

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: A71-00030C
Date Received: 12/19/1989
Receipt No: S010717
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: THE ANDREW & LINDA LAWLER FAMILY TRUST 714-646-6652
Address: 2691 BAYSHORE DR
NEWPORT BEACH CA 92663

2. Date of Priority: JUN 9, 1908

3. Source: FISHER CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	14E	3	NW	NW	SW		CUSTER
		4	NE	SW	NE		CUSTER
			SE	SE	NE		CUSTER

5. Description of diverting works:
DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.400		

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

8. Total consumptive use is 463.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER/200 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	14E	4	NE	NE		IRR	40.0
			NW	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08N	14E	4	SE		NE		IRR	10.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	15.0

Section Acres 185.0

Total Acres 185.0

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:
A71-00031, A71-00037

14. Remarks:

INSTREAM STOCKWATER USE IS USED FROM THE WATERS DESCRIBED HEREIN
FOR 200 HEAD RANGE CATTLE.

10/30/96 tf: OWNERSHIP CHANGE STONE TO LAWLER.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/16/1940

DAN J. CAVANAGH
Decree Plaintiff

WM. MERRITT, ET AL.
vs Decree Defendant



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

November 18, 1996

THE ANDREW AND LINDA LAWLER FAMILY TRUST
2691 BAYSHORE DR
NEWPORT BEACH CA 92663

RE: SRBA Claim(s) A71-00030C, A71-00031B, A71-00037B

Dear Claimants:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer record of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script that reads 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

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

JUL 17 1996

DATE OF CLOSING: 7-12-96

LEGAL DESCRIPTION OF PROPERTY: Township 8N Range 14E Department of Water Resources
Section , 1/4 of 1/4 of 1/4, Govt. Lot , BM. Southern Region
Lot , Block, , Subdivision/Townsite .

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

☐ 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: A71-00030C - A71-00031B - A71-00037B

☒ Name and Address of Former Owner/Claimant(s)(Seller): Richard Larry Stone
3888 State Street
Santa Barbara, CA 93105

☒ New Owner/Claimant (Purchaser): Andrew Lawler and Linda Lawler, Trustees of The Andrew and Linda Lawler Family Trust

☒ New Mailing Address: 2691 Bayshore Drive
Newport Beach, CA 92663

☒ New Telephone Number: (714) 646 - 6652

☒ 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: Warranty Deed ~~and Quitclaim Deed~~

(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 _____

☒ Signature of Former Owner/Claimant(s): Richard Larry Stone Date 7/10/96

(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

Water Right Number - R71-00030C

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - - - - First Name - - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

LAWLER FAMILY TRUST

THE ANDREW & LINDA

1 - 2691 BAYSHORE DR

2 -

3 -

City- NEWPORT BEACH

State- CA Zip- 92663

Phone - 714-646-6652

*** O - ORIGINAL OWNER ***

STONE

RICHARD LARRY

1 - PO BOX 1300

2 -

3 -

City- SUN VALLEY

State- ID Zip- 83353

Phone - 208-000-0000

+ - - Priority Date - - +

06/09/1908

+ - - Region - - - +

17 SOUTHERN

+ - - Stage - - - +

D - DECREED

+ - - Status - - - +

+ - - Source - - - - +

FISHER CREEK

+ - - Tributary - - - - +

SALMON RIVER

Tw	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
08N	14E	3	SW SW NW		(37)	CUSTER	

+ - - Code

01 - IRRIGATION

+ - - Diversion Rate

1.310

+ - - Diversion Volume

0.0

+ - - Total Div. Rate - +

1.310

+ - - Total Div. Volume - +

0.0

+ - - Total Consumptive Use - +

0.0

+ - - KW Usage - +

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
08N	14E	4	NE NE	1	13.0	01	IRRIGATION	CUSTER	(37)
08N	14E	4	NW NE	2	35.0	01	IRRIGATION	CUSTER	(37)
08N	14E	4	SW NE		0.5	01	IRRIGATION	CUSTER	(37)
08N	14E	4	SE NE		10.0	01	IRRIGATION	CUSTER	(37)
08N	14E	4	NE NW	3	31.0	01	IRRIGATION	CUSTER	(37)
08N	14E	4	NW NW	4	20.0	01	IRRIGATION	CUSTER	(37)

Total Acres:

109.5

+ - - Diversion Means - HEADGATE TO EARTHEN DITCHES

+ - - Non-Irrigation Use - STOCKWATER/200 RANGE CATTLE INCIDENTAL TO IRRIGATION

+ - - Other Rights for Same Use - 71-00031B & 71-00037B

“DO NOT FILM”

Water right number - R71-00030C Prefix Translation: RESEARCH

GEN USE OF THE COMBINED RIGHTS LISTED BELOW ARE LIMITED TO A
TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 219.0 AF, AND TO
THE IRRIGATION OF A COMBINED TOTAL OF 109.5 ACRES IN A SINGLE
IRRIGATION SEASON.
COMBINED RIGHT NOS.: 71-00030C, 71-00031B & 71-00037B.
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 71-00028, 71-00029, 71-00030C &
71-00031B; ADDITIONALLY 71-10763 & 71-00037B ARE RE-DIVERTED
AT THE SAME POINT OF DIVERSION.

7100030 Old Water Right Numbers

C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

DAN J. CAVANAGH Decree Plaintiff + Decree Defendant + Decree Date +
WM. MERRITT, ET AL. 01/16/1940

Date: 03/07/1994 User Id: MERRITT Subject: COPIED FROM REMARKS
INSTREAM STOCKWATER USE IS USED FROM THE WATERS DESCRIBED HEREIN FOR 200 HEAD RANGE CATTLE.
Date: 10/30/1996 User Id: TFWCETT Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGED PER WARRANTY DEED STONE TO LAWLER.

10/30/96 TFWCETT

Court Report Filing	- 00/00/0000	Field Inspection Made	- 09/22/1993	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 12/19/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S010717	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	- C
				Notice of Error Flag	-

"DO NOT FILM"



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

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

JUL 17 1996

DATE OF CLOSING: 7-12-96

Department of Water Resources
Southern Region

LEGAL DESCRIPTION OF PROPERTY: Township 8N Range 14E
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. See Attached Legal

- ☐ 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: A71-00030C - A71-00031B - A71-00037B
- ☒ Name and Address of Former Owner/Claimant(s)(Seller): Richard Larry Stone
3888 State Street
Santa Barbara, CA 93105
- ☒ New Owner/Claimant (Purchaser): Andrew Lawler and Linda Lawler, Trustees of The Andrew and Linda Lawler Family Trust
- ☒ New Mailing Address: 2691 Bayshore Drive
Newport Beach, CA 92663
- ☒ New Telephone Number: (714) 646 - 6652
- ☒ 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: Warranty Deed ~~and Quitclaim Deed~~
(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) [Signature] Date 7/11/96
[Signature] Date 7/11/96
- ☒ Signature of Former Owner/Claimant(s) _____ Date _____
_____ Date _____

(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

Order No. 22086

WARRANTY DEED

RECEIVED

JUL 17 1996

Department of Water Resources
Southern Region

FOR VALUE RECEIVED

Richard Larry Stone, a married man, dealing with his sole and separate property

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

Andrew John Lawler and Linda Louise Lawler, Trustees of The Lawler Family Trust

GRANTEE(s) whose address is: 2691 Bayshore Drive, Newport Beach, CA 92663

the following described real property in Custer County County, Idaho, to wit:

SEE LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF.

Conveying without warranty, the following water rights:

No. A71-00030C Fisher Creek-Tributary of Salmon River
Township 8N R14E Section 3 NW NW SW
Section 4 NE SW NE / SE SE NE

No. A71-00031B Fisher Creek-Tributary of Salmon River
Township 8N R14E Section 3 NW NW SW
Section 4 NE SW NE / SE SE NE

No. A71-00037B Fourth of July Creek-Tributary of Salmon River
Township 8N R14E Section 12 SW NE NE

All with a consumptive use of 463.0

Subject To: Taxes, easements, restrictions and encumbrances of record.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: July 9, 1996


Richard Larry Stone

State of California }
County of } ss.

On this _____ day of July, in the year 1996, before me, the undersigned, personally appeared Richard Larry Stone, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Notary Public
Residing at
Commission Expires:

A tract of land located in the N $\frac{1}{2}$, Section 4, Township 8 North, Range 14 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the Northwest corner of Section 4, Township 8 North, Range 14 East, Boise Meridian, which is the REAL POINT OF BEGINNING,
thence South 0°06'33" West 1625.67 feet along the Westerly boundary of said Section 4 to a point on the Northerly right of way of the Fisher Creek Road,
thence North 71°01'23" East 10.53 feet along said Northerly right of way,
thence along a circular curve to the right on said right of way, said curve having a radius of 540.00 feet, a central angle of 27°19'08" and whose chord bears North 84°40'56" East 255.04 feet,
thence South 81°39'30" East 251.04 feet along said Northerly right of way,
thence along a circular curve to the left on said right of way, said curve having a radius of 275.00 feet, a central angle of 30°37'30" and whose long chord bears North 83°01'45" East 145.25 feet,
thence North 67°43'00" East 317.55 feet along said right of way,
thence along a circular curve to the left on said right of way, said curve having a radius of 505.00 feet, a central angle of 12°10'22" and whose long chord bears North 61°37'49" East 107.09 feet,
thence North 55°32'38" East 162.75 feet along said Northerly right of way,
thence along a circular curve to the right on said Northerly right of way, said curve having a radius of 700.00 feet, a central angle of 27°50'35" and whose long chord bears North 69°27'55" East 336.83 feet,
thence North 83°23'13" East 402.65 feet along said Northerly right of way,
thence along a circular curve to the right on said Northerly right of way, said curve having a radius of 975.00 feet, a central angle of 5°56'31" and whose long chord bears North 86°21'28" East 101.07 feet,
thence North 89°19'44" East 1070.87 feet along said Northerly right of way,
thence along a circular curve to the right on said Northerly right of way, said curve having a radius of 1273.24 feet, a central angle of 25°41'27" and whose long chord bears South 77°49'32" East 566.14 feet,
thence South 64°58'49" East 1563.76 feet along said Northerly right of way,
thence along a circular curve to the right on said Northerly right of way, said curve having a radius of 1273.24 feet, a central angle of 10°52'18" and whose long chord bears South 59°32'40" East 241.30 feet,

thence North 33°51'01" West 318.27 feet along the Westerly boundary of the tract of land as described in Instrument No. 130161 as recorded in the Records of Custer County, Idaho, thence North 22°34'07" West 283.18 feet along said Westerly boundary, as described in said Instrument No. 130161, thence North 39°10'42" West 269.16 feet along said Westerly boundary as described in said Instrument No. 130161, thence North 19°44'05" West 26.35 feet along said Westerly boundary as described in said Instrument No. 130161, to a point on the Northerly boundary of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 4, Township 8 North, Range 14 East, Boise Meridian, thence North 19°38'55" West 404.13 feet along the Westerly boundary of a tract of land described in a certain Warranty Deed from the Stanley Basin Corporation to Donald G. Crane and/or Alberta M. Crane, as recorded in the records of Custer County, Idaho, thence North 44°45'58" West 261.70 feet along said Westerly boundary, thence North 44°45'32" West 1056.48 feet along the Westerly boundary of a tract of land as described in a certain Warranty Deed from the Stanley Basin Corporation to Will Chamberlain as recorded in the records of Custer County, Idaho, to a point on the Northerly boundary of Section 4, Township 8 North, Range 14 East, Boise Meridian, thence South 89°57'57" West 1081.97 feet along said Northerly boundary to the North quarter corner of said Section 4, thence South 89°57'57" West 2630.16 feet along said Northerly boundary to the REAL POINT OF BEGINNING.

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

No. 5907

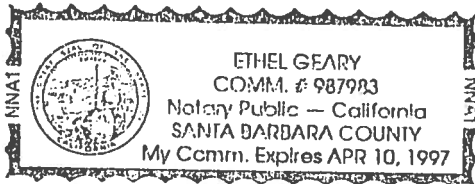
State of CALIFORNIA

County of SANTA BARBARA

On July 10, 1996 before me, Ethel Geary Notary
DATE NAME, TITLE OF OFFICER - E.G., JANE DOE, NOTARY PUBLIC

personally appeared Richard Larry Stone
NAME(S) OF SIGNER(S)

☒ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Ethel Geary
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S) ☐ LIMITED
☐ GENERAL

- ☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

DESCRIPTION OF ATTACHED DOCUMENT

Warranty Deed
TITLE OR TYPE OF DOCUMENT

One
NUMBER OF PAGES

July 9, 1996
DATE OF DOCUMENT

SIGNER(S) OTHER THAN NAMED ABOVE

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: **A71-00030C**
Date Received: 12/19/1989
Receipt No: S010717
Received By: _____

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

1. Name: RICHARD LARRY STONE
Address: P.O. BOX 1300
SUN VALLEY ID 83353

2. Date of Priority: JUN 9, 1908

3. Source: FISHER CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
08N	14E	3	NW		NW		SW		CUSTER
		4	NE		SW		NE		CUSTER
			SE		SE		NE		CUSTER

5. Description of diverting works:
DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.400		

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

8. Total consumptive use is 463.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER/200 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08N	14E	4	NE		NE		IRR	40.0
			NW		NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	14E	4	SE	NE		IRR	10.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	15.0

Section Acres 185.0

Total Acres 185.0

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:
A71-00031, A71-00037

14. Remarks:

INSTREAM STOCKWATER USE IS USED FROM THE WATERS DESCRIBED HEREIN
FOR 200 HEAD RANGE CATTLE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/16/1940

DAN J. CAVANAGH
Decree Plaintiff

WM. MERRITT, ET AL.
vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A71-00030
Date Received: 12/19/1989
Receipt No: S010717
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD LARRY STONE
Address: P.O. BOX 1300
SUN VALLEY, ID 83353
2. Date of Priority: JUN 09, 1908
3. Source: FISHER CREEK Trib. to: SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	14E	3	NW	NW	SW		CUSTER
		4	NE	SW	NE		CUSTER
			SE	SE	NE		CUSTER

5. Description of diverting works:
DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.400		

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

8. Total consumptive use is 463.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER/200 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	14E	4	NE	NE		IRR	40.0
			NW	NE		IRR	40.0

A71-00030

Page 1

Date: 08/24/90

MICROFILMED

MAR 17 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	14E	4	SE	NE		IRR	10.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	15.0
						Section Acres	185.0
						Total Acres	185.0

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:
A71-00031, A71-00037

14. Remarks:

INSTREAM STOCKWATER USE IS USED FROM THE WATERS DESCRIBED HEREIN
FOR 200 HEAD RANGE CATTLE.

OWNERSHIP CHANGE 8/24/90 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/16/1940

DAN J. CAVANAGH

Decree Plaintiff

vs

WM. MERRITT, ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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 _____

*
CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): A71-00037, A71-00031, A71-00030

[] Name and Address of
Former Claimant(s): _____

[] New Claimant(s): Richard Larry Stone, a married man as his sole and
separate property

[] New Mailing Address: P.O. Box 1300
Sun Valley, ID 83353

New Telephone Number: () _____

[] Does the change in ownership result in a splitting of the
water right claimed? _____ yes _____ no
If yes, then describe the portion of the water right that is
now 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 claimant.)

[] Signature of New Claimant(s): _____

Date: _____

*8/23/90 - Talked to Don Shaff concerning this change of ownership sent to
us on a assignment form. Don OK...attaching this sheet to assignment.
jg

MICROFILMED
MAR 17 1993

RECEIVED

State of Idaho

AUG 15 1990

Department of Water Resources

Department of Water Resources
Southern Region Office

ASSIGNMENT OF PERMITS

e, Jack B. Furey, Nancy J. Furey, Richard Larry Stone, a married man
ouis F. Racine, Jr. and Jean Racine, hereby assign to as his sole and separate property

of P.O. Box 1300, Sun Valley, Idaho 83353

Address

A71-00037

All my right, title, and interest in and to Permit No. A71-00031, A71-00030
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. N/A to appropriate the public waters of the
State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage
within each 40 acre subdivision, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or acre feet for storage)

N/A

Made this 10th day of August, 1990.

Permit Holder

Permit Holder

Spouse of Permit Holder

Spouse of Permit Holder

State of Idaho)

County of BANNOCK)

ss

On this 10 day of August, 1990, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Notary Public residing at Beatello, Idaho



My commission expires:

9/30/93

MICROFILMED

MAR 17 1993

SD-36	TOWNSHIP: 08N	RANGE: 14E	SECTION: 4	TRACT:	LOT:	
S	L	WATER	NAME	S	MAX # RECORDS	116
E	O			T	PRIORITY	USE
L	TRACT T	RIGHT NO.	LAST, FIRST	N	DATE	CODE DESC
---	---	-----	-----	---	---	-----
---	NWNE	A71-00031	FUREY, JACK B.	C	40	D 03/22/1910 01 IRR
---	NWNE	A71-00037	RECINE, JR., LOUIS F.	C		
---			FUREY, JACK B.	C	40	D 04/19/1919 01 IRR
---			RECINE, JR., LOUIS F.	C		
---	SWNE	A71-10121	WAITE, MARILYN J.	C		J 10/15/1984 43 DOMES
---	SWNE	A71-10163	WARMACK, ROBERT H.	C		J 06/28/1971 43 DOMES
---			WARMACK, NANCY	C		
---	SWNE	A71-10168	FISHER, L. MARSHALL	C		J 08/01/1972 43 DOMES
---			FISHER, GERALDINE	C		
---			FISHER, RICHARD S.	C		
---			FISHER, DANA C.	C		
---	SENE	A71-10145	BITTON, JEFFREY M.	C		J 08/10/1972 43 DOMES
---	SENE	A71-00030	FUREY, JACK B.	C	10	D 06/09/1908 01 IRR
---			RECINE, JR., LOUIS F.	C		
---	SENE	A71-00031	FUREY, JACK B.	C	10	D 03/22/1910 01 IRR
---			RECINE, JR., LOUIS F.	C		

(ENTER=CONTINUE)

(GOLD 7=THIS QUERY)

(MENU _____)

MICROFILMED

MAR 17 1993

D-42 PREFIX: A BASIN: 71 STARTING WATER RIGHT: 00037 STATE

WATER RIGHT NO.	NAME LAST, FIRST	O W N	PRIORITY DATE	STG/ STS	SOURCE	USE CODE	DESC
A71-00044	CHRISTENSEN 1987 TRUST	C	05/01/1916	D/	ELK CREEK	01	IRR
A71-00045	CHRISTENSEN 1987 TRUST	C	05/01/1914	D/	VALLEY CREEK	01	IRR
A71-00046	CHRISTENSEN 1987 TRUST	C	05/01/1918	D/	ELK CREEK	01	IRR
A71-00047	MAHONEY, JR., DANIEL J	C	05/01/1914	D/	VALLEY CREEK	01	IRR
						04	STOCK
A71-00048	MAHONEY, JR., DANIEL J	C	05/01/1939	D/	ELK CREEK	01	IRR
A71-00049	GINI, MIKE	C	05/01/1904	D/	VALLEY CREEK	01	IRR
	GINI, EMMA	C					
	CHIVERS, MELVIN	C					
	CHIVERS, STELLA	C					
	CHIVERS, WILLIAM	C					
	CHIVERS, ESTELLE	C					
	CHIVERS, ROY	C					
	CHIVERS, ELIZABETH	C					
A71-00049A	YACOMELLA, ANTONY R.	C	05/01/1904	D/	VALLEY CREEK	01	IRR
	YACOMELLA, BILL ROY	C					

ENTER=CONTINUE) (GOLD 7=THIS QUERY) (MENU _____)

MICROFILMED

MAR 17 1993

Water Right Number - A71-00030C

Prefix Translation:

ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - - +

+ - - - - Address - - - - +

*** C - CURRENT OWNER ***
STONE

RICHARD LARRY

1 - P.O. BOX 1300
2 -
3 -
City- SUN VALLEY
Phone - 208-000-0000

State- ID Zip- 83353

*** O - ORIGINAL OWNER ***
FUREY

JACK B.

1 - P.O. BOX 280
2 -
3 -

State- ID Zip- 83226

RECINE, JR.

LOUIS F.

City- CHALLIS
Phone - 208-876-4491
1 - P.O. BOX 1391
2 -
3 -
City- POCAHELLO
Phone - 208-000-0000

State- ID Zip- 83204

+ - - Priority Date - - +
06/09/1908+ - - - - Region - - - +
17 SOUTHERN+ - - - - Stage - - - +
D - DECREED

+ - - - - Status - - - +

+ - - - - Source - - - - +
FISHER CREEK+ - - - - Tributary - - - - +
SALMON RIVER+ - - - - Point of Diversion - - - - +
TWN Rng Sec Tract Lot RFlg County08N 14E 3 NW NW SW (37) CUSTER
4 NE SW NE (37) CUSTER
SE SE NE (37) CUSTER+ - - - - Water Use - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01

1.400

+ - Total Div. Rate - + + - Total Div. Volume - +
1.400+ - Total Consumptive Use - + + - KW Usage - +
463.0+ - - - - Place of Use - - - - +
TWN Rng Rng Sec Tract Lot Acres Code Description County
08N 14E 4 NE NE 01 IRRIGATION (37) CUSTER
08N 14E 4 NW NE 01 IRRIGATION (37) CUSTER
08N 14E 4 SE NE 01 IRRIGATION (37) CUSTER
08N 14E 4 NE NW 01 IRRIGATION (37) CUSTER
08N 14E 4 NW NW 01 IRRIGATION (37) CUSTER
08N 14E 4 SW NW 01 IRRIGATION (37) CUSTERMICROFILMED
MAR 17 1993

Water right number - A71-00030C

Prefix Translation: ADJUDICATION CLAIM

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
-----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres: 185.0

- - - Diversion Means - DITCHES

- - - Non-Irrigation Use - STOCKWATER/200 RANGE CATTLE

- - - Other Rights for Same Use - A71-00031, A71-00037

INSTREAM STOCKWATER USE IS USED FROM THE WATERS DESCRIBED HEREIN
FOR 200 HEAD RANGE CATTLE.

- - - 7100030 - - - Old Water Right Numbers - - - - -

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

Decree Plaintiff	Decree Defendant	Decree Date
DAN J. CAVANAGH	WM. MERRITT, ET AL.	01/16/1940

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

- - - Audit Fields - - -
00/00/00

Adjudication Rights Dates and Flags Area		Civil Case Number
Court Report Filing	00/00/0000	39576
Objection Filed Date	00/00/0000	Old Case Number
Response Filed Date	00/00/0000	Old Judicial District
Claim Received Date	12/19/1989	Temporary Right
		Water District
		Federal/State Indicator
		Presumption Flag
		Notice of Error Flag

MICROFILMED
MAR 17 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

R. KEITH HIGGINSON
Director

21-Feb-1992

RICHARD LARRY STONE
PO BOX 1300
SUN VALLEY ID 83353

RE: Snake River Basin Adjudication (SRBA)
Custer County - #A71-00030
Identification Number Change

Dear Mr. Stone:

The Identification Number of your Notice of Claim to a Water Right has been changed from A71-00030 to A71-00030C. The suffix has been added in order to distinguish your claim from other claims that may claim a portion of the same original water right. This change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new Identification Number. Refer to this record number in any future inquiries or correspondence.

Sincerely,

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

Jeanie Robertson
Records Clerk

/jr

Enclosures:

Claim A71-00030C

MICROFILMED

MAR 17 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

24-Aug-1990 10:56

Richard Larry Stone
P.O. BOX 1300
Sun Valley, ID 83353

Re: Adjudication Water Right No.(s) A71-00037, A71-00031 & A71-00030

Dear Stone:

The Department has changed the record of the current owner as you requested on the above listed adjudication water right. Please find enclosed a copy of the computer record of the claim(s) noting the change in claimant. Please review the record and if you have any corrections, please contact this office.

Sincerely,

Judy Givens

Adjudication Secretary

Encl:

MICROFILMED
MAR 17 1993

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: A71-00030 C
Date Received: 12/12/1989 lw
Receipt No: 5010717
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JACK B. FUREY 208-876-4491
Address: P.O. BOX 280
CHALLIS, ID 83226
OR
Name: LOUIS F. RECINE, JR.
Address: P.O. BOX 1391
POCATELLO, ID 83204

2. Date of Priority: JUN 09, 1908

3. Source: FISHER CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	14E	3	NW	NW	SW		CUSTER
		4	NE	SW	NE		CUSTER
			SE	SE	NE		CUSTER

5. Description of diverting works:
OPEN DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.400		

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

8. Total consumptive use is 463.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/200 RANGE

A71-00030 ✓

Page 1

Date: 12/19/89

MICROFILMED
MAR 17 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08N	14E	4	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SE		NE		IRR	10.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	15.0
							Section Acres	185.0
							Total Acres	185.0

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:
A71-00031, A71-00037

14. Remarks:
INSTREAM STOCKWATER USE IS USED FROM THE WATERS DESCRIBED HEREIN
FOR 200 HEAD RANGE CATTLE.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 1/16/1940

DAN J. CAVANAGH
Decree Plaintiff

vs

WM. MERRITT, ET AL.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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): Jack B. Zurey Date: Dec 19, 1989

Date: _____

State of Idaho)
County of Tf) SS.

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

of Dec 19 89

Lon Wanta
Notary Public

Seal

Residing at Tf

My Commission Expires 5/94

Number 1014 (D)

Address - - - - - +

+	-	-	-	status	-	-	-	-	+
---	---	---	---	--------	---	---	---	---	---

- - Tributary
SALMON RIVER

Stream Index (Blank if no Index Code)

1.400

120

01	IRRIGATION	(37)	CUSTER
01	IRRIGATION	(37)	CUSTER
01	IRRIGATION	(37)	CUSTER

MICROFILMED
MAR 17 1993

Adj. flag translation: Standard Water Right Number

```
(37) CUSTER
(37) CUSTER
(37) CUSTER
(37) CUSTER
(37) CUSTER
(37) CUSTER
(37) CUSTER
```

MICROFILMED
MAR 17 1993

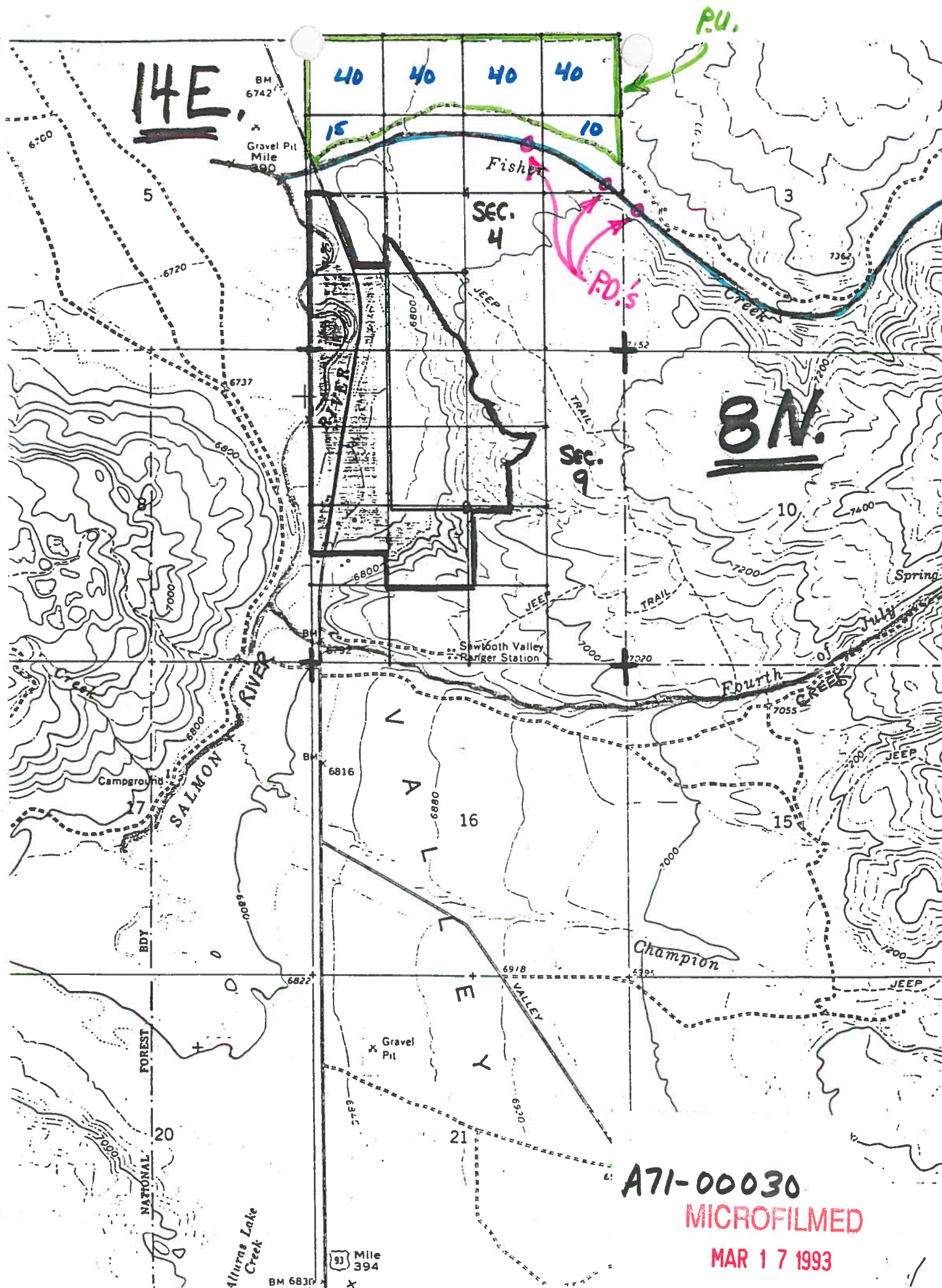
+ - - Non-Irrigation Use -

SOME P/DS MAY BE INCORRECT.

+ - - - Decree Plaintiff - - - +
DAN T CAVANAGH

05/28/88	CONVERT	07/31/89	CURTIS
----------	---------	----------	--------

[illegible]





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Dec. 21, 1989

JACK B FUREY
P O BOX 280
CHALLIS ID 83226

Dear Claimant(s):

A71-10110
A71-10108

Re: A71-00036A
A71-02085A
A71-00037
A71-00030 ✓
A71-00031
A71-02004C
A71-10107

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 17 1993

Water Right Number - A71-00030

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

*** C - CURRENT OWNER ***
RENUMBERED CLAIM

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - +

SPLIT RIGHT

1 -
2 -
3 -
City- N
Phone - 208-000-0000
1 -
2 -
3 -
City- N
Phone - 208-000-0000

State- ID Zip- 0

State- ID Zip- 0

*** O - ORIGINAL OWNER ***
STONE

RICHARD LARRY

1 - P.O. BOX 1300
2 -
3 -
City- SUN VALLEY
Phone - 208-000-0000
1 - P.O. BOX 280
2 -
3 -
City- CHALLIS
Phone - 208-876-4491
1 - P.O. BOX 1391
2 -
3 -
City- POCATELLO
Phone - 208-000-0000

State- ID Zip- 83355

State- ID Zip- 83226

FUREY

JACK B.

RECINE, JR.

LOUIS F.

State- ID Zip- 83204

+ - - Priority Date - - +
06/09/1908+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +

+ - - Status - - - +
Z - SEE REMARKS+ - - Source - - - +
FISHER CREEK
RENUMBERED CLAIM
SPLIT RIGHT+ - - Tributary - - - +
SALMON RIVER

+ - - Point of Diversion - - - +

Twn Rng Sec Tract Lot RFlg County
08N 14E 3 NW NW SW (37) CUSTER
4 NE SW NE (37) CUSTER
SE SE NE (37) CUSTER

+ - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 1.400

MICROFILMED
MAR 17 1993

Prefix Translation: ADJUDICATION CLAIM

+- Total Consumptive Use	-	+	+- KW Usage	-	+
					463.0

Total Acres:

+ - - Other Rights for Same Use - A71-00031, A71-00037

THIS CLAIM HAS BEEN REMOVED BECAUSE THERE ARE TWO OTHER CLAIMS FILED FOR PORTIONS OF THIS RIGHT. THE NEW NUMBER FOR THIS CLAIM IS A71-00030C.

A71-00030A - 0.07 CFS, 180 AC, BRADY
A71-00030B - 0.16 CFS, 8 AC, MO-HE-LO SUBDIVISION
A71-00030C - 1.4 CFS, 185 ACRES, STONE (RENUMBERED FROM
A71-00030)

THIS RIGHT HAS BEEN OVER CLAIMED. ALB 2-18-92

Conditions of Approval
No Conditions of Approval found.

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

[illegible]

Court Report Filing	-	00/00/0000	Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-		Old Case Number	-	

MICROFILMED
MAR 17 1993

Water right number - A71-00030

Prefix Translation: ADJUDICATION CLAIM

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +					
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 12/19/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	- D
				Notice of Error Flag	-

MICROFILMED

MAR 17 1993

July 22, 1998

**NOTICE OF ERROR
REPLY**

RECEIVED

AUG 10 1998

Department of Water Resources
Southern Region

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: August 14, 1998

Water right number: 71-00033C

SHARLENE K STAHL TRUST
PO BOX 307
STANLEY ID 83278

Daytime Telephone Number: 208-774-2211

Evening Telephone Number: 208-774-2211

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation; no changes need to be made.

DATE August 6, 1998 SIGNATURE: Sharlene K. Stahl Trust
Please print your name: SHARLENE K. STAHL

MEMO

TO: 71-00031B; 71-00030C; 71-00037B
FROM: CT *HC*
DATE: April 12, 1999
SUBJECT: NAME SPELLING

WE RECEIVED COPIES OF THE PARTIAL DECESS REFERENCED ABOVE WITH A HANDWRITTEN NOTE REQUESTING THAT WE CORRECT THE SPELLING OF THE NAME 'ANDRE' TO 'ANDREW'. I CHECKED ALL THREE OF THE ABOVE REFERENCED CLAIMS FOR INCORRECT SPELLING OF THE NAME 'ANDREW'. THE CURRENT DATA BASE DOES HAVE THE NAME SPELLED CORRECTLY SO NO CHANGES WERE NECESSARY.

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

NAME AND ADDRESS: THE ANDRE LAWLER FAMILY TRUST
2691 BAYSHORE DR
NEWPORT BEACH, CA 92663

PAGE 1
Mar-10-1999

Andrew
Lawler
Company

901 Dover Drive
Suite 101
Newport Beach, CA 92660



RECEIVED

APR 05 1993

Department of Water Resources
Southern Region

IDWR South Region
1341 Filmore St.
Suite 200
Tulsa, ID 83301-3380

83301+3380



Water Right Number - R71-00030C

Prefix Translation:

RESEARCH

Old (D) Number -

Last Name -

First Name -

Address -

*** C - CURRENT OWNER ***
LAWLER FAMILY TRUST

THE ANDREW & LINDA

1 - 2691 BAYSHORE DR
2 -
3 -
City- NEWPORT BEACH
Phone - 714-646-6652

State- CA Zip- 92663

Priority Date - 06/09/1908

Region - 17 SOUTHERN

Stage - D - DECREED

Status -

Source - FISHER CREEK

Tributary - SALMON RIVER

Point of Diversion -
Twn Rng Sec Tract Lot Rflg County
08N 14E 3 SW SW NW (37) CUSTER

Code Description Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION

05/01 09/30

1.310

Total Div. Rate - 1.310

Total Div. Volume -

Total Consumptive Use - 0.0

KW Usage -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
08N	14E	4	NE NE	1	12.2	01	IRRIGATION	(37) CUSTER	
08N	14E	4	NW NE	2	35.5	01	IRRIGATION	(37) CUSTER	
08N	14E	4	SW NE		0.4	01	IRRIGATION	(37) CUSTER	
08N	14E	4	SE NE		8.5	01	IRRIGATION	(37) CUSTER	
08N	14E	4	NE NW	3	32.2	01	IRRIGATION	(37) CUSTER	
08N	14E	4	NW NW	4	21.3	01	IRRIGATION	(37) CUSTER	

Total Acres: 110.1

- - - Diversion Means - HEADGATE TO EARTHEN DITCHES

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - 71-00031B & 71-00037B

Remarks -

POU1 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 110.1 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 71-00030C, 71-00031B & 71-00037B.

EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION

Water right number - R71-00030C

Prefix Translation: RESEARCH

Remarks
FROM FISHER CREEK DESCRIBED ABOVE: 71-00030C, 71-00031B,
71-00037B, 71-00028, 71-00029 & 71-10763.

7100030

Conditions of Approval
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.Decree Plaintiff - - - +
DAN J. CAVANAGHDecree Defendant - - - +
WM. MERRITT, ET AL.Decree Date - -
01/16/1940

Comments- - - - -

Date: 03/07/1994 User Id: MERRITT Subject: COPIED FROM REMARKS
INSTREAM STOCKWATER USE IS USED FROM THE WATERS DESCRIBED HEREIN FOR 200 HEAD RANGE CATTLE.

Date: 10/30/1996 User Id: TFAWCEIT Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGED PER WARRANTY DEED STONE TO LAWLER.

Date: 05/29/1998 User Id: AMERRITT Subject: COPIED FROM REMARKS
USE OF THE COMBINED RIGHTS LISTED BELOW ARE LIMITED TO A
THE IRRIGATION OF A COMBINED TOTAL OF 109.5 ACRES IN A SINGLE
COMBINED RIGHT NOS.: 71-00030C, 71-00031B & 71-00037B.
DIVERSION DESCRIBED ABOVE: 71-00028, 71-00029, 71-00030C &
AT THE SAME POINT OF DIVERSION.

TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 219.0 AF, AND TO
IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF
71-00031B; ADDITIONALLY 71-10763 & 71-00037B ARE RE-DIVERTED

Audit Fields - - - +
05/29/98 AMERRITT

Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 09/22/1993	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 12/19/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S010717	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	- C
				Notice of Error Flag	-

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

71-00030C 71-00037B
71-00031B

DATE: May 8, 1998

REVIEWED BY AD

STANLEY BASIN SOIL REVIEW								
SOIL TYPE	OPTIMUM ROTATION	BORDER EFF	BORDER CFS/AC	FURROW EFF	FURROW CFS/AC	MAD	PF	BORDER / FURROW
AM1	4.00	3.5	0.30	22.3	0.05	1.00	1.14	6.09
BG1	5.00	5.8	0.19	34.3	0.03	1.32	1.13	5.99
CNB	7.00	7.8	0.14	47.3	0.02	1.82	1.11	6.20
GO1	14.66	25.5	0.04	24.6	0.04	3.65	1.07	0.96
LA4	4.00	3.7	0.30	23.6	0.05	1.06	1.14	6.46
PY1	5.66	6.3	0.17	37.9	0.03	1.46	1.12	5.98
RD1	5.66	6.3	0.17	37.9	0.03	1.46	1.12	5.98
RP1	4.33	6.9	0.16	35.2	0.03	1.13	1.13	5.18
SN1	2.66	2.47	0.45	15.4	0.07	0.69	1.14	6.30
ST1	3.33	3.2	0.36	20.3	0.05	0.91	1.14	6.65
TN1	4.66	4.2	0.26	26.9	0.04	1.21	1.13	6.44
TP4	9.33	9.5	0.11	60.0	0.02	2.31	1.10	6.24
WG1	2.66	2.4	0.45	14.9	0.07	0.67	1.14	6.12
WV1	13.00	17.4	0.06	50.3	0.02	3.24	1.08	2.91

The rate per acre calculations are based upon a 300 foot run at a 2% slope. An 8 hour set time was also used. Individual graded border evaluations, soil characteristics work sheets, and peak irrigation diversion requirement work sheets have been created and archived separately for each soil type.

Where actual rotation is shorter than the optimal rotation, optimal rotation is the criteria to be used for the recommendation analysis and, therefore, the rotation percentage adjustment is not necessary. The rate becomes the acres per soil type times the rate per acre from the above chart.

SOIL TYPE	OPTIMAL ROTATION / (chart)	ACTUAL ROTATION / (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
BG1	5	10	110.1	0.19	10.46 CFS

TOTAL ACRES _____

DECREED RATE = _____
CLAIMED DIVERSION RATE = _____
ORIGINAL HUBBLE RATE = _____
MEASURED DIVERSION RATE = _____

30C 1.31
31B 0.71
37B 1.52
3.54

21low 211

DIAN

CLAIM	INIT
T. R. S. Q/Q	
P/D	
PHOTO	V-70
DT.&ID.	

Mamprae Shaw

71-00028 } Fisher
71-00029 }

*Decked
P/U*

FH 26

BM
6721

75

STANDARD

BM
6742

Decked McVey

71-00030 } Fisher
71-00031 }
71-00032 }
71-00033 }
71-00034 }
71-00035 }

71-00038
4th
July

Pass

RIVER

4th July

71-00035
4th July

71-00033
4th July

71-02014
34

20

Sawtooth Valley
Work Center

Hotspot

Spring

July

Fourth

IDAHO DEPARTMENT OF WATER RESOURCES
EXEL PROGRAM

FOR RIGHT NO: 71-00030

CREATED ON 2-1-94
BY ADM & KKC
MODIFIED DATE
5/5/98 BY ADM

BY: ADM
DATE: #####

BASE RATE: 1.40 CFS

OWNER	CLAIMED RATE	ACRES FOUND IRRIGATED	FIRST SHARE OF BASE RATE	POTENTIAL SHARE OF BASE RATE	FIRST CUT	2ND ACRE ITERATION	2ND SHARE ITERATION	POTENTIAL SHARE OF REMAINING	SECOND CUT	PRELIM RATE SUMMARY	RATE PER ACRE
A71-00030B WOHELO	0.24	5.9	5.0%	0.070		5.9	5.0%	0.070	0.070	0.070	0.012
A71-00030C STONE	1.40	110.1	93.6%	1.311		110.1	93.6%	1.311	1.311	1.311	0.012
A71-00030D COOK	0.10	1.6	1.4%	0.019		1.6	1.4%	0.019	0.019	0.019	0.012

0.07
1.31
0.02
1.40

SUMS	1.74	117.6	100.0%	1.400	0.000	117.6	100.0%	1.400	1.400	1.400
			FIRST ITERATION BALANCE							
			NOT ALLOCATED ==>	1.400	CFS					

TOTAL POTENTIAL
ALLOCATED RATE
BEFORE HUBBLE ==> 1.400 CFS

BALANCE NOT
ALLOCATED ==> 0.000 CFS

71-00030C
71-00031B

AIM NUMBERS _____

DATE 3/29/98

TRANSFER NUMBER _____

HOMESTEAD ENTRY NO. _____

AGENT AB

CLAIMED ACRE TOTAL _____

GEOGRAPHIC INFO ACRES _____

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM				L+1	L+2			L+3	L+4										
GIS			4	12.2	35.5	0.4	8.5	32.2	21.3										110.
RECOM																			
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B71-DBPOD.SHP

110.

NOS DESCRIPTION

63 SWSWNW
Sec 3

B71-DBPOU.SHP

SHAPE NOS

110 110.0 acres

DBF TABLES UPDATED

B71-DBPOD.DBF

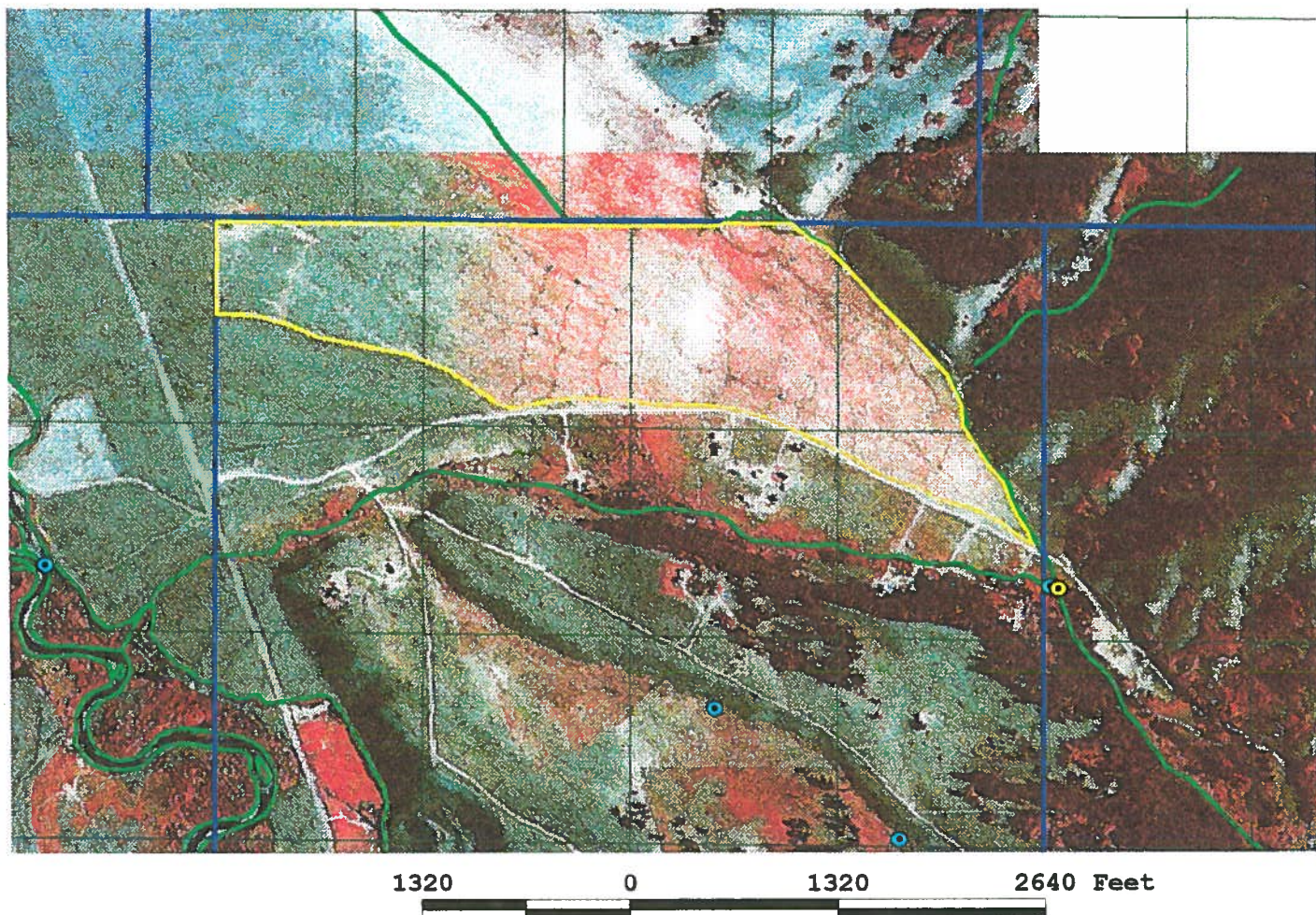
✓

B71-DBPOU.DBF

✓

IDAHO DEPARTMENT OF WATER RESOURCES

71-00030C & 71-00031B



POU:

TWP 08N, RGE 14E,
SEC 4

POD:

FISHER CREEK
TWP 08N, RGE 14E,
SWSWNW, SEC 3



- RECOMMENDED PLACE OF USE
- RECOMMENDED POINT OF DIVERSION
- SECTION LINES
- QUARTER QUARTER LINES
- STREAM AND DITCH CHANNELS

GIS PLACE OF USE PRESENTATION
1987 AND/OR 1988 NAPP PHOTOGRAPHY
DATA ENTRY MARCH 1998
BY ALLEN MERRITT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A71-00030C

11:37:08
05/28/98

56

LAST: STONE
ADDRESS: PO BOX 1300
CITY: SUN VALLEY
PHONE NUMBER: 208-000-0000
STATE: ID ZIP: 83353

OWNER CODE: 0

LAST: FUREY
ADDRESS: PO BOX 280
CITY: CHALLIS
PHONE NUMBER: 208-876-4491
STATE: ID ZIP: 83226

OWNER CODE: D

LAST: RECINE JR
ADDRESS: PO BOX 1391
CITY: POCATELLO
PHONE NUMBER: 208-000-0000
STATE: ID ZIP: 83204

OWNER CODE: 0

LAST: LAWLER FAMILY TRUST
ADDRESS: 2691 BAYSHORE DR
CITY: NEWPORT BEACH
PHONE NUMBER: 714-646-6652
STATE: CA ZIP: 92663

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS? DATABASE Y FIELD EXAMINER Y() N()

CLAIM REMARKS: GEN INSTREAM STOCKWATER USE IS USED FROM THE WATERS DESCRIBED HEREIN
FOR 200 HEAD RANGE CATTLE.

10/30/96 tf: OWNERSHIP CHANGE STONE TO LAWLER.

CONTACT PERSON:

Richard Stone

PHONE NUMBER: () - -

DATE OF FIELD EXAM:

7/22/93

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY:

Richard Stone

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / NOTES:

* New Owner - Lowler Family Trust

A. AJ CLAIM: # A71-00030C	PRIORITY DATE: 06-09-1908	STAGE: D
B. WR RECORD: # 71-00030	PRIORITY DATE: 06-09-1908	STAGE: D
C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?		Y() ☒ N() ☒
D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?		Y() ☒ N() ☒
E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW)		Y() ☒ N() ☒
F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?		
PROOF OF BENEFICIAL USE SUBMITTED		N/A() ☒ Y() ☒ N() ☒
FIELD EXAM COMPLETED		N/A() ☒ Y() ☒ N() ☒
FIELD EXAM SENT TO STATE OFFICE		N/A() ☒ Y() ☒ N() ☒
LICENSE ISSUED		N/A() ☒ Y() ☒ N() ☒
* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.		
G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED?		N/A() ☒ Y() ☒ N() ☒
* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.		
H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?		Y() ☒ N() ☒

NOTES: _____

RECOMMENDED PRIORITY DATE: _____

06-09-1908

REVIEWED BY *Am*

DATE 6/1/98

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	POD	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A71-00030C	08N	14E	3	NW	NW	SW			CUSTER		
A71-00030C	08N	14E	4	NE	SW	NE			CUSTER		
A71-00030C	08N	14E	4	SE	SE	NE			CUSTER		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX

*
71-10111
71-10121
71-10145
71-10146
71-10158
71-10638
71-10646
R71-00030B
R71-07011
R71-07075
R71-10118

WR RECORDS IN SAME 40 ACRE TRACT

* 13 A PREFIX CLAIMS WITH THIS POD

SOURCE: FISHER CREEK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	POD	COUNTY	DIVERSION NAME	DIVERSION NUMBER
71-00030	08N	14E	3	NW	SW				CUSTER		
71-00030	08N	14E	4	SE	NE				CUSTER		
71-00030	08N	14E	4	SW	NE				CUSTER		
71-00030	08N	14E	4	NE	NW	3			CUSTER		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

71-D0031
71-02002
71-07011
71-07075

71-10111
71-10121
71-10145
71-10146
71-10158
71-10638
71-10646
R71-00030B
R71-07011
R71-07075
R71-10118

***** 13 A PREFIX CLAIMS IN SAME 40 ACRE TRA

SOURCE: FISHER CREEK

TRIB: SALMON RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y(☒) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y(☒) N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(☒) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y(☒) N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM 9/22/93) Y(☒) N()

AJ FIELD EXAM (DATE OF FIELD EXAM 9/22/93) NAME OF EXAMINER FO Y(☒) N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

TWP.	RSE.	SEC.	1/4	1/4	1/4	LOT	FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
08N	14E	3	NW	NW	SW			CUSTER		
08N	14E	4	NE	SW	NE			CUSTER		
08N	14E	4	SE	SE	NE			CUSTER		

8N 14E3 SW SW NW

SOURCE: FISHER CREEK

TRIB: SALMON RIVER

REVIEWED BY:

ADN

DATE:

6/1/98

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (), OR SEE ATTACHMENT ()

feed site to eastern ditches.

CO3

A. ROOT WATER RIGHT NUMBERS:

A71-00030A
A71-00030B

A71-00030C

R71-00030A

R71-00030B

R71-00030C

R71-00030D

A71-00037C

B. POU LISTING

TWP RNG SEC 1/4 1/4 LOT NAME

AJ #/ACRES WR #/ACRES LANDSAT DATA FIELD EXAM. RECOMM. ACRES

08N 14E	4	NE	NE	LAWLER FAMILY TRUST, THE ANDREA	A71-00030C / 40.0	-	/			
		NE	NE	WHITEHEAD, WAYNE	A71-10060 /	-	/			
		NE	NE	PATTERSON, ROBERTA	A71-10069 /	-	/			
		NE	NE	WRIGHT, MARILYN	A71-10647 /	-	/			
		NE	NE	WRIGHT, MARILYN	71-10647 /	-	/			
		NE	NE	PATTERSON, ROBERTA	71-10069 /	-	/			
		NE	NE	DAVIES, CRAIG E	A71-10662 /	-	/			
		NE	NE	LAWLER FAMILY TRUST, THE ANDREA	A71-00031B / 40.0	-	/			
		NE	NE	LAWLER FAMILY TRUST, THE ANDREA	A71-00037B /	-	/			
		NE	NE	DAVIES, CRAIG E	71-10662 /	-	/			
		NE	NE	WHITEHEAD, WAYNE	71-10060 /	-	/			
		NE	NE	LAWLER FAMILY TRUST, THE ANDREA	A71-00030C / 13.0	-	/			
		NE	NE	LAWLER FAMILY TRUST, THE ANDREA	A71-00037B / 13.0	-	/			
		NE	NE	LAWLER FAMILY TRUST, THE ANDREA	A71-00031B / 13.0	-	/			
		NE	NE	MC VEY, GEYER M.	71-00030	/	/			
		NE	NE	MC VEY, GEYER M.	71-00031	/	/			
		NE	NE	MC VEY, GEYER M.	71-00037	/	/			

See GIS 12.2 sheets

08N 14E

4

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

35.5

TWP RING SEC 1/4 1/4 LOT				NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08N 14E	4	SE	NE	LAWLER FAMILY TRUST, THE ANDREA71-00030C / 10.0	-	/	5.0		
		SE	NE	RASMUSSEN, JOY ARLEEN	71-10111 /	-	/		
		SE	NE	BITTON, JEFFREY M	A71-10145 /	-	/		
		SE	NE	ESTES, BURLEY	A71-10111 /	-	/		
		SE	NE	WO-HE-LO SUBDIVISION	A71-07011 /	71-07011 /	/		
		SE	NE	WO-HE-LO SUBDIVISION	A71-07075 /	71-07075 /	/		
		SE	NE	WO-HE-LO SUBDIVISION	R71-000308 /	5.5	/		
		SE	NE	WO-HE-LO SUBDIVISION	A71-000308 /	8.0	/		
		SE	NE	WO-HE-LO SUBDIVISION	A71-00037C /	8.0	/		
		SE	NE	LAWLER FAMILY TRUST, THE ANDREA71-00031B / 10.0	-	/	/		
		SE	NE	LAWLER FAMILY TRUST, THE ANDREA71-00037B / 10.0	-	/	/		
		SE	NE	LAWLER FAMILY TRUST, THE ANDREA71-00030C / 10.0	-	/	/		
		SE	NE	LAWLER FAMILY TRUST, THE ANDREA71-00031B / 10.0	-	/	/		
		SE	NE	LAWLER FAMILY TRUST, THE ANDREA71-00037B / 10.0	-	/	/		
08N 14E	4	SE	NE	WO HE LO SUBDIVISION	R71-07011 /	-	/		
		SE	NE	WO HE LO SUBDIVISION	R71-07075 /	-	/		
		SE	NE	BITTON, JEFFREY M	71-10145 /	-	/		
		SE	NE	WO-HE-LO SUBDIVISION	A71-00031C /	8.0	/		
		SE	NE	MC VEY, GEYER M.	71-00030	/	/		
		SE	NE	MC VEY, GEYER M.	71-00031	/	/		
		SE	NE	MC VEY, GEYER M.	71-00037	/	/		
		SE	NE						
		SE	NE						
		SE	NE						
		SE	NE						
		SE	NE						
		SE	NE						
		SE	NE						
08N 14E	4	NE	NW	LAWLER FAMILY TRUST, THE ANDREA71-00030C / 40.0	-	/			
		NE	NW	LAWLER FAMILY TRUST, THE ANDREA71-00031B / 40.0	-	/			
		NE	NW	LAWLER FAMILY TRUST, THE ANDREA71-00037B /	-	/			
		NE	NW	LAWLER FAMILY TRUST, THE ANDREA71-00037B / 31.0	-	/			
		NE	NW	LAWLER FAMILY TRUST, THE ANDREA71-00030C / 31.0	-	/			
		NE	NW	LAWLER FAMILY TRUST, THE ANDREA71-00031B / 31.0	-	/			
		NE	NW	MC VEY, GEYER M.	71-00030	/	/		
		NE	NW	MC VEY, GEYER M.	71-00031	/	/		
		NE	NW	MC VEY, GEYER M.	71-00037	/	/		
		NE	NW						
		NE	NW						
		NE	NW						
		NE	NW						
		NE	NW						
08N 14E	4	NW	NW	LAWLER FAMILY TRUST, THE ANDREA71-00030C / 40.0	-	/			
		NW	NW	LAWLER FAMILY TRUST, THE ANDREA71-00031B / 40.0	-	/			
		NW	NW	LAWLER FAMILY TRUST, THE ANDREA71-00037B / 40.0	-	/			
		NW	NW	LAWLER FAMILY TRUST, THE ANDREA71-00037B / 20.0	-	/			
		NW	NW	LAWLER FAMILY TRUST, THE ANDREA71-00030C / 20.0	-	/			
		NW	NW	LAWLER FAMILY TRUST, THE ANDREA71-00031B / 20.0	-	/			
		NW	NW	MC VEY, GEYER M.	71-00030	/	/		
		NW	NW	MC VEY, GEYER M.	71-00031	/	/		
		NW	NW	MC VEY, GEYER M.	71-00037	/	/		
		NW	NW						
		NW	NW						
		NW	NW						
		NW	NW						
		NW	NW						
08N 14E	4	SW	NW	LAWLER FAMILY TRUST, THE ANDREA71-00030C / 15.0	-	/	14.0		
		SW	NW	BRADY, J ROBB	A71-00030A /	2.0	/		
		SW	NW	BRADY, J ROBB	A71-00031A /	2.0	/		
		SW	NW	FOSTER, KENT W	A71-00034D /	2.0	/		
		SW	NW	BRADY, J ROBB	A71-00035A /	2.0	/		
		SW	NW	FOSTER, KENT W	A71-00037A /	2.0	/		

SW NE

0.4

0

21.3

32.2

8.5

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ		WR		LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
							#/ACRES		#/ACRES				
SW	NW					BRADY, J ROBB	A71-00038	/	2.0	-	/		
SW	NW					BRADY, J ROBB	A71-04000	/	2.0	-	/		
SW	NW					ELLIOTT, ED	A71-10166	/	-	-	/		
SW	NW					LAWLER FAMILY TRUST, THE ANDREA	A71-000318	/	15.0	-	/		
SW	NW					LAWLER FAMILY TRUST, THE ANDREA	A71-000378	/	15.0	-	/		
SW	NW					BRADY, J ROBB	A71-00036C	/	2.0	-	/		
SW	NW					ELLIOTT, ED	71-10166	/	-	-	/		
SW	NW					MC VEY, GEYER M.	71-00030	/	-	-	/		
SW	NW					MC VEY, GEYER M.	71-00031	/	-	-	/		
SW	NW					MC VEY, GEYER M.	71-00037	/	-	-	/		

ADDITIONAL POU FOUND

110.1

TOTAL ACRES A71-00030C 185.00 19.00

POU COUNTY: CUSTER

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A71-00030C	FISHER CREEK	LAWLER FAMILY TRUST, THE ANDRE	1.400	0.007		
A71-00030A	FISHER CREEK	BRADY, J ROBB	0.070	0.012		
R71-00030B	FISHER CREEK	WO-HE-LO SUBDIVISION	0.070	0.030		
A71-00030B	FISHER CREEK	WO-HE-LO SUBDIVISION	0.240	0.011		
R71-00030C	FISHER CREEK	LAWLER FAMILY TRUST, THE ANDRE	1.310	0.040		
A71-00031A	FISHER CREEK	BRADY, J ROBB	0.040	0.004		
A71-00031B	FISHER CREEK	LAWLER FAMILY TRUST, THE ANDRE	0.750	0.006		
R71-00031C	FISHER CREEK	LAWLER FAMILY TRUST, THE ANDRE	0.750	0.030		
A71-00031D	FISHER CREEK	WO-HE-LO SUBDIVISION	0.240	0.008		
A71-00035A	FOURTH OF JULY CREEK	FOSTER, KENT W	1.500	0.016		
A71-00035B	FOURTH OF JULY CREEK	BRADY, J ROBB	3.000	0.013		
A71-00036C	FOURTH OF JULY CREEK	BRADY, J ROBB	2.400	0.013		

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A71-00037A	FOURTH OF JULY CREEK	FOSTER, KENT W	1.600	0.008		
A71-00037B	FOURTH OF JULY CREEK	LAWLER FAMILY TRUST, THE ANDRE	1.600	0.008		
R71-00037B	FOURTH OF JULY CREEK	LAWLER FAMILY TRUST, THE ANDRE	1.600	0.014		
A71-00037C	FOURTH OF JULY CREEK	WO-HE-LO SUBDIVISION	0.240	0.030		
A71-00038	FOURTH OF JULY CREEK	BRADY, J ROBB	3.900	0.021		
A71-04000	SPRINGS	BRADY, J ROBB	1.000	0.005		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A71-10060	DOMESTIC	WHITEHEAD, WAYNE	FROM 01-01 TO 12-31	0.040 CFS	
A71-10069	DOMESTIC	PATTERSON, ROBERTA	FROM 01-01 TO 12-31	0.040 CFS	
A71-10647	DOMESTIC	WRIGHT, MARILYN	FROM 01-01 TO 12-31	0.040 CFS	
71-10647	DOMESTIC	PATTERSON, ROBERTA	FROM 01-01 TO 12-31	0.040 CFS	
71-10069	DOMESTIC	DAVIES, CRAIG E	FROM 01-01 TO 12-31	0.040 CFS	
A71-10662	DOMESTIC	LAWLER FAMILY TRUST, THE ANDRE	FROM 04-01 TO 11-01	0.050 CFS	
A71-00037B	STOCKWATER	DAVIES, CRAIG E	FROM 01-01 TO 12-31	0.040 CFS	
71-10662	DOMESTIC	WHITEHEAD, WAYNE	FROM 01-01 TO 12-31	0.040 CFS	
71-10060	DOMESTIC	LAWLER FAMILY TRUST, THE ANDRE	FROM 01-01 TO 09-30	0.050 CFS	
R71-00037B	STOCKWATER	NORDMANN, GARY A	FROM 01-01 TO 12-31	0.060 CFS	
A71-10042	DOMESTIC	NORDMANN, GARY A	FROM 01-01 TO 12-31	0.020 CFS	
A71-10042	STOCKWATER	NORDMANN, GARY A	FROM 01-01 TO 12-31	0.060 CFS	
71-10042	DOMESTIC	NORDMANN, GARY A	FROM 01-01 TO 12-31	0.020 CFS	
71-10042	STOCKWATER	WALKER, KENNETH	FROM 01-01 TO 12-31	0.060 CFS	
71-10039	DOMESTIC	WALKER, KENNETH	FROM 01-01 TO 12-31	0.020 CFS	
71-10039	STOCKWATER	RASMUSSEN, JOY ARLEEN	FROM 01-01 TO 12-31	0.040 CFS	
71-10111	DOMESTIC	BITTON, JEFFREY M	FROM 01-01 TO 12-31	0.040 CFS	
A71-10145	DOMESTIC	ESTES, BURLEY	FROM 01-01 TO 12-31	0.040 CFS	
A71-10111	DOMESTIC	WO-HE-LO SUBDIVISION	FROM 01-01 TO 12-31	0.280 CFS	
A71-07011	DOMESTIC	WO-HE-LO SUBDIVISION	FROM 01-01 TO 12-31	0.110 CFS	
A71-07075	DOMESTIC	WO HE LO SUBDIVISION	FROM 01-01 TO 12-31	0.130 CFS	
R71-07011	DOMESTIC	WO HE LO SUBDIVISION	FROM 01-01 TO 12-31	0.110 CFS	
R71-07075	DOMESTIC	BITTON, JEFFREY M	FROM 01-01 TO 12-31	0.040 CFS	
71-10145	DOMESTIC	ELLIOTT, ED	FROM 01-01 TO 12-31	0.040 CFS	
A71-10166	DOMESTIC	ELLIOTT, ED	FROM 01-01 TO 12-31	0.040 CFS	
71-10166	DOMESTIC	ELLIOTT, ED	FROM 01-01 TO 12-31	0.040 CFS	

3.60 AF/A

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A71-00031, A71-00037

Y () N ()

- E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()
- * IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.
- F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS? N/A() Y() N()
- G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y() N()
- H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? Y() N()

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A71-00030C IRRIGATION	FROM 04-01 TO 11-01	1.400 CFS	
TOTAL DIVERSION RATE/VOLUME		1.400 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
71-00030 IRRIGATION	FROM TO	1.400 CFS	
TOTAL DIVERSION RATE/VOLUME		1.400 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A() Y() N()

NOTES: _____

AJ CLAIM TOTAL DIVERSION RATE: 1.400 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.400 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()
B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

E. MEASUREMENT METHOD FLOW MEASUREMENT

SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE 1b. CALCULATIONS
ACRES x 0.02 CFS/ACRE = CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()
IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 463.0 AF/A

ACRES x CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES:

MR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC.
PURPOSE OF USE

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

IRRIGATION

DATABASE EXAMINER
1.400

DATABASE EXAMINER

DATABASE EXAMINER
463.0

~~04-01~~ ~~11-01~~
5/1 9/30

1.31

TOTAL FOR THIS RIGHT

~~1.400~~

1.31

~~463.0~~

NON-IRRIGATION USES CLAIMED: ~~STOCKWATER/200 RANGE CATTLE~~

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: ADW

DATE: 6/1/98

FLAG: D

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

POU1 110.1 acres limit combined wtr.

C63

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

POD combined rights limit

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 71-00030

DATABASE 1.400
TOTAL DIVERSION RATE OF WR SPLITS

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
71-00030	A71-00030A	0.070	R71-00030B	0.070	71-00030	1.400
-	A71-00030B	0.240	R71-00030C	1.310	-	-
-	A71-00030C	1.400	R71-00030D	0.020	-	-
-	A71-00037C	0.240	-	-	-	-

TOTAL CFS

1.950

1.400

1.400

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 DESCRIBED BELOW () OR SEE ATTACHMENT ()?

FIELD EXAMINER
DATABASE N Y() N()

NOTES:

See attached
Sheet.

AUTHENTICATION:

SIGNATURE:

[Handwritten Signature]

DATE:

6/1/98

NAME OF FIELD EXAMINER:

TITLE:

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

COPY INCLUDED
IN FILE?

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)

IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

☒ ORTHOPHOTOQUAD

DATE OF PHOTO

IDWR ID NO.

Y() N()

☒ TOPOGRAPHIC

DATE FIELD CHECKED

IDWR ID NO.

Y() N()

☒ NAPP

DATE OF PHOTO

IDWR ID NO.

Y() N()

☒ ASCS AERIAL PHOTO

DATE OF PHOTO

Y() N()

☒ ASCS COLOR SLIDE

DATE OF PHOTO

Y() N()

☐ BLM OR USFS AERIAL PHOTO

DATE OF PHOTO

Y() N()

☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)

DATE OF SURVEY

Y() N()

☒ SCS SOIL SURVEY MAP

DATE ISSUED

Y() N()

☒ SUBDIVISION PLAT MAP

DATE OF MAP

Y() N()

☐ OTHER

DATE

Y() N()

☐ OTHER

DATE

Y() N()

☐ OTHER

DATE

Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

☐ LICENSING FIELD EXAM

DATE OF FIELD EXAM

☐ WATER RIGHT LICENSE

DATE LICENSE SIGNED

☐ IDWR APPROVED TRANSFER

DATE TRANSFER APPROVED

☐ SYSTEM DESCRIPTION

DATE DRAWN

☒ PHOTOGRAPHS

DATE(S) PHOTOS TAKEN

☒ SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

☒ HUBBLE ANALYSIS

DATE ANALYSIS COMPLETED

☐ CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

☐ FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

☐ OTHER

DATE

☐ OTHER

DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:37:08
05/28/98
76
CLAIM NUMBER: A71-00030C

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

APR
6/1/98

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

R PROOF

CVR

MAPS

PHOTOS

MISC

—

—

—

—

—

Water Right Number - R71-00030C

Prefix Translation:

RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
Last Name - First Name - Address -
STONE RICHARD LARRY
1 - PO BOX 1300
2 -
3 -
City - SUN VALLEY
Phone - 208-000-0000
State- ID Zip- 83353

Priority Date - 06/09/1908
Region - 17 SOUTHERN
D - DECREED
Stage -
Status -

Source - FISHER CREEK
Tributary - SALMON RIVER

Twn Rng Sec Tract Lot Rflg County Point of Diversion
08N 14E 3 SW SW NW (37) CUSTER

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 05/01 09/30 1.310

Total Div. Rate - 1.310
Total Div. Volume -
Total Consumptive Use - 0.0
KW Usage -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
08N	14E	4	NE NE	1	13.0	01	IRRIGATION	(37) CUSTER	
08N	14E	4	NW NE	2	35.0	01	IRRIGATION	(37) CUSTER	
08N	14E	4	SE NE		0.5	01	IRRIGATION	(37) CUSTER	
08N	14E	4	SW NE		10.0	01	IRRIGATION	(37) CUSTER	
08N	14E	4	NE NW	3	31.0	01	IRRIGATION	(37) CUSTER	
08N	14E	4	NW NW	4	20.0	01	IRRIGATION	(37) CUSTER	

Total Acres: 109.5

- - - Diversion Means - HEADGATE TO EARTHEN DITCHES

- - - Non-Irrigation Use - STOCKWATER/200 RANGE CATTLE INCIDENTAL TO IRRIGATION

- - - Other Rights for Same Use - 71-00031B & 71-00037B

Remarks -
USE OF THE COMBINED RIGHTS LISTED BELOW ARE LIMITED TO A
TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 219.0 AF, AND TO
THE IRRIGATION OF A COMBINED TOTAL OF 109.5 ACRES IN A SINGLE
IRRIGATION SEASON.

Water right number - R71-00030C

Prefix Translation: RESEARCH

COMBINED RIGHT NOS.: 71-00030C, 71-00031B & 71-00037B.
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 71-00028, 71-00029, 71-00030C &
71-00031B; ADDITIONALLY 71-10763 & 71-00037B ARE RE-DIVERTED
AT THE SAME POINT OF DIVERSION.

7100030 Old Water Right Numbers

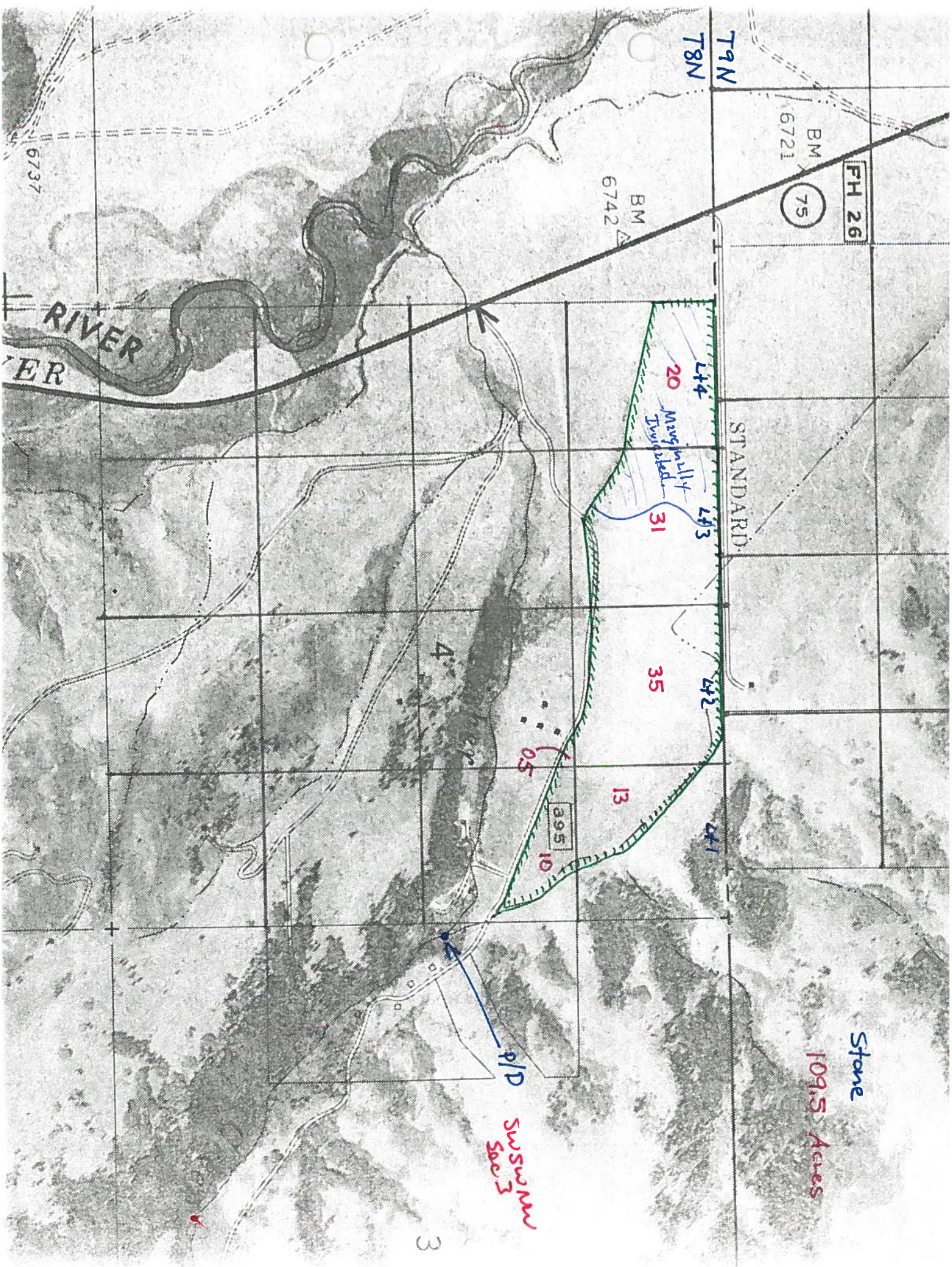
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO IDAHO CODE 42-1416A.

Decree Plaintiff DAN J. CAVANAGH Decree Defendant WM. MERRITT, ET AL. Decree Date 01/16/1940

Date: 03/07/1994 User Id: MERRITT Subject: COPIED FROM REMARKS
INSTREAM STOCKWATER USE IS USED FROM THE WATERS DESCRIBED HEREIN FOR 200 HEAD RANGE CATTLE.

Audit Fields 03/07/94 MERRITT

Adjudication Rights Dates and Flags Area
Court Report Filing - 00/00/0000 Field Inspection Made - 09/22/1993 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 12/19/1989 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - S010717 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - OR Prescription Flag - C
Notice of Error Flag -



Stone

109.5 Acres

p/d
swsww
Sec 3

STANDARD

FH 26

BM
6721
75

BM
6742

T8N

T9N

6737

RIVER
ER

4

05

395

13

10

35

31

20

Mang
Tumbled

L44

L43

L42

L41

3

IDAHO DEPARTMENT OF WATER RESOURCES
LOTUS FORM - SPLIT

FOR RIGHT NO: 71-00030

BY: ADM
DATE: 04-Mar-94

CREATED ON 2-1-94
BY ADM & KKC
MODIFIED DATE
.....

BASE RATE: 1.40 CFS

OWNER	CLAIMED RATE	ACRES FOUND IRRIGATED	FIRST SHARE OF BASE RATE	POTENTIAL SHARE OF BASE RATE	FIRST CUT	2ND ACRE ITERATION	2ND SHARE ITERATION	POTENTIAL SHARE OF REMAINING	SECOND CUT	PRELIM RATE SUMMARY	RATE PER ACRE
BRADY	0.07	0									
WO-HE-LO	0.16	5.5	4.7%	0.066		5.5	4.7%	0.066	0.066	0.066	0.012
STONE	1.40	109.5	93.8%	1.314		109.5	93.8%	1.314	1.314	1.314	0.012
COOK	0.10	1.7	1.5%	0.020		1.7	1.5%	0.020	0.020	0.020	0.012
SUMS	1.73	116.7	100.0%	1.400	0.000	116.7	100.0%	1.400	1.400	1.400	

Domestic

TOTAL POTENTIAL
ALLOCATED RATE
BEFORE HUBBLE ==> 1.400 CFS

BALANCE NOT
ALLOCATED ==> -0.000 CFS

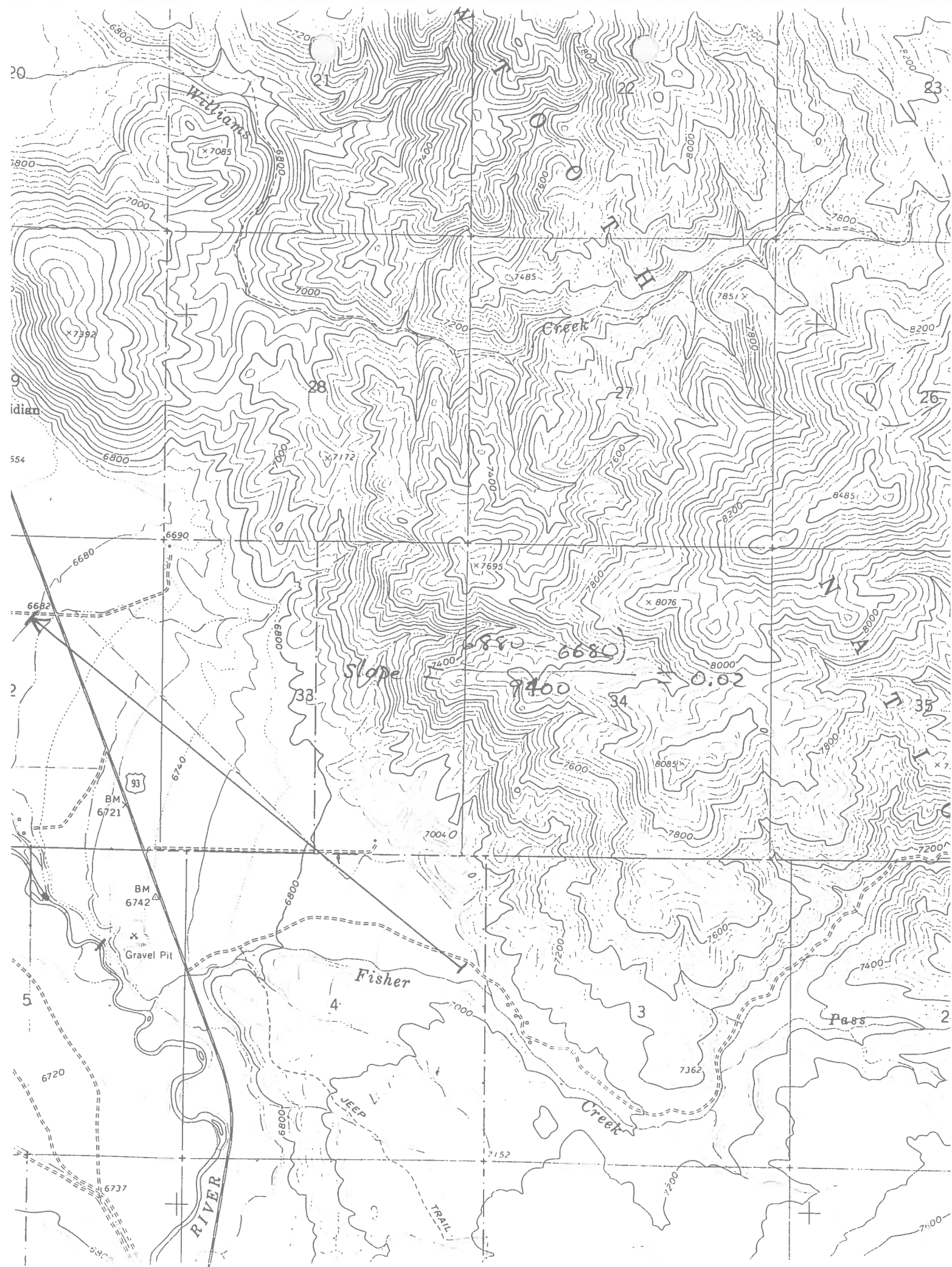
GRADED BORDER EVALUATION

Job name: STONE
By: ADM

Location: BG1 10DAY 109.5AC
Date:

Roughness coefficient (n)= 0.250 Intake family (If)=3.00
Slope (S)= 0.0200 ft/ft Border width (W)= 397 ft
Net application (Fn)= 1.32 inches Border length (L)= 400 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
10.30	Gross depth is less than required gross application depth					
10.31	Gross depth is less than required gross application depth					
10.32	Gross depth is less than required gross application depth					
10.33	Gross depth is less than required gross application depth					
10.34	Gross depth is less than required gross application depth					
10.35	Gross depth is less than required gross application depth					
10.36	Gross depth is less than required gross application depth					
10.37	0.026	22.57	21.24	0.01	5.8	
10.38	0.026	22.59	21.24	0.03	5.8	
10.39	0.026	22.61	21.24	0.05	5.8	
10.40	0.026	22.63	21.24	0.07	5.8	



Storia
Bg1

FORE

La4

3/4

Hydro

Bg1

Bg1

Rd

SOIL CHARACTERISTICS

initials: ADM

date: 06/25/93

Soil Type = BG1...VERY GRAVELLY LOAM

Source of Soils Data = SCS

soil depth (inches)		AWC (in/in)		PH		organic (%)		soil depth (ft)	AWC (inches)	intake family			AWC (ave)
lower	upper	lower	upper	lower	upper	lower	upper			flood	furrow		
0	4	0.08	0.11	5.1	6	2	4	1	1.14	3	0.7	1	0.095
4	13	0.08	0.11	5.6	6.5			2	2.06			5	0.095
13	30	0.05	0.1	5.6	6.5			3	2.63			14	0.075
30	60	0.01	0.03	5.6	6.5			4	2.87	alternate method		31	0.02
								5	3.11			61	0
										NA	NA	61	0
												61	0
												61	0
												61	0

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point	MAD (inches)
alfalfa (hay or seed)	5	0.5	1.56
corn (field or silage)	4	0.5	1.44
grain (winter or spring)	4	0.5	1.44
pasture (or grass hay)	3	0.5	1.32
other (enter below)			

Intake Family

choose base number for intake family from table below based on texture
base number (#'s 1 through 7) = 5

6

6

Intake Family

#	flood	furrow	texture
1	0.3	0.3	heavy clays, silty clay (> 60% clay)
2	0.5	0.35	clays, slit loam (lake laid), sandy clay
3	1	0.4	silty clay loam, clay loam, sandy clay loam, silt loam (stream laid)
4	1.5	0.5	silt loam (wind laid), loam, very fine sandy loam
5	2	0.55	sandy loam, fine sandy loam, gravelly loam
6	3	0.7	very fine sand, loamy sands, gravelly sandy loam
7	4	0.85	sand

If you wish to assign intake family by an alternate method (from Table A-3 in Hubble Report or other) enter your selection below.
Enter a value for both flood and furrow if known, otherwise enter zero.
If you do not wish to assign intake family by an alternate method enter zero for both values.

intake family (flood) = 0
intake family (furrow) = 0

INTER-DEPARTMENT MEMO

TO: Store files

SUBJECT: Excess Flow

FROM: Allen Newitt

DATE: 10/29/93

Levy Store phoned and he talked to his
ivigstor (Britton) and determined that water is
set 2 times/day and it takes 10 days to
get over the pipe,

() For your information

() Response required

Allen
signature

H-HOOK RANCH

Fred C. Humphreys

RECEIVED

September 29, 1993

OCT 04 1993

Mr. Allen D. Merritt, P.E., Water Rights Supervisor
Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, Idaho 83301

Department of Water Resources
Southern Region Office

Dear Mr. Merritt:

Thank you for the information regarding the waters of Fisher Creek and Fourth of July Creek. I shall address the questions it raises in the order they appear in your letter.

First is the request of Fern Estes and her allegation that she had been without water all year because of the headgate's being locked. You and I examined these headgates on your inspection trip earlier this year and they were not locked then and have not been locked for at least three or four years since the padlocks were broken and never replaced. I have been up there four other times this summer. I have not - nor to the best of my knowledge, my irrigator - placed any locks on these dams. Water may have been shut off by my irrigator, Mr. Bitton's irrigator, or someone else; but I have a standing order with my irrigator to leave a flow down the old creek bed. He doesn't have a telephone, so I haven't discussed it with him since receiving your letter.

Listed in your claims file for Fisher Creek water were two filings of J. Robb Brady that I do not understand since to the best of my knowledge he owns no property on Fisher Creek. I also do not understand the split right and renumbered claim that shows up on the Fisher Creek water.

I readily concur that there are and have been a number of related problems with the distribution and management of Fisher Creek water, and placement of measuring devices would help in controlling the water. Since most of the problems seem to arise from the people who have an interest in the 25 percent of the water, it would be my suggestion that they form a ditch company that would be responsible for the distribution of that water; and inasmuch as most of those rights belong on the Stone filings and those in the subdivision, they could control that themselves.

Your observation as to a flooding is correct, but determining who was a party to this is next to impossible. Putting in new headgates that could be locked either open or closed by the ditchmaster for the Wo-He-Lo Subdivision would entail his being charged with this responsibility.

To date none of the parties on either Fisher Creek water or Fourth of July Creek water have contributed or offered to help cover any of the cost on either one of the two streams except Mr. Brady on the Fourth of July Creek water, and myself. Mr. Furey was helpful.

H-HOOK RANCH

Fred C. Humphreys

-2-

September 29, 1993

The map reprint you enclosed was not legible enough for me to determine all the information that was available on it.

I am enclosing a memorandum which pretty well describes my experience of my 27 years in the area.

I am sorry I was not available when your letter arrived so that I could have come up to go over this in person.

Best wishes.

Yours very truly,



Fred C. Humphreys

Enclosure.

1b

RECEIVED

OCT 04 1993

M E M O R A N D U M

Department of Water Resources
Southern Region Office

On August 20, 1966, Mr. Fred C. Humphreys and Mr. Ernest E. Day purchased approximately 375 acres from Mr. Jack Furey. The water rights on this property were three quarters of the water coming down Fisher Creek.

Subsequently Mr. Humphreys and Mr. Day, along with six other individuals, purchased 100 acres to the south of this property, which was then plotted into lots, and the road which was constructed into the property was turned over to Custer County. The property was thereafter referred to as the White Cloud Subdivision No. 1.

This property was all irrigated from Fourth of July Creek. The surplus water from Fourth of July Creek ran down the north side of a ridge to supplement the Fisher Creek water for use on the ground not owned by Humphreys - approximately 180 acres under McVey filing. There was no subdivision nor Scenic Easement property at the time. This ground was subdivided and a good share of it sold prior to the ERA being enacted into law.

The Fourth of July Creek water was necessary to irrigate that property along Fisher Creek not owned by Humphreys. The Forest Service raised objection to this open channeling of water down the hillside to this property; and since Humphreys was leasing the 150 acres from Furey and had use for the Fourth of July Creek water, he found the location of an old ditch facilitating transfer of the water from the Fourth of July Creek ditch to the Fisher Creek water and used it on the Furey property.

When the ground along Fisher Creek was subdivided, individuals built dwellings in the flood plain of Fisher Creek. To give better control of the Fisher Creek water, Humphreys constructed and put in diversion dams to divert the flow of the spring runoff water, or to the major user - 150 acres of the Furey property. Controlling the water was made difficult when dwellings were built along Fisher Creek as there was worriment every spring about high water going down the historic channel of Fisher Creek, with the threat of flooding these dwellings. Some people owning these dwellings took to blocking the creek off and letting the water go along the irrigation channel to my property, which washed out some of the irrigation ditches on that property and eroded the entry road on my property.

After this had happened for a number of years, Humphreys put padlocks on these diversions to let the spring runoff go down the historic channel of Fisher Creek. These padlocks were broken and the diversion points consistently tampered with and a certain amount of damage inflicted on them, until Humphreys contacted the Sheriff's Department at Challis and a deputy was sent up who talked to the people having dwellings along the creek. This stopped most of the interference with the water flow, but there is still a problem of people changing the diversion of water during the spring that and during the irrigation season.

Humphreys had continued to allow more than the allocated Fisher Creek water go past his take-out point so they could use the water for whatever.

For the 1993 season, the Stones, who now own the large plot of ground, leased it to the owner of a residence on Fisher Creek.

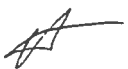
Considering all these problems for the demands of these many users of Fisher Creek water, the answer appears to lie in their forming a ditch company and having a take-out point that supplies all the users of the one quarter of the Fisher Creek water, and putting in the appropriate weirs so an accurate measurement and control can be maintained, and give up the dependence on the Fourth of July Creek water, despite the fact that there are probably more claims on Fisher Creek than the creek can supply.

To the best of my knowledge, there are no filings by the Fisher Creek users for the Fourth of July Creek water other than my filing on the Fourth of July Creek water to supplement the Fisher Creek water, even though historically this is not true.

There are a number of filings on this water, some of them being new owners since the Humphreys-Day filing was made on the surplus water for the 80 acres, which could be abandoned. This filing could be abandoned because of the change of ownership of the Furey property, and Humphreys receives only modest benefit from this source - i.e., your inspection this spring.

The 100 acres that was irrigated from Fisher Creek - which is now White Cloud Subdivision No. 1 - was never used for irrigation, and the ditches were all unmaintained, resulting in erosion down the steep face that was the western boundary of this property. Since there were water rights on the 100 acres, filing was made to beneficially use this water either on the Stone place or my place.

Since then the lady who bought the surplus property and the last subdivided lot on the property is entitled to the water, but the uncontrolled use of this water could still lead to erosion. The six small property owners on the brink of the hill - Mr. Day and I and four other owners of less than two acres each of this hill frontage property - have little interest in the water for irrigation. They will, however, have an interest in any erosion which transpires.



Fred C. Humphreys

September 29, 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

R. KEITH HIGGINSON
Director

14-Sep-1993 10:59

Fred Humphreys
1919 S Phillipi
Boise, ID 83705

Larry Stone
PO Box 1300
Sun Valley, ID 83353

Wo-He-Lo Subdivision
% Jeff Bitton
HC 64 Box 9951
Stanley, ID 83278

George Cook
1241 Camino Lorado
San Marcos, CA 92069-7106

Dear Fisher Creek Waterusers:

I am writing this letter at the request of Fern Estes of Burley Idaho who is a homeowner in the Wo-He-Lo Subdivision. Fern has contacted our office since she alledges that the subdivision has been without water all year and that the headgate has been locked preventing them from taking water. I have also discovered other related problems with distribution and management of flood waters which have a bearing on the general discontent with the management of the water in the area. Since I am conducting the field review of the Adjudication claims that have been filed for the water rights in the Sawtooth Valley and have reviewed in the field the diversions from Fisher Creek I would like to convey the information thus far gathered to aid in cooperation between the parties involved.

All parties listed above have filed claims in the SRBA for diversion of Fisher Creek water. The Humphreys claims stem from the rights decreed to Marjorie Shaw (71-00028 and 71-00029). The other parties claims stem from those decreed to McVey (71-00030 and 71-00031). Additionally Humphreys claims water from 4th of July Creek under an unrecorded transfer of water off of the White Cloud Subdivision and Stone is going to amend his claim A37-00037 (originally decreed to McVey from 4th of July Creek) to that of 4th of July Creek. Note that these later rights are diverted from 4th of July Creek and then conveyed to Fisher Creek and then re-diverted from Fisher Creek.

The enclosed printout summerizes the amounts decreed, the priorities and the amounts being claimed. At present my review is not fully complete as to all aspects of all the claims involved however I do expect to recommend that Humphreys will retain all of 71-00028 and 71-00029 and the other parties will share in one way or another of 71-00030, 71-00031 and 71-00037. As to the extent of this sharing I am not certain and I am also not certain as to the extent of Humphreys claim on water from 4th of July Creek. I will finalize my recommendations for these claims this fall and you will be able to review these recommendations at the time of the notice of error procedure this winter.

PAGE 2

At present there does not exist measuring devices at any of the points of diversion nor at the point of injection of 4th of July Creek water into Fisher Creek. This makes regulation of the water very difficult.

Regarding the reported problem with delivery of water to the Wo-He-Lo Subdivision I conclude that all listed parties above have a valid interest in the use of Fisher Creek with equal priority during low flows (less than 8.6 cfs) and nobody has the authority to lock a headgate shut unless authorized by IDWR or a duly elected watermaster. Based on my assumption that only 71-00028, 71-00029, 71-00030, and 71-00031 are deliverable during low flows and discounting 4th of July water then Humphreys should get 75% of the water and the other parties should share 25% of the water. If all parties choose to rotate the water then Humphreys should get all the water 75% of the time and the other parties should share all the water 25% of the time. Note that this is subject to IDWR's final recommendation and subsequent court decree. If problems with delivery persist the final remedy is to establish a watermaster district and then you as waterusers would elect and compensate a watermaster to regulate the rights according to the decree in affect. Additionally measuring devices at the all points of diversion and points of injection would need to be installed by the waterusers.

Regarding the problem of flooding during the winter or spring it is my understanding that the Humphreys-Stone headgate has in the past been opened to alleviate flooding down the Fisher Creek channel. This action in itself has caused flood damage down this ditch and to protect from this happening Mr. Humphreys has at times locked his headgate shut. My only comment about this sort of problem is that anyone who would divert flood waters into a ditch without the full knowledge and consent of the owner would be fully responsible for the damage it may cause to the property along the ditch. It is my understanding that the natural Fisher Creek channel is that which flows west along the base of the bluff and crosses the highway just south of the Fisher Creek road and would be the natural channel inwhich flood waters would normally flow.

I have not yet had the opportunity to meet with all parties, however, I have been able to review in the field the diversion points, ect. If any party wished to meet with me I will be in the area again next week so please contact me at my office to schedule such a meeting.

Sincerely,



Allen D. Merritt, P.E.
Water Rights Supervisor

-42 Prefix: A Basin: 71 Starting Water Right: 00028

STATE

Water Right No.	Name Last, First	Clained O W N	Decreed Priority Date	Stg/ Sts	Source	Use Code Desc
A71-00028	HUMPHREYS, FRED DAY, ERNEST	4.20 C	06/09/1908	D/	FISHER CREEK	01 IRR
A71-00029	HUMPHREYS, FRED DAY, ERNEST	2.25 C	03/22/1910	D/	FISHER CREEK	01 IRR
A71-00030	RENUMBERED CLAIM, SPLIT RIGHT,	C	06/09/1908	/Z	FISHER CREEK	01 IRR
A71-10085	George Cook	0.10 C	1.40		RENUMBERED CLAIM SPLIT RIGHT	
A71-00030A	BRADY, J. ROBB	0.07 C	06/09/1908	D/	FISHER CREEK	01 IRR
A71-00030B	WO-HE-LO SUBDIVISION	0.16 C	06/09/1908	D/	FISHER CREEK	01 IRR
A71-00030C	STONE, RICHARD LARRY	1.40 C	06/09/1908	D/	FISHER CREEK	01 IRR
A71-00031	SPLIT RIGHT, RENUMBERED CLAIM,	C	03/22/1910	/Z	FISHER CREEK	01 IRR
			0.75		RENUMBERED CLAIM SPLIT RIGHT	
A71-00031A	BRADY, J. ROBB	0.04 C	03/22/1910	D/	FISHER CREEK	01 IRR
A71-00031B	STONE, RICHARD LARRY	0.75 C	03/22/1910	D/	FISHER CREEK	01 IRR
A71-00033	SPLIT RIGHT,	C	05/21/1918	/Z	FOURTH OF JULY	01 IRR
			0.90			
A71-00033			05/21/1918	/Z	SPLIT RIGHT	
A71-00033A	MITCHELL, MARY J. MITCHELL, JAMES B.	0.21 C	05/21/1918	D/	FOURTH OF JULY	01 IRR
A71-00033B	HUMPHREYS, FRED DAY, ERNEST	0.90 C	05/21/1918	D/	FOURTH OF JULY	01 IRR
A71-00033C	STAHL TRUST, SHARLENE	0.49 C	05/21/1918	D/	FOURTH OF JULY	01 IRR
A71-00033D	LAUDER, WINSTON LAUDER, JOANNE	0.02 C	05/21/1918	D/	FOURTH OF JULY	04 STOCK
						43 DOMEST
A71-00034	SPLIT RIGHT,	C	02/27/1919	/Z	FOURTH OF JULY	01 IRR
			1.50		SPLIT RIGHT	
A71-00034A	OSBORN, ALMA MARIE	0.33 C	02/27/1919	D/	FOURTH OF JULY	01 IRR
A71-00034B	STANFORD, CHARLOTTE	0.20 C	02/27/1919	D/	FOURTH OF JULY	01 IRR
A71-00034C	HUMPHREYS, FRED DAY, ERNEST	1.50 C	02/27/1919	D/	FOURTH OF JULY	01 IRR
A71-00034D	BRADY, J. ROBB	0.10 C	02/27/1919	D/	FOURTH OF JULY	01 IRR
A71-00034E	STAHL TRUST, SHARLENE	0.56 C	02/27/1919	D/	FOURTH OF JULY	01 IRR
A71-00035	SPLIT RIGHT,	C	04/19/1919	/Z	FOURTH OF JULY	01 IRR
			3.00		SPLIT RIGHT RENUMBERED CLAIM	
A71-00035A	BRADY, J. ROBB	2.20 C	04/19/1919	D/	FOURTH OF JULY	01 IRR
A71-00035B	STAHL TRUST, SHARLENE	0.12 C	04/19/1919	D/	FOURTH OF JULY	01 IRR
A71-00035C	HUMPHREYS, FRED DAY, ERNEST	3.00 C	04/19/1919	D/	FOURTH OF JULY	01 IRR
A71-00036	SPLIT RIGHT,	C	07/11/1922	/Z	FOURTH OF JULY	01 IRR
			2.40		SPLIT RIGHT	
A71-00036A	FUREY, JACK B. RECINE, JR., LOUIS F.	1.80 C	07/11/1922	D/	FOURTH OF JULY	01 IRR
A71-00036B	HUMPHREYS, FRED DAY, ERNEST	2.40 C	07/11/1922	D/	FOURTH OF JULY	01 IRR
A71-00036C	BRADY, J. ROBB	0.80 C	07/11/1922	D/	FOURTH OF JULY	01 IRR
A71-00037	RENUMBERED CLAIM, SPLIT RIGHT,	C	04/19/1919	/Z	FISHER CREEK	01 IRR
			1.60		RENUMBERED CLAIM	
A71-00037			04/19/1919	/Z	SPLIT RIGHT	
A71-00037A	BRADY, J. ROBB	0.08 C	04/19/1919	D/	FOURTH OF JULY	01 IRR
A71-00037B	STONE, RICHARD LARRY	1.60 C	04/19/1919	D/	FISHER CREEK	01 IRR
A71-00038	BRADY, J. ROBB	3.90 C	01/30/1939	D/	FOURTH OF JULY	01 IRR



Disallow

ASIDIAN

CLAIM	INIT
T. <u> </u>	S. <u>Q/Q</u>
P/D <u> </u>	
PHOTO <u>V-70</u>	
DT.&ID. <u> </u>	

Manjorie Shaw
71-00028 } Fisher
71-00029 }

FH 26

BM 6721

75

STANDARD

BM 6742

Cancelled McVey
71-00030 } Fisher
71-00031 }
71-00032 } 4th July
71-00037 }

Cancelled
71-00038
4th
J-14

Pass

4th July

71-00035
July

71-00036

71-00033
4th July

37 34

71-02014

44 34

Sawtooth Valley
Work Center
Hotspot

Spring

July

Fourth

Milky



& Humphreys

div to Stone

rd on Fisher CK



Humphreys

7/27/93
AD~

Split between Stone & Humphreys



Stream from 4th of July CK
just before dumping into
Fisher CK. Not measured.
Est. 10" of water.

7/27/93
40m

9/5/8/6



9/8/93

