

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: **A72-00219C**
Date Received: 12/28/1989
Receipt No: S010779
Received By: _____

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

1. Name: EARL V. GARDNER 208-524-5105
Address: PO BOX 51155
IDAHO FALLS ID 83405

2. Date of Priority: MAY 1, 1919

3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	17E	33		SW	SE		CUSTER

5. Description of diverting works:
ROCK DIVERSION DAM, DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.850		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/50 RANGE FROM INSTREAM USES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	17E	33	NW	NE		IRR	2.0
			SW	NE		IRR	15.0
			NW	SE		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	17E	33	SW	SE		IRR	3.0
Section Acres							30.0
Total Acres							30.0

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:
A37-00219A & B

14. Remarks:

THIS WR IS SPLIT THREE WAYS BY SOURCE:
A72-00219A FOR 0.20 CFS EARL V. GARDNER (LITTLE WICKIUP)
A72-00219B FOR 0.15 CFS EARL V. GARDNER (WICKIUP CREEK)
A72-00219C FOR 0.87 CFS EARL V. GARDNER (E. FK. SALMON R.)
ADDRESS CHANGE 02-14-1994 BY FH.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

GOSSI, ET AL

Decree Plaintiff

GIAMPEDRAGLIA, 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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A72-00219C
Date Received: 12/28/1989
Receipt No: S010779
Received By: _____
DATA ENTERED BY: SCS
DATE: 12-28-89

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EARL V. GARDNER 208-522-5396
Address: 1020 BOISE AVE.
IDAHO FALLS, ID 83402

2. Date of Priority: MAY 01, 1919

3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	17E	33	SW	SE			CUSTER

5. Description of diverting works:
ROCK DIVERSION DAM, DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.850		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/50 RANGE FROM INSTREAM USES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	17E	33	NW	NE		IRR	2.0
			SW	NE		IRR	15.0

A72-00219C

Page 1

Date: 12/28/89

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MAR 18 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	17E	33	NW	SE		IRR	10.0
			SW	SE		IRR	3.0
						Section Acres	30.0
						Total Acres	30.0

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:
A37-00219A & B

14. Remarks:

THIS WR IS SPLIT THREE WAYS BY SOURCE:

A72-00219A	FOR 0.20 CFS	EARL V. GARDNER	(LITTLE WICKIUP)
A72-00219B	FOR 0.15 CFS	EARL V. GARDNER	(WICKIUP CREEK)
A72-00219C	FOR 0.87 CFS	EARL V. GARDNER	(E. FK. SALMON R.)

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

GOSSI, ET AL

Decree Plaintiff

vs

GIAMPEDRAGLIA, ET AL

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

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

CIVIL CASE NUMBER:

39576

Ident. Number

A72 -00219C

Date Received

Receipt Number

5010779 sc

RECEIVED

DEC 27 1988

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) EARL V. GARDNER Phone (208) 522-5396

Mailing Address 1020 Boise Avenue, Idaho Falls, Idaho Zip 83402

2. Date of Priority (Only one (1) per claim) 05/01/1919

3. Source of water supply (a) East Fork Salmon River
which is tributary to (b) Salmon River

4. a. Location of existing point of diversion is: Township 09 N. Range 17 E. Section 33,
1/4 of SW 1/4 of SE 1/4, Govt. Lot, E. B.M., County of Custer

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Rock diversion dam, small ditch, 2 or
3 feet wide at point of diversion and diminishing in size.

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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 0.85 or _____

For Stockwater purposes from 01/01 to 12/31 amount 0.02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.87 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 50 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 50 head of cattle or equivalent from river and tributaries.

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	17 E	33		2	15											10	3		30

Total number of acres irrigated 30

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.
Waters from Little Wickiup may mix (basis of both is 72-00219). or None ()

14. Remarks:

Last Name GARDNER Ident No. _____

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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

A hand-drawn map on a grid. The map features a vertical line labeled 'ditch' and a horizontal line labeled 'POINT OF DIVERSION'. A green dashed line runs horizontally across the middle of the grid. The text 'T 09N R 12E' is written in the upper right. 'PLACE OF USE' is written near the green line. 'B3' is written below the green line. 'EAST FOR R RIVER' is written below the ditch. 'River WEST SIDE' is written on the right side of the grid. A small arrow points to the 'POINT OF DIVERSION'.

MICROFILMED

MAR 18 1993

Last Name GARDNER.

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X
If applicable provide IDWR Water Right Number 72-00219
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) Earl V Gardner Date 12/18/99

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 Custer) SS.

Subscribed and sworn (or affirmed) before me this 18th day of December 19 89

SEAL

Notary Public

Residing at

My Commission Expires

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name GARDNER Ident. Number _____

MICROFILMED

Copies: 8-18-1989
MAR 18 1989
Yellow-Claimant

0822A



† Obituaries

Earl V. Gardner

Earl Vernon Gardner, 75, of Idaho Falls, former operator of Gardner Excavating, died August 8, 1996, at Eastern Idaho Regional Medical Center of complications following surgery.

He was born August 30, 1920, at Rose, to Vernon Hugh and Laura May Stanger Gardner. He was raised and attended schools in the Rupert area. During World War II, he served in the Army.

On March 4, 1943, he married Viola Louise Allen in Idaho Falls. He operated Gardner Excavating in Idaho Falls. The family also homesteaded and worked a farm in the Rupert area and ranched on the East Fork of the Salmon River. He lived most of his life in Idaho Falls.

He was a member of the LDS Church. He enjoyed being a pilot, a sportsman, and square dancing.

He was preceded in death by his parents. Survivors include his wife, Viola Louise, of Idaho Falls; children, Larry Joe Gardner and Lynn E. Gardner, both of Idaho Falls, Linda V. Gardner of Fairbanks, Alaska, and Cora May Drayton of Pocatello; three brothers, Kenneth Gardner of Corvallis, Mont., and Roy Gardner and Vernon Gardner, both of Idaho Falls; three sisters, Lenora Jean Carter of Desert Hot Springs, Calif., Geneva Butler of Idaho Falls, and Marie Gardner of Palm Springs, Calif.; and five grandchildren.

Funeral services were held Monday at Wood Funeral Home in Idaho Falls, with Bishop Evan O. Johnson of the Idaho Falls LDS Park Taylor Ward officiating. Burial was in Fielding Memorial Park.



Mike Rukavina (l) scored the first Challis Golf Course during the Mario I Golf Tournament June 22. Pictured with **Dick Anderson**.

Hole in one!

Mike Rukavina stole the show in the first annual Mario D'Orazio Memorial Golf Tournament held Saturday, June 22. Not only did Mike record the first hole in one ever at the Challis Golf Course, he won a set of Wilson Staff mid-sizes irons sponsored by Dick Anderson Auto Sales.

Mike's ace came on the 11th

hole measured 7 iron. The hole was witnessed by the rest of Mike's team, Bill Millick, and Dick Anderson. Sponsored by Dick Anderson, a pickup for a #12. Mike's ace still came with congratulations.

HELP WANTED

RECEIVED

AUG 23 1996

Department of Water Resources
Southern Region

COPY

Masonic Trestleboard

PACKARD
is sure going to be a place for all Masons. Two place. First is project slated for August 24 at 8:00 a.m. at the lodge. Meet at the lodge. Enough volunteers to do the job before day. Lunch will be on and we will need crew so anyone in Masonry, join the fun.

Masonic function August 25 and it is a truck picnic at the Challis Hot and cold corn on the cob served by the spring salads or your own table served remotely in onry is urged to not a tyed function. Masons are corn in the past, this the most enjoyable of the year and acts of being so

Lodge 92's Past Master Walker, has been asked to serve and Lodge of Idaho Deputy Grand Master #1 which includes of Arco, Mack-Salmon. His administration of a and community the Grand Lodge Lodges, and representative's Lodges at and Lodge Community also asked to Grand Lodge's. This is a honor own to be a officer and Challis atulates John on

utary precepts and good examples, and accustoms them to reflect on the proper mode of living; to the man of the world, whom it furnishes with noble and useful recreation; to the traveler, whom it enables to find friends and brothers in countries where else he would be isolated and solitary; to the worthy man in misfortune, to whom it gives assistance; to the afflicted, on whom it lavishes consolation; to the charitable man, whom it enables to do more good, by uniting with those who are charitable like himself; and to all who have souls capable of appreciating its importance, and of enjoying the charms of a friendship founded on the same principles of religion, morality, and philanthropy.

Ladies Golf League news

The ladies played on Thursday at 9:00 a.m. and 5:30 p.m. They played a scramble. The first place winners were Donna Allen, Bessie Cresto and Betty Jo Fenwick. This same team also won for the least putts.

On Saturday morning there was a tournament with a good turnout. They played a scramble. The longest drive was won by Betty Jo Fenwick. The closest chip to the pin off the green was won by Bessie Cresto. Closest to the "line" was Wilma Nichols.

The first place team winners were Carol Schmid, Angie Peas-nall and Wilma Nichols. Second place team winners were Mae Kopp, Ruby McGowan and Myrtle Siebe. The third place team winners were Debbie James, Donna Allen and Bessie Cresto.

The play for next Thursday

6/9/94

COMMUNICATION DOCUMENTATION

Claim No.A72-00219A,B,C.

AND A72-00230W.

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

IDWR Employee/Agent Frank Hitchcock

February 5, 1996 1:19pm

NAME:
FH

RE:
A72-00219A, -00219B,
-00219C AND -00230W.

TODAY (10:10 AM) DRJ RETURNED TO ME THE NOTED BASIN 72 CLAIMS THAT WERE TURNED IN TO HIM 10-13-1995 (A72-00219A, B, AND C) AND 10-26-1995 (A72-00230W) WITH HIS NOTATIONS.

I TOLD HIM THAT I WOULD LOOK AT THEM FIRST BEFORE CONTINUING ON MY OTHER CLAIMS (BASIN 72).

ROUTINE SLIP

TO: MR. GARDNERFROM: F. HITCHCOCKDATE: 02-14-1994 TIME: _____

PER: _____

Our Conversation

Your Request

The Attached ☒

FOR YOUR:		REVIEW AND:	
Information	☒	Take Proper Action	☐
Approval	☐	Comment	☐
Signature	☐	Draft A Reply	☐

ATTACHED TO BE:		-00219 A, B, & C on to RA.	
Posted	☐	Returned To Me	☒ file
Circulated	☐	Filed	☐
Distributed	☐	Copied (_____ copies)	☐

RICT OF THE STATE OF IDAHO,
JLS

/IL CASE NUMBER: 39576

ent. Number: **A72-00219A**

te Received: 12/28/1989

ceipt No: S010779

ceived By: _____

IGHT

COPY FOR
YOUR FILES

208-524-5105

2. Date of Priority: **MAY** 1, 1919

3. Source: LITTLE WICKIUP CREEK

Trib. to: SALMON RIVER, EAST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	17E	33	SW	SE			CUSTER

5. Description of diverting works:
OPEN DITCH.

6. Water is used for the following purposes:

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

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

A.F.A.

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	17E	33	SW	NE		IRR	5.0
			NW	SE		IRR	6.0
			SW	SE		IRR	6.0

Section Acres 17.0

best wishes... these CCs show the
phone, ZIP, address changes.

SD-0601-2 Last Name: GARDNER

STATE

S	First	O	Water	Priority		Total	Use
E	Name	W	Right No.	Date	Source	Diversion	Code Desc
L		N					
-	-----	-	-----	-----	-----	-----	-----
-	GARDNER						
-	EARL V.	C	A72-00219A	05/01/1919	LITTLE WICK	0.200	01 IRR
-	EARL V.	C	A72-00219B	05/01/1919	WICKIUP CRE	0.150	01 IRR
-	EARL V.	C	A72-00219C	05/01/1919	SALMON RIVE	0.870	01 IRR
-							04 STOCK
-	EARL V.	C	A72-10343	08/08/1981	GROUNDWATER	0.040	43 DOMEST
-	EARL V.	C	R72-00219A	05/01/1919	LITTLE WICK	0.200	01 IRR
-	EARL V.	C	R72-00219B	05/01/1919	WICKIUP CRE	0.150	01 IRR
-	EARL V.	C	R72-00219C	05/01/1919	SALMON RIVE	0.870	01 IRR
-							04 STOCK
-	EARL V	C	R72-10343	08/08/1981	GROUNDWATER	0.040	43 DOMEST
-							
-							
-							
-							
-							

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
(Enter=Continue) (GOLD7=This Query)

(Menu _____)

02-14-1994: address change

A record - cc file (s) - claimant
R record - updated

by H

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A72-00219A

-00219B

-00219C ✓

[] Old Mailing Address: Earl V. Gardner
1020 Boise Ave.
Idaho Falls, Idaho 83402

[] New Mailing Address: Earl V. Gardner
P.O. Box 51155
Idaho Falls, Idaho 83405

New Telephone Number: (208) 524-5105

[] Signature of Claimant: Earl V. Gardner

Date: Aug. 7, 1993

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

TELEPHONE MEMORANDUM

Incoming Call

✓
Outgoing Call 10:00 AM

Returning Call

TO:

GARDNER

524-5105 @ son's

DATE:

07-13-1993

FROM:

TH

FILE:

-00219A, B, C

FILE NO:

07-17-93

SUBJECT:

field exam - got # from him
when he called per Dinninger.

REMARKS:

disconnected - ✓ d. information - no #.

08-02-1993

8:30

unless he calls me we will
go for FRI AM
otherwise SAT -

08-05-1993

TF 8:00 PM: SAT between 1+2

ROUTING

INSTRUCTIONS:

CALENDAR

DATES:



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

Dec. 29, 1989

Re: A72-10343
A72-00219A
A7200219B
A72-00219C

EARL V GARDNER
1020 BOISE AVE
IDAHO FALLS ID 83402

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

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAR-10-2000

PAGE: A-1

RIGHT NUMBER: 72-00219C

NAME & ADDRESS: LITTLE WICKIUP RANCH LLC
AN IDAHO LIMITED LIABILITY CO
33244 EGLON RD NE
KINGSTON WA 98346

SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

QUANTITY: 0.85 CFS

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

PRIORITY DATE: 05/01/1919

POINT OF DIVERSION: T09N R17E S33 NWSWSE Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.85 CFS
	STOCKWATER	04-01 10-31	0.02 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T09N R17E S33 NWNE 1 SWNE 12 NWSE 10.5
23.5 ACRES TOTAL

Place of use for STOCKWATER is same as IRRIGATION

OTHER PROVISIONS 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

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAR-10-2000

PAGE: A-2

RIGHT NUMBER: 72-00219C (CONT)

EXPLANATORY MATERIAL: (CONT)

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
S/50 RANGE CATTLE, INSTREAM USE

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

In Re SRBA)
Case No. 39576) NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS
Water Rights 72-00219A, 72-00219B
and 72-00219C

IDWR has completed the following Administrative Proceeding:

☐ Change of Address
☒ Substitution of Party
☐ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 72-00219A, 72-00219B and 72-00219C

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
3/2/2000

72-00219A, 72-00219B and 72-00219C

PAGE 1

From (Claimant/Seller):

Name of Claimant: EARL V GARDNER
Address: PO BOX 51155
IDAHO FALLS ID 83405
Phone: (208) 524-5105

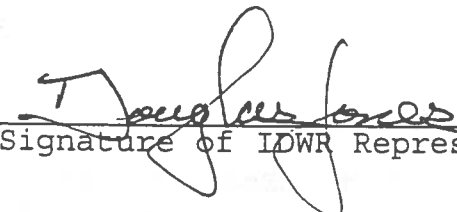
To (Claimant/Purchaser):

Name of Claimant: LITTLE WICKIUP RANCH LLC
Address: AN IDAHO LIMITED LIABILITY CO
33244 EGLON RD NE
KINGSTON WA 98346
Phone: (360) 638-1186

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 3/23/00



Signature of IDWR Representative

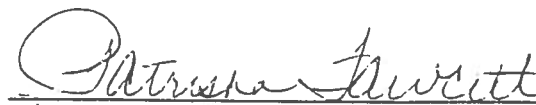
CERTIFICATE OF MAILING

I certify that on 4/7/2000 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

EARL V GARDNER
PO BOX 51155
IDAHO FALLS ID 83405
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

LITTLE WICKIUP RANCH LLC
AN IDAHO LIMITED LIABILITY CO
33244 EGLON RD NE
KINGSTON WA 98346
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

April 6, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LITTLE WICKIUP RANCH LLC
AN IDAHO LIMITED LIABILITY CO
33244 EGLON RD NE
KINGSTON WA 98346

RE: SRBA Claim(s) 72-00219A, 72-00219B, 72-00219C

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Earl Gardner

RESOURCES

72-00219A

STED



FORWARDING
ORDER
EXPIRED

EARL B GARDNER
PO BOX 51155
IDAHO FALLS ID 83405

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

2001-12-7 PM 1:23
FILED
CLERK OF DISTRICT COURT
TWIN FALLS, IDAHO

In Re SRBA)
Case No. 39576) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
)
) Water Rights 72-00219A, 72-00219B
) and 72-00219C

IDWR has completed the following Administrative Proceeding:

☐ Change of Address
☒ Substitution of Party
☐ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 72-00219A, 72-00219B and 72-00219C

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
3/2/2000

72-00219A, 72-00219B and 72-00219C

PAGE 1

From (Claimant/Seller):

Name of Claimant: EARL V GARDNER
Address: PO BOX 51155
IDAHO FALLS ID 83405
Phone: (208) 524-5105

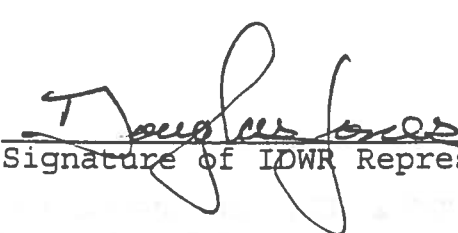
To (Claimant/Purchaser):

Name of Claimant: LITTLE WICKIUP RANCH LLC
Address: AN IDAHO LIMITED LIABILITY CO
33244 EGLON RD NE
KINGSTON WA 98346
Phone: (360) 638-1186

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 3/23/00



Signature of IDWR Representative

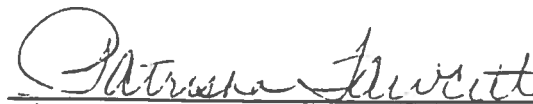
CERTIFICATE OF MAILING

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1. Original to:
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Claimant/Seller for Substitution of Party or attorney of record:

EARL V GARDNER
PO BOX 51155
IDAHO FALLS ID 83405
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record

LITTLE WICKIUP RANCH LLC
AN IDAHO LIMITED LIABILITY CO
33244 EGLON RD NE
KINGSTON WA 98346
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the fo

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAR-10-2000
PAGE: A-9

RIGHT NUMBER: 72-00219A

NAME & ADDRESS: LITTLE WICKIUP RANCH LLC
AN IDAHO LIMITED LIABILITY CO
33244 EGLON RD NE
KINGSTON WA 98346

SOURCE: LITTLE WICKIUP CREEK TRIBUTARY: SALMON RIVER, EAST FORK

QUANTITY: 0.18 CFS

PRIORITY DATE: 05/01/1919

POINT OF DIVERSION: T09N R17E S33 NWSWSE Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.18 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T09N R17E S33 NWSE 3.9 SWSE 2.2
6.1 ACRES TOTAL

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

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

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAR-10-2000

PAGE: A-10

RIGHT NUMBER: 72-002198

NAME & ADDRESS: LITTLE WICKIUP RANCH LLC
AN IDAHO LIMITED LIABILITY CO
33244 EGLON RD NE
KINGSTON WA 98346

SOURCE: WICKIUP CREEK TRIBUTARY: SALMON RIVER, EAST FORK

QUANTITY: 0.15 CFS

PRIORITY DATE: 05/01/1919

POINT OF DIVERSION: T09N R17E S33 NWNWNE Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.15 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T09N R17E S33 NWNE 5
5 ACRES TOTAL

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

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

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAR-10-2000

PAGE: A-1

RIGHT NUMBER: 72-00219C

NAME & ADDRESS: LITTLE WICKIUP RANCH LLC
AN IDAHO LIMITED LIABILITY CO
33244 EGLON RD NE
KINGSTON WA 98346

SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

QUANTITY: 0.85 CFS

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

PRIORITY DATE: 05/01/1919

POINT OF DIVERSION: T09N R17E S33 NWSWSE Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.85 CFS
	STOCKWATER	04-01 10-31	0.02 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T09N R17E S33 NWNE 1 SWNE 12 NWSE 10.5
23.5 ACRES TOTAL

Place of use for STOCKWATER is same as IRRIGATION

OTHER PROVISIONS 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

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAR-10-2000

PAGE: A-2

RIGHT NUMBER: 72-00219C (CONT)

EXPLANATORY MATERIAL: (CONT)

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
S/50 RANGE CATTLE, INSTREAM USE



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

April 6, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LITTLE WICKIUP RANCH LLC
AN IDAHO LIMITED LIABILITY CO
33244 EGLON RD NE
KINGSTON WA 98346

RE: SRBA Claim(s) 72-00219A, 72-00219B, 72-00219C

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Earl Gardner

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

OCT 14 1999

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) A72-10343, A72-00²¹29A, A72-00219B, A72-00219C,
72-10343, 72-00219A, 72-00219B, 72-00219C
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Earl V. and Viola Gardner (by Viola Gardner, surviving spouse)
1417 N. Skyline Dr. Idaho Falls, ID 83401
4. New Owner/Claimant(s) Little Wickiup Ranch, LLC
An Idaho Limited Liability Company
Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR
New Mailing Address 33244 Eqlon Road NE
City, State and ZIP Code Kingston, WA 98346
New Telephone Number (360) 638 -1186
5. Date you acquired the property _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Wallis R Kimble member Date Oct 4, 1999
Marilyn J. Kimble member Date Oct 4, 1999
8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

0219679

WARRANTY DEED

FOR VALUE RECEIVED, GARDNER PROPERTIES, LP, an Idaho Limited Partnership, by VIOLA GARDNER, General Partner, Grantor, does hereby Grant, Bargain, Sell and Convey unto LITTLE WICKIUP RANCH, LLC, an Idaho Limited Liability Company, Grantee, whose address is 33224 Eglon Road NE, Kingston, Washington 98346, all of Grantor's interest, in and to the following described premises, in Custer County, Idaho, to-wit:

Township 8 North, Range 17 East, Boise Meridian, Custer County, Idaho.

Section 4: Lot 4

Section 5: Lots 1 and 2

Township 9 North, Range 17 East, Boise Meridian, Custer County, Idaho

Section 33: $W\frac{1}{2}E\frac{1}{2}$ and the $W\frac{1}{2}$

Together with all appurtenances.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee, its successors, administrators and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that they are free from all encumbrances save and excepting therefrom all covenants, conditions, easements and restrictions of record, as recorded in the records of Custer County, Idaho, and that it will warrant and defend the same from all lawful claims whatsoever.

Dated: October 4, 1999

GARDNER PROPERTIES, LP

By: Viola Gardner
Viola Gardner, General Partner

STATE OF IDAHO)
: ss.

County of Bonneville)

On this 4 day of
October, 1999, before
me, a Notary Public, personally appeared VIOLA GARDNER, General Partner of GARDNER PROPERTIES, LP, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same as such General Partner.



Debbie S. Riddick
Notary Public for Idaho
Residing at Idaho Falls, ID
Commission Expires 3/27/2001

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at the request of Custer County Title at 58 minutes past 11 o'clock P.M., this 12 day of October, 1999, in my office, and recorded as Instrument No. _____.

Ethel M. Peck
Ex-Officio Recorder

BY Barbara C. Breckelove
Deputy

Fee: \$ 3.00

Mail to:

CUSTER COUNTY TITLE, INC.

P.O. Box 370
8TH & MAIN
Challis, ID 83226
(208) 879-4424
(208) 879-5249 FAX

RECEIVED

OCT 14 1999

Department of Water Resources
Southern Region

October 13, 1999

RE: 10154: Gardner-Little Wickiup Ranch

Idaho Department of Water Resources
Southern Region Office
1341 Fillmore St., #200
Twin Falls, ID 83301-3380

To Whom It May Concern,

Please find enclosed Notice of Change of Water Right Ownership and a copy of the signed recorded Warranty Deed on the above mentioned transaction. If any thing further is needed, please contact the new owners.

Respectfully,



Susan Swindell
Secretary
enc.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

May 6, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

James R. Bennetts
Attorney at Law
P.O. Box 36
Challis, ID 83226-0036

Dear Mr. Bennetts:

Pursuant to your recent request, I have researched the Department's records regarding water rights in the name of Earl V. and Viola Gardner. Please find enclosed copies of proof reports of the following Snake River Basin Adjudication records:

A72-10343	A72-00219A	A72-00219B	A72-00219C
72-10343	72-00219A	72-00219B	72-00219C

If you have any questions, or need any further assistance, feel free to contact this office at your convenience.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Corey Skinner'.

Corey Skinner, EIT
Dam Safety Section

Enclosures

MENT OF WATER RESOURCES
O. CHAND ST.
83/06-2297

MI 2596

707/711 U.S. POSTAGE

12-00-10



FORWARDING ORDER EXPIRED

(Handwritten signature)

EARL V GARDNER
PO BOX 51155
IDAHO FALLS
ID 83405

RECEIVED
NOV 30 1998
Department of Water Resources

RECEIVED
DEC 10 1998
Department of Water Resources
Southern Region

November 20, 1998

**NOTICE OF ERROR
REPLY**

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

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.
YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 72-00219C

EARL V GARDNER
PO BOX 51155
IDAHO FALLS ID 83405

Daytime Telephone Number:
Evening Telephone Number:

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

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

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

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

DATE: _____ SIGNATURE: _____
Please print your name: _____

IDWR Southern Regional Office, 1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380, (208) 736-3033

RIGHT NUMBER: 72-00219C

NAME AND ADDRESS: EARL V GARDNER
PO BOX 51155
IDAHO FALLS ID 83405

SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

QUANTITY: 0.85 CFS

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

PRIORITY-DATE: 05/01/1919

POINT OF DIVERSION T09N R17E S33 NWSWSE Within CUSTER County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.85 CFS
	STOCKWATER	04-01 10-31	0.02 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T09N R17E S33 NWNE 1 SWNE 12 NWSE 10.5
23.5 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.

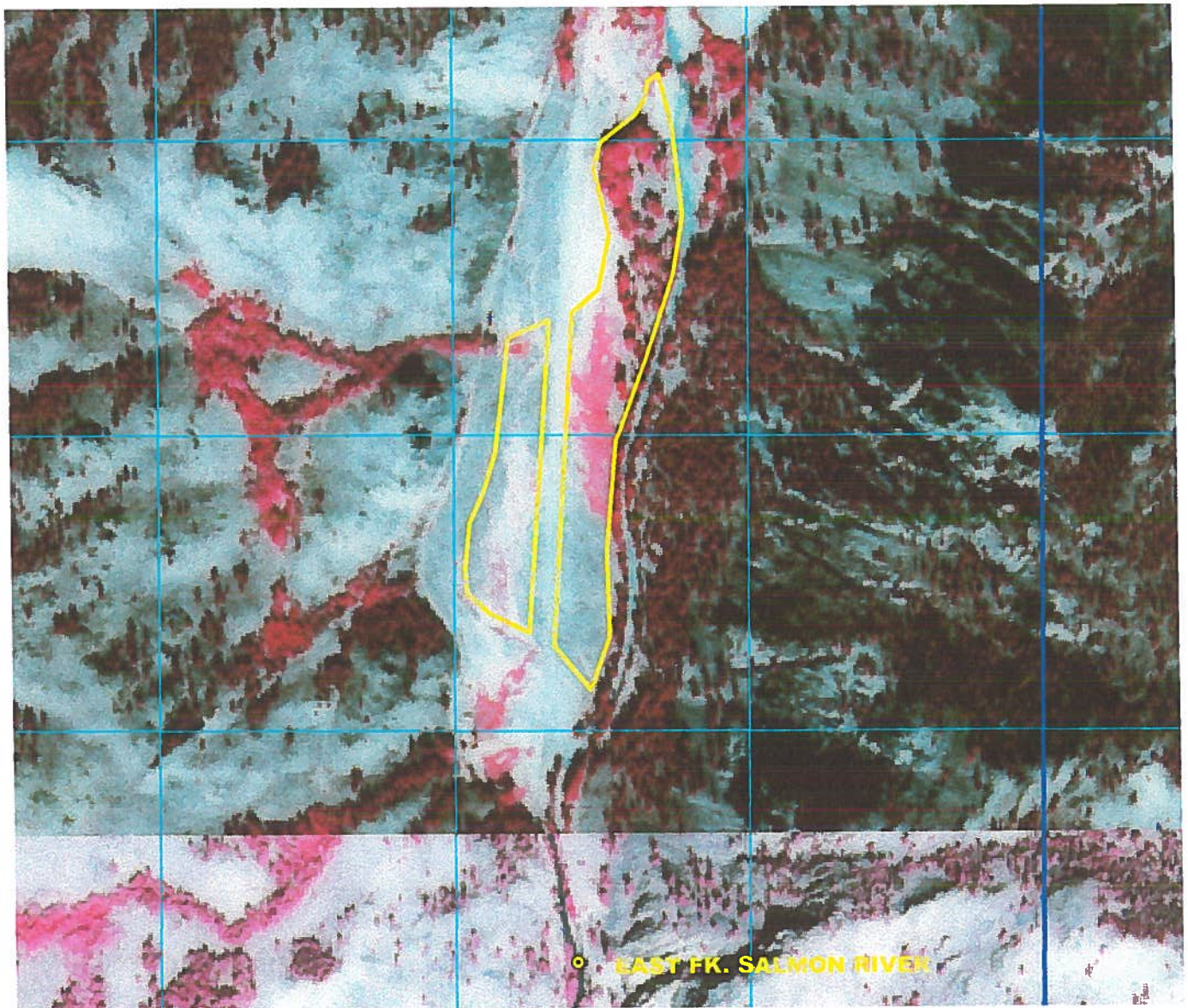
EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
S/50 RANGE CATTLE, INSTREAM USE

IDaho DEPARTMENT OF WATER RESOURCES

RIGHT 72-00219C

**RECOMMENDED PLACE OF USE
TWP 09N, RNG 19E, SEC 033
data entry on November 4, 1998**



0 1320 2640 3960 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**

Water Right Number - R72-00219C

Prefix Translation:

RESEARCH

Old (D) Number -

Last Name

First Name

Address

*** C - CURRENT OWNER ***
GARDNER

EARL V

1 - PO BOX 51155
2 -
3 -
City- IDAHO FALLS
Phone - 208-524-5105

State- ID Zip- 83405

Priority Date
05/01/1919

Region
17 SOUTHERN

D - DECREED

Status

Source
SALMON RIVER, EAST FORK

Tributary
SALMON RIVER

Twn Rng Sec Tract Lot Rflg County Point of Diversion
09N 17E 33 NW SW SE (37) CUSTER

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

01 - IRRIGATION		04/01	10/31		0.850	
04 - STOCKWATER		04/01	10/31		0.020	

Total Div. Rate - + - Total Div. Volume - + - Total Consumptive Use - + - KW Usage - +
0.850 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
09N	17E	33	NW NE		1.0		01	IRRIGATION	(37) CUSTER
09N	17E	33	SW NE		12.0		01	IRRIGATION	(37) CUSTER
09N	17E	33	NW SE		10.5		01	IRRIGATION	(37) CUSTER

Total Acres: 23.5

- - Diversion Means - ROCK DIVERSION DAM, DITCH.

- - Non-Irrigation Use -

- - Other Rights for Same Use -

- - Remarks -

EXP S/50 RANGE CATTLE, INSTREAM USE

- - Old Water Right Numbers -
7200219

Water right number - R72-00219C Prefix Translation: RESEARCH

+ - - - - Conditions of Approval - - - - -
CO3 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.
NO8 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.
NO5 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
- SHALL NOT EXCEED 13,000 GALLONS PER DAY.

+ - - - - Decree Plaintiff - - - - + - - - - Decree Defendant - - - - +
GOSSI, ET AL GIAMPEDRAGLIA, ET AL 02/14/1938

+ - - - - Comments - - - - -
Date: 10/27/1995 User Id: FHITCHCO Subject: COPIED FROM REMARKS A72-00219A FOR 0.20 CFS EARL V. GARDNER (LITTLE WICKIUP)
THIS WR IS SPLIT THREE WAYS BY SOURCE:
A72-00219B FOR 0.15 CFS EARL V. GARDNER (WICKIUP CREEK) A72-00219C FOR 0.87 CFS EARL V. GARDNER (E. FK. SALMON R.)
ADDRESS CHANGE 02-14-1994 BY FH.
Date: 11/14/1998 User Id: VHANCOCK Subject: USE
NO STOCKWATER MENTIONED IN DECREE. STOCKWATER RECOMMENDED AS INCIDENTAL AND INCLUDED IN TOTAL AMOUNT DIVERTED FOR IRRIGATION
USAGE.

+ - - - - Audit Fields - - - - +
11/14/98 VHANCOCK

+ - - - - Adjudication Rights Dates and Flags Area - - - - -
Court Report Filing - 00/00/0000 Field Inspection Made - 08/07/1993 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - 11/14/1998 Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Temporary Right - P
Claim Received Date - 12/28/1989 Last Amended Date - S010779 Water District -
Receipt Number - Y Federal/State Indicator - S
POU Ownership Flag - Name Connector - Notice of Error Flag - A

CLAIM NUMBER 472-00219C

DATE 11-4-98

TRANSFER NUMBER _____

AGENT WPA

CLAIMED ACRE TOTAL 30

GIS ACRE TOTAL 24

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	<u>09N</u>	<u>17E</u>	<u>33</u>		<u>2</u>	<u>15</u>											<u>10</u>	<u>3</u>	<u>3</u>
GIS					<u>1</u>	<u>12</u>											<u>10.5</u>	<u>8</u>	<u>28</u>
RECOM																			
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B72-DBPOU.SHP

SHAPE NOS.

176 16.0 ac

177

178 6.6 ac

B72-DBPOD.SHP

NOS. DESCRIPTION

92 NW SW SE Sec 33 T 9N R17E

DBF TABLES UPDATED

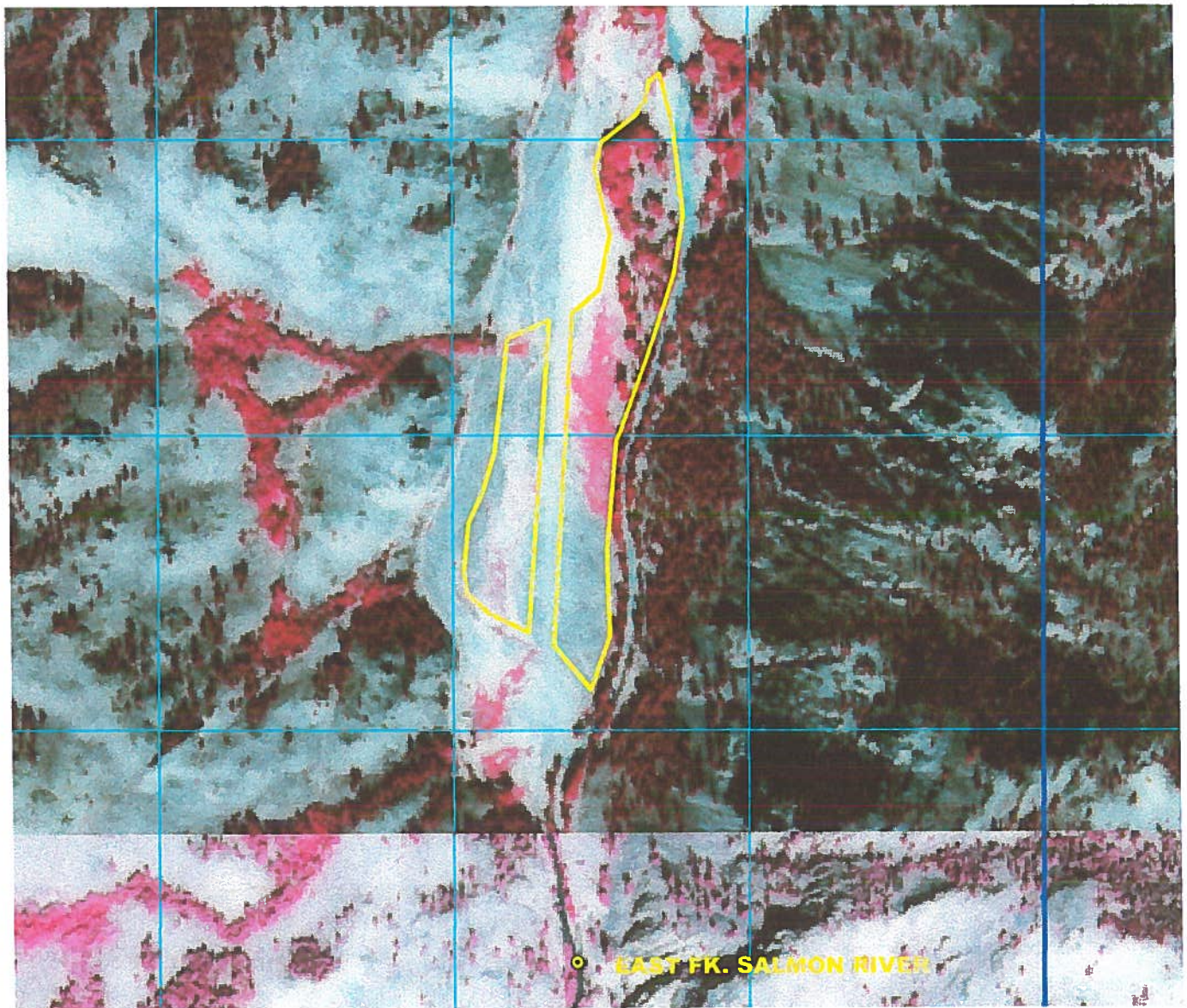
B72-DBPOU.DBF

B72-DBPOD.DBF

GIS

RIGHT 72-00219C

RECOMMENDED PLACE OF USE
TWP 09N, RNG 19E, SEC 033
data entry on November 4, 1998



0 1320 2640 3960 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

Water Right Number - R72-00219C

Prefix Translation:

RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
GARDNER

EARL V

1 - PO BOX 51155
2 -
3 -

City- IDAHO FALLS
Phone - 208-524-5105

State- ID Zip- 83405

Priority Date - - - +
05/01/1919

Region - - - +
17 SOUTHERN

Stage - - - +
D - DECREED

Status - - - +

Source - - - - - +
SALMON RIVER, EAST FORK

Tributary - - - - - +
SALMON RIVER

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

09N 17E 33 NW SW SE (37) CUSTER

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 04/15 10/15 0.690 0.85

Total Div. Rate - - - + Total Div. Volume - - - + Total Consumptive Use - - - + KW Usage - - - +
0.690 0.85 0.690 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
09N	17E	33	NW NE		2.8		01	IRRIGATION	(37) CUSTER
09N	17E	33	SW NE		12.0		01	IRRIGATION	(37) CUSTER
09N	17E	33	NW SE		8.5		01	IRRIGATION	(37) CUSTER

Total Acres: 23.3

- - - Diversion Means - ROCK DIVERSION DAM, DITCH.

- - - Non-Irrigation Use -

- - - Other Rights for Same Use -

Remarks
No Remarks found.

7200219 Old Water Right Numbers - - - - - +

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

283

2

Water right number - R72-00219C

Prefix Translation: RESEARCH

+ - - - Decree Plaintiff - - - +
GOSSI, ET AL

+ - - - Decree Defendant - - - +
GIAMPEDRAGLIA, ET AL

+ - Decree Date - - +
02/14/1938

+ - - - -Comments- - - - -
Date: 10/27/1995 User Id: FHITCHCO Subject: COPIED FROM REMARKS
THIS WR IS SPLIT THREE WAYS BY SOURCE: A72-00219A FOR 0.20 CFS EARL V. GARDNER (LITTLE WICKIUP)
A72-00219B FOR 0.15 CFS EARL V. GARDNER (WICKIUP CREEK) A72-00219C FOR 0.87 CFS EARL V. GARDNER (E. FK. SALMON R.)
ADDRESS CHANGE 02-14-1994 BY FH.

+ - - Audit Fields - - +
11/02/98 VHANCOCK

+ - - - - Adjudication Rights Dates and Flags Area - - - - -
Court Report Filing - 00/00/0000 Field Inspection Made - 08/07/1993 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - 11/02/1998 Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 12/28/1989 Last Amended Date - S010779 Temporary Right - P
Receipt Number POU Ownership Flag - Y Water District -
Name Connector - Federal/State Indicator - S
Notice of Error Flag - A

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

CLAIM NUMBERS

72-00216 72-00233
72-00219 ABC

DATE: 11-2, 1998

REVIEWED BY WA

CHALLIS AREA SOIL REVIEW

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
ATC	.15	.13			6.49	7.62
BB1	.09	.09			6.09	6.17
BBD						
BC1	.16	.17			5.82	5.46
BK1	.07	.06			10.62	11.86
BT1	.18	.16			3.99	4.19
BT2	.41	.32			2.34	2.87
CB1	.06	.06			11.55	13.47
CHA	.21	.21			4.52	4.76
CP1	.36	.36			2.61	2.78
DB1	.13	.11			5.66	6.65
DBB	.13	.11			5.71	6.69
DBC	.13	.11			5.71	6.69
DMF	.18	.21			5.12	4.72
DT2	.05	.04			12.46	16.50
DWA	.14	.14			4.79	5.01
G01	.10	.12			12.47	10.51
HAYSE						
KEG	.08	.07			8.73	10.06
MUG	.15	.14			4.54	4.98
NDL	.13	.12			5.30	6.06

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

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

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

SOIL TYPE	OPTIMAL ROTATION / (chart)	ACTUAL ROTATION / (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
* GPI	2.61	—	* 17.2	* .34	= 6.19 CFS
—	—	—	*	*	= CFS
—	—	—	*	*	= CFS
—	—	—	*	*	= CFS

TOTAL ACRES 17.2

DECREED RATE = —

CLAIMED DIVERSION RATE = —

MEASURED DIVERSION RATE = —

* Based upon similar terrain

HUBBLE

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 1, 1885 and .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 W₂NE₁, Section 11, Township 9 North, Range 17, E. B. M.

That ANTONIO YACOMELLA and MRS. ANTONIO YACOMELLA are the owners of S₂NE₁, N₂SW₁, Section 1, NE₁SE₁, 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 SE₁SE₁, Section 2, Township 9 North, Range 17, E. B. M.

That LEO BRICKER and JERRY BRICKER are the owners of Lot 3, SE₁NW₁, NE₁SW₁, 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.

That DAVE BRICKER and EDNA BRICKER are the owners of SE₁SW₁NW₁, E₁NE₁SE₁NW₁, NW₁NE₁SW₁, NW₁NE₁SW₁, NE₁SE₁NE₁SW₁, NW₁NE₁SW₁, 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.

That ELMER FRY and RHODA FRY are the owners of Lot 3, E₁SW₁, SW₁SE₁, Section 7, W₁NE₁, N₁SE₁, 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 SE₁SE₁, NW₁NE₁, Section 18, Township 9 North, Range 19, E. B. M.

That L. V. CAROTHERS is the owner of W₂NE₁, W₂E₁, 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 1.3 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.

That PAUL GIAMPEDRAGLIA and MARIE GIAMPEDRAGLIA are the owners of N₁SW₁, SW₁NW₁, Section 26, SE₁NE₁, NE₁SE₁, 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 NW₁NW₁, Section 1, Township 10 North, Range 18, E. B. M., and the NW₁SE₁, Section 25, Township 11 North, Range 18, E. B. M.

That LOUIE GIAMPEDRAGLIA and VIOLA GIAMPEDRAGLIA are the owners of S₁SW₁, Section 26, NW₁NW₁, SE₁NW₁, Section 25, Township 11 North, Range 18, E. B. M.

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 August, 1933 and of record in Book 3 of judgments at page 350, records of Custer County,

DECREE USED: CHAS V GIAMPEDRAGLIA
12-14-1938
A72-00214C

NAME OF STREAM OR DITCH SALMON RIVE, EAST FORK
 LOCATION ----- DITCH AT PIPELINE ACROSS EF
 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
 FOLLOWING THE LAST ENTRY IN:
 "DISTANCE FROM INIT PT" ENTRY MUST = "END"

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 -----
 23-Oct-95

GARDNER
 BB 09-01-1993
 FH

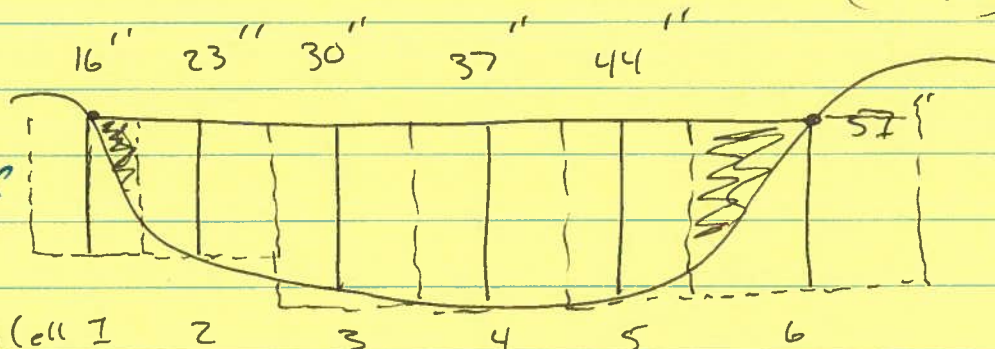
INITIAL POINT	ANGLE OF COEFFICIENT	DISTANCE FROM INIT PT	DEPTH IN FEET	CALC DEPTH END PTS	1ST MEASUREMENT REVS	VELOCITY DATA		CALC WIDTH	AREA IN SQ FT	CALCULATED VELOCITY			DISCHARGE IN CFS
						2ND MEASUREMENT TIME/SEC	TIME/SEC			1ST POINT VELOCITY	2ND POINT VELOCITY	MEAN VELOCITY	
		1.33	0.40	0.20	33	40.0		0.29	0.059	0.83		0.41	0.02
		1.92	0.40		25	40.0		0.59	0.234	0.63		0.83	0.19
		2.50	0.40		42	40.0		0.58	0.232	1.05		0.63	0.15
		3.08	0.35		25	40.0		0.59	0.205	0.61		1.05	0.21
		3.67	0.28					0.59	0.161			0.61	0.10
		4.25		0.14				0.29	0.040			0.31	0.01
END													
													0.69

A7Z-00219C
 MEASUREMENT
GARDNER

L.E.W. = 16"
R.E.W. = 51"

51
- 16
35

Spin Test
Before
(O.K.)
Spin Test
After
(O.K.)



NOTE:

Field notes of
Brett Barry
Summer Intern.

09-06-1996

L.E.W. = 16"

1st Reading at 23" Depth 0.4' 32 rev in 40 sec
2nd " at 30" Depth 0.4' 34 rev in 40 sec
3rd Reading at 37" Depth 0.35' 25 rev in 40 sec
4th Reading at 44" Depth .275' 25 rev in 40 sec
Measurement 24 rev in 40 sec
Rating 2 Excellent

East Fork Diversion of baudouin's Place
Ditch crosses East Fork Through Pipeline

9-1-83

3:10 P.M.

Silly Bottom
(Firm)

~ 0.80 cfs

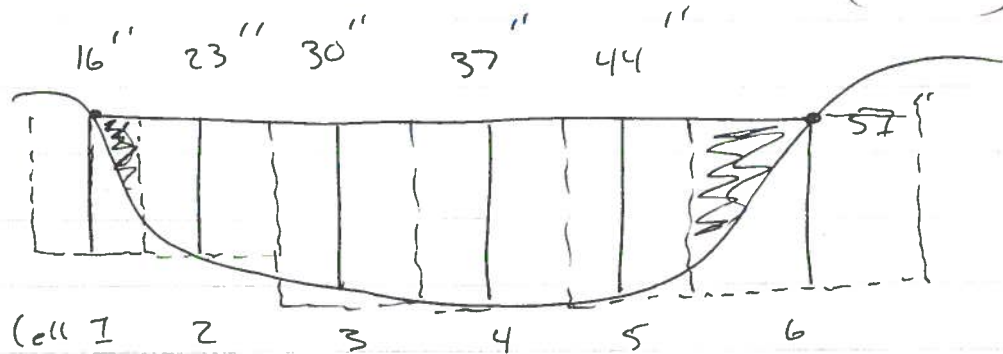
Very Little Rocks

EF-GARDNER-pipeline under Co. road

L.E.W. = 16"
R.E.W. = 51"

51
- 16
35

Spin Test
Before
(O.K.)
Spin Test
After
(O.K.)



1.33'
1.91'
2.5'
3.08'
3.66'
4.25' R.E.W.

1st Reading at 23" Depth 0.4' 32 rev in 40 sec
34 rev in 40 sec
2nd " at 30" Depth 0.4 25 rev in 40 sec
25 rev in 40 sec
3rd Reading at 37" Depth 0.35' 42 rev in 40 sec
47 rev in 40 sec
4th Reading at 44" Depth .275' 25 rev in 40 sec
Measurement 24 rev in 40 sec
Rating $\nearrow$ Excellent

(A) 09-06-46

East Fort Division of Barclay's Place
Ditch crosses East Fort Through Pipeline

9-1-83

3:10 P.M.

Silly Bottom
(Firm)

$\approx$ 0.80 cfs

Very Little Rocks

- CONVERSION SHEET -

- Recommended as claimed for irrigation 0.85
- Decree gave $.03 \times 24 = 0.72$ but soil types would indicate more water needed per acre (based on soils info downstream)
- Frank said, And photos show, area well watered.
- diversion measurement taken Sept 1 after "water had dropped" per notes in file.
- diversion ditch shows high water marks & has capacity greater than .69.

OK

DIV. AMT RECOMMENDATION

The C portion represents the Salmon River, East Fork flows and serves the center of the subject property on the west and the east side of the runway between both the "old" road and the "new" road along the channel of the river. Claimant stated at field exam that unusually high runoff in 1973 destroyed the original diversion works and conveyance which is evidenced by the abandoned fish screen along the "new" road in the now almost silted-in ditch still visible while driving by.

A diversion channel extends into the Salmon River, East Fork and the flow is controlled by a headgate leading to a ditch on the east side of the river channel. The ditch makes a right angle bend and flows through a culvert set in concrete into a large metal pipe that extends across the river channel. An open ditch then passes under the road in a culvert and exits into the claimed lands in another open ditch that passes through a series of concrete check structures with metal plates.

The ditch extends from the culvert on the west side of the "new" road and can be turned to the north along the landing strip as well as under the landing strip in order to irrigate ground north of the second power pole on the hangar side or west side of the runway. Manual cuts in the ditches allows for water to be checked and turned at will along the ground claimed.

SYSTEM DESCRIPTION

MAPS USED: USGS
ASCS 173 TPO
ORTHO BOWERY CREEK, ID
NAPP prepared by FH
BLM 09-19-1996

"OLD" ROAD

"NEW" ROAD RUNS ALONG RIVER CHANNEL - JOINING "OLD" ROAD ABOVE POD.

PIPE ACROSS RIVER
CULVERT UNDER THE "NEW" ROAD
CULVERT UNDER THE "OLD" ROAD

NATIONAL

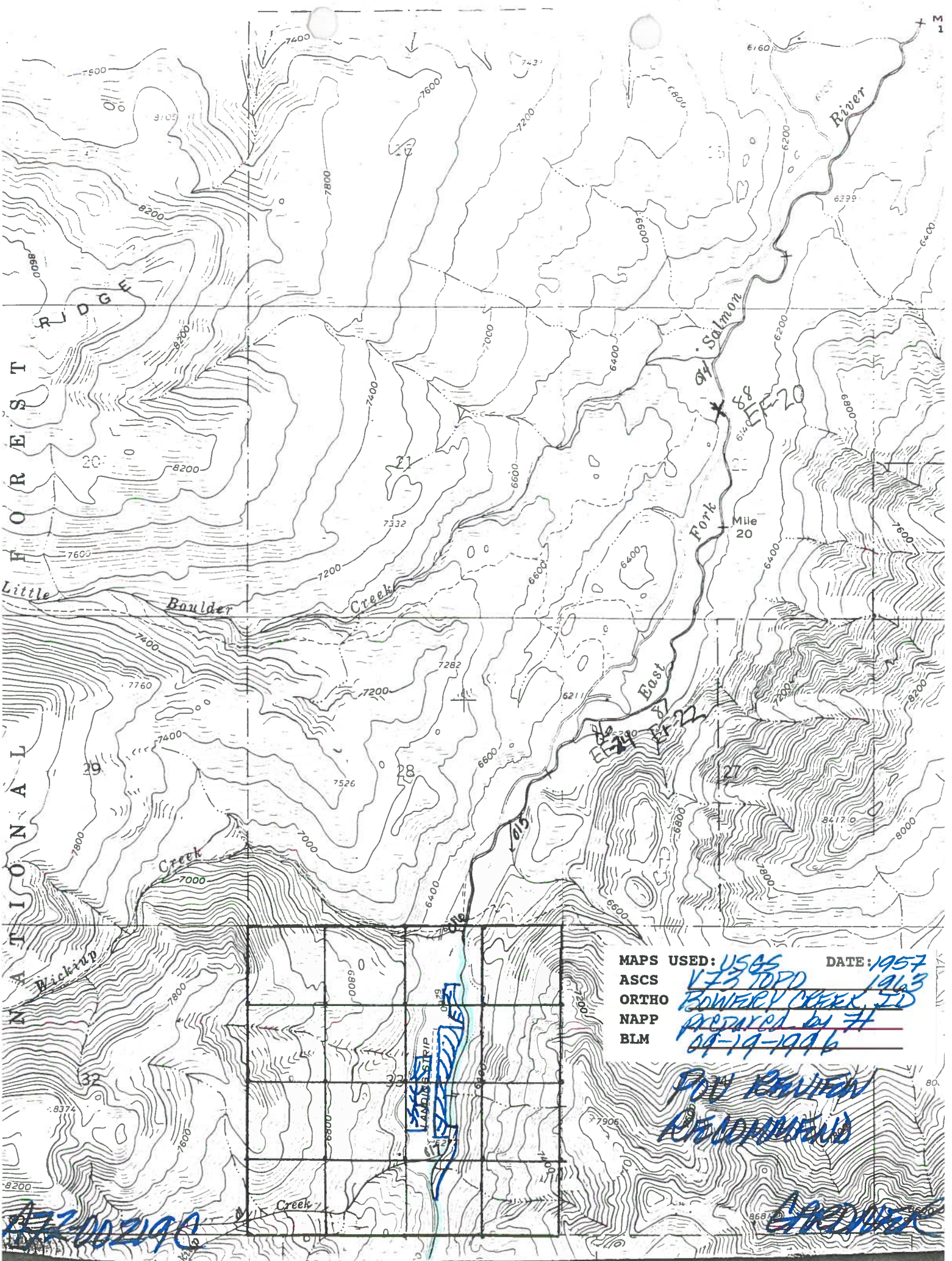
FOREST

0098

7800

002190

002190



MAPS USED: USGS DATE: 1957
ASCS V73 TOPD 1963
ORTHO BOWERY CREEK ID
NAPP PREPARED BY FH
BLM 04-19-1996

FOR REVIEW
RECOMMEND

GARDNER

172002190

indicated road has been moved along side the Salmon River, East Fork from Nickiup Creek to POD just south of the homesite.

NICKIUP CREEK

MAIN DITCH

SECONDARY DITCH FLOW

indicated road has been relocated along river channel

WINDMILL HANGAR

PIPELINE TAKES SALMON RIVER WATER UNDER ROAD AND OVER RIVER CHANNEL

LITTLE NICKIUP CREEK

DITCH COLVERTS UNDER RAILROAD

POD

homesite

COPY RITE

SALMON RIVER, EAST FORK

measurement taken at each POD shown 09-03-93

MAPS USED: USGS
ASCS
ORTHO POWER CREEK, ID
NAPP V73
BLM prepared by # 08-2896

NOTE: enlarged 153% - system not to scale.

System description from field exam 08-07-1993 with claimant on site.

ORIGINAL MAP LOCATED IN 72-00219A

Mountain Meadow

72-00219A, B & C

COPY

RECOMMEND POL AND OVERLAP REVIEW

ATZ-00219A 6 ACRES
 00219B 5 ACRES
 00219C 26 ACRES

00219B POL
 00219A POL

00219A, B, C

ORIGINAL MAP LOCATED IN 72-00219A

MAPS USED: USGS DATE: 1957
 ASCS 1963
 ORTHO CONVEY CREEK ID
 NAPP PREPARED BY FI
 BLM 09-18-1990

RD-00219C

COPY

RECOMMEND POI AND OVERLAP REVIEW

ATZ-00219A 6 ACRES
 00219B 5 ACRES
 00219C 26 ACRES

00219B POI
 00219A POI
 00219A, B, C
 RD-00219C

ORIGINAL MAP LOCATED IN 72-00219A

MAPS USED:	USGS	DATE:	1957
ASCS	V73 TOPD		1963
ORTHO	KONVER CREEK ID		
NAPP	PREPARED BY FI		
BLM	09-18-1990		

COPY

RECOMMEND POI AND OVERLAP REVIEW

ATZ-00219A 6 ACRES
 00219B 5 ACRES
 00219C 26 ACRES

00219B POI
 00219A POI
 00219A, B, C
 RD-00219C

ORIGINAL MAP LOCATED IN 72-00219A

MAPS USED:	USGS	DATE:	1957
ASCS	V73 TOPD		1963
ORTHO	KONVER CREEK ID		
NAPP	PREPARED BY FI		
BLM	09-18-1990		

COPY

RECOMMEND POI AND OVERLAP REVIEW

ATZ-00219A 6 ACRES
 00219B 5 ACRES
 00219C 26 ACRES

00219B POI
 00219A POI
 00219A, B, C
 RD-00219C

ORIGINAL MAP LOCATED IN 72-00219A

MAPS USED:	USGS	DATE:	1957
ASCS	V73 TOPD		1963
ORTHO	KONVER CREEK ID		
NAPP	PREPARED BY FI		
BLM	09-18-1990		

COPY

RECOMMEND POI AND OVERLAP REVIEW

ATZ-00219A 6 ACRES
 00219B 5 ACRES
 00219C 26 ACRES

00219B POI
 00219A POI
 00219A, B, C
 RD-00219C

ORIGINAL MAP LOCATED IN 72-00219A

MAPS USED:	USGS	DATE:	1957
ASCS	V73 TOPD		1963
ORTHO	KONVER CREEK ID		
NAPP	PREPARED BY FI		
BLM	09-18-1990		

COPY

RECOMMEND POL AND OVERLAP REVIEW

ATZ-00219A 6 ACRES
 00219B 5 ACRES
 00219C 26 ACRES

00219B POL
 00219A POL

00219A, B, C

ORIGINAL MAP LOCATED IN 72-00219A

MAPS USED: USGS DATE: 1957
 ASCS 1963
 ORTHO CONVEY CREEK ID
 NAPP PREPARED BY FH
 BLM 09-18-1990

RD-00219C

COPY

RECOMMEND POI AND OVERLAP REVIEW

ATZ-00219A 6 ACRES
 00219B 5 ACRES
 00219C 26 ACRES

00219B POI
 00219A POI
 00219A, B, C
 RD-00219C

ORIGINAL MAP LOCATED IN 72-00219A

MAPS USED:	USGS	DATE:	1957
ASCS	V73 TOPD		1963
ORTHO	KONIER CREEK ID		
NAPP	PREPARED BY FI		
BLM	09-18-1990		

COPY

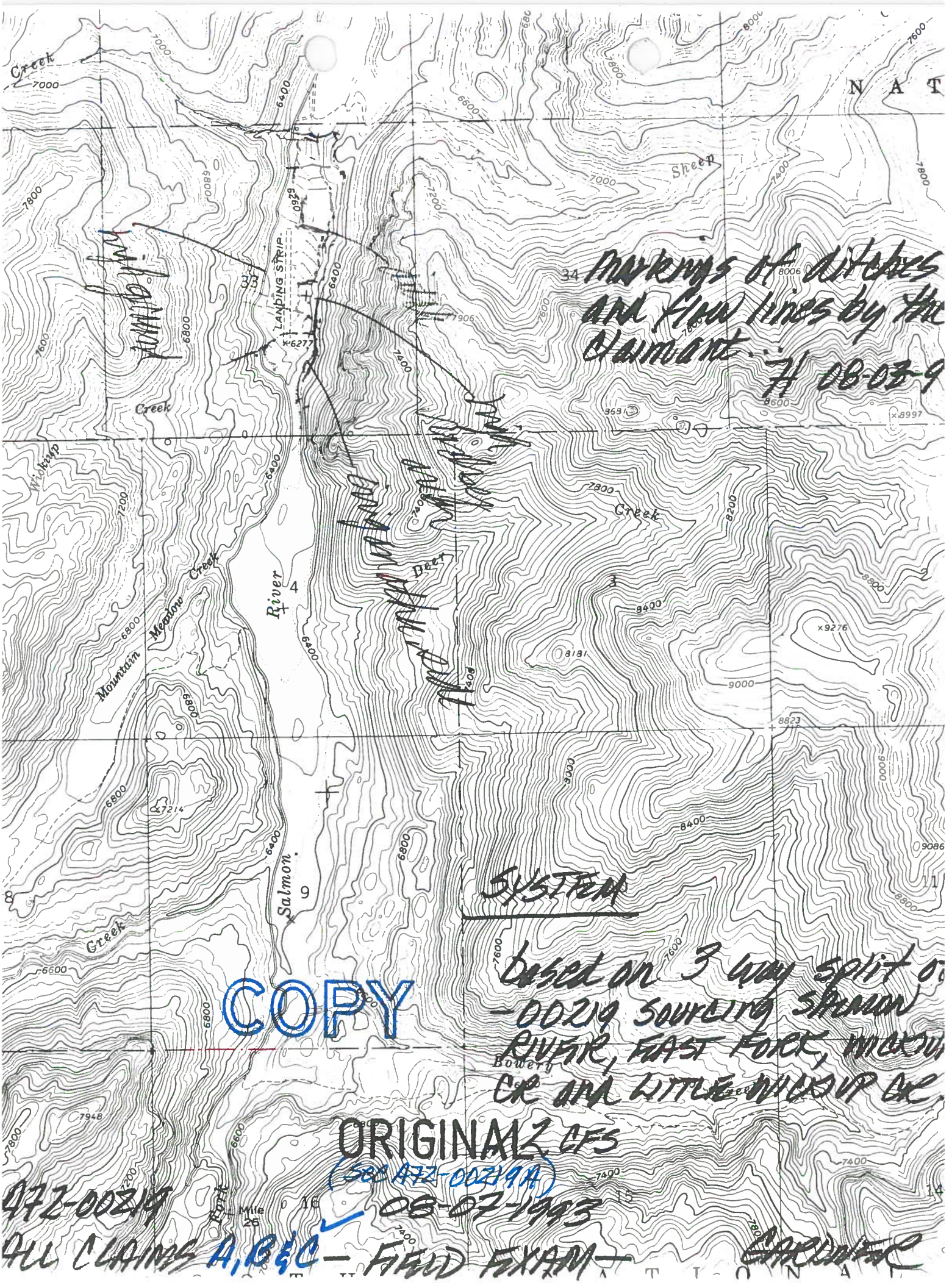
RECOMMEND POI AND OVERLAP REVIEW

ATZ-00219A 6 ACRES
 00219B 5 ACRES
 00219C 26 ACRES

00219B POI
 00219A POI
 00219A, B, C
 RD-00219C

ORIGINAL MAP LOCATED IN 72-00219A

MAPS USED:	USGS	DATE:	1957
ASCS	V73 TOPD		1963
ORTHO	KONIER CREEK ID		
NAPP	PREPARED BY FI		
BLM	09-18-1990		



34 Markings of ditches and flow lines by the claimant. H 08-03-9

SYSTEM

Based on 3 way split of -00219 sourcing Salmon River, East Fork, Wicksup CR and Little Wicksup CR.

COPY

ORIGINAL Z CFS

(SEE ATZ-00219A)

06-07-1993

072-00219

ALL CLAIMS A, B, C - FIELD EXAM -

CARLTON

NARRATIVE-A72-00219A, B AND C SYSTEM DESCRIPTION AND

OVERLAP REVIEW by Frank Hitchcock 08-28-1996

GARDNER, EARL V.

The three claims filed by Gardner represent the splitting of a water right decreed 02-14-1938 for usages from three separate sources. The separation of the right into three different claims more clearly identifies the individual sources.

The A portion represents the entire flow of Little Wickiup Creek that flows onto the south end of the property near the airplane hangar and is diverted by a concrete check structure onto ground just north of the hangar and its concrete apron and south towards the homesite. Claimant stated that water can reach the ground near the second power pole. (see tip-out photo sequence in the file at labeled print PIX 12 that clearly shows the poles and the claimed POU)

The creek channel comes down the elevation between the homesite and the hangar. There is an abandoned Pelton wheel and related hardware just above the lane or "old" road before the channel drops down along the hangar and into the POU.

NOTE:

The ground north of the power pole is irrigated by water from Salmon River, East Fork and is claimed under another split of this decreed right as it is from a separate source. See the C portion of this base number A72-00219 for the system description that reaches the POU acres above the POU recommended for the A portion.

The B portion represents the majority of the flow of Wickiup Creek at the opposite, north, end of the property. The creek flow is diverted through a length of pipe positioned in the fall of the creek channel and goes down a shallow ditch that descends onto the place of use at the base of the elevation between the "old" road and the "new" road. The channel passes an abandoned mobile home on the ridge in the trees and then meanders down the side of the elevation.

The C portion represents the Salmon River, East Fork flows and serves the center of the subject property on the west and the east side of the runway between both the "old" road and the "new" road along the channel of the river. Claimant stated at field exam that unusually high runoff in 1973 destroyed the original diversion works and conveyance which is evidenced by the abandoned fish screen along the "new" road in the now almost silted-in ditch still

A72-00219C

GARDNER

visible while driving by.

A diversion channel extends into the Salmon River, East Fork and the flow is controlled by a headgate leading to a ditch on the east side of the river channel. The ditch makes a right angle bend and flows through a culvert set in concrete into a large metal pipe that extends across the river channel. An open ditch then passes under the road in a culvert and exits into the claimed lands in another open ditch that passes through a series of concrete check structures with metal plates.

The ditch extends from the culvert on the west side of the "new" road and can be turned to the north along the landing strip as well as under the landing strip in order to irrigate ground north of the second power pole on the hangar side or west side of the runway. Manual cuts in the ditches allows for water to be checked and turned at will along the ground claimed.

Claimed acreages are separately irrigated from their claimed sources and no overlapping occurs.

Claimant stated that he irrigates by changing water on weekends when he came up from Idaho Falls and over the years has worked out the following system:

A72-00219A: about a week to irrigate the acres at the south end of the property out of Little Wickiup Creek.

A72-00219B: about one week for irrigation of the north end of the property out of Wickiup Creek.

A72-00219C: about two weeks to irrigate the center of the property on both sides of the runway out of Salmon River, East Fork.

NOTE: Updated 09-18-1996 by FH to more completely describe the POU and the system for delivering the water to the "high ground" in the center of the ranch north of the hangar and west of the runway along the power line parallel to the "old" road.

orig runway on the road side - ~~interior~~ by ditch
along lane.

080793 diversion amt proportionate to usage
as filled by Jim Bennett

472-00219A

★ J.W.C. gets ground around hangar
down to high ground - 2nd pole
No. from hangar on -

472-00219C

on the road side it goes down to the
ditch from E - EF PDS washed out in
1973 - now below orig S
ditch @ pipe - ditch goes under runway
to get the high ground

set
time

weekends:

① week to get below
the house -

② weeks in the center

③ 1 week from the creek @ the r.

COPY

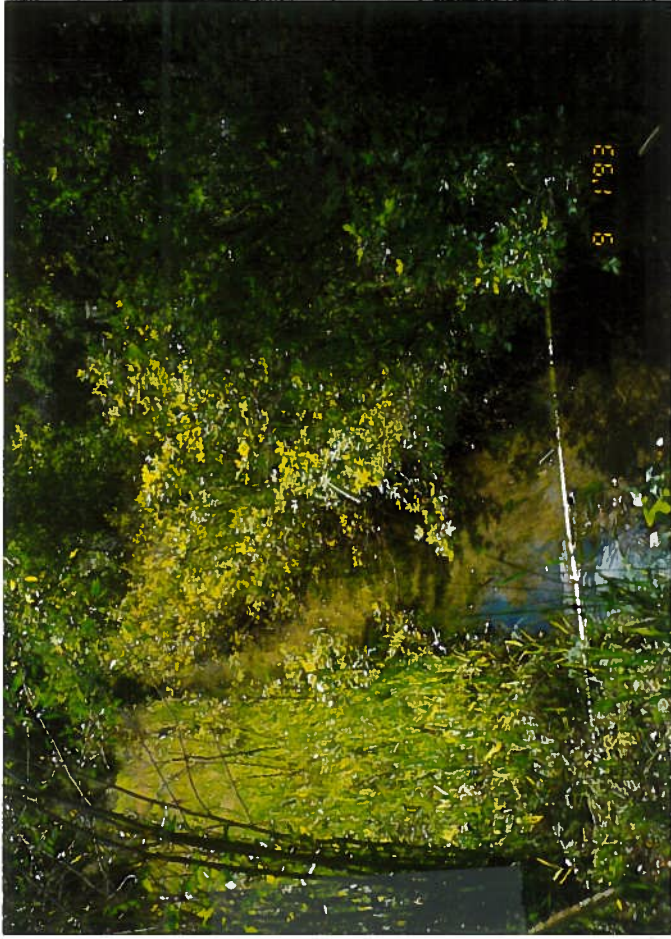
08-30-93

6³⁰
PM

pix - Field (?) E side of EF from dir to pipe
across the river

also - old ditch 11a "new" road from ditch that
goes under the road - & sign of use

472-00219A, B, C ✓ FIELD NOTES - GARDNER



09-01-1993

Looking south down the
diversion channel to the
pumpout "at the diversion"
from Salmon River, East
Fork." (P) 09-05-96

09-01-1993

Looking at close-up of
the ditch showing the
high-water mark - since
falling. Since field work
began this week on 08-
31-1993" (P) 09-05-96

09-01-1993



06-29-1993
diversion channel from Salmon River, E. F.
Looking NW



06-29-1993 diversion channel from Salmon
River, E. F. - Salmon diversion, east

SEE NARRATIVE FOR HISTORY OF THIS
DIVERSION @ PAGE 4. ⑦ 09-05-96



06-29-1993

headgate in diversion channel
-this is not the original,
restored point of diversion
but is a result of rigid water
in 1973 and is said to be
near the original site per Quimby

06-29-1993



06-29-1993

Looking west to the POV
over the pipeline that
ditches into pasture
after it comes out of
culvert under the "new"
road.

Concrete is used only at
this point between
the diversion and the
pipe.



177-0071000

CONCRETE



06-29-1993

Looking downstream from the
bank along the "new" road NE.

see the narrative for history of
this diversion @ page 4.

A72-00219C

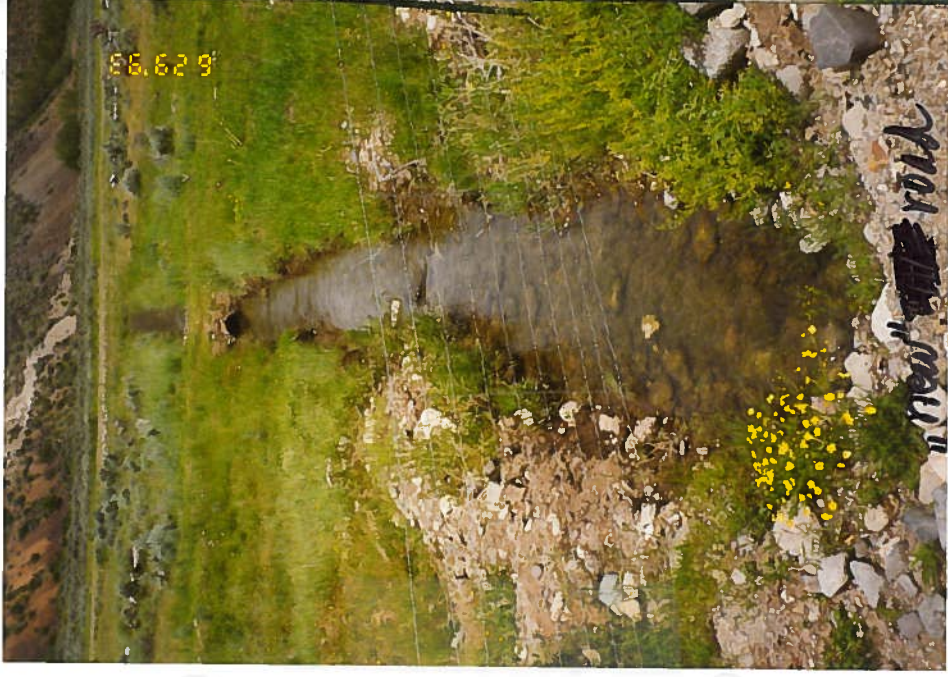
GARDNER



zoom shot

06-29-1993.
Looking southwest
from right angle
feed ditch off of
the center ditch
that now goes
along the new
road.

Good luck



06-29-1993
ditch into channel across
POV looking northwest from
uphill as it discharges from
Hondio Sho. (near) Road.



INFINITY SHOT

06-29-1993
Looking south
along new road
down the ditch
from point where
ditch bends into
into field at the
end of driveway.
to continue
and then bend away
from road well
into grassy and
north end and
then into segment



landing strip

08-07-1993

junction structure as described
in narrative of system operation.
River water enters from
the pipeline culvert under the
"new" road.



landing strip

08-07-93

center ditch carrying River water
parallel to the existing strip-rate
change in elevation to the right
and the well-established sagebrush
that is between the ditch and the
road. This piece of ground isn't
irrigated and is thinned in
shape from the wind in the "new"
road to the landing strip.

072-007100



06-29-1993

3 photos taken from south gate @ dome (old road) to home looking north and over east to the "new" road along Salmon River, East Fork

A77-002100

06-29-1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:05
05/21/95

50

PAGE: 16
QUICKLOOK INFORMATION

CLAIM NUMBER: A72-00219C

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y	02-14-1994	08-07-95	N	10-12-95	10-13-95	10-13-95	10-13-95
SOURCE	Y			N				
PLACE OF USE	Y			Y				
DIV. AMOUNT CFS/VOLUME	Y			Y				
CONSUMPTIVE USE	-			Y				
PURPOSES OF USE	Y			N ①				
PERIOD OF USE	Y			Y				
BASIS OF CLAIM	Y			N				
REMARKS	Y			N				

① All of 09-06-96... Y

BARCODE UPDATED

WHOM/DATE

7/10-16-95 CMC 55

7/09-06-96 CMC 67

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:05
05/21/95

35

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-00219C

LAST: GARDNER
ADDRESS: PO BOX 51155
CITY: IDAHO FALLS
PHONE NUMBER: 208-524-5105

FIRST: EARL V
STATE: ID ZIP: 83405

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS:

THIS WR IS SPLIT THREE WAYS BY SOURCE:
A72-00219A FOR 0.20 CFS EARL V. GARDNER (LITTLE WICKIUP)
A72-00219B FOR 0.15 CFS EARL V. GARDNER (WICKIUP CREEK)
A72-00219C FOR 0.87 CFS EARL V. GARDNER (E. FK. SALMON R.)
ADDRESS CHANGE 02-14-1994 BY FH.

FIELD EXAMINATION INFORMATION

1.22 CFS

CONTACT PERSON:

EARL GARDNER

DATE OF FIELD EXAM: 08/7/93

APPOINTMENT MADE: Y() N()

PHONE NUMBER: ()

524-5105 I.F.

ACCOMPANIED BY:

none

TIME: 1:11 A() P()

PHONE NUMBER: () 838-2462 E.F.

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / NOTES:

07-13-93 TT - working driveway, checked w/ information
- same #. calling 522-5346
07-17-93 TT - driveway - moved by neighbors (Trainers) but
and none. living w/ them @ 524-5105 @ 5am's
08-02-93 undet by water use 838-2462 E.F.
08-05-93 0.545 down 7+2
no for F&I HW

A. AJ CLAIM: # A72-00219C PRIORITY DATE: 05-01-1919 STAGE: D

B. WR RECORD: # 72-00219 PRIORITY DATE: 05-01-1919 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

FIELD EXAM COMPLETED

FIELD EXAM SENT TO STATE OFFICE

LICENSE ISSUED

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED?* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

NOTES:

all following copy of decree for that of claimed decree right.

RECOMMENDED PRIORITY DATE:

05-01-1919

REVIEWED BY

F. W. W. W.

DATE

10-12-1995

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A72-00219C	09N	17E	33							

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX

A72-00219A R72-00219A

A72-10343 R72-10343

A72-10494

A72-10522

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: SALMON RIVER, EAST FORK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

7200219 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: ~~WICKIUP CREEK~~~~LITTLE WICKIUP CREEK~~

SALMON RIVER, EAST FORK

TRIB: ~~SALMON RIVER, EAST FORK~~~~SALMON RIVER, EAST FORK~~
SALMON RIVERC. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N() ☒

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

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N() ☒E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N() ☒F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N() ☒

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

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N() ☒H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N() ☒

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____)

AJ FIELD EXAM

(DATE OF FIELD EXAM 08-07-98)

NAME OF EXAMINER

J. HITCHCOCK

Y() N()

Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

① A72-10343: DOMESTIC - VERIFIED BY CONTRACTOR 08-07-92.② A72-10494: IF & CLAIM FOR FISH PROPAGATION - DISALLOWED - NOTN STAKE - & FISH POSSIBLE.③ A72-10522: SAME AS ABOVE...④ 09-06-96

A. ROOT WATER RIGHT NUMBERS:

A72-00219A
A72-00219B

A72-00219C

R72-00219A

R72-00219B

R72-00219C

B. POUL LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09N	17E	33	NW	NE		GARDNER, EARL V	A72-00219C / 2.0	-	1.0	2	2
			NW	NE		GARDNER, EARL V	A72-00219B / 5.0	-			
			NW	NE		GARDNER, EARL V	R72-00219B / 5.0	-			
			NW	NE		GARDNER, EARL V	R72-00219C / 2.0	-			
			NW	NE		CAROTHERS, L. V.		72-00219			
09N	17E	33	SW	NE		GARDNER, EARL V	A72-00219C / 15.0	-		11	11
			SW	NE		GARDNER, EARL V	A72-00219A / 5.0	-			
			SW	NE		GARDNER, EARL V	R72-00219A / 5.0	-			
			SW	NE		GARDNER, EARL V	R72-00219C / 15.0	-			
			SW	NE		CAROTHERS, L. V.		72-00219			
09N	17E	33	NW	SE		GARDNER, EARL V	A72-00219C / 10.0	-		10.5	13 13
			NW	SE		GARDNER, EARL V	A72-00219A / 6.0	-			
			NW	SE		GARDNER, EARL V	R72-00219A / 6.0	-			
			NW	SE		GARDNER, EARL V	R72-00219C / 10.0	-			
			NW	SE		CAROTHERS, L. V.		72-00219			
09N	17E	33	SW	SE		GARDNER, EARL V	A72-00219C / 3.0	-		24.0	
			SW	SE		FISH & GAME	A72-10494 /	-			
			SW	SE		GARDNER, EARL V	A72-10343 /	-			
			SW	SE		FISH & GAME	A72-10522 /	-			
			SW	SE		GARDNER, EARL V	R72-10343 /	-			
			SW	SE		GARDNER, EARL V	A72-00219A / 6.0	-			
			SW	SE		GARDNER, EARL V	R72-00219A / 6.0	-			
			SW	SE		GARDNER, EARL V	R72-00219C / 3.0	-			

ADDITIONAL POUL FOUND

* Calculations by
10/10/08
10/10/08
10/10/08

TOTAL ACRES

A72-00219C

30.00

1.00

①②③ definitions... see page 3 data field.

④ 09-06-96

Verified due to a change
analysis of page under summary...
26 26 09-10-96

POU COUNTY: CUSTER

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

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

Y() N()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-00219C	SALMON RIVER, EAST FORK	GARDNER, EARL V	0.870	0.029		
R72-00219A	LITTLE WICKIUP CREEK	GARDNER, EARL V	0.200	0.011		
A72-00219A	LITTLE WICKIUP CREEK	GARDNER, EARL V	0.200	0.011		
A72-00219B	WICKIUP CREEK	GARDNER, EARL V	0.150	0.030		
R72-00219B	WICKIUP CREEK	GARDNER, EARL V	0.150	0.030		
R72-00219C	SALMON RIVER, EAST FORK	GARDNER, EARL V	0.870	0.029		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-00219C	STOCKWATER	GARDNER, EARL V	FROM 01-01 TO 12-31	0.020 CFS	
A72-10494	FISH PROPAGATION	FISH & GAME	FROM 03-15 TO 11-15	0.800 CFS	
A72-10343	DOMESTIC	GARDNER, EARL V	FROM 01-01 TO 12-31	0.040 CFS	
A72-10522	FISH PROPAGATION	FISH & GAME	FROM 03-15 TO 11-15	0.800 CFS	
R72-10343	DOMESTIC	GARDNER, EARL V	FROM 01-01 TO 12-31	0.040 CFS	

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

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A37-00219A & B

see pg 3
IDs...
74
*09-06-96**see overlap review map and narrative sheets @ pg. 4.*
different sources - see narrative sheets @ pg. 4.

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

N/A() Y() N()

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

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

N/A() Y() N()

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

Y() N()

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

Y() N()

09-06-96

CHECK DOCUMENTS USED TO VERIFY POI: (✓) ORTHOPHOTOQUAD, IDMR NO. 173 ; (✓) TOPOGRAPHIC QUAD, IDMR NO. 173
 (✓) NAPP, IDMR NO. 173 443129 ; () ASCS PHOTO; (✓) OTHER 1504-F 09-19-1991

NOTES: the civility were on the road from a main
which that always under from the road through a ravine
across the Salween River just back to the road, 1/2 mile.
(the narrative on page 4 states the discovery is made.)

The main ditch, made out into another adjacent to
the runway which is the most obvious monument station
of the road when viewed from the road along the river.
Below can be observed with metal stakes set into concrete
check division structure at road center along the
ditch (see photo taken to show clearly these features)
The structure is well-constructed and the fill behind
it is material use at that in 1993 was used
during the fall season of 1993 & initially the acceleration
was a claim of time that caused the structure
was on the river. Memorandum. 09-06-1996

RECOMMENDATIONS:

TOTAL ACRES:

N/A ()

REVIEWED BY:

DATE:

J. Little10-13-19952609-19-199609-06-1996

acres recommended were determined by land area and
shape indicator template 09-18-96
① and under the runway)... see updated narrative following
page 4 and revised system description 09-19-1991
not on exhibit.

A. AD CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A72-00219C IRRIGATION	FROM 04-01 TO 10-15	0.850 CFS	
A72-00219C STOCKWATER	FROM 01-01 TO 12-31	0.020 CFS	
TOTAL DIVERSION RATE/VOLUME		0.870 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
72-00219 IRRIGATION	FROM TO	1.200 CFS	
TOTAL DIVERSION RATE/VOLUME		1.200 CFS	

the cited license doesn't mention any other uses.

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

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

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

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

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

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

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

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

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

NOTES:

② The Gossi v Gossi decree 07-26-1938 mandates stop water and other uses but was superseded by Gossi v Gifford 02-14-1938 that states irrigation only.

see exhibit following for General ② 09-06-1996.

AJ CLAIM TOTAL DIVERSION RATE: 0.870 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.200 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT?

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILING?

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

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

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

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM?

E. MEASUREMENT METHOD Pipng current meter FLOW MEASUREMENT

F. RATE/VOLUME CALCULATIONS: (IRRI)

1a. IRRIGATION RATE 19 ACRES x 0.02 CFS/ACRE = 38 CFS : 54 MGD

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y N

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 19 ACRES x DIVERSION VOL. AF/A FOR AREA 3.5 AF/A =

TOTAL DIVERSION VOLUME 67 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 19 ACRES x CONSUMPTIVE VOL. AF/A FOR AREA 2.5 AF/A =

TOTAL CONSUMPTIVE USE 47.5 AF/A

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

(50 head of stock @ .02 cfs per head)

09-19-1996

DRAFT

Division Amount Review Sheet

7. 26 acres x .02 = .52 CFS

1a. (above 1 1/2" .03 CFS @ acre =

16. 26 acres x .03 = 7.8 CFS

div 2. 26 acres x 3.5 AF/A = 91 AF/A

div 3. 26 acres x 2.5 AF/A = 65 AF/A

Recommendation Review Sheet.

.78 CFS net. div.

91 AF/A div 1st.

65 AF/A div 2nd

comparing upstate in River

AJ CLAIM TOTAL DIVERSION RATE: 0.870 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.200 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A () Y () N () ☒ total of 3 splits is 1.22 cfs v the decree amount of 1.20.

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE?

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

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

Y () N () ☒

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

Y () N () ☒

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM?

E. MEASUREMENT METHOD Pigmy current meter FLOW MEASUREMENT -.69 cfs ☒ 09-06-1996 SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE 19 ACRES 38 CFS 57 recomputed

(Taken from pou review) IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y () N () ☒

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y () N () ☒

1b. CALCULATIONS

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 19 ACRES 38 CFS 57 AF/A

TOTAL DIVERSION VOLUME 67 AF/A

all are provided 1 1/2 @ acre 19 x .03 = .57 restricted by decree (see exhibit following) 09-06-1996

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 50.0 AF/A

ACRES 19 x CONSUMPTIVE VOL. AF/A FOR AREA 2.5 = 47.5 AF/A ☒ 09-11-1996

TOTAL CONSUMPTIVE USE 47.5 AF/A

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

(50 used by stock @ .02 cfs per acre water table) 09-06-1996

NOTES:

MR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC.
PURPOSE OF USEREC. PERIOD
FROM TOREC. DIV
RATE CFSREC. DIV
VOL. AF/AREC. CONS.
USEIRRIGATION
STOCKWATER04-01 11-01
01-01 12-31DATABASE
0.870
0.020EXAMINER
38.71DATABASE
67DATABASE
50.0
50.0

IRK

04-15 10-15

TOTAL FOR THIS RIGHT

(stockwater
cuttle)38.71
57

67

48

NON-IRRIGATION USES CLAIMED: S/50 RANGE FROM SYSTEM USES
NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY:

F. Hitchcock

DATE: 10-13-1995

FLAG:

B

A

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

Q3

* A

"A" per 12-1994 memo to implement

42-1427.

EXPLANATORY REMARKS (CODE):

Change in FID

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00219

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE all ① EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A72-00219	R72-00219A	0.200	R72-00219A	0.200	72-00219	1.200
A72-00219	R72-00219B	0.150	R72-00219B	0.150	72-00219	1.200
A72-00219	R72-00219C	0.870	R72-00219C	0.870	72-00219	1.200
A72-00219	R72-00219A	0.200	R72-00219A	0.200	72-00219	1.200
A72-00219	R72-00219B	0.150	R72-00219B	0.150	72-00219	1.200
A72-00219	R72-00219C	0.870	R72-00219C	0.870	72-00219	1.200
TOTAL CFS		2.440		2.440		1.200

DIVERSION RATE REVIEW

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

DATABASE N FIELD EXAMINER Y () N ()

NOTES:

A subtraction in above in portion of the split showing was required the diversion rate total from that which was claimed.

① Recommended Split Total:

A72-00219A .18 CFS
 -00219B .15 CFS
 -00219C .57 CFS

.90 CFS
 ② 09-11-1996

AUTHENTICATION:

SIGNATURE:

F. Hittmark

DATE:

10-13-1995

NAME OF FIELD EXAMINER:

F. Hittmark

TITLE:

UNITED STATES MARSHAL SERVICE

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

COPY INCLUDED
IN FILE?

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)

IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

☒ ORTHOPHOTOQUAD

DATE OF PHOTO

07-24-1974

IDWR ID NO.

173

Y() N()

☒ TOPOGRAPHIC

DATE FIELD CHECKED

1963

IDWR ID NO.

173

Y() N()

☒ NAPP

DATE OF PHOTO

09-14-1988

IDWR ID NO.

173 NM

Y() N()

☐ ASCS AERIAL PHOTO

DATE OF PHOTO

Y() N()

☐ ASCS COLOR SLIDE

DATE OF PHOTO

Y() N()

☒ BLM OR USFS AERIAL PHOTO

DATE OF PHOTO

09-19-1991

614060

1889-3

Y() N()

☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)

DATE OF SURVEY

Y() N()

☐ SCS SOIL SURVEY MAP

DATE ISSUED

Y() N()

☐ SUBDIVISION PLAT MAP

DATE OF MAP

Y() N()

☐ OTHER

DATE

Y() N()

☐ OTHER

DATE

Y() N()

☐ OTHER

DATE

Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION PAGES

NOTES

☐ LICENSING FIELD EXAM

DATE OF FIELD EXAM

☐ WATER RIGHT LICENSE

DATE LICENSE SIGNED

☐ IDWR APPROVED TRANSFER

DATE TRANSFER APPROVED

☒ SYSTEM DESCRIPTION

DATE DRAIN

☒ PHOTOGRAPHS

DATE(S) PHOTOS TAKEN

08-07-1993

7

UPDATED: 09-19-96

along with

☐ SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

☐ HUBBLE ANALYSIS

DATE ANALYSIS COMPLETED

☐ CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

☐ FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

☒ OTHER

DATE

1993 BASIN 72 FIELD WORK ON FILE IN SO. REGION

☒ OTHER

DATE

02-14-1998

☒ OTHER

DATE

1993 BASIN 72 FIELD WORK ON FILE IN SO. REGION

* ✓ PAGE OF USE ATTACHMENT FOR A72-00219A, B and C - see following exhibit.

PLACE OF USE ATTACHMENT FOR A72-00219A, B AND C

by Frank Hitchcock 08-27-1996

NOTE:

The following aerial photo originals/copies were reviewed as part of the place of use verification during claim verification review:

1. U.S. Department of Agriculture (per Custer County staff)
CVQ-6W-33
08-09-60
T9N 17E SECTIONS 27, 28, 33-34)
large sheet format print from Custer County Assessor's office.
Filed with Basin 72 map reference materials in FH cubicle in
the Southern Region offices in Twin Falls, Idaho.
2. USFS
USDA-P
09-19-91
16 614060 1889-5
letter-size color photo-copy made by FH from original prints in
files of the BLM, Salmon office, Salmon, Idaho. Copies filed
with Basin 72 aerial photo reference materials in FH cubicle in
the Southern Region offices in Twin Falls, Idaho.
3. NAPP
09-14-88
443-131
color print copy from USDA, Salt Lake City, on file in Southern
Region. Filed with Basin 72 aerial photo reference materials
in FH cubicle. See checkout-list in file cabinet for all NAPP
materials for the SRBA.

NOTE:

See Basin 72 binder in the bookshelves of FH's cubicle for the
guide to all reference and file materials related to the
investigation and completion of claims. There is a WP Directory
print that shows all the file names for Basin 72 research and CVR
completion.

A72-00219C

GARDNER

Water Right Number - 72-00219

Prefix Translation:

WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***
CAROTHERS
Last Name -
First Name -
Address -

L. V.

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

State- ID Zip-

Priority Date - 05/01/1919
Region - 17 SOUTHERN
D - DECEED
Stage -
Status -

Source -
WICKIUP CREEK
LITTLE WICKIUP CREEK
SALMON RIVER, EAST FORK
Tributary -
SALMON RIVER, EAST FORK
SALMON RIVER, EAST FORK
SALMON RIVER

Point of Diversion -
Stream Index (Blank if no Index Code)

Code -
Description -
Period From -
Period To -
Water Use -
Diversion Rate -
Diversion Volume -
01 - IRRIGATION
1.200

Total Div. Rate - 1.200
Total Div. Volume -
Total Div. Capacity -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
08N	17E	4	NW NW	4			01	IRRIGATION	(37) CUSTER
08N	17E	5	NE NE	1			01	IRRIGATION	(37) CUSTER
08N	17E	5	NW NE	2			01	IRRIGATION	(37) CUSTER
09N	17E	33	NW NE				01	IRRIGATION	(37) CUSTER
09N	17E	33	SW NE				01	IRRIGATION	(37) CUSTER
09N	17E	33	NE NW				01	IRRIGATION	(37) CUSTER
09N	17E	33	NW NW				01	IRRIGATION	(37) CUSTER
09N	17E	33	SW NW				01	IRRIGATION	(37) CUSTER
09N	17E	33	SE NW				01	IRRIGATION	(37) CUSTER
09N	17E	33	NE SW				01	IRRIGATION	(37) CUSTER
09N	17E	33	NW SW				01	IRRIGATION	(37) CUSTER
09N	17E	33	SW SW				01	IRRIGATION	(37) CUSTER
09N	17E	33	SE SW				01	IRRIGATION	(37) CUSTER
09N	17E	33	NW SE				01	IRRIGATION	(37) CUSTER
09N	17E	33	SW SE				01	IRRIGATION	(37) CUSTER

Diversion Means -
Non-Irrigation Use -
Other Rights for Same Use -

WR BASE RIGHT

Water right number - 72-00219

Prefix Translation:

WATER RIGHT

-- -- Remarks -- --
No Remarks found.

No Remarks found.

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

No Old Water Right Numbers found.

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

No Conditions of Approval found.

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

GOSSI, ET. AL.

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

GIAMPEDRAGLIA, ET. AL.

+ - Decree Date - +
02/14/1938

02/14/1938

- - Comments - -
No Comments Found

No Comments Found

+ - - Audit Fields - 02/11/86 05/28/88 CONVERT 06/20/89 CURTIS

Water Rights Dates and Flags Area

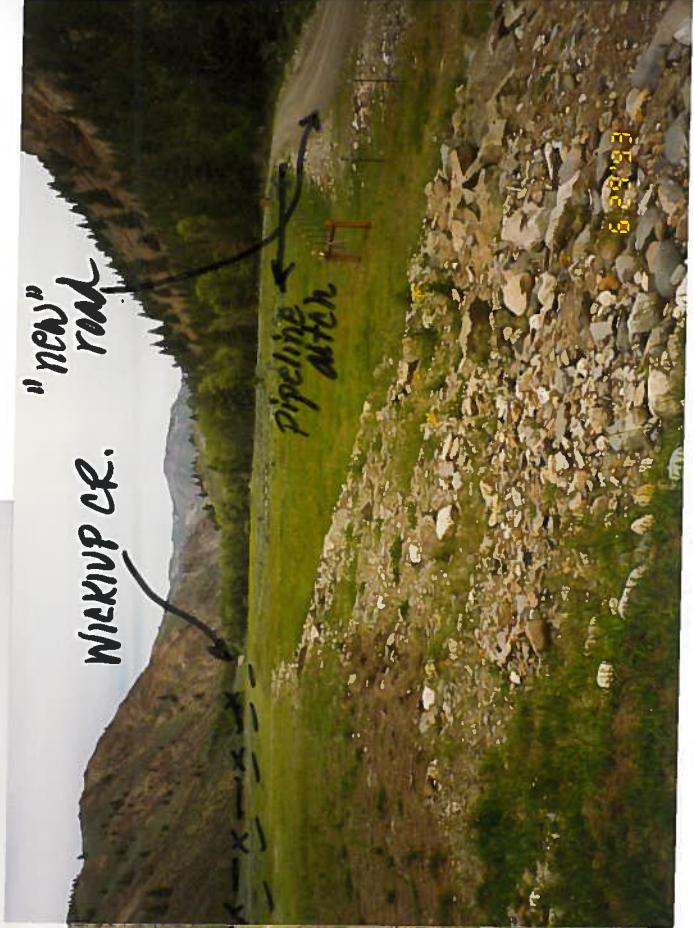
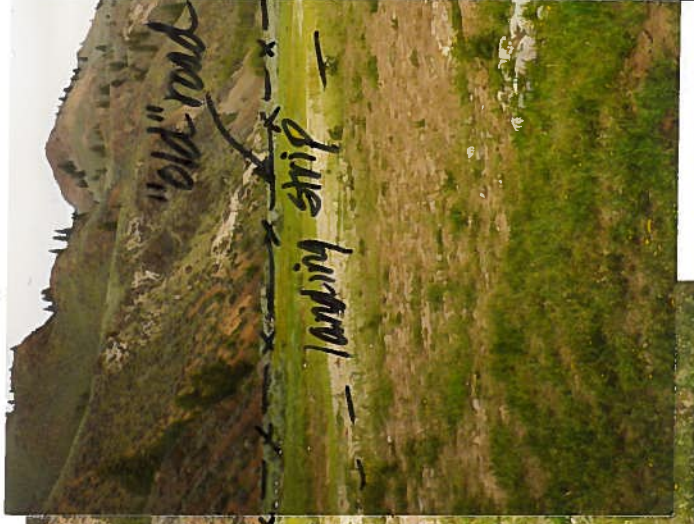
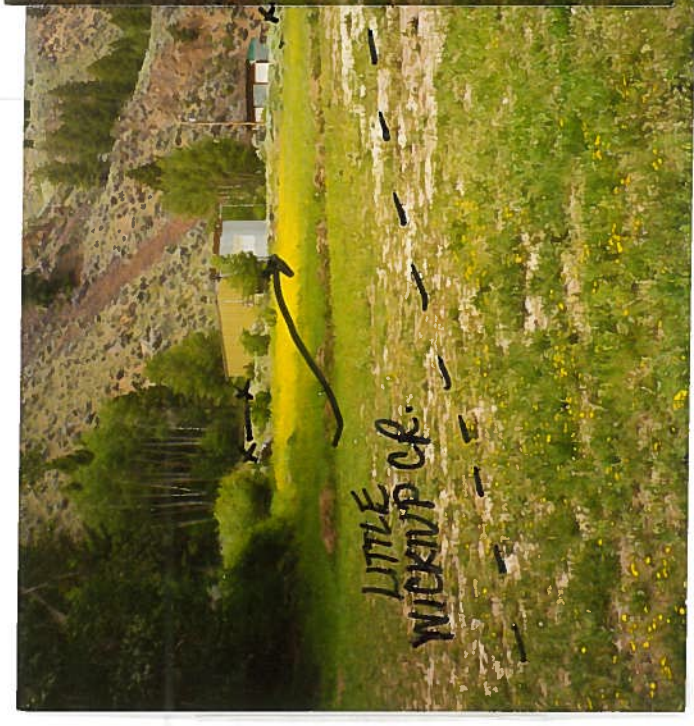
Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Tested Date	- 00/00/0000	Sean Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	-
Exam to S.O. Date	- 00/00/0000	Verified Date	- 06/18/1985	DLE/Carey Act	-
Order Show Cause	- 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	-		

Decree Date - 02/14/1938

Decree Date

Presumption Flag

Presumption Flag



3. Lane (old road) to home looking north
 rd along Salmon River, East Fork

A72-00219C