

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: A71-04016
Date Received: 1/26/1989
Receipt No: S006163
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JOHN SIMPSON 415-851-9470
Address: 309 MANUELLA
WOODSIDE CA 94062

AND/OR

Name: LYNN SIMPSON 415-851-9470
Address: 309 MANUELLA
WOODSIDE CA 94062

2. Date of Priority: MAR 3, 1954

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

4. Point of Diversion:

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

5. Description of diverting works:

ROCK CHECK DAM TO EARTHEN CANAL SHARED WITH OLD WILLIAMS RANCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	22.000		

7. Total Quantity Appropriated is:

22.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 362.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	14E	29	SE	SW		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	40.0
		32	NW	NE	IRR	18.0
			NE	NW	IRR	40.0
			SW	NW	IRR	15.0
			SE	NW	IRR	40.0
			NE	SW	IRR	28.0
					Section Acres	141.0
					Total Acres	181.0

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:
71-02082

14. Remarks:

THIS CLAIM IS FOR ADDITION ACRES HISTORICALLY IRRIGATED BEYOND THOSE LICENSED UNDER 71-02082 AND FOR ADDITIONAL WATER HISTORICALLY DIVERTED. THE SOILS ARE GRAVELLY IN NATURE AND REQUIRE MORE THAN 1"/ACRE LICENSED.

15. Basis of Claim: BENEFICIAL USE

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: _____

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OCT 28 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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OCT 28 1994

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
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CIVIL CASE NUMBER: 39576

Ident. Number A71-04016

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

Amend

Please type or print clearly

John &/or Lynn Simpson1. Name of Claimant (s) _____ Phone (415) 851-9470Mailing Address 309 Manuella, Woodside, Ca Zip 940622. Date of Priority (Only one (1) per claim) 3/3/19543. Source of water supply (a) Salmon River
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 8N Range 14E Section 4,
_____ 1/4 of NW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of _____Additional points of diversion if any: - None

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.Rock check dam
to further canal shared with old Morgan
williams Ranch.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For 22.0 cfs purposes from _____ to _____ amount _____ or _____

For Irrigation purposes from 4/15 to 10/15 amount 22.0 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 22.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 362 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
9N	14E	29												40					40
		32		18			40		15	40	28								141

Total number of acres irrigated 181

11. In which county (ies) are lands listed above as place of use located? Custer

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
71-02082 or None ()

14. Remarks: This claim is for addition 2 acres
historically irrigated beyond those licensed
under 71-02082 and for additional water
historically diverted. The soils are gravelly in
nature and require more than 1 1/2 sec/.

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

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15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐
Decree
If applicable provide IDWR Water Right Number
Court Case Number Decree Date
Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) *John D. Sorenson* Date Aug 24 '93
Date

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

Signature of Authorized Agent

Title and Organization Date

State of Idaho/or)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 24th day of Aug 19 93

SEAL

Notary Public *John D. Sorenson*

Residing at Kimberly, Id

My Commission Expires 6/30/94

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature

Address

Date

MICROFILMED
OCT 28 1994

Last Name Ident. Number

Copies White-State, Yellow-Claimant

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
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CIVIL CASE NUMBER: 39576

Ident. Number: A71-04016
Date Received: 1/26/1989
Receipt No: S006163
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN R. SIMPSON
Address: 116 FOX HOLLOW
WOODSIDE, CA 94062
AND/OR
Name: TOM LOUTZENHEISER 208-774-3425
Address: CIRCLE "T" RANCH
BOX 867
KETCHUM, ID 83340
2. Date of Priority: MAY 01, 1954
3. Source: SALMON RIVER Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	14E	5	NW	NE		2	CUSTER
5. Description of diverting works:
WING DAM & HEADGATE, DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	10/15	1.100		
7. Total Quantity Appropriated is:
1.100 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	14E	32	SW	NW		IRR	15.0
			SE	NW		IRR	40.0
						Section Acres	55.0
						Total Acres	55.0

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:
A71-02082

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Tom Lautenheiser Date: 1-26-89

Date: _____

State of Idaho)
County of SE) ss.

Subscribed and sworn (or affirmed) before me this 26 day its
of Jan 19 89 Lori White
Notary Public

Seal

Residing at SE
My Commission Expires 5/94



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A71-04016
JOHN R. SIMPSON
116 FOX HOLLOW

WOODSIDE

CA 94062

RE: Evidence of Priority

RESPONSE DEADLINE

MAY 1, 1992

Dear Claimant:

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

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

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

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

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 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

March 2, 1992

R. KEITH HIGGINSON
Director

A71-04016
TOM LOUTZENHEISER
CIRCLE "T" RANCH
BOX 867
KETCHUM

ID 83340

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RESPONSE DEADLINE

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Water Rights Supervisor

Enclosures

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

09-Feb-1993 10:03

Tom Loutzenheiser
Circle "T" Ranch
Box 867
Ketchum, ID 83340

RE: Evidence of Priority
SRBA Claim A71-04016

*** SECOND REQUEST ***

Dear Claimant:

Our records indicate that your claim(s) referenced above is based on either a "Statutory Claim" or "Beneficial Use" of the water. Before the Department can make a recommendation to the Court for claims of this type we are required to substantiate with supporting evidence the "Priority Date" which has been claimed. We have previously requested that you submit this supporting evidence in our letter dated March 2, 1992. To date we have not received the requested documentation.

Again we are enclosing a brochure outlining the types of evidence you may submit and a computer printout of your claim for reference. We request that you submit your evidence before April 1, 1993.

SPECIAL NOTE:

- *It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a notarized affidavit.
- *Please reference the above claim number(s) on your response.
- *If we do not receive the requested documentation your claim(s) will be recommended to the Court for disallowal due to lack of evidence supporting the priority date.

If you have questions or need other assistance please contact this office.

Sincerely,

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

Encl:

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

09-Feb-1993 10:03

John R Simpson
116 Fox Hollow
Woodside, CA 94062

RE: Evidence of Priority
SRBA Claim A71-04016

*** SECOND REQUEST ***

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If you have questions or need other assistance please contact this office.

Sincerely,

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

Encl:

MICROFILMED

MAR 17 1993

JOHN B. SIMPSON, PH.D., M.D.
309 MANUELLA AVENUE
WOODSIDE, CALIFORNIA 94062

FAX (415) 851-9473

May 4, 1993

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

RECEIVED

MAY 05 1993

Department of Water Resources
Southern Region Office

RE: Evidence of Priority
SRBA Claim A71-04016

Dear Mr. Merritt:

To provide evidence of priority of water rights at the Circle T Ranch in Obsidian, Idaho, owned by John B. Simpson, M.D., I have enclosed the following :

1. A copy of the Warranty Deed outlining the water rights when John and Lynn Simpson purchased the ranch from Marvin and Fern Larson.
2. A copy of the Certificate of Completion of Works and the License and Certificate of Water Right, dated in 1955, when Mr. Marvin Larson first applied for water rights for the property.
3. A signed and notarized affidavit by Morgan C. Williams, a former neighbor to the property, defining when beneficial use of the water on the Circle T first began.

If any further evidence is required or if you have any questions, please call myself or Dr. Simpson at (415) 851-9470. Additionally, would you please change Dr. Simpson's address in your records from 116 Fox Hollow, Woodside, CA 94062, to the address above? Thank you.

Sincerely,



Cherise R. Dodson
Administrative Assistant



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

09-Feb-1993 10:03

John R Simpson
116 Fox Hollow
Woodside, CA 94062

RE: Evidence of Priority
SRBA Claim A71-04016

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If you have questions or need other assistance please contact this office.

Sincerely,

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

Encl:

DIVERSION
VOLUME

TOTAL DIVERSION: 1.10 CFS

Stage: STATUTORY CLAIM

CUSTER County

SE

[illegible]

Other Rights: A71-02082

Verified Date: 01/28/1986

Field Inspection Flag:
Presumption Flag:

Field Inspection Flag:
Presumption Flag:

WARRANTY DEED

For Value Received

MARVIN LARSON and FERN LARSON
husband and wife

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto
JOHN B. SIMPSON and RETA L. SIMPSON, husband and wife,

whose address is: 116 Fox Hollow, Woodside, CA 94062

Hereinafter called the grantee, the following described premises, in Custer County, Idaho,
to-wit:

Township 9 North, Range 14 East, Boise Meridian, Custer County, Idaho.

Section 29: The SE $\frac{1}{4}$ SW $\frac{1}{4}$ and that portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying west
of the Highway No. 93 (now State Highway No. 75)
Right-of-Way.

Section 32: NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and that portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$
lying West of the Highway No. 93 (now State Highway
No. 75) Right-of-Way.

TOGETHER WITH all water and water rights appurtenant thereto, including
but not limited to the following:

Water Right No. 71-2082 Priority March 3, 1954 2,520 CFS

Water Right No. 71-4016 Priority May 1, 1954 1,100 CFS

SUBJECT TO: Public Law 92-400, creating Sawtooth National Recreation Area.
Easements and right-of-way of record in the records of Custer County, Idaho.

The right, title and interest of the public in and to those portions of the
above described premises falling within the bounds of roads or highways
dedicated and or otherwise used by the public, and subject to all easements
and restrictions attendant and pertinent to said highways.

TO HAVE AND TO HOLD the 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 incumbrances except as described above and that Grantor will warrant
and defend the same from all lawful claims whatsoever.

Dated: September 30, 1986

Marvin Larson
Marvin Larson

Fern Larson
Fern Larson

COPY

Permit No. 24753

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that MARVIN H. LARSON
 of Challis, County of Custer, and State of
Idaho, the holder of Permit No. 24753, issued upon Application
 No 32561 bearing date of priority of March 3, 1954, authorizing the diversion of
2.78 second feet of the waters of Salmon River

County of Custer, State of Idaho, for irrigation and domestic
 purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof
 of completion of the works of diversion set out and described in said Permit; that said works are adequate for
 diverting and conveying to the place of intended use 8.38
 second feet of the waters of Salmon River;

that the point of diversion of said waters is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 4, Township 8 North,
Range 14 East, B. M.

and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32; SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29; All in Township
9 North, Range 14 East, B. M.

Witness my hand this 1st day of February, A. D. 1955.

Mark R. Kulp

State Reclamation Engineer

PERMIT No. 24753

**Certificate of Completion
of Works**

Dated February 1, 1955

Stream Salmon River

County Custer

Amount 2.78 second feet

Date of Priority March 3, 1954

Recorded in Book 88

of Permits, page 24753

State of Idaho

License and Certificate of Water Right

Water License No. 24753 Priority March 3, 1954 Amount 2.52 second feet
 THIS IS TO CERTIFY that MARVIN H. LARSON

of Challis, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated March 3, 1954; that Permit No. 24753 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 8.38 second feet, was issued thereunder on February 1, 1955, showing that said works were completed on the 6th day of January, 1955; and that on the 2nd day of April, 1955

MARVIN H. LARSON

of Challis, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of Salmon River ~~and its tributaries~~ for the purpose of Irrigation and domestic use, under Use Permit No. 24753 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 9 of Licenses, at Page 5610, on the 15th day of November, 1955; The right hereby confirmed dates from March 3, 1954;

The Point of Diversion is located in the NW ¼ SW ¼, Sec. 4, Tp. 8 N., R. 14 E., B. M. Custer County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.52 cubic feet per second.

Description and location of use:

TWP.	RANGE	SECTION	FORTY-ACRE TRACT	NO. ACRES DESCRIBED IN PERMIT	NO. ACRES ACTUALLY IRRIGATED
9 N.	14 E.	32	NW $\frac{1}{4}$ NE $\frac{1}{4}$	19	18
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	28
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
		29	Number of Acres Actually Irrigated		126 35 <u>181</u>

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 15th day of November, 1955

Mark R. Kulp
 State Reclamation Engineer.

State of Idaho

License and Certificate of

Water Right

Water License No. 24753

To Marvin H. Larsson

Challis, Idaho

Source of Supply Salmon River

Lemhi County

Amount 2.52 Sec. Feet

Point of Diversion NW 1/4 SW 1/4 Section 4,

Twp. 8 North, Range 14 East, B. M.

Place of Use NW 1/4 NE 1/4, NE 1/4 NW 1/4, NE 1/4 SW 1/4
Section 32; SE 1/4 SE 1/4 Section 2;
Twp. 9 North, Range 14 East, B. M.

Purpose Irrigation and

domestic use

Date of Priority March 3, 1954

Recorded November 15, 1955

in Book 9 of Licenses, Page 5610

AFFIDAVIT

STATE OF IDAHO)
 : ss.
County of Custer)

Being first duly sworn, the undersigned deposes and says as follows:

1. My name is MORGAN C. WILLIAMS, and I am now 70 years of age. I possess a sound memory.

2. During my childhood, I resided on a ranch south of Stanley, Custer County, Idaho. A portion of the ranch was described as follows:

TOWNSHIP 9 NORTH, RANGE 14 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO:

Section 29: The SE $\frac{1}{4}$ SW $\frac{1}{4}$ and that portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying west of the Highway No. 93 (now State Highway No. 75) right-of-way.

Section 32: NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and that portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying west of the Highway No. 93 (now State Highway No. 75) right-of-way.

3. To the best of my knowledge, information and belief, Idaho Water Right Nos. 71-2082 and 71-4016 relate to the described property.

4. I recall that water was being used beneficially to irrigate the described lands as early as 1937 or 1938. I believe some water may have been used for irrigation on some of the lands earlier, but I specifically recall the use in 1937 or 1938 at which time hay and pasture crops were being grown. I was old enough at that time to be involved in the work being done on the land.

5. To the best of my knowledge and belief the above is true and accurate.

DATED: April 19, 1993.

Morgan C. Williams
MORGAN C. WILLIAMS

SUBSCRIBED and SWORN TO before me this 19th day of April, 1993.

James A. Burnett
Notary Public for Idaho
Residing at: Challis Idaho
My Comm. Expires: 1-21-99

AJ0743NP
(OD-124)

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

06/03/98 16:03:14
Page 1

Water Right Number - R71-04016

Prefix Translation:

RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***

SIMPSON

LYNN

1 - 309 MANUELLA

2 -

3 -

City- WOODSIDE

Phone - 415-851-9470

1 - 309 MANUELLA

2 -

3 -

City- WOODSIDE

Phone - 415-851-9470

SIMPSON

JOHN

State- CA Zip- 94062

Priority Date - +

05/01/1954

Region - +

17 SOUTHERN

Stage - +

J - BENEFICIAL USE

Status - +

Source - +

SALMON RIVER

Tributary - +

SNAKE RIVER

Point of Diversion - +

Twn Rng Sec Tract Lot RFlg County

(37) CUSTER

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

01 - IRRIGATION

05/01

09/30

15.090

0.0

Total Div. Rate - + Total Div. Volume - +

15.090

Total Consumptive Use - + KW Usage - +

Twn Rng Sec Tract Lot Acres Place of Use Code Description County

09N

14E

29

SE SW

01

IRRIGATION

(37)

CUSTER

09N

14E

32

SW SE

01

IRRIGATION

(37)

CUSTER

09N

14E

32

NW NE

01

IRRIGATION

(37)

CUSTER

09N

14E

32

NE NW

01

IRRIGATION

(37)

CUSTER

09N

14E

32

SW NW

01

IRRIGATION

(37)

CUSTER

09N

14E

32

SE NW

01

IRRIGATION

(37)

CUSTER

09N

14E

32

NE SW

01

IRRIGATION

(37)

CUSTER

Total Acres: 166.6

- - - Diversion Means - ROCK CHECK DAM TO EARTHEN CANAL.

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - 71-02082

See file 71-02082 for revised
2/2/98 6/3/98

Water right number - R71-04016

Prefix translation: RESEARCH

----- Remarks -----

POU1 USE OF THIS RIGHT WITH RIGHT NO. 71-02082 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 166.6 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP 1.20 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT AND RIGHT NO. 71-02082.
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION DESCRIBED ABOVE: 71-02082, 71-04016, 71-04037, 71-02063
& 71-10766.

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

----- Conditions of Approval -----

----- Decree Defendant -----

----- Decree Date -----

Date: 02/16/1994 User Id: MERRITT Subject: COPIED FROM REMARKS
THIS CLAIM IS FOR ADDITION ACRES HISTORICALLY IRRIGATED BEYOND
HISTORICALLY DIVERTED. THE SOILS ARE GRAVELLY IN NATURE AND
Date: 06/03/1998 User Id: AMERRITT Subject: COPIED FROM REMARKS
1.20 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
USE OF THIS RIGHT WITH RIGHT NO. 71-02082 IS LIMITED TO A
THE IRRIGATION OF A COMBINED TOTAL OF 168 ACRES IN A SINGLE
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF
71-10766.

----- Audit Fields -----

----- Adjudication Rights Dates and Flags Area -----

Court Report Filing	- 00/00/0000	Field Inspection Made	- 08/24/1993	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	- 01/26/1989	Last Amended Date	- 08/30/1993	Temporary Right	- P
		Receipt Number	- S006163	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

Water Right Number - R71-04016

Prefix Translation:

RESEARCH

Old (D) Number -

--- Last Name --- + --- First Name --- + --- Address --- +

*** C - CURRENT OWNER ***
SIMPSON

JOHN

1 - 309 MANUELLA
2 -
3 -

City- WOODSIDE
Phone - 415-851-9470

State- CA Zip- 94062

SIMPSON

LYNN

1 - 309 MANUELLA
2 -
3 -

City- WOODSIDE
Phone - 415-851-9470

State- CA Zip- 94062

--- Priority Date --- +
05/01/1954

--- Region --- +
17 SOUTHERN

--- Stage --- +
J - BENEFICIAL USE

--- Status --- +

--- Source --- +
SALMON RIVER

--- Tributary --- +
SNAKE RIVER

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
08N	14E	5	SW SE NE			(37) CUSTER	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		05/01	09/30		15.270	

--- Total Div. Rate --- + --- Total Div. Volume --- + --- Total Consumptive Use --- + --- KW Usage --- +
15.270 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
09N	14E	29	SE SW		37.0	01	IRRIGATION	(37) CUSTER
09N	14E	29	SW SE		3.0	01	IRRIGATION	(37) CUSTER
09N	14E	32	NW NE		17.0	01	IRRIGATION	(37) CUSTER
09N	14E	32	NE NW		40.0	01	IRRIGATION	(37) CUSTER
09N	14E	32	SW NW		11.0	01	IRRIGATION	(37) CUSTER
09N	14E	32	SE NW		39.0	01	IRRIGATION	(37) CUSTER
09N	14E	32	NE SW		21.0	01	IRRIGATION	(37) CUSTER

Total Acres: 168.0

--- Diversion Means - ROCK CHECK DAM TO EARTHEN CANAL SHARED WITH ANOTHER RANCH.

--- Non-Irrigation Use - NONE

--- Other Rights for Same Use - 71-02082

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OCT 28 1994

Replaced
See file

71-02082

Water right number - R71-04016

Prefix Translation: RESEARCH

Remarks - - - - -

1.20 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT AND RIGHT NO. 71-02082.
USE OF THIS RIGHT WITH RIGHT NO. 71-02082 IS LIMITED TO A
TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 336.0 AF, AND TO
THE IRRIGATION OF A COMBINED TOTAL OF 168 ACRES IN A SINGLE
IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 71-02082, 71-04016, 71-04037 &
71-10766.

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

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - -

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + - - - - Decree Defendant - - - +

+ - - Decree Date - +

00/00/0000

+ - - - - Comments - - - - -

Date: 02/16/1994 User Id: MERRITT Subject: COPIED FROM REMARKS
THIS CLAIM IS FOR ADDITION ACRES HISTORICALLY IRRIGATED BEYOND THOSE LICENSED UNDER 71-02082 AND FOR ADDITIONAL WATER
HISTORICALLY DIVERTED. THE SOILS ARE GRAVELLY IN NATURE AND REQUIRE MORE THAN 1"/ACRE LICENSED.

+ - - Audit Fields - - +

02/16/94 MERRITT

+ - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	Field Inspection Made	Civil Case Number
Objection Filed Date - 00/00/0000	Field Inspection Flag - 08/30/1993	Old Case Number - 39576
Response Filed Date - 00/00/0000	Verified Date - 00/00/0000	Old Judicial District -
Claim Received Date - 01/26/1989	Last Amended Date - 08/30/1993	Temporary Right - P
	Receipt Number - S006163	Water District -
	POU Ownership Flag - Y	Federal/State Indicator - S
	Name Connector - AND/OR	Presumption Flag -
		Notice of Error Flag -

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OCT 28 1994

POOR ORIGINAL

Recommended
Acres

Simpson

168 Ac

FH 26

BM
6721

75

Wg1 25
DGI 143

STANDAR

BM
6742

P/

MICROFILMED
OCT 28 1994

5

POOR ORIGINAL

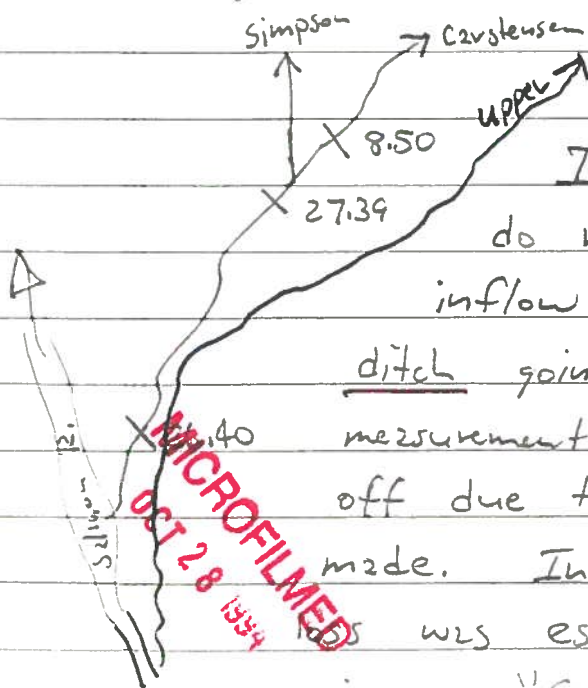
Excess Flow Evaluation

2/24/94 by ADM

A71-02082) Simpson
A71-04016)
A71-10766 - USFS
A71-04037 - Carstensen

This evaluation is for the ditch diverting from the Salmon River within the SWSENE Sec 5 T8N R14E 2nd serving lands owned by Simpson, USFS & Carstensen.

On 8/24/93 I met John Simpson and we measured the ditch below the fish screen and found 26.40 cfs. We measured the ditch again and found 27.39 cfs above the split and then the portion going Carstensen's way and found 8.50 cfs.



I cannot resolve why these measurements do not show a loss unless there is inflow thru the bank from the upper ditch going to Carstensen's or possibly the measurement above the split is slightly off due to the location the measurement was made. In any event calculation of ditch loss was estimated based on the soil type using a "C" value of 3.0 pursuant to

While meeting with Mr. Simpson I quickly estimated what the measurements might show (± 25 cfs) at the P/D and we discussed that his share of the canal would or could be more than the $(2.52 + 1.10)$ which he had filed. We discussed his options and he decided to amend A71-04016 to provide for more water & to cover the entire reach.

Evaluation of the Simpson place finds 25 Ac. with W61 soil & 143 Ac with B61 soil being irrigated. At the time we met Mr. Simpson indicated the place is irrigated with 24 hrs sets & 10 day rotation.

The optimum rotation for W61 is 4 days & B61 is 8 days. Since the indicated rotation is 10 days that is what was used in the analysis. By using the wild flooding procedure the B61 justified 13.59 cfs & the W61 justified 3.00 cfs for a total IR of 16.59 cfs.

Similarly the USFS tract consists of 3 Ac W61 soil & 9 Ac of B61 soil. The analysis was run on the same 10 day scheme since it is generally the irrigator or those involved with the Simpson place that

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OCT 28 1984

POOR ORIGINAL

irrigates these lands. The W61 soil justifies 0.37 cfs & the B61 soil justifies 0.87 cfs.

Similarly the Carstensen place being under the lower ditch consists of 37 Ac. of W61 & 38 Ac. of B61 for a total of 75 Ac under the lower ditch. On 9/21/93 I met Jim Bennetts (Attorney), Carroll Rowland (Irrigator) & Wayne Baker (?) on the Carstensen place (Old Williams Place). Mr. Rowland indicated it took 3 to 4 wks to rotate the water over the reach using 24 hr sets. I used 21 days in the analysis and found the W61 soil under the lower ditch justified 2.11 cfs & the B61 soil under the lower ditch justifies 1.73 cfs for a total of 3.84 cfs for the 75 Acres.

At the time of our meeting I informed Mr. Bennett of my measurements from the ditches from the river and we discussed the findings as they were at that time recorded.

Mr. Bennetts amended the claim upward to cover excess flows.

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OCT 28 1993

to solve expected ditch loss as earlier mentioned. A "C" value of 3.0 was used and to

POOR ORIGINAL

attached sheet indicates.

Summary

	<u>IR</u>	<u>Convey</u>	<u>Total</u>
Simpson	16.59	1.20	17.79
USFS	1.24	0.18	1.42
Crustensen (Lower Ditch)	3.84	0.71	4.55

At the time of this writing USFS has been informed of these calculations & a number assigned for their filing but it has not been lodged yet. (A71-10766)

For Simpson 71-02082 will be recommended for 2.52 cfs & 71-04016 for 15.27 cfs with 71-04016 providing the 1.20 cfs for conveyance loss.

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OCT 28 1994

CONVEYANCE LOSS - WORSTELL

AGENT -----AOM
 OATE -----16-Feb-94
 CONVEYANCE OR
 SOURCE NAME ----SALMON RIVER
 RELATED CLAIMS -SIMPSON, USFS, CARSTENSEN

P/D T&N, R14E Sec 5
 SW SENE

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	4125	10.0	3.00	1.56	16.59	21.67	0.0721	1.20	23.75
2	2000	5.0	3.00	0.38	1.24	5.08	0.0746	0.18	5.60
3	750	5.0	3.00	0.14	3.84	3.84	0.0370	0.71	3.98
4				0.00		0.00	0.0000	0.00	-0.00
5				0.00		0.00	0.0000	0.00	-0.00
6				0.00		0.00	0.0000	0.00	-0.00
7				0.00		0.00	0.0000	0.00	-0.00
8				0.00		0.00	0.0000	0.00	-0.00
9				0.00		0.00	0.0000	0.00	-0.00
10				0.00		0.00	0.0000	0.00	-0.00
11				0.00		0.00	0.0000	0.00	-0.00
12				0.00		0.00	0.0000	0.00	-0.00
13				0.00		0.00	0.0000	0.00	-0.00
14				0.00		0.00	0.0000	0.00	-0.00
15				0.00		0.00	0.0000	0.00	-0.00
16				0.00		0.00	0.0000	0.00	-0.00
17				0.00		0.00	0.0000	0.00	-0.00
18				0.00		0.00	0.0000	0.00	-0.00
19				0.00		0.00	0.0000	0.00	-0.00
20				0.00		0.00	0.0000	0.00	-0.00
TOTALS	6875			2.08	21.67			2.08	

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH
 SEEPAGE = SOIL SEEPAGE RATE OF REACH
 WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD
 DELIVERY = TOTAL DELIVERIES IN REACH
 DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)
 LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT
 DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
 REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH

	<u>IR</u>	<u>Convey</u>	<u>Total</u>
Simpson	16.59	1.20	17.79
USFS	1.24	0.18	1.42
Carstensen	3.84	0.71	4.55
Lower Ditch			
			<u>23.76</u>

MICROFILMED
 OCT 28 1994

GRADED BORDER EVALUATION

Job name: SIMPSON
By: ADM

Location: WG1 25AC 10DAY
Date: Feb 16, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=4.00
Slope (S)= 0.0100 ft/ft Border width (W)= 91 ft
Net application (Fn)= 0.67 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
2.90	Gross depth	is less than required	gross	application	depth	
2.91	Gross depth	is less than required	gross	application	depth	
2.92	Gross depth	is less than required	gross	application	depth	
2.93	Gross depth	is less than required	gross	application	depth	
2.94	Gross depth	is less than required	gross	application	depth	
2.95	Gross depth	is less than required	gross	application	depth	
2.96	Gross depth	is less than required	gross	application	depth	
2.97	Gross depth	is less than required	gross	application	depth	
2.98	Gross depth	is less than required	gross	application	depth	
2.99	Gross depth	is less than required	gross	application	depth	
3.00	0.033	28.48	27.80	0.01	2.4	

MICROFILMED
OCT 28 1994

GRADED BORDER EVALUATION

Job name: SIMPSON
By: ADM

Location: BG1 143AC 10DAY
Date: Feb 16, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=3.00
Slope (S)= 0.0100 ft/ft Border width (W)= 520 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
13.50	Gross depth	is less than required	gross	application	depth	
13.51	Gross depth	is less than required	gross	application	depth	
13.52	Gross depth	is less than required	gross	application	depth	
13.53	Gross depth	is less than required	gross	application	depth	
13.54	Gross depth	is less than required	gross	application	depth	
13.55	Gross depth	is less than required	gross	application	depth	
13.56	Gross depth	is less than required	gross	application	depth	
13.57	Gross depth	is less than required	gross	application	depth	
13.58	Gross depth	is less than required	gross	application	depth	
13.59	0.026	22.58	21.26	0.00	5.8	
13.60	0.026	22.60	21.26	0.02	5.8	

MICROFILMED
OCT 28 1994

CLAIM A71-02082 INIT ADN

T. R. S. S. 9/9

P/D 8N 14E 5 SWSE NE

PHOTO V-70

DT. AID. _____

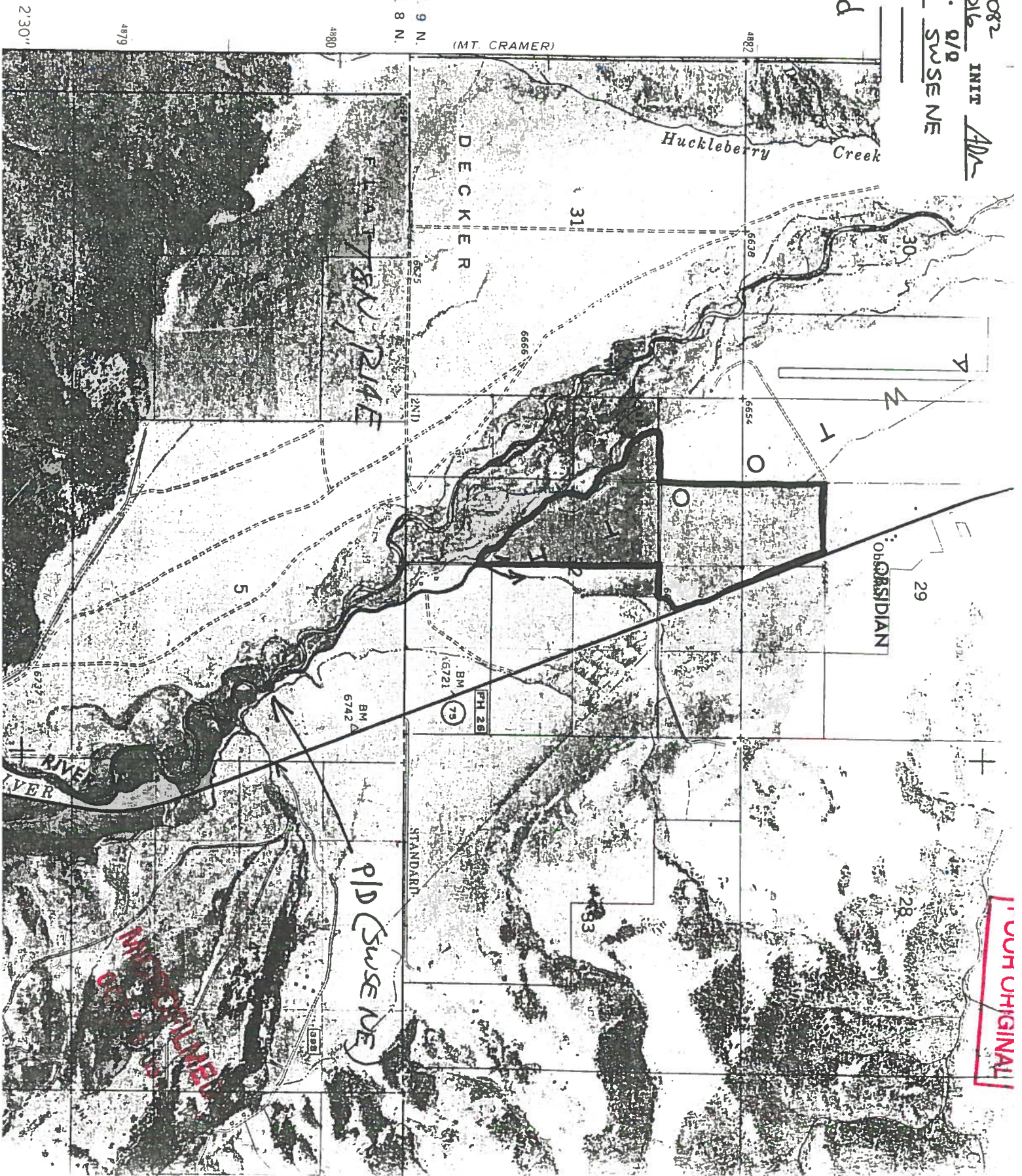
Confirmed

T9N

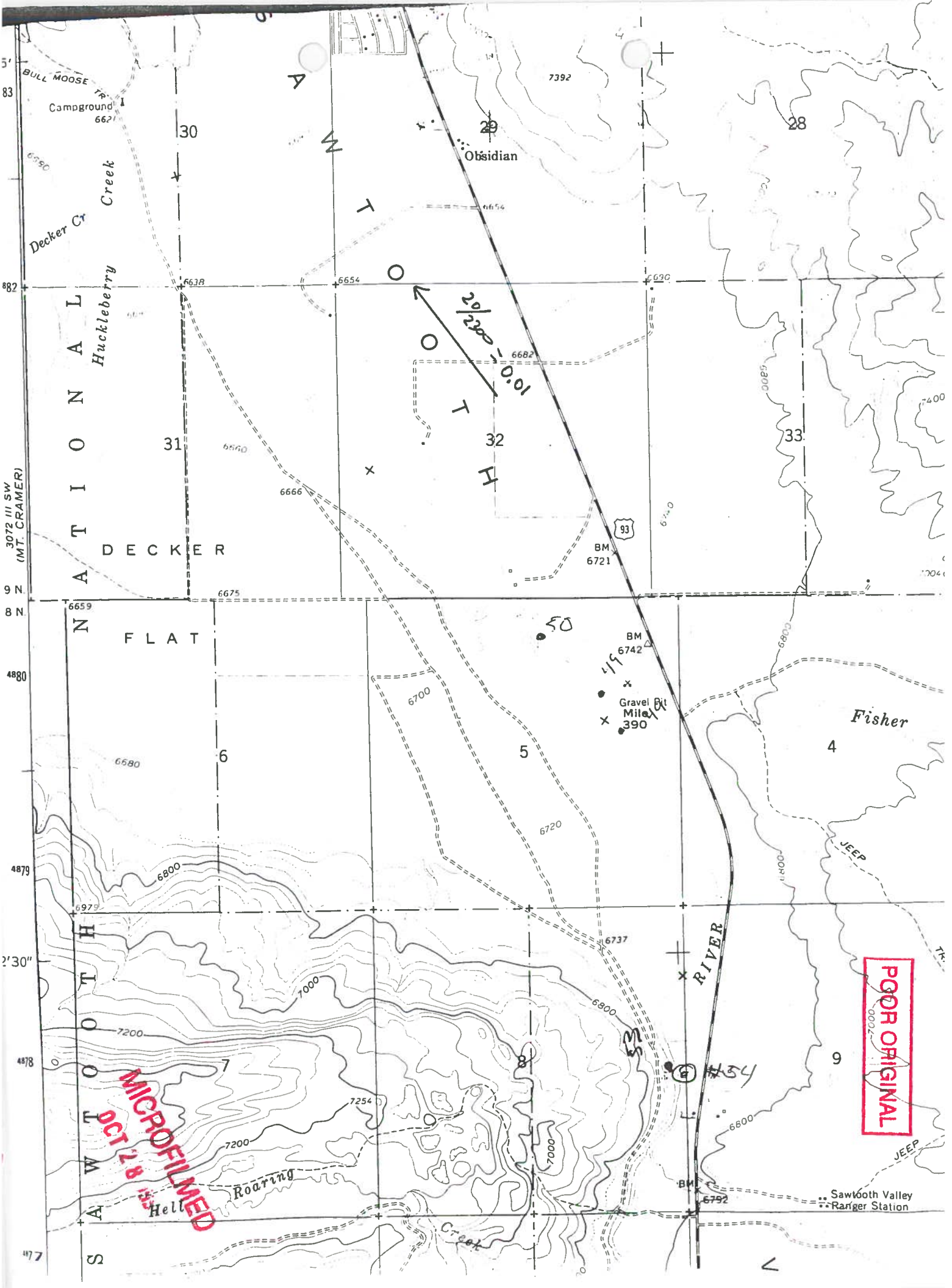
18N

(MT CRAMER)

T. 9 N.
T. 8 N.



2'30"



3072 III SW
(MT. CRAMER)

9 N
8 N

4880

4879

2'30"

4878

4877

MICROFILMED
OCT 28 1963

POOR ORIGINAL

Simpson

Bgl
wgl

wgl

p/u

POOR ORIGINAL

Bgl

Rd

Bgl

wgl

Bgl

Rd

MICROFILMED

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		31	0.02
								5	3.11	method		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

$$\text{Opt. Ret.} = \frac{1.32}{0.17} \approx 8 \text{ days}$$

MICROFILMED
OCT 28 1994

SOIL CHARACTERISTICS

initials: ADM

date: 06/24/93

Soil Type = WG1...VERY GRAVELLY SANDY LOAM
 Source of Soils Data = SCS

soil depth (inches)		AWC (in/in)		PH		organic (%)		soil depth (inches)	AWC (inches)	intake family		AWC (ave)
lower	upper	lower	upper	lower	upper	lower	upper			flood	furrow	
0	5	0.04	0.08	6.6	7.3	2	4	1	0.63	4	0.85	1
5	11	0.03	0.07	6.6	7.3			2	0.99			6
11	60	0.02	0.04	6.6	7.3			3	1.35			12
								4	1.71	alternate		61
								5	2.07	method		61
										NA	NA	61
												61
												61
												61
												61

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (inches)	MAD (inches)
alfalfa (hay or seed)	5	0.5	1.03
corn (field or silage)	4	0.5	0.85
grain (winter or spring)	4	0.5	0.85
pasture (or grass hay)	3	0.5	0.67
other (enter below)			

Intake Family

choose base number for intake family from table below based on texture
 base number (#'s 1 through 7) = 6

7 7

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

$$\text{Opt. Rot} = \frac{0.67}{0.17} \approx 4 \text{ dzys}$$

Use 10

MICROFILMED
OCT 28 1994

FILE: A71-04016
AGENT: AD
DATE: 2/15/97

RE: _____

NAME OF PARTY: Bob Savage

Ownership of tract of land on West side
of Hwy in SWSE Sec 29 T9N, R14E.

I called to inquire about who owned land
since it is irrigated & Simpson didn't
claim. Savage confirmed it is owned
by Simpson.

Simpson owns on west side of Hwy &
Crustensen owns east side of Hwy thru
that area.

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

"VERIFIED BY" CODES

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

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

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LAST: SIMPSON
ADDRESS: 309 MANUELLA
CITY: WOODSIDE
PHONE NUMBER: 415-851-9470

OWNER CODE: C

FIRST: JOHN
STATE: CA ZIP: 94062
LAST: SIMPSON
ADDRESS: 309 MANUELLA
CITY: WOODSIDE
PHONE NUMBER: 415-851-9470

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS:

THIS CLAIM IS FOR ADDITION ACRES HISTORICALLY IRRIGATED BEYOND THOSE LICENSED UNDER 71-02082 AND FOR ADDITIONAL WATER HISTORICALLY DIVERTED. THE SOILS ARE GRAVELLY IN NATURE AND REQUIRE MOR THAN 1"/ACRE LICENSED.

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FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A71-04016

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 8/24/93

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

John Simpson

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

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A. AJ CLAIM: # A71-04016

PRIORITY DATE: 03-03-1954

STAGE: J

B. WR RECORD: # 71-04016

PRIORITY DATE: 05-01-1954

STAGE: S

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y FIELD
EXAMINERARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

NOTES:

Affidavit by Morgan Williams supports case on 1st in 1938.

Copy of completion of works dated 2/1/1955 indicate use for license 71-02082 established in 1954 and F.E. is file indicate other 1st found insisted on "Leusen Place" is insisted by other license. There is no other license but this does show with used in 1954.

Recommend priority claimed

RECOMMENDED PRIORITY DATE:

5-1-1954

REVIEWED BY

AD

DATE

2/25/94

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A71-04016	08N	14E	4		NW	SW		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
A71-02082 R71-02082
A71-10052 R71-10052
A71-10053 R71-10053

MR RECORDS IN SAME 40 ACRE TRACT

71-02082

SOURCE: SALMON RIVER

TRIB: SNAKE RIVER

B. MR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
71-04016	08N	14E	5		NW	NE	2	CUSTER

OTHER MR RECORDS WITH SAME MR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

71-07149
71-07150

A71-02016
A71-04038
A71-04050
A71-10150
A71-10728

NONE

SOURCE: SALMON RIVER

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

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

NOTES:

Confirmed in Twp 8N, Rge 14E, Sec 5 SUSSENE

See A71-02082 for maps of P/4 of P/D.

Other rights directions from
this source P/D include
71-02082 - Simpson
71-04037 - Castensen III
71-10766 - USFS

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A. ROOT WATER RIGHT NUMBERS:

A71-04016
R71-04016

B. POU LISTING

TRP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09N	14E	29	SE	SW		SIMPSON, JOHN	A71-04016 / 40.0	-	/	39.0	
			SE	SW		CARSTENSEN III, HANS L	A71-04037 / 2.0	71-04037 / 2.0	/		
			SE	SW		CARSTENSEN III, HANS L	R71-04037 / 2.0	-	/		
			SE	SW		SIMPSON, JOHN	R71-02082 / 40.0	71-02082 / 40.0	/		
			SE	SW		SIMPSON, JOHN	A71-02082 / 40.0	-	/		
09N	14E	32	NW	NE		SIMPSON, JOHN	A71-04016 / 18.0	-	/	33.0	
			NW	NE		CARSTENSEN III, HANS L	A71-04037 / 22.0	71-04037 / 22.0	/		
			NW	NE		CARSTENSEN III, HANS L	R71-04037 / 22.0	-	/		
			NW	NE		SIMPSON, JOHN	R71-02082 / 18.0	71-02082 / 18.0	/		
			NW	NE		SIMPSON, JOHN	A71-02082 / 18.0	-	/		
09N	14E	32	NE	NW		SIMPSON, JOHN	A71-04016 / 40.0	-	/	42.0	
			NE	NW		SIMPSON, JOHN	R71-02082 / 40.0	71-02082 / 40.0	/		
			NE	NW		SIMPSON, JOHN	A71-02082 / 40.0	-	/		
09N	14E	32	SW	NW		SIMPSON, JOHN R	A71-04016 / 15.0	71-04016 / 15.0	/	36.0	
			SW	NW		SIMPSON, JOHN R	R71-04016 / 15.0	-	/		
09N	14E	32	SE	NW		SIMPSON, JOHN	A71-04016 / 40.0	71-04016 / 40.0	/	37.0	
			SE	NW		SIMPSON, JOHN R	R71-04016 / 40.0	-	/		
09N	14E	32	NE	SW		SIMPSON, JOHN	A71-04016 / 28.0	-	/	36.0	
			NE	SW		SIMPSON, JOHN	R71-02082 / 28.0	71-02082 / 28.0	/		
			NE	SW		SIMPSON, JOHN	A71-02082 / 28.0	-	/		
			NE	SW		WILLIAMS, CARRIE C.	71-02058 / 30.0	-	/		
TOTAL ACRES						A71-04016	181.00	55.00	223.00		

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

X

N

2

Sec 29

SW 1/4

3

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
YFIELD
EXAMINER

POU COUNTY: CUSTER

168 Ac.

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PRESUMPTION FLAG:

NOTES:

License 71-02082 also irrigates these same lands
so both are included in a common P/4 of
168 Ac.

RECOMMENDATIONS:

TOTAL ACRES:

168 Ac.

REVIEWED BY:

A/1

DATE:

2/25/94

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A. AJ CLAIMED USES:

PURPOSES
A71-04016 IRRIGATIONMONTH/DAY
FROM 04-15 TO 10-15DIVERSION QUANTITY
22,000 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

22,000 CFS

B. WR RECORDED USES:

PURPOSES
71-04016 IRRIGATIONMONTH/DAY
FROM 05-01 TO 10-15DIVERSION QUANTITY
1,100 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1,100 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

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

Explain in notes, below.

NOTES:

Standard Irrig. Season 5/1 to 9/30

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)AJ TOTAL CLAIMED DIVERSION RATE: 22.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.100 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***

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

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

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

B.

MEASUREMENT METHOD

Meter

FLOW MEASUREMENT

, SEE ATTACHED CALCULATIONS.

*See measurements
8/24/93 in
file 71-02082*

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

OTHER RIGHTS LISTED IN CLAIM: 71-02082

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A71-04016	SALMON RIVER	SIMPSON, JOHN	22.000	0.121		
R71-02082	SALMON RIVER	SIMPSON, JOHN	2.520	0.020		
A71-02082	SALMON RIVER	SIMPSON, JOHN	2.520	0.020		
R71-04016	SALMON RIVER	SIMPSON, JOHN R	1.100	0.020		
A71-04037	SALMON RIVER	CARSTENSEN III, HANS L	10.840	0.086		
R71-04037	SALMON RIVER	CARSTENSEN III, HANS L	2.360	0.040		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 168 x 0.02 CFS/ACRE = 3.36 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(☒) N(☐)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☒) N(☐) ***

See in file
A71-02082

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 362.0 AF/A

ACRES 168 x CONSUMPTIVE VOL. AF/A FOR AREA 2 =

TOTAL CONSUMPTIVE USE 336 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☐)

Consider limit
with 71-02082

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

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
	FROM	TO			
IRRIGATION	~~04-15~~ 5/1	~~10-15~~ 9/30	~~22.000~~ 15.29	EXAMINER	~~362.0~~ 336
TOTAL FOR THIS RIGHT			22.000		362.0

* combined limit with 71-02082,

REVIEWED BY: _____ DATE: 2/25/94

Excess flow justified for 1684c PPLs in file A71-02082 is 17.79 cfs, 71-02082 being recommended for 2.52 cfs. $\therefore$ $17.79 - 2.52 = 15.29$ cfs allowable under this right. Of the 15.29 cfs 1.20 cfs is for share in conveyance loss in ditch to deliver this right of 71-02082.

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	()	()
FORFEIT/ABANDON	()	()
ADDITIONAL DIV. AMOUNT	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 71-04016

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.100

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A71-04016	22.000	R71-04016	1.100	71-04016	1.100
TOTAL CFS		22.000		1.100		1.100

DIVERSION RATE REVIEW

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

NOTES:

AUTHENTICATION:

SIGNATURE:



DATE:

2/25/94

NAME OF FIELD EXAMINER:

TITLE:

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN SIMPSON	03/03/1954	IRRIGATION	04-15 10-15	22.00 CFS	
C	LYNN SIMPSON					
	309 MANUELLA					
	WOODSIDE CA 94062					
	(415) 851-9470					
					TOTAL DIVERSION:	362.00 AFA
					CONSUMPTIVE USE:	

Water Source: SALMON RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T08N R14E S04

NWSW

CUSTER County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	SUM
T R S	NE NE	NE NW	NE SW	NE SE	
	NE NE	NE NW	NE SW	NE SE	
	NE NE	NE NW	NE SW	NE SE	
09N 14E 29	18	40	15	40	40.0
09N 14E 32	18	40	15	40	141.0
					181.0
					TOTAL ACRES

POU County: CUSTER

Other Rights: 71-02082

Remarks: THIS CLAIM IS FOR ADDITION ACRES HISTORICALLY IRRIGATED BEYOND
THOSE LICENSED UNDER 71-02082 AND FOR ADDITIONAL WATER
HISTORICALLY DIVERTED. THE SOILS ARE GRAVELLY IN NATURE AND
REQUIRE MOR THAN 1"/ACRE LICENSED.

Dates: Exam Made Date: Verified Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

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