

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

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

CIVIL CASE NUMBER: 39576

RECEIVED

SEP 01 1992

Ident. Number: A72-00176E

Date Received: 9/8/92

Receipt No: 0025425

Received By: CJ

CJ 8-27-92

Department of Water Resources
Southern Region Office

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

1. Name: JERRY J GOICOECHEA 208-336-6400
Address: PO BOX 6190
BOISE ID 83707

AND/OR

Name: JUDITH K GOICOECHEA 208-336-6400
Address: PO BOX 6190
BOISE ID 83707

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~~ NW	NE	CUSTER

5. Description of diverting works:
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		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 30 HEAD CATTLE

10. Place of Use:

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

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:

PLACE OF USE IS LOT 4, BLOCK 1, THE EAST FORK SUBDIVISION,
CUSTER COUNTY.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

BRADSHAW, ET. AL.

Decree Plaintiff

LEUZINGER, ET. AL.

vs 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):

Judi Horvath

Date: 9/4/92

Date: 9/2/92

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 4th day

of September 19 92

[Signature]
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 6-24-98

day of _____ at _____
in Plat Book _____ at Page _____

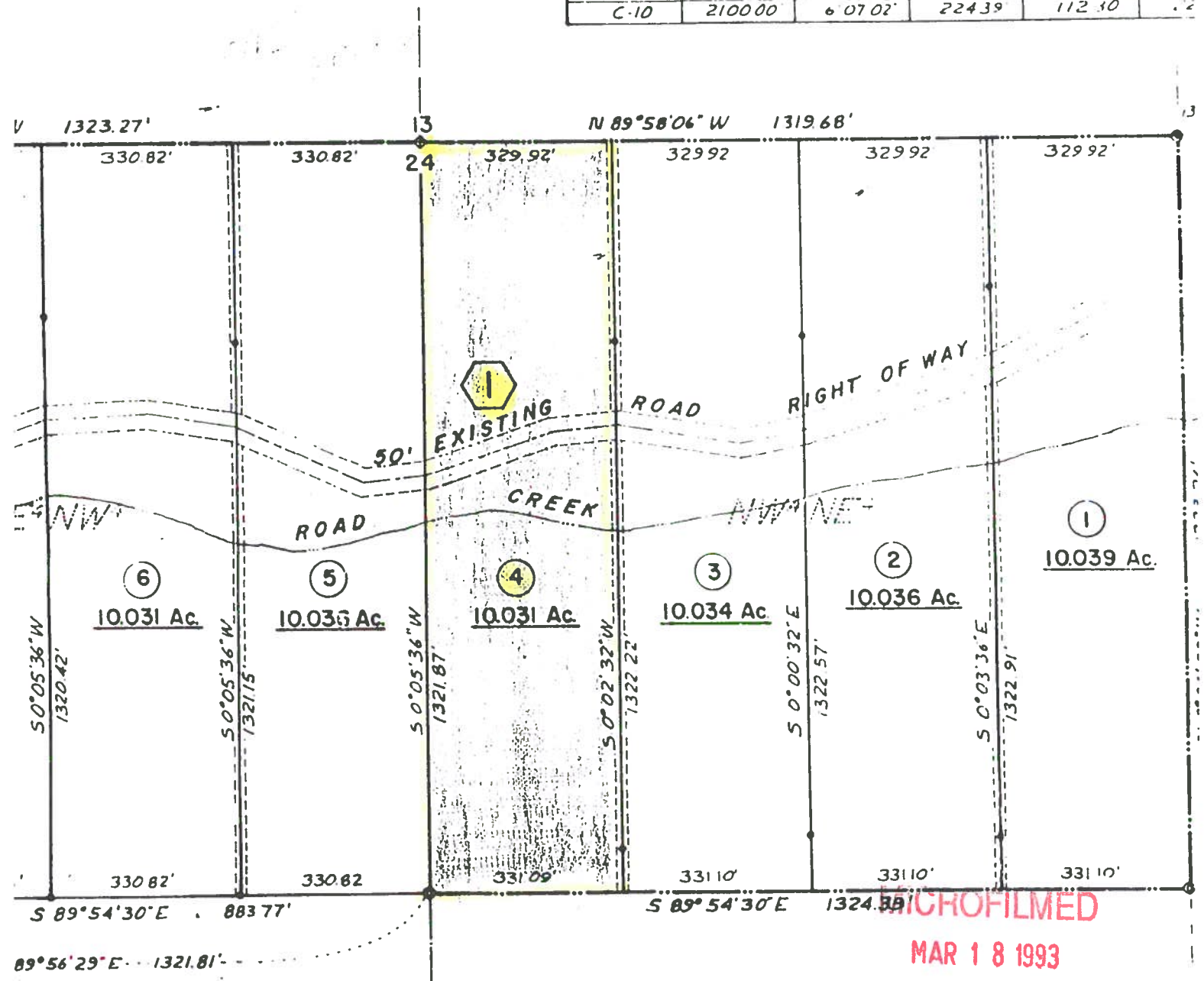
Ex-Officio Recorder



johnston · couch
engineers · surveyors
salmon · idaho

CURVE DATA

CURVE	RADIUS	DELTA	LENGTH	TANGENT	CHORD
C-4	1260.00'	18°43'08"	411.65'	207.68'	410.00'
C-5	360.00'	32°38'15"	205.06'	105.40'	200.00'
C-6	580.00'	14°57'39"	151.45'	76.16'	150.00'
C-7	1050.00'	8°42'29"	159.58'	79.25'	160.00'
C-8	1075.00'	4°57'32"	93.04'	46.55'	90.00'
C-9	1650.00'	18°08'04"	522.23'	263.32'	520.00'
C-10	2100.00'	6°07'02"	224.39'	112.10'	220.00'



MAR 18 1993

TELEPHONE MEMORANDUM

Incoming Call

Outgoing Call

315/320

Returning Call

TO:

Irving J. Golickechka

DATE:

07-19-1993

FROM:

H

FILE:

-00176E

FILE NO:

SUBJECT:

field dam

REMARKS:

Missing for
w/ get m. info -
BAXTER, DICK + BAXTER -
irrigating / cattle - sec.

ROUTING
INSTRUCTIONS:

CALENDAR
DATES:

NAME:

GONDOECHEA, J.

CLAIM:

A 72-00176E

CORRESPONDENCE

EVIDENCE OF

PRIORITY



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

DIRK KEMPTHORN
GOVERNOR

KARL J. DREHER
DIRECTOR

January 5, 1999

Jerry J. and Judith K Goicoechea
PO Box 6190
Boise, Idaho 83707

RE: Snake River Basin Adjudication (SRBA)
Claim Numbers: 72-00176E and 72-00201F

Dear Mr. and Mrs. Goicoechea:

I am writing in response to your reply to our Notice of Error forms concerning the above mentioned claims. I hope that this letter will explain how the preliminary recommendations for quantity, period of use and place of use were arrived at for each parcel. Please note that your original Notices of Claim for a Water Right, filed August 27, 1992, were unsubstantiated claims, and as such, subject to further investigation, now completed.

72-00176E: The *place of use* for each water right in Idaho encompasses the portion of the parcel that is actually irrigated. In the case of your lot on Road Creek, this only includes that part of your lot located on the valley floor, excluding the hillsides to the north and south. This Adjudication is concerned with present irrigation practices, and cannot include any acres that a landowner may wish to irrigate in the future. The number of acres irrigated on the valley floor in your lot 4 was calculated to be 3.0 acres by a computer program known as Arc View, which is quite accurate in determining area. I believe that my recommendation for place of use is correct for this claim, unless you provide specific information showing that additional irrigated acres exist.

The basis of this claim is a court decree from 1921, which specifies that the purpose of use for this water is Irrigation. As a general provision, IDWR allows the inclusion of stockwater in any irrigation claim, however, the stated *period of use* must be within the irrigation season, if the claim is based upon a license or decree for irrigation only. The irrigation season for basin 72, based on climate analysis conducted by the Department, is determined to be April 01 through October 31.

The diversion amount for stockwater must also be included in the total diversion amount allowed under the right for irrigation, if the claim is based upon a decree for irrigation only. As was explained to Susan, from your office, on December 17th, the 1921 Decree on Road Creek awarded a total of 0.4 cfs from Road Creek, to irrigate the approximate 20 acres (my calculations), originally owned by Leuzinger, located within the valley floor between the boundary of federal land and the county road. This amounts to one inch (or 0.02 cfs) per acre of water, long a standard amount for irrigation in Idaho.

Using this figure, 3.0 acres of land would be awarded 0.06 cfs of water for irrigation, with any diversion amount for stockwater inclusive, and that is my recommendation. Your claim for 0.2 cfs would not be possible, as that would be one half of the total decreed amount for use on only 15% of the property originally irrigated.

72-00201F: The *place of use* for this claim includes the area below (north of) the ditch that winds from the East Fork, along the base of the ridge, and delivers water to the series of lots located in the bottomland. It does not include that part of the lot that appears to be sand bar and marshy ground that subs up from the riverbank. If you disagree with my findings, please provide details showing ditches closer to the southern lot line, or information verifying that the land along the riverbank is being actively irrigated, and we can further discuss the *place of use* recommendation.

The preliminary recommendation for *period of use*, was determined using the same method as for claim number 72-00176E, for both irrigation and stockwater.

Also explained to Susan, on December 17th, was that this claim for lot 20 Pine Creek Subdivision, is based upon the 1938 East Fork Decree, which specifically intended to award 1½ inches (or 0.03 cfs) per irrigated acre. Using that figure, the 3.9 acres I found irrigated would be awarded 0.12 cfs of water, with any diversion amount for stockwater inclusive, and that is my recommendation.

If you have specific information that would disprove any of the Department's findings on either of the above claims, please bring it to my immediate attention, as the actual Director's Report to the SRBA Court is scheduled for mailing the middle of January 1999. If I can be of any further assistance, please do not hesitate to call.

Sincerely,

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

Vikie Hancock
Water Resource Agent

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED
DEC 28 1998
Department of Water Resources

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 72-00176E

JERRY J GOICOECHEA
JUDITH K GOICOECHEA
PO BOX 6190
BOISE ID 83707

RECEIVED
DEC 30 1998
Department of Water Resources
Southern Region

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Quantity, Period of use, Place of use

2. Describe the changes you wish to make in the proposed recommendation:

Quantity--0.22 CFS

Period of use--Irrigation 04/01-11/01 0.200 CFS

Stockwater 01/01-12/31 0.020 CFS

Place of use--10 acres

3. Give a brief explanation as to why you disagree with these portions:

I have enclosed the Notice of Claim filed 9/8/98.

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12/18/98

SIGNATURE: [Signature]

Please print your name: Jerry Goicoechea

RIGHT NUMBER: 72-00176E

NAME AND ADDRESS: JERRY J GOICOECHEA
JUDITH K GOICOECHEA
PO BOX 6190
BOISE ID 83707

SOURCE: ROAD CREEK TRIBUTARY: SALMON RIVER, EAST FORK

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY-DATE: 04/01/1879

POINT OF DIVERSION T10N R18E S24 NENWNE Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.06 CFS
	STOCKWATER	04-01 10-31	0.02 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T10N R18E S24 NWNE 3
3 ACRES TOTAL

Place of use for STOCKWATER is same as IRRIGATION

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

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	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	NONE

ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

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

STOCKWATER, 30 HEAD CATTLE

✓ PROPERTY IS ALSO KNOWN AS LOT 4, BLK 1, EAST FORK SUBDIVISION
SOURCE IS ALSO KNOWN AS MARSH CREEK.

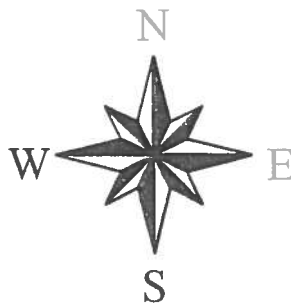
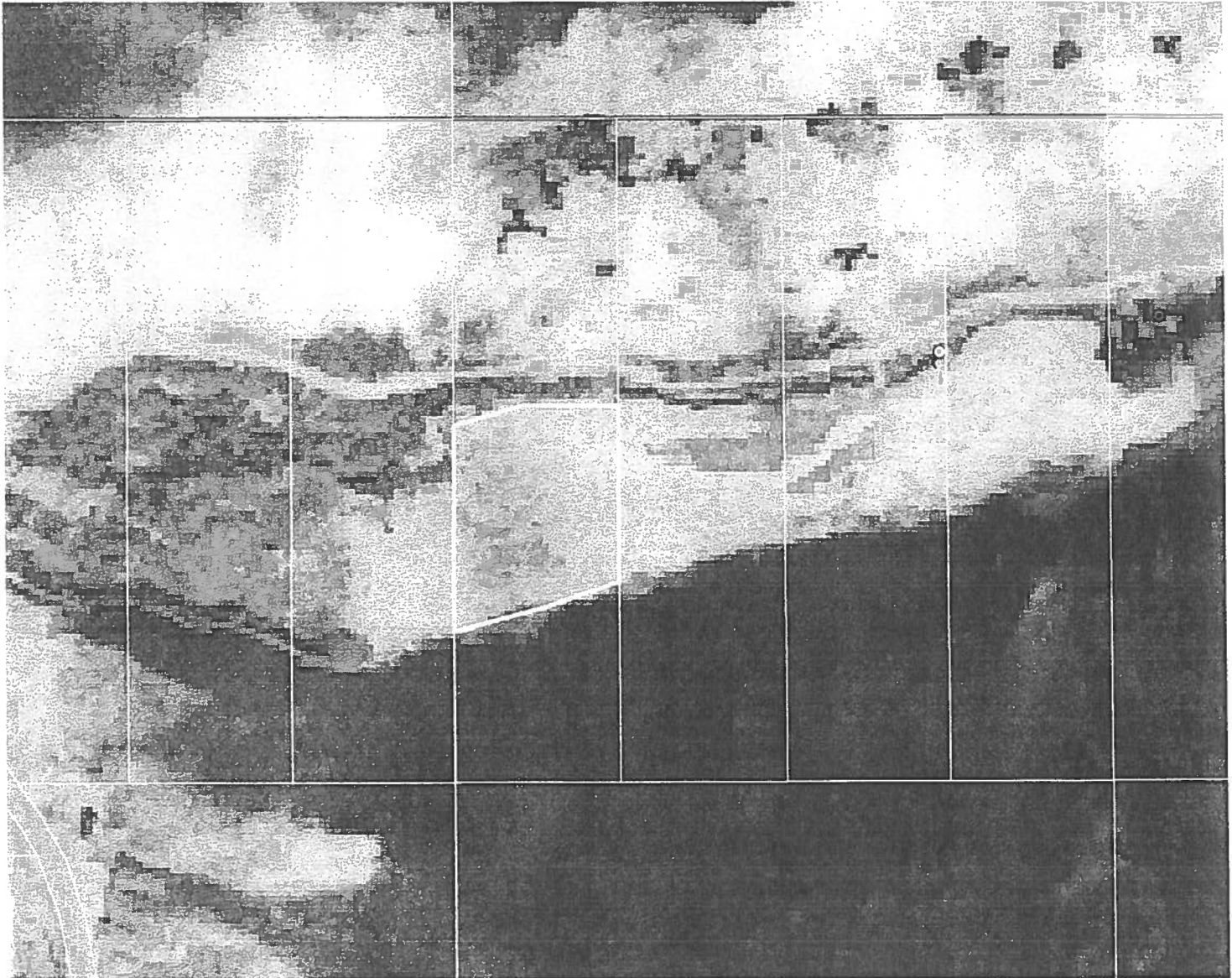
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF

72-00176E CONTINUED

DIVERSION DESCRIBED ABOVE: 72-00176E, 72-00176F

RIGHT 72-00176E
GOICOECHEA

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



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

RECEIVED

DEC 30 1998

Department of Water Resources
Southern Region

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

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: A72-00176E

Date Received: 9/8/92

Receipt No: CD25425

Received By: CF

CF 8-27-92

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JERRY J GOICOECHEA 208-336-6400
Address: PO BOX 6190
BOISE ID 83707
AND/OR
Name: JUDITH K GOICOECHEA 208-336-6400
Address: PO BOX 6190
BOISE ID 83707

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~~ NW	NE	CUSTER

5. Description of diverting works:
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		
STOCKWATER	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 30 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
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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:

PLACE OF USE IS LOT 4, BLOCK 1, THE EAST FORK SUBDIVISION,
CUSTER COUNTY.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

BRADSHAW, ET. AL.

Decree Plaintiff

LEUZINGER, ET. AL.

vs

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):

[Signature]
Judi Boucche

Date:

9/4/92

Date:

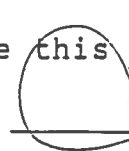
9/2/92

State of Idaho

County of ADA)
) SS.

Subscribed and sworn (or affirmed) before me this 4th day

of September 19 92

 Verila Carlo
Notary Public

Seal

Residing at Bravo, Idaho

My Commission Expires 6-24-98

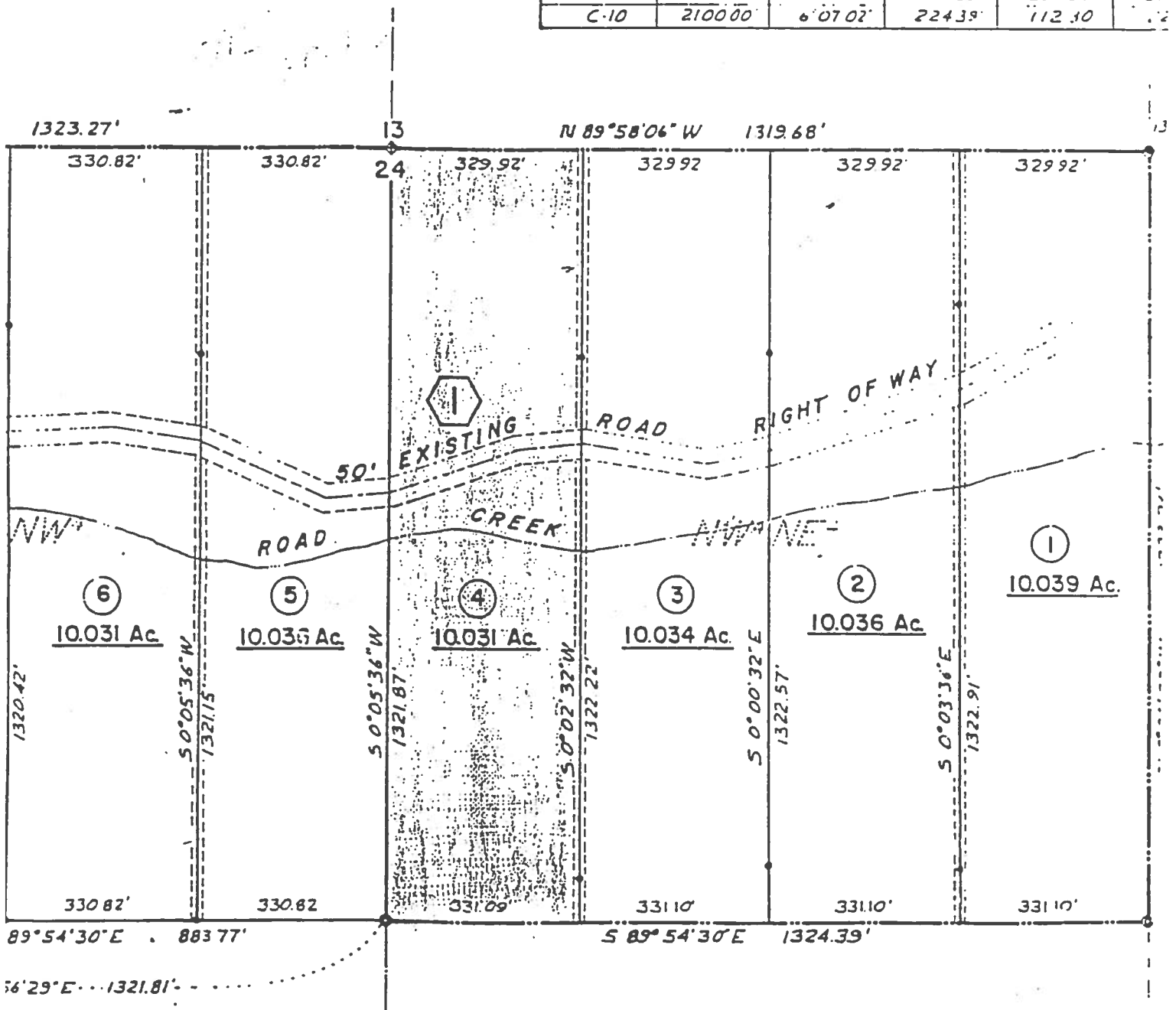
Ex-Officio Recorder



johnston • couch
engineers • surveyors
salmon • idaho

CURVE DATA

CURVE	RADIUS	DELTA	LENGTH	TANGENT	CHO
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C-6	580.00'	14°57'39"	151.45'	76.16'	5
C-7	1050.00'	8°42'29"	159.58'	79.95'	5
C-8	1075.00'	4°57'32"	93.04'	46.55'	4
C-9	1650.00'	18°08'04"	522.23'	263.32'	52
C-10	2100.00'	6°07'02"	224.39'	112.10'	22



COMMUNICATION DOCUMENTATION

Claim No. 72-00176E & 72-00201F

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 Tough Jones Date 12/17/98Contact Person(s) Susan w/ Goicoechea Law Offices, Interfacing for Terry GoicoecheaNature of Contact Inquiries about acres and flow rate.

Substance of Communication Discussed GIS layouts & which areas were included (reply: w/in bright yellow line). No issue was raised about size or exclusion. We then talked about flow rate and I explained the duty of water in original decrees. On E.FK it was 1 1/2" ac (Goss vs Gampetraglio) & on Reed Cr it was 1" (Bradshaw vs Leezinger) at least for 176 which was apparently awarded 20" (0.40 cfs) for 19.5 ac. She indicated she'd present info to claimant & may be back in touch.

AJ0743NP
(00-124)

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

11/10/98 12:53:36
Page 1

Water Right Number - R72-00176E

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
GOICOECHEA

JERRY J

GOICOECHEA

JUDITH K

1 - PO BOX 6190

2 -

3 -

City- BOISE

Phone - 208-336-6400

1 - PO BOX 6190

2 -

3 -

City- BOISE

Phone - 208-336-6400

State- ID Zip- 83707

State- ID Zip- 83707

*** O - ORIGINAL OWNER ***
LEUZINGER

FRIDOLIN LEUZINGER

1 -
2 -
3 -
City- CHALLIS
Phone - 208-000-0000

State- ID Zip- 83226

+ - - Priority Date - - +
04/01/1879

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - Source - - - - - +
ROAD CREEK

+ - - Tributary - - - - - +
SALMON RIVER, EAST FORK

+ - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

10N 18E 24 NE NW NE (37) CUSTER

Code Description

Period From Period To

Water Use

Diversion Rate Diversion Volume

01 - IRRIGATION
04 - STOCKWATER

04/01 10/31
04/01 10/31

0.060
0.020

+ - Total Div. Rate - + + - Total Div. Volume - +
0.060

+ - Total Consumptive Use - + + - KW Usage - +
0.0

+ - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
10N 18E 24 NW NE 3.0 01 IRRIGATION (37) CUSTER

Total Acres: 3.0

+ - - Diversion Means - DITCH TO PLACE OF USE.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

Water right number - R72-00176E

Prefix Translation: RESEARCH

EXP STOCKWATER, 30 HEAD CATTLE
PROPERTY IS ALSO KNOWN AS LOT 4, BLK 1, EAST FORK SUBDIVISION
SOURCE IS ALSO KNOWN AS MARSH CREEK.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 72-00176E, 72-00176F

OLD WATER RIGHT NUMBERS

7200176

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

Decree Plaintiff - - - +
BRADSHAW, ET. AL.

Decree Defendant - - - +
LEUZINGER, ET. AL.

Comments - - - - -
No Comments Found

Audit Fields - - +
11/10/98 VHANCOCK

| Adjudication Rights Dates and Flags Area | | | | | | | | | |
|--|---|------------|-----------------------|---|------------|-------------------------|---|-------|--|
| Court Report Filing | - | 00/00/0000 | Field Inspection Made | - | 00/00/0000 | Civil Case Number | - | 39576 | |
| Objection Filed Date | - | 00/00/0000 | Field Inspection Flag | - | 11/10/1998 | Old Case Number | - | | |
| Response Filed Date | - | 00/00/0000 | Verified Date | - | 00/00/0000 | Old Judicial District | - | | |
| Claim Received Date | - | 09/08/1992 | Last Amended Date | - | 00/00/0000 | Temporary Right | - | P | |
| | | | Receipt Number | - | C025425 | Water District | - | | |
| | | | POU Ownership Flag | - | Y | Federal/State Indicator | - | S | |
| | | | Name Connector | - | AND/OR | Presumption Flag | - | A | |
| | | | | | | Notice of Error Flag | - | | |

CLAIM NUMBER A22-00176E

DATE 9-15-98

TRANSFER NUMBER _____

AGENT UA

CLAIMED ACRE TOTAL 10

GIS ACRE TOTAL 3.04

| | TWP | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | |
|------|------------|------------|-----------|----|------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|------------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| LAIM | <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>3.0</u> | | | | | | | | | | | | | | | <u>3.0</u> |
| ECOM | | | | | <u>3.0</u> | | | | | | | | | | | | | | | <u>3.0</u> |
| LAIM | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| ECOM | | | | | | | | | | | | | | | | | | | | |
| LAIM | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| ECOM | | | | | | | | | | | | | | | | | | | | |

B72-DBPOU.SHP

SHAPE NOS.

122

B72-DBPOD.SHP

NOS. DESCRIPTION

37 NE NW NE Sec 24 T10N R18E

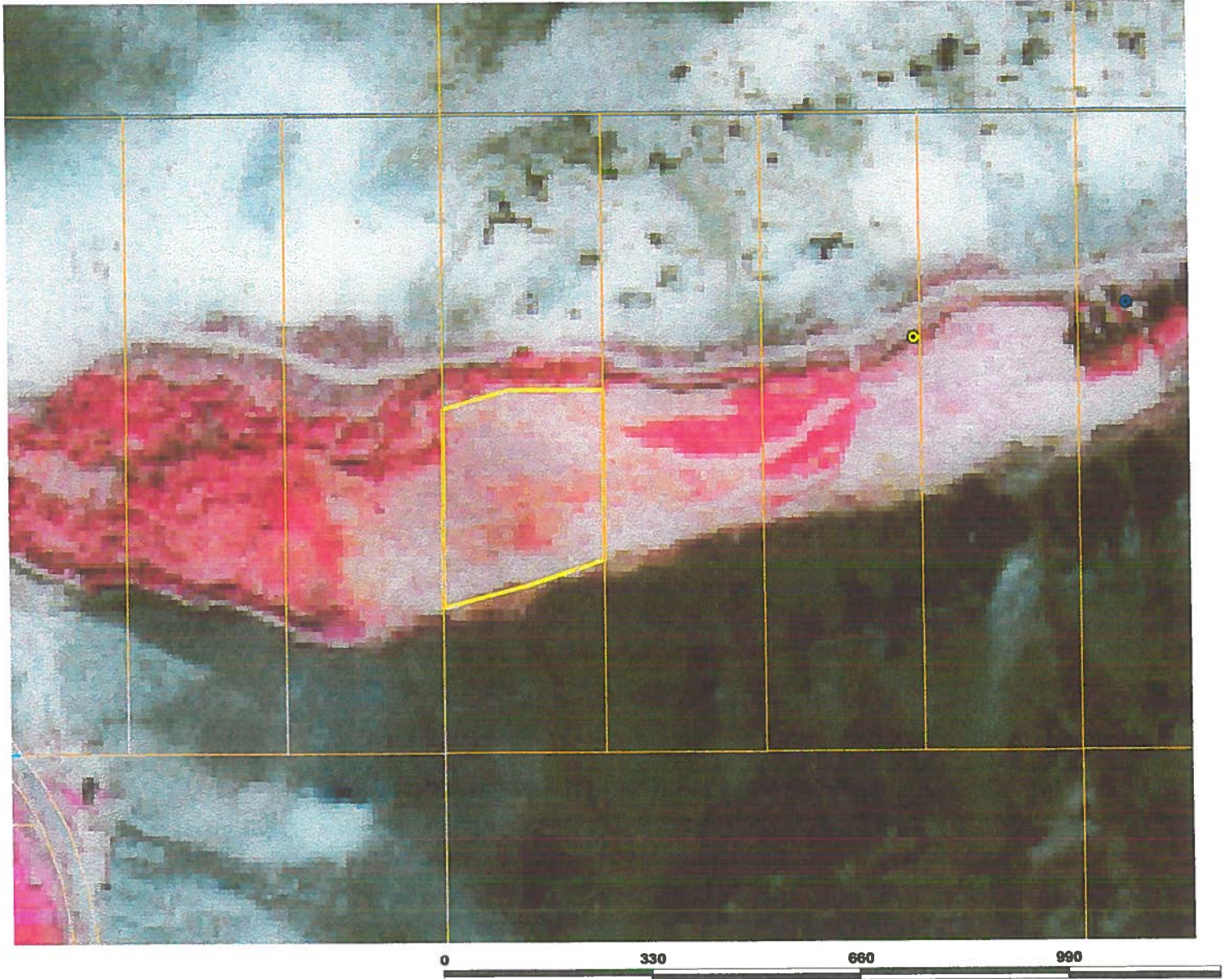
DBF TABLES UPDATED

B72-DBPOU.DBF

B72-DBPOD.DBF

RIGHT 72-00176E
GOICOECHEA

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



- 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

-2- That the plaintiff, Roy Bradshaw, do and he is hereby awarded the right to the use 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, do 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.

MEMORANDUM

TO: Decree File No. 72-G -- James Bradshaw, et al., vs. Jacob Leuzinger, et al.
FROM: Roberta Garrett
THROUGH: Dave Tuthill *DT*
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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
~~FLUME~~
Open Channel Discharge Measurement Notes

* 22-0076 E

Water Right No.
(if applicable)

A. GENERAL INFORMATION

1. Name of stream or ditch: ROAD CR (above CO. ROAD trip to S.E.)
2. Location: 50' below PD from ROAD CR FOR E.F. SURD.
3. Person conducting measurement: FH, BOB FOSTER, JR
4. Date and time of measurement: 06-15-1995 9:30/10:10 AM
5. Accompanied by: same
6. Measuring device size and ID no.: 15" RECTANGULAR BROAD-CRESTED
7. Spin test before measurement OK? after measurement OK? WEIR FLUME
8. Purpose of measurement: SRPA CLAIM REVIEW

B. MEASUREMENT DATA

overcast, & wind, cool

| Angle co-
efficient | Dist.
from
initial
point | Width | Depth | Observation
depth | Revolutions | Time
in
seconds | VELOCITY | | Adjusted
for hor.
angle or | Area | Discharge |
|--|-----------------------------------|-------|-------|----------------------|-------------|-----------------------|-------------|---------------------|----------------------------------|------|-----------|
| | | | | | | | At
point | Mean in
vertical | | | |
| * A72-00176A | | | | | | | | | | | |
| +00176B | | | | " | 2 | " | 8 | - | MADONNEY | | |
| +00176C | | | | " | " | " | 5 | - | CANILL | | |
| +00176D | | | | " | 2 | " | 10 | - | MAMATHON | | |
| ✓ +00176E | | | | " | 1 | " | 4 | - | GOICOCHNEA | | |
| +00176F | | | | " | " | " | 6 | - | C.W. INVESTMENT | | |
| +00176G | | | | " | 2 | " | 29 | - | MADSEN | | |
| +00176H | | | | " | " | " | 9 | - | DAY | | |
| +00176J | | | | " | " | " | 7 | - | QUINN | | |
| +00176K | | | | " | " | " | 18 | - | BUNCH | | |
| ② | | | | | | | | | | | |
| * NOTE: | | | | | | | | | | | |
| BLOCK 2: "weir" cannot, union with -
no dimension needed to make 2 weirs
lot & who pumps from creek below CO.
road adjoining his lot. | | | | | | | | | | | |

ORIGINAL

② cc to claim files on list...

72-00176 E

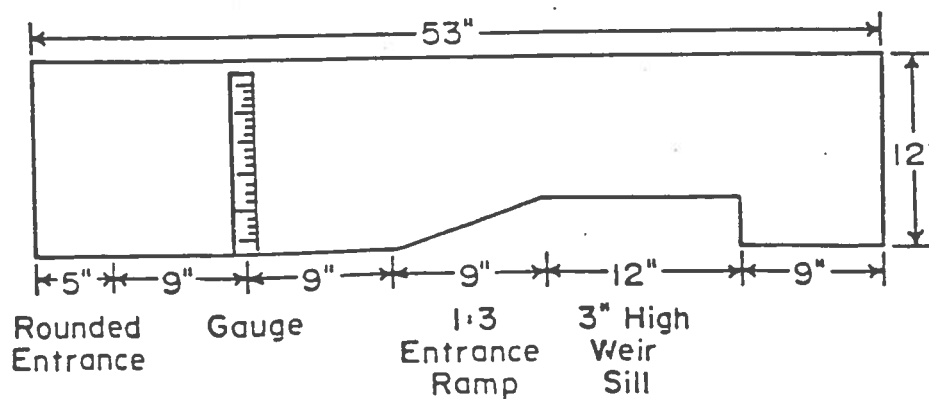
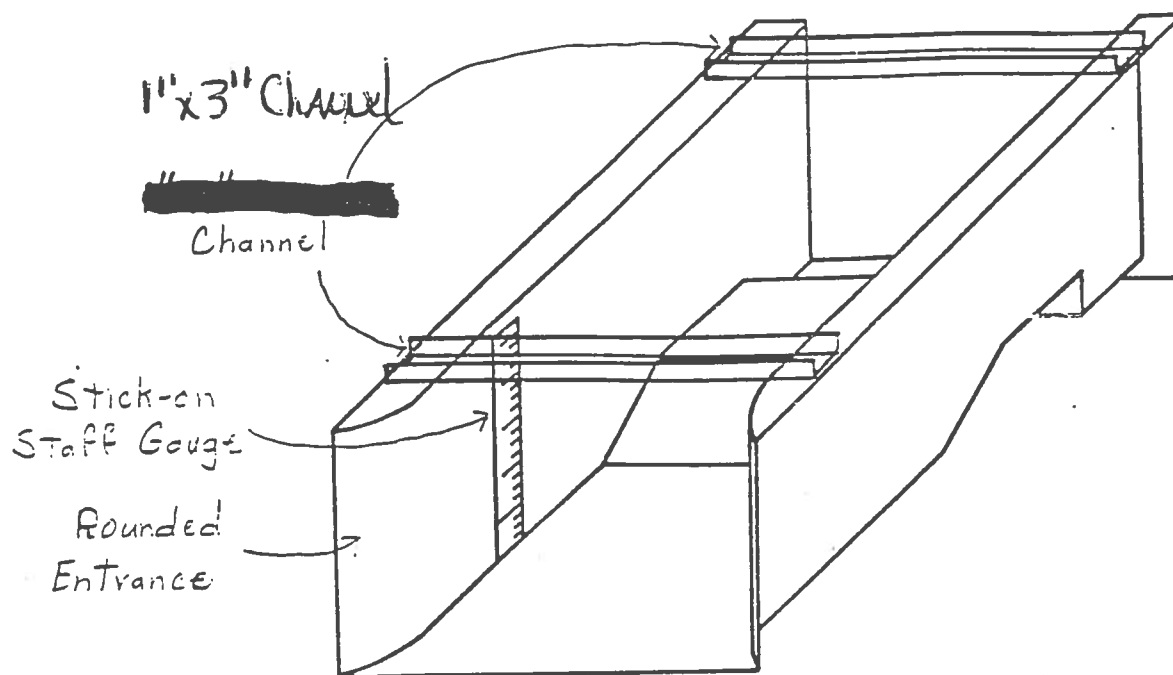
DISCHARGE TABLE - POWLUS 15" BCW

| GAGE READING
(CM) | FLOW RATE
(CFS) | GAGE READING
(CM) | FLOW RATE
(CFS) |
|----------------------|--------------------|----------------------|--------------------|
| 2.0 | 0.06 | 11.6 | 0.98 |
| 2.2 | 0.07 | 11.8 | 1.01 |
| 2.4 | 0.08 | 12.0 | 1.04 |
| 2.6 | 0.09 | 12.2 | 1.07 |
| 2.8 | 0.10 | 12.4 | 1.09 |
| 3.0 | 0.12 | 12.6 | 1.12 |
| 3.2 | 0.13 | 12.8 | 1.15 |
| 3.4 | 0.14 | 13.0 | 1.18 |
| 3.6 | 0.15 | 13.2 | 1.21 |
| 3.8 | 0.17 | 13.4 | 1.24 |
| 4.0 | 0.18 | 13.6 | 1.27 |
| 4.2 | 0.20 | 13.8 | 1.30 |
| 4.4 | 0.21 | 14.0 | 1.33 |
| 4.6 | 0.23 | 14.2 | 1.36 |
| 4.8 | 0.24 | 14.4 | 1.39 |
| 5.0 | 0.26 | 14.6 | 1.42 |
| 5.2 | 0.28 | 14.8 | 1.46 |
| 5.4 | 0.29 | 15.0 | 1.49 |
| 5.6 | 0.31 | 15.2 | 1.52 |
| 5.8 | 0.33 | 15.4 | 1.55 |
| 6.0 | 0.34 | 15.6 | 1.58 |
| 6.2 | 0.36 | 15.8 | 1.62 |
| 6.4 | 0.38 | 16.0 | 1.65 |
| 6.6 | 0.40 | 16.2 | 1.68 |
| 6.8 | 0.42 | 16.4 | 1.72 |
| 7.0 | 0.44 | 16.6 | 1.75 |
| 7.2 | 0.46 | 16.8 | 1.79 |
| 7.4 | 0.48 | 17.0 | 1.82 |
| 7.6 | 0.50 | 17.2 | 1.85 |
| 7.8 | 0.52 | 17.4 | 1.89 |
| 8.0 | 0.54 | 17.6 | 1.93 |
| 8.2 | 0.57 | 17.8 | 1.96 |
| 8.4 | 0.59 | 18.0 | 2.00 |
| 8.6 | 0.61 | 18.2 | 2.03 |
| 8.8 | 0.63 | 18.4 | 2.07 |
| 9.0 | 0.66 | 18.6 | 2.11 |
| 9.2 | 0.68 | 18.8 | 2.14 |
| 9.4 | 0.70 | 19.0 | 2.18 |
| 9.6 | 0.73 | 19.2 | 2.22 |
| 9.8 | 0.75 | 19.4 | 2.25 |
| 10.0 | 0.78 | 19.6 | 2.29 |
| 10.2 | 0.80 | 19.8 | 2.33 |
| 10.4 | 0.83 | 20.0 | 2.37 |
| 10.6 | 0.85 | 20.2 | 2.41 |
| 10.8 | 0.88 | 20.4 | 2.45 |
| 11.0 | 0.90 | 20.6 | 2.49 |
| 11.2 | 0.93 | 20.8 | 2.52 |
| 11.4 | 0.96 | 21.0 | 2.56 |

COPY

MEASUREMENT - WIER TABLE

15" RECTANGULAR BROAD-CRESTED WEIR FLUME



Weir Width = 15"
 Range: 0.1 - 2.5 cfs

COPY

ROAD CR DIVERSION - E.F. SUBD - BLOCK 1 ONLY

Channel material: firm silt
some grass
" rocks spin test: OK

L.F.W. 3.2

HT

| | | | | | | | |
|----|---------|-----|-----|-------|----|-----|------|
| 0 | | 2.8 | | | | | |
| 7 | 40 secs | 2.4 | .61 | 6 rev | 30 | sec | .61 |
| 41 | " | 2.0 | .70 | 30 | " | | .675 |
| 23 | " | 1.6 | .65 | 26 | " | | .65 |
| 57 | " | 1.2 | .40 | 47 | " | | .40 |
| | | 1.0 | | moss | " | | .30 |

R.E.W. ~~3.2~~ 1.0

Measurement Rating:

ROAD GREEK diversion
E.F. SUBDIVISION

09-16-93

12:30 PM

25' W of POD from ROAD CR.

PHOTO - PIX # 3 (09-16-93 LOG)

Field Exam Notes

Claim No: A72-00176E

9/10/1998

Agent: Vikie Hancock

Lot 4 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 eastern boundary of lot 5, separating lots 4 and 5. The boundary between lots 4 and 3 was approximated by the equal size and shape of lots 2 through 5 in this subdivision.

Lot four is being irrigated for pasture by the owner of Lots 5 and 6, Lavon Loynd, who uses it to pasture his horses. He is also irrigating lots 2 and 3 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.

Lot 4 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.

FIELD NOTES

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.

A72-00176E
Goicoechea

Lot 4 Block 1 East Fork Subdv.
Source: Road Creek

9/10/98
V. Hancock



<<<< South NE NW NE S.24 North>>>>

Photos taken from point of diversion looking west down valley toward East Fork.

Diversion below Lot 1 is situated below tree clumps, just inside eastern boundary of Lot 2, and diverts water from the south bank of Road Creek. It consists of a rock dam and plastic sheet. Water is diverted across the top of Lot 2, around bend, along south side of Lots 2,3 and 4 to Lot 5. A smaller ditch also extends westerly through the middle of the pasture within Lot 2. Lots 5 and 6 are the most actively irrigated. The owner of Lots 5 and 6, Mr. Lavon Loynd stated to me that he irrigates lots 2 through 4 and pastures his horses there. **See additional photos in claim number A72-00176A.**

Photos 4,5,6 1998 Roll 1

Tape 98-001

Split Analysis

72-00176

Source Road Creek
0.04 cfs 19.5 Irr Acres

| AJ Claim
Number | Lot
| Recommended
div. Amt | Recommended
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> | <u>+ 0.70</u> |
| | | .38 cfs | 19.5 ac |

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

R19E

R18E

14

13

Actual POD NE NW NE
POD given as: NWNE

POU

POD given as: NWNE

23

24

T
10
N

26

25

AS
CLAIMED

CLAIM 176 E INIT SAC
T. R. S. Q/Q

P/D
PHOTO V24 OPQ
DT.&ID. 7-24-74

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.
this day of _____, 1978

Attest Clerk

Chairman

COUNTY RECORDER'S CERTIFICATE

State of Idaho
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 recd
in Plat Book _____ at Page _____

Ex Officio Recorder

CURVE DATA

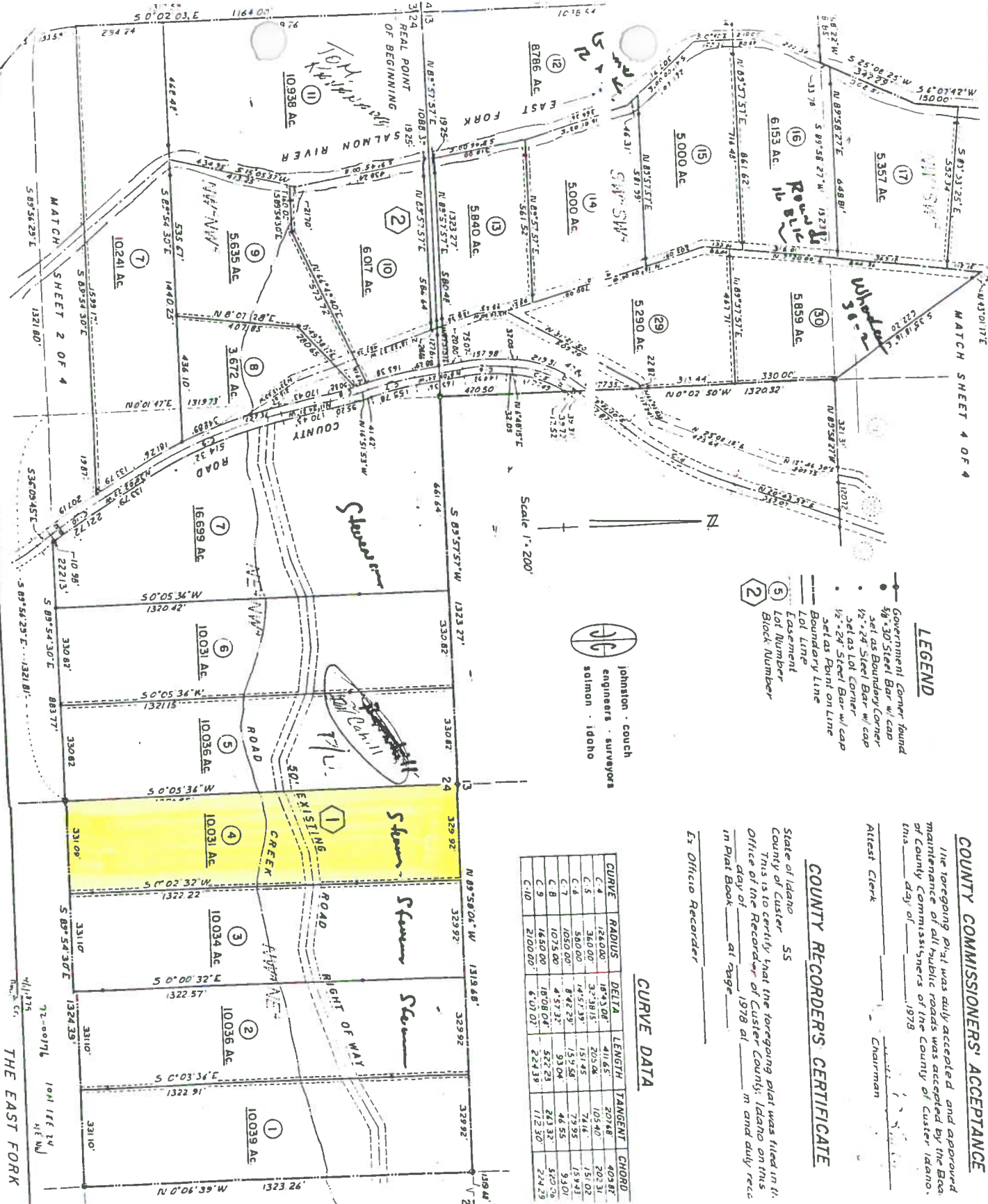
| CURVE | RADIUS | DELTA | LENGTH | TANGENT | CHORD |
|-------|---------|-----------|--------|---------|--------|
| C-1 | 1240.00 | 16°33'08" | 411.65 | 207.48 | 409.87 |
| C-2 | 360.00 | 3°38'15" | 205.06 | 105.40 | 202.31 |
| C-3 | 580.00 | 14°57'39" | 151.45 | 74.14 | 151.02 |
| C-4 | 1050.00 | 8°42'29" | 159.58 | 79.95 | 159.51 |
| C-5 | 1075.00 | 4°57'32" | 93.04 | 46.55 | 93.01 |
| C-6 | 1650.00 | 18°08'04" | 527.23 | 263.32 | 507.16 |
| C-7 | 2100.00 | 6°02'01" | 224.39 | 112.30 | 224.29 |

LEGEND

- Government Corner found
- 30" Steel Bar w/ cap
- set as Boundary Corner
- 42" Steel Bar w/ cap
- set as Lot Corner
- 1/2" Steel Bar w/ cap
- set as Point on Line
- Boundary Line
- Lot Line
- Easement
- Lot Number
- Block Number

johnson - couch
engineers - surveyors
salmon - idaho

Scale 1" = 200'



EAST
FORK
SUBD.

A72-00176E

E. FORK SUBD. PLAT

NAPP

443-47

9-11-88

POD
POD
POD

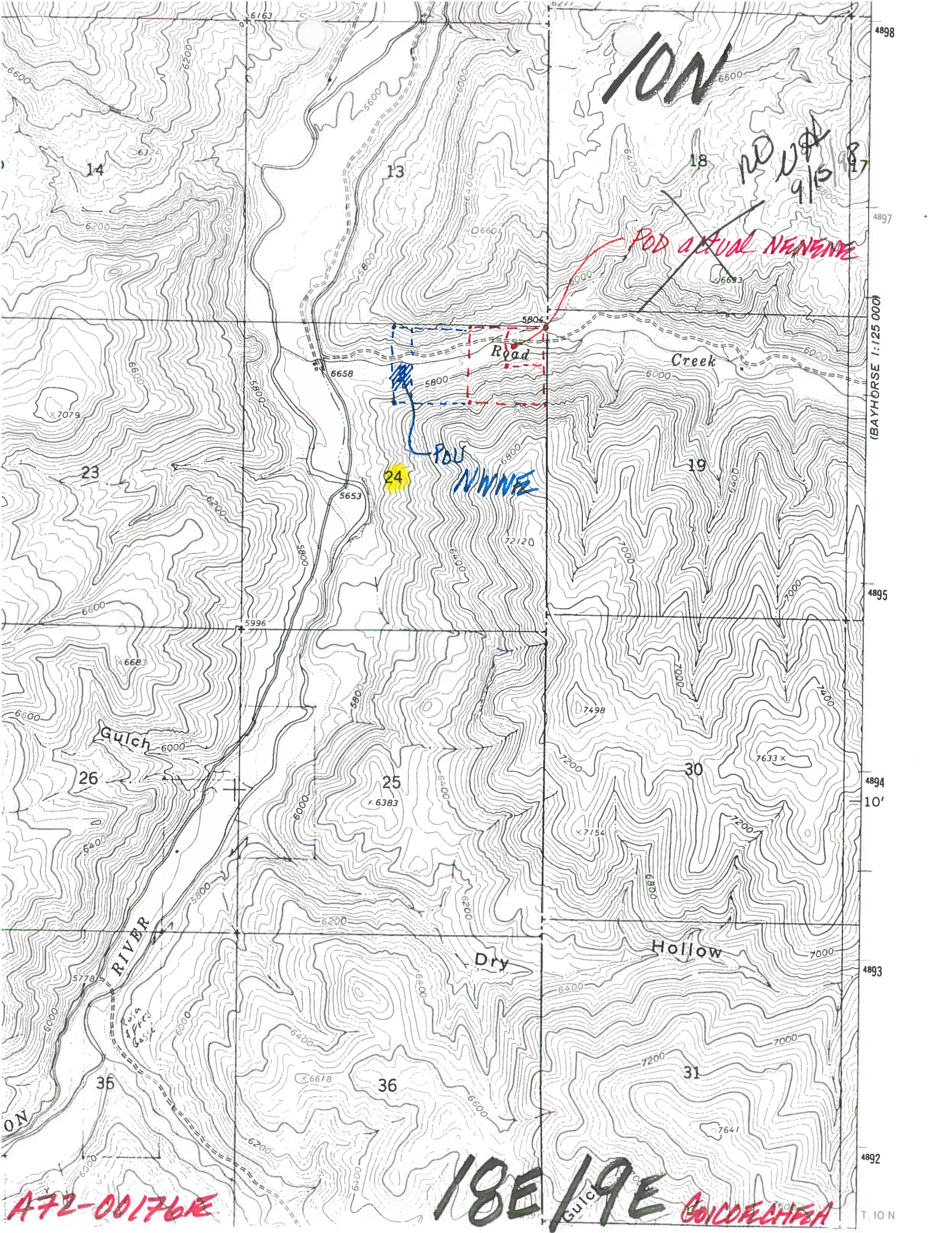
CLAIM A72-00176E INIT H
T. R. S. Q/Q 01-23-94
P/D _____
PHOTO ID. NAPP 443-47 09-11-88

GOSSE
V
GIAMPEDRAGLIA
02-14-1938

| Sec | Tract |
|-----|----------------|
| 13 | 11.36 AC NE NW |
| 13 | SW NW |
| 13 | SE NW |
| 13 | NE SW |
| 13 | NW SW |
| 13 | SW SW |
| 24 | NW NE |
| 24 | NE NW |
| 24 | NW NW |
| 24 | SW NW |
| 24 | SE NW |
| 24 | NE SW |

72-00176
72-00230

18E 19E LEVINGER
DECREE



A72-00176E

18E/19E

GOLOFECHFA

T. 10 N

CLAIM NUMBER: A72-00176E

DEPARTMENT OF WATER RESOURCES
AD JUDICATION CLAIM VERIFICATION REPORT

Stage: DECREED

CUSLER County

SE

10.0

CO

CO

34

34

34

34

34

lot 4
J01
FD6
CAF
B01

| MR ELEMENT | FIELD EXAM
Y/N | CORRESPONDENCE
SENT/RECEIVED
BY WHOM/DATE | FIELD EXAM
BY WHOM/DATE | CHANGE
CLAIM
Y/N | VERIFIED BY
CODE | COMPLETED
REVIEW
WHOM/DATE | COMPLETED
DATA ENTRY
WHOM/DATE | VERIFIED
DATE
WHOM/DATE |
|---------------------------|-------------------|---|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE | | | 09-14-93 | | 6 | 01-23-94 | | |
| POINT OF DIV | Y | | | Y | 6 | | | |
| SOURCE | | | | | 2 | | | |
| PLACE OF USE | Y | | | | 2, 6 | | | |
| DIV. AMOUNT
CFS/VOLUME | Y | | | | | | | |
| CONSUMPTIVE USE | - | | | | | | | |
| PURPOSES | Y | | | | 5 | | | |
| PERIOD OF USE | Y | | | Y | 6 | | | |
| BASIS OF CLAIM | Y | | | | | | | |
| REMARKS | Y | | | | 6 | | | |

"VERIFIED BY" CODES

Sc
12.11.92

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
MAPP 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.

CUR

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-00176E

LAST: LEUZINGER
ADDRESS:
CITY: CHALLIS
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: FRIDOLIN LEUZINGER
STATE: ID ZIP: 83226

LAST: GOICOECHEA
ADDRESS: PO BOX 6190
CITY: BOISE
PHONE NUMBER: 208-336-6400
OWNER CODE: C
FIRST: JERRY J
STATE: ID ZIP: 83707

LAST: GOICOECHEA
ADDRESS: PO BOX 6190
CITY: BOISE
PHONE NUMBER: 208-336-6400
OWNER CODE: C
FIRST: JUDITH K
STATE: ID ZIP: 83707

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: PLACE OF USE IS LOT 4, BLOCK 1, THE EAST FORK SUBDIVISION,
CUSTER COUNTY.
DATABASE Y
FIELD EXAMINER

CONTACT PERSON: Claimant's Office 336-6440
DATE OF FIELD EXAM: 09-14-93 + 09-16-93 APPOINTMENT MADE: Y(☒) N(☐)
ACCOMPANIED BY: Betty Barker
RELATIONSHIP TO CLAIMANT: Wife
DIRECTIONS TO PROPERTY / NOTES:

Investigator in exchange for giving her Mrs. Barker/Claimant's see.
TCH-07-14-1993.

site visit w/ Mrs. Barker to determine FOD/FBI - & last time,
female on any ID number as to parcel outline
measure with tape, evidence of Charles (plastic shute, for the
unable to determine which division some parcel.

A. AU CLAIM: # A72-00176E PRIORITY DATE: 04-01-1879 STAGE: D
B. WR RECORD: # 72-00176 PRIORITY DATE: 04-01-1879 STAGE: D

C. FIELD EXAM REQUIRED? DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER A

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

NOTES:

RECOMMENDED PRIORITY DATE:
04-01-1879

REVIEWED BY JF DATE 01-23-1994

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 | | NW | NE | | CUSTER |

OTHER AJ CLAIMS WITH SAME AJ POD
 A PREFIX R PREFIX
 NONE NONE

MR RECORDS IN SAME 40 ACRE TRACT
 NONE

SOURCE: ROAD CREEK

TRIB: SALMON RIVER, EAST FORK

B. MR POINT OF DIVERSION AND SOURCE:

7200176 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER - *verified none*

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 | <i>Y</i> |

NOTES:

POD per irrigation agreement to be in NE NE NE 1/4.

Corrections - POD visited with neighbor 9/16/93 1-23-1994

is located in NW NE NE Section 24, per map 71

photo & tax lot boundary lines. (J. Hancock) Field visited 9/2/98.

| RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: | | |
|---|------|---------|
| TYP. | RGE. | SEC. |
| | | 1/4 1/4 |

WEDNESDAY, 10 SEP,
TWP. RGE. SEC.

| | |
|-----|-----|
| 1/4 | 1/4 |
|-----|-----|

1/4

LOT

COUNTY

$$\begin{array}{r} 101 \\ \times 185 \\ \hline 101 \\ 1820 \\ 17195 \\ \hline 18685 \end{array}$$
~~NE NE NE~~

Cluster

| | |
|---|---|
| | |
| | |
|  |  |
|  |  |

SOURCE: ROAD CREEK

TRIB: SALMON RIVER, EAST FORK

REVIEWED BY:

22

DATE:

~~01-23-1984~~ 9-15-98

SYSTEM DESCRIPTION:

ITEM DESCRIPTION:
ditch from Road to moose pasture and along shoreline on the South - cuts are small @ frequent intervals and there is overhead wire ditches.

A. ROOT WATER RIGHT NUMBERS:

A72-DD176A
A72-00176B

A72-00176F

A72-00176G

A72-00176C

A72-00176H

A72-00176D

A72-00176J

A72-00176E

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|---------------------|-------------------|---------------|-----------------|----------------|------------------|
| TON 18E | 24 | NW | NE | | | GOICOECHA, JERRY J | A72-00176E / 10.0 | - | | 18.0 | 304 3.04 |
| | | NW | NE | | | OLITT, SUZANNE | A72-00176A / 3.0 | - | | | |
| | | NW | NE | | | LEUZINGER, FRIDOLIN | 72-00176 / | | | | |
| | | NW | NE | | | LEUZINGER, FREDOLIN | 72-00230 / | | | | |
| TOTAL ACRES | | | | | | A72-00176E | 10.00 | | | 18.00 | |

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

C. FIELD EXAM REQUIRED?
DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

POU COUNTY: CUSTER

actual acreage less than claim

128

PRESUMPTION FLAG:

NOTES:

actual invariable area below road and between elevation
was found around 10 acres. MAP would show several
difficult to conclude actual acreage.

RECOMMENDATIONS:

TOTAL ACRES: 3.04

REVIEWED BY:

~~11~~ 114

DATE:

~~01-23-1991~~ 9-15-98

Area inigated determined by one then GIS using
1987 or 1988 Map Aerial Photography and Current
County Tax lot boundary lines of subdivisions are overlaid.

A. AJ CLAIMED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|-----------------------|---------------------|--------------------|
| A72-00176E IRRIGATION | FROM 04-01 TO 11-01 | .200 CFS |
| A72-00176E STOCKWATER | FROM 01-01 TO 12-31 | .020 CFS |

TOTAL DIVERSION RATE/VOLUME CLAIMED

.022 CFS

B. WR RECORDED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|---------------------|-----------|--------------------|
| 72-00176 IRRIGATION | FROM TO | .400 CFS |

TOTAL DIVERSION RATE/VOLUME CLAIMED

.400 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

NOTES:

per dept standards 04-15 to 10-15

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

AJ TOTAL CLAIMED DIVERSION RATE: 0.022 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 notes. **

FLOW MEASUREMENT REQUIRED?

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

Y ☒ FIELD
DATABASE EXAMINER

B.

FLOW MEASUREMENT

MEASUREMENT METHOD WIRE FLUME, SEE ATTACHED CALCULATIONS.

15" Portable Broad-Crested Wire Flume

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 | GOICOECHEA, JERRY J | 0.022 | 0.002 | | |
| A72-00176A | ROAD CREEK | OLITT, SUZANNE | 0.090 | 0.030 | | |

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 3 x 0.02 CFS/ACRE = 0.06 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 = 25.0 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(☐)
SOURCE ALSO KNOWN AS MARSH CK.

See note below

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

Re: (4) at time of field exam on 9/2/98 5 horses were rotated onto lot 4 for grazing. Claim is for 30 head cattle. According to Appendix II Idaho water law handbook, 0.02 cfs would be correct recommendation for either amount of stock.

RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|-----------------------------|------------------------|----------------------|-----------------------|-------------------|
| <u>WATER</u> | <u>04-15 10-15</u> | | | |
| <u>STOCKWATER</u> | <u>01-01 12-31</u> | <u>0.02</u> | | |
| TOTAL FOR THIS RIGHT | | | | |
| REVIEWED BY: <u>#1 U.F.</u> | | | | |
| DATE: _____ | | | | |

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 |
|-------------------|-----------------------|----------------|------------------------|---------------|------------------|----------------|
| - | A72-00176A | 0.090 | - | - | - | - |
| - | A72-00176B | 0.220 | - | - | - | - |
| - | A72-00176F | 0.200 | - | - | - | - |
| - | A72-00176G | 0.240 | - | - | - | - |
| - | A72-00176C | 0.200 | - | - | - | - |
| - | A72-00176H | 0.150 | - | - | - | - |
| A72-00176 | A72-00176D | 0.320 | - | - | 72-00176 | 0.400 |
| 72-00176 | A72-00176J | 0.200 | - | - | 72-00176 | 0.400 |
| 72-00176 | A72-00176E | 0.022 | - | - | 72-00176 | 0.400 |

TOTAL CFS

1.642

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 sheet attached? (Y/N)

DATABASE N FIELD EXAMINER

NOTES:

*Sum of splits included as claims to be reviewed.
Validity not yet determined.*

AUTHENTICATION:

SIGNATURE:

F. V. Vithanark

DATE:

NAME OF FIELD EXAMINER:

TITLE:

R PROOF

CVR

MAPS

PHOTOS

MISC

Water Right Number - 72-00176

Prefix Translation:

WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***
LEUZINGER
Last Name - First Name - Address -
FRIDLIN
1 -
2 -
3 -
City- State- Zip-
Phone -

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

Source - ROAD CREEK
Tributary - SALMON RIVER, EAST FORK

Twn 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 - 0.400
Total Div. Volume -
Total Div. Capacity -

| Twn | 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 | NW 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 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 Defendant - - - +
LEUZINGER, ET. AL.

--Comments--
No Comments Found

CONVERT

Water Rights Dates and Flags Area

- Field Exam Fee
- Swan Falls
- Temporary Right of Way
- DLE/Carrey Act
- Water District
- Transfer/Amended