

COPY

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

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

CIVIL CASE NUMBER: 39576

RECEIVED

APR 10 1990

Ident. Number: A41-04028

Date Received: 3-14-90

Receipt No: 0006241

Received By: TB

Department of Water Resources

Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MERRILL E. WALKER
Address: P.O. BOX 336
ROCKLAND, ID

208-548-2343

83271

OR

Name: DONNA D. WALKER
Address: P.O. BOX 336
ROCKLAND, ID

208-548-2343

83271

2. Date of Priority: MAY 01, 1953

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	31E	5	NE	SE	NW		POWER

5. Description of diverting works:

WELL 670' DEEP, 16" CASING, 75HP DIESEL MOTOR, MAILLINE, SPRINKLE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	11/01	0.780		

7. Total Quantity Appropriated is:

0.780 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

97.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A41-04028

Page

1

Date: 03/14/90

MICROFILMED

MAR 02 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	31E	5	SW	NW		IRR	19.0
			SE	NW		IRR	20.0
					Section Acres		39.0
					Total Acres		39.0

11. Place of use in counties: POWER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

THIS RIGHT IS SUPPLEMENTAL TO BENCH DITCH IRRIG. CO. RIGHTS

14. Remarks:

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): Merrill E Walker Date: 14 Mar 90
_____ Date: _____

State of Idaho)
County of Power) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of March 19 90
_____ Notary Public

Seal

Anna Baumhoff, Notary Public
Residing at _____ Residing at Boise, Idaho
My Commission Expires December 7, 1994
My Commission Expires _____



41-D4028

SIE

OFFICE

NOV 2 1963



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3031

CECIL D. ANDRUS
Governor

December 5, 1991

R. KEITH HIGGINSON
Director

A41-04028
MERRILL E. WALKER
DONNA D. WALKER
P.O. BOX 336
ROCKLAND

ID 83271

RE: Evidence of Priority

RESPONSE DEADLINE
FEBRUARY 3, 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 February 3, 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

MICROFILM

MAR 02 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

December 5, 1991

R. KEITH HIGGINSON
Director

A41-01028
MERRILL E. WALKER
DONNA D. WALKER
P.O. BOX 336
ROCKLAND

ID 83271

RE: Evidence of Priority

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FEBRUARY 3, 1992

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Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILME
MAR 02 1993



Photos by
Jim Stahon
1999



M. WALKER

41-4028

Views of Pump & well.

DATE: 10/25/99
PAGE: 1

Stage: BENEFICIAL USE

POWER County

ה

POU County: POWER

Remarks: QNT

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 14.68 CFS. COMBINED RIGHT NOS.:
41-00018, 41-00020A, 41-00023, 41-00031A, 41-02001, 41-10009 &
41-04028.

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 39.0 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 734.0 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:- 41-00018, 41-00020A, 41-00023, 41-00031A, 41-02001, 41-10009 & 41-04028

Dates:	Exam Made Date:	Verified Date:	10/25/1999	Objection Filed Date:
--------	-----------------	----------------	------------	-----------------------

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

June 11, 1999

**NOTICE OF ERROR
REPLY**

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: July 9, 1999

Water right number: 41-04028

MERRILL E WALKER
DONNA D WALKER
PO BOX 336
ROCKLAND ID 83271

Daytime Telephone Number:

Evening Telephone Number:

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: 30 Jun 99 SIGNATURE: Merrill E. Walker
Please print your name: Merrill E. Walker

DATE: 05/14/99
PAGE: 1

Stage: BENEFICIAL USE

POWER County

NE-

Other rights: THIS RIGHT IS SUPPLEMENTAL TO BENCH DITCH IRRIG. CO. RIGHTS

Dates:	Exam Made Date:	Verified Date:	05/14/1999	Objection Filed Date:
--------	-----------------	----------------	------------	-----------------------

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

CLAIM NUMBER A41-04028 DATE 5/14/99 TRANSFER NUMBER _____
 _____ (A41-10092) AGENT SC CLAIMED ACRE TOTAL 39
 _____ DISALLOW _____ GIS ACRE TOTAL 75

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	10s	31E	5							19	20									39
GIS										35	40									75
RECOM																				
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				

B41-POU.SHP _____ this right is used to supplement Bench Ditch water
 SHAPE NOS. _____ used on all 75 acres. A second right is developed
20 _____ when the well was deepened in 1979 (A41-10092) that
 _____ claim is disallowed but a permit will be filed.
 B41-POD.SHP _____ * Treat as a P.P.U. acreage.

NOS. DESCRIPTION _____
3 well

DBF TABLES UPDATED _____
 B41-DBPOU.DBF 5/19/00
 B41-DBPOD.DBF 3/19/00
 JPEG LAYOUT ✓ 41-04028.jpg

IDAHO DEPT OF WATER RESOURCES

41-04028



660 0 660 1320 Feet



T10S R31E SEC. 5

- RECOMMENDED PLACE OF USE
- POINT OF DIVERSION
- SECTION LINES
- 1/4 - 1/4 LINES

GIS PLACE OF USE PRESENTATION
1987 &/OR 1988 NAPP PHOTOGRAPHY

DATA ENTRY BY: STEVE CLELLAND
DATE: May 14, 1999

Claim No. see below

IDWR Employee/Agent Steve Clelland

5/14/99 10:04 AM

RE:

CONFIRM PRIORITY PROOF

I called him back as requested in the Vikie Hancock memo... I told him of the mandatory permit law that prevents me from recommending the claim A41-10092 as a valid right. He should, however file a permit with IDWR and state the right was developed in 1979 and therefore pre-dates the moratorium on new licenses. I will send him the form and the claim will be disallowed.

A41-04028

(untitled)

RECEIVED

MAY 12 1999

Department of Water Resources
Southern Region

10 May 1999

State of Idaho
Dept. of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, Idaho 83301-3380

RE: Proof of Priority on SRBA Claims A41-04028 & A41-10092

Dear Mr. Celland:

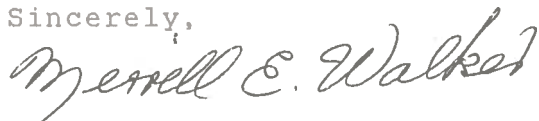
In response to your letter dated 30 April 1999 we submit the enclosed documents to support our claim to date of use of claim #A41-04028 as 1 May 1953.

We request the priority date for claim #41-10092 be changed from 1 May 1962 to 11 May 1979 which is the date on the original filing and the enclosed documents support.

Both claims are used to irrigate 80 acres of crop land as was requested in the original filing.

We thank you for bringing this matter to our attention and hope the information submitted will be sufficient to establish the claims. If we can be of any further help please let us know. Thanking you again for your help in this regard.

Sincerely,



Merrill & Donna Walker
P.O. Box 336
Rockland, Idaho 83271

Enc. 4

ORIGINAL

Phone 1868

344-2nd Ave East
ELECTRIC SERVICE COMPANY

Cora Walker

Twin Falls, Idaho

Order No. TestDate 4/29/53Salesman RichardName Cora & Basil WalkerAddress Rockland, IdaDel. Address SameTERMS: Cash With Order ☒

Bal. Due

When

How Paid

Int. Rate

Buyer's Signature

RECEIVED

MAY 12 1953

Department of Water Resources
Southern Region

11" Well @ 427' static 130'

Test Pump set @ 285'

Drilled Pump (4 hours)

G.P.M. inches Pumping level Color of water

300

35"

138'

pale grey

5 min pumping

300

32"

214'

same

3 min pumping

300

35"

196.5'

"

5 min pumping

"

"

181.5'

"

470

52.5"

243'

check

470

52.5"

to 285' 10 min

"

1 4 hour well test

\$ 300.00

(subject to discount on cost basis
when ordering a pump)

Received by Check 4/29/53

200.00

Paul Richard

Bal due

100.00

Title to all merchandise sold above remains with seller until paid for in full. Any reasonable collection expense the buyer agrees to pay.

(untitled)

RECEIVED

MAY 12 1999

AFFIDAVIT

Department of Water Resources
Southern Region

STATE OF IDAHO

SS.

COUNTY OF POWER

KNOW ALL YE MEN BY THESE PRESENTS.

That on this 10th day of May 1999, personally came and appeared before me Richard G. Nelson of Rockland, Idaho, known, and known to me, who after being first duly sworn, deposes and says:

I have personal knowledge And witness
That The Walkers dug And placed a pump
and motor on a well located NE 1/4 of SE 1/4 of NW 1/4
Secs, Township 10S, Range 31E on or
in the month of May 1953.

I was And is used To irrigate 80
Acres of crop land which they presently farm,

FURTHER AFFIANT SAYETH NOT:

Richard G. Nelson

(untitled)

SUBSCRIBED TO AND SWORN TO before me this 10th day of May 1999.

Eric A. Dean

My Commission Expires: 1/12/02

COMMUNICATION DOCUMENTATION

From: Vikie Hancock

May 4, 1999

Regarding:

Customer:

A41-04028 and A41-10092

Mr. Walker

[illegible]

Mr. Walker called this date in response to a letter rec'd from Steve Clelland regarding proof of priority on the above beneficial use claims. He asked me what he needed to provide. I asked him for a brief description of his system, which he stated was a well drilled in 1953 and deepened in 1979. He used it to sprinkler irrigate on 80 acres, and it was supplemental to ditch water. He had documents from output measurement tests done on the well when drilled in 1953, and again when it was deepened in 1979. I told him copies of those would be good. I also told him that affidavits from neighbors, or someone with knowledge of his system, would be good to prove that he not only drilled the well, but actually used the water on the place of use. I explained the elements of the water rights that should be addressed in the affidavits, and that they needed to be notarized.

Mr. Walker told me that the priority date on claim number A41-10092 should be changed to 5/11/1979, because that is the date the well was deepened to provided additional cfs. I did not discuss groundwater statutes with him. He also said that the place of use should be the entire 80 acres. I asked him if he could sprinkle the entire 80 using just the groundwater, and he said yes.

I told him that I would give this information to Steve Clelland, and he asked that Steve call him back about the pou and priority date. I made sure that he realized that it would be beneficial to get proof of priority in ASAP. He said he also called yesterday, and was also concerned about the time element. His phone number is: 548-2343.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 30, 1999

MERRILL E WALKER
DONNA D WALKER
PO BOX 336
ROCKLAND ID 83271

RE: Proof of Priority on SRBA Claims A41-04028 & A41-10092

Dear Mr. & Mrs. Walker,

Enclosed you will find a copy of the previous letter sent to you in 1991. This is another notice to ask you for the evidence of Priority for the two claims listed above. If no information is submitted to support your claims they will be recommended as Disallowed in the up coming Preliminary Report in June 1999.

If you have further questions feel free to call me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Steve Clelland'.

STEVE CLELLAND
Sr. Water Resource Agent

Enc:

4/30/99
DRAFT
POU

A41-04028

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y	No proof 8/29/94 SJS	OK 5/18/99 SJS					
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE								
BASIS OF CLAIM	Y							
REMARKS								

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 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.

Old (D) Number -

Address+

State- ID Zip- 83271

```
+ - - - Status - - - +
```

Tributary - - - - - +

105	31E	5	NE SE NW	(77)	POWER
-----	-----	---	----------	------	-------

01 - IRRIGATION

LOCAL DIV. K&N
0-780

105

+- - - Diversion Means - WELL 670' DEEP, 16" CASING, 75HP DIESEL MOTOR, MAILLINE, SPRINKLER

+ - - Non-Irrigation Use -

THIS RIGHT IS SUPPLEMENTAL TO BENCH DITCH IRRIG. CO. RIGHTS

[illegible]

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

Water right number - A41-04028

Prefix Translation: ADJUDICATION CLAIM

Conditions of Approval - No Conditions of Approval found.

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

Audit Fields - 03/14/90 BAUMHOFF

Comments - No Comments Found

Adjudication Rights Dates and Flags Area -

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	-
Response Filed Date	- 03/14/1990	Verified Date	- 01/28/1986	Old Judicial District	-
Claim Received Date	- 00/00/0000	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- M006241	Federal/State Indicator	- S
Claims Tape Error Flag	-	POU Ownership Flag	- Y	Presumption Flag	-
Fee Exempt Flag	-	Name Connector	- OR		

LAST: WALKER
ADDRESS: P.O. BOX 336
CITY: ROCKLAND
PHONE NUMBER: 208-548-2343

FIRST: MERRILL E.
STATE: ID ZIP: 83271

OWNER CODE: C

LAST: WALKER
ADDRESS: P.O. BOX 336
CITY: ROCKLAND
PHONE NUMBER: 208-548-2343

FIRST: DONNA D.
STATE: ID ZIP: 83271

OWNER CODE: C

FIELD EXAM REQUIRED?

FIELD
EXAMINER
DATABASE
N

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A41-U4U28

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

A. AJ CLAIM: # A41-04028

PRIORITY DATE: 05-01-1953

STAGE: J

B. WR RECORD: # 41-04028

PRIORITY DATE: 05-01-1953

STAGE: S

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE EXAMINER
NARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? ☒ (Y) ☐ (N)

IF YES EXPLAIN.

REMARKS:

Well log & test in 1953.

RECOMMENDED PRIORITY DATE:

05-01-1953

OK

REVIEWED BY

SC

DATE

5-14-99

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A41-04028	10S	31E	5	NE	SE	NW		POWER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
A41-10092 NONE

WR RECORDS IN SAME 40 ACRE TRACT

41-07067

ok

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
41-04028	10S	31E	5		SE	NW		POWER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

41-07067

A41-10092 NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

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

DUE TO SOURCE DISCREPANCY? (Y/N)

REMARKS:

Confirmed w/ Exam & Maps. See 5/14/99

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4 1/4 LOT COUNTY

SOURCE: GROUNDWATER TRIB:

REVIEWED BY: DATE:

A. ROOT WATER RIGHT NUMBERS: A41-04028

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	31E	5	SW	NW		WALKER, MERRILL E.	A41-04028 /19.0	41-04028 /40.0			40.0
			SW	NW		BENCH DITCH IRRIGATION CO.	A41-00018 /40.0	-	/		
			SW	NW		BENCH DITCH IRRIGATION CO.	A41-00023 /40.0	-	/		
			SW	NW		BENCH DITCH IRRIGATION CO.	A41-02001 /40.0	41-02001 /40.0			
			SW	NW		BENCH DITCH IRRIGATION CO.	A41-10009 /40.0	-	/		
			SW	NW		BENCH DITCH IRRIGATION CO.	A41-00020A /40.0	-	/		
			SW	NW		WALKER, MERRILL E.	A41-10092 /19.0	-	/		
			SW	NW		WALKER, MERRILL E.	A41-10097 /	-	/		
			SW	NW		WALKER, MERRILL E.	A41-10098 /	-	/		
			SW	NW		BENCH DITCH IRRIGATION CO.	A41-00031A /40.0	-	/		
			SW	NW		BENCH DITCH USERS		41-00035 /			
			SW	NW		BENCH DITCH USERS		41-07005 /40.0			
			SW	NW		BENCH DITCH IRRIGATION CO.		41-07067 /40.0			
			SW	NW		WALKER, MERRILL E.					
10S	31E	5	SE	NW		WALKER, MERRILL E.	A41-04028 /20.0	41-04028 /40.0			41.0
			SE	NW		BENCH DITCH IRRIGATION CO.	A41-00018 /40.0	-	/		
			SE	NW		BENCH DITCH IRRIGATION CO.	A41-00023 /40.0	-	/		
			SE	NW		BENCH DITCH IRRIGATION CO.	A41-02001 /40.0	41-02001 /40.0			
			SE	NW		BENCH DITCH IRRIGATION CO.	A41-10009 /40.0	-	/		
			SE	NW		BENCH DITCH IRRIGATION CO.	A41-00020A /40.0	-	/		
			SE	NW		WALKER, MERRILL E.	A41-10092 /20.0	-	/		
			SE	NW		BENCH DITCH IRRIGATION CO.	A41-00031A /40.0	-	/		
			SE	NW		BENCH DITCH USERS		41-00035 /			
			SE	NW		BENCH DITCH IRRIGATION CO.		41-07005 /40.0			
			SE	NW		WALKER, MERRILL E.		41-07067 /40.0			
TOTAL ACRES						A41-04028	39.00	80.00	81.00		75

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
 IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y FIELD EXAMINER

5/14/99 10am: Mr Walker
 tells me his Bench & Ditch Rotation
 is every 8 days, he gets 3 days
 of 3 nights of Bench water.

6W supplements irrigation by Bench
 Ditch. Use appears to be more of a
 POU system with 2 sources of water.

75 POU

PRESUMPTION FLAG:

REMARKS:

based on claim & well test of flow 39 acres is
allowed.

RECOMMENDATIONS:

TOTAL ACRES:

39/75 PPA

REVIEWED BY:

See

DATE:

4/14/99

A. AJ CLAIMED USES:

PURPOSES
A41-04028 IRRIGATION

MONTH/DAY
FROM 03-01 TO 11-01

DIVERSION QUANTITY
.780 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.780 CFS

B. WR RECORDED USES:

PURPOSES
41-04028 IRRIGATION

MONTH/DAY
FROM 03-01 TO 11-01

DIVERSION QUANTITY
.670 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.670 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	FIELD EXAM REQUIRED?	DUE TO WATER-USE DISCREPANCY?	(Y/N)	DATABASE	EXAMINER
				N	
				Y	
				N	

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

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

Explain in remarks, below.

REMARKS:

3/15 to 11/15

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(~~X~~)AJ TOTAL CLAIMED DIVERSION RATE: 0.780 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.670 CFS*** IF NO OR IF STATUTORY CLAIM OF BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

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

acc 5/14/99

B.

MEASUREMENT METHOD

FLOW MEASUREMENT
SEE ATTACHED CALCULATIONS.Accepted 1953 meas. of test well flow
OK at 0.78 cfs

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

OTHER RIGHTS LISTED IN CLAIM: THIS RIGHT IS SUPPLEMENTAL TO BENCH DITCH IRRIG. CO. RIGHTS

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE: Perm. to be filed to replace claim: 41-10092

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A41-04028	GROUNDWATER	WALKER, MERRILL E.	0.780	0.020		
A41-00018	ROCK CREEK, EAST FORK	BENCH DITCH IRRIGATION CO.	0.200			
A41-00023	ROCK CREEK, EAST FORK	BENCH DITCH IRRIGATION CO.	0.200			
A41-02001	ROCK CREEK, EAST FORK	BENCH DITCH IRRIGATION CO.	9.000	0.010		
A41-10009	ROCK CREEK, EAST FORK	BENCH DITCH IRRIGATION CO.	9.500	0.010		
A41-00020A	ROCK CREEK, EAST FORK	BENCH DITCH IRRIGATION CO.	0.400			
A41-10092	GROUNDWATER	WALKER, MERRILL E.	0.780	0.020		
A41-00031A	ROCK CREEK, EAST FORK	BENCH DITCH IRRIGATION CO.	0.100			

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A41-10097	DOMESTIC	WALKER, MERRILL E.	FROM 01-01 TO 12-31	.040 CFS	
A41-10097	STOCKWATER	WALKER, MERRILL E.	FROM 01-01 TO 12-31	.030 CFS	
A41-10098	DOMESTIC	WALKER, MERRILL E.	FROM 01-01 TO 12-31	.040 CFS	
A41-10098	STOCKWATER	WALKER, MERRILL E.	FROM 01-01 TO 12-31	.030 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 39 x 0.02 CFS/ACRE = 0.78 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(☒) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 97.5 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES 39 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 156 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	03-04 ¹⁵ 11-04 ¹⁵	0.780	156	97.5
TOTAL FOR THIS RIGHT		0.780		

REVIEWED BY: See

DATE: 5-14-99

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 41-04028

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 0.670 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A41-04028	0.780	-		41-04028	0.670
TOTAL CFS					0.780	0.670

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 N FIELD
EXAMINER _____

REMARKS:

AUTHENTICATION: _____
SIGNATURE: Steve O'Connell DATE: 5/14/99
NAME OF FIELD EXAMINER: _____ TITLE: _____

Old (D) Number -

Address - - - - - +

State- ID Zip- 83271

State- ID Zip- 83271

Status - - - +

Stream Index (Blank if no Index Code)

(77) POWER

----- Diversion Rate ----- Diversion Volume

0.670

Volume - + - Total Div. Capacity - +

Lot	Acres	Place of Use Code	Description	County
-----	-------	-------------------	-------------	--------

(77) POWER
(77) POWER

80.0

[illegible]

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

WATER RIGHT

Conditions of Approval - -
No Conditions of Approval found.

Decree Defendant

```

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

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Water Rights Dates and Flags Area

00000	Field Exam Made	-	00/00/00
00000	Protested Date	-	00/00/00
00000	Hearing Date	-	00/00/00
00000	Verified Date	-	01/28/11
00000	Receipt Number	-	
00000	Appl Received	-	00/00/00
00000	Presumption Flag	-	

0000	Field Exam Made	-	00/00/0
0000	Protested Date	-	00/00/0
0000	Hearing Date	-	00/00/0
0000	Verified Date	-	01/28/1
0000	Receipt Number	-	
0000	Appl Received	-	00/00/0