

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: A72-00176F
Date Received: 1/10/1990
Receipt No: S010913
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: LAVON D LOYND
Address: HC 67 BOX 2097
CHALLIS ID

208-838-2616

83226

2. Date of Priority: APR 1, 1879

3. Source: ROAD CREEK

Trib. to: SALMON RIVER, EAST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	18E	24	NE	NE	NE		CUSTER

5. Description of diverting works:
DIVERSION FROM CREEK TO DITCH TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		

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

8. Total consumptive use is 25.1 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	18E	24	NE	NW		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	10.0
					Total Acres	10.0

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:
NONE

14. Remarks:

SOURCE ALSO KNOWN AS MARSH CK.
THIS APPLICATION IS FOR LOT 6, BLOCK 1, EAST FORK SUBDIV.,
CUSTER CO. (SEE ATTACHED MAP)

12-7-98: OWNERSHIP CHANGE C W INVESTMENT TO LOYDN PER NOTICE
REC'D 12-4-98 - VH

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

BRADSHAW, ET. AL.

Decree Plaintiff

LEUZINGER, ET. AL.

vs Decree Defendant

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): _____
Adjudication Claim No(s): A72-00176 F

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant C.W. Investment
P.O. Box 3464, Reno, N.V.

4. New Owner/Claimant(s) Lavon D Loynd
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address HC 67 Box 2097
 City, State and ZIP Code Challis, ID 83226
 New Telephone Number (208) 838-2616

5. Date you acquired the property April 1996

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate 84 ? Number and type of stock Horses + Beef
 Diversion rate in CFS 12 Number of homes 1 Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Lavon D Loynd

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

Custer County Title
2:49 P.M.
4-9-1996
Ethel M. Peck, Clerk
Wendy Murphy
Deputy

Warranty Deed

THIS WARRANTY DEED is made on this 1 day of APRIL, 1996, between the GRANTOR, C. W. INVESTMENTS, a partnership, Reno, Nevada, owner in fee simple of the below described property;

I HEREBY GRANT, BARGAIN, SELL and CONVEY unto LAVON D. LOYND and JAN T. LOYND, husband and wife, of HC 67 Box 2097, Challis, Idaho, Custer County, GRANTEES, the following described premises located in Challis, Custer County, State of Idaho, to wit:

PROPERTY DESCRIPTION

Lot 6, Block 1, The East Fork Subdivision, Custer County, Idaho, according to the Official Plat thereof, now on file in the Office of the said County Recorder.

TOGETHER, with all and singular the tenements, hereditaments and appurtenances water rights and mineral rights thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders and rents, issues and profits thereof;

TO HAVE AND TO HOLD, the said premises, together with the appurtenances, unto the said GRANTEES, and Grantees' heirs and assigns forever. The GRANTOR shall and does warrant and by these presents now attests that said property is free from all encumbrances and will forever defend the said premises in the quiet and peaceful possession of the Grantee and the Grantee's heirs and assigns against all and every person and persons who lawfully claims a title to the property.

IN WITNESS WHEREOF, the said GRANTOR has signed this deed and has executed and delivered this document on this 1st day of APRIL 1996, in the presence of a notary public for Idaho, while being under oath:

Robert I. Cowles
C. W. INVESTMENTS, a partnership
ROBERT I. COWLES

MARY D. COWLES
MARY D. COWLES

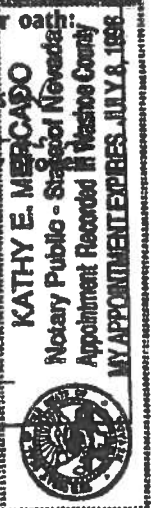
Donald L. Wilkerson
DONALD L. WILKERSON
Mary Ann Wilkerson

SUBSCRIBED AND SWORN TO BEFORE ME by the above named GRANTOR who is known to me or to me to be the person whose name is subscribed to the within instrument:

Debra L. Hamilton
Notary Public for Nevada, Residing at:

Commission Exp: 1-18-97

Kathy E. Mercado
Notary Public



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: A72-00176F
Date Received: 1/10/1990
Receipt No: S010913
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: C. W. INVESTMENT CO. 702-323-7267
Address: A GENERAL PARTNERSHIP
P.O. BOX 3464
RENO, NV 89505
2. Date of Priority: APR 01, 1879
3. Source: ROAD CREEK Trib. to: SALMON RIVER, EAST FORK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 10N | 18E | 24 | NE | NE | NE | | CUSTER |
5. Description of diverting works:
DIVERSION FROM CREEK TO DITCH TO PLACE OF USE
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.200 | | |
7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 25.1 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	18E	24	NE	NW		IRR	10.0
Section Acres							10.0

A72-00176F

Page 1

Date: 01/11/90

MICROFILMED
MAR 18 1993

10. Place of Use: Continued

Total Acres 10.0

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:
NONE

14. Remarks:
SOURCE ALSO KNOWN AS MARSH CK.
THIS APPLICATION IS FOR LOT 6, BLOCK 1, EAST FORK SUBDIV.,
CUSTER CO. (SEE ATTACHED MAP)

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

BRADSHAW, ET. AL.

Decree Plaintiff

vs

LEUZINGER, ET. AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 A72-00176FDate Received 1-8-90Receipt Number 5010913

RECEIVED

JAN 8 1990

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) C.W. Investment Co., A General Partnership Phone (702) 323-7267Mailing Address P.O. Box 3464, Reno NV Zip 895052. Date of Priority (Only one (1) per claim) 4-1-18793. Source of water supply (a) Road Creek
which is tributary to (b) East Fork Salmon River4. a. Location of existing point of diversion is: Township 10N Range 18E Section 24,
NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

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. Diversion from creek toditch to place of use

MICROFILMED

MAR 18 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr 1 to Nov 1 amount 0.20 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.20 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 25.1 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	
<u>10N</u>	<u>18E</u>	<u>24</u>					<u>10.03</u>												<u>10.03</u>

Total number of acres irrigated 10.03

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. _____ or None ☒

14. Remarks: This application is for Lot 6, Block 1 in "The East Fork" Subdivision (see attached subdivision map).

Last Name C. W. Investment Co. Ident No. _____

MICROFILMED

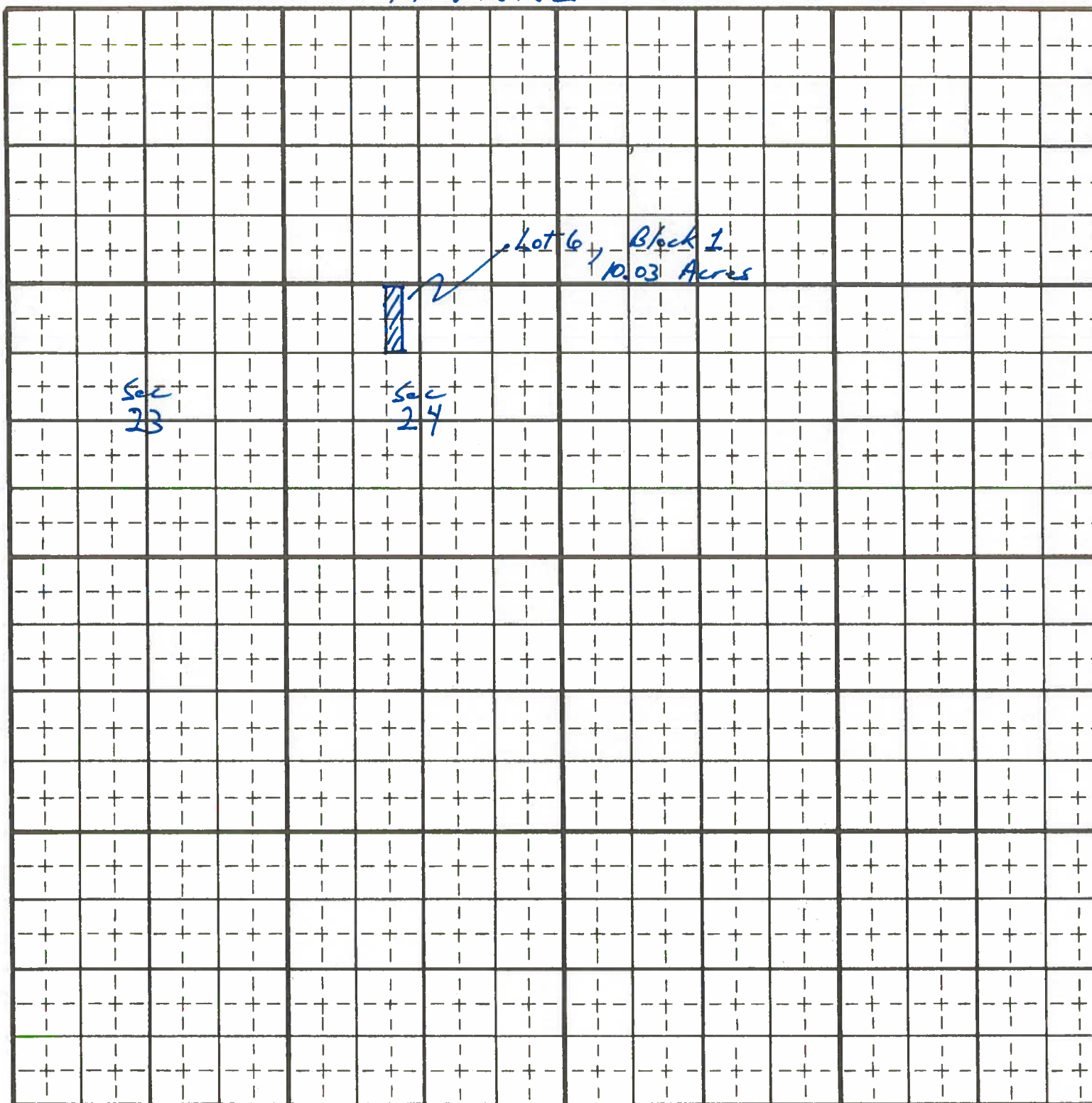
Copies: White-States Yellow-Claimant

MAR 18 1993

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

TION R 18 E



MICROFILMED

Last Name C.W. Investment Co. Ident No. _____

MAR 18 1993
Copies: White State, Yellow Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X
If applicable provide IDWR Water Right Number 72-00176
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) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am General Partner
Title

of C.W. Investment Co., A General Partnership, that I have signed the foregoing
Organization

document in the space below as General Partner of C.W. Investment Co., A General Partnership
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent R.D. Cowles

Title and Organization General Partner

C.W. Investment Co., A General Partnership

Date 1/5/90

State of Idaho/or Nevada)
County of Washoe) SS.

Subscribed and sworn (or affirmed) before me this 5th day of January 19 90

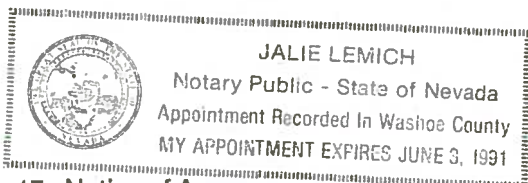
SEAL

Notary Public Jalie Lemich

Residing at Reno, Nevada

My Commission Expires 6-3-91

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 _____

Last Name C.W. Investment Co. Ident. Number _____

MICROFILMED

Copies: White-State, Yellow-Claimant
MAR 18 1993

RECEIVED

JAN 8 1990

Department of Water Resources
Southern Region Office

Idaho Dept. of Water Resources
2148 4th Ave. East
Twin Falls, ID 83301
ATTENTION: Robert V. Worstell

January 4, 1990

Dear Bob,

Enclosed are eight water right applications Form No. 42-1409(2)a, along with 2 checks to cover filing fees.

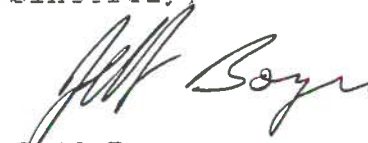
I have enclosed one complete copy of "The East Fork" subdivision map and attached an abbreviated version of same to each respective application with the individual lot highlighted. I hope the extra maps will help with your review of the applications.

As we discussed I would appreciate your help with Question Numbers 2,4,5, and 15 on each application. The forms are returned with the yellow, applicants copy, attached because the answers to these questions are not complete.

If I can help with any questions, please call me at (702) 784-5242.

Thankyou very much for all your help in completing these applications.

Sincerely,



Jeff Boyer

MICROFILMED

MAR 18 1993

RECEIVED

JAN 8 1993

ITEMIZED ACCOUNTING OF FILING FEES

Department of Water Resources
Southern Region Office

Check No. 1735

From: C.W. Investment Co.

For: Water Right Applications on the following lots.

LOT	LEGAL	IRRIGATED ACREAGE		FILING FEE
		ACRES	TOTAL	
Block 1, Lot 6	NENW Sec24	10.03	10.03	60.00
Block 2, Lot 9	NWNW Sec24	5.00	5.00	55.00
Block 2, Lot 14	SWSW Sec13	5.00	5.00	55.00
Block 2, Lot 21	SWNW Sec13	1.63		
	SEnw Sec13	1.64		
	NWSW Sec13	0.20		
	NESW Sec13	1.53	5.00	55.00
Block 2, Lot 22	SWNW Sec13	1.08		
	SEnw Sec13	3.92	5.00	55.00
Block 2, Lot 27	NENW Sec13	3.00		
	SEnw Sec13	2.00	5.00	55.00
TOTAL			~~30.03~~ 35.03	\$335.00

Total 6 applications @ \$50.00 ea

+ ~~30~~ acres irrigation @ \$1.00 per acre

35

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MAR 1 8 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Jan. 12, 1990

Re: A72-00176F
A72-00230J
A72-00230K
A72-00230L
A72-00230M
A72-00230N

C W INVESTMENT CO
A GENERAL PARTNERSHIP
P O BOX 3464
RENO NV 89505
Dear Claimant(s):

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

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

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
MAR 18 1993



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

November 10, 1998

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

Mr. Lavon Loynd
P.O. Box 630
Challis, Idaho 83226

RE: Snake River Basin Adjudication (SRBA)
Claims Number: A72-00176C and -00176F

Dear Mr. Loynd:

I am getting ready to do the final data entry on the above claims for our preliminary Director's Report, and find that we still do not have a Change of Ownership filed for you. Without official notice, and documentation in file, I am unable to change our records to reflect that you are current owner.

Consequently, all information concerning the above claims will be sent to William Cahill (00176C) and C.W. Investment (00176F), and ultimately, the water rights would be decreed in their names.

I assume that you got my earlier communication, but if not, if we misplaced your reply, or if you are in need of another Change of Ownership form, please let me know. I was hoping to get back up to the East Fork, but our schedule just didn't permit it. If you have any questions, please call.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Vikie Hancock'.

Vikie Hancock
Water Resource Agent



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

September 4, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Lavon Loynd
P.O. Box 630
Challis, Idaho 83226

RE: Snake River Basin Adjudication (SRBA)
Claim Numbers: A72-00176C and A72-00176F
Lots 5 and 6, Block 1, East Fork Subdivision

Dear Lavon,

Thank you for the information and assistance you provided when Kelly and I were in your area last Wednesday. I have done some research here at the office, and can find no indication that we were notified of your purchase of lots 5 and 6; therefore, please find enclosed two Change of Ownership Notices. Instructions for completing the forms, and the documents required for proof of ownership, are included. As soon as I receive your reply, I can update our records to reflect that you are current owner, and insure that the two claims are decreed in your name. I am enclosing computer print outs of the claims, for your review.

Also, I am sending you a map of IDWR Administrative Basins and the Regional Offices that serve them, under separate cover. If I can be of any further assistance, please let me know. I anticipate being back on the East Fork sometime toward the end of September.

Sincerely,

Vikie Hancock
Water Resource Agent

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A72-00230L

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

IDWR Employee/Agent Frank Hitchcock

June 3, 1997 1:00pm

NAME:
TERRI PRITCHETT-MCKAY

RE:
A72-00230L

MSG LEFT ON VOICE MAIL 05-29-97 WHILE I WAS ON LEAVE. RETURNED CALL 06-02 AT 9:25 AM-LEFT MSG AT OFFICE.

TF WHILE I WAS ON ANOTHER CALL AT 11:25-CALLED BACK AT 11:30-TCW.

SAYS GETTY TOLD HER SHE HAS NO WATER RIGHTS. SHE REMINDED THEM THAT THEY HAD TOLD HER THAT THEY HAD PROVED UP WATER FOR C.W. INVESTMENT CO.

SAYS THAT SANDE HILL, SELLER/BROKER, TOLD HER THAT THE WATER RIGHT WAS GOOD FOR THE LOT AND THERE WERE PAPERS TO PROVE IT. CLAIMANT HAD SPENT A LOT OF MONEY TO PROVE UP THE RIGHTS.

READ TO HER FROM THE FILE-FILE NOTES FROM 1993 ASKING SANDE HILL TO PROVIDE EVIDENCE OF THE WATER USAAGE FOR THE LOTS CLAIMED BY C.W..

LENGTHY DISCUSSION OF SEMANTICS/TERMS OF WATER USE AND THE STATUTES THAT GO TO APPROPRIATION.

DISCLAIMED FREQUENTLY AS NOT AN ATTORNEY AND THAT I COULDN'T ADVISE HER HOW TO PROCEED BUT THAT AS OF THIS DATE THERE STILL ISN'T ANY FORM OF EVIDENCE FOR THE CLAIMS FILED BY C.W. INVESTMENT OR BUYER OF THE LOTS CLAIMED BY C.W..

SHE SAID THAT SHE WOULD PROBABLY CALL ME BACK WITH MORE QUESTIONS BUT THAT SHE WAS GOING TO CONTACT HILL AND REQUEST THE PAPERWORK CITED BY HILL THAT FORMED THE BASIS OF THE SALE.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No.c.w. INVEST CO.

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

IDWR Employee/Agent Frank Hitchcock

June 3, 1997 1:25pm

NAME:
C.W. INVESTMENTS

RE:
DEATH OF ORIGINAL CLAIMANT

PER TERRI PRITCHETT, A72-00230L, PURCHASER OF A C.W. INVESTMENT LOT IN THE EAST FORK SUBDIVISION, MR COWLES DIED IN DECEMBER OF LAST YEAR.

SHOULD FOLLOW-UP WITH CLAIMS STILL IN CLAIMANTS NAME. COPY OF THIS
FILE NOTE TO EACH CLAIM SHOWING C.W. INVESTMENT AS THE CLAIMANT.

CONVERSATION MEMO

FILE C.W. INVESTMENT
AGENT: 7H
DATE: 09-21-1993

RE:

E.F. SUBD. LOTS - IRRIG.NAME OF PARTY: SANDI HILL - ROBIE REALTY - AGENT FOR
11 AM @ ROBIE REALTY * C.W. per herLeft business card w/ note written on it...
& irrig found ex for lot 22.Told her I would need paid copy evidence
of irrigation for all the lots!

* per conversation 08-05-1993; see original
memo in - 00230N file of conversation.

FI C.W. INVESTMENT
AGENT: H
DATE: 08-05-1993

RE: A72-00230N

NAME OF PARTY: SANDI HILL - ROBIE READER

1045
AM

She is involved w/ them and she is
brokerage their lots - discussed forfeiture
as mentioned to her by Janine Wilson.

She mentioned that lot 21 (-00230N) is
involved in being sold.



F1

AGENT:

7H

DATE:

08-05-1993

RE:

C.W. INVESTMENT CO.

NAME OF PARTY:

SANDI HILL

States that MARONSKY and BAKER, Wayne
have irrigated in the past.

NOTE:

C.W. MMS Lots: 6, ✓ 14 21 22

Claims: 230S, 230E, 230N, 230M

Lot 27

Claim 230L

TELEPHONE MEMORANDUM

Incoming Call

Outgoing Call

3 PM

Returning Call

TO:

C.W. INVESTMENT CO. 702-323-7267

DATE:

07-19-1993

FROM:

H

Bob E. Chandler
General Partner

FILE:

-00176 F

FILE NO:

CC: also: - 00230 K, L, M, N, S

SUBJECT:

field exams

REMARKS:

N/A.

07-20-93

8:45 PM, One of our people called already

and he called water dept, said everything was OK - people using H₂O out of the ditch - "we have it" - every body is using water (had a hard time w/ #.)

ROUTING INSTRUCTIONS:

may all be sold by Hen.

CALENDAR DATES:

Says he has a little saying everything is OK. - told him to check the little to review when he gets his recommendation.

855



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

March 5, 1994

C.W. Investment Co.
PO Box 3464
Reno, Nevada 89505

Dear Mr. Cowles:

Your letter dated February 11, 1994 was recieved here on February 14, 1994 and the Certified Mail receipt signed for return.

The information recited clarifies how the incomplete claim forms were filled out. Your mention of the Water Rights Proof Reading Reports dated 9-22-1987 documenting the answers to the incomplete fields in your claims forms indicates that you are satisified with Mr. Worstell's work in completing your claims.

Thank you for your effort in clarifying the source of the information inserted into the forms after they were recieved by us.

Yours Truly,

A handwritten signature in dark ink, reading "Francis G. Hitchcock". The signature is written in a cursive style with a large, prominent 'F' and 'H'.

Francis G. Hitchcock
Water Resource Agent Sr.

ROUTING SLIP

TO: NICK SPENCER
 FROM: 71-50
 DATE: 02-14-94 TIME: _____

PER:	
Our Conversation	☒
Your Request	☐
The Attached	☐

January 11, 1994

FOR YOUR:		REVIEW AND:	
Information	☒	Take Proper Action	☐
Approval	☐	Comment <u>pls call</u>	☒
Signature	☐	Draft A Reply <u>me...</u>	☐

RECEIVED

FEB 14 1994

Department of Water Resources
Southern Region Office

1994, SRBA Claims:
 30M, 00230N were
 . Worstell of the
 between Mr. Boyer
 documented by 1)
 tell, 2) five or
 all logged by Mr.
 and 3) certified mail

10: am on-going discussion: agent
 filled in claim fields 2, 4, 5, & 15
 Boyer between 10/31/89 and 1/27/90, and 3) certified mail
 receipts dated 1/7/90 and 1/12/90. At our request, Mr.
 Worstell completed questions 2, 4, 5 and was to plot the point
 of diversion in order to complete question #15 on the
 "Notice Of Claim" forms prior to the filing deadline. This
 is documented by draft forms in our possession, by his
 initials on the certified mail receipt dated 1/7/90, and his
 logged phone call to Jeff Boyer on 1/9/90 in which he
 suggested that we file a second claim on an alternate source
 for the water right on Lot 6, Block 1.

The competent help of Mr. Worstell was very much
 appreciated and was necessary on those questions that
 involved local inspections of physical features (i.e., #4,
 #5 and the P.O.D. for #15) and on questions relating to
 existing water right decrees (i.e., #2). Since completion
 of the filings, we verified the information provided by Mr.
 Worstell. I have copies of the "Water Rights Proof Reading
 Reports" dated 9/22/87 that document answers to Questions #2
 and #15, and have confirmed answers to Questions #4, #5, and
 #15 with Mrs. Baker (one of the local irrigators) by
 telephone.

In order to clarify your broader questions regarding
 these filings, it was our clear understanding (based on
 several conversations between Mr. Boyer and Mr. Worstell
 before and after the filings were made) that it was the
 intent of the Department to help complete these filings
 where knowledge of local decrees or specific physical
 features was required. On several occasions Mr. Boyer was
 assured that the applications could be completed WITHOUT our
 direct observation. We were given the distinct impression
 that this type of assistance was absolutely normal and
 customary.

C.W. Investment Co.

February 11, 1994

Idaho Department of Water Resources
Southern Region
222 Shoshone St. East
Twin Falls, ID 83301
Attention: Mr. Francis Hitchcock

RECEIVED

FEB 14 1994

Department of Water Resources
Southern Region Office

Dear Mr. Hitchcock,

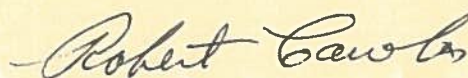
In response to your letter of 1/31/94, SRBA Claims: A72-00176F, 00230J, 00230K, 00230L, 00230M, 00230N were completed with considerable help from Mr. Worstell of the IDWR staff. The cooperative relationship between Mr. Boyer (acting as my agent) and Mr. Worstell is documented by 1) Mr. Boyer's letter of 1/4/90 to Mr. Worstell, 2) five or more telephone conversations to Mr. Worstell logged by Mr. Boyer between 10/31/89 and 6/29/90, and 3) certified mail receipts dated 1/7/90 and 1/12/90. At our request, Mr. Worstell completed questions 2,4,5 and was to plot the point of diversion in order to complete question #15 on the "Notice Of Claim" forms prior to the filing deadline. This is documented by draft forms in our possession, by his initials on the certified mail receipt dated 1/7/90, and his logged phone call to Jeff Boyer on 1/9/90 in which he suggested that we file a second claim on an alternate source for the water right on Lot 6, Block 1.

The competent help of Mr. Worstell was very much appreciated and was necessary on those questions that involved local inspections of physical features (i.e., #4, #5 and the P.O.D. for #15) and on questions relating to existing water right decrees (i.e., #2). Since completion of the filings, we verified the information provided by Mr. Worstell. I have copies of the "Water Rights Proof Reading Reports" dated 9/22/87 that document answers to Questions #2 and #15, and have confirmed answers to Questions #4, #5, and #15 with Mrs. Baker (one of the local irrigators) by telephone.

In order to clarify your broader questions regarding these filings, it was our clear understanding (based on several conversations between Mr. Boyer and Mr. Worstell before and after the filings were made) that it was the intent of the Department to help complete these filings where knowledge of local decrees or specific physical features was required. On several occasions Mr. Boyer was assured that the applications could be completed WITHOUT our direct observation. We were given the distinct impression that this type of assistance was absolutely normal and customary.

We believe this should answer the questions raised in your letter and would appreciate a written response to that effect.

Sincerely,

A handwritten signature in dark ink, reading "Robert Cowles". The signature is written in a cursive style with a large, sweeping "R" and a long, horizontal flourish extending to the right.

Robert Cowles
C.W. Investment Co.

C. W. Investment Co.

RETURN RECEIPT
REQUESTED

P 842. 985 856

MAIL

FRANCIS G. HITCHCOCK
IDAHO DEPT. OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST. EAST
TWIN FALLS, ID 83301

POST OFFICE BOX 3464 • RENO, NEVADA 89505-3464

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[illegible]

UNITED STATES
DEPARTMENT OF AGRICULTURE

U.S. POST OFFICE
PENNSYLVANIA
30510
EPL 11-94
HMDJBT

\$2.29
100630751-22

Return

2nd Notice

Return

TELEPHONE MEMORANDUM

Incoming Call

10⁴⁵ to 11⁰⁸

Outgoing Call

Returning Call

TO:

Bob Westall - then - FH

DATE:

02-07-1993

FROM:

JEFF BOYER

FILE:

C.W. INVESTMENT / DAY & LOANER
Claims

FILE NO:

SUBJECT:

* FEF SUBD LOTS - elements of
claim not originally submitted

REMARKS:

* fed hydrologist - Truckee River
only agent worked w/ was Westall

& saw my diary ... don't know how to respond
what is pri data? what is diversion work
how to respond to open fields

Suggested Co. Peterson and Robin's agent

ROUTING
INSTRUCTIONS:

* reviewed each field in detail as to
what is needed for claim to be
complete - esp. map sheet w/ PD...

CALENDAR
DATES:

he w/ review his phone logs - w/ need more
time to try to respond

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

January 31, 1994

C. W. Investment Co.
A General Partnership
P. O. Box 3464
Reno, NV 89505

Dear Sirs:

SRBA Claims: A72-00176F, -00230S, -00230K, -00230L,
 -00230M, -00230N.

I am currently reviewing the claims you submitted on January 8, 1990, as part of our field exams completed in the East Fork Subdivision last summer. I enclose a copy of the cover letter we recieved with the claims that describes incomplete responses to fields 2, 4, 5, and 12.

There aren't any notes in the file to show any basis for information to complete these essential parts of the claims. In order to complete my review of these claims I need to have a written reply over your signature identifying the information for each water use claimed for each lot.

I can't tell from the forms how the information for each claim was filled in. None of the maps in each claim have a point of diversion shown. All of the sections are filled in on the original forms but there is no way of determining the source of the information as the letter states that these fields couldn't be answered by Jeff Boyer who signed the letter and submitted the fees.

Your written response must reach me by February 15, 1994. We are working towards a deadline in order to report our recommendations to claimants and ultimately to the court.

Yours Truly,

Francis G. Hitchcock
Water Resource Agent Sr.

enclosures

TELEPHONE MEMORANDUM

✓ Incoming Call 01-27-94 11:10
✓ Outgoing Call 4:15 msg
Returning Call

TO: NICK - LEGAL
DATE: 01-26-1994
FROM: JH

FILE: C.W. INVESTMENT CO
FILE NO: - ALL -

SUBJECT: in complete as recd. then
fills filled in ex. map by agent; one
fill (LV) & fills also.
pleadings & complete - query to
Chrimant in order to be acceptable
for filing

REMARKS:

01-27-94

review w/ receiving agent if possible -
if taken over the phone, confirm
and make fill w/ signed documents

Review w/ him this
(did so verbally ... 4)

ROUTING
INSTRUCTIONS:

CALENDAR
DATES:

no cc to
other CW
files

① contact Bob W.
② if he gotten by
phone - confirm
w/ paper & signature.

RECEIVED

JAN 8 1990

Department of Water Resources
Southern Region Office

Idaho Dept. of Water Resources
2148 4th Ave. East
Twin Falls, ID 83301
ATTENTION: Robert V. Worstell

January 4, 1990

Dear Bob,

Enclosed are eight water right applications Form No. 42-1409(2)a, along with 2 checks to cover filing fees.

I have enclosed one complete copy of "The East Fork" subdivision map and attached an abbreviated version of same to each respective application with the individual lot highlighted. I hope the extra maps will help with your review of the applications.

As we discussed I would appreciate your help with Question Numbers 2,4,5, and 15 on each application. The forms are returned with the yellow, applicants copy, attached because the answers to these questions are not complete.

If I can help with any questions, please call me at (702) 784-5242.

Thankyou very much for all your help in completing these applications.

Sincerely,



Jeff Boyer

MICROFILMED

MAR 18 1993

5: 920 9³⁵
we spent

Bob Vrontel

disposed
med for ADT.

TT 06-90

W/Prof - Jack Clark

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 _____

Date Received _____

Receipt Number _____

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

Please type or print clearly

1. Name of Claimant (s) _____ Phone () _____

Mailing Address _____ Zip _____

2. **Date of Priority** (Only one (1) per claim) _____

3. Source of water supply (a) _____
which is tributary to (b) _____

4. **a. Location of existing point of diversion** is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

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. _____

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

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

8. Total consumptive use claimed is _____ 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	

Total number of acres irrigated _____

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

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.
_____ or None ()

14. Remarks:

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
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 _____) SS.

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

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

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 _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

RECEIVED

JAN 8 1990

Department of Water Resources
Southern Region Office

Idaho Dept. of Water Resources
2148 4th Ave. East
Twin Falls, ID 83301
ATTENTION: Robert V. Worstell

January 4, 1990

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As we discussed I would appreciate your help with Question Numbers 2,4,5, and 15 on each application. The forms are returned with the yellow, applicants copy, attached because the answers to these questions are not complete.

If I can help with any questions, please call me at (702) 784-5242.

Thankyou very much for all your help in completing these applications.

Sincerely,



Jeff Boyer

MICROFILMED

MAR 18 1993



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

December 23, 1998

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

Lavon D. Loynd
HC 67 Box 2097
Challis, Idaho 83226

RE: Snake River Basin Adjudication (SRBA)
Claim Numbers: A72-00176C and A72-00176F

Dear Mr. Loynd:

I had meant to get this out to you in a more timely manner, but have been very busy since our meeting with claimants in Challis. Your Ownership Change form reached our office too late to update our records, therefore, all the information regarding our proposed recommendations for the above referenced claims went to the previous owners of record.

Enclosed please find copies of the proposed recommendations for your claims, and also a GIS computer image of the place of use for both lots. Please review the recommendations, and use our Notice of Error reply form if you disagree with any element of your claim as it now appears. Don't hesitate to call me, if you have any questions. Hope you are in the midst of a happy Holiday.

Sincerely,

A handwritten signature in cursive script, appearing to read 'V. Hancock'.

Vikie Hancock
Water Resource Agent

Water Right Number - R72-00176F

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - - + - - - - Address - - - - +
*** C - CURRENT OWNER ***
LOYND LAVON D
1 - HC 67 BOX 2097
2 -
3 -
City- CHALLIS
Phone - 208-838-2616
State- ID Zip- 83226

*** O - ORIGINAL OWNER ***
C. W. INVESTMENT CO.

1 - A GENERAL PARTNERSHIP
2 - PO BOX 3464
3 -
City- RENO
Phone - 702-323-7267
State- NV Zip- 89505

+ - - Priority Date - - + + - - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1879 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + - - - - Tributary - - - - - +
ROAD CREEK SALMON RIVER, EAST FORK

+ - - - - Point of Diversion - - - - - +
TWN Rng Sec Tract Lot RFlg County
10N 18E 24 NE NW NE (37) CUSTER

+ - - - - Water Use - - - - - +
Code Description Period From Period to Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 0.060

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.060 0.0

+ - - - - Place of Use - - - - - +
TWN Rng Sec Tract Lot Acres Code Description County
10N 18E 24 NE NW 3.1 01 IRRIGATION (37) CUSTER
Total Acres: 3.1

+ - - Diversion Means - DIVERSION FROM CREEK TO DITCH TO PLACE OF USE

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

EXP SOURCE IS ALSO KNOWN AS MARSH CREEK.
PROPERTY IS ALSO KNOWN AS LOT 6, BLK 1, EAST FORK SUBDIVISION
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF

Water right number - R72-00176f

Prefix Translation: RESEARCH

Remarks
DIVERSION DESCRIBED ABOVE: 72-00176C, 72-00176E.

No Old Water Right Numbers Found

Conditions of Approval
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:
WATER RIGHT NO. SOURCE
- 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:
WATER RIGHT NO. SOURCE
- NONE
- ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

Decree Plaintiff - - - + Decree Defendant - - - + Decree Date - +
BRADSHAW, ET. AL. LEUZINGER, ET. AL. 00/00/0000

Date: 01/27/1994 User Id: HITCHCOCK Subject: COPIED FROM REMARKS
SOURCE ALSO KNOWN AS MARSH CK. THIS APPLICATION IS FOR LOT 6, BLOCK 1, EAST FORK SUBDIV.,
CUSTER CO. (SEE ATTACHED MAP)
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: 12/07/1998 User Id: VHANCOCK Subject: OWNERSHIP CHANGE
PER NOTICE REC'D 12-4-98

Audit Fields - - +
12/07/98 VHANCOCK

Adjudication Rights Dates and Flags Area - - - - - +
Court Report Filing - 00/00/0000 Field Inspection Made - 08/03/1993 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 - 01/10/1990 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - S010913 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - Presumption Flag - A
Notice of Error Flag -

CLAIM NUMBER B200176F

DATE 9-15-98

TRANSFER NUMBER _____

AGENT WA

CLAIMED ACRE TOTAL 10

GIS ACRE TOTAL 3.1

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	<u>10N</u>	<u>18E</u>	<u>24</u>	<u>10</u>																<u>10</u>
GIS	<u>10N</u>	<u>18E</u>	<u>24</u>	<u>3.1</u>																<u>3.1</u>
RECOM				<u>3.1</u>																<u>3.1</u>
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				

B72-DBPOU.SHP

SHAPE NOS.

123

B72-DBPOD.SHP

NOS. DESCRIPTION

37 NE NW NE Sec 24 T10N R18E

DBF TABLES UPDATED

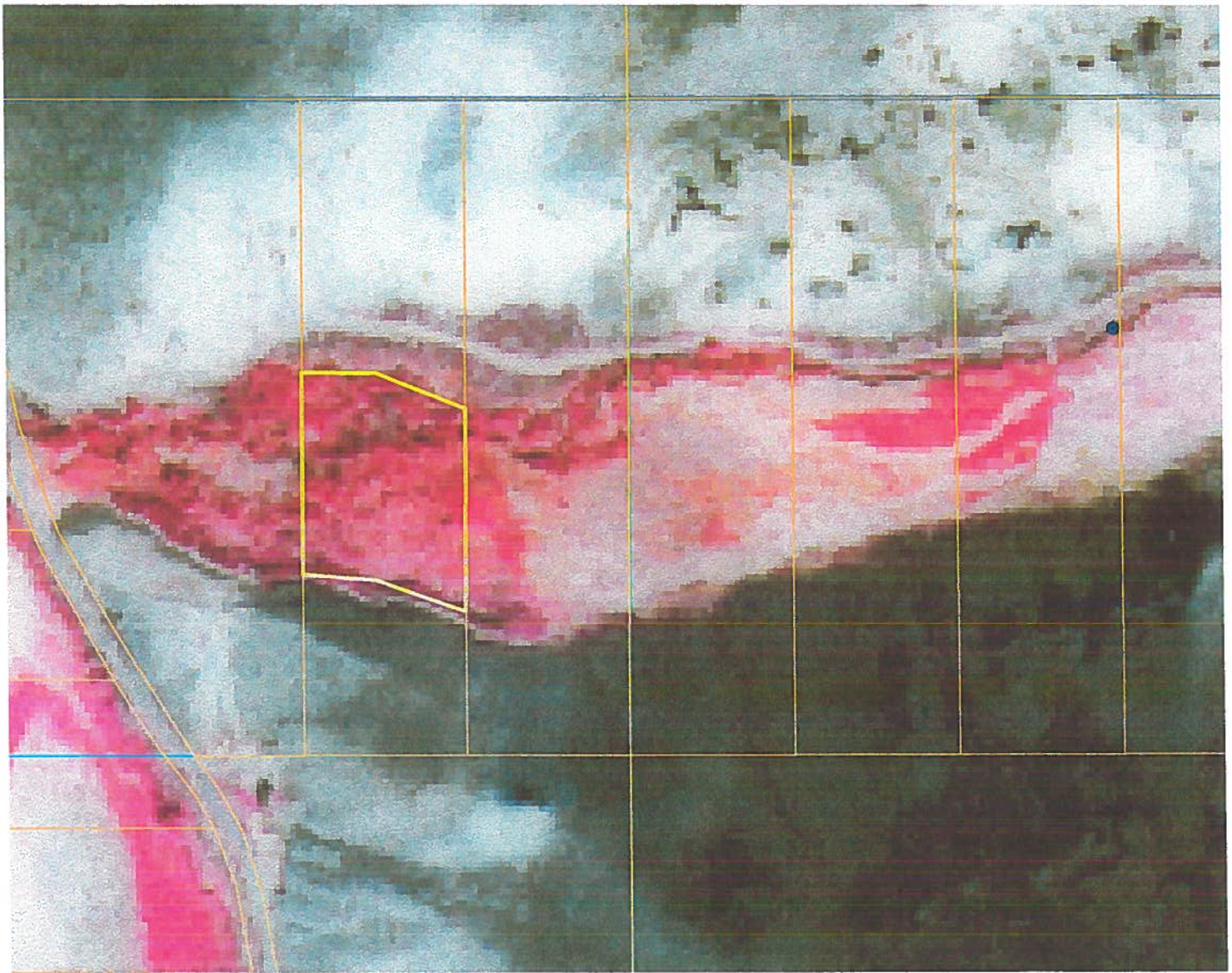
B72-DBPOU.DBF ✓

B72-DBPOD.DBF ✓

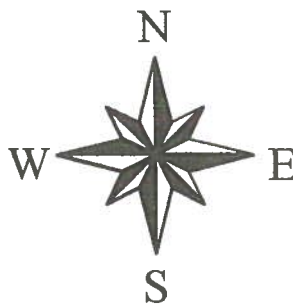
IDaho DEPARTMENT OF WATER RESOURCES

**RIGHT 72-00176F
LOYND**

**RECOMMENDED PLACE OF USE
TWP 10N, RNG 18E, SEC 24
data entry on September 14, 1998**



0 330 660



- RECOMMENDED PLACE OF USE**
- **RECOMMENDED POINT OF DIVERSION**
- SECTION LINES**
- QUARTER/QUARTER LINES**
- SUBDIVISION LOT BOUNDARIES**

**GIS PLACE OF USE PRESENTATION
1987 OR 1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY VIKIE HANCOCK**

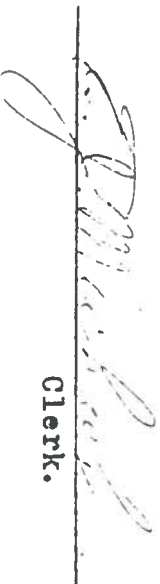
of one hundred sixty inches or three and one-fifth cubic feet per second of time of the flow of the waters of Road Creek, also known as Marsh Creek, for the irrigation of his land described as follows, to-wit: N $\frac{1}{2}$ of the NW $\frac{1}{4}$, the N $\frac{1}{2}$ of the NE $\frac{1}{4}$, Section 20, Township 10, North of Range 19, East of Boise Meridian, his right thereto, dated from April 1st, 1880.

72-00176
-3- That the defendant, Fridolin Leuzinger, be and he is hereby awarded the right to the use of twenty inches or four tenths cubic feet per second of time of the flow of the waters of Road Creek, also known as Marsh Creek, and also five hundred twenty inches or ten and two-fifths cubic feet per second of time of the flow of the waters of the East Fork of Salmon River, for the irrigation of his said land, described as follows, to-wit: NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the S $\frac{1}{2}$ of the NW $\frac{1}{4}$, the N $\frac{1}{2}$ of the SW $\frac{1}{4}$, the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ Section 13, and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, and the N $\frac{1}{2}$ of the NW $\frac{1}{4}$, Section 24, all in Township 10, North of Range 18, east of Boise Meridian, his dates of priorities to be as follows: from Road Creek also known as Marsh Creek, to date from the first day of April, 1879, and from the East Fork of Salmon River, from the first day of April, 1910.

Done in open Court this 31st day of October, 1921.

Ralph W. Adair,
Judge.

Filed this 31st day of October, A. D. 1921.


Clerk.

Decree

MEMORANDUM

TO: Decree File No. 72-G -- James Bradshaw, et al., vs. Jacob Leuzinger, et al.
FROM: Roberta Garrett
THROUGH: Dave Tuthill *DR*
DATE: February 19, 1980
SUBJECT: Review of Fridolin Leuzinger's Decreed Rights on East Fork Salmon River

In the decree of 10-31-1921, James Bradshaw, et al., vs. Jacob Leuzinger and Fridolin Leuzinger, Fridolin Leuzinger was decreed 20 inches of the waters of Road Creek (4-1-1874) and 520 inches of East Fork Salmon River (4-1-1910) for lands identified in

T. 10 N., R. 18 E.

Section 13: NE4NW4, S2NW4, N2SW4, SW4SW4

24: NW4NE4, N2NW4

In the decree of 7-26-1933, Raymond Gossi, et al., vs. Phillip Gossi, Fridolin Leuzinger was decreed an additional 120 inches of the waters of East Fork Salmon River (5-1-1880) for lands not listed in the decree of 10-31-1921.

T. 10 N., R. 18 E.

Section 24: S2NW4, NE4SW4

The decree of 2-14-1938, Rosa A. Gossi, et al., vs. Paul Giampedraglia, et al. decreed rights on the East Fork Salmon River and named tributaries. Fridolin Leuzinger and his lands in the two prior decrees on East Fork Salmon River were enjoined in this decree:

T. 10 N., R. 18 E.

Section 13: NE4NW4 (11.36 ac.), S2NW4, N2SW4, SW4SW4

24: NW4, NW4NE4, NE4SW4

This decree supercedes all rights on the East Fork Salmon River leaving in effect all rights on Road Creek aka Marsh Creek in the decree of 10-31-1921 as this creek was not a named tributary in the decree.

MEMORANDUM

Page 2

February 19, 1980

Fredolin Leuzinger's rights are as follows:

72-0176 -- Road Creek -- 20 inches or 0.4 cfs -- 4-1-1874

T. 10 N., R. 18 E.

Section 13: NE4NW4, S2NW4, N2SW4, SW4SW4

24: NW4NE4, N2NW4

72-0230 -- East Fork Salmon River -- 400 inches or 8.0 cfs -- 5-1-1880

T. 10 N., R. 18 E.

Section 13: NE4NW4 (11.36 ac.), S2NW4, N2SW4, SW4SW4

24: NW4, NW4NE4, NE4SW4

rg

cc Southern Region

DISCHARGE TABLE - POWLUS 15" BCW

GAGE READING
(CM)

FLOW RATE
(CFS)

GAGE READING
(CM)

FLOW RATE
(CFS)

2.0	0.06
2.2	0.07
2.4	0.08
2.6	0.09
2.8	0.10
3.0	0.12
3.2	0.13
3.4	0.14
3.6	0.15
3.8	0.17
4.0	0.18
4.2	0.20
4.4	0.21
4.6	0.23
4.8	0.24
5.0	0.26
5.2	0.28
5.4	0.29
5.6	0.31
5.8	0.33
6.0	0.34
6.2	0.36
6.4	0.38
6.6	0.40
6.8	0.42
7.0	0.44
7.2	0.46
7.4	0.48
7.6	0.50
7.8	0.52
8.0	0.54
8.2	0.57
8.4	0.59
8.6	0.61
8.8	0.63
9.0	0.66
9.2	0.68
9.4	0.70
9.6	0.73
9.8	0.75
10.0	0.78
10.2	0.80
10.4	0.83
10.6	0.85
10.8	0.88
11.0	0.90
11.2	0.93
11.4	0.96

11.6	0.98
11.8	1.01
12.0	1.04
12.2	1.07
12.4	1.09
12.6	1.12
12.8	1.15
13.0	1.18
13.2	1.21
13.4	1.24
13.6	1.27
13.8	1.30
14.0	1.33
14.2	1.36
14.4	1.39
14.6	1.42
14.8	1.46
15.0	1.49
15.2	1.52
15.4	1.55
15.6	1.58
15.8	1.62
16.0	1.65
16.2	1.68
16.4	1.72
16.6	1.75
16.8	1.79
17.0	1.82
17.2	1.85
17.4	1.89
17.6	1.93
17.8	1.96
18.0	2.00
18.2	2.03
18.4	2.07
18.6	2.11
18.8	2.14
19.0	2.18
19.2	2.22
19.4	2.25
19.6	2.29
19.8	2.33
20.0	2.37
20.2	2.41
20.4	2.45
20.6	2.49
20.8	2.53
21.0	2.57

COPY

MEASUREMENT - WIER TABLE

10.0
10.0

Field Exam Notes

Claim No: A72-00176F

9/10/1998

Agent: Vikie Hancock

Lot 5 Block 1 East Fork Subdivision.

The location of this lot was determined in the field by the presence of an electric fence stretched across the western boundary of lot 6, separating lots 6 and 7. This fence was within a grove of willows which extends the entire width of the valley and stretches west down to the paved county road bordering lot 7. The boundary between lots 5 and 6 was approximated by the equal size and shape of lots 2 through 5 in this subdivision.

Lot 6 is being actively irrigated for pasture by the owner of Lots 5 and 6, Lavon Loynd, who uses it to pasture his horses. He is also irrigating lot 6 and lots 2 through 4 from the point of diversion that is common for lots 2 through 6, and which is located on the south side of Road Creek, close to the boundary of lots 1 and 2. A ditch runs from the point of diversion south along the uppermost boundary of lot 2 and swings west along the hill to the south side of the valley. This ditch conveys water to the top of lot 5, where it is conveyed north along the boundary, and floods down to water lots 5 and 6. There were various canvas dams and small earthen dikes evident at the time of my visit.

Lot 6 consists of ten acres which encompasses the valley floor and extends up the side hills on either side of the valley. All but the area on the valley floor is impossible to irrigate from this source, and it is similar to the other lots in this part of the subdivision in that respect. The western 1/3 of lot 6 is covered by willows. The owner stated that his irrigation water flows down into the willows and produces grass that his horses eat all through the winter. Examination of the area did show abundant grass, and water flooding through the trees. Mr. Loynd lives in a white manufactured home on the hill to the north of the dirt road, overlooking the valley portion of the property which is Lots 5 and 6.

Mr Loynd also stated that there were various springs that surfaced in his pasture in both lot 5 and lot 6. He stated that he was interested in the possibility of constructing ponds for fish propagation in the future.

See claim numbers A72-00176A and A72-00176E for photos of the point of diversion and valley.

COMMUNICATION DOCUMENTATION

September 15, 1998

Regarding:

Customer:

A72-00176A, -00176C, -00176E, -00176F Road Creek Diversions

From: Vikie Hancock

[illegible]

In regard to a question of when the diversion used by Lots 2-6, Block 1, East Fork Subdivision was moved downstream on Road Creek from the original point of diversion NE NE NE Section 24 to a point in the NE NW NE section 24, I called Betty Baker who had accompanied Frank Hitchcock when he measured the diversion in 1993.

Mrs. Baker was aware of the original point of diversion that Kelly and I found in the trees, on BLM ground, several hundred feet upstream of Lot 1. She said that that diversion was used by Leuzinger, but was abandoned when Kimball and Comstock owned all the land, and remembered that the irrigator for them, Walt Mason, had created the new diversion works downstream. The new diversion that Mason put in is the one that she used in 1989 when she began irrigating the lots for pasture, and the one that Frank measured and photographed in 1993 and 1995. She was not sure what year the new diversion works were created.

Going on the information from Mrs. Baker that owners prior to Ollit (original AJ claimant for Lot 1 in 1989) moved the point of diversion, I called the Custer County courthouse. According to records there, the East Fork Subdivision was created in 1983. Ollit was listed as owner of lot 1 in 1985. The deed conveying the property to Ollit was not in the system, so it was determined that it was conveyed to him prior to 1985, and thus prior to commencement of the adjudication. Therefore, it can be concluded that the diversion works were moved prior to 1987, and prior to the adjudication.

I also asked Mrs. Baker if she thought at the time of the 1993 field exam that she was irrigating Ollit's property (as stated in her letter to him dated 1989). She said that the diversion was above the bottom boundary of Ollit's lot, so that she was irrigating the lower part of it. This would clear up a discrepancy regarding where the diversion works were actually located as placed on a map, and where Lot 1 was actually located in the field. I believe that agent Hitchcock assumed, as I did, that Mrs. Baker was referring to the *upper* boundary of Ollit's property when she wrote that the point of diversion was "150 feet above his lot boundary". From my phone conversation with her today, I realize that she was referring to the *lower* boundary line of lot 1, which is relatively close to the physical location of the current point of diversion.

Split Analysis

72-00176

Source Road Creek
0.04 cfs 19.5 Irr Acres

AJ Claim Number	Lot #	Recommended div. Amt	Recommend. Acres
A72-00176 A	1	.04	1.9
A72-00176 C	4	.07	3.3
A72-00176 E	5	.06	3.0
A72-00176 F	6	<u>.06</u>	<u>3.1</u>
Total claimed		0.23 cfs	11.3 ac

late claims?	{ 2 } 3 }	.09	4.53
unclaimed	7	.06	2.97
		<u><u>.38 cfs</u></u>	<u><u>+ 0.70</u></u> 19.5 ac

$$\frac{0.4 \text{ cfs}}{19.5 \text{ ac}} = 0.020 \text{ cfs per acre}$$

Water Right Number - R72-00176F Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + - - - - First Name - - - - + - - - - Address - - - - +
*** C - CURRENT OWNER ***
C. W. INVESTMENT CO.
1 - A GENERAL PARTNERSHIP
2 - PO BOX 3464
3 -
City- RENO
Phone - 702-323-7267 State- NV Zip- 89505

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
04/01/1879 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + - - - - - Tributary - - - - - +
ROAD CREEK SALMON RIVER, EAST FORK

+ - - - - Twn Rng Sec Tract Lot Rflg County Point of Diversion - - - - - +
10N 18E 24 NE NW NE (37) CUSTER

+ - - - - Code Description Period From Period To Water Use - - - - - Diversion Rate Diversion Volume - - - - - +
01 - IRRIGATION 04/01 10/31 0.060

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +
0.060 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
10N	18E	24	NE NW	3.1	01	IRRIGATION	(37) CUSTER	
					Total Acres:	3.1		

+ - - Diversion Means - DIVERSION FROM CREEK TO DITCH TO PLACE OF USE

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

EXP SOURCE IS ALSO KNOWN AS MARSH CREEK.
PROPERTY IS ALSO KNOWN AS LOT 6, BLK 1, EAST FORK SUBDIVISION
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 72-00176C, 72-00176E.

+ - - - - No Old Water Right Numbers Found - - - - - Old Water Right Numbers - - - - - +

Prelim Director's Rept Proof.

Water right number - R72-00176f

Prefix Translation: RESEARCH

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

+ - - - - Decree Plaintiff - - - - + + - - - Decree Defendant - - - - +
BRADSHAW, ET. AL. LEUZINGER, ET. AL. 00/00/0000

+ - - - - - Comments - - - - - +
Date: 01/27/1994 User Id: HITCHCOC Subject: COPIED FROM REMARKS THIS APPLICATION IS FOR LOT 6, BLOCK 1, EAST FORK SUBDIV.,
SOURCE ALSO KNOWN AS MARSH CK.
CUSTER CO. (SEE ATTACHED MAP)

+ - - - - Audit fields - - - - +
11/10/98 VHANCOCK

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +
Court Report Filing - 00/00/0000 Field Inspection Made - 08/03/1993 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - 11/10/1998 Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District - P
Claim Received Date - 01/10/1990 Last Amended Date - S010913 Water District -
Receipt Number - Y Federal/State Indicator - S
POU Ownership Flag - Notice of Error Flag - A

Larson Loyd
PO Box 3464
Charlottesville VA

PAGE: 1
GENERAL INFORMATION

LAST: C W INVESTMENT CO
ADDRESS: A GENERAL PARTNERSHIP
PO BOX 3464
CITY: RENO STATE: NV ZIP: 89505
PHONE NUMBER: 702-323-7267
OWNER CODE: C

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

CLAIM REMARKS: SOURCE ALSO KNOWN AS MARSH CK.
THIS APPLICATION IS FOR LOT 6, BLOCK 1, EAST FORK SUBDIV.,
CUSTER CO. (SEE ATTACHED MAP)

FIELD EXAMINATION INFORMATION

CONTACT PERSON: Larson Loyd PHONE NUMBER: 208, 878-4383
DATE OF FIELD EXAM: 9/21/98 APPOINTMENT MADE: Y() N()Y TIME: 11:00 A() P()A
ACCOMPANIED BY: K. Christensen, L. Loyd PHONE NUMBER: () - -
RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Property location found by presence of electric fence line.
New owner, Larson Loyd lives in white house on
hill north of road that parallels Road Creek. Condensation
with owner produced good understanding of lot boundaries
for lots 1-7 Blk 1 East Fork Sub.

CVR

A. AJ CLAIM: # A72-00176F	PRIORITY DATE: 04-01-1879	STAGE: D
B. WR RECORD: # 72-00176	PRIORITY DATE: 04-01-1879	STAGE: D
C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?		Y(☒) N(☐)
D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?		Y(☐) N(☒)
E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW)		Y(☐) N(☒)
F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?		
PROOF OF BENEFICIAL USE SUBMITTED		N/A(☒) Y(☐) N(☐)
FIELD EXAM COMPLETED		N/A(☒) Y(☐) N(☐)
FIELD EXAM SENT TO STATE OFFICE		N/A(☒) Y(☐) N(☐)
LICENSE ISSUED		N/A(☒) Y(☐) N(☐)
* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.		
G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED?		N/A(☒) Y(☐) N(☐)
* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.		
H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?		Y(☒) N(☐)

NOTES:

Although former Agent Frank Atwood could procure no firm evidence from the former owners of irrigation on the property, I also found no conclusive evidence that it was not. Based on the current condition of the pasture, pictures from 1995 that show tall grass in the entire valley, and the active irrigation currently underway, I don't find evidence of forfeiture. See Photos in 176A & 176E

RECOMMENDED PRIORITY DATE:

04-01-1879

REVIEWED BY

[Signature]

DATE

9-15-98

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	POD	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A72-00176F	10N	18E	24	NE	NE	NE			CUSTER		

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

A PREFIX

R PREFIX

A72-00176A

R72-00176A

A72-00176C

A72-00176K

A72-12357

A72-12358

SOURCE: ROAD CREEK

TRIB: SALMON RIVER, EAST FORK

B. WR POINT OF DIVERSION AND SOURCE:

7200176 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: ROAD CREEK

TRIB: SALMON RIVER, EAST FORK

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

Not in Deed

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

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA?

N/A() Y() N()

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

Y() N()

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

N/A() Y() N()

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

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE?

Y() N()

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

Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM)

9/2/98

NAME OF EXAMINER J. Hancock

Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM)

6/15/95

NAME OF EXAMINER F. Hitchcock

Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

8/3/93

F. Hitchcock

concludes that P00 for this claim has been located in the new section 24 since before 1985.

TWP.	RGE.	SEC.	LOT	FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
10N	18E	24	1/4	NE	NE		

[illegible]

REVIEWED BY: W. Hancock DATE: 9-15-98

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

A. ROOT WATER RIGHT NUMBERS:

A72-00176A
A72-00176B
A72-00176C
A72-00176D
A72-00176E
A72-00176F
A72-00176G
A72-00176H
A72-00176I
A72-00176J
A72-00176K
A72-00176L
A72-00176M
A72-00176N
A72-00176O
A72-00176P
A72-00176Q
A72-00176R
A72-00176S
A72-00176T
A72-00176U
A72-00176V
A72-00176W
A72-00176X
A72-00176Y
A72-00176Z

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECONM. ACRES
10N	18E	24	NE	NW		C M INVESTMENT CO	A72-00176F / 10.0	-	/	20.0	3.1
			NE	NW		QUINN, RUSSELL T	A72-00176J / 2.0	-	/		3.1
			NE	NW		QUINN, RUSSELL T	A72-00230T / 2.0	-	/		
			NE	NW		CAHILL, WILLIAM C	A72-00176C / 10.0	-	/		
			NE	NW		QUINN, RUSSELL T	R72-00230T / 2.0	-	/		
			NE	NW		CW INVESTMENT CO	A72-00230S / 10.0	-	/		
			NE	NW		MALONEY, PATRICIA A	R72-00230D / 1.0	-	/		
			NE	NW		DUNFEE FAMILY TRUST	A72-00230B / 1.5	-	/		
			NE	NW		DUNFEE FAMILY TRUST	R72-00230B / 1.5	-	/		
			NE	NW		MALONEY, MICHAEL M	A72-00176H / 1.0	-	/		
			NE	NW		MALONEY, PATRICIA A	A72-00230D / 1.0	-	/		
			NE	NW		LEUZINGER, FRIDOLIN	72-00176 /	-	/		
			NE	NW		LEUZINGER, FREDOLIN	72-00230 /	-	/		

ADDITIONAL POU FOUND

TOTAL ACRES	A72-00176F	10.00	20.00
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POU COUNTY: CUSTER

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

Y() N(☒)

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

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-00176F	ROAD CREEK	C W INVESTMENT CO	0.200	0.020		
A72-00176B	ROAD CREEK	MALONEY, MICHAEL M	0.220	0.055		
A72-00176C	ROAD CREEK	CAHILL, WILLIAM C	0.200	0.020		
A72-00176J	ROAD CREEK	QUINN, RUSSELL T	0.200	0.020		
R72-00230B	SALMON RIVER, EAST FORK	DUNFEE FAMILY TRUST	0.460	0.020		
A72-00230B	SALMON RIVER, EAST FORK	DUNFEE FAMILY TRUST	0.200	0.050		
A72-00230D	SALMON RIVER, EAST FORK	MALONEY, PATRICIA A	0.200	0.050		
R72-00230D	SALMON RIVER, EAST FORK	MALONEY, PATRICIA A	0.200	0.020		
A72-00230S	SALMON RIVER, EAST FORK	CW INVESTMENT CO	0.200	0.020		
R72-00230T	SALMON RIVER, EAST FORK	QUINN, RUSSELL T	0.200	0.020		
A72-00230T	SALMON RIVER, EAST FORK	QUINN, RUSSELL T	0.200	0.020		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

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

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y(☒) N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(☒) N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: (✓) ORTHOPHOTOQUAD, IDMR NO. 124; () TOPOGRAPHIC QUAD, IDMR NO. _____;

(✓) MAPP, IDMR NO. 124 SE; () ASCS PHOTO; () OTHER _____

NOTES:

Imagined area calculated and located by
Dec 1980 GIS using 1987 or 1988 MAPP aerial
photography with Chester County tax lot and
quarter-quarter section line overlays.

RECOMMENDATIONS:

TOTAL ACRES: 3.1 N/A()

REVIEWED BY: A. Howard DATE: 8-15-98

CLAIM NUMBER: A72-00176E

DIV. VOL. FOR EACH USE

0.200 CFS

DIV. VOL. FOR EACH USE

0.400 CFS

 $(\overline{N}(\overrightarrow{\lambda}))$

N/A() Y(✓) N()

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

Y(✓) N(✓)

$$Y(\frac{1}{\sqrt{2}})N(\frac{1}{\sqrt{2}})$$
$$Y(\overline{\lambda})N(\underline{\lambda})$$

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

N/A(✓) Y() N()

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

N/A() Y() N()

$$N/A(\text{---})Y(\text{---})N(\text{---})$$

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

N/A(✓) Y() N()

NOTES: _____

AJ CLAIM TOTAL DIVERSION RATE: 0.200 CFS
WR ROOT TOTAL DIVERSION RATE: 0.400 CFS

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

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

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

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

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y ☒ N ☐

E. FLOW MEASUREMENT

MEASUREMENT METHOD Portable 15" rectangular Broad-Crested weir flume SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 3 x 0.02 CFS/ACRE = 0.06 CFS 1b. CALCULATIONS
(taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y ☒ N ☐

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y ☐ N ☐

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 3 x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 25.1 AF/A

ACRES x CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

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

NOTES:

MR RECORD CONDITIONS/REMARKS:
SOURCE ALSO KNOWN AS MARSH CK.

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A		REC. CONS. USE
	FROM	TO		EXAMINER	EXAMINER	
IRRIGATION	04-01	11-01	DATABASE 0.200			DATABASE 25.1
TOTAL FOR THIS RIGHT			0.200			25.1

NON-IRRIGATION USES CLAIMED: NONE

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

REVIEWED BY: _____ DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00176
TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.400

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	R72-00176A	0.090	R72-00176A	0.090	-	-
-	R72-00176B	0.220	R72-00176B	0.220	-	-
-	R72-00176F	0.200	R72-00176F	0.200	-	-
-	R72-00176G	0.240	R72-00176G	0.240	-	-
-	R72-00176C	0.200	R72-00176C	0.200	-	-
-	R72-00176H	0.150	R72-00176H	0.150	-	-
-	R72-00176D	0.320	R72-00176D	0.320	72-00176	0.400
A72-00176	R72-00176J	0.200	R72-00176J	0.200	72-00176	0.400
72-00176	-	-	-	-	-	-
-	R72-00176A	0.090	R72-00176A	0.090	-	-
-	R72-00176K	0.120	R72-00176K	0.120	-	-

TOTAL CFS

1.830

1.830

0.400

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE
N
FIELD
EXAMINER
Y() N()

NOTES:

Total of splits includes claims yet to be verified

=====

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

=====

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

COPY INCLUDED
IN FILE?

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

(X) ORTHOPHOTOQUAD DATE OF PHOTO 7-24-94 IDMR ID NO. 184 Y() N()

() TOPOGRAPHIC DATE FIELD CHECKED _____ IDMR ID NO. _____ Y() N()

(X) MAPP DATE OF PHOTO 1988 or 1987 IDMR ID NO. 124 SE Y(X) N()

() ASCS AERIAL PHOTO DATE OF PHOTO _____ Y() N()

() ASCS COLOR SLIDE DATE OF PHOTO _____ Y() N()

() BLM OR USFS AERIAL PHOTO DATE OF PHOTO _____ Y() N()

() TOWNSHIP SURVEY (GOVERNMENT PLAT) DATE OF SURVEY _____ Y() N()

() SCS SOIL SURVEY MAP DATE ISSUED _____ Y() N()

(X) SUBDIVISION PLAT MAP DATE OF MAP 1978 Y(X) N()

(X) OTHER Tax lot boundaries DATE 1992 Y(X) N() GIS FILE

() OTHER _____ DATE _____ Y() N()

() OTHER _____ DATE _____ Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

() LICENSING FIELD EXAM DATE OF FIELD EXAM _____

() WATER RIGHT LICENSE DATE LICENSE SIGNED _____

() IDMR APPROVED TRANSFER DATE TRANSFER APPROVED _____

() SYSTEM DESCRIPTION DATE DRAIN 9/2/98 3 _____

(X) PHOTOGRAPHS DATE(S) PHOTOS TAKEN 10/15/95 3 See 72-00176 A

() SPLIT RIGHT REVIEW DATE REVIEW COMPLETED _____

() HUBBLE ANALYSIS DATE ANALYSIS COMPLETED _____

() CONVEYANCE LOSS ANALYSIS DATE ANALYSIS COMPLETED _____

(X) FLOW MEASUREMENT CALCULATIONS DATE SYSTEM MEASURED 6-15-95 3 _____

(X) OTHER Devel DATE 1991 1 _____

(X) OTHER Devel analysis DATE 1991 2 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

17:09:38
10/18/95
107
CLAIM NUMBER: A72-00176F

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

BARCODE UPDATED
WHOM/DATE

R19E

R18E

14

13

POW

ACTUAL
P/D FOUND
7-24-74

10

23

5653

24

T
10
N

26

25

ACRES
AS
CLAIMED

CLAIM 176 F INIT
T. R. S. Q/Q
P/D
PHOTO V24 OPQ
DT.&ID. 7-24-74

A72-00176F

O.W. INVESTMENT

R19E

R18E

14

13

POU (approx.)

POD

23

24

T
10
N

26

25

- AS CLAIMED -

W/ POD DATA

CLAIM A72-00176F INIT 71

T. R. S. Q/Q

P/D LDN 18E 24 NENEVE

PHOTO V24 OPQ

DT. & ID. 7-24-74

A72-00176F

C.W. INVESTMENT

COUNTY COMMISSIONERS' ACCEPTANCE

The foregoing Plat was duly accepted and approved
Maintenance of all public roads was accepted by the Board
of County Commissioners of the County of Custer Idaho on this
_____ day of _____ 1978

Attest Clerk _____ Chairman

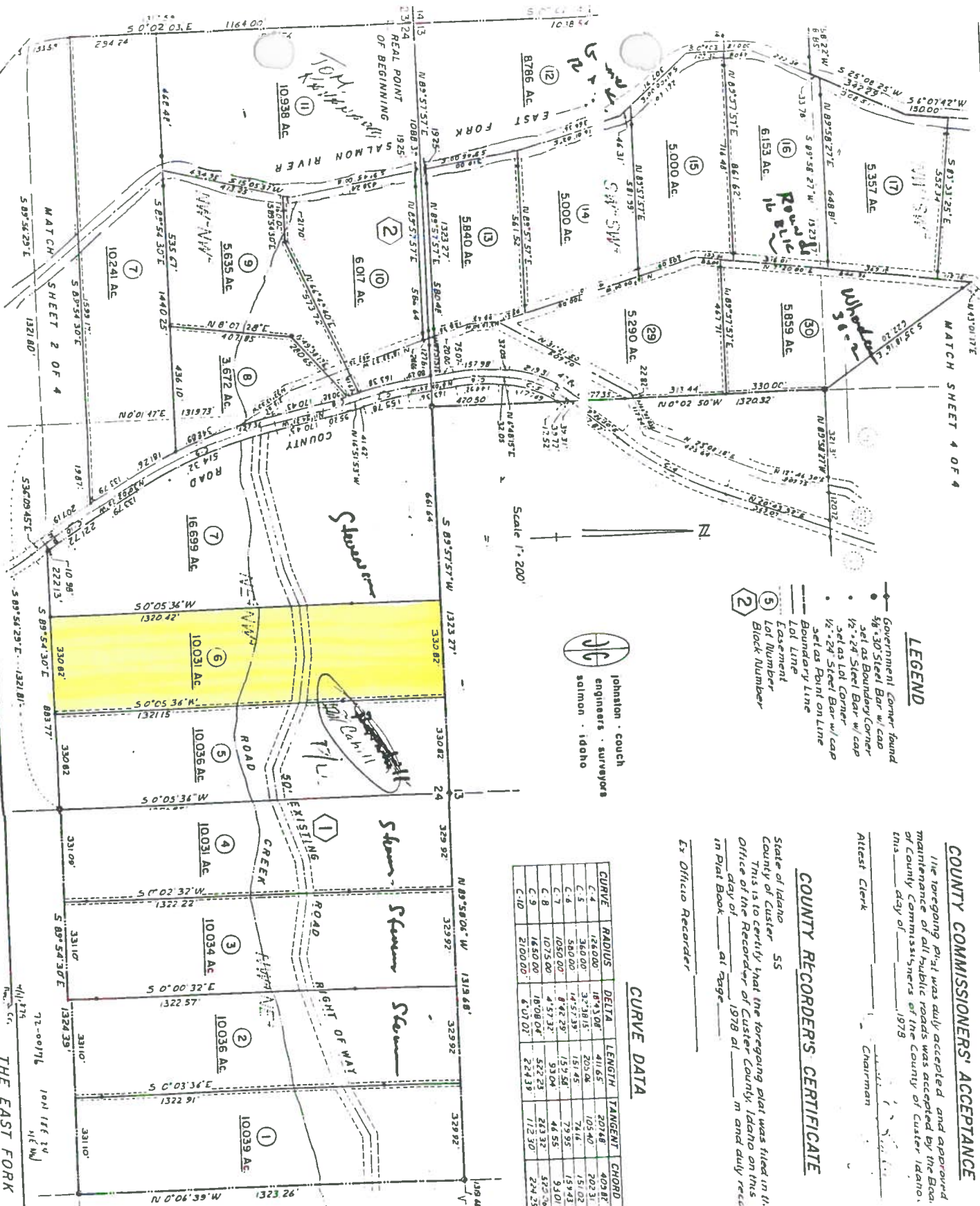
COUNTY RECORDER'S CERTIFICATE

State of Idaho SS
County of Custer
This is to certify that the foregoing plat was filed in the
Office of the Recorder of Custer County, Idaho on this
_____ day of _____ 1978 at _____ m and duly rec'd
in Plat Book _____ at Page _____

By Office Recorder _____

CURVE DATA

CURVE	RADIUS	DELTA	LENGTH	TANGENT	CHORD
C-4	144.00'	18°43.06'	411.65'	207.48'	409.81'
C-5	340.00'	3°38.15'	205.06'	105.40'	202.31'
C-6	580.00'	1°45.39'	151.45'	74.16'	151.02'
C-7	1050.00'	0°42.29'	157.54'	79.95'	154.43'
C-8	1075.00'	4°57.32'	93.04'	46.55'	93.01'
C-9	1850.00'	18°08.04'	522.23'	263.32'	522.56'
C-10	2100.00'	6°07.01'	224.35'	112.30'	224.29'



EAST
FORK
SUBD.

C.W. INVESTMENT

A72-0076F

Water Right Number - R72-00176F

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
C. W. INVESTMENT CO.

1 - A GENERAL PARTNERSHIP
2 - PO BOX 3464
3 -
City- RENO
Phone - 702-323-7267

State- NV Zip- 89505

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

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
04/01/1879 17 SOUTHERN 1 - DISALLOWED

+ - - - - Source - - - - + + - - - - - Tributary - - - - +
ROAD CREEK SALMON RIVER, EAST FORK

+ - - - - Point of Diversion - - - - +
Twn Rng Sec Tract Lot Rflg County
10N 18E 24 NE NE NE (37) CUSTER

+ - - - - Water Use - - - - +
Code Description Period from Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 0.200

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.200 0.200 25.1

+ - - - - Place of Use - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
10N 18E 24 NE NW 10.0 01 IRRIGATION (37) CUSTER

Total Acres: 10.0

+ - - Diversion Means - DIVERSION FROM CREEK TO DITCH TO PLACE OF USE

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - +
NO BENEFICIAL USE FOUND.

+ - - - - Old Water Right Numbers - - - - +
No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - +
P03 - NO BENEFICIAL USE FOUND: This is included for a claim based
- on beneficial use that is PROPOSED to be disallowed because
- beneficial use of water was not confirmed by IDWR's field

Water right number - R72-00176f

Prefix Translation: RESEARCH

+ - - - - Conditions of Approval - - - - -
(Condition continued from previous page)
- examination or by other evidence submitted by the claimant.

+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + +
BRADSHAW, ET. AL. LEUZINGER, ET. AL. 00/00/0000

+ - - - - Date: 01/27/1994, User Id: HITCHCOC Subject: COPIED FROM REMARKS -Comments- - - - -
SOURCE ALSO KNOWN AS MARSH CK. THIS APPLICATION IS FOR LOT 6, BLOCK 1, EAST FORK SUBDIV.,
CUSTER CO. (SEE ATTACHED MAP)

Date: 01/27/1994, User Id: HITCHCOC Subject: DISALLOWAL
ORIGINAL CLAIM SUBMITTED WITHOUT POINT OF DIVERSION OR DIVERSION WORKS DESCRIBED AS REQUIRED TO BE COMPLETE. FIELD EXAM SHOWED NO
ACTIVE IRRIGATION TAKING PLACE AND NO HISTORICAL USE COULD BE DOCUMENTED WITH LOCAL AGENT FOR CLAIMANT-SEE FILE MEMOS.

+ - - Audit Fields - - +
01/27/94 HITCHCOC

+ - - - - Adjudication Rights Dates and Flags Area - - - - -
Court Report Filing - 00/00/0000 Field Inspection Made - 08/03/1993 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - 01/27/1994 Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 01/10/1990 Last Amended Date - S010913 Temporary Right - P
POU Ownership Flag - Y Water District -
Name Connector - Federal/State Indicator - S
Presumption Flag -
Notice of Error Flag -

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	Y		08-03-93 09-14-93 01-20-94	DISALLOW	645	01-27-94	01-27-94	01-27-94
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM	Y	01-08-1990 07-19-1993 TCW claimant						
REMARKS	Y							

12-11-92

sw

VERIFIED BY CODES

TOPO MAP/ORTHO-PH = 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.

SUPERCEDED CVR

4. Agreement w/ Mrs. Parker who
 is controlling irrigation for other
 lot owner. See 08-05, 09-21-93
 minutes. No indication made.

5. Field exam around
 & active, controlled,
 irrigation.

6. Original claim not
 correct @ #5 2,4,5,15.

DIVERSION
VOLUME

25.1 ÅEÅ

Stage: ~~PRELIM~~ 2
CUSTER County DISTALON

CUSTER County

The image shows two chemical structures side-by-side. The left structure is 1,2-diphenylbenzene, consisting of a central benzene ring with two phenyl groups attached at the 1 and 2 positions. The right structure is 1,2-diphenylbenzene-1,2-diol, which is similar but has hydroxyl groups (-OH) attached to the 1 and 2 positions of the central benzene ring instead of phenyl groups.

Comments: Add P23

06/18/1985

۱۱۱

NO BROWSE/LINK USE

01-27-1994 74

CLAIM NUMBER: A72-00176E

FIRST:

P.O. BOX 3464
RENO

STATE: NY ZIP: 89505

PHONE NUMBER: 702-323-7267

OWNER CODE: C

FIELD EXAM REQUIRED?

FIELD
EXAMINER
DATABASE

7. INDICATION REQUIRED WUE TO REMARKS?

CLAIM REMARKS: SOURCE ALSO KNOWN AS MARSH CK. THIS APPLICATION IS FOR LOT 6, BLOCK 1, EAST FORK SUBDIV., CUSTER CO. (SEE ATTACHED MAP)

FIELD EXAMINATION INFORMATION

CONTACT PERSON:

PHONE NUMBER: () -

DATE OF FIELD EXAM: / /

APPOINTMENT MADE: Y() N()
YES NO DATE TIME DATE TIME[illegible]

ACCOMPANIED BY:

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

A. AJ CLAIM: # A72-00176F PRIORITY DATE: 04-01-1879 STAGE: D

B. WR RECORD: # 72-00176 PRIORITY DATE: 04-01-1879 STAGE: D

C. FIELD EXAM REQUIRED? DATABASE N FIELD EXAMINER

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

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

REMARKS:

RECOMMENDED PRIORITY DATE:
04-01-1879

REVIEWED BY DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-00176E	10N	18E	24	NE	NE	NE		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
 A72-00176A
 A72-00176C

SOURCE: ROAD CREEK

TRIB: SALMON RIVER, EAST FORK

B. WR POINT OF DIVERSION AND SOURCE:

00176 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: ROAD CREEK

TRIB: SALMON RIVER, EAST FORK

C. FIELD EXAM REQUIRED?

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

REMARKS:

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

SOURCE: ROAD CREEK TRIB: SALMON RIVER, EAST FORK

REVIEWED BY: DATE:

A. ROOT WATER RIGHT NUMBERS:

A72-00176A
A72-00176B

A72-00176F

A72-00176G

A72-00176C

A72-00176H

A72-00176D

A72-00176J

POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10N	18E	24	NE	NW		C. W. INVESTMENT CO.	A72-00176F / 10.0	-	-	-	20.0
			NE	NW		GUINN, RUSSELL T	A72-00176J / 2.0	-	-	-	-
			NE	NW		GUINN, RUSSELL T	A72-00230T / 2.0	-	-	-	-
			NE	NW		MALONEY, MICHAEL M.	A72-00176H / 1.0	-	-	-	-
			NE	NW		MALONEY, PATRICIA A.	A72-00230D / 1.0	-	-	-	-
			NE	NW		CAHILL, WILLIAM C.	A72-00176C / 10.0	-	-	-	-
			NE	NW		C.W. INVESTMENT CO.	A72-00230S / 10.0	-	-	-	-
			NE	NW		DUNFEE FAMILY TRUST	A72-00230B / 1.5	-	-	-	-
			NE	NW		LEUZINGER, ERIDOLIN	72-00176	/	-	-	-
			NE	NW		LEUZINGER, ERIDOLIN	72-00230	/	-	-	-

TOTAL ACRES A72-00176F

10.00

20.00

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

FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

Y

FIELD EXAMINER

POU COUNTY: CUSTER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

A. AS CLAIMED USES:

PURPOSES
A72-00176F IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
200 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

200 CFS

B. WR RECORDED USES:

PURPOSES
72-00176 IRRIGATION

MONTH/DAY
FROM TO

DIVERSION QUANTITY
400 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

400 CFS

SUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

Y(____) N(____)

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 0.200 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.400 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)

FIELD
DATABASE EXAMINER
Y

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-00176E	ROAD CREEK	C. W. INVESTMENT CO.	0.200	0.020		
A72-00176B	ROAD CREEK	MALONEY, MICHAEL M.	0.220	0.055		
A72-00176C	ROAD CREEK	CAHILL, WILLIAM C.	0.200	0.020		
A72-00176J	ROAD CREEK	QUINN, RUSSELL T.	0.200	0.020		
A72-00230B	SALMON RIVER, EAST FORK	DUNEENE FAMILY TRUST	0.460	0.020		
A72-00230D	SALMON RIVER, EAST FORK	MALONEY, PAIRICIA A.	0.200	0.050		
A72-00230S	SALMON RIVER, EAST FORK	C.W. INVESTMENT CO.	0.200	0.020		
A72-00230T	SALMON RIVER, EAST FORK	QUINN, RUSSELL T.	0.200	0.020		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES ----- X 0.02 CFS/ACRE = 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 = 25.1 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 ----- X DIVERSION VOL. AF/A FOR AREA ----- =
TOTAL DIVERSION VOLUME ----- 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

04-01 11-01

DATABASE EXAMINER
0.200

DATABASE EXAMINER

DATABASE EXAMINER
25.1

TOTAL FOR THIS RIGHT

0.200

25.1

REVIEWED BY:

DATE:

ACCEPTED
AS CLAIMED
NEEDS
REVIEW

1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839. 840.

ROOT WATER RIGHT NUMBER: 72-00176
TOTAL DIVERSION RATE OF WR SPLITS
DATABASE
0.400
EXAMINER

CES

| OLD RIGHT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT
CLAIM NUM. | "K" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------------|-------------------|-----------------------|------------------|---------------------|-------------------|
|----------------------------|-------------------|-----------------------|------------------|---------------------|-------------------|

FIELD
EXAMINER
DATABASE
N

DATABASE

1999-2000 season, 1999-2000 season, 1999-2000 season

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

F. S. Whitmore

DATE:

01-27-1994

TITLE:

Water Right Number - 72-00176

Prefix Translation:

WATER RIGHT

Old (D) Number -

Last Name - First Name - Address -

*** C - CURRENT OWNER ***
LEUZINGER

FRIDOLIN

1 -
2 -
3 -
City-
Phone -

State- Zip-

Priority Date -
04/01/1879

Region -
17 SOUTHERN

Stage -
D - DECREED

Status -

Source -
ROAD CREEK

Tributary -
SALMON RIVER, EAST FORK

Tw n Rng Sec Tract Lot Rflg County Point of Diversion - Stream Index (Blank if no Index Code)

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

01 - IRRIGATION

0.400

Total Div. Rate - Total Div. Volume - Total Div. Capacity -
0.400

| Tw n | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County |
|------|-----|-----|-------|-----|-------|---------------|------|-------------|--------|
| 10N | 18E | 13 | NE NW | | | 01 IRRIGATION | | (37) CUSTER | |
| 10N | 18E | 13 | SW NW | | | 01 IRRIGATION | | (37) CUSTER | |
| 10N | 18E | 13 | SE NW | | | 01 IRRIGATION | | (37) CUSTER | |
| 10N | 18E | 13 | NE SW | | | 01 IRRIGATION | | (37) CUSTER | |
| 10N | 18E | 13 | SW SW | | | 01 IRRIGATION | | (37) CUSTER | |
| 10N | 18E | 13 | SW SW | | | 01 IRRIGATION | | (37) CUSTER | |
| 10N | 18E | 13 | SW SW | | | 01 IRRIGATION | | (37) CUSTER | |
| 10N | 18E | 24 | NW NE | | | 01 IRRIGATION | | (37) CUSTER | |
| 10N | 18E | 24 | NE NW | | | 01 IRRIGATION | | (37) CUSTER | |
| 10N | 18E | 24 | NW NW | | | 01 IRRIGATION | | (37) CUSTER | |

- Diversion Means -

- Non-Irrigation Use -

- Other Rights for Same Use -

Remarks

SOURCE ALSO KNOWN AS MARSH CK.

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

WATER RIGHT

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

+ - Decree Date - +
10/31/1921

--Comments--
No Comments Found

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+-----+-----+-----+-----+-----+-----+
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| | | | | | | | |
|-------------------|---|------------|------------------|---|------------|------------------|-----|
| Proof Due Date | - | 00/00/0000 | Field Exam Made | - | 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - | 00/00/0000 | Protested Date | - | 00/00/0000 | Swan Falls | - |
| Proof Made Date | - | 00/00/0000 | Hearing Date | - | 00/00/0000 | Temporary Right | - P |
| Exam to S.O. Date | - | 00/00/0000 | Verified Date | - | 06/18/1985 | DLE/Carrey Act | - |
| Order Show Cause | - | 00/00/0000 | Receipt Number | - | | Water District | - |
| Licensed Date | - | 00/00/0000 | Appl Received | - | 00/00/0000 | Transfer/Amended | - |
| Decree Date | - | 10/31/1921 | Presumption Flag | - | | | - |