

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A72-00056
Date Received: 11/16/1989
Receipt No: M005227
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERTA H. GREEN 208-879-2320
Address: P.O. BOX 213
CHALLIS, ID 83226

2. Date of Priority: FEB 02, 1910

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

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
14N	19E	7	NW		SW		NW		CUSTER

5. Description of diverting works:
CONCRETE CHECK, EARTH DITCH; HIGH LINE DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.880		

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

8. Total consumptive use is 105.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
14N	19E	28	NE		NW		IRR	40.0
			SE		NW		IRR	2.0

Section Acres 42.0

A72-00056

Page

1

Date: 11/16/89

MICROFILMED

MAR 1 8 1993

10. Place of Use: Continued

Total Acres 42.0

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:

A72-04085, A72-02149E, A72-00032C

14. Remarks:

THIS WR WAS ORIGINALLY LISTED AS SOURCE OF GARDEN CREEK. THIS WATER WAS HISTORICALLY USED FROM CHALLIS CREEK SINCE THE GARDEN CREEK DITCH DID NOT DELIVER WATER TO THIS P/U. AFFIDAVITS ARE AVAILABLE FROM CLAIMANT'S RECORDS.

(G. FUNDERBURG HAS COPIES OF THESE TESTIMONIES AND HAS BEEN WORKING THROUGH THE WATER RIGHTS TO CORRECT THIS SOURCE.)

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/09/1911

STEPHENS, ET.AL.

Decree Plaintiff

vs

SHAW, ET.AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Roberta H. Green Date: Nov 16-1989

Date: _____

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 16th day

of November 19 89

Steve [Signature]
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires _____ December 7, 1994



High Line

15

17

20

5070

BM 5001

Airport

19E

19F

19G

19H

19I

19J

19K

19L

19M

19N

19O

19P

19Q

19R

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19CA

19CB

19CC

19CD

19CE

19CF

19CG

19CH

19CI

19CJ

19CK

19CL

19CM

19CN

19CO

19CP

19CQ

19CR

19CS

19CT

19CU

19CV

19CW

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19ET

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19EX

19EY

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19FG

19FH

19FI

19FJ

19FK

19FL

19FM

19FN

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19FP

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19HA

19HB

19HC

19HD

19HE

19HF

19HG

19HH

19HI

19HJ

19HK

19HL

19HM

19HN

19HO

19HP

19HQ

19HR



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

January 21, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERTA H GREEN
PO BOX 213
CHALLIS ID 83226

RE: 72-00020E, 72-02147A; 72-00056, 72-02149E, 72-04085; 72-00026,
72-00027, 72-04086, 72-10247, 72-10248, 72-10250, 72-10251,
72-10253, 72-10254

Dear Mrs. Green,

This letter is in response to the Notices of Error (NOEs) you recently filed with IDWR regarding the Director's proposed recommendations of the claims listed above. Your NOEs questioned the size of the Places of Use, and being able to use your storage rights at either location (Section 17 or 28).

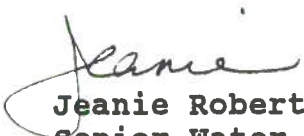
I have re-drawn the areas on the GIS maps as we discussed. This allowed me to change my recommendations and include some additional acreage.

As for your storage rights, they were not claimed showing both properties so could not be recommended that way. After the Director's Report is issued, you can file a motion with the court (SF4 enclosed) to amend the claims and we may be able to change our recommendations after the amendments are filed. (If this will be a new use and hasn't been used this way before, you may be able to accomplish the same thing by filing a transfer.)

I have enclosed new GIS print-outs for your records and also copies of profile reports showing the changes. You should be receiving the actual Director's Reports around the first part of February, which will reflect these corrections.

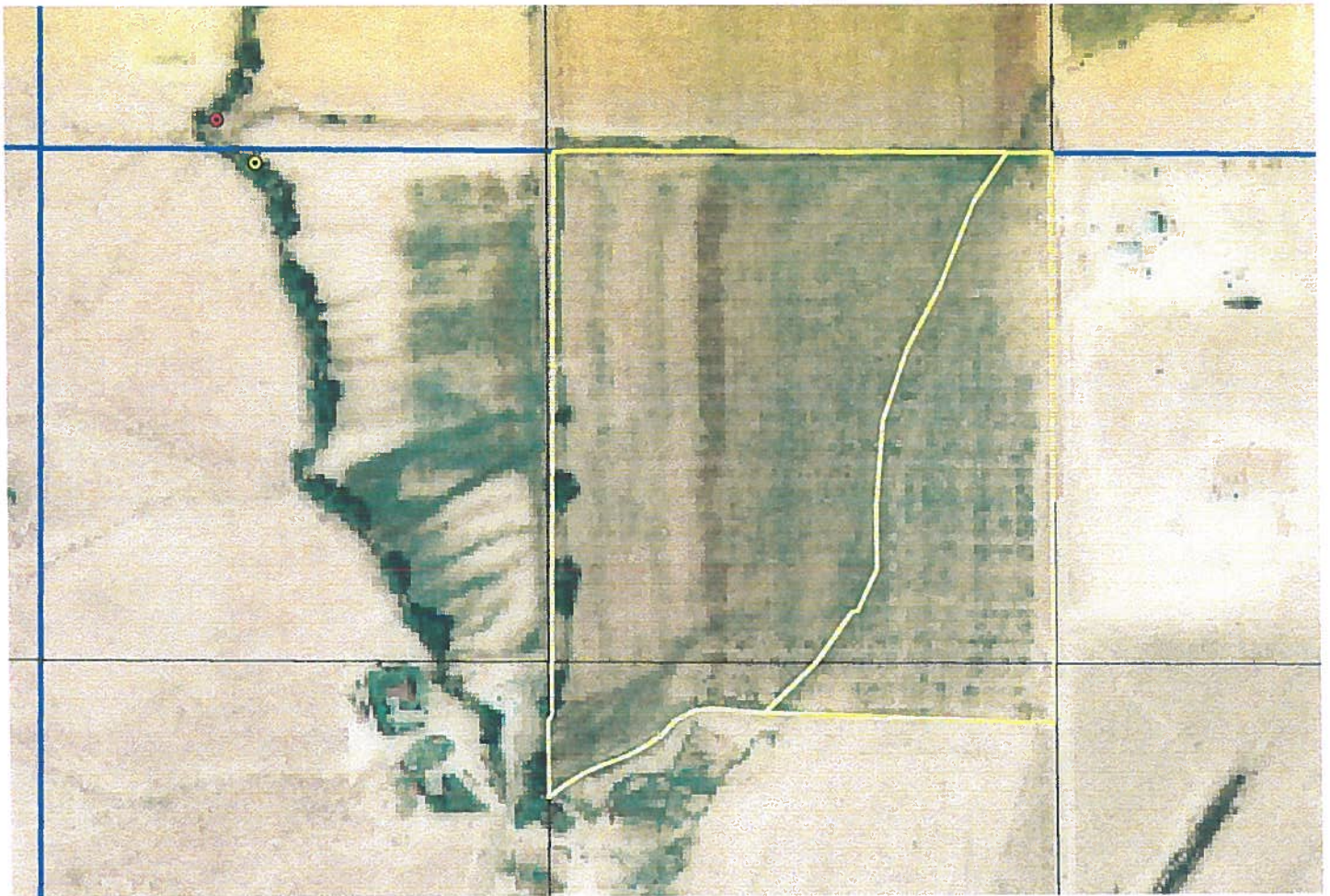
The two springs up at Mosquito Flat (72-10249 and 72-10252) are still being recommended for disallowal. If you disagree with any of our recommendations to the court, you may file an objection. The process will be explained with your Final Recommendation.

Sincerely,


Jeanie Robertson
Senior Water Resource Agent

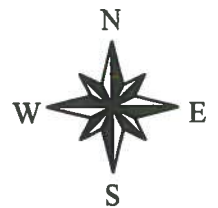
IDAHO DEPARTMENT OF WATER RESOURCES

72-00056



0 660 1320 1980 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON JAN.20, 1999
TWP 14N, R19E, SEC . 28



-  RECOMMENDED PLACE OF USE
-  RECOMMENDED POINT OF DIVERSION
-  SECTION LINES
-  QUARTER QUARTER LINES

GIS PLACE OF USE PRESENTATION
USFS 1992 AERIAL PHOTOGRAPHY
DATA ENTRY BY JEANIE ROBERTSON

AJ0749NP
No. R72-00056

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

DATE: 01/13/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERTA H GREEN	09/11/1910	IRRIGATION	04-01 10-31	1.88 CFS	
TOTAL DIVERSION:					1.88 CFS	

Water Source: CHALLIS CREEK Tributary to: SALMON RIVER Stage: DECREED

Point(s) of Diversion: T14N R19E S07 Lot10(SMNMW)
Point(s) of Re-diversion: T14N R19E S28 NMNMW CUSTER County
CUSTER County

Place of use	Legal Description for: IRRIGATION	NE	NW	SW	SE	TOTAL ACRES
T R S	: Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac	: NENM NMNM NMNM SENM : NESM NWSM SMSM SESM : MESE NWSE SMSE SESE :	: 40	: 05	:	: 45.0
14N 19E 28	:	:	:	:	:	: 45.0
TOTAL ACRES						45.0

POU County: CUSTER

Other Rights: 72-04085, 72-02149E, 72-00032C

Conditions of Approval:

- C02 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C16 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 72:
 - SOURCE
 - WATER RIGHT NO.
 - NONE
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:
 - SOURCE
 - WATER RIGHT NO.
 - NONE
 - ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Remarks: POU1 THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 60.0 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00032C, 72-00056, 72-04085.

GEN THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.

AJ0749NP
No. R72-00056

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

DATE: 01/13/99
PAGE: 2

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Comments: Date: 11/13/1992 User-ID: WORSTELL Subject: COPIED FROM REMARKS
THIS WR WAS ORIGINALLY LISTED AS SOURCE OF GARDEN CREEK. THIS
WATER WAS HISTORICALLY USED FROM CHALLIS CREEK SINCE THE GARDEN
CREEK DITCH DID NOT DELIVER WATER TO THIS P/U. AFFIDAVITS ARE
AVAILABLE FROM CLAIMANT'S RECORDS.
(G. FUNDERBURG HAS COPIES OF THESE TESTIMONIES AND HAS BEEN
WORKING THROUGH THE WATER RIGHTS TO CORRECT THIS SOURCE.)
Date: 11/21/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 01/13/1999 User-ID: JROBERTS Subject: CHANGED POU AND POU1 REMARK
PER NOE, ADDED ACRES AND CHANGED COMBINED USE REMARK.

Audit: 01/13/99 JROBERTS

November 20, 1998

**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: December 18, 1998

Water right number: 72-00056

ROBERTA H GREEN
PO BOX 213
CHALLIS ID 83226

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:
Please expand base to prop boundaries
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: 12-9-98 SIGNATURE: Melissa S. DuBois for Roberta Green
Please print your name: Melissa DuBois

CLAIM NUMBER

72-00056

DATE

10/7/98

TRANSFER NUMBER

AGENT

J

CLAIMED ACRE TOTAL

42

GIS ACRE TOTAL

42

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	14N	19E	28					40			2								
GIS	14N	19E	28					37			5								
RECOM	14N	19E	28					37			5								
								40			5.1								
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B72-DBPOU.SHP

SHAPE NOS.

23 = 30 Ac. 31 Ac.

24 = 12 Ac. 14 Ac.

Master updated 1-20-99

B72-DBPOD.SHP

NOS. DESCRIPTION

3 14N, 19E, 7 SWNW NW (10)

10 14N, 19E, 28 NWNW NW

DBF TABLES UPDATED

B72-DBPOU.DBF

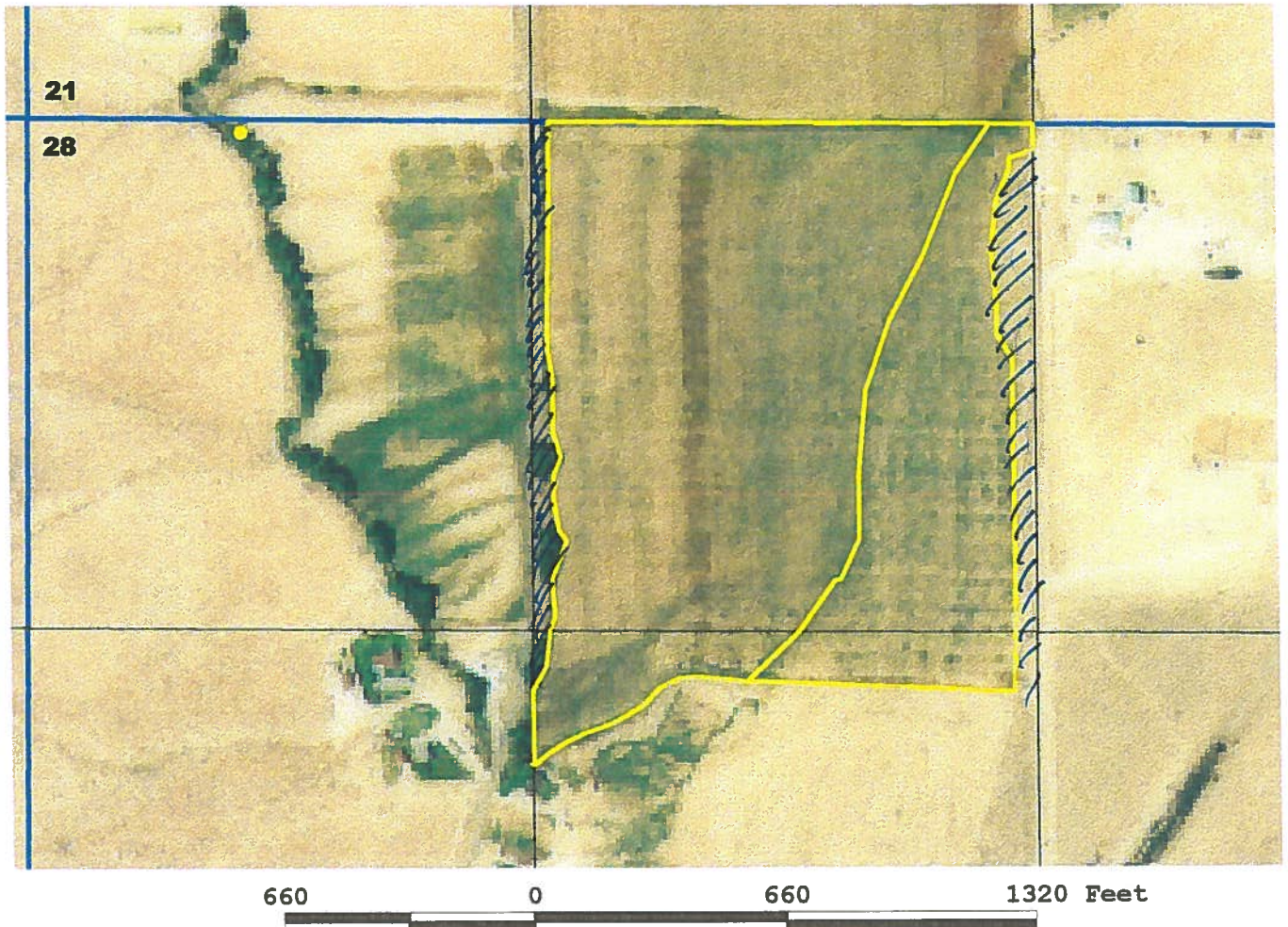


B72-DBPOD.DBF



IDAHO DEPARTMENT OF WATER RESOURCES

72-00056
ROBERTA GREEN



RECOMMENDED PLACE OF USE
DATA ENTRY ON OCT. 7, 1998
TWP 14N, 19E, SEC. 28



- RECOMMENDED PLACE OF USE
- RECOMMENDED POINT OF DIVERSION
- SECTION LINES
- QUARTER QUARTER LINES

GIS PLACE OF USE PRESENTATION
USFS 1992 AERIAL PHOTOGRAPHY
DATA ENTRY BY JEANIE ROBERTSON

AJ0749NP
No. R72-00056

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

DATE: 11/03/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERTA H GREEN PO BOX 213 CHALLIS ID 83226 (208) 879-2320	09/11/1910	IRRIGATION	04-15 10-15	1.88 CFS	
TOTAL DIVERSION:					1.88 CFS	

Water Source: CHALLIS CREEK

Tributary to: SALMON RIVER

Stage: DECREED

Point(s) of Diversion: T14N R19E S07 Lot10(SNMNMW)
Point(s) of Re-diversion: T14N R19E S28 NMNMNMW

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	SUM
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac
14N 19E 28	: 37	: 05	:	:	: 42.0
TOTAL ACRES					42.0

POU County: CUSTER

Other Rights: 72-04085, 72-02149E, 72-00032C

Conditions of Approval:

- C02 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

Remarks: POU1 THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 57.0 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00032C, 72-00056, 72-04085.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

REEVALUATION OF IRRIGATION RATES BASED UPON 1977 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

72-00032C
72-00056

DATE: 11/2, 1998

REVIEWED BY [Signature]

CHALLIS AREA SOIL REVIEW

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
ATC	.15	.13			6.49	7.62
BB1	.09	.09			6.09	6.17
BBD						
BC1	.16	.17			5.82	5.46
BK1	.07	.06			10.62	11.86
BT1	.18	.16			3.99	4.19
BT2	.41	.32			2.34	2.87
CB1	.06	.06			11.55	13.47
CHA	.21	.21			4.52	4.76
CP1	.36	.36			2.61	2.78
DB1	.13	.11			5.66	6.65
DBB	.13	.11			5.71	6.69
DBC	.13	.11			5.71	6.69
DMF	.18	.21			5.12	4.72
DT2	.05	.04			12.46	16.50
DWA	.14	.14			4.79	5.01
GO1	.10	.12			12.47	10.51
HAYSE						
KEG	.08	.07			8.73	10.06
MUG	.15	.14			4.54	4.98
NDL	.13	.12			5.30	6.06

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
PD2	.11	.12			5.15	4.74
RE2	.29	.21			3.15	4.74
RP1	.19	.21			4.89	4.57
SH1	.06	.05			9.37	12.10
SOC	.08	.07			7.38	8.08
SSA	.15	.14			4.79	5.01
SXF	.12	.11			6.14	6.80
TC1	.06	.06			9.82	9.55
TD1	.04	.03			12.46	16.50
WB2	.13	.13			5.37	5.43
WAA	.19	.16			3.81	4.23
WBB	.17	.14			3.36	3.84
WC1	.07	.06			11.24	13.45
WPT	.19	.15			3.16	3.69
WV1	.07	.06			11.24	13.45
XHS						
YN1	.18	.14			5.38	6.92

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

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

SOIL TYPE	OPTIMAL ROTATION / (chart)	ACTUAL ROTATION / (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
32C: MUG	4.98	6	15	.14	1.74 CFS
					CFS
56 { DB1	6.65	6.65	30	.11	3.30 CFS
WB2	5.43	5.43	12	.13	1.56 CFS

TOTAL ACRES _____

DECREED RATE = _____

CLAIMED DIVERSION RATE = _____

MEASURED DIVERSION RATE = _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3031
Fax (208) 736-3032

PHILIP E. BATT
Governor

KARL J. DREHER
Director

December 19, 1995

Roberta Green
PO Box 213
Challis ID 83226

Dear Roberta,

I've enclosed a map I made showing your three different properties (excluding those up at Mosquito Flat). I hope it will help answer some questions we both have. I've also enclosed copies of your original claims showing how they were filed and the maps that were included. It appears there may be some problems which could explain why the watermaster thinks you should be getting "1879" rights out of the Highline.

A72-00013A, A72-04088, A72-10069 (Boys' Place)

I believe the Point of Diversion is wrong for the first two of these claims. They each show it as the Highline, but I believe they should have shown it in Section 3, from the ditch that comes right out of Challis Creek and eventually goes to Philips. (Even the maps show the Highline, but it is actually the HIGHWAY it is pointing to.) If you agree and the water does not come from the Highline for those two rights, perhaps amending the claim to correct this would be the best way to go. A72-00013A is the 1879 water, so that may explain the watermaster's records' confusion. There are affidavits from your sister, Laura Bishop, regarding the priority dates for A72-04088 and A72-10069.

A72-00020E, A72-02147A, A72-04024 (Home Place)

These seem to be okay and there is a letter from you stating when the well was first put to use for A72-04024.

A72-00032C, A72-00056, A72-02149E, A72-04085 (Gossi Place)

For A72-00056, the remarks say affidavits are available which show the water was used from Challis Creek instead of Garden Creek as the Decree states. I can't find any copies in our records so if you can find them in yours and would send me a copy, that would sure help. There is an affidavit from your sister, Laura Bishop, regarding the priority date for A72-04085.

If you can find any other affidavits or information which might be useful, I would appreciate copies for our files. Please look this information over when you have time (after the Holidays is fine) and let me know in the return envelope when I could call you and we could discuss any questions or concerns you may have. Merry Christmas!

Sincerely,

DIVERSION
VOLUME

~~TOP SECRET~~

SUM	
42.0	
42.0	

TCB

Presumption FIag

Priority changed to Quality
1 day 7 hrs but in 1 hour
you need 16 hrs
of

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		RVL 3/29/93 2/14/93	N	5	RVL 8/5/94		
SOURCE	Y			?	5, 6			
DE OF USE	Y			N				
DIV. AMOUNT CFS/VOLUME				Y	4, 5			
CONSUMPTIVE USE	-			N				
PURPOSES				N				
PERIOD OF USE	Y			Y				
BASIS OF CLAIM				N				
REMARKS	Y			Y	6			

VERIFIED BY CODES

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

BLM

24ID-88 10-9C-5 7/16/1988

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

LAST: GREEN FIRST: ROBERTA H.
ADDRESS: P.O. BOX 213
CITY: CHALLIS STATE: ID ZIP: 83226
PHONE NUMBER: 208-879-2320

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE Y FIELD EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

IM REMARKS:

THIS WR WAS ORIGINALLY LISTED AS SOURCE OF GARDEN CREEK. THIS WATER WAS HISTORICALLY USED FROM CHALLIS CREEK SINCE THE GARDEN CREEK DITCH DID NOT DELIVER WATER TO THIS P/O. AFFIDAVITS ARE AVAILABLE FROM CLAIMANT'S RECORDS. (G. FUNDERBURG HAS COPIES OF THESE TESTIMONIES AND HAS BEEN WORKING THROUGH THE WATER RIGHTS TO CORRECT THIS SOURCE.)

When did this happen?
Date & evidence

FIELD EXAMINATION INFORMATION

CONTACT PERSON: Roberta Green PHONE NUMBER: () - -
DATE OF FIELD EXAM: 3/29/93 APPOINTMENT MADE: Y (✓) N () TIME: 7:00 A () P (✓)
ACCOMPANIED BY: Melisse Dubois PHONE NUMBER: () - -
RELATIONSHIP TO CLAIMANT: Daughter
RECTIONS TO PROPERTY / REMARKS:

This property lies below the ends of both the high line canal from Challis Creek and the end of a small ditch from Garden Creek

A. AJ CLAIM: # A72-00056 PRIORITY DATE: 02-02-1910

STAGE: D

B. WR RECORD: # 72-00056 PRIORITY DATE: 02-02-1910

STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE

FIELD EXAMINER

N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()

REMARKS:

RECOMMENDED PRIORITY DATE:
02-02-1910

REVIEWED BY

[Signature]

DATE

11/13/92

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-00056	14N	19E	7	NE	SW	NW	1	CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX NONE

A72-00004D
 A72-00004E
 A72-00014
 A72-00032B
 A72-00032C
 A72-00032E
 A72-00032K
 A72-00032N
 A72-02044
 A72-02149B
 A72-04085
 A72-04179A
 A72-04179B
 A72-04180A
 A72-04180B
 A72-04180C
 A72-10063
 A72-10483

F06

F01 HIGHLINE CANAL

A72 - 909090

SOURCE: CHALLIS CREEK TRIP: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

7200056 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: GARDEN CREEK TRIP: SALMON RIVER

C. FIELD EXAM REQUIRED?

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

~~This property lies above my ditch from Garden Creek~~
Can it be decreed from Challis Creek?

RVW
4/9/93

COUNTY

CUSTOMER

10909

2017

A. ROOT WATER RIGHT NUMBERS: A72-00056

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	#/ACRES	#/ACRES	LANDSAT DATA	DESK REVIEW	FIELD EXAM.	RECOMM. ACRES
14N	19E	28	NE	NE		GREEN, ROBERTA H.	A72-00056 / 740.0	72-00056 / 25.0		40		40
			NE	NE		GREEN, ROBERTA H.	A72-04085 / 28.0	72-04085 / 25.0				
			NE	NE		GREEN, ROBERTA H.	A72-02149E / 40.0	72-02149 / 39.0				
			NE	NE		PHILIPS, ETHEL		72-02149C / 39.0				
			NE	NE		PHILIPS, ETHEL						
14N	19E	28	SE	SE		GREEN, ROBERTA H.	A72-00056 / 2.0	72-00056 / 2.0		1.7		1.7
			SE	SE		GREEN, ROBERTA H.	A72-04085 / 2.0	72-04085 / 2.0				
			SE	SE		SUNRISE ACRES HOMEOWNERS ASSN. A72-07279	/ 0.6	72-07279 / 0.6		1.7		
			SE	SE		SUNRISE ACRES HOMEOWNERS ASSN. A72-07394	/ 0.3	72-07394 / 1.0				
			SE	SE		GREEN, ROBERTA H.	A72-02149E / 2.0	72-02149 / 40.0				
			SE	SE		PHILIPS, ETHEL		72-02149C / 40.0				
			SE	SE		PHILIPS, ETHEL		72-02149C / 40.0				
			SE	SE		CORDOVA, ORLANDO A.		72-07278 / 1.0				

TOTAL ACRES

A72-00056

42.00

59.00

48.5

41.7

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

FIELD EXAMINER

POU COUNTY: CUSTER

PRESUMPTION FLAG: D

REMARKS:

E-12 72-04085 72-02149E

K06

BLM Aerial Photo 10-96-5 (T75)

DDQ

When did change in decreed right happen - from Garden Cr. to Challis Cr.?

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

PURPOSES REVIEW SHEET

A. AS CLAIMED USES:

PURPOSES
472-00056 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
1.880 CFS
1.880 CFS

B. WR RECORDED USES:

PURPOSES
72-00056 IRRIGATION

MONTH/DAY
FROM TO

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
1.880 CFS
1.880 CFS

SUMPTION FLAG: D

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()
Y() N() Explain in remarks, below.

REMARKS:

New standard period of use

Y() N()

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AD TOTAL CLAIMED DIVERSION RATE: 1.880 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.880 CFS

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

FLOW MEASUREMENT REQUIRED?

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

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

No Measurement made because water flow was low at time of exam.

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

OTHER RIGHTS LISTED IN CLAIM: A72-04085, A72-02149E, A72-00032C

LIST ALL RIGHTS WITH A SAME FOU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-00056	CHALLIS CREEK	GREEN , ROBERTA H.	1.880	0.044		
A72-02149E	CHALLIS CREEK	GREEN , ROBERTA H.			66.67	0.99
A72-04085	CHALLIS CREEK	GREEN , ROBERTA H.	3.000	0.062		
A72-07279	GROUNDWATER	SUNRISE ACRES HOMEOWNERS ASSN.	0.090	0.100		
A72-07394	GROUNDWATER	SUNRISE ACRES HOMEOWNERS ASSN.	0.200	0.133		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-07279	DOMESTIC	SUNRISE ACRES HOMEOWNERS ASSN.	FROM 01-01 TO 12-31	.080 CFS	

RATE/VOLUME CALCULATIONS: (IRRIGATION)

D.

1a. IRRIGATION RATE
ACRES 41.7 X 0.02 CFS/ACRE = 0.84 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 = 105.0 AE/A

ACRES 41.7 X CONSUMPTIVE VOL. AE/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 1043 AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

ACRES 41.7 X DIVERSION VOL. AE/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 1043 AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☐)

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

See Hubble Analysis Sheets

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

IRRIGATION

TOTAL FOR THIS RIGHT

~~04-01~~
4/15 11-01
10/15

DATABASE EXAMINER
1.990 0.83

DATABASE EXAMINER

DATABASE EXAMINER
105.0 104.3

104.3

REVIEWED BY:

S.V.B.

DATE:

8/3/94

$$41.7 \text{ ac} \times .02 \text{ cfs/ac} = 0.83$$

rate of decreed right
72-00056

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREFEIT/ABANDON
ADDITIONAL DIV. AMOUNTACCEPTED
AS CLAIMED
()
()
()
NEEDS
REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00056

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.880

EXAMINER

CFS

No Split.

SPLITS:

OLD RIGHT
NUMBERSCURRENT
CLAIM NUMBERSDIVERSION
RATECURRENT "R"
CLAIM NUM."R" DIV.
RATEWR RIGHT
NUMBERSDIVERSION
RATE

A72-00056

1.880

-

72-00056

1.880

TOTAL CFS

1.880

1.880

DIVERSION RATE REVIEW

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

REMARKS:

AUTHENTICATION:

SIGNATURE:

Robert V. Morstell

DATE:

8/3/94

NAME OF FIELD EXAMINER:

Robert V. Morstell

TITLE:

Sr Adjudication Agent

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF CUMMER.

John C. Adams, J. A. Harrington, Charles F. Zilkey,
Thomas Chivers, T. D. Bradbury, Belle W. Thompson,
George Thompson, Ethel Philips, Lizzie Chivers,
George W. Keyser, Peter McKinney, George W. Keyes,
E. W. Keyes, W. E. Oster, T. P. Wilson, Ida B.
Wilson, Ralph Baxter, Julia Metzgar, Lynn Wilkin-
son, Clyde Wilkinson, Alice B. Chamberlain,
Rodger Brassner, John Boyd, Lockhart Boyd, H. M.
A. L. Small and Wm. Millick, Plaintiffs,

vs.

R. B. Vandervoort, M. M. Sweet, Lavantia McGowan,
Bennett Hordford, Kate Cameron, Della McGowan,
C. D. Wilkinson, Elizabeth Wells, Mary Horton,
G. E. Fuchs, J. E. Horton, Perry Shull, Fannie
Hahn, Guy Bradbury, Thomas Jose, Jr., James A.
Mcadden, Esther Van Camp, Ed. A'Neal, Custer
County, Billie S. McVendrick, Challis Independent
School District No. 1, J. C. Fox, Gertrude B.
Brown, Paul Cardiol, W. A. Brown, A. Hicherson,
Chas. D. Wilkinson, A. M. Wilson, W. M. Deane,
W. H. Peck, Thomas Jose, Ethel Kerr, First
Congregational Church of Challis, George Coryell,
Lee Watson, Jos. Rodgers, T. J. Michael and
M. M. Sweet as Executors of the Estate of J. C.
Finnell, J. Blume, J. H. VanCamp, G. E. Potter,
Audora Huffman, T. E. Riley, L. L. Moats,
J. E. Moats, Henry Horton, Earl J. Michael,
David B. Drake, Isabel Bowles, Consuelia Powell,
Idalene Michael, T. J. Michael as Executor of the
Estate of L. H. Johnston, Hollie Elder, Joseph
E. Ebberts, L. E. Glendon, Nick E. Eiser,
Julius Blume, Sr., A. E. Blume, William Klug,
John A. Bradbury, William Buster, Barbara B.
Watson, Barbara B. Watson as Guardian of the
Estate of William Groelar, Rodger Brassner,
E. Peck, Faggio Jose, W. E. Hanson, Mattie
Watson, William Chivers, William Hickson,
Village of Challis, Alex. Klug, Margaretta
Klug, Isabel Adamson, Louise S. Groelar,
L. Violet Bradford, Jennie Dodge, T. J. Kerr,
Lee Kerr, Mackay and Central Idaho Stage
Company, a corporation,

DECEDE

Trans. Noted

This cause having heretofore come on for hearing before
Andrew J. Higgins, a referee who had been regularly appointed by the
Court for that purpose, and said hearing having been had without a
jury:

The evidence and the proofs of the respective parties having
been submitted to the said referee for his consideration, and he having
filed herein his findings of fact and conclusions of law, and this
Court having adopted said findings of fact and conclusions of law,

WHEREFORE by reason of the law and the findings and con-
clusions aforesaid:

Now, it is therefore ordered, adjudged and decreed that the waters of Garden Creek, and its tributaries, situated in the County of Custer, State of Idaho, be, and the same are hereby distributed, awarded and decreed to the several parties to this suit, for beneficial purposes and uses, in amounts and on the dates, and for the lands, with priority of rights in accordance with said dates, as follows, to-wit:-

- 72 0047 1. To the plaintiff, John Q. Adams, One Hundred and Two (102) inches, or Two and Four (2.04) cubic feet per second of time, for the irrigation of

East Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$), East Half of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), Section Twenty-two (22), Township Fourteen (14) North, Range Nineteen (19) East of the Boise Meridian, containing One Hundred and Sixty (160) acres

his right to date from October 24, 1877.

- 72 0048 2. To the plaintiff, John Q. Adams, 160 inches, or 3.2 cubic feet per second of time for the irrigation of *See Exhibit*

SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 22; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, T. 14 N., R. 19 E., B. M., containing 160 acres

his right to date from May 15, 1901.

- 72 0049 3. To the plaintiff, J. A. Harrington, ~~60 inches, or 1.2 cubic feet~~ ~~from Garden Creek~~ and the waters of a slough known as the Towalt Slough consisting of about 20 inches, or .4 cubic feet, for the irrigation of

NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Lot 5, Sec. 25, T. 14 N., R. 19 E., B. M. containing 171.9 acres

his right to date from March 22, 1878.

- 72 0050 4. To the plaintiff, J. A. Harrington, 60 inches, or 1.2 cubic feet for the irrigation of

N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 27; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 28, T. 14 N., R. 19 E., B. M., containing 160 acres,

his right to date from June 31, 1908.

- 72 0051 5. To the plaintiff, Charles E. Milkey, 160 inches, or 3.2 cubic feet for the irrigation of

SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 27, T. 14, N., R. 19 E., B. M., containing 160 acres

his right to date from May 15, 1880.

- 72 0052- To the plaintiff, Thomas Chivers, 10 inches, or 1/5 cubic foot for the irrigation of a tract of land described as follows:-

Commencing at the corners of Secs. 29, 29, 32 and 33, T. 14 N., R. 19 E., B. M., running thence North 10 rods and 8 links, thence East 20 rods, thence North 4 rods, thence East 52 rods, thence South 22 rods and 8 links, thence East 20 rods to place of beginning, containing 10.5 acres

his right to date from May 15, 1895.

72 0053

To the plaintiff, T. D. Bradbury, 55 inches, or 1.1 cubic feet for the irrigation of

that portion of the NE¹/₄, NW¹/₄, Sec. 32, T. 14 N., R. 19 E., B. M., which lies North of the Challis-Bonanza wagon road which wagon road is a continuation of the main street of Challis Village in Custer County, Idaho, containing 100 acres, more or less

his right to date from May 15, 1878.

72 0054

To the plaintiffs, Belle T. Thompson, George Thompson, Ethel Philips and Lizzie Chivers, 74 inches, or 1.48 cubic feet for the irrigation of

E¹/₄NE¹/₄, SE¹/₄NE¹/₄, SE¹/₄SW¹/₄, Sec. 31, T. 14 N., R. 19 E., B. M., containing 160 acres

their right to date from March 5, 1879.

72 0055

To the plaintiff, George Thompson, 47 inches, or .94 cubic feet for the irrigation of

N¹/₄NE¹/₄, NW¹/₄NE¹/₄, Sec. 31, T. 14 N., R. 19 E., B. M., containing 1.0 acres,

his right to date from March 5, 1879.

72 0056

To the plaintiff, George T. Maysen, 94 inches, or 1.88 cubic feet, for the irrigation of

E¹/₄NE¹/₄, SE¹/₄NE¹/₄, NW¹/₄SE¹/₄, Sec. 28, T. 14 N., R. 19 E., B. M., containing 160 acres

his right to date from February 2, 1910.

72 0057

To the plaintiff, Water McKinney, 55 inches, or 1.1 cubic feet for the irrigation of

W¹/₄SE¹/₄, SW¹/₄, Sec. 15; E¹/₄SE¹/₄, Sec. 16; E¹/₄NE¹/₄, Sec. 21; NW¹/₄NE¹/₄, NW¹/₄NE¹/₄, Sec. 22, T. 14 N., R. 19 E., B. M. containing 520 acres

his right to date from May 15, 1887.

72 0058

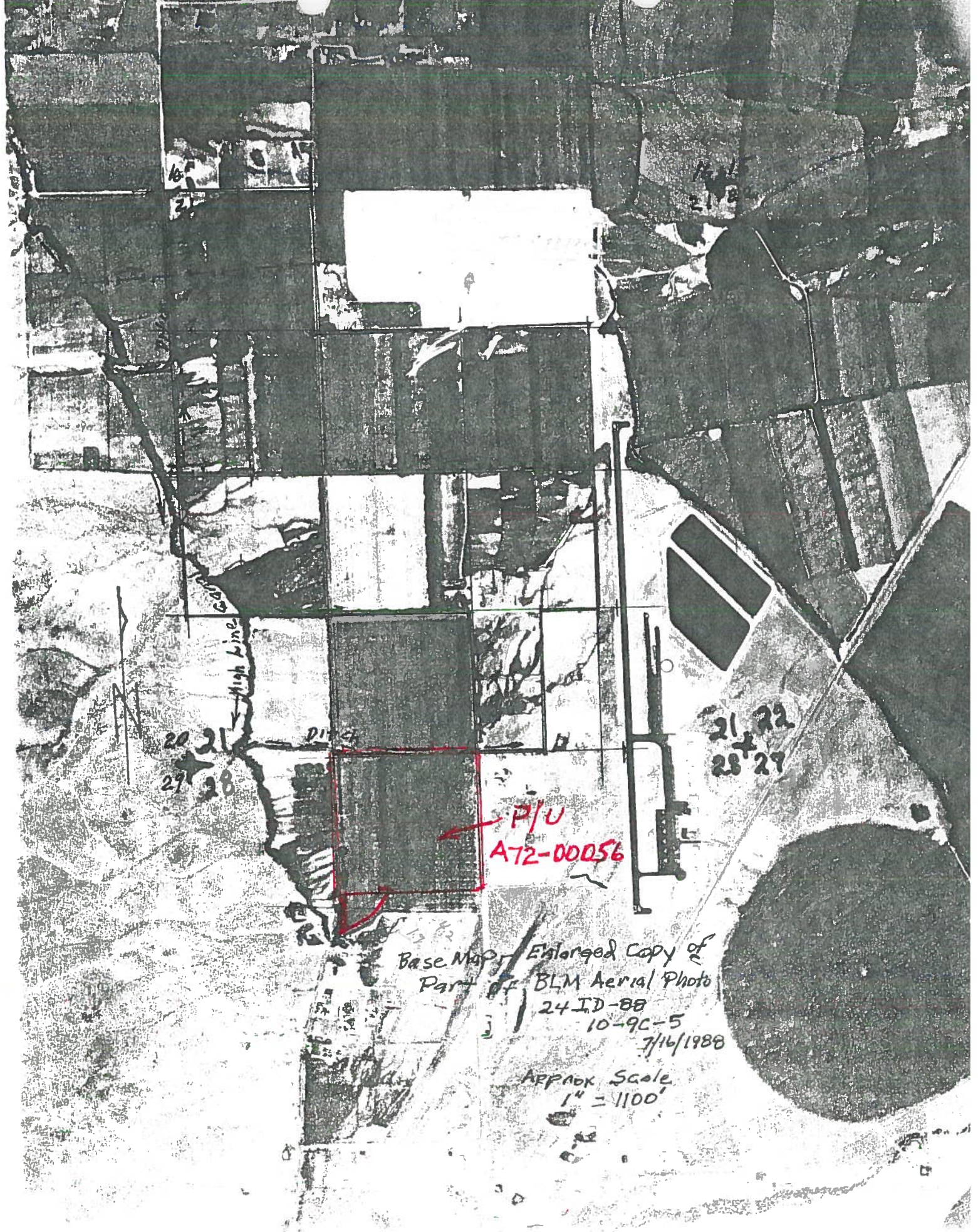
To the plaintiffs, George M. Keyes and E. W. Keyes, 5 inches, or .1 cubic foot for the irrigation of a tract of land situate within the Townsite of Challis, Custer County, Idaho, and more particularly described as follows, to-wit:-

Commencing at a point 57.7 feet South of the Northeast corner of Block 2, thence East 150 feet, thence North 57.7 feet to the North line of Block 2, thence North 75 feet, thence West 75 feet, thence South 75 feet, thence East to a point 40 feet East of the West line of Sec. 32, T. 14 N., R. 19 E., B. M., thence North and parallel with said East line of Sec. 32 to the North line of said Sec. 32, thence East to a point directly North of the Northeast corner of Block 5, thence South to the Northeast corner of said Block 5, thence East to the Northwest corner of said Block 5, thence South 57.7 feet, thence East to the point of commencement, containing about 4 acres

-88

BLM

24 ID



20 21
27 28

21 22
23 24

P/U
AT2-00056

Base Map / Enlarged Copy of
Part of BLM Aerial Photo
24 ID-88
10-9C-5
7/16/1988

APPROX SCALE
1" = 1100'

GRADED BORDER EVALUATION

Job name: 72-00056, 72-04085,
By: RVW & 72-02149E

Location: DB1 SOIL, 30.5 ACRES
Date: Aug 9, 1994

Roughness coefficient (n) = 0.150

Slope (S) = 0.0850 ft/ft

Net application (Fn) = 2.52 inches

Inflow time (Ti) = 8 hours, 0 minutes

Intake family (If) = 2.00

Border width (W) = 32 ft

Border length (L) = 991 ft

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Not
1.48	Gross depth is less than required gross application depth					
1.49	Gross depth is less than required gross application depth					
1.50	0.047	16.35	13.76	0.06	15.4	(2)(3)(4)
1.51	0.047	16.46	13.76	0.17	15.3	(2)(3)(4)
1.52	0.048	16.57	13.76	0.28	15.2	(2)(3)(4)
1.53	0.048	16.67	13.76	0.39	15.1	(2)(3)(4)
1.54	0.048	16.78	13.76	0.50	15.0	(2)(3)(4)
1.55	0.049	17.00	13.76	0.61	14.9	(2)(3)(4)
1.56	0.049	17.11	13.76	0.72	14.8	(2)(3)(4)
1.57	0.049	17.22	13.76	0.83	14.7	(2)(3)(4)
1.58	0.050	17.33	13.76	0.94	14.6	(2)(3)(4)
1.59	0.050	17.44	13.76	1.05	14.5	(2)(3)(4)
1.60				1.15	14.5	(2)(3)(4)
(2)	Erosive stream-- non-sod forming crops.					
(3)	Erosive stream-- sod forming crops.					
(4)	Less than minimum recommended depth of flow.					

Water Right Number - 72-00056 Prefix Translation: WATER RIGHT Old (D) Number -

Last Name - First Name - Address -

*** C - CURRENT OWNER ***
KEYSER GEORGE E.

1 -
2 -
3 -
City- State- Zip-
Phone -

Priority Date - 02/02/1910 Region - 17 SOUTHERN Stage - D - DECREED Status -

Source - ~~GARDEN CREEK~~ Challis Creek? Tributary - SALMON RIVER

Twn Rng Sec Tract Lot Rflg County Point of Diversion -

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

01 - IRRIGATION 1.880

Total Div. Rate - 1.880 Total Div. Volume - Total Div. Capacity -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
14N	19E	28	NE NW			01 IRRIGATION			37 CUSTER
14N	19E	28	SW NW			01 IRRIGATION			37 CUSTER
14N	19E	28	SE NW			01 IRRIGATION			37 CUSTER
14N	19E	28	NW SW			01 IRRIGATION			37 CUSTER

Total Acres: 94.7 @ 0.02 cfs/ac. decreed

160 decreed
0.012 cfs/ac.

- - - Diversion Means -

- - - Non-Irrigation Use -

- - - Other Rights for Same Use -

- - - Remarks -
No Remarks found.

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

- - - Decree Plaintiff - - - Decree Defendant - - - Decree Date -
ADAMS, ET. AL. VANDERVOORT, ET. AL. 05/19/1914

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREST/ABANDON
ADDITIONAL DIV. FRONT

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00056

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.880

EXAMINER

CFS

No Split.

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

72-00056

1.880

-

72-00056

1.880

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
Y
FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

Robert V. Morstall

DATE:

8/3/94

NAME OF FIELD EXAMINER:

Robert V. Morstall

TITLE:

Sr Adjudication Agent

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF CUSTER.

John C. Adams, J. A. Harrington, Charles F. Zilkey,
Thomas Chivers, T. D. Bradbury, Belle W. Thompson,
George Thompson, Ethel Philips, Lizzie Chivers,
George W. Keyser, Peter McKinney, George W. Keyes,
E. T. Keyes, W. E. Oster, C. P. Wilson, Ida B.
Wilson, Ralph Baxter, Julia Metzgar, Lynn Wilkin-
son, Clyde Wilkinson, Alice B. Chamberlain,
Rodger Brasseur, John Boyd, Lockhart Boyd, H. M.
A. L. Small and Em. Millick, Plaintiffs,

vs.

R. B. Vandervoort, H. M. Sweet, Lavantia McGowan,
Emmett Hosford, Kate Cameron, Della McGowan,
C. T. Wilkinson, Elizabeth Wells, Mary Horton,
G. E. Fuchs, J. E. Horton, Perry Shull, Fannie
Hahn, Guy Bradbury, Thomas Jose, Jr., James A.
Mcadden, Esther Van Camp, Ed. O'Neal, Custer
County, Lillie S. McVendrick, Challis Independent
School District No. 1, J. C. Fox, Gertrude D.
Brown, Paul Cardiol, M. A. Brown, L. Nickerson,
Chas. B. Wilkinson, A. M. Wilson, P. M. Deane,
W. H. Peck, Thomas Jose, Ethel Kerr, First
Congregational Church of Challis, George Coryell,
Lee Watson, Jos. Rodgers, T. J. Michael and
H. M. Sweet as Executors of the Estate of J. C.
Pinnell, T. Blume, J. H. VanCamp, G. E. Potter,
Audora Huffman, T. L. Riley, L. L. Moats,
J. R. Moats, Henry Horton, Carl J. Michael,
David S. Drake, Label Howles, Consuella Howell,
Idalene Michael, E. J. Michael as Executor of the
Estate of L. H. Johnston, Hollie Elder, Joseph
T. Ebberts, L. E. Glendon, Rick E. Eiser,
Julius Blume, Sr., A. F. Blume, William Klug,
John E. Bradbury, William Buster, Barbara E.
Watson, Barbara P. Watson as Guardian of the
Estate of William Broloar, Rodger Brasseur,
H. Peck, Maggie Jose, T. E. Adamson, Fattie
Watson, William Chivers, William Nickson,
Village of Challis, Alex. Klug, Margaretta
Klug, Label Adamson, Louise S. Broloar,
L. Violet Bradford, Jennie Dodge, T. J. Kerr,
Lee Kerr, Mackay and Central Idaho Stage
Company, a corporation,

DECREED

Trans. Noted

This cause having heretofore come on for hearing before
Andrew J. Higgins, a referee who had been regularly appointed by the
Court for that purpose, and said hearing having been had without a
jury;

The evidence and the proofs of the respective parties having
been submitted to the said referee for his consideration, and he having
filed herein his findings of fact and conclusions of law, and this
Court having adopted said findings of fact and conclusions of law,

WHEREFORE by reason of the law and the findings and con-
clusions aforesaid:

Now, it is therefore ordered, adjudged and decreed that the waters of Garden Creek, and its tributaries, situated in the County of Custer, State of Idaho, be, and the same are hereby distributed, awarded and decreed to the several parties to this suit, for beneficial purposes and uses, in amounts and on the dates, and for the lands, with priority of rights in accordance with said dates, as follows, to-wit:-

- 72 0047 1. To the plaintiff, John A. Adams, One Hundred and Two (102) inches, or Two and Four (2.04) cubic feet per second of time, for the irrigation of

East Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$), East Half of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), Section Twenty-two (22), Township Fourteen (14) North, Range Nineteen (19) East of the Boise Meridian, containing One Hundred and Sixty (160) acres

his right to date from October 24, 1877.

- 72 0048 2. To the plaintiff, John A. Adams, 160 inches, or 3.2 cubic feet per second of time for the irrigation of *See Decree*

SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 22; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, T. 14 N., R. 19 E., B. M., containing 160 acres

his right to date from May 15, 1901.

- 72 0049 3. To the plaintiff, J. A. Harrington, ~~60 inches, or 1.2 cubic feet~~ *See Decree* and the waters of a slough known as the Towalt Slough consisting of about 20 inches, or .4 cubic feet, for the irrigation of

NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Lot 3, Sec. 23, T. 14 N., R. 19 E., B. M. containing 171.9 acres

his right to date from March 22, 1878.

- 72 0050 4. To the plaintiff, J. A. Harrington, 60 inches, or 1.2 cubic feet for the irrigation of

N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 27; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, T. 14 N., R. 19 E., B. M., containing 160 acres,

his right to date from June 31, 1908.

- 72 0051 5. To the plaintiff, Charles E. Milkey, 160 inches, or 3.2 cubic feet for the irrigation of

SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27, T. 14 N., R. 19 E., B. M., containing 160 acres

his right to date from May 15, 1880.

- 72 0052 6. To the plaintiff, Thomas Olivers, 10 inches, or 1/5 cubic foot for the irrigation of a tract of land described as follows:-

Commencing at the corners of Secs. 28, 29, 32 and 33, T. 14 N., R. 19 E., B. M., running thence North 10 rods and 6 links, thence East 28 rods, thence North 4 rods, thence East 52 rods, thence South 22 rods and 8 links, thence East 40 rods to place of beginning, containing 10.5 acres

his right to date from May 15, 1895.

72 0053. To the plaintiff, T. D. Bradbury, 55 inches, or 1.1 cubic feet for the irrigation of

that portion of the NE¹/₄, NW¹/₄, Sec. 32, T. 14 N., R. 19 E., B. M., which lies North of the Challis-Bonanza wagon road which wagon road is a continuation of the main street of Challis Village in Custer County, Idaho, containing 100 acres, more or less

his right to date from May 15, 1878.

72 0054. To the plaintiffs, Belle W. Thompson, George Thompson, Ethel Philips and Lizzie Chivers, 74 inches, or 1.48 cubic feet for the irrigation of

E¹/₄, NE¹/₄, SE¹/₄, Sec. 31, T. 14 N., R. 19 E., B. M., containing 160 acres

their right to date from March 5, 1879.

72 0055. To the plaintiff, George Thompson, 47 inches, or .94 cubic feet for the irrigation of

N¹/₄, NW¹/₄, Sec. 31, T. 14 N., R. 19 E., B. M., containing 1.0 acres,

his right to date from March 5, 1879.

72 0056. To the plaintiff, George W. Keyser, 94 inches, or 1.88 cubic feet, for the irrigation of

E¹/₄, NE¹/₄, NW¹/₄, Sec. 28, T. 14 N., R. 19 E., B. M., containing 160 acres

his right to date from February 2, 1910.

72 0057. To the plaintiff, Water McKinney, 55 inches, or 1.1 cubic feet for the irrigation of

W¹/₄, SW¹/₄, Sec. 15; E¹/₄, Sec. 16; E¹/₄, Sec. 21; NW¹/₄, NE¹/₄, Sec. 22, T. 14 N., R. 19 E., B. M. containing 520 acres

his right to date from May 15, 1887.

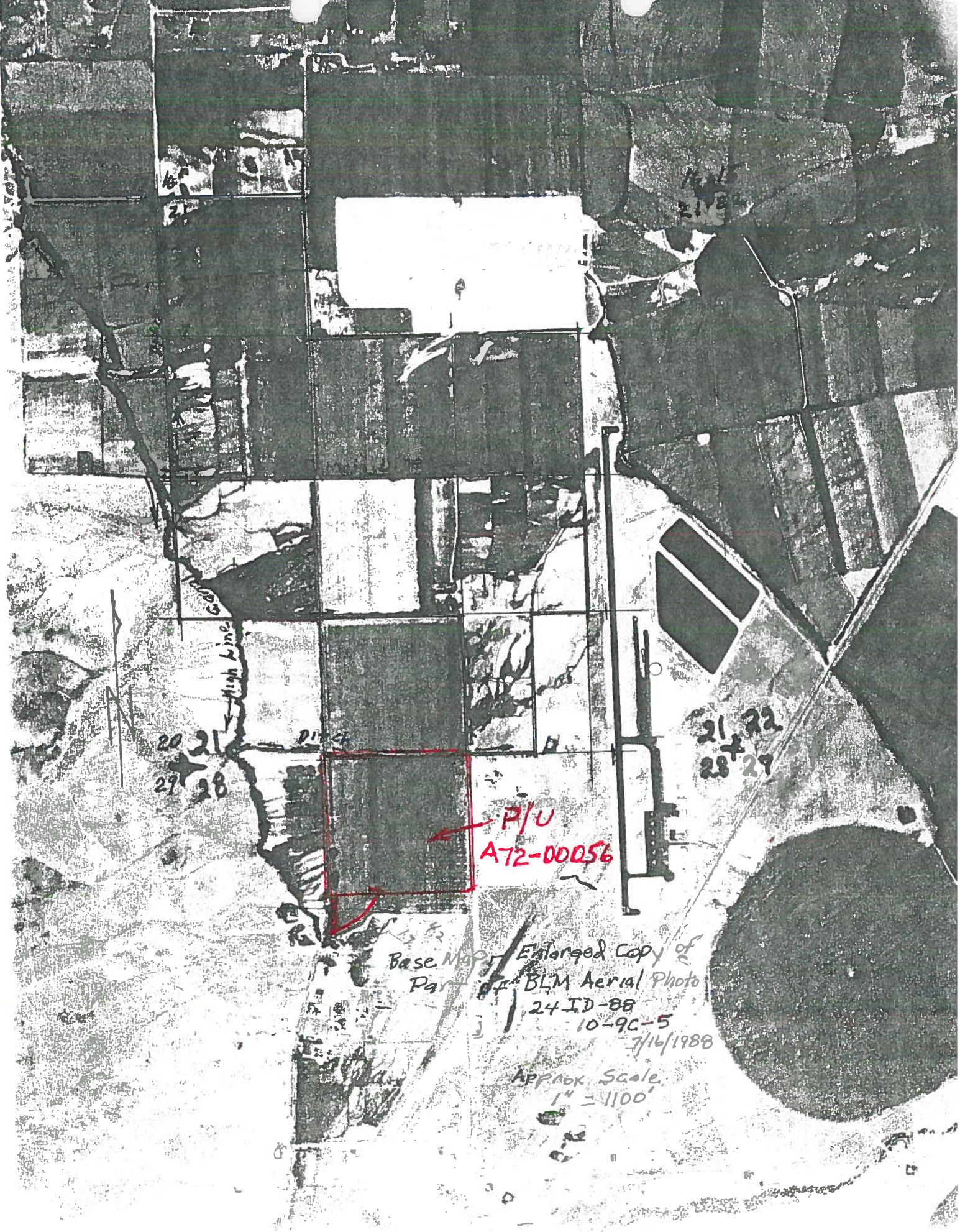
72 0058. To the plaintiffs, George M. Keyes and E. W. Keyes, 5 inches, or .1 cubic foot for the irrigation of a tract of land situate within the Townsite of Challis, Custer County, Idaho, and more particularly described as follows, to-wit:-

Commencing at a point 57.7 feet South of the Northeast corner of Block 2, thence East 150 feet, thence North 57.7 feet to the North line of Block 2, thence North 75 feet, thence West 75 feet, thence South 75 feet, thence East to a point 40 feet East of the West line of Sec. 32, T. 14 N., R. 19 E., B. M., thence North and parallel with said East line of Sec. 32 to the North line of said Sec. 32, thence East to a point directly North of the Northeast corner of Block 3, thence South to the Northeast corner of said Block 3, thence East to the Northwest corner of said Block 3, thence South 57.7 feet, thence East to the point of commencement, containing about 4 acres

-88

BLM

24 ID



P/U
A72-00056

Base Map / Enlarged Copy of
Part of BLM Aerial Photo
24 ID-88
10-9C-5
7/16/1988

Appox Scale
1" = 1100'

GRADED BORDER EVALUATION

Job name: 72-00056,72-04085,
By: RVW &72-02149E

Location: DB1 SOIL, 30.5 ACRES
Date: Aug 9, 1994

Roughness coefficient (n)= 0.150 Intake family (If)=2.00
Slope (S)= 0.0850 ft/ft Border width (W)= 32 ft
Net application (Fn)= 2.52 inches Border length (L)= 991 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.725 ac.						
1.48	Gross depth is less than required gross application depth					
1.49	Gross depth is less than required gross application depth					
1.50	0.047	16.35	13.76	0.06	15.4	(2) (3) (4)
1.51	0.047	16.46	13.76	0.17	15.3	(2) (3) (4)
1.52	0.048	16.57	13.76	0.28	15.2	(2) (3) (4)
1.53	0.048	16.67	13.76	0.39	15.1	(2) (3) (4)
1.54	0.048	16.78	13.76	0.50	15.0	(2) (3) (4)
1.55	0.048	16.89	13.76	0.61	14.9	(2) (3) (4)
1.56	0.049	17.00	13.76	0.72	14.8	(2) (3) (4)
1.57	0.049	17.11	13.76	0.83	14.7	(2) (3) (4)
1.58	0.049	17.22	13.76	0.94	14.6	(2) (3) (4)
1.59	0.050	17.33	13.76	1.05	14.5	(2) (3) (4)
1.60	0.050	17.44	13.76	1.15	14.5	(2) (3) (4)

- (2) Erosive stream-- non-sod forming crops.
- (3) Erosive stream-- sod forming crops.
- (4) Less than minimum recommended depth of flow.

SOIL CHARACTERISTICS

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

CLAIM NO. --- A72-04179C
AGENT ----- RVW
DATE ----- 08/09/94

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

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

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (INCHES)	MAD	FIELD NOTES AND CALCULATIONS				
				FIELD 1	FIELD 2	FIELD 3	FIELD 4	
alfalfa (hay or seed)	5	0.5	2.52	FIELD WIDTH	1340	0		
corn (field or silage)	4	0.5	2.09	IRRIGATION DAYS	14			
grain (winter or spring)	4	0.5	2.09	DRY DAYS	0			
pasture (or grass hay)	3	0.5	1.67	SET TIME(hours)	8			
other (enter below)				CALCULATED RUN (run = acres*43560/width)				
				RUN = 991				
				CALCULATED BORDER WIDTH (ditch length/irr days * cha				
				WIDTH = 32				
				THEORETICAL ROTATION (mad/net irr req in inches per				
				SELECTED MAD = 2.52				
				ROTATION = 10.2 DAYS				

PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = CHALLIS
Figure No = 10-15

crop	acres	system	recomm. eff.	Net Irrigation Requirement (mm/day)						
				mar	apr	may	jun	jul	aug	sep
PASTURE		FLOOD			1.47	3.84	4.87	5.86	4.56	3.23
ALFALFA	30.5	FLOOD	10.9		1.28	4.51	5.65	6.25	4.45	2.52

Summary 30.5 11 1.28 4.51 5.65 6.25 4.45 2.52 0.70
Peak Net Irrigation Requirement (mm/day) = 6.25

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

Water Right Number - 72-00056 Prefix Translation: WATER RIGHT Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - - + Address - - - - +
*** C - CURRENT OWNER ***
KEYSER GEORGE E.
1 -
2 -
3 -
City- State- Zip-
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
02/02/1910 17 SOUTHERN D - DECREED

+ - - Source - - - + + ?
GARDEN CREEK - Chollis Creek.
+ - - Tributary - - - - -
SALMON RIVER
+ - - Point of Diversion - - - - -
Twn Rng Sec Tract Lot Rflg County

+ - - Code Description Period From Period To Water Use - - - - - Diversion Rate Diversion Volume
01 - IRRIGATION 1.880

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.880

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
14N	19E	28	NE NW			01 IRRIGATION			37 CUSTER
14N	19E	28	SW NW			01 IRRIGATION			37 CUSTER
14N	19E	28	SE NW			01 IRRIGATION			37 CUSTER
14N	19E	28	NW SW			01 IRRIGATION			37 CUSTER

Total Acres:

94 ? @ 0.02 cfs/ac. decreed
160 decreed
0.012 cfs/ac.

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -
+ - - Remarks
No Remarks found.
+ - - Conditions of Approval - - - - -
No Conditions of Approval found.
+ - - Decree Plaintiff - - - + + - - Decree Defendant - - - + + - - Decree Date - +
ADAMS, ET. AL. VANDERVOORT, ET. AL. 05/19/1914