

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: **A72-00218**
Date Received: 1/ 2/1990
Receipt No: S010816
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: JAMES R BENNETTS
Address: PO BOX 36
CHALLIS ID

208-879-2567

83226

OR

Name: JO ANN BENNETTS
Address: PO BOX 36
CHALLIS ID

208-879-2567

83226

2. Date of Priority: MAY 1, 1900

3. Source: HERD CREEK

Trib. to: SALMON RIVER, EAST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09N	19E	18	NE	SE			CUSTER
			SE	SE			CUSTER

5. Description of diverting works:
DAM, HEADGATE, DITCH, PIPES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.800		
STOCKWATER	01/01	12/31	0.050		

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

A.F.A.

8. Total consumptive use is 400.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 200 CATTLE AND/OR HORSES

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09N	19E	7	SW		NW		IRR	25.0
			NE		SW		IRR	30.0
			NW		SW	3	IRR	10.0
			SE		SW		IRR	25.0
			SW		SE		IRR	10.0
							Section Acres	100.0
		18	NW		NE		IRR	25.0
			SW		NE		IRR	10.0
			SE		NE		IRR	10.0
			NE		SE		IRR	10.0
			SE		SE		IRR	10.0
							Section Acres	65.0
							Total Acres	165.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-04060

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

GOSSI, ET. AL.

Decree Plaintiff

GIAMPEDRAGLIA, ET. AL.

vs Decree Defendant

**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 472-00218
Date Received _____
Receipt Number _____

RECEIVED

JAN 2 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) JAMES R. BENNETTS OR JO ANN BENNETTS Phone (208) 879-2567
Mailing Address P. O. Box 36, Challis, Idaho Zip 83226
2. Date of Priority (Only one (1) per claim) 05/01/1900
3. Source of water supply (a) Herd Creek
which is tributary to (b) East Fork, Salmon River
4. a. Location of existing point of diversion is: Township 09N Range 19 E Section 18,
1/4 of NE 1/4 of SE 1/4, Govt. Lot, B.M., County of
Additional points of diversion if any: SE 1/4 SE 1/4, same section, township and range
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. Gravel diversion dam to headgate ditch system
commences at approximately 5 feet in width and diminishing in size. Use commences
within a few feet of headgate.
Pipes are used to transfer water across creek.

MICROFILMED

MAR 18 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 04/01 to 11/01 amount 1.8 or _____

For Livestock purposes from 01/01 to 12/31 amount 0.05 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.85 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 400 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Up to 200 head of cattle and horses during summer with a few in winter.

Use open ditches and streams.

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	
09 N	19 E	18		25	10	10									10			10	65
		7							25		30	10		25			10		100

Total number of acres irrigated 165

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 X 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.
Water under IDWR #72-04060 is mixed and used on same land. or None ()

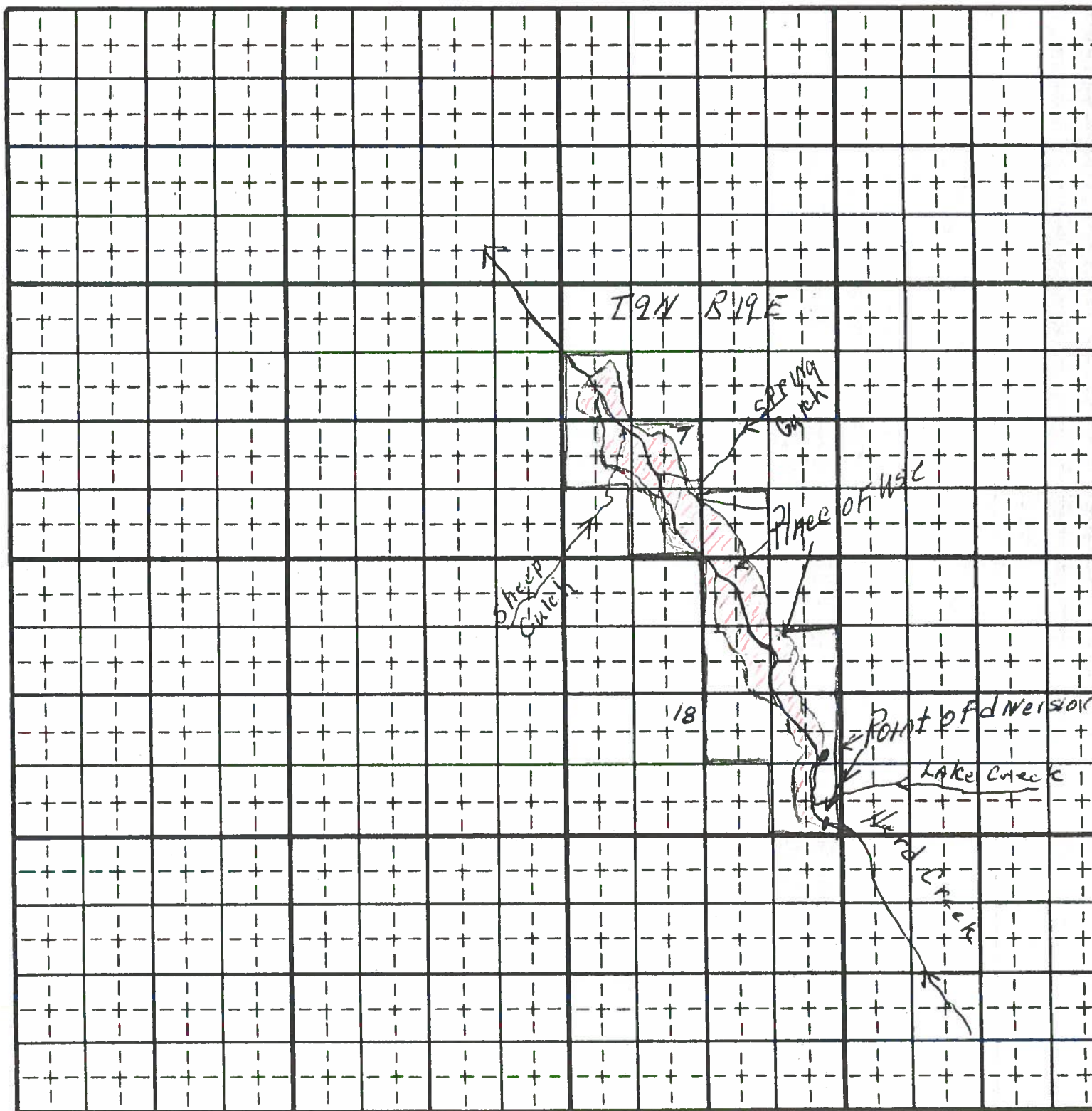
14. Remarks:

Last Name BENNETTS Ident No. _____

MICROFILMED
MAR 18 1993
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



MICROFILMED

MAR 18 1993

Copies: White-State, Yellow-Claimant

Last Name Bennetts Ident No. _____

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X
If applicable provide IDWR Water Right Number 72-00218
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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s)

James R Bennett

Date

Dec 29th, 1989

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 CLUSTER) SS.

Subscribed and sworn (or affirmed) before me this 29 day of December 19 89

SEAL

Notary Public

Daisy Kindt

Residing at

Challis Id.

My Commission Expires

3/12/92

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 BENNETT'S Ident. Number _____

MICROFILMED

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



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. 4, 1990

JAMES R BENNETTS
P O BOX 36
CHALLIS ID 83226

A72-07003
A72-10360
A72-04160
Re: A72-07066A
A72-00184
A72-04020
A72-04060
A72-00218

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,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 18 1993

COMMUNICATION DOCUMENTATION

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 Douglas Jones

DATE:
August 13, 1996 ~10:30AM

CUSTOMER:
DAVE SHAW

SUBJECT: A72-00218, A72-07066, A72-12675
phone call (X) walk-in (.)

Had question of whether -07066 overlapped p/u with -00218?
-- arranged to call him back at 373-7983 after locating files
and researching information.

Files had copies of -07066 lic. exam and notes of SRBA field review observations. Completed maps and recommendations not finalized. Information in file indicates that -07066 is a gravity delivery sprinkle irrigation system from Lake Cr on high ground above Herd Cr ditch system. The lic exam did not identify p/u overlap and the maps compared to air photos seem to show different areas irrigated for the two systems.

I called Shaw back and told him that though the recommendations are not finalized it appeared from the lic exam and SRBA notes that there isn't an overlap. He said he understood the preliminary nature of my conclusions and this rough cut was all he needed at this time.

Social amenities exchanged and willingness to assist him with such questions extended.

cc: files



IDAHO FISH & GAME

SALMON REGION
P.O. Box 1336
Salmon, ID 83467-1336
(208) 756-2271

November 8, 1993

File #
DATA ENTERED BY
DATE 11-17-1993

Mr. James R. Bennetts
Attorney At Law
P.O. Box 36
Challis, Idaho
83226

RECEIVED

JAN 18 1994

IDAHO DEPT. OF WATER RESOURCES
222 Shoshone Street East
Twin Falls, ID 83301

Department of Water Resources
Southern Region Office

Dear Jim,

Attached are the flow measurements for your irrigation diversion, Herd Creek 3, measured this summer. The purpose of measuring canal flows throughout the Salmon basin this year was to obtain data for design of new fish screens that will meet the National Marine Fisheries Service criteria. Their criteria stipulate the approach velocity at the screen face cannot exceed .4 ft./sec. therefore we need to know the maximum diversion rate so we can design the screen to this criteria. Prior to construction of new screens we are entering into a "gentlemen's agreement" (not legally binding) with each diverter as to maximum flow to be diverted to meet their need and not exceed the NMFS criteria.

If you have any questions regarding the flow measurements please give me a call at 756-2271.

Sincerely,

Chuck Keller
Screen Program Coordinator

Cecil D. Andrus / Governor
Jerry M. Conley / Director



Working for wildlife - since 1938

CANAL FLOW MEASUREMENTS

Revised 10/21/93

SURLEN #	CANAL "Q"	STAFF GAUGE	APPROACH VELOCITY
SEFHC-03			
05/25/93	7.2	1.5	94% Sub.
07/13/93	7.5	1.5	n/a
09/15/93	3.9	1.20-1.35	n/a
09/07/93 IDWR	2.2		
08/27/59	4.8	-	-
1958 or 1959	7.0	-	-

IDAHO DEPT. OF WATER RESOURCES
222 Shoshone Street East
Twin Falls, ID 83301

File

DATA ENTERED BY *H*

DATE *11-17-1993*



IDAHO FISH & GAME

SALMON REGION
P.O. Box 1336
Salmon, ID 83467-1336
(208) 756-2271

November 8, 1993

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Attorney At Law
P.O. Box 36
Challis, Idaho
83226

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Working for wildlife - since 1938

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07/13/93	7.5	1.5	n/a
09/15/93	3.9	1.29-1.31	n/a
09/07/93 ~IDWR	2.2		
08/27/59	4.8	-	-
1958 or 1959	7.0	-	-

SEF-19

06/01/93	1.7	1.86	n/a
07/14/93	2.9	2.04	n/a
09/20/93	2.6	2.01	n/a

08/05/59	10.0	-	-
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SEF-20

09/20/93	0.9	1.1-1.16F	Ford River
----------	-----	-----------	------------

1993 Did not get high water measurement.

08/24/59	2.0	-	-
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SEFHC-01

05/25/93	OFF	Rancher leveling land	
07/12/93	4.6	1.7	n/a
09/14/93	4.8	1.64-1.7?F	n/a

08/03/59	2.6	-	-
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SEFHC-02

05/25/93	4.7	1.2F	n/a
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SEFHC-03

05/25/93	7.2	1.5	94% Sub.
07/13/93	7.5	1.5	n/a
09/15/93	3.9	1.29-1.3F	n/a
09/07/93 ~IDWR	2.2		

08/27/59	4.8	-	-
1958 or 1959	7.0	-	-

SEFBBC-01

06/01/93	4.3	1.2F	n/a
07/14/93	4.0	1.2-1.3F	n/a
09/15/93	5.3	1.3-1.4F	n/a

07/17/59	3.3	-	-
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SEFBBC-02

06/01/93	8.4	0.75	n/a
07/14/93	2.6	0.37	n/a
09/15/93	10.2	0.46	n/a

08/20/59	3.6	-	-
----------	-----	---	---

RECEIVED

NOV 23 1993

Department of Water Resources
Southern Region Office



Idaho Department of Water Resources

222 Shoshone St. E., Twin Falls, ID 83301

FRANCIS G. HITCHCOCK
SR. WATER RESOURCE AGENT
SOUTHERN REGIONAL OFFICE
(208) 736-3033
FAX (208) 736-3037

Idaho

DEPARTMENT OF WATER RESOURCES

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

R. KEITH HIGGINSON
Director

11-04-1993

Hello Tim:

Enclosed, as you requested, are CDs of
your claim.
Please let me know if you want more
from your papers.
I saw Phyllis Rose on my way to Salmon
yesterday and talked to her on the radio so
she is still on the job.
Hope all this helps.
Best,
Frank

FI: BENNETTS
AGENT: HT
DATE: 08-30-93

RE: reviewing
NAME OF PARTY: MRS B.

left note - can do next week - morning
visit w/ Mrs.

08-31-93

8¹⁰ confirm @ cafe - call THURS/FRI
for day/time next week.

stop @ office

09-13-93

stop @ office - arrange appt for 9:30
TUES AM

NOTE: map that shows SF POU lands to end
of ranch

TELEPHONE MEMORANDUM

Incoming Call

Outgoing Call

Returning Call

TO:

DATE:

FROM:

FILE:

FILE NO:

SUBJECT:

REMARKS:

ROUTING
INSTRUCTIONS:

CALENDAR
DATES:

830 / 835

JAMES R. BRUNNERS 879-2567

07-26-1993

H

-00218, -04060, -07066A

Field Exam

Mrs - w/ Chuck w/ him - get back
@ office - get work better.
call him back - end of this
week - first of next -

TELEPHONE MEMORANDUM

Incoming Call

Outgoing Call

745

Returning Call

TO:

FRANKS R. BRANNERS 879-2567

DATE:

08-02-1993

FROM:

H

FILE:

FILE NO:

SUBJECT:

FIELD EXAM

REMARKS:

N/A - left msg w/ son -
9:30 CW - set appt for THURS
2PM

met @ gate to place - allow 2-2:30

He will call @ motel if his schedule
changes -

ROUTING
INSTRUCTIONS:

CALENDAR
DATES:

Model watershed committees take tour of East Fork

Ralph Swift, Coordinator for the Model Watershed Project, reported that the technical committee and advisory committee toured the East Fork River on May 13. The group viewed firsthand the river and the concern for anadromous fish in this basin.

The first stop on the tour was at a typical diversion point on the East Fork River. The diversion was wooden with a wiper type screen. Chuck Keller, Idaho Fish and Game Coordinator for the fish screen program, reported on the criteria used for the screen program that had been developed by National Marine Fisheries. The new screens are designed to do a couple of key things: 1. Provide irrigators with their historical water use; 2. Protect anadromous fish throughout their life cycle. This includes very small fry as they emerge from the gravel and are swept downstream. This has caused the screens to become larger and more costly to build. He also stated that he hired two people to measure water in the Salmon and Challis areas to document these historic flows. The only purpose of this water measurement is to determine maximum flows in the ditch so the screen can be designed accordingly.

Swift told the group that the headgate was also being designed to assist operators in making irrigation water diversion with a minimum of disturbance to the river channel and to protect the screen. Assistance for this is from the Soil Conservation Service and the Agricultural Stabilization and Conservation Service.

Swift reported the next stop on the tour was to look at a proposed consolidation of three diversions at the mouth of Herd Creek. Doug Baker, land owner and irrigator, reviewed the plan that would eliminate two diversions and the need for two fish screens. These would be replaced by a flume and an inverted siphon out of the top diversion. Benefits of this project would be the elimination of portable dams from the Herd Creek diversions and the reduction of the cost of building and operation of two additional fish screens. Other benefits would be improved passage of both adult

and juvenile salmon in Herd Creek. Cost of the proposed project would be spread over several sources.

Jim Bennetts' private land followed the Baker project stop. This property is sandwiched between public lands. Swift read a letter prepared by Bennetts that outlined the history of the work on his place. The work included some fencing of riparian areas to improve streamside vegetation with overhanging cover. Bennetts has worked with the Shoshone-Bannock Tribes and the Idaho Fish and Game on this project. Bennetts stated that he wanted to improve the cover for fish but at the same time do it so that it was cost effective with tax and ratepayer money. Work was done with volunteer labor.

Betty Baker gave a history of the East Fork River and stated that the Baker family has been in the basin since about 1880. Currently there is a sixth generation of Bakers growing up on the ranch. She stated they were in support of maintaining and improving the salmon run to the East Fork. The family has been brought up with a conservative ethic to protect the bighorn sheep and the salmon. She also expressed a concern that while the bureaucracy probed and studied the issue and dealt with inconsequential issues such as cattle grazing in the East Fork, the salmon would become extinct. Her concern is that the cattle rancher would also become extinct as they receive the blame. She challenged the agency people to look closely at what the real issues are and to spend the majority of the money where it could make a difference. She felt that ranchers are willing to take care of problems when direct benefits can be seen for both the fish and the rancher.

The group then traveled to Eddie Baker's to look at some typical streambank erosion problems. These banks don't do the fish or the rancher any good. Streambank work needs to be done in a way that treats the problem while creating some fish habitat. Swift went over a plan for rock barbs that would deflect the current from the bank. Large cottonwoods would be cabled between the barbs to provide protection and some

overhanging bank cover while willows become re-established.

The final stop was spent looking at some rock weirs installed to provide grade control to a diversion structure and viewing the East Fork satellite hatchery facility.

Swift reported this was a very good tour that gave a general review of problems and alternatives. The next step would be to make a more detailed survey of these and to quantify the needs. This will be completed this summer.

The technical work group met in the afternoon to discuss what they had seen in the East Fork and the Lemhi. They are meeting on an every-other-month basis. It was decided to meet only quarterly. Smaller groups will meet on an "as-needed" basis to deal with specific issues. Gary Steinbach of the Bureau of Reclamation (BOR) reported that the pre-drawings of the five diversions from L-3A to L-7A were complete and that the BOR will be in Salmon the first week of June to review these with the diversion owners.

Raft Rentals



Shuttles

Summer

Bud • Bu
Coors • Coc
Miller

12 pack \$5.99

Ice —

Pepsi & C

Bartles &

Wine Coc

Do You Remember What You Gave Dad Last Year?

Chances Are, He Doesn't Either

This year, make a lasting impression with the gift of Action Furniture by Lane?



Father's Day

SALE



Blackfoot Livestock

NO: 03-180601
OWNER NAME: [illegible]
ADDRESS: [illegible]

LEGAL:

SE45E4 W2NE4 N2S44

(518)

CLASSIFICATION CAT LOC CLASS USE	QUANTITY	BASE COST	TOPOGRAPHY ADJUSTMENTS:								ADJ % TOTAL	\$ ADJ	NET VALUE PER ACRE	VALUE
			DITCHES	CANAL	FENCES	P. LINE	DRAINAGE	ROADS	ROCK	BRUSH				
1	100	500												15000
2	100													2800
3														
4														
5														
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98														
99														
100														

RES OCCUPIED:	OUTBUILDINGS:	REMARKS
1 OWNER	1 OWNER	
2 TENANT	2 TENANT	
3 VACANT	3 VACANT	
0 NONE	0 NONE	
LAND OPERATED	MILES TO ROAD	
1 OWNER	5	
2 TENANT		
UTILITIES		
1 ELECTRICITY		
2 GAS		
3 COMBINATION		

APPRAISER'S NAME

APPRAISAL DATE

NAME:

Bennetts

CLAIM: 72- 00218

CORRESPONDENCE

EVIDENCE OF

PRIORITY

Water Right Number - R72-00218

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
BENNETTS

JAMES R

BENNETTS

JO ANN

1 - PO BOX 36
2 -
3 -
City- CHALLIS
Phone - 208-879-2567
1 - PO BOX 36
2 -
3 -

State- ID Zip- 83226

City- CHALLIS
Phone - 208-879-2567

State- ID Zip- 83226

*** O - ORIGINAL OWNER ***

FRY

RHODA

FRY

ELMER

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

State- ID Zip- X
State- ID Zip- X

+ - Priority Date - - + + - Region - - - + + - Stage - - - + + - Status - - - +
05/01/1900 17 SOUTHERN D - DECREED

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

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
09N	19E	18	NW NE SE SE SE SE	(37) (37)	CUSTER CUSTER	HC-3	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01		1.800	
04 - STOCKWATER		01/01	12/31		0.050	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.800 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
09N	19E	7	SW NW		8.8		01	IRRIGATION	(37) CUSTER
09N	19E	7	NE SW		16.0		01	IRRIGATION	(37) CUSTER
09N	19E	7	NW SW	3	1.7		01	IRRIGATION	(37) CUSTER
09N	19E	7	SE SW		15.0		01	IRRIGATION	(37) CUSTER
09N	19E	7	SW SE		7.8		01	IRRIGATION	(37) CUSTER

Handwritten notes:
NO 51
NO 8
done 11/10/98

Water right number - R72-00218

Prefix Translation: RESEARCH

Twn		Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
09N	10E	18	NW NE	21.0	01	IRRIGATION	(37)	CUSTER		
09N	19E	18	SW NE	6.0	01	IRRIGATION	(37)	CUSTER		
09N	19E	18	SE NE	6.9	01	IRRIGATION	(37)	CUSTER		
09N	19E	18	NE SE	2.8	01	IRRIGATION	(37)	CUSTER		
09N	19E	18	SE SE	3.0	01	IRRIGATION	(37)	CUSTER		

Total Acres: 89.0

- - - Diversion Means - DAM, HEADGATE, DITCH, PIPES

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - 72-16275, 72-07066

- - - Remarks -

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 70.5 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

EXP RIGHT NO. 72-16275 IS ALSO DIVERTED THROUGH POINTS OF
DIVERSION DESCRIBED ABOVE.
S/200 RANGE/FEEDLOT STOCK

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

- - - Conditions of Approval - - -
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

- - - Decree Plaintiff - - - + - - - Decree Defendant - - - +
GOSSI, ET. AL. GIAMPEDRAGLIA, ET. AL. 00/00/0000

- - - Date: 11/06/1998 User Id: VHANCOCK Subject: COPIED FROM REMARKS
ORIGINALY DECREED FOR 1.8 CFS, CLAIMED 1.85 CFS. SEE ATTACHED PROOF.

- - - Audit Fields - - - +
11/06/98 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 - 11/06/1998 Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - Old Judicial District -

AJ0743NP
(OD-124)

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

11/06/98 14:20:03
Page 3

Water right number - R72-00218

Prefix Translation: RESEARCH

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +		
Claim Received Date - 01/03/1990	Last Amended Date - 00/00/0000	Temporary Right - P
	Receipt Number - S010816	Water District -
	POU Ownership Flag - Y	Federal/State Indicator - S
	Name Connector - OK	Presumption Flag - D
		Notice of Error Flag -

CLAIM NUMBER
22-00218
72-16275

DATE
10-6-98

AGENT
UA

TRANSFER NUMBER

CLAIMED ACRE TOTAL
16.8

GIS ACRE TOTAL
8

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	9N	19E	7							25		30	10		25			10	
GIS										8.8		16	1.7		15			7.8	
RECOM										8.8		16	1.7		15			7.8	
CLAIM	9N	19E	18		25	10	10									10			10
GIS					21	6.0	6.9									2.8			3
RECOM					21	6.0	6.9									2.8			3
CLAIM																			
GIS																			
RECOM																			

B72-DBPOU.SHP
Acres located within decreed tracts 70.5

SHAPE NOS.

1166
88 ac

B72-DBPOD.SHP

NOS.
DESCRIPTION

81
SESESE T09N R19E Sec 18

82
NW NESE T09N R19E Sec 18

DBF TABLES UPDATED

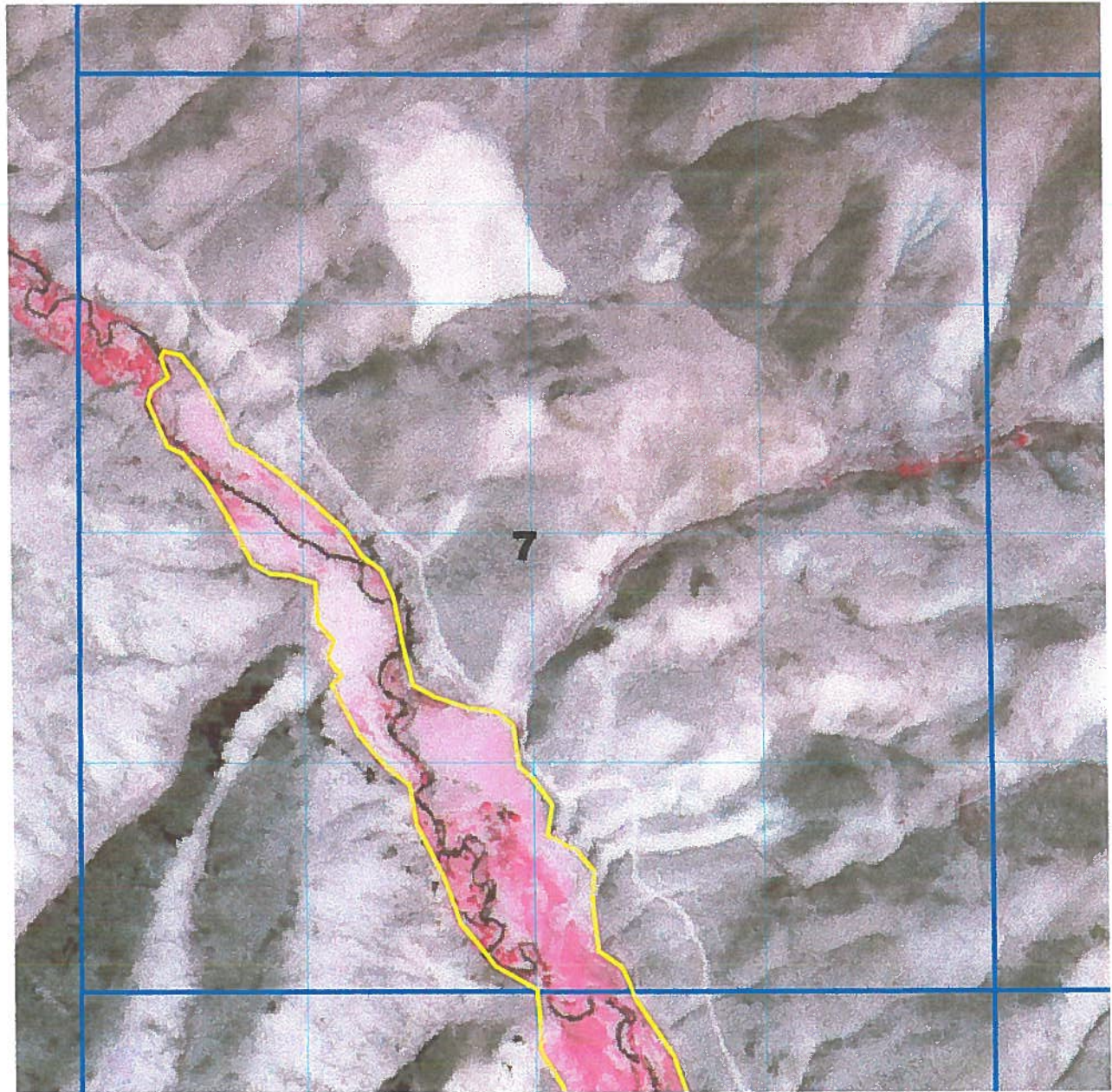
B72-DBPOU.DBF

B72-DBPOD.DBF

GIS

**RIGHT 72-00218 and 72-16275
BENNETTS**

**RECOMMENDED PLACE OF USE
TWP 09N, RNG 19E, SEC 07 and 18
data entry on October 6, 1998**



0 1320 2640 3960 5280 Feet

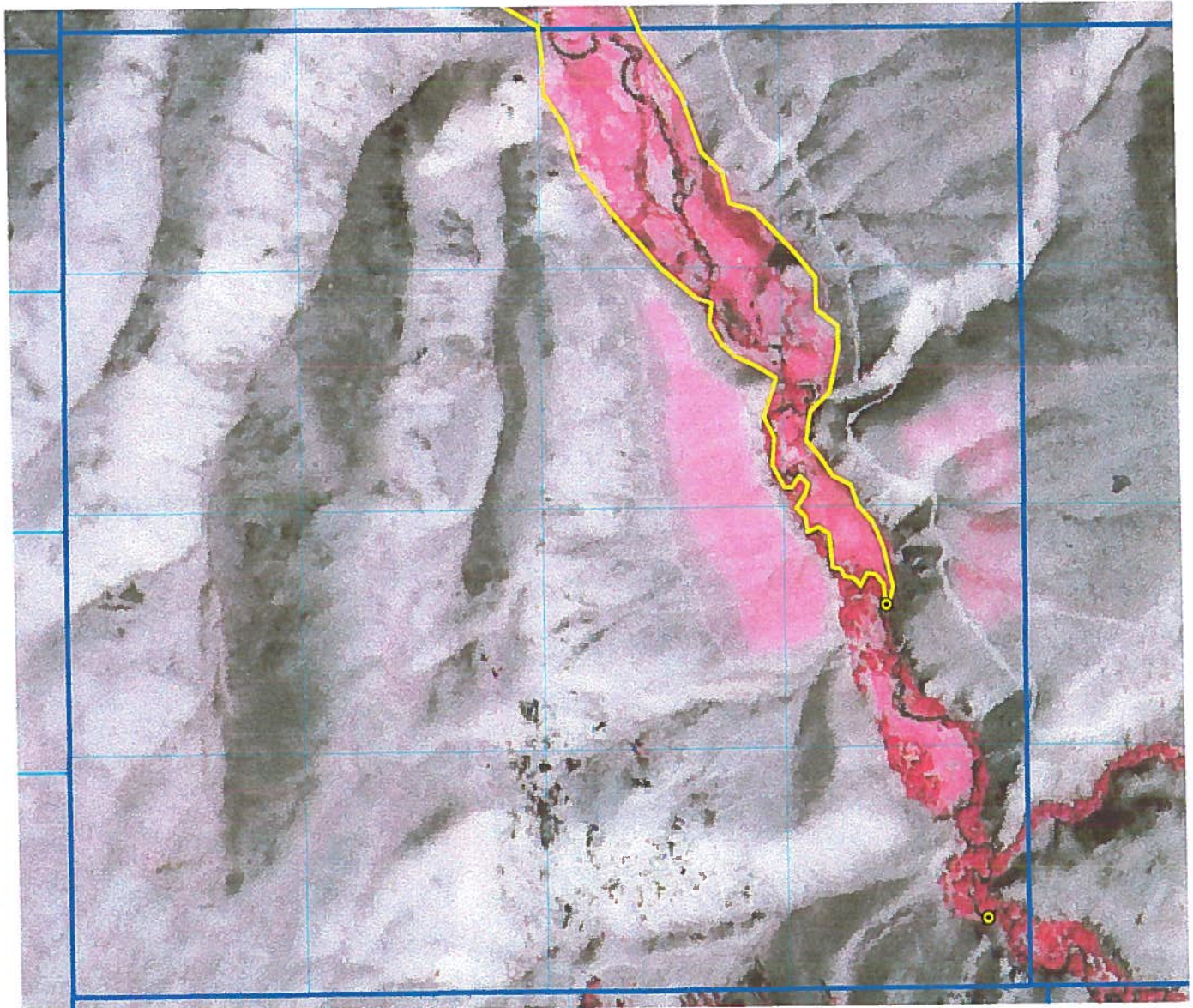


- RECOMMENDED PLACE OF USE**
- RECOMMENDED POINT OF DIVERSION**
- SECTION LINES**
- QUARTER/QUARTER LINES**
- SUBDIVISION LOT BOUNDARIES**

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

RECOMMENDED PLACE OF USE
TWP 09N, RNG 19E, SEC 7, 18
data entry on November 4, 1998

RIGHTS 72-00218 and 72-16275



0 1320 2640 3960 5280 Feet



-  **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 PHOTOTGRAPHY
DATA ENTRY BY VIKIE HANCOCK**

RE-EVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

72-00218
72-16275

DATE: 11-6, 1998

REVIEWED BY DH

CHALLIS AREA SOIL REVIEW

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION		SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA		PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
ATC	.15	.13			6.49	7.62	PD2	.11	.12			5.15	4.74
BB1	.09	.09			6.09	6.17	RE2	.29	.21			3.15	4.74
BBD							RP1	.19	.21			4.89	4.57
BC1	.16	.17			5.82	5.46	SH1	.06	.05			9.37	12.10
BK1	.07	.06			10.62	11.86	SOC	.08	.07			7.38	8.08
BT1	.18	.16			3.99	4.19	SSA	.15	.14			4.79	5.01
BT2	.41	.32			2.34	2.87	SXF	.12	.11			6.14	6.80
CB1	.06	.06			11.55	13.47	TC1	.06	.06			9.82	9.55
CHA	.21	.21			4.52	4.76	TD1	.04	.03			12.46	16.50
CP1	.36	.36			2.61	2.78	WB2	.13	.13			5.37	5.43
DB1	.13	.11			5.66	6.65	WAA	.19	.16			3.81	4.23
DBB	.13	.11			5.71	6.69	WBB	.17	.14			3.36	3.84
DBC	.13	.11			5.71	6.69	WC1	.07	.06			11.24	13.45
DMF	.18	.21			5.12	4.72	WPT	.19	.15			3.16	3.69
DT2	.05	.04			12.46	16.50	WV1	.07	.06			11.24	13.45
DWA	.14	.14			4.79	5.01	XHS						
GO1	.10	.12			12.47	10.51	YN1	.18	.14			5.38	6.92
HAYSE													
KEG	.08	.07			8.73	10.06							
MUG	.15	.14			4.54	4.98							
NDL	.13	.12			5.30	6.06							

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

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

SOIL TYPE	OPTIMAL / ROTATION (chart)	ACTUAL / ROTATION (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
WC1	/		* 69	* .07	= 4.83 CFS
SSA	/		* 8	* .15	= 1.2 CFS
BAF	/		* 10	*	= CFS
CP1	/		* 1	* .36	= .36 CFS

6.39

TOTAL ACRES _____

DECREED RATE = _____

CLAIMED DIVERSION RATE = _____

MEASURED DIVERSION RATE = _____

HUBBLE

DATE: 11/06/98
PAGE: 1

400.00 AFA

Stage: DECREED

CUSTER County

SE

SUM	165.0
	65.0
	100.0

See log

Other Rights: A72-04060

Comments

objection Filed Date:

Field Inspection Flag:
Presumption Flag:

Rob - 70.5 ac

are arid in character and will not successfully raise any crops without the artificial application of water thereon by irrigation thereof, and that all of said lands are

capable of irrigation from the East Fork of the Salmon River and its tributaries.

3. That 1 1/2 inches of water per acre, or its equivalent in cubic feet per second

of time, is necessary and ample for the proper irrigation of said land.

4. That the dams and diverting works of the several parties to this action were at the time of the several appropriations, and are now, of sufficient size and capacity to carry and convey water so appropriated to and upon the several tracts of land of the several parties for the irrigation thereof, and that each and every of said ^{several} tracts of land are situated in Custer County, State of Idaho.

5. That each of the parties to this action, plaintiffs and defendants hereinafter named, or their predecessors in interest, were at the time of the several appropriations of water, made as hereinafter set forth, the owners respectively of the several tracts of land set forth and described in the complaint, answer and cross-complaint and stipulation on file herein, and that for the irrigation of the same, the said parties, or their predecessors in interest, did respectively appropriate the quantities of water hereinafter stated, and the dates and from the streams respectively hereinafter stated, and set opposite the names of each of said parties, such water being an estimate under a four inch pressure or its equivalent in cubic feet per second of time, and ever since said dates of the said several appropriations, said waters have been so diverted and used on said lands in the irrigation thereof.

6. That the certain decree of this Court made and entered on the third day of

DEGREE 2-14-1938

Gossi, et al - v - Giampedraglia, et al

East Fork of the Salmon River, Section 11, Township 9 North, Range 17, E. B. M.

-00213 That ANTONIO YACOMELLA and MRS. ANTONIO YACOMELLA are the owners of S₂NW₄, N₂SW₄, Section 1, NE₄SE₄, Section 2, Township 9 North, Range 17, E. B. M.; and appurtenant to said land they are entitled to 2.4 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1885, and .8 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1936 and with point of diversion in the SE₄SE₄, Section 2, Township 9 North, Range 17, E. B. M.

-00215 That LEO BRICKER and JERRY BRICKER are the owners of Lot 3, SE₂NW₄, NE₄SW₄, Section 4, Township 8 North, Range 18, E. B. M.; and appurtenant to said land they are entitled to 1.2 cubic feet per second of time of the waters of East Fork of the Salmon River, with date of priority August 1, 1935.

-00216 That DAVE BRICKER and EDNA BRICKER are the owners of SE₄SW₄NW₄, E₄NE₄SE₄NW₄, NW₄SW₄NE₄, NE₄NE₄SW₄, N₂SE₂NE₄SW₄, NW₄NW₄NW₄SE₄, Section 9, Township 8 North, Range 17, E. B. M., and appurtenant to said land they are entitled to .8 cubic feet per second of time of the waters of Bowers Creek with date of priority May 1, 1925 and they are also entitled to 1.6 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1936.

-00218 That ELMER FRY and RHODA FRY are the owners of Lot 3, E₄SW₄, SW₄SE₄, Section 7, NW₄NE₄, N₂SE₄, Section 18, Township 9 North, Range 19, E. B. M., and appurtenant to said land they are entitled to 1.8 cubic feet per second of time of the waters of Herd Creek with date of priority May 1, 1900 with points of diversion in the SE₄SE₄, NW₄NE₄, Section 18, Township 9 North, Range 19, E. B. M.

-00219 That L. V. CAROTHERS is the owner of W₂, NE₂, Section 23, Township 9 North, Range 17, E. B. M.; Lot 4, Section 4 and Lots 1 and 2, Section 5, Township 8 North, Range 17, E. B. M., and appurtenant to said land he is entitled to 1.8 cubic feet per second of time of the waters of Wickiup Creek, Little Wickiup Creek and the East Fork of the Salmon River with date of priority May 1, 1919.

-00220 That PAUL CLAMPEDEKAGLIA and MABEL CLAMPEDEKAGLIA are the owners of N₂SW₄, SW₄NW₄, Section 26, SE₄NE₂, NE₄SE₄, Section 27, Township 11 North, Range 18, E. B. M., and appurtenant to said land they are entitled to 2 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 10, 1880 and they are also entitled to .4 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1936, and with points of diversion in the NW₄NW₄, Section 1, Township 10 North, Range 18, E. B. M., and the NW₄SE₄, Section 25, Township 11 North, Range 18, E. B. M.

-00222 That LOUIE CLAMPEDEKAGLIA and VIOLA CLAMPEDEKAGLIA are the owners of S₂SW₄, Section 26, NW₄, SE₄NW₄, Section 25, Township 11 North, Range 18, E. B. M., and appurtenant to said land they are entitled to 3 cubic feet per second of time of the waters of the East Fork of

Decree = 1 1/2" / acre

NAME OF STREAM OR DITCH ----- HERD CREEK
 LOCATION ----- 10 YDS. BELOW HC #3
 PURPOSE OF MEASUREMENT -- ADJUDICATION REVIEW
 BASIS OF VELOCITY CALCULATIONS
 IF YOU ARE USING A PYGMY METER ENTER ----- 1
 IF YOU ARE USING A AA METER ENTER ----- 2
 ENTRY ----- = 1

WATER RIGHT NUMBER IF APPLICABLE -----
 AGENT CONDUCTING MEASUREMENT & DATE --
 ACCOMPANIED BY -----
 PREMEASUREMENT SPIN TEST (MIN/SEC) ---
 POST MEASUREMENT SPIN TEST (MIN/SEC) -
 DATE REPORT PREPARED -----
 10-feb-94

A72-00218 *BRANNETT'S*

FOLLOWING THE LAST ENTRY IN: "END"
 "DISTANCE FROM INIT PT" ENTRY MUST =

INITIAL POINT	ANGLE OF COEFFICIENT	DISTANCE FROM INIT PT	DEPTH IN FEET	CALC DEPTH END PTS	VELOCITY DATA			CALC WIDTH	AREA IN SQ FT	CALCULATED VELOCITY			DISCHARGE IN CFS	
					1ST MEASUREMENT REVS	TIME/SEC	2ND MEASUREMENT REVS			TIME/SEC	1ST POINT VELOCITY	2ND POINT VELOCITY		MEAN VELOCITY
1.80				0.35				0.35	0.123				0.38	0.05
2.50		0.70			23	30.0		0.60	0.420	0.77			0.77	0.32
3.00		0.75			16	33.0		0.50	0.375	0.48			0.18	0.18
3.50		0.70			25	40.0		0.50	0.350	0.63			0.63	0.22
4.00		0.68			27	30.0		0.50	0.340	0.90			0.90	0.31
4.50		0.65			22	30.0		0.50	0.325	0.73			0.73	0.24
5.00		0.55			18	30.0		0.50	0.275	0.60			0.60	0.17
5.50		0.60			18	30.0		0.50	0.300	0.60			0.60	0.18
6.00		0.63			21	30.0		0.50	0.315	0.70			0.70	0.22
6.50		0.63			15	30.0		0.50	0.315	0.50			0.50	0.16
7.00		0.50			6	30.0		0.75	0.375	0.20			0.20	0.08
8.00			0.50					0.50	0.125				0.10	0.01
END				0.25										
														2.12

See also measurement done 6-14-95 in Claim #
 MEASUREMENT 72-16275

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESA72-162
Water Right
(if applicat

Open Channel Discharge Measurement Notes

(A72-16275)

A. GENERAL INFORMATION

1. Name of stream or ditch: HERD CREEK - BENNETT'S RANCH
2. Location: 25' below H.O. 3
3. Person conducting measurement: BOB FOSTER
4. Date and time of measurement: 06-14-95 3:30 / 4:00
5. Accompanied by: 71
6. Measuring device size and ID no.: SWOFFOR 2100
7. Spin test before measurement OK? OK after measurement OK?
8. Purpose of measurement: SRBA CLAIM REVIEW - B.V. CLAIM

B. MEASUREMENT DATA

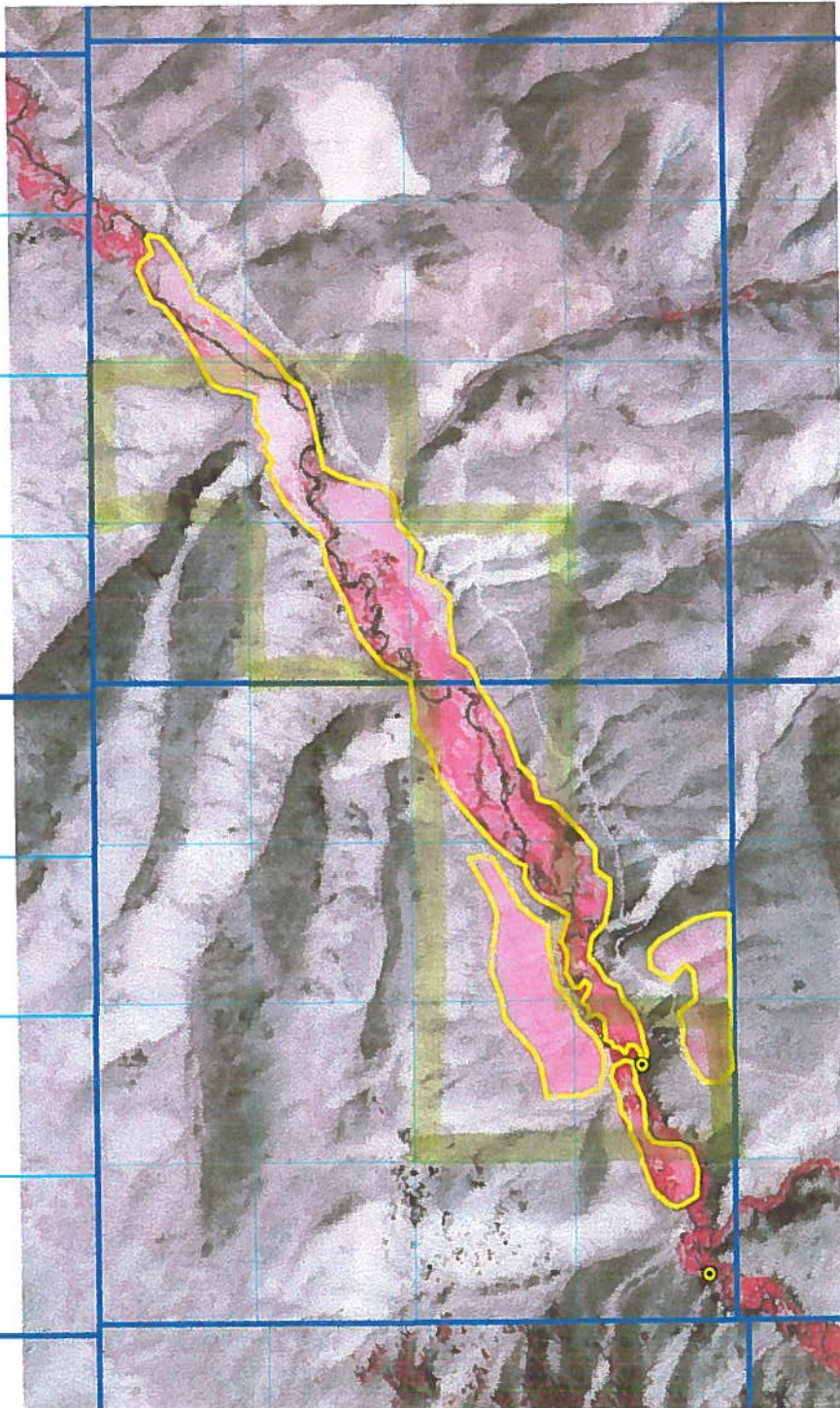
muddy bottom - bank vegetation

Angle co- efficient	Dist. from initial point	Width	Depth	Observation depth	Revolutions Time seconds	VELOCITY		Adjusted for hor. angle or	Area	Disch
						At point	Mean in vertical			
PEN	1.0			.06	20					
	1.5	.50	.9	.06	"	.02			.450	.02
	2.0	.50	.9	.06	"	.22			.450	.04
	2.5	.50	1.0	.06	"	.63			.500	.31
	3.0	.50	1.3	.06	"	.81			.650	.52
	3.5	.50	1.4	.06	"	1.25			.700	.87
	4.0	.50	1.4	.06	"	1.20			.700	.84
	4.5	.50	1.4	.06	"	1.19			.700	.83
	5.0	.50	1.4	.06	"	1.12			.700	.78
	5.5	.50	1.35	.06	"	.81			.675	.54
	6.0	.50	1.35	.06	"	.84			.625	.54
	6.5	.50	1.1	.06	"	.83			.550	.45
	7.0	.50	1.1	.06	"	.63			.550	.34
	7.5									
										6.1

ORIGINAL

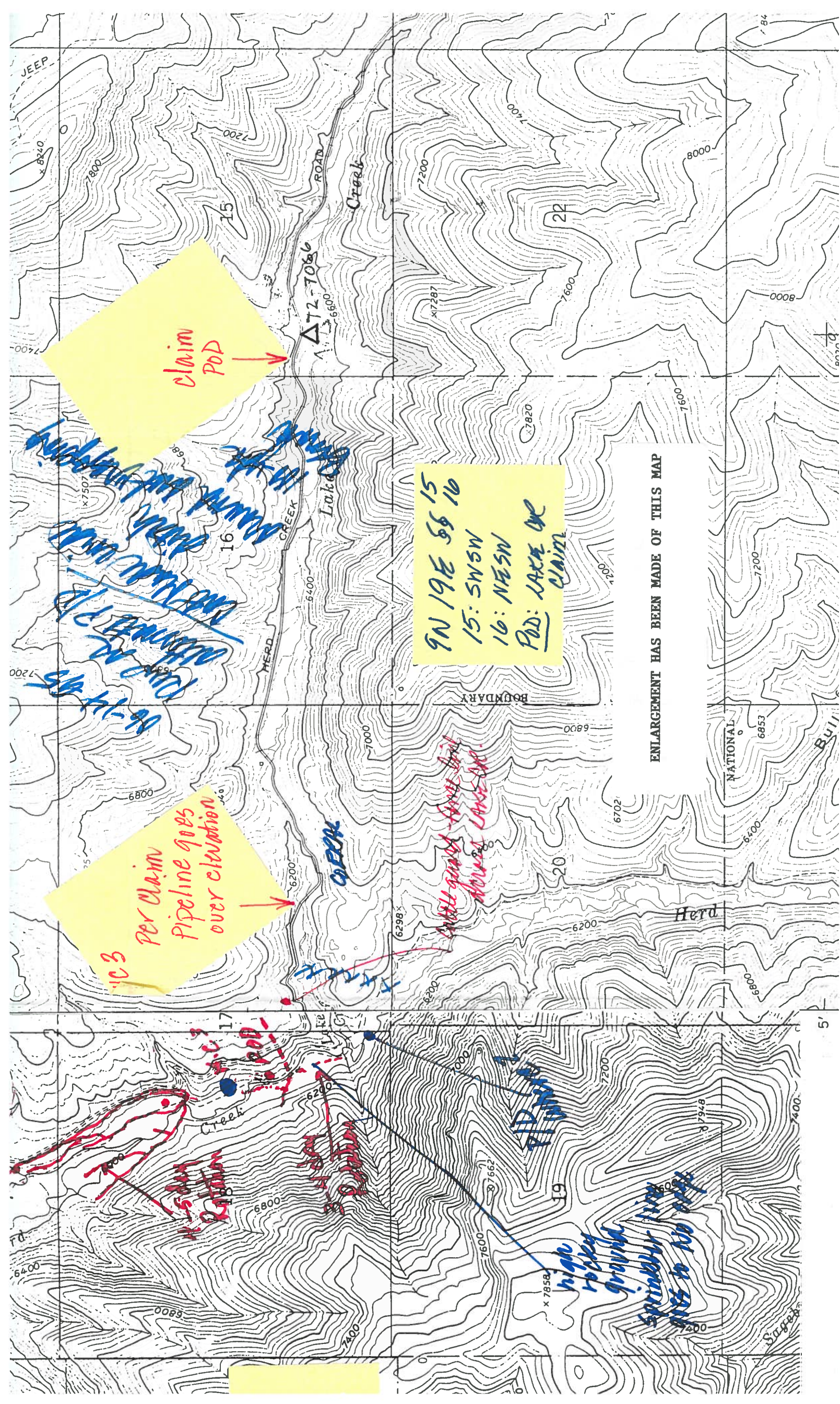
FILE NOTES

CLAIM NAME/NO:



DECREED TRAC

NOTES:



ENLARGEMENT HAS BEEN MADE OF THIS MAP

9N 19E 56 110
15: SWSW
16: NNE
Pod: LAXE OR
CLAIM

103 Per claim Pipeline goes over elevation

9N 19E 618
NE SE
SE SE
Pod-Haired OR
claims

19

1992

Will guard - April 2nd
March 2nd

022

Lake

CREEK

16

89

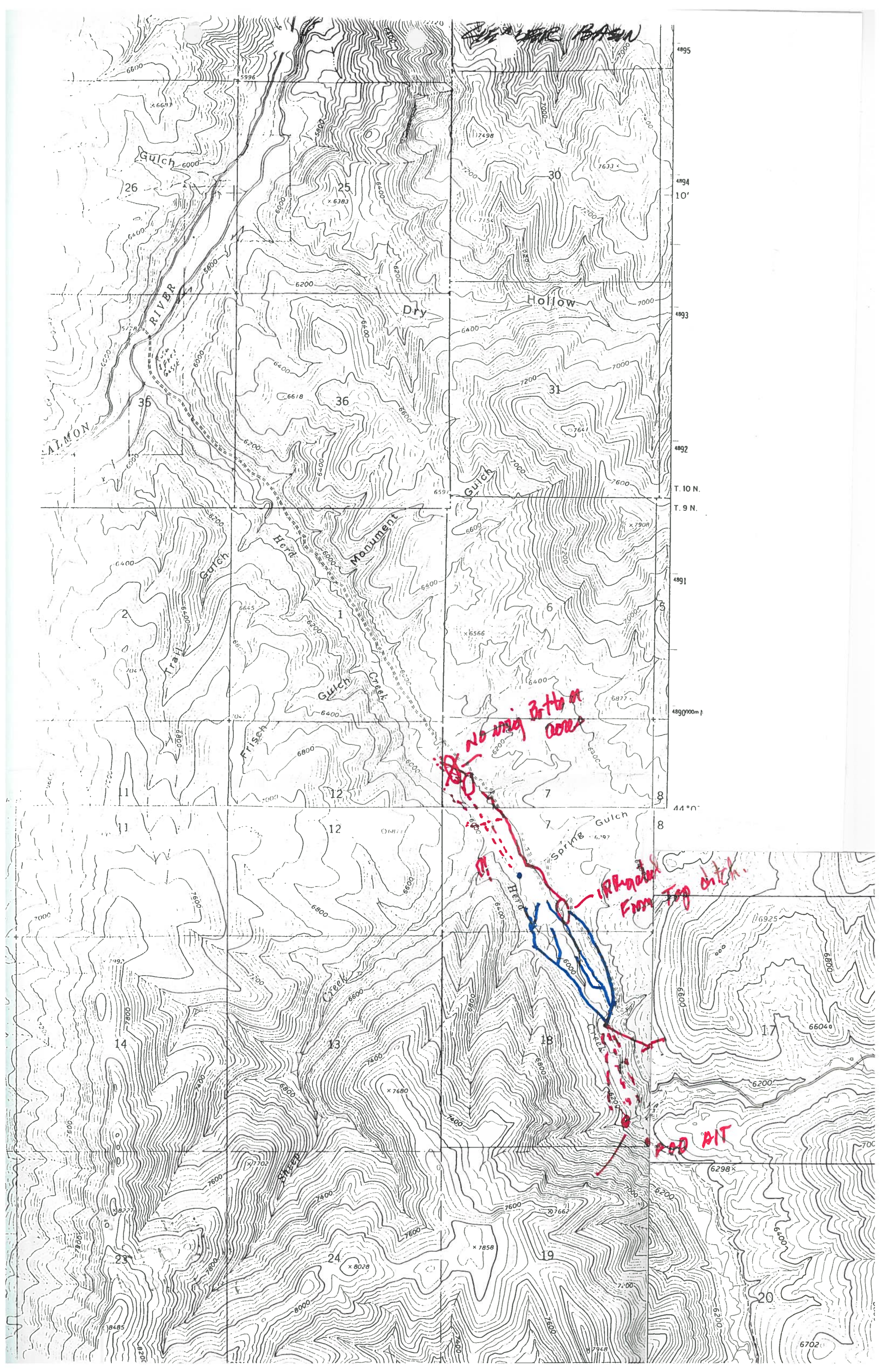
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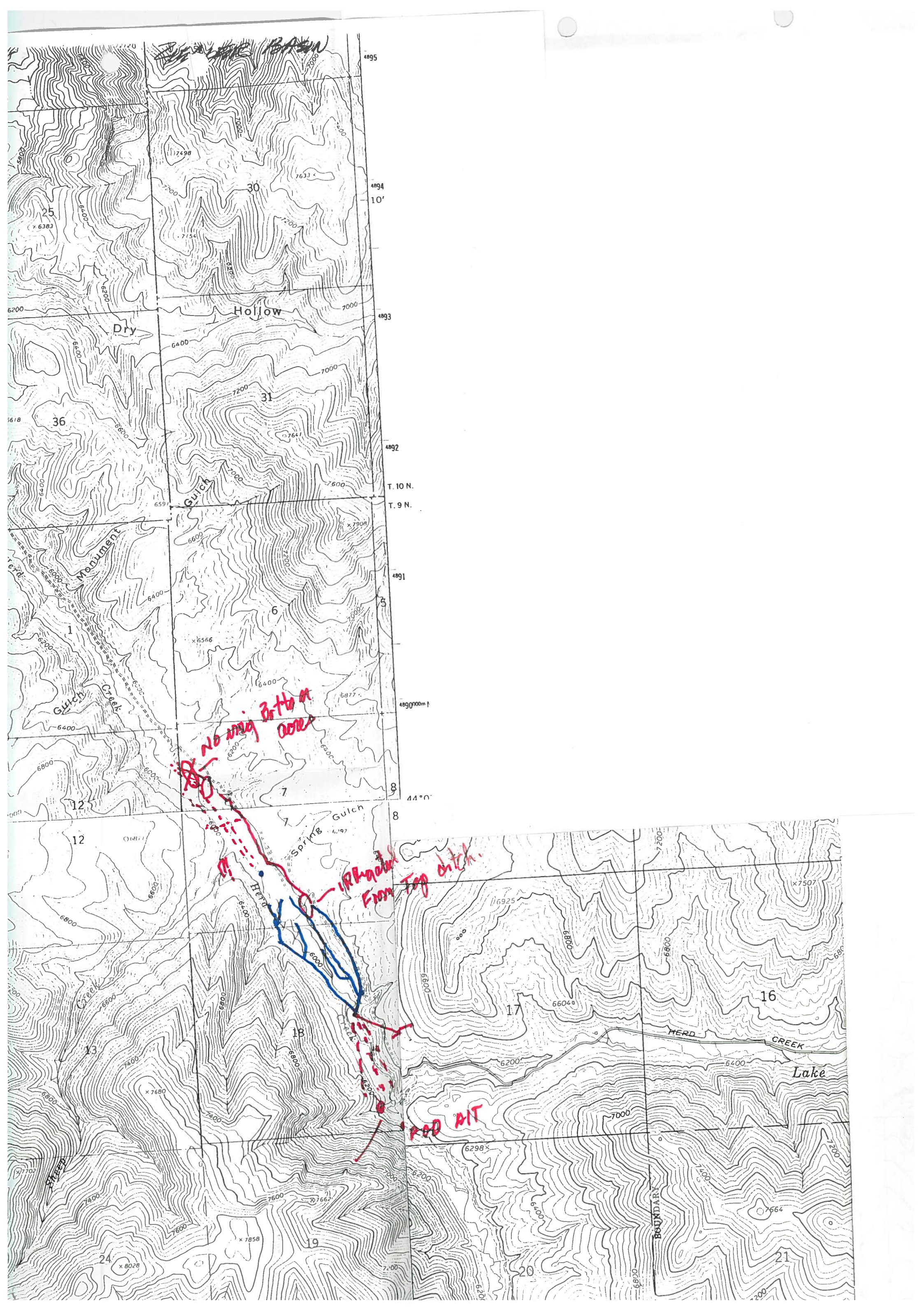
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71

6

BU

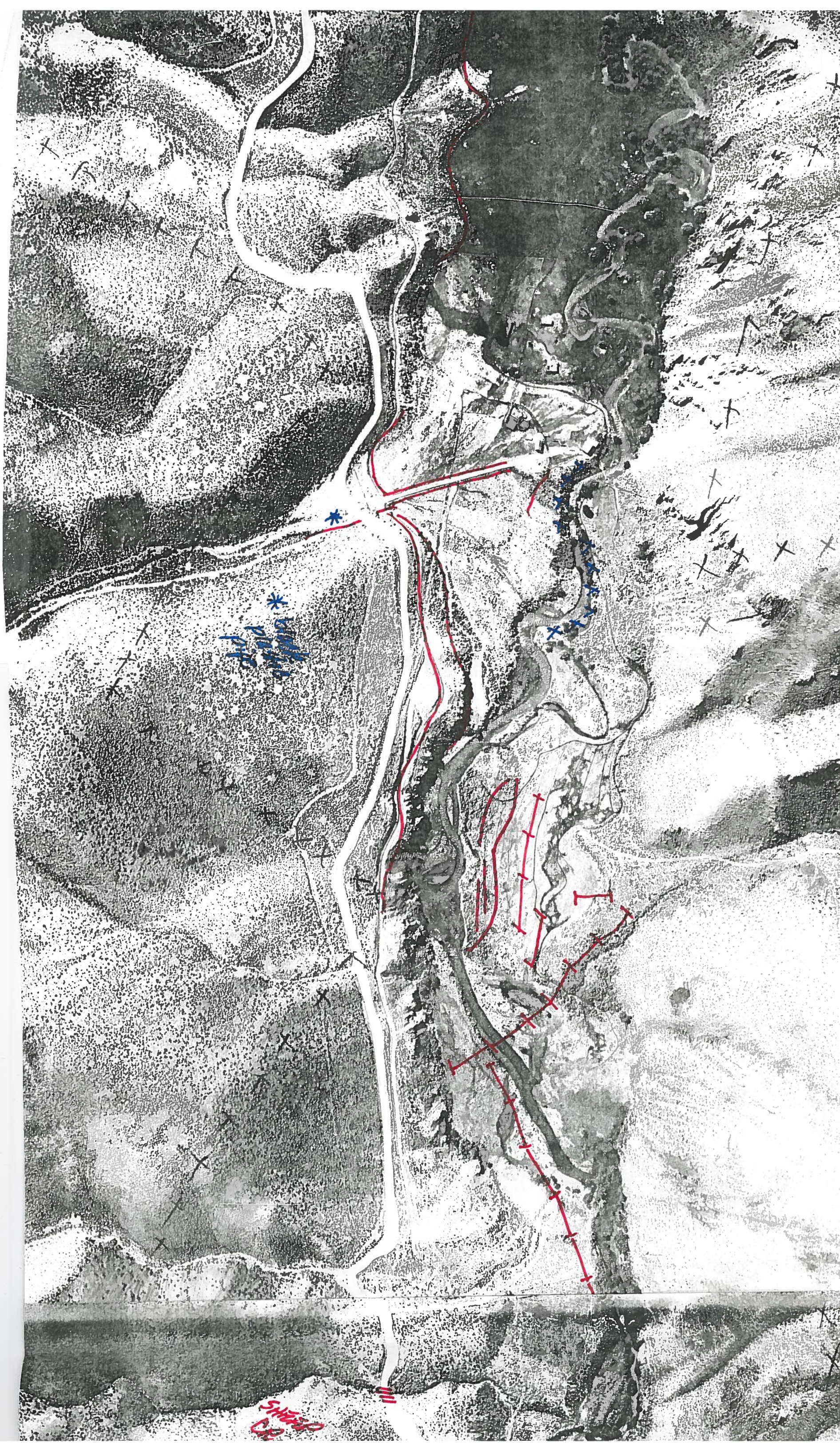


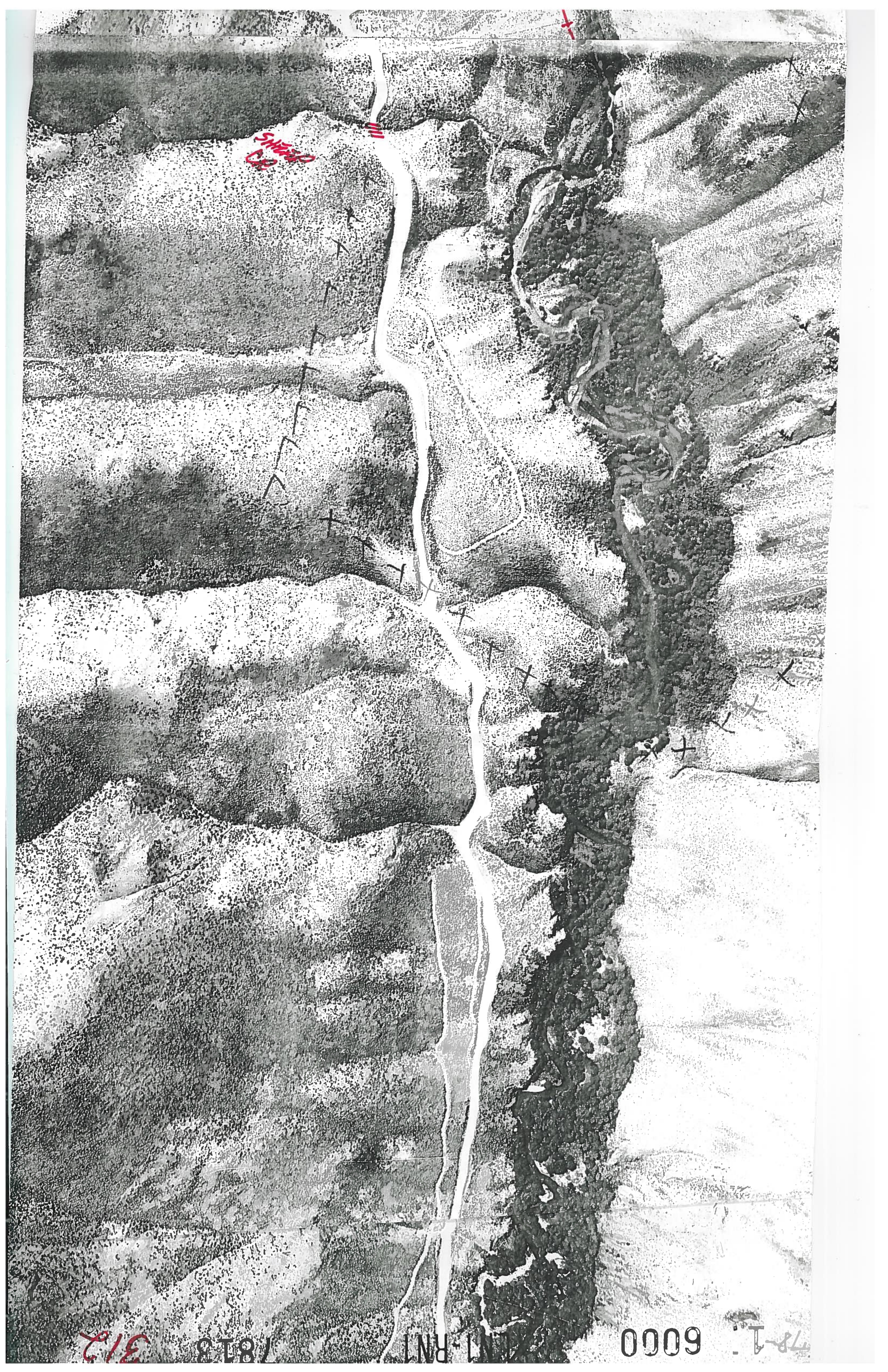












312

7818

7818

6000

78-1

measured
38 @ top - 200 lbs @ bottom
29-4-93 additional POD -
930
@ office continue fr. along fence line to headgate
river cut out old ditch line

2.9 cfs - batt
SPRINKLER FLOOD ----- 1967 agreement w/ VI.
wild floods smaller.

SPRINKLER

pipeline can be opened to flood bottom
valve in center of line - surplus W.
flood all around bottom area above
POD + HC3
2 turn out locations very
✓ every 10 days or so when @
take full flow for 8 hrs top

split headgate - 3 ways
right ditch below road
ditch follows cr. into field
pipeline along river other side
2 major ditches out of this

jointime again
right ditch has a pipe across
sprinkles both ways.

BRANNFATS

FIELD - NOTES

changes in Cr. M. mul -
major watershed area - plv a lot of sediment.

Water from Spring Gulch goes back along
ditch below the road

Dom - source

★ 1st time water has flowed in 10 yrs

water with pipeline below cabin to the
elevation on the other side

in upper part of 57 - use any average or
tailwater @ that point

some fine seed - sagebrush

river has never stabilized

75% efficiency ? no

channelst effects on ground

✓ 3 or 4 acres out of whole ranch
not watered.

maybe 2 fields of long row, 150 yds,

waterwater is constantly reused

filtration approach to improve fisheries

wildlife - test plots, demonstration projects
rehabilitative nature of 25 years of use

BENEFITS

08-02-93

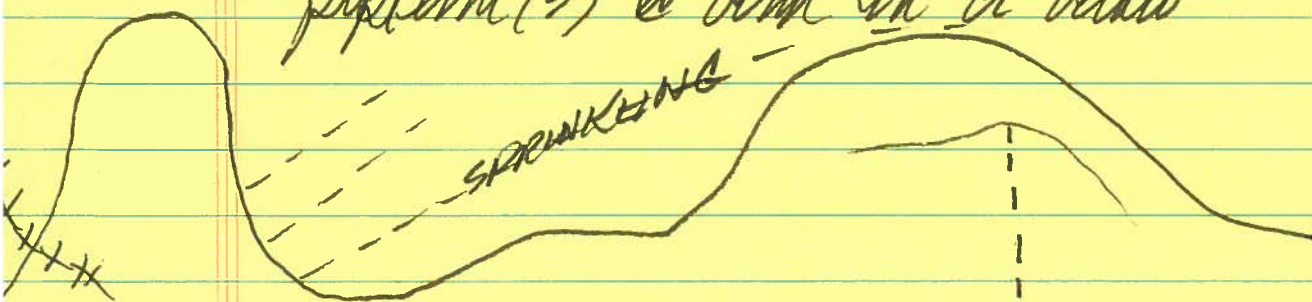
BRENNERTS - OBSERVATION only from Co. road -

405

cattle guard on road just Bt junction @ Lake Cr
approx 1/4 mile - Francis Cr @ guard

435

@ Road above HC - @ Bus sign - look down on
pipeline(s) @ bend in Cr below



415 met son - explained
boundaries and pipe
line.

pipeline from road?
from Lake Cr - gravity!

gate to house is opposite sign for Spring Gulch.

@ Shup Cr pipeline cross Hard Cr and goes down
pastures both side of creek.

08-05-93

1:10

pipe @ Shup Cr cattle guard

Wed is OK

THURS " "

440

BOWLEY PEAK QUADRANGLE
IDAHO

7.5 MINUTE SERIES (ORTHOPHOTOQUAD)

16

17 30"

17

18

19

14° 15'

42

85

88

90

FEET

LA

8

HEA

CRE

86

85

84

T
9
N

12

13

24

7

18

19

R19E

R18E

CLAIM A72-00218 INIT _____

T. R. S. Q/Q

P/D _____

PHOTO V 74

DT.&ID. 7-24-74

BOWEN PEAK QUADRANGLE
IDAHO

7.5 MINUTE SERIES (ORTHOPHOTOQUAD)

16

17 30"

17

18

19

14° 15'

44

89

88

87

86

85

84

5'

84

T
9
N

12

13

24

7

18

19

POD

POD

as decreed
5-1-1900 1.8 cfs.
Herd Creek

R19E

R18E

CLAIM	INIT			
P/D	T.	R.	S.	Q/Q
PHOTO	V 74			
DT. & ID.	7-24-74			

DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A72-00213

05/30/92

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

See
12-30-92

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

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

05/20/07

ILVERSTON
JULIUS

400.0 ÅEÅ

1

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CLUSTER

Non-Irrigation Uses: 5/200 RANGE/FEEBLOT STOCK

Other Rights: A72-04060

Non-Irrigation Use: S/200 RANGE/FEEDLOT STOCK

Remark: ~~UNRECOVERABLE BETWEEN THE 1.0 CTS. CHAINED 1.00 CTS. SEE
HITCHED TROIL.~~

Even Before Dust Settles Verified Data

Misc:	Water District Number:	Field Inspection Flag:

Presumption Flay:

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-00218

~~LAST: KRY~~
~~CITY: CHALLIS~~
~~PHONE NUMBER: 208-000-0000~~
~~OWNER CODE: 0~~

FIRST: RHODA
STATE: ID ZIP: X

~~LAST: ERY~~
~~CITY: CHALLIS~~
~~PHONE NUMBER: 208-000-0000~~
~~OWNER CODE: 0~~

FIRST: ELMER
STATE: ID ZIP: X

LAST: BENNETTS
ADDRESS: P.O. BOX 36
CITY: CHALLIS
PHONE NUMBER: 208-879-2567
OWNER CODE: C

FIRST: JAMES R.
STATE: ID ZIP: 83226

LAST: BENNETTS
ADDRESS: P.O. BOX 36
CITY: CHALLIS
PHONE NUMBER: 208-879-2567

FIRST: JO ANN
STATE: ID ZIP: 83226

OWNER CODE: C
FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y
FIELD EXAMINER

~~SEE REMARKS FOR 1.6 CFS, CLAIMED 1.05 CFS. SEE ATTACHED PHOTO~~

CONTACT PERSON: ClaimantPHONE NUMBER: (808) 879 2567 ext.DATE OF FIELD EXAM: 08/16/93APPOINTMENT MADE: Y(☒) N(☐)TIME: 2 : 00 : 00 A(☐) P(☐)

ACCOMPANIED BY: _____

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

08-02: Photos from road - met son - interviewing
TT Claimant 7:30 AM - confirm appt. 08-05

08-05: turn property w/ Claimant - try to return when son there - 1st appt.

08-16: begin appt

A. AJ CLAIM: # 672-00218 PRIORITY DATE: 05-01-1900 STAGE: D

B. WR RECORD: # 72-00218 PRIORITY DATE: 05-01-1900 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:
05-01-1900

REVIEWED BY DATE

AT CLAIM POINT OF DIVERSION AND SOURCE:

A72-00218	09N	19E	18
A72-00219	09N	19E	18

OTHER AJ CLAIMS WITH SAME AJ FOR

A	PREFIX	R	PREFIX
A72-04060			NONE

673-04060

WAR RECORDS IN SAME 40 ACRE TRACT
72-04060

72-04060

SOURCE: HERD CREEK

TRIBE: SALMON RIVER, EAST FORK

B. WR POINT OF DIVERSION AND SOURCE.

72-00218	09N	19E	18
72-00218	09N	19E	18

OTHER WK RECORDS WITH SAME WK FOLIO

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

A PREFIX R PREFIX

END

A772-04050

NONE

SOURCE: HERD CREEK

TRIB: SALMON RIVER, EAST FORK

C. FIELD EXAM REVIEW?

DUE TO POD DISCREPANCY? (Y/N)
 DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE EXAMINER

$$Z \rightarrow \mathbb{R}^n$$
$$Z$$
[illegible]

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC.

1/4

1/4

1/4

LOT

COUNTY

SOURCE: HERD CREEK

TRIB: SALMON RIVER, EAST FORK

REVIEWED BY:

DATE:

A. ROOT WATER RIGHT NUMBERS: A72-00218

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09N	19E	7	SW	NW		BENNETTS, JAMES R.	A72-00218 /25.0	-	/		
			SW	NW		BENNETTS, JAMES R.	A72-04060 /25.0	72-04060 /10.0			
09N	19E	7	NE	SW		BENNETTS, JAMES R.	A72-00218 /30.0	72-00218 /			
			NE	SW		BENNETTS, JAMES R.	A72-04060 /30.0	72-04060 /10.0			
			NE	SW		BENNETTS, JAMES R.	A72-07003 /	72-07003 /			
09N	19E	7	NW	SW	3	BENNETTS, JAMES R.	A72-00218 /10.0	72-00218 /			
			NW	SW		BENNETTS, JAMES R.	A72-04060 /10.0	72-04060 /15.0			
09N	19E	7	SE	SW		BENNETTS, JAMES R.	A72-00218 /25.0	72-00218 /			
			SE	SW		BENNETTS, JAMES R.	A72-04060 /25.0	72-04060 /20.0			
09N	19E	7	SW	SE		BENNETTS, JAMES R.	A72-00218 /10.0	72-00218 /			
			SW	SE		BENNETTS, JAMES R.	A72-04060 /10.0	-			
09N	19E	18	NW	NE		BENNETTS, JAMES R.	A72-00218 /25.0	72-00218 /			
			NW	NE		BENNETTS, JAMES R.	A72-04060 /25.0	-			
09N	19E	18	SW	NE		BENNETTS, JAMES R.	A72-00218 /10.0	72-00218 /			
			SW	NE		BENNETTS, JAMES R.	A72-04060 /10.0	-			
09N	19E	18	SE	NE		BENNETTS, JAMES R.	A72-00218 /10.0	-			
			SE	NE		BENNETTS, JAMES R.	A72-04060 /10.0	72-04060 /5.0			
09N	19E	18	NE	SE		BENNETTS, JAMES R.	A72-00218 /10.0	72-00218 /			
			NE	SE		BENNETTS, JAMES R.	A72-04060 /10.0	-			
09N	19E	18	SE	SE		BENNETTS, JAMES R.	A72-00218 /10.0	-			
			SE	SE		BENNETTS, JAMES R.	A72-04060 /10.0	-			
TOTAL ACRES						A72-00218	165.00				

IF 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)

Y DATABASE EXAMINER

POU COUNTY: CUSTER

A. AS CLAIMED USES:

PURPOSES
A72-00218 IRRIGATION
A72-00218 STOCKWATER

MONTH/DAY
FROM 04-01 TO 11-01
FROM 01-01 TO 12-31

DIVERSION QUANTITY
1.800 CFS
.050 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

~~1.850~~ CFS
1.85

B. WR RECORDED USES:

PURPOSES
72-00218 IRRIGATION

MONTH/DAY
FROM TO

DIVERSION QUANTITY
1.800 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.800 CFS

PRESUMPTION FLAG: D

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

Chemical structures of the two monomers used in the synthesis of the polyimides. The left structure is 1,3-bis(2-oxo-2-phenylethyl)benzene, and the right structure is 1,3-bis(2-oxo-2-phenylethyl)benzene.

1.85
~~1.800~~
1.800
CES
CES

*** If an amount smaller than the original diversion rate is claimed and an exam is NOT required, explain in remarks. ***

FIELD
DATABASE EXAMINER χ

FLOW MEASUREMENT
SEE ATTACHED CALCULATIONS.

OTHER RIGHTS LISTED IN CLAIM: A72-04060

CLAIM NO.	SOURCE	NAME	DIV.	RATE	RATE/ACRE	DIV.	VOL.	VOL./ACRE
				85				

PENNETTS, JAMES R.
PENNETTS, JAMES R.

1.85	1.000	0.010
1.100	0.006	

0.016
0.006

DIY: VOL. VOL. /ACRE

INDUSTRIAL

FENNETT, JAMES R.

FROM 01-01 TO 12-31 -040 CES 1:20 HE/H

5

DATE/TIME CALCULATIONS: (TPB TATION)

TRANSGATION RATE

13. IRRIGATION RATE _____ CFS
ACRES _____
X 0.02 CFS/ACRE = _____
(Taken from p/u review)

(Taken from p/1 rev194)

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 400.0 AE/A

TOTAL CONSUMPTIVE USE AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

ACRES X DIVERSION VOL. AE/A FOR AREA

[illegible]

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

CALCULATIONS

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USF

DATABASE EXAMINER

DATABASE EXAMINER

DATABASE EXAMINER

TOTAL FOR THIS RIGHT

VIEWED BY:

DATE:

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

E. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00218 DATABASE 1.800 EXAMINER CFS

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "K" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A72-00218	1.800	-		72-00218	1.800
TOTAL CFS		1.800				1.800

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)

IF NO, is the written review sheet attached? (Y/N)

FIELD EXAMINER

DATABASE Y

REMARKS:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

Water Right Number - 72-00218

Prefix Translation:

WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***

FRY

RHODA

1 -

2 -

3 -

City-

Phone -

State-

Zip-

FRY

ELMER

1 -

2 -

3 -

City-

Phone -

State-

Zip-

Priority Date - 05/01/1900

Region - 17 SOUTHERN

Stage - D - DECREED

Status -

Source - HERD CREEK

Tributary - SALMON RIVER, EAST FORK

Town Ring 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

1.800

Total Div. Rate - 1.800

Total Div. Volume -

Total Div. Capacity -

Town	Ring	Sec	Tract	Lot	Acres	Place of Use	Description	County
09N	19E	7	NE SW			01	IRRIGATION	(37) CUSTER
09N	19E	7	NW SW			01	IRRIGATION	(37) CUSTER
09N	19E	7	SE SW	3		01	IRRIGATION	(37) CUSTER
09N	19E	7	SW SE			01	IRRIGATION	(37) CUSTER
09N	19E	18	NW NE			01	IRRIGATION	(37) CUSTER
09N	19E	18	SW NE			01	IRRIGATION	(37) CUSTER
09N	19E	18	NE SE			01	IRRIGATION	(37) CUSTER
09N	19E	18	NW SE			01	IRRIGATION	(37) CUSTER

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

WR BASE Right

WATER RIGHT

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

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

+ - Decree Date
02/14/1938

- - -Comments- -
No Comments Found

+-----+ Water Rights Dates and Flags Area

| | | | | | | | |
|--------------------|---|------------|------------------|---|------------|------------------|-----|
| 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 | - | 02/05/1985 | 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 | - | 02/14/1938 | Presumption Flag | - | | | - |

R PROOF

CVR

MAPS

PHOTOS

MISC

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X

X

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