

TOTAL DIVERSION: 4.80 CFS

Stage: DECREED

NH NE

NE

.....

SUM

Pou County: CUSTER

AC. IRRIG. NOT SPECIFIED. FARM = 157.41 AC.
CORRECT SOURCES ARE HANNA CREEK &/OR VALLEY CREEK

05/01/1913

Field Exam Fee:

Field Exam Fee:



DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GovernorR. KEITH HIGGINSON
Director

02-Nov-1993 15:57

Randy Breamer
380 E Parkcenter Blvd
Suite 330
Boise, ID 83706

RE: Evidence of Priority

RESPONSE DEADLINE**DECEMBER 1, 1993***********

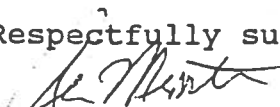
Dear Mr. Breamer:

The Notice of Claims identified on the attached Selection File Contents Report have been filed in the Snake River Basin Adjudication (SRBA) in the name of the USFS. The Notices indicate these water uses are based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit.** Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date that has been claimed.** Please find enclosed a pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. Since time is short we request that the evidence be submitted as soon as possible with a target deadline of December 1, 1993. If additional notices of claims are to be submitted by USFS for rights presently not claimed and the basis of those claims are "Beneficial Use" it is requested that the evidence of priority be submitted at the time the claims are filed.

Please note that the notices highlighted in yellow are associated with water rights that are based on decrees, licenses or permits. I don't know if this is a data entry error or these notices are intended to claim something different than the state law water right. If you could clarify this matter it will be helpful.

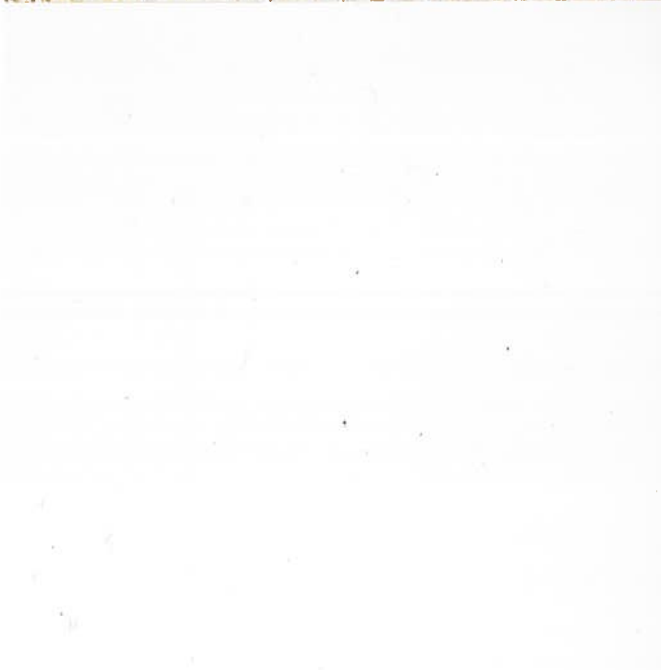
If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact me at this office.

Respectfully submitted,

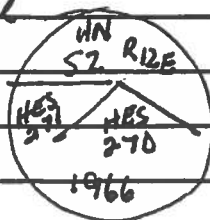

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

CC: Valdon Hancock, Sawtooth Nat'l Forest
Steve Spencer, Challis Nat'l Forest



DATE	ROLL	PIC #	
			Basin 71 Valley Creek Forest Service Claims
8-14-95	26	3?	
filed	4		2 pic from NW corner of HES 274 looking SE on rt to SE on left
HES 274 71-00043	5/6		2 pic looking East to SE at a div from the main ditch that takes water to the NE. of prop also shown is the div headgate for ditch that parallels the main ditch
filed	7/8		2 pic of above hd. gate. actually setted away look back toward 5/6 (vert pic)
filed	9/10		3 pic at control point where Hanna Cr joins ditch. look up Hanna Cr Rt. Standing on main ditch channel on left goes to VC-5 first arroyo Culvert crossing is from Pic set 7/8
8-14-95	27	1/2	2 pic showing main ditch going on E side of here and 1st ditch going on NW side
HES 270	3/4		2 pic looking SE across F.S. Prop on NE side of cow camp rd. looking toward McQueen Cr on left
41 42			McQueen Cr fence line then P/4 is not on Hes Cross Log. it says SE 5/6/7 3 Pic at sec corner showing that fence is not on HES line



AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

06/02/98 14:38:08
Page 1

Water Right Number - R71-00041

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
AMERICA ACTING THROUGH

UNITED STATES OF

- 1 - USDA FOREST SERVICE
- 2 - 550 W FORT STREET
- 3 - PO BOX 33C
- City- BOISE
- Phone -

State- ID Zip- 83724

VERIFIED BY: *KHC*
6-2-98

*** K - ALSO KNOWN AS ***
US DEPT OF AGRICULTURE

- 1 - FOREST SERVICE
- 2 - 550 W FORT STREET
- 3 - PO BOX 33C
- City- BOISE
- Phone -

State- ID Zip- 83724

USFS

- 1 -
- 2 -
- 3 -
- City- X
- Phone -

State- ID Zip- 0

Priority Date - +
05/01/1913

Region - +
17 SOUTHERN

Stage - +
D - DECREED

Status - +

Source - +
HANNA CREEK
VALLEY CREEK

Tributary - +
VALLEY CREEK
SALMON RIVER

TwN Rng Sec Tract Lot Rflg County Point of Diversion
11N 12E 3 NW NE SW (37) CUSTER HANNA CREEK SYSTEM
4 NE SW NE (37) CUSTER VALLEY CREEK SYSTEM

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 05/01 09/30 4.800

+ - Total Div. Rate - + - Total Div. Volume - + - Total Consumptive Use - + - KW Usage - +
4.800 0.0

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
11N	12E	2	SW SW		18.0	01	IRRIGATION	(37) CUSTER
11N	12E	2	SE SW		10.0	01	IRRIGATION	(37) CUSTER
11N	12E	10	NE NE		5.0	01	IRRIGATION	(37) CUSTER
11N	12E	11	NW NE		22.0	01	IRRIGATION	(37) CUSTER
11N	12E	11	SW NE		4.0	01	IRRIGATION	(37) CUSTER
11N	12E	11	NE NW		40.0	01	IRRIGATION	(37) CUSTER
11N	12E	11	NW NW		35.0	01	IRRIGATION	(37) CUSTER
11N	12E	11	SW NW		1.0	01	IRRIGATION	(37) CUSTER
11N	12E	11	SE NW		18.0	01	IRRIGATION	(37) CUSTER
Total Acres					153.0			

Water right number - R71-00041

Prefix Translation: RESEARCH

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -
+ - - Remarks -

GEN PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NO. 270.
EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION DESCRIBED ABOVE: 71-00040A, 71-00040D, 71-00040E,
71-00040G, 71-00040H, 71-00041, 71-00042A, 71-00042B, 71-00043A,
71-00043B, 71-00045, 71-00047, 71-00049B, 71-00050, & 71-00052.

+ - - 7100041 - - - - - Old Water Right Numbers - - - - -
+ - - - - - Conditions of Approval - - - - -
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.

+ - - - - Decree Plaintiff - - - + - - - Decree Defendant - - - +
DAN J. CAVANAGH WM. MERRITT, ET AL. 01/16/1940
+ - - - - Comments - - - - -
Date: 06/02/1998 User Id: KCHRISTE Subject: COPIED FROM REMARKS AC. IRRIG. NOT SPECIFIED. FARM = 157.41 AC.
P/U IS H. E. S. 270.
CORRECT SOURCES ARE HANNA CREEK &/OR VALLEY CREEK.

+ - - Audit Fields - - +
06/02/98 KCHRISTE
+ - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	Field Inspection Made	Civil Case Number
Objection Filed Date - 00/00/0000	Field Inspection Flag - 08/17/1995	Old Case Number - 39576
Response Filed Date - 00/00/0000	Verified Date - 00/00/0000	Old Judicial District -
Claim Received Date - 00/00/0000	Last Amended Date - 00/00/0000	Temporary Right - P
	Receipt Number - X777777	Water District -
	POU Ownership Flag - Y	Federal/State Indicator - S
	Name Connector -	Presumption Flag - C
		Notice of Error Flag -

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:35:28
08/21/95
17
CLAIM NUMBER: A71-00041

MR 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	Y					KKC 6-2-98	KKC 6-2-98	
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)

IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

COPY INCLUDED
IN FILE?

☐ ORTHOPHOTOQUAD	DATE OF PHOTO	IDWR ID NO.	Y() N()
☐ TOPOGRAPHIC	DATE FIELD CHECKED	IDWR ID NO.	Y() N()
☐ MAP	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		

PAGE: 1
GENERAL INFORMATION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A71-00041

15:35:28
08/21/95

LAST: HAUGRUD, JACK AND/OR GEOFFREY GARVER FIRST:
ADDRESS: US DEPT OF JUSTICE
ENV & NR DIV GEN LIT SEC
PO BOX 663
CITY: WASHINGTON STATE: DC ZIP: 200440663
PHONE NUMBER: 202-272-4134

OWNER CODE: A
LAST: US DEPT OF AGRICULTURE FIRST:
ADDRESS: FOREST SERVICE
324 25TH STREET
CITY: OGDEN STATE: UT ZIP: 844012394
PHONE NUMBER: 801-625-5360

OWNER CODE: K
LAST: USFS FIRST:
ADDRESS: CITY: X STATE: UT ZIP: 0
PHONE NUMBER:

OWNER CODE: K
LAST: BOYLE FIRST: GARY
ADDRESS: USDA FOREST SERVICE
324 25TH STREET
CITY: OGDEN STATE: UT ZIP: 844012394
PHONE NUMBER: 801-625-5360

OWNER CODE: R
LAST: AMERICA ACTING THROUGH FIRST: UNITED STATES OF
ADDRESS: USDA FOREST SERVICE
324 25TH STREET
CITY: OGDEN STATE: UT ZIP: 844012394
PHONE NUMBER: 801-625-5360

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS? DATABASE FIELD EXAMINER
Y() N()
CLAIM REMARKS: FOREST SERVICE RECORD ID = 041417060201450041 01

CONTACT PERSON: Val Hancock (office visit)

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 8/17/95

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: me one

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A71-00041 PRIORITY DATE: 05-01-1913

STAGE: D

B. WR RECORD: # 71-00041 PRIORITY DATE: 05-01-1913

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(☐)
One claim record stage "D"

NOTES:

The claimed priority date matches the decreed date and the found P/W matches the decreed P/W therefore I accept the date as claimed

RECOMMENDED PRIORITY DATE:

5-1-1913

REVIEWED BY KRC

DATE

6-2-98

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
A71-00041	11N	12E	4		NE				CUSTER		
A71-00041	11N	12E	4		NE				CUSTER		
A71-00041	11N	12E	4		SW				CUSTER		
A71-00041	11N	12E	4		NE				CUSTER		
A71-00041	11N	12E	4		NW				CUSTER		
A71-00041	11N	12E	4		SW				CUSTER		
A71-00041	11N	12E	4		SE				CUSTER		
A71-00041	11N	12E	4		SW				CUSTER		
A71-00041	11N	12E	4		SE				CUSTER		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A71-00040A	R71-00040A
A71-00042A	R71-00042A
A71-00043	R71-00043
A71-00045	R71-00045
A71-00047	R71-00047
A71-00050	

WR RECORDS IN SAME 40 ACRE TRACT

71-00040
71-00043
71-00045
71-00047

SOURCE: VALLEY 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
71-00041	11N	12E	10		NW				CUSTER		

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
71-00042	
A71-00042B	NONE

SOURCE: HANNA CREEK
VALLEY CREEK

TRIB: VALLEY CREEK
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(X)

* 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(X)

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM?

N/A() Y(X) N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A () Y (X) 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 (X)

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM?

Y (X) N ()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____)

Y () N ()

AJ FIELD EXAM (DATE OF FIELD EXAM _____)

NAME OF EXAMINER KKC Y () N ()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: The P/D for Hanna Cr is where the delivery system from the Valley Cr Div in Sec 4 crosses the channel. The ditch is larger than the stream channel and therefore does divert all Hanna Cr water.

The only other P/D noted for this system is the Valley Cr diversion in Sec 4 which is shared with multiple other rights. A P/D in Sec 3 (SWSW) was noted on one time but has been abandoned by all users.

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

TRB.	RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	POD	COUNTY	DIVERSION NAME	DIVERSION NBR
11N	12E	4		NE	NE				CUSTER		
11N	12E	4		NW	NE				CUSTER		
11N	12E	4		SW	NE				CUSTER		
11N	12E	4		NE	NW				CUSTER		
11N	12E	4		NW	NW				CUSTER		
11N	12E	4		SW	NW				CUSTER		
11N	12E	4		SE	NW				CUSTER		
11N	12E	4		SE	SW				CUSTER		
11N	12E	4		SE	SW				CUSTER		

11N 12E 4 NE SW NE
11N 12E 3 NW NE SW
Valley Creek system
Hanna Creek system

SOURCE: Valley Cr TRIB: Salmon River

Hanna Cr Valley Cr

FIELD EXAM ATTACHMENT

DATE: 6-2-94

PAGE: 1/3

AGENT: KKC

FILES: _____

ATTACHMENT SUBJECT: for 71-00041
P/D SYSTEM FOR 11N 12E Sec 4 NE SW NE *

F06:: 71-00040A, ~~71-00040B~~, 71-00042A, 71-00042B, 71-00045,
71-00047, & 71-00050. Related Fish Screen VC-6.

The Forest Service reconstructed the di structure at a location
other than decreed. Date of change unknown at this time.

The ditch leaves the P/D and runs south east along the eastern
border of the Valley. The ditch intercepts Hanna Creek in
11N, 12E Sec 3 NW NE SW with the first major control structure
at this point. The water can be split with one channel roughly
using the old Hanna Cr channel to carry water to the north end
of the Mahoney/Kennedy Property that lays west of the Cow camp road
and is the northern most P/D between Valley Cr & the Cow camp road.
the other Channel continues southeast along the eastern border
of the Valley to the North end of the northern most P/D east
of the Cow camp road. The ditch again divides with
one main ditch paralleling the Cow Camp road on the east and
the other again forming the eastern boundary of the irrigated
portion of the Valley. This portion of the ditch intercepts
McGowan Creek in 11N 12E Sec 2 SW SW SE The main ditch
does not actually join with the McGowan Creek ditch but appears
that it may have at one time. The P/D in this general area
running south & east is a series of drainage channels
and this area appears to be naturally swampy. Valley Creek
water flows across this property and into HES 109 all

* Decreed right 71-00043 on HES 274 is also diverted from the same P/D
 but is physically removed from the common overlapping system of the
 other rights. It is claimed in part under #71-00043 Forest Service.

FIELD EXAM ATTACHMENT

DATE: 6-2-94PAGE: 2/3AGENT: KKC

FILES: _____

ATTACHMENT SUBJECT: _____

along the NE $\frac{1}{2}$ of the border. The McGowan Creek Ditch (and Valley Cr from Sec 4 somewhat) forms the eastern boundary for the HES 109 & into HES-133. This ditch system runs to HES 421 where it ends. For the HES's (portions) that lay east of the cow camp road (excluding HES-274) are in general irrigated concurrently in that as one HES is irrigated the tail water is either spread directly onto the next HES or is accumulated into a drain or ditch to be respread. Although this could be considered waste-water no one has claimed it as such. There are also swampy areas that may or may not be created by the Valley Cr, Hanna Cr, and/or McGowan Cr diversions. This interrelationship runs from HES 271 (the eastern $\frac{1}{2}$) thru HES 270, thru HES 109, thru HES 133, thru HES 421, and HES 319. All east of the Cow camp road. Water flows in general east & south from the cow camp road to the center of the irrigated meadows and south & east from the ditch system that forms the eastern boundary of the irrigated ground. This pattern is clearly visible on USDA F 173-13, 173-11 & others of the 8-28-72 flight similar USDA-F aerial photos 677-193 9-9-77 flight ASCS Aerial flight ~~77~~ 8-22-52 # DRF-3-167. or the Photo U68 to a certain extent also shows this relationship.

Irrigation practices for the fields west of the cow camp road

FIELD EXAM ATTACHMENT

DATE: 6-2-94PAGE: 3/3AGENT: KKC

FILES: _____

ATTACHMENT SUBJECT: _____

and east of Valley Creek is also irrigated in a similar manner. From the SW $\frac{1}{2}$ of HES 271 thru HES 272, thru HES 420 and into HES 577.

The channel running South from the Hanna diversion that enters the northern portion of the Mahoney/Kearney property west of the cow camp road & part of the HES 274 is either spread across the meadow and/or allowed to stay in a ditch that roughly divides that pasture in half running straight southeast to HES 272 where it is again either spread across the northern portion of the HES or continues in the same ditch straight thru the middle of HES 272 to HES 420. A ditch follows the cow camp road (on the west side) thru HES 271, 272, 420 and into 577. These HESs also share the water similar to the system east of the cow camp road.

Control of water diverted from section four ends roughly in the NW $\frac{1}{4}$ of sec. 13. HES 577 & HES 421 receive some water from the Sec 4 diversion but primarily receive water from other diversions and/or sources.

A small acreage west of Valley Creek and within HES 272 is irrigated from Elk Creek. The western portion of HES 420 is also irrigated from Elk Creek but from a diff P/O. This P/O is shared with the deeded right that has been split for two parcels in HES 577. The irrigated ground west of Valley Cr. in HES 422 is irrigated from Elk Cr. No other ground west of Valley Cr was found to be currently irrigated (this includes HES 273).

REVIEWED BY: KKC

DATE: 6-2-98

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

da fel

A. ROOT WATER RIGHT NUMBERS: A71-00041

B. POU LISTING											
TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11N	12E	2	SW	SW		AMERICA ACTING THROUGH, UNITEDA71-00041 / HAUGRUD, JACK AND/OR GEOFFREY A71-00042B / THOMPSON, JOHN	/	71-00041 / - / 71-00042 /			37.0
11N	12E	2	SE	SW		AMERICA ACTING THROUGH, UNITEDA71-00041 / HAUGRUD, JACK AND/OR GEOFFREY R71-10203 / HAUGRUD, JACK AND/OR GEOFFREY A71-10203	/	71-00041 / - / -			30.0
11N	12E	10	NE	NE		AMERICA ACTING THROUGH, UNITEDA71-00041 / MAHONEY JR, DANIEL J R71-00047 / 13.0 MAHONEY JR, DANIEL J A71-00047 / 15.0 HAUGRUD, JACK AND/OR GEOFFREY A71-00042B / ATLANTA MAHONEY TRUST, THE A71-00042A / 12.0 ATLANTA MAHONEY TRUST, THE R71-00042A / 12.0 THOMPSON, JOHN M BAR M INC.	/	71-00041 / 71-00047 / - / - / 71-00042 / 71-00048 /			40.0
11N	12E	11	NW	NE		AMERICA ACTING THROUGH, UNITEDA71-00041 / THOMPSON, JOHN H. THOMPSON, JOHN H.	/	71-00041 / 71-00039 / 71-00040 /			38.0
11N	12E	11	SW	NE		AMERICA ACTING THROUGH, UNITEDA71-00041 / MAHONEY JR, DANIEL J R71-00047 / 3.0 MAHONEY JR, DANIEL J A71-00047 / 3.0 THOMPSON, JOHN H. THOMPSON, JOHN H. M BAR M INC.	/	71-00041 / 71-00047 / - / 71-00039 / 71-00040 / 71-00048 /			40.0
11N	12E	11	NE	NW		AMERICA ACTING THROUGH, UNITEDA71-00041 /	/	71-00041 /			39.0
11N	12E	11	NW	NW		AMERICA ACTING THROUGH, UNITEDA71-00041 / MAHONEY JR, DANIEL J R71-00047 / 3.0 MAHONEY JR, DANIEL J A71-00047 / 2.0 M BAR M INC.	/	71-00041 / 71-00047 / - / 71-00048 /			36.0
11N	12E	11	SW	NW		AMERICA ACTING THROUGH, UNITEDA71-00041 / MAHONEY JR, DANIEL J R71-00047 / 31.0 MAHONEY JR, DANIEL J A71-00047 / 25.0 M BAR M INC.	/	71-00041 / 71-00047 / - / 71-00048 /			40.0
11N	12E	11	SE	NW		AMERICA ACTING THROUGH, UNITEDA71-00041 / MAHONEY JR, DANIEL J R71-00047 / 19.0 MAHONEY JR, DANIEL J A71-00047 / 25.0 M BAR M INC.	/	71-00041 / 71-00047 / - / 71-00048 /			39.0

ADDITIONAL POU FOUND

*See Attached
GIS Landlist
da 108-98
2-25-98*

TOTAL ACRES

A71-00041

339.00

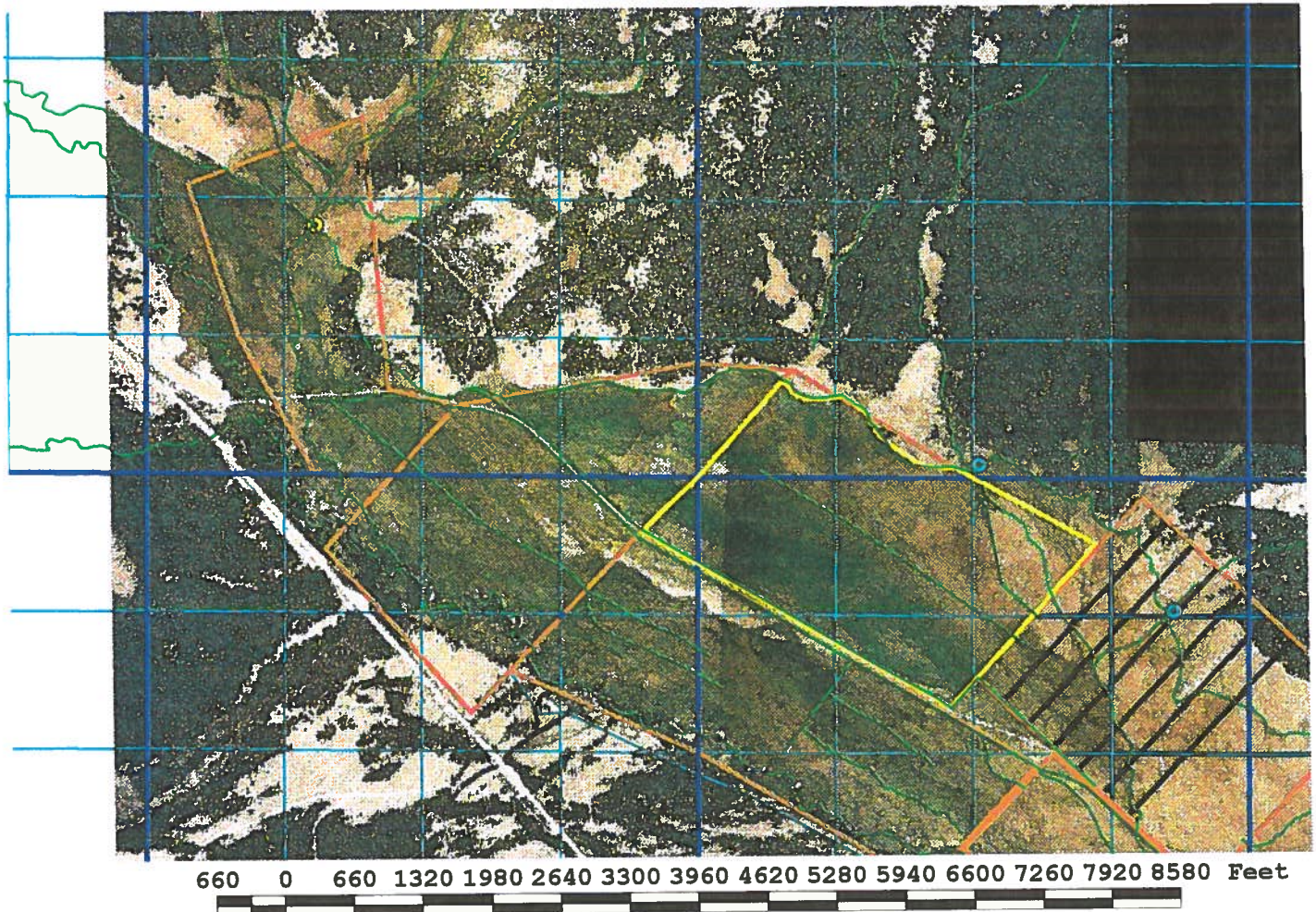
153

IDAHO DEPARTMENT OF WATER RESOURCES

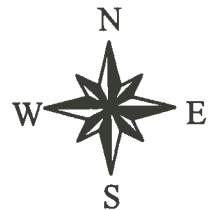
71-00041

SOURCE = VALLEY CREEK & HANNA CREEK

HES 270



RECOMMENDED PALCE OF USE = 153 ACRES
DATA ENTRY ON JUNE 2, 1998
TWP 11N, RNG 12E,
SEC 2, S1/2SW, SWSE
SEC 10. NENE
SEC 131 W1/2NE1/4, NW1/4



- RECOMMENDED PLACE OF USE
- ⊙ RECOMMENDED POINT OF DIVERSION
- SECTION LINES
- QUARTER QUARTER LINES
- HOMESTEAD ENTRY BOUNDARY
- ~ STREAM AND DITCH CHANNELS

GIS PLACE OF USE PRESENTATION
1992 USFS PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

CLAIM NUMBERS A71-00041DATE 2-25-98AGENT KKC

TRANSFER NUMBER _____

HOMESTEAD ENTRY NO. 270CLAIMED ACRE TOTAL 157(HES)GEOGRAPHIC INFO ACRES 153

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	11N	12E	2											I	I				
GIS			2											17.6	9.8			1.6	
RECOM			2											18	10				28
														outside HES	.2			1.6	outside HES
CLAIM	11N	12E	10	I															
GIS			10	5															
RECOM			10	5															5
CLAIM	11N	12E	11		I	I		I	I	I	I								
GIS			11		28.8	4		40	34.9	1.3	18								
RECOM			11		22	4		40	35	1	18								120
					6.5	outside HES													
CLAIM																			
GIS																			
RECOM																			

B71-DBPOD.SHP

NOS DESCRIPTION

33 Sec 3

~~NE~~ NESW Hanna Co.

32 Sec 4

~~NE~~ SWNE Valley Co.created 00041.shp as an intersect theme to
calculate Q Q acres.Marked $\approx$ 9 Acres as part of irrigation
P/U but not part of HES or claimed P/U.
Polygon identified with a neg number.

B71-DBPOU.SHP

SHAPE NOS

64

- 1

A common system includes 71-00042B.
Not part of the acres shown above

DBF TABLES UPDATED

B71-DBPOD.DBF

B71-DBPOU.DBF

POU COUNTY: CUSTER

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

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

Y() N()

not recommended

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
A71-00041	VALLEY CREEK	AMERICA ACTING THROUGH, UNITED	4.800	0.030		
R71-00042A	VALLEY CREEK	ATLANTA MAHONEY TRUST, THE	4.850	0.038		
A71-00042A	VALLEY CREEK	ATLANTA MAHONEY TRUST, THE	4.850	0.038		
A71-00042B	VALLEY CREEK	HAUGRUD, JACK AND/OR GEOFFREY	1.590	0.027		
R71-00047	VALLEY CREEK	MAHONEY JR, DANIEL J	3.600	0.033		
A71-00047	VALLEY CREEK	MAHONEY JR, DANIEL J	3.630	0.023		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
R71-10203	STOCKWATER	HAUGRUD, JACK AND/OR GEOFFREY	FROM 06-01 TO 10-31	0.030 CFS	
A71-10203	STOCKWATER	HAUGRUD, JACK AND/OR GEOFFREY	FROM 06-01 TO 10-31	0.030 CFS	

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

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

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()

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDMR NO. 4-68; () TOPOGRAPHIC QUAD, IDMR NO. _____;

() NAPP, IDMR NO. _____; () ASCS PHOTO; () OTHER GIS- USDA-1992

NOTES:

The found P/U is virtually the entire Homestead Entry from the ditch and fence that runs along the N-1100 boundary to the Cow Camp Road. Some "washed" areas from HES-271 flows onto this HES as a normal in practice

RECOMMENDATIONS:

TOTAL ACRES: 153 N/A()

REVIEWED BY: KKC DATE: 6-2-98

DIV. VOL. FOR EACH USE

4.800 CFS

4.800 CFS

DIV. VOL. FOR EACH USE

4.800 CFS

4.800 CFS

$$Y(\frac{A}{N})$$

N/A() Y(1) N()

$$Y(\overline{X}) \quad N(\underline{\quad})$$
$$Y(\frac{1}{N})$$

~~() N ()~~

$$N/A(\quad) \quad Y(\quad) \quad N(\quad)$$
$$N/A(\text{---}) Y(\sqrt{\text{---}}) N(\text{---})$$
$$N(A \setminus Y(\text{---})) \cap N(\text{---})$$
$$N/A(\underline{\quad}) Y(\underline{\quad}) N(\underline{\quad})$$

NOTES:

The Reviewer's analysis indicates a diversion ~~regiment~~
greater than the Decreed & claimed rate. Therefore I
accept the claimed rate as valid.

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

A 71-00041

DATE: June 2, 1998

REVIEWED BY KKC

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) ②	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
AM1	4	15*	153	.30	12.24 CFS
					CFS
					CFS
					CFS

TOTAL ACRES

DECREED RATE = 4.80 cfs

CLAIMED DIVERSION RATE =

ORIGINAL HUBBLE RATE =

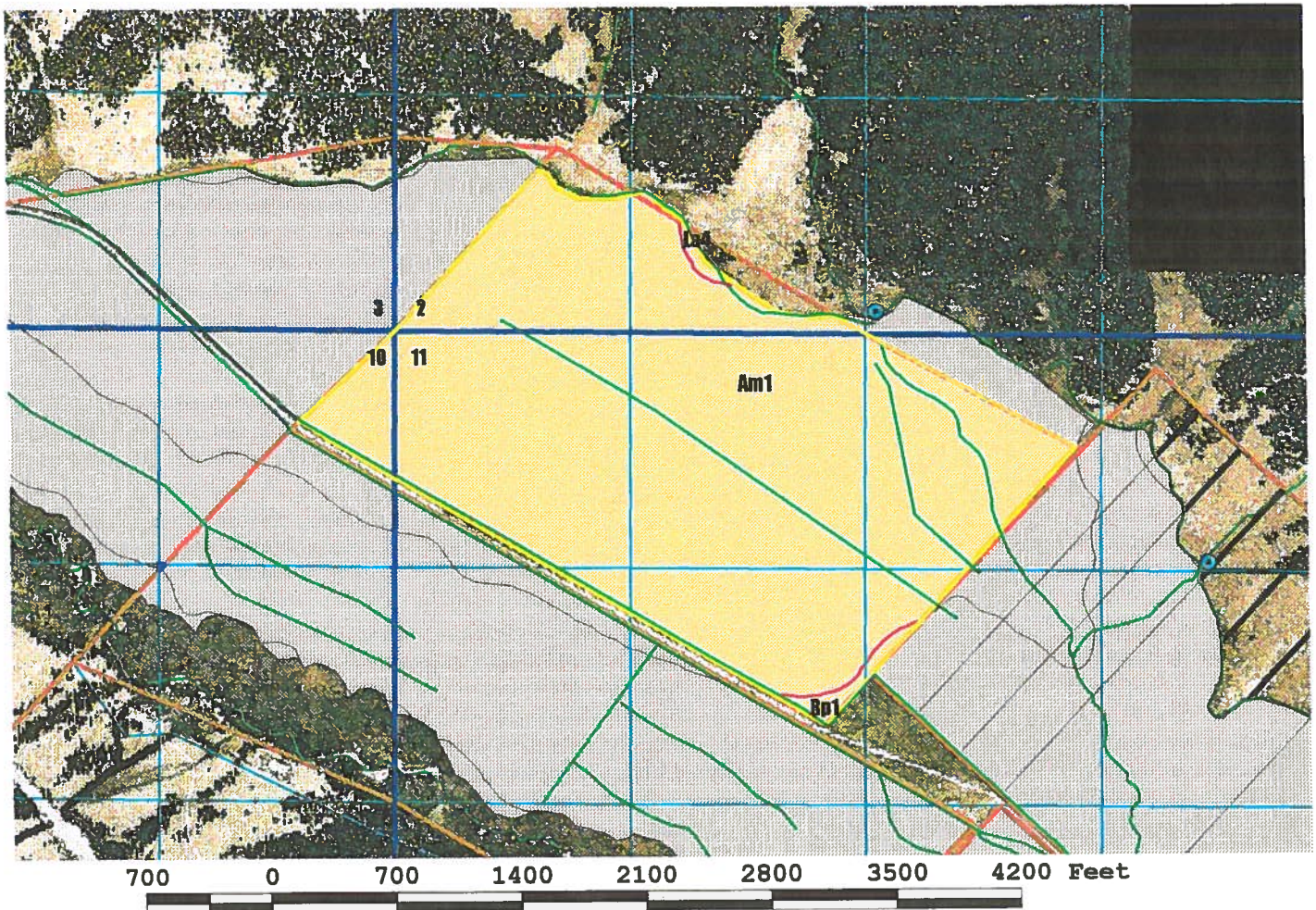
MEASURED DIVERSION RATE =

* actual rotation based upon general irrigation practices in the valley

② all in acres based upon AM1 soil type as it represents 98% of the P/U.

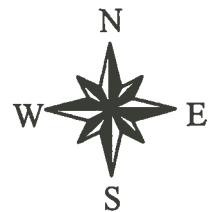
IDAHO DEPARTMENT OF WATER RESOURCES

71-00041
HES- 270
USDA-F



**PLACE OF USE SOILS ANALYSIS
USING SCS SOILS OVERLAY
DATA ENTRY ON JUNE 2, 1998**

HES	SOIL TYPE	ACRES
270	LA4	.4
	AM1	150.7
	RP1	1.8



- RECOMMENDED PLACE OF USE
- SOILS BOUNDARY
- SECTION LINES
- QUARTER QUARTER LINES
- HOMESTEAD ENTRY BOUNDARY

GIS PLACE OF USE PRESENTATION
1992 USFS PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

AJ CLAIM TOTAL DIVERSION RATE: 4.800 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 4.800 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A () Y (X) N ()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A () Y (X) 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 (X)

* 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 (X) N ()

E. MEASUREMENT METHOD *See ID Dept EG attachment dated 10-19-93* FLOW MEASUREMENT, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y () N ()

See Hubbs Analysis

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 = _____ 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 ()

INFORMATION SUPPLIED VIA A PHONE CONVERSATION WITH PHYLLIS
ROSE (ID DEPT FISH AND GAME) ON 10-19-93.

VALLEY CREEK DIVERSION MEASUREMENTS FOR FISH SCREEN OPERATION

<i>dis location</i> VCI (SILVA DITCH)	06-29-93	4.30 CFS	
	07-27-93	3.80 CFS	
	09-01-93	6.40 CFS	
	08-01-59	8.30 CFS	
VC2	06-29-93	1.10 CFS	
	07-27-93	0.80 CFS	
	09-01-93	0.60 CFS	
	08-25-59	5.70 CFS	
	58 or 59	8.50 CFS	
VC3 <i>mahoney</i>	06-29-93	5.50 CFS	
	07-27-93	3.80 CFS	
	09-01-93	1.60 CFS	
	08-01-59	5.20 CFS	
VC4 <i>Sec 11 SESESE</i>	1992	NO DIVERSION FOUND	
	1993	NO DIVERSION FOUND	
	1959	4.40 CFS	
VC5 <i>abandoned</i>			
VC6 <i>Sec 4 NESW NE</i>	07-28-93	3.10 CFS	<i>ditch not at capacity</i>
	09-01-93	2.20 CFS	<i>" " " "</i>
	1959	35.0 CFS	(questionable measurement)
VALLEY CR COMMUNITY DITCH		16.0 CFS	(questionable measurement)

ELK CREEK DIVERSION MEASUREMENTS FOR FISH SCREEN OPERATION

EC1	06-29-93	2.10 CFS
	07-27-93	3.30 CFS
	1959	8.70 CFS
EC2	06-29-93	2.30 CFS
	07-27-93	1.20 CFS
	1959	0.70 CFS

NOTES:

MR RECORD CONDITIONS/REMARKS:

P/U IS H. E. S. 270.
AC. IRRIG. NOT SPECIFIED. FARM = 157.41 AC.
CORRECT SOURCES ARE HANNA CREEK &/OR VALLEY CREEK.

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	5 09-01 09-30	4.800	EXAMINER	0.0
TOTAL FOR THIS RIGHT		4.800	✓	0.0

NON-IRRIGATION USES CLAIMED: ~~4499~~ Cattle

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

REVIEWED BY: KKC DATE: 6-2-98

FLAG: C

STANDARD CONDITIONS (CODE):

C63

STANDARD REMARKS (CODE):

EXP - F66 all rights related to P/D Sec 4 Valley & Co.
GEN J62 HES 270

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

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: 71-00041
TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
4.800

EXAMINER

N/A
CFS/

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	R71-00041	4.800	R71-00041	4.800	71-00041	4.800
TOTAL CFS		4.800		4.800		4.800

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 ()?

DATABASE
Y
FIELD
EXAMINER
Y () N ()

NOTES:

AUT AUTHENTICATION DATE: 6-2-98
SIC
SIGNATURE: Kelly K. Christensen
NAME EXAMINER: KELLY K/CHRISTENSEN
SR WATER RESOURCE AGENT

DATE:
TITLE:

COMMUNICATION DOCUMENTATION

Claim No. A71-00042B

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent

Kelly Christensen

Date

6-15-94

Contact Person(s)

Val Hancock

Nature of Contact

Adj claim review

Substance of Communication

Plm irrigation from Valley Creek
not clear as to how water reaches property.
Also discussed that Toni Yaconella has claimed
a portion of this right on his property. I told
Val that with the evidence before me my leaning
is to disallow his (Toni's) claim. I haven't discussed
this with Toni.

16037

FLIP

8-28-72

CFL 209

HANNA CR
ITCH IN

SHOWS THE
REGIONS OF THE
SYSTEM.

TO OTHER
USERS

INIT KKC
4/1/80

SLEW
AREA

THOMPSON
CR

P/D

Field notes
9-15-93

NORTHERN MOST
CLAIM P/D ON VALLEY CE INIT KKC

T. R. S. Q/Q
P/D 11/1 12E 4 NESWNE
PHOTO USDA-F 373-105
DT. & ID. 8-28-72 Flight

ORIG IN
A71-00042A