was posted in a conspicuous place at or near the point of intended diversion at 11 O'clock A.M. the 19th day of December 1900.

Nick Johnson
Nick Johnson signed land

Subscribed and sworn to before me this 7th day of January 1901
Geo E Reyes
Ex officio Recorder

211

State of Idaho } ss.
County of Blaine }

I hereby certify that this instrument was filed for record at the request of Nick J. Jensen at 3 O'Clock P.M. this 7th day of January 1901 in my office and duly recorded in Book B. of Water Rights at pages 210-211.

Geo E Reyes
Recorder

Lee L S

Notice of Water Right Location.

To Whom it May Concern:

Notice is hereby given that the undersigned Texas Angel and Charles Fung of County of Blaine State of Idaho, having on 27th day of November 1900 appropriated and hereby claim the use of the waste waters of a certain Slough running in the premises of Texas Angel heretofore adopted and claimed as a ditch by said Texas Angel to the extent of three cubic feet per second flowing at the point of intended diversion which said point of intended diversion is particularly described as follows: At the Slough close to the fence on the South East end of Benjamin Muir's ranch, also at a point on aforesaid Slough about 80 eighty rods North west of the N.W. fence of said Benj Muir's ranch. That the special purpose or purposes for which said water is claimed for the irrigation of lands owned by the said Texas Angel and Charles Fung in Section 2, 3 and 11 in Township 6 North R. 25 East. That the place of intended use is the lands of the said Texas Angel on which a portion of said Slough is situated, also the lands of the said Charles Fung adjoining said lands of the said Texas Angel. That the general course of the proposed

RECORDED
MAR 1901

MED
993

CLAIMANT'S NAME: Betty + Frank Maraffio DATE: 3-17-92
and J.P. Ranch, Inc.
COUNTY: Custer
EMPLOYEE: S.W. Keen

Mr. + Mrs. Maraffio visited me to discuss providing priority proof for these claims. They received a letter asking for proof for A36-04046, but they did not receive a letter for A36-04018. Both claims are based on statutory claims.

The Maraffios also informed me that the contractual sale to J.P. Ranch, Inc. had been completed. I gave them an ownership change form and asked them to complete it with the new owner and return it.

I also looked in the statutory claim files and found that the file for 36-04018 contains a document that appears to support the claimed priority date.

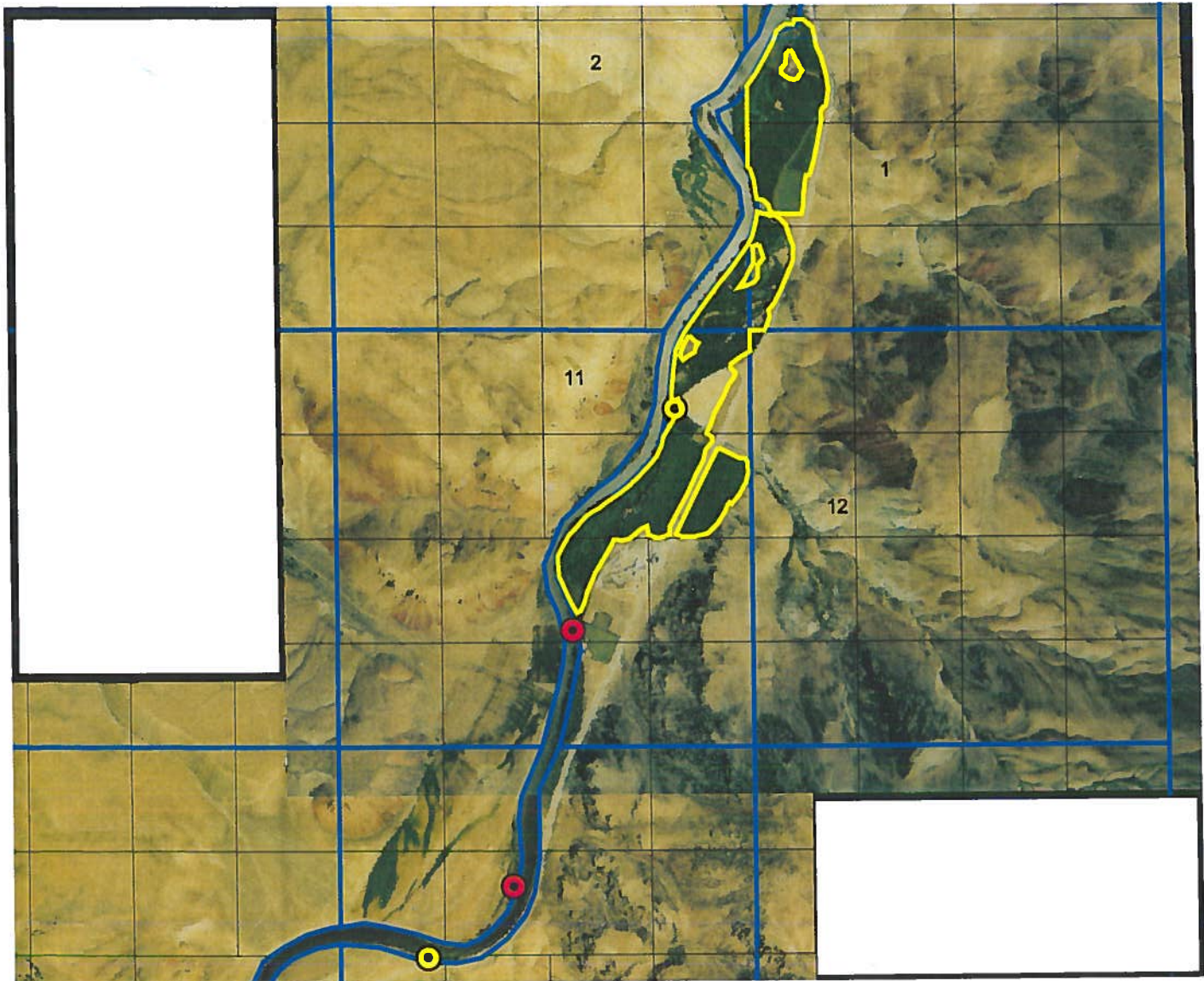
Mr. Maraffio will submit some documentation or an affidavit to support A36-04046. I encouraged him to send it to Twin Falls by May 1, 1992.

MICROFILMED

MAR 18 1993

IDAHO DEPARTMENT OF WATER RESOURCES

72-16605 & 72-16607



0 5280 Feet

-  RECOMMENDED PLACE OF USE
-  RECOMMENDED POINT OF DIVERSION
-  SECTION LINES
-  QUARTER-QUARTER LINES
-  STREAMS & DITCH CHANNELS
-  TOWNSHIP-RANGE LINES

TWN: 11N

RNG: 18E



GIS PLACE OF USE PRESENTATION
USFS AERIAL PHOTOGRAPHY
BY STEVE CLELLAND

DATE: JULY 18, 2001
REVISED

Clelland, Steve

From: Music, Vicky
Sent: Tuesday, July 17, 2001 11:47 AM
To: Clelland, Steve
Subject: herrick/ high mtn ranch

hey Steve. THis is set for status conf next week, 7/25. Nick wants to have Sf5s circulating, and want remains to be done is splitting the 1 acre [geez] from 72-4018 and 4046. So, I guess that means assigning new #s for these, and disallowing 4018 and 4046, huh?

the transfers are complete and ncaps filed, no protests. I will fax you the fax from Fred Price re the legal description of the BLM 1 acre. I will be on vacation all of next week, so was hoping to get these out by Friday. Is this doable for you this week?

Vicky Music
Paralegal - IDWR
327-7928

Confidentiality Notice: This e-mail may contain confidential and privileged information exempt from disclosure under applicable law. This message is intended only for the use of the individual or individuals identified above. If you have received this message by mistake, please notify the sender immediately by replying to this message. Please delete the message from your system and do not review, disclose, copy, or distribute any information contained or attached to the message. Thank You

JUL 16 2001 4:42PM

NO.395

P.1/1

Fax

June 21, 2001

TO: Nick Spencer, Attorney-IDWR
Larry Brown, DOJ-ENRD, Rm 5605
Gloria Baimbridge, CACI-Boise

FROM: Fred Price, BLM-ISO

RE: 72-04018, 04046 High Mnt. Ranches

Nick, the 1 ac land description on BLM that needs to be split off to BLM is:

T11N R18E S12 Lot 2 (NWNW) 1.0 ac

Hopefully, the parties can submit an SF-5 without BLM having to reobject, but I'm prepared either way. Could you have an agent figure out the quantities for the splits, please?

Contact # ~~320989~~

~~316487~~

57751



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TRANSMITTAL COVER SHEET

FAX NUMBER: (208) 327-5400

DATE:

7-17-01

TO:

Stuart Clelland

FROM:

Vicki Music

IDWR-50

OAG-IDWR

DOCUMENT DESCRIPTION:

Re 72-4018, 4046

COVER SHEET + 1 **PAGES**

CONTACT:

327-1928

IF YOU DO NOT RECEIVE ALL THE PAGES.

THANK YOU!

RECEIVED

APR 30 2001

Department of Water Resources
Southern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 66137

RECEIVED

NOV 16 2001

Department of Water Resources

This is to certify that: HIGH MOUNTAIN RANCHES LTD PARTNERSHIP
2027 SILVER CREEK LANE
BOISE ID 83706

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
72-4018	AJC/Beneficial Use	04/15/1914	5.4 cfs		135.0	135.0	SALMON RIVER
72-4046	AJC/Beneficial Use	05/01/1916	2.23 cfs		135.0	135.0	ALKALI SPRING CREEK

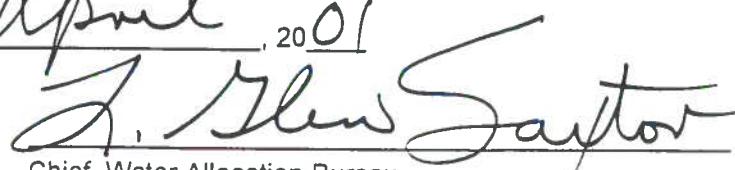
Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
72-4018	NO	NO	YES	NO	NO	NO
72-4046	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
72-4018	72-4018	5.4 cfs	472.5 af	N/A	135.0		N/A	N/A	N/A	N/A
72-4046	72-4046	2.23 cfs	472.5 af	N/A	135.0		N/A	N/A	N/A	N/A
TOTALS		5.4 cfs	472.5 af	135	135		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 24th day of April, 2001

Chief, Water Allocation Bureau

WATER RIGHT NO. 72-4018
As Modified by Transfer No. 66137

In accordance with the approval of Transfer No. 66137, Water Right No. 72-4018 is now described as follows.

Right Holder: HIGH MOUNTAIN RANCHES LTD PARTNERSHIP
 2027 SILVER CREEK LANE
 BOISE ID 83706

Priority Date: 04/15/1914

Source: SALMON RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	to 10/31	5.40 CFS	472.5 AF
			5.40 CFS	472.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SALMON RIVER Lot 7 NENWSW Sec. 14 Twp 11N Rge 18E CUSTER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N 18E 1							22.0 L 5			21.0 L 6	12.0 L 7						55.0
11N 18E 2																9.5 L 9	9.5
11N 18E 11	22.0 L 1		10.0 L 4	28.5 L 4									9.0 L 5				69.5
11N 18E 12						1.0 L 2											1.0

Total Acres: 135

CONDITIONS OF APPROVAL

1. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

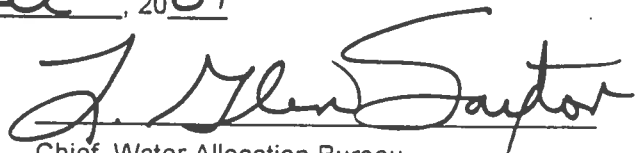
WATER RIGHT NO. 72-4018
As Modified by Transfer No. 66137

CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Rights 72-04018 and 72-04046 when combined shall not exceed a total diversion rate of 5.40 cfs, a total annual maximum diversion volume of 472.5 af at the field headgate, and the irrigation of 135.0 acres.
7. All water rights within Basin 72 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
8. Approval of Transfer 5770 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
9. The portion of Right 72-04018 used for conveyance losses is 1.65 cfs.
10. Right 72-10512 is also diverted through the point of diversion under Right 72-04018.

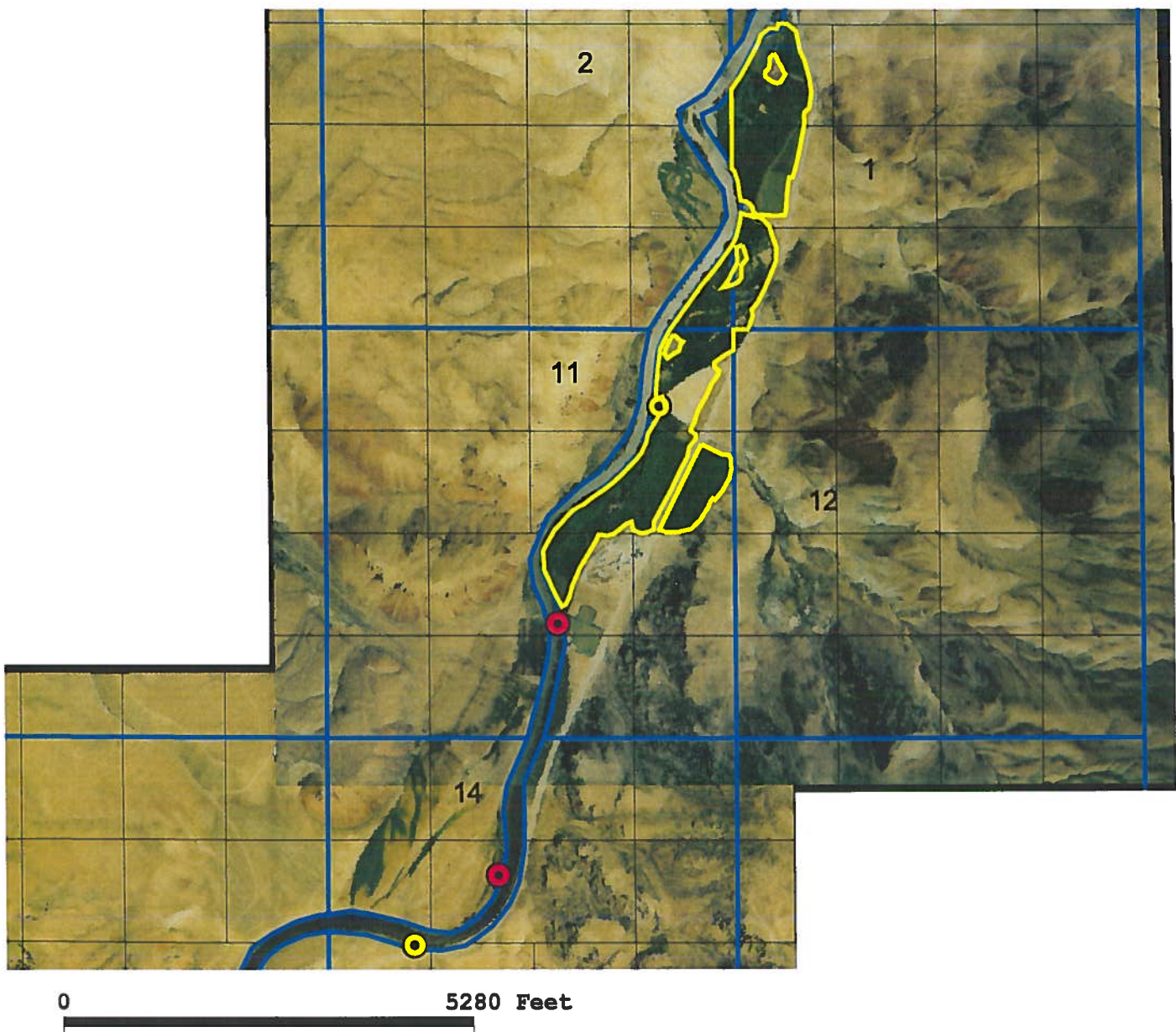
This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 24th day of April, 2001


Chief, Water Allocation Bureau

IDAHO DEPARTMENT OF WATER RESOURCES

72-16605 & 72-16607



-  RECOMMENDED PLACE OF USE
-  RECOMMENDED POINT OF DIVERSION
-  SECTION LINES
-  QUARTER-QUARTER LINES
-  STREAMS & DITCH CHANNELS
-  TOWNSHIP-RANGE LINES

TWN: 11N
RNG: 18E



GIS PLACE OF USE PRESENTATION
USFS AERIAL PHOTOGRAPHY
BY STEVE CLELLAND

DATE: JULY 18, 2001
REVISED

SPLIT REVIEW

7/18/01
Sec

72-4018

5.4 cfs (.04/ac)

135 Ac.

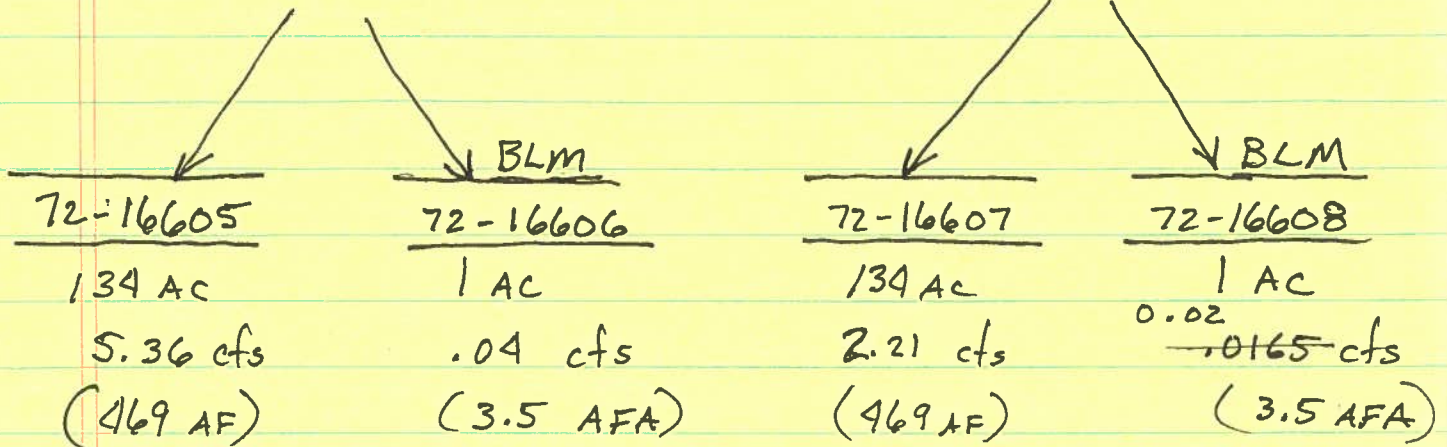
(472.5 AFA) [3.5/ac]

72-4046

2.23 cfs (.0165/ac)

135 Ac

(472.5 AFA)



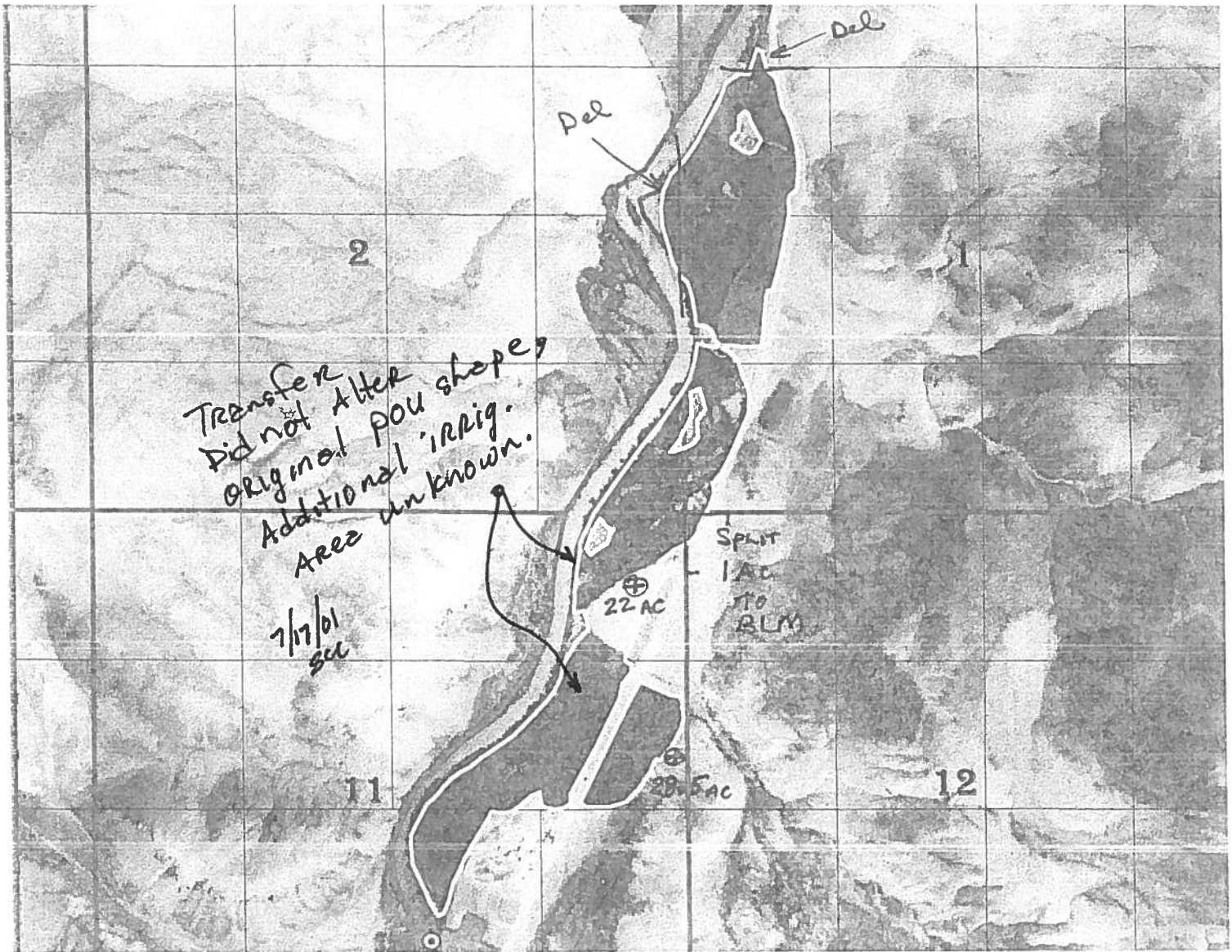
Sec. 12 NWNW
T11N R18E

Sec 12

Combined Limits
equal to this right

IDAHO DEPARTMENT OF WATER RESOURCES

72-04018



660 0 660 1320 Feet

- RECOMMENDED PLACE OF USE
- ⊙ RECOMMENDED POINT OF DIVERSION
- ▭ SECTION LINES
- QUARTER-QUARTER LINES
- ~ STREAMS & DITCH CHANNELS

TWN: 11N
 RNG: 18E
 SEC: 1, 2, 11 & 12



⊙ Revised per
 Transfer #66137
 & SFS split 7/17/01
 sec

GIS PLACE OF USE PRESENTATION
 USFS AERIAL PHOTOGRAPHY, 1988
 BY STEVE CLELLAND

DATE: NOV. 4, 1998

COPY

2001 AUG 21 AM 10:12

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

Water Rights: 72-04018, 72-04046

NOTICE OF ADMINISTRATIVE
PROCEEDING

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

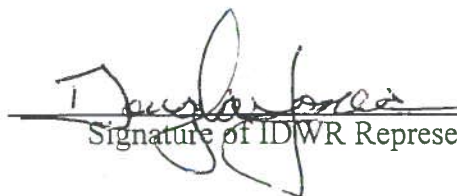
☒ I.C. § 42-222 transfer 5770

☐ point of diversion ☒ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed not later than: June 14, 2001.

Dated 8/21/00



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 8/21, 2000, I mailed the original and copies of this form to the following persons, postage/prepaid, and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant or attorney of record:

Murray D Feldman
Holland & Hart
PO Box 2527
Boise ID 83701

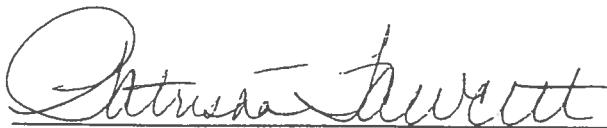
3. One copy to:

Each party in the subcase, or attorney of record:

R Lee Leininger
United States Dept. Of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

4. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
P. O. Box 44449
Boise, Idaho 83711-4449



Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

August 21, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MURRAY D FELDMAN
HOLLAND & HART
PO BOX 2527
BOISE ID 83701

RE: SRBA Claim(s) 72-00246, 72-00247, 72-04018, 72-04046,
72-04090 / High Mountain Ranches Ltd
Partnership

Dear Counselor:

Please find the enclosed copy of the Notice of Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

After IDWR completes the indicated administrative process, and has modified the SRBA claims, you will be forwarded a Notice of Completed Administrative Proceeding. Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

RECEIVED

JUN 14 2000

PART 1

Department of Water Resources
Southern Region

PURPOSE OF TRANSFER

- ☐
- Change nature of use
- ☐
- Change period of use
- ☐
- Other

Describe the reason for the proposed changes To move historical use from (BLM)
land onto private land at request of BLM to avoid
unpermitted use of BLM land.

DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>72-04018</u>	<u>04/15/1914</u>	<u>5.40</u>	<u>Irrigation</u>	<u>04/01</u> to <u>10/31</u>
<u>72-04046</u>	<u>05/01/1916</u>	<u>2.23</u>	<u>Irrigation</u>	<u>04/01</u> to <u>10/31</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>

Total amount of water being transferred 163 ^{5.40 cfs (J.F. per telephone conversation with Murray Feldman)} cubic feet per second and/or _____ to _____ acre-feet per annum.

Source of water Salmon River (72-04018) tributary to Snake River
Point(s) of Diversion: Alkali Spring Creek (72-04046) Salmon River

[illegible]

Lands irrigated or place of use:

[illegible]

AJ0749NP
No. R72-04018

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/03/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HIGH MOUNTAIN RANCHES LTD PARTNERSHIP AN IDAHO LIMITED PARTNERSHIP 2027 SILVER CREEK LANE BOISE ID 83706 (208) 336-8719	04/15/1914	IRRIGATION	04-01 10-31	5,400 CFS	
TOTAL DIVERSION:					5,400 CFS	

Water Source: SALMON RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T11N R18E S14 Lot07(NEWMSW)

CUSTER County

Place of use	Legal Description for:	IRRIGATION	NE	NEW	SW	SE	SUM
T R S	lt Ac lt Ac lt Ac lt Ac	lt Ac lt Ac lt Ac lt Ac	lt Ac lt Ac lt Ac lt Ac	lt Ac lt Ac lt Ac lt Ac	lt Ac lt Ac lt Ac lt Ac	lt Ac lt Ac lt Ac lt Ac	SUM
11N 18E 1	:	:	02-.3	05-22	:	06-21	07-12
11N 18E 2	:	:	:	:	:	06-01	:
11N 18E 11	:	01-20	04-10	04-27	:	05-09	09-09
11N 18E 12	:	:	02-01	:	:	:	:
TOTAL ACRES						135.0	

POU County: CUSTER

Other Rights: 72-04046

Conditions of Approval:

- C18 - 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 42-14(2)(6), IDAHO CODE.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 72-04046 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.40 CFS.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 72-04046 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 135 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP WATER IS DELIVERED THROUGH MARRAFIO DITCH.
1.65 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.
RIGHT NO. 72-10512 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 07/14/1993 Verified Date: 04/03/2000 Objection Filed Date: 06/02/1999

Misc: Water District Number: Field Inspection Flag:

MAR 31 2000

Department of Water Resources

COPY

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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).: 72-00244A; 72-00245; 72-00246; 72-00247; 72-04018; 72-04046;
72-04090
Adjudication Claim No(s).: A72-00244A; A72-00245; A7200246; A72-00247; A72-04018; A72-04046;
A72-04090
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 Gerald D. Herrick and Kathryn S. Herrick, Husband & Wife
2027 Silver Creek Lane, Boise, ID 83706
4. New Owner/Claimant(s) HIGH MOUNTAIN RANCHES LIMITED PARTNERSHIP, an Idaho limited
New Mailing Address 2027 Silver Creek Lane
City, State and ZIP Code Boise, ID 83706
New Telephone Number (208) 336-8719
5. Date you acquired the property March 3, 1997
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.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
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) HIGH MOUNTAIN RANCHES, LIMITED PARTNERSHIP
By: Kathryn S. Herrick
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
Kathryn S. Herrick, Secretary of Herrick Ranches, Inc. General Partner
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..

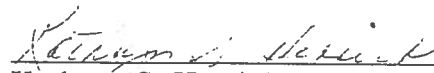
MINUTES OF ANNUAL MEETING OF BOARD OF DIRECTORS
OF
HERRICK RANCHES, INC.

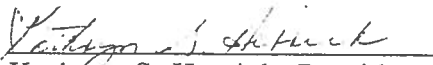
The annual meeting of the Board of Directors of Herrick Ranches, Inc., was held January 5, 1994, immediately following the annual meeting of shareholders at Boise, Idaho. Present was Kathryn S. Herrick.

Kathryn S. Herrick acted as Chairman and Secretary. Minutes of the last annual meeting were read and approved. The Chairman announced that the first order of business was the election of officers. Nominations were made, seconded and unanimously approved and the following individuals were elected to the positions following their names:

Kathryn S. Herrick	President
Kathryn S. Herrick	Secretary

There being no further business, the meeting was adjourned.


Kathryn S. Herrick, Secretary


Kathryn S. Herrick, President

BOISE:0105675.01

RECEIVED

MAR 31 2000

Department of Water Resources
Southern Region

CERTIFICATE OF LIMITED PARTNERSHIP

(Instructions on back of application)

FEB 13 10 31 AM '97



1. The name of the limited partnership is: High Mountain Ranches Limited Partnership

2. The name and business address of the registered agent are:

Gerald D. Herrick

2027 Silver Creek Lane - Boise, Idaho 83706

(not a P.O. Box)

3. The name and business address of each general partner are:

Name

Address

Herrick Ranches, Inc.

2027 Silver Creek Lane

Boise, Idaho 83706

(If more space is needed, continue in item 5.)

4. The latest date on which the partnership will dissolve is: December 31, 2045

5. Other matters (optional):

6. Signatures of all general partners:

HERRICK RANCHES, INC., an Idaho corporation

By: Gerald D. Herrick

Gerald D. Herrick, President

Secretary of State use only

IDAHO SECRETARY OF STATE

DATE 02/13/1997

0900 63931 2

CK #: 18484 CUST# 2105

LTD PTR DM 1@ 100.00= 100.00

g/corp/forms/CLP pm6 Revised 8/96

#: L

COPY

ORIGINAL IN
H & H VAULT

AMENDED BARGAIN AND SALE DEED

0213673

THIS INDENTURE, made the 17th day of June, 1997, between GERALD D. HERRICK and KATHRYN S. HERRICK, husband and wife, "Grantors," and HIGH MOUNTAIN RANCHES LIMITED PARTNERSHIP, an Idaho limited partnership, "Grantee."

W I T N E S S E T H:

WHEREAS, Grantors transferred title to the property described herein to Grantee pursuant to a Bargain and Sale Deed dated March 3, 1997 and recorded in Custer County, Idaho under Instrument No. 0212975 on March 7, 1997, and

WHEREAS, the parties have determined that there is an error in the legal description, and

WHEREAS, the parties intend by this deed to correct the legal description for said property.

The Grantors for good and valuable consideration, have granted, bargained, sold and conveyed, and by these presents do grant, bargain, sell and convey unto the said Grantee, and to its heirs and assigns, forever, all of that certain piece or parcels of land situate, lying and being located in the County of Custer, State of Idaho, particularly described as follows, to-wit:

See Exhibit A attached hereto.

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all the estate, right, title, interest in the property, possession, claim and demand whatsoever, as well in law as in equity of the Grantors, of, in or to the said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the said Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and year first above written.


GERALD D. HERRICK


KATHRYN S. HERRICK

RECEIVED

MAR 31 2000

Department of Water Resources
Bozeman, Montana

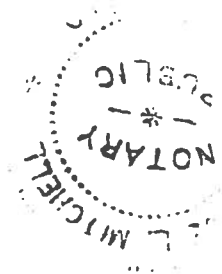
STATE OF IDAHO)
 : ss.
 County of Ada)

On this 7th day of June, 1997, before me, a notary public in and for said State, personally appeared GERALD D. HERRICK and KATHRYN S. HERRICK, husband and wife, known or identified to me to be the persons who executed the instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Joyce L. Mitchell
 Notary Public for Idaho
 Residing at: Bain, Idaho
 My Commission Expires: 11/10/2000

WP 71426



213673
Center County Reg. of
Holland and Hart

Time 10:05 A.M.

6-23 1997
Wanda J. Murphy
• 12th

TRACT I:

TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO

Section 1: Lot 4

Section 2: Lots 1, 7 and 8

TOWNSHIP 12 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO

Section 35: SE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$.

Section 36: Lots 5 and 6.

TRACT II:

TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

Section 11: Lots 6 and 7.

Section 14: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Lots 2, 3 and 4.

EXHIBIT

A

TOWNSHIP 11-NORTH, RANGE 18 EAST, BOISE MERIDIAN

Section 1: Lots 5, 6, and 7.

Section 2: Lot 9.

Section 11: Lots 1, 4, 5, and 8.

EXCEPTING THEREFROM:

The following described parcels from said Lot 5 and Lot 8.

A tract of land in Lots 5 and 8, Section 11, Township 11 North, Range 18 East of the Boise Meridian, described as:

Commencing at the intersection of the Southerly boundary of said Section 11 and the Westerly right-of-way line of U.S. Highway No. 93; thence Northeasterly along said Right-of-way line 1,112.7 feet to the TRUE POINT OF BEGINNING; continuing thence Northeasterly along said Right-of-way line a distance of 392.5 feet; thence North $66^{\circ}19'$ West, 680.0 feet to a point on the Easterly bank of the Salmon River; thence South $9^{\circ}58'$ East along the Easterly bank of the Salmon River 457.9 feet; thence South $66^{\circ}19'$ East, 434.8 feet to the TRUE POINT OF BEGINNING.

AND ALSO EXCEPTING:

A fraction of Lot 5, Section 11, Township 11 North, Range 18 East of the Boise Meridian, described as:

Commencing at the intersection of the Southerly boundary of said Section 11, and the Westerly right-of-way line of U.S. Highway No. 93; thence Northeasterly along the Westerly Right-of-way line of U.S. Highway No. 93, a distance of 1505.2 feet to the POINT OF BEGINNING, which is also the Northeast corner of the land described in the Deed to George Bryan Forestier, et. ux., recorded as instrument No. 134996, records of Custer County, Idaho, continuing thence Northeasterly along said Right-of-way line 469.. feet; thence North $66^{\circ}19'$ West, 1156.7 feet to a point on the Easterly bank of the Salmon River; thence meandering said bank in a Southerly direction 670.0 feet, more or less, to a point which lies North $66^{\circ}19'$ West, from the POINT OF BEGINNING, which point is also the Northwest corner of said Forestier land; thence South $66^{\circ}19'$ East 680.0 feet along the Northeasterly boundary line of said Forestier land to the POINT OF BEGINNING.

ALSO EXCEPTING:

A parcel of land being a portion of Government Lot 5 of Section 11, Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

Beginning at the Northeast corner of Government Lot 5 of Section 11, Township 11 North Range 18 East, Boise Meridian, thence South $0^{\circ}00'16''$ East along the East line of said Government Lot 5 a distance of 610.51 feet to a point in the Westerly right of way line of existing State Highway No. 75; thence South $25^{\circ}02'00''$ West along said existing Westerly right of way line 275.29 feet to Grantor's most Southerly property corner; said point also being the Northeast corner of the land described in the deed dated July 16, 1979, Pamela C. Moorhead, grantor to Stephen C. Moorhead, recorded August 10, 1979, as instrument No. 150767, records of Custer County, Idaho, thence North $66^{\circ}11'25''$ West along said Northerly property line 627.35 feet; thence North $28^{\circ}16'49''$ East, 688.58 feet to a point in the North line of said Government Lot 5; thence North $89^{\circ}57'10''$ East along said North line 364.16 feet to the PLACE OF BEGINNING.

ALSO EXCEPTING:

A fraction of Lot 8 in Section 11, Township 11 North, Range 18 East of the Boise Meridian more particularly described as follows, to-wit:

Beginning at the meander corner of the Easterly bank of the Salmon River on the line between Section 11 and 14, run thence East along the South boundary of Section 11 a distance of 215.3 feet, more or less, to a point on the Westerly right-of-way line of U.S. Highway No. 93, thence North $25^{\circ}02'$ East, along the Westerly right-of-way line of U.S. Highway No. 93 a distance of 1,112.7 feet; thence North $66^{\circ}19'$ West 434.8 feet to a point on the Easterly bank of the Salmon River; thence meandering the Easterly bank of the Salmon River in a Southwesterly direction as follows: South $12^{\circ}49'$ West 365.4 feet; thence South $12^{\circ}31'$ West 443.6 feet; thence South $17^{\circ}33'$ West 409.3 feet to the POINT OF BEGINNING.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)



Water Source:	SALMON RIVER	Tributary to:	SNAKE RIVER	Stage:	BENEFICIAL USE
---------------	--------------	---------------	-------------	--------	----------------

CUSTER County

NE
NH

POU County: CUSTER

REMARKS: QNT USE OF THIS RIGHT WITH RIGHT NO. 72-04046 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.40 CFS.

EXP WATER IS DELIVERED THROUGH MARRATIO DITCH.
1.65 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.
RIGHT NO. 72-10512 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 05/25/1993 Verified Date: 11/16/1998 Objection Filed Date:

Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag:

AIM NUMBER 72-04018
72-04046

DATE 11/4/98
 AGENT SC

TRANSFER NUMBER _____
 CLAIMED ACRE TOTAL 188
 GIS ACRE TOTAL 134.7

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
LAIM	11N	18E	1						Ø	20			20	20						60
GIS									.3	22			21	12						55.3
ECOM									.3	22			21	12						55.3
LAIM			2				Ø									Ø			10	10
GIS							1.5									1.7			9.4	12.6
ECOM							1.5									1.7			9.5	12.7
LAIM			11	25		8	40										25	20		118
GIS				20		10	27										8.9	Ø		65.9
ECOM				20		10	27										9	Ø		66

372-DBPOU.SHP

Sec. 12 = NWNW

Ø claim
 0.9 GIS
 1 Rec'd

SHAPE NOS.

0.9
 1

417 N.pou
 418 E.pou

GIS = 134.7
 REC'd = 135

372-DBPOD.SHP

NOS. DESCRIPTION

263 (MARRAFIO DITCH) NENWSW Lot 7 (72-4018) Sec. 14
 262 (AIKALISPRINGS) SWNESE Lot 1 (72-4046) Sec. 11

135 AC X 0.028 =
 3.75 cfs
 + loss 1.65
 5.40 cfs

DBF TABLES UPDATED

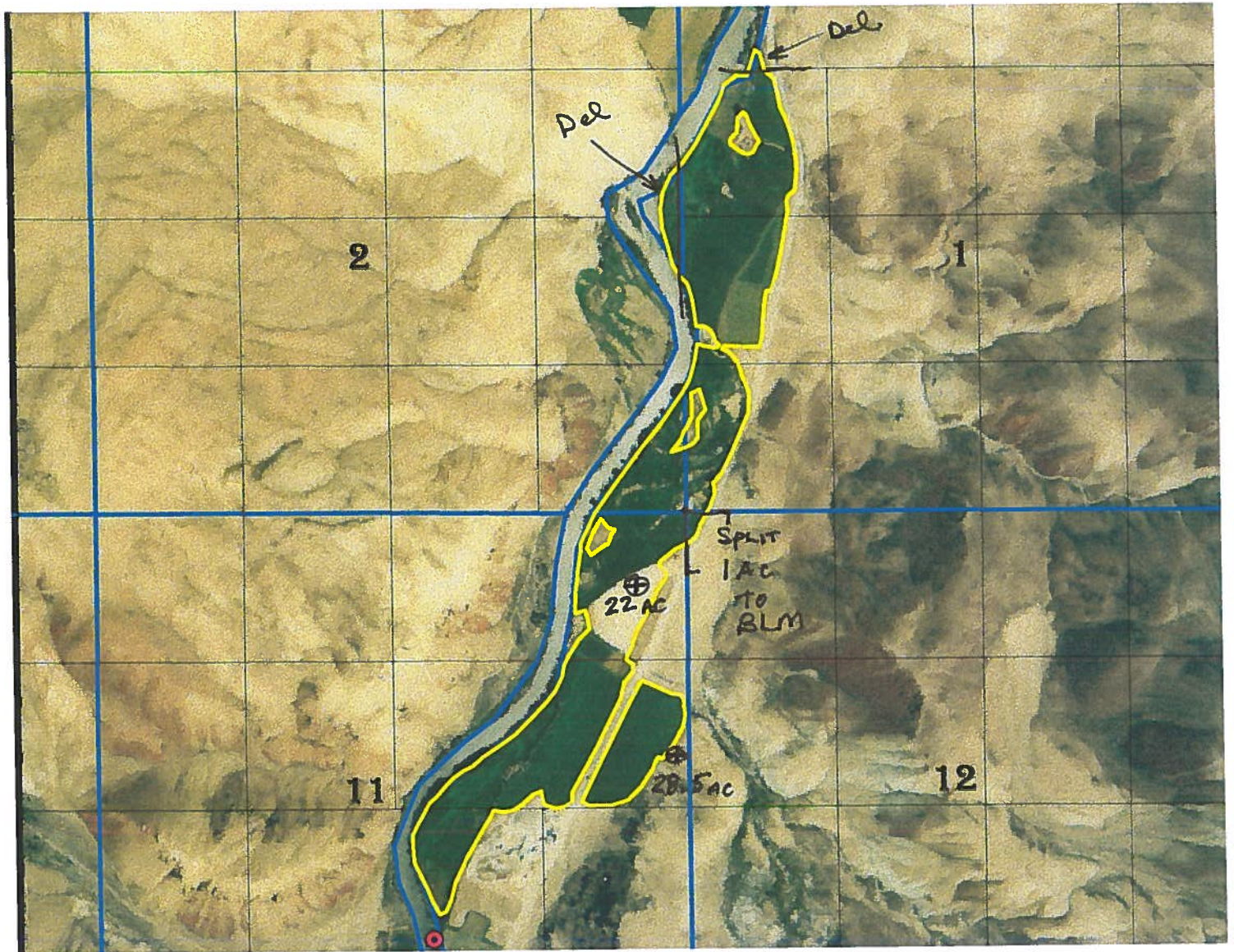
72-DBPOU.DBF ✓ 11/10/98 SC

72-DBPOD.DBF

JPEG LAYOUT ✓ 72-04018.jpg & 72-04046.jpg

IDAHO DEPARTMENT OF WATER RESOURCES

72-04018



660 0 660 1320 Feet

-  RECOMMENDED PLACE OF USE
-  RECOMMENDED POINT OF DIVERSION
-  SECTION LINES
-  QUARTER-QUARTER LINES
-  STREAMS & DITCH CHANNELS

TWN: 11N
RNG: 18E
SEC: 1, 2, 11 & 12



() Revised per
Transfer #66137
& SFS split 7/7/01
SCC*

GIS PLACE OF USE PRESENTATION
USFS AERIAL PHOTOGRAPHY, 1988
BY STEVE CLELLAND

DATE: NOV. 4, 1998

[illegible]

3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GERALD D HERRICK	04/15/1914	IRRIGATION	04-15 10-15	5.18 CFS	
C	KATHRYN S HERRICK					
	2170 E GOSSAMER LN					
	BOISE ID 83706					
	(208) 336-8719					
				TOTAL DIVERSION:	5.18 CFS	

Water Source: SALMON RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T11N R18E S14 Lot07(NENWSW)

CUSTER County

Place of use Legal Description for: IRRIGATION

[illegible]

POU County: CUSTER

Other Rights: 72-04046

Remarks:

WATER IS DELIVERED THROUGH MARRAFIO DITCH.
1.65 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.
RIGHT NO. 72-10512 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
USE OF THIS RIGHT WITH RIGHT NO. 72-04046 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.18 CFS, A TOTAL COMBINED
ANNUAL CONSUMPTIVE USE VOLUME OF 317.5 AF, AND TO THE IRRIGATION
OF A COMBINED TOTAL OF 127.0 ACRES IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: 05/25/1993 Verified Date: 01/27/1995

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments:

Date: 04/22/1992 User-ID: CLELLAND Subject: COPIED FROM REMARKS
FRANK AND BETTY MARAFFIO HAVE SOLD THIS PROPERTY ON CONTRACT TO
J. P. RANCH, INC.

Date: 04/22/1992 User-ID: CLELLAND Subject: CHANGE OF OWNERSHIP

DEC 03 1996

AJ0749NP
No. R72-04018

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/27/95
PAGE: 2

Comments:

Date: 04/22/1992 User-ID: CLELLAND Subject: CHANGE OF OWNERSHIP
THE MARAFFIO'S CAME IN TODAY AND SUPPLIED PROOF OF PRIORITY AND
CHANGE OF OWNERSHIP. THEY WANTED TO REMOVE THEIR NAMES FROM THE
CURRENT OWNER STATUS AND LEAVE J P RANCH.

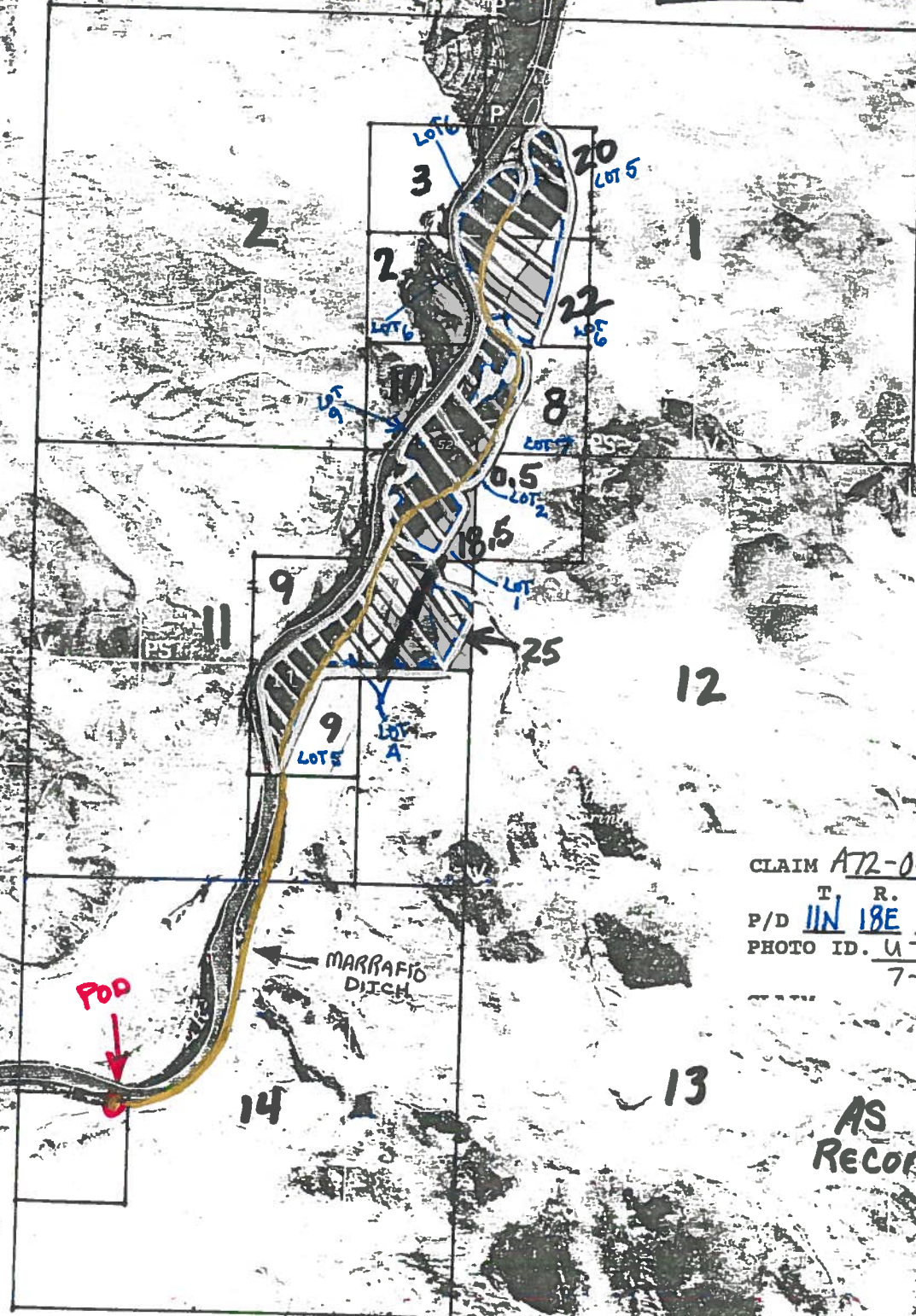
Date: 01/24/1995 User-ID: SCLELLAN Subject: CHANGE OF OWNERSHIP
FORMS SIGNED BY JP RANCH, JUDD CRAMER TO CHANGE OWNER.

Date: 01/26/1995 User-ID: SCLELLAN Subject: RECOMMENDATION
FLOW RATES BASED ON HUBBLE REVIEW OF THE SYSTEM ASSUMED THEORETI-
CAL ROTATION. MOST SOILS UNDER THE GRAVITY FLOOD SYSTEM ARE SILT
LOAM WITH SOME CLAY; DOES NOT REQUIRE LARGE FLOWS.

Audit: 01/27/95 SCLELLAN

DEC 03 1996

R18E



T
11
N

CLAIM A72-04018 INIT See 1/26/95

T R. S. O/O
P/D 11N 18E 14 NENWSW Lot 7

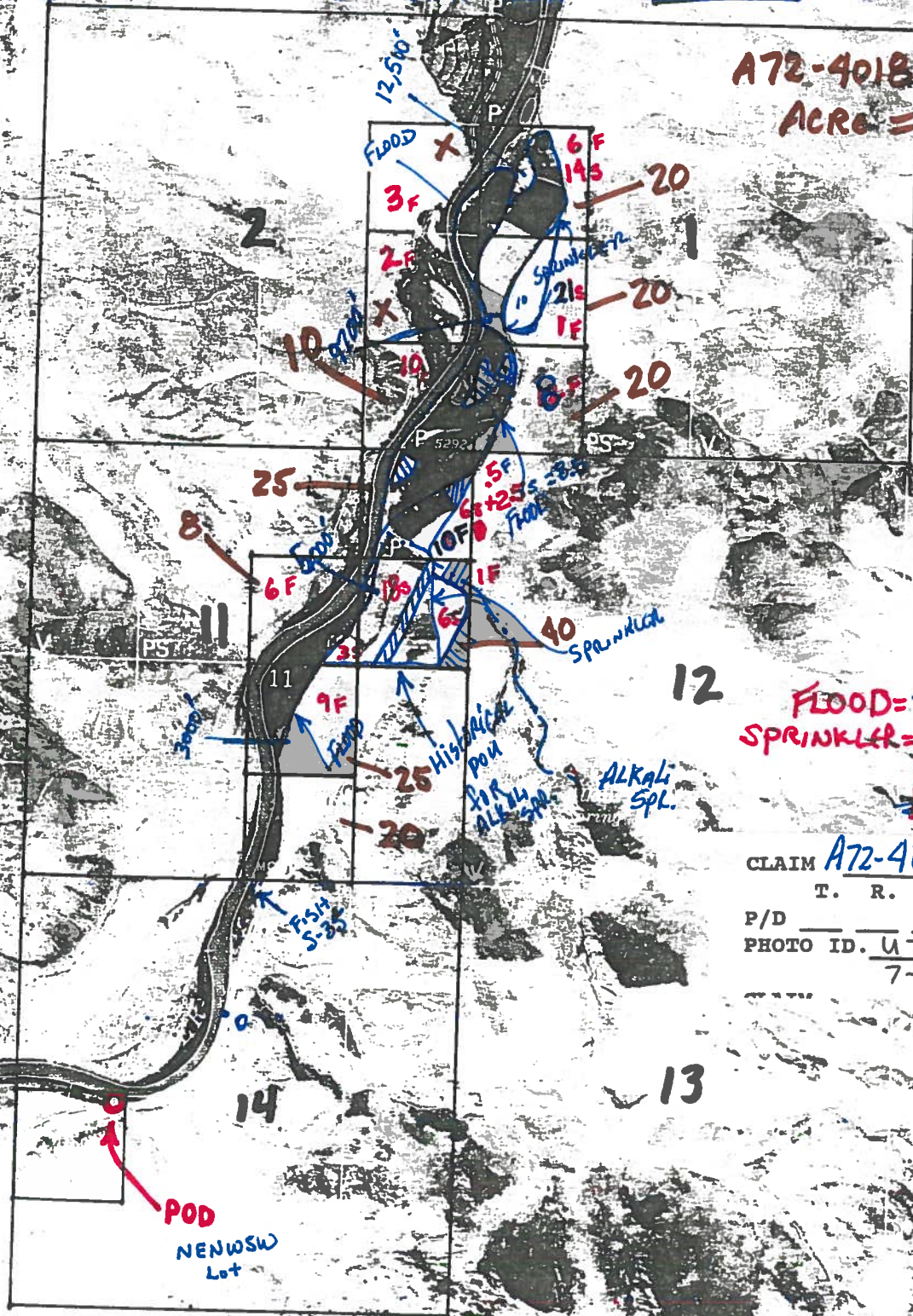
PHOTO ID. U 74
7-24-74

AS
RECOMMENDED
127.0 ACRES

DEC 03 1996

R18E

A72-4018
ACRE = 188



12 FLOOD = 60.5
SPRINKLER = 60.5
127.0 127.0

CLAIM A72-4018 INIT _____
T. R. S. Q/Q
P/D _____
PHOTO ID. U 74
7-24-74

Review Map

DEC 03 1996

TIN RISE

A72-4018

05 LT01	04 LT04	04 LT03	04 LT02	04 LT01	03 LT04	03 LT03	03 LT02	03 LT01	02 LT04	02 LT03	02 LT02	02 LT01	01 LT04	01 LT03	01 LT02	01 LT01
05 SENE	04 SNNW	04 SENW	04 SWNE	04 SENE	03 SNNW	03 SENW	03 SWNE	03 SENE	02 SNNW	02 SENW	02 SWNE	02 LT05	01 LT05	01 SENW	01 SWNE	01 SENE
05 NESE	04 NNSW	04 NESW	04 NWSE	04 NESE	03 NNSW	03 NESW	03 NWSE	03 NESE	02 NNSW	02 NESW	02 NWSE	02 LT07	01 LT06	01 NESW	01 NWSE	01 NESE
05 SESE	04 SWSW	04 SESW	04 SWSE	04 SESE	03 SWSW	03 SESW	03 SWSE	03 SESE	02 SWSW	02 SESW	02 SWSE	02 LT08	01 LT07	01 SESW	01 SWSE	01 SESE
08 NENE	09 NNW	09 NENW	09 NWNE	09 NENE	10 NNW	10 NENW	10 NWNE	10 NENE	11 NNW	11 NENW	11 LT02	12 LT01	12 NNW	12 NENW	12 NWNE	12 NENE
08 SESE	09 SNNW	09 SENW	09 SWNE	09 SESE	10 SNNW	10 SENW	10 SWNE	10 SESE	11 SNNW	11 SENW	11 LT03	11 LT04	12 SNNW	12 SENW	12 SWNE	12 SESE
08 NESE	09 NNSW	09 NESW	09 NWSE	09 NESE	10 NNSW	10 NESW	10 NWSE	10 NESE	11 NNSW	11 LT06	11 LT05	11 NESE	12 NNSW	12 NESW	12 NWSE	12 NESE
08 SESE	09 SWSW	09 SESW	09 SWSE	09 SESE	10 SWSW	10 SESW	10 SWSE	10 SESE	11 SWSW	11 SESW	11 SWSE	11 SESE	12 SWSW	12 SESW	12 SWSE	12 SESE
17 NENE	18 NNW	18 NENW	18 NWNE	18 NENE	15 NNW	15 NENW	15 NWNE	15 NENE	14 NNW	14 LT02	14 LT01	14 NENE	13 NNW	13 NENW	13 NWNE	13 NENE
17 SESE	18 SNNW	18 SENW	18 SWNE	18 SESE	15 SNNW	15 SENW	15 SWNE	15 SESE	14 LT03	14 LT02	14 LT05	14 SESE	13 SNNW	13 SENW	13 SWNE	13 SESE
17 NESE	18 NNSW	18 NESW	18 NWSE	18 NESE	15 NNSW	15 NESW	15 LT04	15 LT01	14 LT07	14 LT06	14 NWSE	14 NESE	13 NNSW	13 NESW	13 NWSE	13 NESE
17 SESE	18 SWSW	18 SESW	18 SWSE	18 SESE	15 SWSW	15 SESW	15 LT05	15 LT02	14 SWSW	14 SESW	14 SWSE	14 SESE	13 SWSW	13 SESW	13 SWSE	13 SESE
20 NENE	21 NNW	21 NENW	21 NWNE	21 NENE	22 NNW	22 LT08	22 LT07	22 LT01	23 NNW	23 NENW	23 NWNE	23 NENE	24 NNW	24 NENW	24 NWNE	24 NENE
20 SESE	21 SNNW	21 SENW	21 SWNE	21 SESE	22 LT08	22 LT03	22 LT04	23 SNNW	23 SENW	23 SWNE	23 SESE	24 SNNW	24 SENW	24 SWNE	24 SESE	24 SESE
20 NESE	21 NNSW	21 NESW	21 NWSE	21 NESE	22 LT10	22 NWSE	22 NESE	23 NNSW	23 NESW	23 NWSE	23 NESE	24 NNSW	24 NESW	24 NWSE	24 NESE	24 NESE
20 SESE	21 SWSW	21 SESW	21 SWSE	21 SESE	22 LT11	22 SWSE	22 SESE	23 SWSW	23 SESW	23 SWSE	23 SESE	24 SWSW	24 SESW	24 SWSE	24 SESE	24 SESE
29 NENE	28 NNW	28 NENW	28 NWNE	28 LT01	27 LT01	27 NENW	27 NWNE	27 NENE	28 NNW	28 NENW	28 NWNE	28 NENE	25 NNW	25 NENW	25 NWNE	25 NENE
29 LT06	28 LT02	28 LT03	28 LT04	28 LT05	27 SNNW	27 SENW	27 SWNE	27 SESE	28 SNNW	28 SENW	28 SWNE	28 SESE	25 SNNW	25 SENW	25 SWNE	25 SESE
29 LT07	28 LT08	28 LT07	28 LT08	28 NESE	27 NNSW	27 NESW	27 NWSE	27 NESE	28 NNSW	28 NESW	28 NWSE	28 NESE	25 NNSW	25 NESW	25 NWSE	25 NESE
29 SESE	28 SWSW	28 SESW	28 SWSE	28 SESE	27 SWSW	27 SESW	27 SWSE	27 SESE	28 SWSW	28 SESW	28 SWSE	28 SESE	25 SWSW	25 SESW	25 SWSE	25 SESE

Pod-C

DEC 3 1998

LISTING OF MAPS USED IN REVIEW OF THIS FILE

CLAIM NUMBER: A72-4018.

DESCRIPTION OF MAP	ID NUMBERS	MAP DATE	COPY IN FILE?
ORTHOPHOTOQUAD (OPQ)	<u>U74</u>	<u>7-24-74</u>	<u>YES</u> / NO
SCS MAP			YES / NO
AIR PHOTO			YES / NO
1:50,000 AERIAL	<u>5-7B-13</u>	<u>7-1-88</u>	YES / <u>NO</u>
BOUNDARY PLAT			YES / NO
TOPOGRAPHIC QUAD			YES / NO
GOVERNMENT LOT MAP	<u>T11 N, R18E</u>		<u>YES</u> / NO
US SOILS MAP	<u>241-157 (HAP 84 #491414)</u>	<u>1984</u>	<u>YES</u> / NO
OTHER:			
<u>Photos by SCC</u>	<u>'</u>	<u>5-25-93</u>	<u>YES</u> / NO
			YES / NO
			YES / NO
			YES / NO
			YES / NO
			YES / NO

<see 72-4018>

REMARKS:

DEC 03 1996

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y	Noted Notice Recd	6-25-93 SW	Y	6.	SW 1-24-95	SW 1-26-95	SW 1-26-95
POINT OF DIV	Y			Y Lot	1456			
SOURCE				N	1456			
PLACE OF USE	Y			Y	5,6	SW 1-26-95		
DIV. AMOUNT CES/VOLUME				Y	6.	SW 1-24-95		
CONSUMPTIVE USE				Y				
PURPOSES				N				
PERIOD OF USE				Y	6.			
BASIS OF CLAIM				Y	6.			
REMARKS	Y			Y	6.			

VERIFIED BY CODES

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

SW
4-13-93

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:54:36
06/02/92

CLAIM NUMBER: A72-04018

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J P RANCH INC C/O JUDD CRAMER HC 67 BOX 2095 CHALLIS ID 83226	12/19/1900	IRRIGATION	04-15 10-31	10.00 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	10.00 CFS	4/0.0 AFA

DEC 03 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

06:32:51
06/02/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-04018

LAST: MAKAREFIO FIRST: FRANK
ADDRESS: BOX 713
CITY: CHALLIS STATE: ID ZIP: 83226
PHONE NUMBER: 208-879-4683

OWNER CODE: 0

LAST: MAKAREFIO FIRST: BETTY L
ADDRESS: BOX 713
CITY: CHALLIS STATE: ID ZIP: 83226
PHONE NUMBER: 208-879-4683

OWNER CODE: 0

LAST: J P RANCH INC FIRST:
ADDRESS: C/O JUDD CRAMER
HC 67 BOX 2095
CITY: CHALLIS STATE: ID ZIP: 83226
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS? DATABASE FIELD
Y EXAMINER

CLAIM REMARKS: FRANK AND BETTY MAKAREFIO HAVE SOLD THIS PROPERTY ON CONTRACT TO
J. P. RANCH, INC.

DEC 03 1996

CONTACT PERSON: _____
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y(____) N(____)
ACCOMPANIED BY: _____
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / REMARKS: _____

5/25/93 Portions of the lands under question, generally all lands above the main
sec ditch. Other lands are privately ditch systems in pasture lands.

A. AD CLAIM: # 672-04018 PRIORITY DATE: 12-19-1900 STAGE: 5
B. WR RECORD: # 72-04018 PRIORITY DATE: 12-19-1900 STAGE: 5

(5)

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE N FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIM? Y(X) N()
IF YES EXPLAIN.

REMARKS:

Posted Notice indicates the intent to search and use patents
and claims 10 CTS. No proof that the use and discussion
actually began then. See 4-13-92

Copy Appeal to Sec. of History for portions of land claimed, stating the
Mineral deposits reported findings of 40 acre cultivation & Dishes.
on January 21, 1914. *Tends to support the date of 1914 as
the previous season of use.

RECOMMENDED PRIORITY DATE:

~~12-19-1900~~ 4-15-1914

REVIEWED BY

See

DATE 1/24-95

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-04018	11N	18E	14	NE	NW	SW		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

SOURCE: SALMON RIVER

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
2-04018	11N	18E	14		SE	NW	4	CUSTER

OTHER WR RECORDS WITH SAME WR POD
72-04089 A72-04089
72-07170 A72-07170
AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE

SOURCE: SALMON RIVER

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	N	Y

REMARKS:

Confirmed POD & Source by Exam & POD.
- Wing Dam begins in A72-04018 as claimed.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC.

11N 18E 14

1/4 1/4

1/4

LOT

COUNTY

NE NW SW

07

Clark

SOURCE: SALMON RIVER

TRIB: SNAKE RIVER

REVIEWED BY:

See

DATE:

1-24-95

System:

Wing Dam in Salmon River divides water to Ditch.

Fish Screen S-35 across the ditch and water is divided to gravity flood irrigation on hay ground and pasture grass. Pumps on the Ditch supply water to sprinklers above the gravity ditch systems.

Alkali Spring: (A72-4046)

this stream is seasonal & periodic in its flow rate and it all drains into the Manaspio Ditch system for use by Clement upon some lands so claimed.

A. ROOT WATER RIGHT NUMBERS: A72-04018
K72-04018

B. POUL LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECDOM. ACRES
11N	18E	1	SW	NW	5	J P RANCH INC	A72-04018 / 20.0	72-04018 / 20.0	30.0	20	20.0
			SW	NW	5	J P RANCH INC	K72-04018 / 20.0	-	/		
			SW	NW	5	J P RANCH INC	K72-04046 / 20.0	-	/		
			SW	NW	5	HUTCHENS, MARKAET	A72-10058 /	-	/		
			SW	NW	5	J P RANCH INC	A72-10224 /	-	/		
			SW	NW	4	J P RANCH INC	A72-04046 / 20.0	-	/		
			SW	NW	4	GINI, ANDREA	72-00246 /	72-00247 /	/		
			SW	NW	4	GINI, ANDREA	72-00247 /	-	/		
11E	1	1	NW	SW	6	J P RANCH INC	A72-04018 / 20.0	72-04018 / 20.0	28.0	22	22.0
			NW	SW	6	J P RANCH INC	K72-04018 / 20.0	-	/		
			NW	SW	6	J P RANCH INC	K72-04046 / 20.0	-	/		
			NW	SW	6	J P RANCH INC	A72-10223 /	-	/		
			NW	SW	6	J P RANCH INC	A72-04046 / 20.0	-	/		
11N	18E	1	SW	SW	7	J P RANCH INC	A72-04018 / 20.0	72-04018 / 20.0	20.0	8	8.0
			SW	SW	7	J P RANCH INC	K72-04018 / 20.0	-	/		
			SW	SW	7	J P RANCH INC	K72-04046 / 20.0	-	/		
			SW	SW	7	J P RANCH INC	A72-04046 / 20.0	-	/		
11N	18E	2	SE	SE	9	J P RANCH INC	A72-04018 / 10.0	72-04018 / 10.0	9.0	10	10.0
			SE	SE	9	J P RANCH INC	K72-04018 / 10.0	-	/		
			SE	SE	9	J P RANCH INC	K72-04046 / 10.0	-	/		
			SE	SE	9	J P RANCH INC	K72-07071 /	72-07071 /	/		
			SE	SE	8	HEKRICK, GERALD D.	A72-02035 / 10.0	72-02035 /	/		
			SE	SE	8	J P RANCH INC	A72-04046 / 10.0	-	/		
			SE	SE	8	J P RANCH INC	A72-07071 /	-	/		
11N	18E	1	NE	NE	1	J P RANCH INC	A72-04018 / 25.0	72-04018 / 25.0	25.0	18.5	18.5
			NE	NE	1	J P RANCH INC	K72-04046 / 25.0	-	/		
			NE	NE	1	J P RANCH INC	A72-04046 / 25.0	-	/		
			NE	NE	1	J P RANCH INC	K72-04018 / 25.0	-	/		
11N	18E	1	SW	NE	1	J P RANCH INC	A72-04018 / 8.0	72-04018 / 8.0	7.0	9.0	9.0
			SW	NE	1	J P RANCH INC	K72-04018 / 8.0	-	/		
11N	18E	1	SE	NE	4	J P RANCH INC	A72-04018 / 40.0	72-04018 / 40.0	47.0	25	25.0
			SE	NE	4	J P RANCH INC	K72-04018 / 40.0	-	/		
			SE	NE	4	MAKAFELD, FRANK	72-04046 / 32.0	-	/		
11N	18E	1	NW	SE	5	J P RANCH INC	A72-04018 / 25.0	72-04018 / 25.0	19.0	9	9.0
			NW	SE	5	J P RANCH INC	K72-04018 / 25.0	-	/		

DEC 03 1996

DEC 03 1996

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	REVIEW ACRES
			NW	SE	5	FORESTER, GEORGE E. MAKAFIO, FRANK	A72-07247 / 2.0	72-07247 / 2.0		pg. 2	
			SW	SE	8	J P RANCH INC FORESTER, GEORGE E. FORESTER, GEORGE E. MAKAFIO, FRANK	A72-04018 / 20.0 A72-07247 / 2.0 A72-10244 / 72-04046 / 40.0	72-04018 / 20.0 72-07247 / 2.0 /	13.0	pg. 2	

TOTAL ACRES A72-04018 158.00 158.00 191.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()

5.12 NWNW 1.2 ~~18.5~~ 0.5

FIELD EXAM REQUIRED? DUE TO POU DISCREPANCY? (Y/N) DATABASE FIELD EXAMINER POU COUNTY: CUSTER SENE 1.6 3.0 3.0
Y X NESE 1.6 2.0 2.0
127.0 127.0

PRESUMPTION FLAG:

REMARKS:

Confirmed for irrigation by AGO, Ben photo, Sam B system.

RECOMMENDATIONS:

TOTAL ACRES: 127.0

REVIEWED BY: Sa

DATE: 1-24-95

A. AS CLAIMED USES:

PURPOSES
A72-04018 IRRIGATION

MONTH/DAY
FROM 04-15 TO 10-31

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
10.000 CFS
10.000 CFS

B. WR RECORDED USES:

PURPOSES
72-04018 IRRIGATION

MONTH/DAY
FROM 04-15 TO 10-31

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
10.000 CFS
10.000 CFS

C. ASSUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATABASE EXAMINER
N
N
N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X)
Y() N()

Explain in remarks, below.

REMARKS:

add stream 4-15 to 10-15

SW 1-24-95

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(☒) N()

AJ TOTAL CLAIMED DIVERSION RATE: 10.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 10.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y ☒

MEASUREMENT METHOD

FLOW MEASUREMENT

SEE ATTACHED CALCULATIONS.

Q = 15.28 cfs

C. ARE OTHER WATER RIGHTS USED? Y(☒) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 72-04046

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-04018	SALMON RIVER	J P RANCH INC	10.000	0.053		
A72-02035	SALMON RIVER	HERICK, GERALD D.	0.400	0.020		
R72-04018	SALMON RIVER	J P RANCH INC	10.000	0.053		
A72-04046	ALKALI SPRING	J P RANCH INC	2.230	0.019		
R72-04046	ALKALI SPRING	J P RANCH INC	2.230	0.019		
A72-07247	SALMON RIVER	FORESTIER, GEORGE B.	0.110	0.027		
ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.						
CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME	
A72-10058	DOMESTIC	HUTCHENS, MARGARET	FROM 01-01 TO 12-31	.040 CFS		
A72-10058	STOCKWATER	HUTCHENS, MARGARET	FROM 01-01 TO 12-31	.020 CFS		

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 127 X 0.02 CFS/ACRE = 2.54 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE?

Y(X) N()

*** IF YES ADDITIONAL WATER USE FORM FILLED AND ATTACHED? Y() N(X) ***

Hubb's analysis Review:

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 470.0 AE/A

ACRES 127 X CONSUMPTIVE VOL. AE/A FOR AREA 2.5

TOTAL CONSUMPTIVE USE 317.5 AE/A

1 Pou lands under sprinkler irrigation -
70.5 Ac. x 0.02 = 1.41 cfs

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

ACRES 127 X DIVERSION VOL. AE/A FOR AREA 3.5

TOTAL DIVERSION VOLUME 444.5 AE/A

1/4

2 gravity sp. Ac. 56.5 Ac.

11 ac. Dbl = 1.05 cfs

29.5 ac Tdl = 0.75

16.0 Ac Tdl = 0.32

56.5 Ac

2,12 cfs → 2.12 cfs

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

Conservance lands:
(see attached)

1.65 cfs

3.53 cfs

Total 5.18 cfs

DEC 03 1996

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV RATE CES	REC. DIV AF/A	REC. CONS. USE
	FROM	TO			
IRRIGATION	04-15	10-15	10.000	5.18	317.5
TOTAL FOR THIS RIGHT			10.000	N/A	

REVIEWED BY:

Sw

DATE:

1-26-95

$$IP2 = 1.65 \text{ cfs}$$

$$EP9 = A72-4046 \quad 5.18 \text{ cfs}$$

~~72-440~~

W1A2NAFMDTCH

$$F01 = \rightarrow$$

$$F05 = A72-10512$$

A. CHECK ONLY THE FOLLOWING THAT APPLY:

ACCEPTED
AS CLAIMED
()
()
()
NEEDS
REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-04018

TOTAL DIVERSION RATE OF WR SPLITS 10.000

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
72-04018	872-04018	10.000	872-04018	10.000	72-04018	10.000
TOTAL CFS		10.000	10.000		10.000	

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

FIELD
EXAMINER
Y

REMARKS:

N/A

AUTHENTICATION:

SIGNATURE:

Stan Mall

DATE:

1-26-95

NAME OF FIELD EXAMINER:

TITLE:

HUBBLE ANALYSIS NOTES

1-24-95
SCC

Db1

11 AC

FLOOD PASTURE

base on 350' run*
= length 1370'

{ 6 SWNW S.1
3 SENE S.2
2 NESE S.2
11 AC.

FIR Q = 1.05 cfs

(0.0955 cfs/AC)

Td1

29.5
~~28~~ AC

FLOOD PASTURE

base on 350' run*
= length 3485'

{ 1 NWSW S.1
8 SWSW S.1
10 SESE S.2
~~10~~ NENE S.1
0.5 NWNW S.12
28 AC.
29.5

FIR Q = ^{0.75}~~0.77~~ cfs

(0.0254 cfs/AC)

Td1

¹⁹
(16) ~~18~~ AC

FLOOD
ALFALFA

{ 6 SENE S.11
1 SENE S.11
9 NWSE S.11
16 AC.

(^{2000'}
2240' length) base on 350' run.*

FIR Q = 0.28 cfs

(0.0156 cfs/AC)

* ALLOW = ~~0.36~~ cfs

(0.02 cfs/A)

~~0.38~~ 0.32 cfs

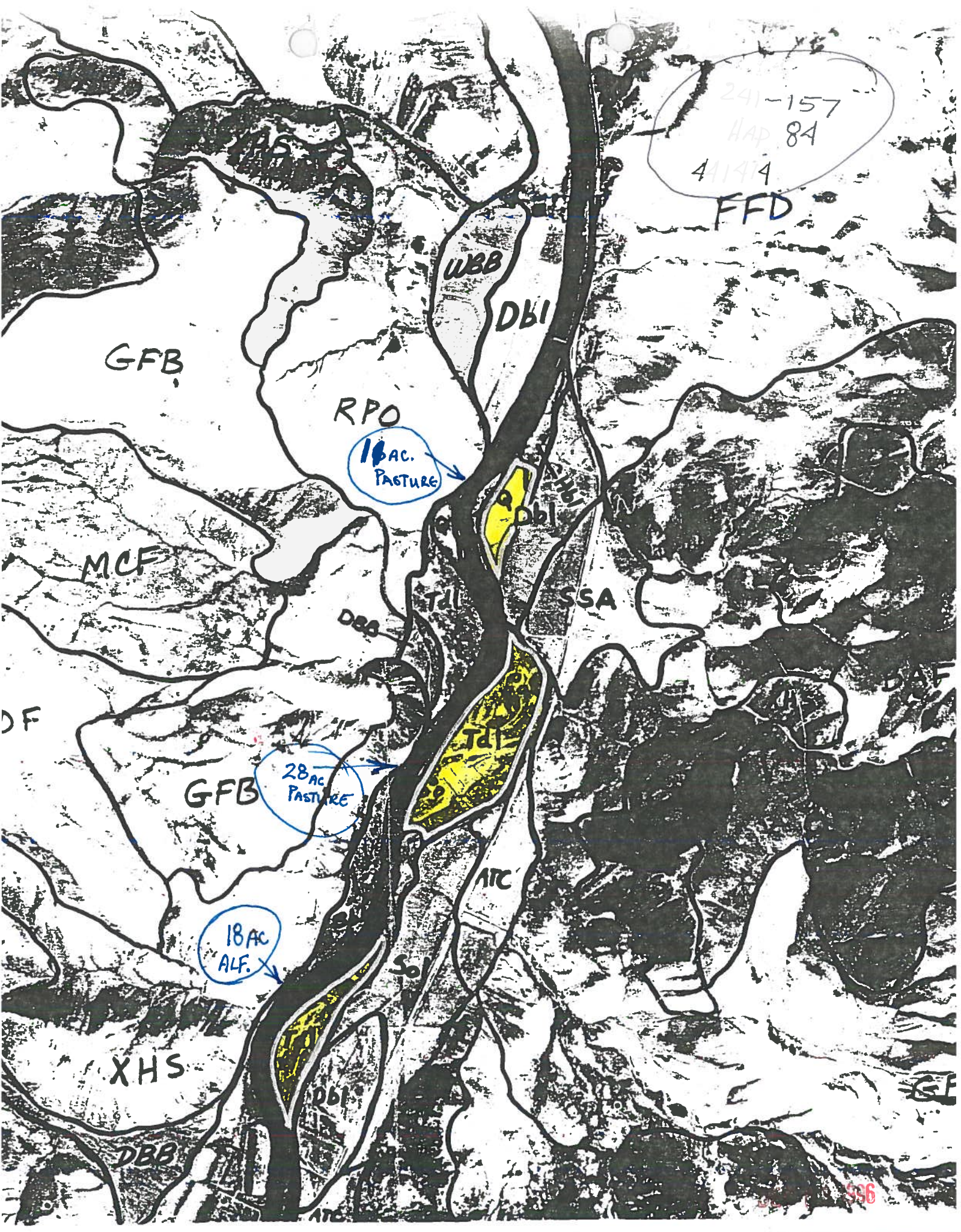
* Operator never supplied actual
rotation, run, set times.

A72-04018

HUBBLE NOTES

DEC 03 1996

241-157
HAP 84
41144
FFD



GRADED BORDER EVALUATION

Job name: A72-04018
By: SCC

Location: DB1 11 AC PASTURE
Date: Jan 24, 1995

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0100 ft/ft Border width (W)= 63 ft
Net application (Fn)= 1.67 inches Border length (L)= 350 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
1.00	Gross depth is less than required gross application depth					
1.01	Gross depth is less than required gross application depth					
1.02	Gross depth is less than required gross application depth					
1.03	Gross depth is less than required gross application depth					
1.04	Gross depth is less than required gross application depth					
1.05	0.017	16.46	14.63	0.16	10.1	
1.06	0.017	16.61	14.63	0.31	10.1	
1.07	0.017	16.77	14.63	0.47	10.0	
1.08	0.017	16.93	14.63	0.63	9.9	
1.09	0.017	17.08	14.63	0.78	9.8	
1.10	0.017	17.24	14.63	0.94	9.7	

$$\frac{1.05 \text{ cfs}}{11 \text{ Ac}} = 0.0955 \text{ cfs/Ac}$$

DEC 03 1996

SOIL CHARACTERISTICS

Soil Type = DB1; DAWTONIA...GRAVELLY LOAM
Source of Soils Data = Printout From SCS State Office

CLAIM NO. --- A72-04018
AGENT ----- SCC
DATE ----- 01/24/95

Lotus Program:
IRR-PRAC.WK3
Date form revised:
4/21/93 by KKC

soil depth (inches)		AWC (in/in)		PH		organic (%)		soil depth (ft)	AWC	intake family
lower	upper	lower	upper	lower	upper	lower	upper			flood furrow
0	4	0.11	0.13	6.6	7.8	1	2	1	1.67	2 0.55
4	11	0.14	0.18	7.9	9			2	1.74	
11	60	0.05	0.09	7.9	9			3	3.35	
								4	4.19	alternate
								5	5.03	method
										NA NA

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (INCHES)	MAD	FIELD NOTES AND CALCULATIONS			
				FIELD 1	FIELD 2	FIELD 3	FIELD 4
				FIELD WIDTH	1370	0	
				IRRIGATION DAYS	7.2		
				DRY DAYS	0		
				SET TIME(hours)	8		
alfalfa (hay or seed)	5	0.5	2.52	CALCULATED RUN (run = acres*43560/width)			
corn (field or silage)	4	0.5	2.09	RUN = 350			
grain (winter or spring)	4	0.5	2.09	CALCULATED BORDER WIDTH (ditch length/irr days * cha			
pasture (or grass hay)	3	0.5	1.67	WIDTH = 63			
other (enter below)				THEORETICAL ROTATION (mad/net irr req in inches per			
				SELECTED MAD = 1.67			
				ROTATION = 7.2 DAYS			

PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = CHALLIS
Figure No = 10-15

crop	acres	system	recomm. eff.	Net Irrigation Requirement (mm/day)						
				mar	apr	may	jun	jul	aug	sep
PASTURE	11	FLOOD			1.47	3.84	4.87	5.86	4.56	3.23
ALFALFA		FLOOD	10.9		1.28	4.51	5.65	6.25	4.45	2.52

Summary 11 1.47 3.84 4.87 5.86 4.56 3.23 2.07

Peak Net Irrigation Requirement (mm/day) = 5.86

Program Operation based upon "GUIDELINES FOR THE EVALUATION OF IRRIGATION DIVERSION RATES"
HUBBLE ENGINEERING INC. OCTOBER 1991
Soil Characteristics based upon SOIL CONSERVATION SERVICE STUDIES
Peak Irrigation Diversion based upon ALLEN & BROCKWAY WEATHER INFORMATION 1983

DEC 03 1996

GRADED BORDER EVALUATION

Job name: A72-04018
By: SCC

Location: TD1; 28 AC PASTURE
Date: Jan 24, 1995

Roughness coefficient (n)= 0.250 Intake family (If)=1.00
Slope (S)= 0.0100 ft/ft Border width (W)= 75 ft
Net application (Fn)= 3.56 inches Border length (L)= 350 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.70	Gross depth is less than required gross application depth					
0.71	0.009	9.35	5.67	0.12	38.1	
0.72	0.010	9.48	5.67	0.25	37.6	
0.73	0.010	9.61	5.67	0.38	37.0	
0.74	0.010	9.74	5.67	0.51	36.5	
0.75	0.010	9.87	5.67	0.64	36.1	
0.76	0.010	10.01	5.67	0.78	35.6	
0.77	0.010	10.14	5.67	0.91	35.1	
0.78	0.010	10.27	5.67	1.04	34.7	
0.79	0.011	10.40	5.67	1.17	34.2	
0.80	0.011	10.53	5.67	1.30	33.8	

$$\frac{0.71 \text{ cfs}}{28 \text{ Ac}} = 0.025 \text{ cfs/Ac.}$$

DEC 03 1996

CLAIM NO. --- A72-04018
 AGENT ----- SCC
 DATE ----- 01/24/95

Lotus Program:
 IRR-PRAC.WK3
 Date form revised:
 4/21/93 by KKC

 SOIL CHARACTERISTICS

Soil Type = TD1 BIGRANT... SILT LOAM W/ SOME CLAY
 Source of Soils Data = Printout From SCS State Office

soil depth (inches)		AWC (in/in)		PH		organic (%)		soil depth (ft)	AWC (inches)	intake family	
lower	upper	lower	upper	lower	upper	lower	upper			flood	furrow
0	19	0.19	0.21	7.9	9	2	4	1	2.40	1	0.4
19	29	0.18	0.21	7.4	9			2	2.60		
29	60	0.18	0.21	7.4	7.8			3	7.12		
								4	9.46	alternate	
								5	11.79	method	
										NA	NA

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (INCHES)	MAD (INCHES)	FIELD NOTES AND CALCULATIONS			
				FIELD 1	FIELD 2	FIELD 3	FIELD 4
				FIELD WIDTH	3485	0	
				IRRIGATION DAYS	15.4		
				DRY DAYS	0		
				SET TIME(hours)	8		
				CALCULATED RUN (run = acres*43560/width)			
				RUN =	350		
				CALCULATED BORDER WIDTH (ditch length/irr days * cha			
				WIDTH =	75		
				THEORETICAL ROTATION (mad/net irr req in inches per			
				SELECTED MAD =	3.56		
				ROTATION =	15.4 DAYS		

 PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = CHALLIS
 Figure No = 10-15

crop	acres	system	recomm. eff.	Net Irrigation Requirement (mm/day)							
				mar	apr	may	jun	jul	aug	sep	oct
PASTURE	28	FLOOD	14.3		1.47	3.84	4.87	5.86	4.56	3.23	2.07
ALFALFA		FLOOD			1.28	4.51	5.65	6.25	4.45	2.52	0.7

Summary	28		14		1.47	3.84	4.87	5.86	4.56	3.23	2.07
Peak Net Irrigation Requirement (mm/day) =					5.86						

 Program Operation based upon "GUIDELINES FOR THE EVALUATION OF IRRIGATION DIVERSION RATES"
 HUBBLE ENGINEERING INC. OCTOBER 1991
 Soil Characteristics based upon SOIL CONSERVATION SERVICE STUDIES
 Peak Irrigation Diversion based upon ALLEN & BROCKWAY WEATHER INFORMATION 1983

DEC 03 1996

GRADED BORDER EVALUATION

Job name: A72-04018
By: SCC

Location: TD1; 18 AC ALFALFA
Date: Jan 24, 1995

Roughness coefficient (n)= 0.150 Intake family (If)=1.00
Slope (S)= 0.0100 ft/ft Border width (W)= 29 ft
Net application (Fn)= 5.90 inches Border length (L)= 350 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.20	Gross depth is less than required	gross application depth				
0.21	Gross depth is less than required	gross application depth				
0.22	Gross depth is less than required	gross application depth				
0.23	Gross depth is less than required	gross application depth				
0.24	Gross depth is less than required	gross application depth				
0.25	Gross depth is less than required	gross application depth				
0.26	Gross depth is less than required	gross application depth				
0.27	Gross depth is less than required	gross application depth				
0.28	0.010	9.53	3.33	0.31	61.9	(4)
0.29	0.010	9.87	3.33	0.65	59.8	(4)

(4) Less than minimum recommended depth of flow.

$$\frac{0.28 \text{ cfs}}{18 \text{ Ac.}} = 0.0156 \text{ cfs}$$

*allow 0.02 cfs/Ac.

$$18 \times 0.02 = \underline{\underline{0.36 \text{ cfs}}}$$

DEC 03 1996

CLAIM NO. --- A72-04018
 AGENT ----- SCC
 DATE ----- 01/24/95

Lotus Program:
 IRR-PRAC.WK3
 Date form revised:
 4/21/93 by KKC

 SOIL CHARACTERISTICS

Soil Type = TD1 BIGRANT... SILT LOAM W/ SOME CLAY
 Source of Soils Data = Printout From SCS State Office

soil depth (inches)		AWC (in/in)		PH		organic (%)		soil depth (ft)	AWC	intake family	
lower	upper	lower	upper	lower	upper	lower	upper			flood	furrow
0	19	0.19	0.21	7.9	9	2	4	1	2.40	1	0.4
19	29	0.18	0.21	7.4	9			2	2.60		
29	60	0.18	0.21	7.4	7.8			3	7.12		
								4	9.46	alternate	
								5	11.79	method	
										NA	NA

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (INCHES)	MAD
alfalfa (hay or seed)	5	0.5	5.90
corn (field or silage)	4	0.5	4.73
grain (winter or spring)	4	0.5	4.73
pasture (or grass hay)	3	0.5	3.56
other (enter below)			

FIELD NOTES AND CALCULATIONS

	FIELD 1	FIELD 2	FIELD 3	FIELD 4
FIELD WIDTH	2240	0		
IRRIGATION DAYS	25.6			
DRY DAYS	0			
SET TIME(hours)	8			
CALCULATED RUN (run = acres*43560/width)				
RUN =	350			
CALCULATED BORDER WIDTH (ditch length/irr days * cha				
WIDTH =	29			
THEORETICAL ROTATION (mad/net irr req in inches per				
SELECTED MAD =	5.9			
ROTATION =	25.6 DAYS			

 PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = CHALLIS
 Figure No = 10-15

		recomm. eff.	Net Irrigation Requirement (mm/day)							
crop	acres	system	mar	apr	may	jun	jul	aug	sep	oct
PASTURE	18	FLOOD	14.3	1.47	3.84	4.87	5.86	4.56	3.23	2.07
ALFALFA		FLOOD		1.28	4.51	5.65	6.25	4.45	2.52	0.7

Summary 18 14 1.47 3.84 4.87 5.86 4.56 3.23 2.07
 Peak Net Irrigation Requirement (mm/day) = 5.86

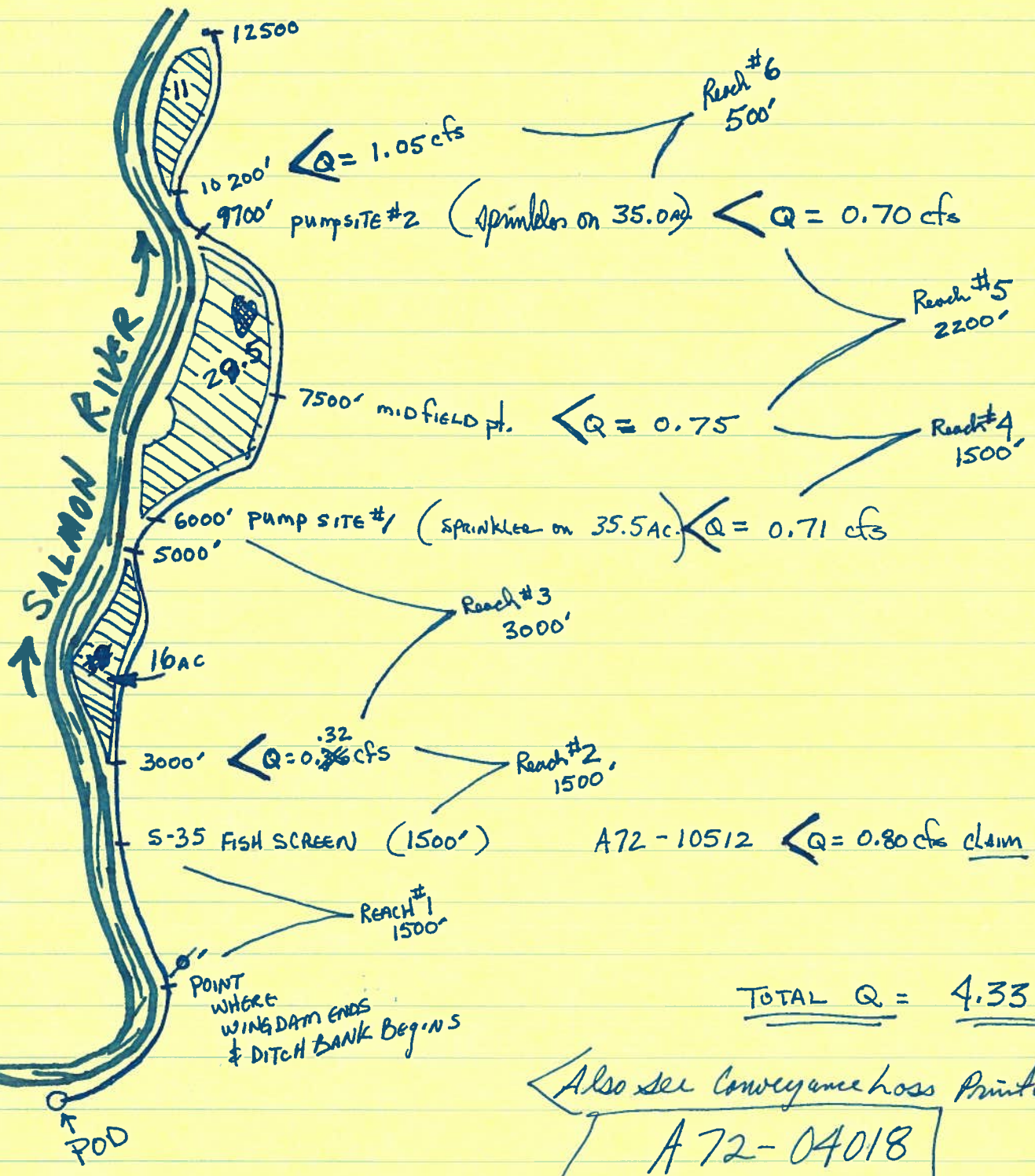
 Program Operation based upon "GUIDELINES FOR THE EVALUATION OF IRRIGATION DIVERSION RATES"
 HUBBLE ENGINEERING INC. OCTOBER 1991
 Soil Characteristics based upon SOIL CONSERVATION SERVICE STUDIES
 Peak Irrigation Diversion based upon ALLEN & BROCKWAY WEATHER INFORMATION 1983

DEC 03 1996

CONVEYANCE LOSS REVIEW

1-24-95
SC

Ave. WIDTH: 11 feet



DEC 03 1996

CONVEYANCE LOSS - WORSTELL

AGENT -----SCC
 DATE -----26-Jan-95
 CONVEYANCE OR
 SOURCE NAME -----MARRAFIO DITCH; SALMON RIVER
 RELATED CLAIMS -A72-04018

Value
 Based on gravel of the
 first section of Ditch thru
 the remainder is Td1 soil,
 Silt down w/ clay value = 1.00.

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	1500	11.0	2.00	0.42	0.80	4.33	0.0963	0.08	6.06
2	1500	11.0	2.00	0.42	0.32	3.53	0.1181	0.07	4.85
3	3000	11.0	1.00	0.42	0.71	3.21	0.1299	0.24	4.11
4	1500	11.0	1.00	0.21	0.75	2.50	0.0834	0.32	2.98
5	2200	8.0	1.00	0.22	0.70	1.75	0.1271	0.39	2.02
6	500	8.0	1.00	0.05	1.05	1.05	0.0481	0.63	1.10
7				0.00		0.00	0.0000	0.00	-0.00
8				0.00		0.00	0.0000	0.00	-0.00
9				0.00		0.00	0.0000	0.00	-0.00
10				0.00		0.00	0.0000	0.00	-0.00
11				0.00		0.00	0.0000	0.00	-0.00
12				0.00		0.00	0.0000	0.00	-0.00
13				0.00		0.00	0.0000	0.00	-0.00
14				0.00		0.00	0.0000	0.00	-0.00
15				0.00		0.00	0.0000	0.00	-0.00
16				0.00		0.00	0.0000	0.00	-0.00
17				0.00		0.00	0.0000	0.00	-0.00
18				0.00		0.00	0.0000	0.00	-0.00
19				0.00		0.00	0.0000	0.00	-0.00
20				0.00		0.00	0.0000	0.00	-0.00
TOTALS	10200			1.73	4.33			1.73	

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH

CONVEYANCE LOSS - WORSTELL

AGENT -----SCC
 DATE -----26-Jan-95
 CONVEYANCE OR
 SOURCE NAME -----SALMON RIVER; MARRAFIO DITCH
 RELATED CLAIMS -A72-04018

C value = 1.00
Buadon Td1 soil: Silt loam w/ some clay

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	1500	11.0	1.00	0.21	0.80	4.33	0.0481	0.04	5.65
2	1500	11.0	1.00	0.21	0.32	3.53	0.0590	0.03	4.64
3	3000	11.0	1.00	0.42	0.71	3.21	0.1299	0.17	4.11
4	1500	11.0	1.00	0.21	0.75	2.50	0.0834	0.24	2.98
5	2200	8.0	1.00	0.22	0.70	1.75	0.1271	0.31	2.02
6	500	8.0	1.00	0.05	1.05	1.05	0.0481	0.52	1.10
7				0.00		0.00	0.0000	0.00	-0.00
8				0.00		0.00	0.0000	0.00	-0.00
9				0.00		0.00	0.0000	0.00	-0.00
10				0.00		0.00	0.0000	0.00	-0.00
11				0.00		0.00	0.0000	0.00	-0.00
12				0.00		0.00	0.0000	0.00	-0.00
13				0.00		0.00	0.0000	0.00	-0.00
14				0.00		0.00	0.0000	0.00	-0.00
15				0.00		0.00	0.0000	0.00	-0.00
16				0.00		0.00	0.0000	0.00	-0.00
17				0.00		0.00	0.0000	0.00	-0.00
18				0.00		0.00	0.0000	0.00	-0.00
19				0.00		0.00	0.0000	0.00	-0.00
20				0.00		0.00	0.0000	0.00	-0.00
TOTALS	10200			1.32	4.33			1.32	

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH

SEEPAGE = SOIL SEEPAGE RATE OF REACH
WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD
DELIVERY = TOTAL DELIVERIES IN REACH
DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)
LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT
DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH

DEC 03 1996

CONVEYANCE LOSS - WORSTELL

AGENT -----SCC
 DATE -----26-Jan-95
 CONVEYANCE OR
 SOURCE NAME -----SALMON RIVER; MARRAFIO DITCH
 RELATED CLAIMS -A72-04018

C value = 2.00
For comparison if
in a gravel ditch.

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	1500	11.0	2.00	0.42	0.80	4.33	0.0963	0.08	6.96
2	1500	11.0	2.00	0.42	0.32	3.53	0.1181	0.07	5.74
3	3000	11.0	2.00	0.83	0.71	3.21	0.2597	0.34	5.01
4	1500	11.0	2.00	0.42	0.75	2.50	0.1668	0.48	3.46
5	2200	8.0	2.00	0.44	0.70	1.75	0.2541	0.63	2.30
6	500	8.0	2.00	0.10	1.05	1.05	0.0963	1.04	1.15
7				0.00		0.00	0.0000	0.00	-0.00
8				0.00		0.00	0.0000	0.00	-0.00
9				0.00		0.00	0.0000	0.00	-0.00
10				0.00		0.00	0.0000	0.00	-0.00
11				0.00		0.00	0.0000	0.00	-0.00
12				0.00		0.00	0.0000	0.00	-0.00
13				0.00		0.00	0.0000	0.00	-0.00
14				0.00		0.00	0.0000	0.00	-0.00
15				0.00		0.00	0.0000	0.00	-0.00
16				0.00		0.00	0.0000	0.00	-0.00
17				0.00		0.00	0.0000	0.00	-0.00
18				0.00		0.00	0.0000	0.00	-0.00
19				0.00		0.00	0.0000	0.00	-0.00
20				0.00		0.00	0.0000	0.00	-0.00
TOTALS	10200			2.63	4.33			2.63	

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH

NAME OF STREAM OR DITCH MARAFFIO DITCH; SALMON RIVER
 LOCATION ----- BELOW FISH SCREEN S35, 50 FT
 PURPOSE OF MEASUREMENT -- ADJUDICATION REVIEW
 BASIS OF VELOCITY CALCULATIONS
 IF YOU ARE USING A PYGMY METER ENTER ----- 1
 IF YOU ARE USING A AA METER ENTER ----- 2
 ENTRY ----- 2
 FOLLOWING THE LAST ENTRY IN:
 "DISTANCE FROM INIT PT" ENTRY MUST = "END"

WATER RIGHT NUMBER IF APPLICABLE -----
 AGENT CONDUCTING MEASUREMENT & DATE --
 ACCOMPANIED BY -----
 PREMEASUREMENT SPIN TEST (MIN/SEC) ---
 POST MEASUREMENT SPIN TEST (MIN/SEC) -
 SCC 6-15-93
 N/A
 OK 3:00
 OK

INITIAL POINT	ANGLE OF COEFFICIENT	DISTANCE FROM INIT PT	DEPTH IN FEET	CALC DEPTH	1ST REVS	VELOCITY DATA		CALC WIDTH	AREA IN SQ FT	CALCULATED VELOCITY			DISCHARGE IN CFS
						1ST MEASUREMENT TIME/SEC	2ND MEASUREMENT TIME/SEC			1ST POINT VELOCITY	2ND POINT VELOCITY	MEAN VELOCITY	
0.50		0.75	0.20	0.10	8	58.0		0.13	0.013	0.32		0.16	0.00
1.00		1.00	0.55		10	53.0		0.25	0.050	0.43		0.32	0.02
2.00		2.00	1.00		13	44.0		0.63	0.344	0.66		0.43	0.15
3.00		3.00	1.20		16	41.0		1.00	1.000	0.87		0.66	0.66
4.00		4.00	1.45		30	42.0		1.00	1.200	1.58		0.87	1.04
5.00		5.00	1.45		38	45.0		1.00	1.450	1.86		1.58	2.29
6.00		6.00	1.30		35	43.0		1.00	1.300	1.79		1.86	2.70
7.00		7.00	1.25		32	44.0		1.00	1.250	1.61		1.79	2.33
8.00		8.00	1.10		26	42.0		1.00	1.100	1.37		1.61	2.01
9.00		9.00	1.10		26	44.0		1.00	1.100	1.31		1.37	1.51
10.00		10.00	0.90		26	55.0		1.00	0.900	1.05		1.31	1.44
11.00		11.00	0.35		0			0.75	0.263	0.74		1.05	0.95
11.50		11.50		0.18				0.25	0.044			0.00	0.19
END													15.09

15.28 cfs

Calculated flow for last station
 based on 70% velocity of previous
 station.

10-20-93
 sec

Water Right No.
(if applicable)

A. GENERAL INFORMATION

1. Name of stream or ditch: Marraffio Ditch; Salmon R. .92
2. Location: FISH SCREEN @ Mile Post 229 S35 (Below Screen) .93
3. Person conducting measurement: _____ .94
4. Date and time of measurement: 6-15-93 .95
5. Accompanied by: N/A .96
6. Measuring device size and ID no.: AA #090148 .97
7. Spin test before measurement OK? yes 3 min after measurement OK? o/c .98
8. Purpose of measurement: AJ Dams .99

B. MEASUREMENT DATA

[illegible]

A 12-4046

IN THE UNITED STATES LAND OFFICE, DEPARTMENT OF THE INTERIOR.

Before the SECRETARY OF THE INTERIOR.

in the Matter of D.S.F. of
Philip Maraaffio, Bailey, Idaho,
Serial No. 012034, for lots 4,
S. 8, Sec. 11, T. 11 N.,
R. 18 E., S.M.

A P P E A L .

On August 12, 1916, The United States Land Office at
Bailey, Idaho, wrote to the above named Philip Maraaffio, advising
him that

Under date of August 8, 1916, ("78" - ABO) the
Commissioner of the General Land Office advised that
action is to be withheld in connection with your
entry pending power-site legislation, as set forth
in letter above referred to, copy of which is enclosed"
and further advising him that he had thirty days from notice within

which to appeal from the said decision to the Secretary of the Interior.
This notice was not received by the entryman until on or about the
28th. day of August, 1916, as will appear from the registry receipt
signed by the applicant or his agent when said notice was received
from the post-office, in view of which this appeal is taken within the
time specified.

Claimant respectfully refers you to the aforesaid letter
of August 8, 1916, ("78 - ABO) wherein it is shown that he filed his
application to enter this land on September 20, 1912, and upon the
application being rejected for conflict with a power site reserve, he
filed his affidavit showing that he took possession of the land in
April, 1905, and that he had fenced 60 acres and cultivated and
irrigated 40 acres.

Notwithstanding the fact that this land was included in
Power Site Reserve No. 223 by Executive Order of November 12, 1911,
his equities were such that his application to enter was allowed on
October 5, 1912.

A mineral inspector, reporting on January 21, 1914, said
the claimant took possession of the land in 1907. This is in conflict
with the date set by the claimant, to-wit, April, 1905, if there is no
error in that respect in the said letter of August 8, 1916, but in
any event, the claimant is shown to have taken possession of the land
and begun improvements thereon at least nine years ago. The inspector
found improvements consisting of 1 1/2 miles of ditch, 1 1/2 miles of fence
and 40 acres in cultivation.

Since he took possession of this land, the entryman has
had continuous possession of the same. Since his application to enter

*additional
proof of
priority*

A72-4018

*1-24-95
su*

DEC 13 1996

was allowed in the face of this power site question on October 5, 1912, he has considered that question settled and, believing the land to be his sole property so long as he complied with the desert land laws governing the same, in due course he made final proof. The said letter says: "The entry and proof record has been examined in this office and found sufficient."

Claimant is informed that action on his claim is to be withheld pending power site legislation. We are not informed whether any power site legislation has been enacted since the said letter of August 2nd was written, or whether there is any likelihood of that such legislation will be enacted in the future but it does seem that the Department would not be acting in good faith with this entryman in permitting him to hold this land for a period of nine years or more, expending money in reclaiming the same from its desert condition and considering it his own if it should now inform him that, though he has complied with every condition required of him, the land will be taken from him to be held for some power site legislation or purpose which may or may not materialize.

But the Department has gone farther in this matter than is indicated in the said letter to convince the entryman that the power site question was settled when his application to enter was allowed.

On April 26, 1916, Final Certificate for this land was issued to the entryman. A final certificate is evidence of the equitable title in the holder thereof and is practically equivalent to a patent, the only real difference between the two being that jurisdiction to cancel the final certificate lies in the Department while, generally jurisdiction to cancel the patent lies only with the United States courts. But patents or final certificates are not usually canceled except for some act of fraud or neglect on the part

31 Lane

"The power to cancel"

deprive any person of land lawfully entered and paid for.
Cornelius vs. Kessel, 128 U.S. 456, 9 S.Ct.122, 32 L.ed.482;
Stimson Land Co. vs. Rawson, 62 Fed.426."

"The power of the commissioner of the general land office to cancel entries to public lands after final proof has been made and a final certificate issued extends only to cases of entries made upon false testimony or without authority of law." Stimson vs. Clark, 45 Fed.760.

The entryman is informed by the duplicate final certificate which he holds that "on presentation of this certificate to the COMMISSIONER OF THE GENERAL LAND OFFICE, the said Philip Maraffio shall be entitled to receive a Patent for the land above described if all then be found regular." Surely in this case all has been found regular in so far as any act or duty of the entryman is concerned. Though the land involved, being a desert land entry, is not, according to the Department's ruling stated in the said letter, technically within the exceptions to the act of July 25, 1910, it is a part of the entryman's home and in that event he is a bona fide settler thereon.

In view of all the circumstances in this case, you are herein respectfully petitioned to order the objections relating to power sites or power site legislation withdrawn and permit the said entry to go to patent in due course of procedure.

Dated this 18th day of September, 1916.

Attorney for entryman Philip
Maraffio residing at Challis,
Idaho.

DEC 23 1916

SQUANOK
see file

field Notes
7-8-93
Sc

JP ranch

— 4018

Flood:

Rot:

Set:

Run:

— 4046

spring

→ dumps to Ditch to Supplement 4018
Need Meas:

A72-7071

alkaline Spring

STOCK WATER

1 1/4 plastic pipe to Tank

(*) John will
gather
Hubble
info

A72-4018 - S.R. from Ditch
~~surface~~

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A72-04018

A72-04046

RE: ownership + diversion of lands irrigated

DATE 5-25-93

NAME OF PARTY

WAYNE WAGLEY

(IRRIGATOR & HIRED HAND for
JP RANCHES)

Met in the field where I was noting irrigated acres + locating Ditches + POD's. I explained why I was there and asked about the land @ mile Marker 230 (T11N, R18E, S11, S. edge of NE 1/4)

He said JP Ranches owned the land but may sell soon... Didn't know if he should tell me that.

He said no Diversions are made from the River Directly all pumps + Ditches are from the Main Ditch.

This is the same JP Ranches as found on the EAST Fork.

(see also photos Roll 172-5)

DEC 03 1996

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A72-4018

JP RANCHES



← CORNER IS NOT IRR.
STACK YARD



E LINE ALONG
SOUTH EDGE OF PLACE OF USE.



View North

↑
GRAVEL PIT
AREA

MARAFFIO
RANCH

A72-4018

DEC 03 1996



A72-4046

JP RANCHES

DEC 03 1996



CORNER
STACKYARD
NOT IRRIGATED

NOTE IRRIGATION
EAST OF HIGHWAY
ON HILLSIDE.



↑
GRAVEL PIT

ENCE LINE
OF PLACE OF USE



FISH SCREEN
S-35

MARRAFIO
DITCH

11-2-93



Photo:
R72-39
by Sca

DEC 03 1996



FISH SCREEN
S-35

MARRAFIO
DITCH

~~9-1-93~~
11-2-93



Photo: R72-39
by SEC

DEC 03 1996

Water Right Number - 72-04018

Prefix Translation:

WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***
MARAFFIO

FRANK

1 -
2 -
3 -

City- CHALLIS
Phone -

State- ID Zip- 83226

Priority Date - 12/19/1900

Region - 17 SOUTHERN

Stage - S - STATUTORY CLAIM

Status -

Source - SALMON RIVER

Tributary - SNAKE RIVER

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Stream Index (Blank if no Index Code)
11N	18E	14	SE NW	4		(37) CUSTER		

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/15	10/31		10.000	

Total Div. Rate - 10.000

Total Div. Volume - 10.000

Total Div. Capacity -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
11N	18E	1	SW NW	5	20.0	01 IRRIGATION		(37) CUSTER	
11N	18E	1	NW SW	6	20.0	01 IRRIGATION		(37) CUSTER	
11N	18E	1	SW SW	7	20.0	01 IRRIGATION		(37) CUSTER	
11N	18E	2	SE SE	9	10.0	01 IRRIGATION		(37) CUSTER	
11N	18E	11	NE NE	1	25.0	01 IRRIGATION		(37) CUSTER	
11N	18E	11	SW NE		8.0	01 IRRIGATION		(37) CUSTER	
11N	18E	11	SE NE	4	40.0	01 IRRIGATION		(37) CUSTER	
11N	18E	11	NW SE	5	25.0	01 IRRIGATION		(37) CUSTER	
11N	18E	11	SW SE	8	20.0	01 IRRIGATION		(37) CUSTER	
Total Acres:					188.0				

- - - Diversion Means -

- - - Non-Irrigation Use -

- - - Other Rights for Same Use -

- - - Remarks -

- - - No Remarks found.

Water right number - 72-04018

Prefix Translation:

WATER RIGHT

+ - - - - Old Water Right Numbers - - - - -

+ - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + - - - Decree Defendant - - - +
+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - 10/22/87 05/28/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 05/06/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		