

07/18/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 72-16607

File was

NAME AND ADDRESS: HIGH MOUNTAIN RANCHES LTD PARTNERSHIP
AN IDAHO LIMITED PARTNERSHIP
2027 SILVER CREEK LANE
BOISE, ID 83706

72-4046

Now Renumbered
due to Split.

SOURCE: ALKALI SPRING CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 2.21 CFS
469 AFY

USE OF THIS RIGHT WITH RIGHT NO. 72-16605 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.36 CFS AND A TOTAL ANNUAL
MAXIMUM DIVERSION VOLUME OF 469 AFY AT THE FIELD HEADGATE.

PRIORITY DATE: 05/01/1916

POINT OF DIVERSION: T11N R18E S11 LOT 1 SWNE Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-31	2.21 CFS 469.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CUSTER County</u>							
T11N R18E S1	LOT 5	SWNW	22	T11N R18E S11	LOT 1	NENE	22
T11N R18E S11	LOT 4	SWNE	10	T11N R18E S11	LOT 4	SENE	28.5
T11N R18E S11	LOT 5	NWSE	9	T11N R18E S1	LOT 6	NWSW	21
T11N R18E S1	LOT 7	SWSW	12	T11N R18E S2	LOT 9	SESE	9.5

134 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 72-16605 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 134 ACRES IN A SINGLE
IRRIGATION SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT
HOLDER SHALL INSTALL A SUITABLE MEASURING DEVICE OR SHALL
ENTER INTO AN AGREEMENT WITH THE DEPARTMENT TO DETERMINE THE
AMOUNT OF WATER DIVERTED FROM POWER RECORDS AND SHALL ANNUALLY
REPORT THE INFORMATION TO THE DEPARTMENT.

THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY
THIS TRANSFER BY APRIL 24, 2002.

APPROVAL OF TRANSFER 5770 DOES NOT GRANT ANY RIGHT-OF-WAY
OR EASEMENT FOR USE OF A DELIVERY SYSTEM OWNED BY PERSON(S)
OTHER THAN THE RIGHT OWNER.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 66137

This is to certify that: HIGH MOUNTAIN RANCHES LTD PARTNERSHIP
2027 SILVER CREEK LANE
BOISE ID 83706

*South
Files*
*MAA Prepared
4/25/01*

RECEIVED

MAY 15 2001

Department of Water Resource
Southern Region

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
72-4018	AJC/Beneficial Use	04/15/1914	5.4 cfs		135.0	135.0	SALMON RIVER
72-4046	AJC/Beneficial Use	05/01/1916	2.23 cfs		135.0	135.0	ALKALI SPRING CREEK

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
72-4018	NO	NO	YES	NO	NO	NO
72-4046	NO	NO	YES	NO	NO	NO

See 74-4018

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
72-4018	72-4018	5.4 cfs	472.5 af	N/A	135.0		N/A	N/A	N/A	N/A
72-4046	72-4046	2.23 cfs	472.5 af	N/A	135.0		N/A	N/A	N/A	N/A
TOTALS		5.4 cfs	472.5 af	135	135		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this

24th

day of

April, 20*01*

[Signature]
Chief, Water Allocation Bureau

WATER RIGHT NO. 72-4046
As Modified by Transfer No. 66137

In accordance with the approval of Transfer No. 66137, Water Right No. 72-4046 is now described as follows.

Right Holder: HIGH MOUNTAIN RANCHES LTD PARTNERSHIP
 2027 SILVER CREEK LANE
 BOISE ID 83706

Priority Date: 05/01/1916

Source: ALKALI SPRING CREEK **Tributary:** SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01 to 10/31		2.23 CFS	472.5 AF
			2.23 CFS	472.5 AF

LOCATION OF POINT(S) OF DIVERSION:

ALKALI SPRING CREEK Lot 1 SWNE Sec. 11 Twp 11N Rge 18E CUSTER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N 18E 1							22.0 L 5				21.0 L 6	12.0 L 7					55.0
11N 18E 2																9.5 L 9	9.5
11N 18E 11	22.0 L 1		10.0 L 4	28.5 L 4									9.0 L 5				69.5
11N 18E 12						1.0 L 2											1.0

Total Acres: 135

CONDITIONS OF APPROVAL

- Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
- After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 72-4046
As Modified by Transfer No. 66137

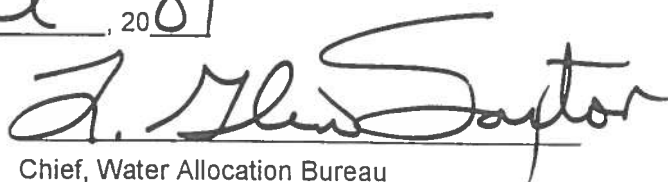
CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Rights 72-04018 and 72-04046 when combined shall not exceed a total diversion rate of 5.40 cfs, a total annual maximum diversion volume of 472.5 af at the field headgate, and the irrigation of 135.0 acres.
7. All water rights within Basin 72 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
8. Approval of Transfer 5770 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this

24th day of April, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 72-4018
As Modified by Transfer No. 66137

In accordance with the approval of Transfer No. 66137, Water Right No. 72-4018 is now described as follows.

Right Holder: HIGH MOUNTAIN RANCHES LTD PARTNERSHIP
 2027 SILVER CREEK LANE
 BOISE ID 83706

Priority Date: 04/15/1914

Source: SALMON RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01 to	10/31	5.40 CFS	472.5 AF
			5.40 CFS	472.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SALMON RIVER Lot 7 NENWSW Sec. 14 Twp 11N Rge 18E CUSTER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N 18E 1							22.0/ L 5				21.0/ L 6	12.0/ L 7					55.0
11N 18E 2																9.5/ L 9	9.5
11N 18E 11	22.0/ L 1		10.0 L 4	28.5 L 4									9.0/ L 5				69.5
11N 18E 12						1.0/ L 2											1.0

Total Acres: 135

CONDITIONS OF APPROVAL

- Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
- After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

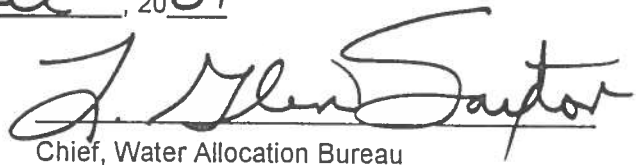
WATER RIGHT NO. 72-4018
As Modified by Transfer No. 66137

CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Rights 72-04018 and 72-04046 when combined shall not exceed a total diversion rate of 5.40 cfs, a total annual maximum diversion volume of 472.5 af at the field headgate, and the irrigation of 135.0 acres.
7. All water rights within Basin 72 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
8. Approval of Transfer 5770 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
9. The portion of Right 72-04018 used for conveyance losses is 1.65 cfs.
10. Right 72-10512 is also diverted through the point of diversion under Right 72-04018.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 24th day of April, 2001


Chief, Water Allocation Bureau

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: **A72-04046**
Date Received: 11/ 8/1989
Receipt No: C012741
Received By: _____

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

1. Name: GERALD D HERRICK 208-336-8719
Address: 2027 SILVER CREEK LANE
BOISE ID 83706

OR

Name: KATHRYN S HERRICK 208-336-8719
Address: 2027 SILVER CREEK LANE
BOISE ID 83706

2. Date of Priority: MAY 1, 1916

3. Source: ALKALI SPRING Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11N	18E	11	SW	NE	NE		CUSTER

5. Description of diverting works:
HEADGATE AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	11/01	2.230		

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

8. Total consumptive use is 279.3 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11N	18E	1	SW	NW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	1	NW	SW		IRR	20.0
			SW	SW		IRR	20.0
			Section Acres				60.0
		2	SE	NE		IRR	8.7
			NE	SE		IRR	8.0
			SE	SE		IRR	10.0
			Section Acres				26.7
		11	NE	NE		IRR	25.0
			Section Acres				25.0
			Total Acres				111.7

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:
72-04018

14. Remarks:
FRANK AND BETTY MARAFFIO HAVE SOLD THIS PROPERTY ON CONTRACT TO
J. P. RANCH, INC.

15. Basis of Claim: STATUTORY CLAIM

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: _____

NOTICE : CHANGE OF ADDRESS

Gerald D. and Kathryn S. Herrick have moved..... effective February 1, 1994.
The new address is...

**2027 SILVER CREEK LN.
BOISE, IDAHO 83706**

RECEIVED

JAN 30 1995

Department of Water Resources
Southern Region

RE: CHANGE OF OWNERSHIP SRBA CLAIM NOS. A72-04010, A72-04011, A72-04012, A72-04013, A72-04014, A72-04015, A72-04016, A72-04017, A72-04018, A72-04019, A72-04020, A72-04021, A72-04022, A72-04023, A72-04024, A72-04025, A72-04026, A72-04027, A72-04028, A72-04029, A72-04030, A72-04031, A72-04032, A72-04033, A72-04034, A72-04035, A72-04036, A72-04037, A72-04038, A72-04039, A72-04040, A72-04041, A72-04042, A72-04043, A72-04044, A72-04045, A72-04046, A72-04047, A72-04048, A72-04049, A72-04050, A72-04051, A72-04052, A72-04053, A72-04054, A72-04055, A72-04056, A72-04057, A72-04058, A72-04059, A72-04060, A72-04061, A72-04062, A72-04063, A72-04064, A72-04065, A72-04066, A72-04067, A72-04068, A72-04069, A72-04070, A72-04071, A72-10223 & A72-10224

DEAR MR. & MRS. HERRICK,

Pursuant to your request for a change in ownership and/or the notification that you presently own the property in which the above-referenced adjudication claim(s) is appurtenant, the department has changed the record of the current owners as you requested. Please find enclosed a copy of your adjudication claims, as they now appear in our records.

If you have any further corrections or questions please contact our office.

Sincerely,



STEVE CLELLAND
Water Resource Agent

ENC:

1-27-95

THANKS STEVE...

NOTE OUR NEW ADDRESS !!

RECEIVED

JAN 30 1995

Department of Water Resources
Southern Region

A Herrick

A72-4046
DEC 03 1996

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
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Address: 2170 E GOSSAMER LN
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OR
Name: KATHRYN S HERRICK 208-336-8719
Address: 2170 E GOSSAMER LN
BOISE ID 83706

2. Date of Priority: MAY 1, 1916

3. Source: ALKALI SPRING Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
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5. Description of diverting works:
HEADGATE AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	11/01	2.230		

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

8. Total consumptive use is 279.3 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11N	18E	1	SW	NW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	1	NW	SW		IRR	20.0
			SW	SW		IRR	20.0
			Section Acres				60.0
		2	SE	NE		IRR	8.7
			NE	SE		IRR	8.0
			SE	SE		IRR	10.0
			Section Acres				26.7
		11	NE	NE		IRR	25.0
			Section Acres				25.0
			Total Acres				111.7

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:
72-04018

14. Remarks:
FRANK AND BETTY MARAFFIO HAVE SOLD THIS PROPERTY ON CONTRACT TO
J. P. RANCH, INC.

15. Basis of Claim: STATUTORY CLAIM

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 _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

JUN 04 1993

Department of Water Resources

DATE OF CLOSING: June 1, 1993

LEGAL DESCRIPTION OF PROPERTY: Township 11N Range 18E
Sections 1, 2 & 11 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot , Block, , Subdivision/Townsite .

If you have additional legal descriptions, please attach separate sheet.

See attached Exhibit 'A' for more specific legal description

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s) Assigned by IDWR: 72-4018, 72-4046, 72-7071

☐ Name and Address of Former Owner/Claimant(s)(Seller): J. P. Ranch, Inc.
%Judd Cramer
HC 67 Box 2095

☐ New Owner/Claimant (Purchaser): Challis, ID 83226
Gerald D. & Kathryn S. Herrick

☐ New Mailing Address: 2170 East Gossamer Lane
Boise, Id 83706

☐ New Telephone Number: (208) 336-8719

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Gerald D. Herrick Date 6-1-93

☐ Signature of Former Owner/Claimant(s): Judd Cramer President Date 6-1-93
Pauline E. Cramer Secretary Date 6-1-93

(Signature of former claimant(s) is not required if proof of ownership is attached.)

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: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

DEC 03 1996

Exhibit 'A'

TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDIAN

Section 1: Lots 5, 6, and 7.

Section 2: Lot 9.

Section 11: Lots 1, 4, 5, and 8.

EXCEPTING THEREFROM:

The following described parcels from said Lot 5 and Lot 8.

A tract of land in Lots 5 and 8, Section 11, Township 11 North, Range 18 East of the Boise Meridian, described as:

Commencing at the intersection of the Southerly boundary of said Section 11 and the Westerly right-of-way line of U.S. Highway No. 93; thence Northeasterly along said Right-of-way line 1,112.7 feet to the TRUE POINT OF BEGINNING; continuing thence Northeasterly along said Right-of-way line a distance of 392.5 feet; thence North 66°19' West, 680.0 feet to a point on the Easterly bank of the Salmon River; thence South 9°58' East along the Easterly bank of the Salmon River 457.9 feet; thence South 66°19' East, 434.8 feet to the TRUE POINT OF BEGINNING.

AND ALSO EXCEPTING:

A fraction of Lot 5, Section 11, Township 11 North, Range 18 East of the Boise Meridian described as:

Commencing at the intersection of the Southerly boundary of said Section 11, and the Westerly right-of-way line of U.S. Highway No. 93; thence Northeasterly along the Westerly Right-of-way line of U.S. Highway No. 93, a distance of 1505.2 feet to the POINT OF BEGINNING, which is also the Northeast corner of the land described in the Deed to George Bryan Forestier, et. ux., recorded as instrument No. 134996, records of Custer County, Idaho, continuing thence Northeasterly along said Right-of-way line feet; thence North 66°19' West, 1156.7 feet to a point on the Easterly bank of the Salmon River; thence meandering said bank in a Southerly direction 670.0 feet, more or less, to a point which lies North 66°19' West, from the POINT OF BEGINNING, which point is also the Northwest corner of said Forestier land; thence South 66°19' East 680.0 feet along the Northeasterly boundary line of said Forestier land to the POINT OF BEGINNING.

ALSO EXCEPTING:

A parcel of land being a portion of Government Lot 5 of Section 11, Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

Beginning at the Northeast corner of Government Lot 5 of Section 11, Township 11 North, Range 18 East, Boise Meridian, thence South 0°00'16" East along the East line of said Government Lot 5 a distance of 610.51 feet to a point in the Westerly right of way line of existing State Highway No. 75; thence South 25°02'00" West along said existing West right of way line 275.29 feet to Grantor's most Southerly property corner; said point also being the Northeast corner of the land described in the deed dated July 16, 1979 Pamela C. Moorhead, grantor to Stephen C. Moorhead, recorded August 10, 1979, as instrument No. 150767, records of Custer County, Idaho, thence North 66°11'25" West along said Northerly property line 627.35 feet; thence North 28°16'49" East, 688.58 feet to a point in the North line of said Government Lot 5; thence North 89°57'10" East along said North line 364.16 feet to the PLACE OF BEGINNING.

ALSO EXCEPTING:

A fraction of Lot 8 in Section 11, Township 11 North, Range 18 East of the Boise Meridian more particularly described as follows, to-wit:

Beginning at the meander corner of the Easterly bank of the Salmon River on the line between Section 11 and 14, run thence East along the South boundary of Section 11 a distance of 215.3 feet, more or less, to a point on the Westerly right-of-way line of U.S. Highway No. 93, thence North 25°02' East, along the Westerly right-of-way line of U.S. Highway No. 93 a distance of 1,112.7 feet; thence North 66°19' West 434.8 feet to a point on the Easterly bank of the Salmon River; thence meandering the Easterly bank of the Salmon River in a Southwesterly direction as follows: South 12°49' West 365.4 feet; thence South 12°31' West 443.6 feet; thence South 17°33' West 409.3 feet to the POINT OF BEGINNING.

RECEIVE

JUN 08 1993

Department of Water Resources
Southern Region Office

256 03 1996

HOLLAND & HART
ATTORNEYS AT LAW

DENVER
DENVER TECH CENTER
COLORADO SPRINGS
ASPEN
BILLINGS
BOISE
CHEYENNE
JACKSON
WASHINGTON, D.C.

SUITE 1400
WEST ONE PLAZA
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869

Murray D. Feldman

June 3, 1993

RECEIVED JUN 04 1993

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720-9000

JUN 08 1993

DEPARTMENT OF WATER RESOURCES
BOISE, IDAHO 83720-9000

Attention: Adjudication Bureau

Re: Notice of Change of Water Right Ownership

Dear Adjudication Bureau:

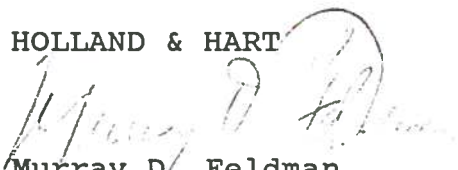
Enclosed please find two Notice of Change of Water Right Ownership forms addressing water rights Nos. 72-4018, 72-4046, 72-7071 and Nos. A72-10223 and A72-10224.

These rights were formerly owned and/or claimed by the J. P. Ranch, Inc., care of Judd Cramer, its president. Gerald D. and Kathryn S. Herrick purchased the J. P. Ranch property to which these water rights were appurtenant on June 1, 1993. The former owners and/or claimants have signed the attached form to satisfy the proof of change in ownership.

If you have any questions about the enclosed forms or need additional information, please let me know.

Sincerely,

HOLLAND & HART


Murray D. Feldman

MDF:dkb
Enclosures

DEC 03 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

~~*GCHL*~~ ~~*MDRW*~~
Governor PHIL BATT

R. KEITH HIGGINSON
Director

January 23, 1995

GERALD D &/OR KATHRYN HERRICK
2170 E GOSSAMER LN
BOISE ID 83706

RE: CHANGE OF OWNERSHIP SRBA CLAIM NOS. A72-04018, A72-04046, A72-07071, A72-10223 & A72-10224

DEAR MR. & MRS. HERRICK,

Pursuant to your request for a change in ownership and/or the notification that you presently own the property in which the above-referenced adjudication claim(s) is appurtenant, the department has changed the record of the current owners as you requested. Please find enclosed a copy of your adjudication claims, as they now appear in our records.

If you have any further corrections or questions please contact our office.

Sincerely,

STEVE CLELLAND
Water Resource Agent

ENC:

DEC 03 1996

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: **A72-04046**
Date Received: 11/ 8/1989
Receipt No: C012741
Received By: _____

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

1. Name: J P RANCH INC
Address: C/O JUDD CRAMER
HC 67 BOX 2095
CHALLIS ID

83226

2. Date of Priority: MAY 1, 1916

3. Source: ALKALI SPRING Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11N	18E	11	SW	NE	NE		CUSTER

5. Description of diverting works:
HEADGATE AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	11/01	2.230		

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

8. Total consumptive use is 279.3 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11N	18E	1	SW	NW		IRR	20.0
			NW	SW		IRR	20.0
			SW	SW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	60.0
		2	SE	NE	IRR	8.7
			NE	SE	IRR	8.0
			SE	SE	IRR	10.0
					Section Acres	26.7
		11	NE	NE	IRR	25.0
					Section Acres	25.0
					Total Acres	111.7

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:
72-04018

14. Remarks:
FRANK AND BETTY MARAFFIO HAVE SOLD THIS PROPERTY ON CONTRACT TO
J. P. RANCH, INC.

15. Basis of Claim: STATUTORY CLAIM

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

A72-4046

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s) Assigned by IDWR: A72-
A36-04018 ; A72-
A36-04046 ; A72-
A36-07071

☒ Name and Address of Former Owner/Claimant(s)(Seller): Frank and Betty L. Maraaffio

Box 713

Challis, ID 83226

☒ New Owner/Claimant (Purchaser):

J.P. RANCH INC

☒ New Mailing Address:

40 JUDD CRAMER

HC 67 BOX 2095

CHALLIS ID

☐ New Telephone Number: () _____

☒ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s)

Date _____

Date _____

☒ Signature of Former Owner/Claimant(s):

Frank Maraaffio
Betty Maraaffio

Date 4/22/92

Date 4/22/92

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 4-22-92 By: See

Further Action Needed:

NONE

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

NOTE:

Water rights are in Basin 72 not 36.

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

MAR 18 1993

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

COPY

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: A72-04046

Date Received: 11/08/1989

Receipt No: 2012741

Received By: CF

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANK MARAFFIO
Address: BOX 713
CHALLIS, ID 83226 208-879-4683
OR
Name: BETTY L. MARAFFIO
Address: BOX 713
CHALLIS, ID 83226 208-879-4683
OR
Name: J. P. RANCH, INC.
Address: C/O JUDD CRAMER
HC 67 BOX 2095
CHALLIS, ID 83226
2. Date of Priority: MAY 01, 1916
3. Source: ALKALI SPRING Trib. to: SALMON RIVER
4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County
11N 18E 11 SW NE NE CUSTER
5. Description of diverting works:
HEADGATE AND DITCH
6. Water is used for the following purposes:
Purpose From To C.F.S. (or) A.F.A.
IRRIGATION 05/01 11/01 2.230
7. Total Quantity Appropriated is:
2.230 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 279.3 Acre Feet Per Annum.
9. Non-irrigation uses:

A72-04046

Page 1

Date: 11/08/89

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MAR 18 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	1	SW	NW		IRR	20.0
			NW	SW		IRR	20.0
			SW	SW		IRR	20.0
			Section Acres				60.0
		2	SE	NE		IRR	8.7
			NE	SE		IRR	8.0
			SE	SE		IRR	10.0
			Section Acres				26.7
		11	NE	NE		IRR	25.0
			Section Acres				25.0
			Total Acres				111.7

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:
72-04018

14. Remarks:

FRANK AND BETTY MARAFFIO HAVE SOLD THIS PROPERTY ON CONTRACT TO
J. P. RANCH, INC.

15. Basis of Claim: STATUTORY CLAIM

(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.

MAR 18 1993



TINN
RIVER

A72-04046

CLAIMANT'S NAME: Frank or Betty L. Maraffio DATE: 11-8-89
EMPLOYEE: Carter Fritschle

RE: The 8.7 ac. in the SENE Sec. 2 and
the 8.0 ac. in the NESE of Sec. 2 also
receive water from the Salmon River.
Mr. Maraffio did not want to make any
changes on claim A72-04018, even though
the acres per 40 ac. tract appear incorrect
Both of these claims should be field examin.

MICROFILMED

MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04046
FRANK MARAFFIO
BETTY L. MARAFFIO
BOX 713
CHALLIS

ID 83226

RE: Evidence of Priority

RESPONSE DEADLINE

MAY 1, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, proof must be provided supporting the priority date you have claimed.

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by May 1, 1992, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 18 1993

A72-4046

IN THE UNITED STATES LAND OFFICE, DEPARTMENT OF THE INTERIOR.
Before the SECRETARY OF THE INTERIOR.

in the Matter of D.L.F. of
Philip Maraffio, Hailey, Idaho,
Serial No. 012034, for lots 4,
S. 8, Sec. 11, T. 11 N.,
R. 18 E., S.M.

A P P E A L .

On August 12, 1916, The United States Land Office at
Hailey, Idaho, wrote to the above named Philip Maraffio, advising
him that

Under date of August 8, 1916, ("PS - ABO") the
Commissioner of the General Land Office advised that
action is to be withheld in connection with your
entry pending power-site legislation, as set forth
in letter above referred to, copy of which is enclosed"
and further advising him that he had thirty days from notice within
which to appeal from the said decision to the Secretary of the Interior.
This notice was not received by the entryman until on or about the
28th. day of August, 1916, as will appear from the registry receipt
signed by the applicant or his agent when said notice was received
from the post-office, in view of which this appeal is taken within the
time specified.

Claimant respectfully refers you to the aforesaid letter
of August 8, 1916, ("PS - ABO") wherein it is shown that he filed his
application to enter this land on September 20, 1912, and upon the
application being rejected for conflict with a power site reserve, he
filed his affidavit showing that he took possession of the land in
April, 1906, and that he had fenced 60 acres and cultivated and
irrigated 40 acres.

Notwithstanding the fact that this land was included in
Power Site Reserve No. 223 by Executive Order of November 12, 1911,
his equities were such that his application to enter was allowed on
October 5, 1912.

A mineral inspector, reporting on January 21, 1914, said
the claimant took possession of the land in 1907. This is in conflict
with the date set by the claimant, to-wit, April, 1906, if there is no
error in that respect in the said letter of August 8, 1916, but in
any event, the claimant is shown to have taken possession of the land
and begun improvements thereon at least nine years ago. The inspector
found improvements consisting of 1 1/2 miles of ditch, 1 1/2 miles of fence
and 40 acres in cultivation.

Since he took possession of this land, the entryman has
had continuous possession of the same. Since his application to enter

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MAR 18 1993

was allowed in the face of this power site question on October 5, 1912, he has considered that question settled and, believing the land to be his sole property so long as he complied with the desert land laws governing the same, in due course he made final proof. The said letter says: "The entry and proof record has been examined in this office and found sufficient."

Claimant is informed that action on his claim is to be withheld pending power site legislation. We are not informed whether any power site legislation has been enacted since the said letter of August 2nd was written, or whether there is any likelihood of that such legislation will be enacted in the future but it does seem that the Department would not be acting in good faith with this entryman in permitting him to hold this land for a period of nine years or more, expending money in reclaiming the same from its desert condition and considering it his own if it should now inform him that, though he has complied with every condition required of him, the land will be taken from him to be held for some power site legislation or purpose which may or may not materialize.

But the Department has gone farther in this matter than is indicated in the said letter to convince the entryman that the power site question was settled when his application to enter was allowed.

On April 26, 1916, Final Certificate for this land was issued to the entryman. A final certificate is evidence of the equitable title in the holder thereof and is practically equivalent to a patent,, the only real difference between the two being that jurisdiction to cancel the final certificate lies in the Department while, generally jurisdiction to cancel the patent lies only with the United States courts. But patents or final certificates are not usually canceled except for some act of fraud or neglect on the part

31 Lands

"The power to cancel"

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MAR 18 1993

deprive any person of land lawfully entered and paid for.
Cornelius vs. Kessel, 128 U.S. 456, 9 S.Ct. 122, 32 L.ed. 482;
Stimson Land Co. vs. Rawson, 62 Fed. 426."

"The power of the commissioner of the general land office to cancel entries to public lands after final proof has been made and a final certificate issued extends only to cases of entries made upon false testimony or without authority of law." Stimson vs. Clark, 45 Fed. 760.

The entryman is informed by the duplicate final certificate which he holds that "on presentation of this certificate to the COMMISSIONER OF THE GENERAL LAND OFFICE, the said Philip Maraifio shall be entitled to receive a Patent for the land above described if all then be found regular." Surely in this case all has been found regular in so far as any act or duty of the entryman is concerned. Though the land involved, being a desert land entry, is not, according to the Department's ruling stated in the said letter, technically within the exceptions to the act of July 25, 1910, it is a part of the entryman's home and in that event he is a bona fide settler thereon.

In view of all the circumstances in this case, you are herein respectfully petitioned to order the objections relating to power sites or power site legislation withdrawn and permit the said entry to go to patent in due course of procedure.

Dated this 18th day of September, 1916.

Attorney for entryman Philip
Maraifio residing at Challis,
Idaho.

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MAR 18 1993

CLAIMANT'S NAME: Betty + Frank Maraffio
and J.P. Ranch, Inc.DATE: 3-17-92COUNTY: CusterEMPLOYEE: S.W. Keen

Mr. + Mrs. Maraffio visited me to discuss providing priority proof for these claims. They received a letter asking for proof for A36-04046, but they did not receive a letter for A36-04018. Both claims are based on statutory claims.

The Maraffios also informed me that the contractual sale to J.P. Ranch, Inc. had been completed. I gave them an ownership change form and asked them to complete it with the new owner and return it.

I also looked in the statutory claim files and found that the file for 36-04018 contains a document that appears to support the claimed priority date.

Mr. Maraffio will submit some documentation or an affidavit to support A36-04046. I encouraged him to send it to Twin Falls by May 1, 1992.

MICROFILMED

MAR 18 1993

IN THE MATTER OF:

A72-04046

AFFIDAVIT

State of Idaho

County of TWIN FALLS

I, Frank Maraffio

being first duly sworn

deposes and says:

I have a letter pertaining to the Desert Land Entry ^{of my father's} mentioning water from Alkali Springs irrigating at least 40 acres in 1905. of the described property of the claim in question. The dam my father built to contain the water for irrigation is partly still there. The stream thru the years has changed. by development of the highway and changes in the property being irrigated. Possibly any water claim by my father if recorded would be destroyed in fire in the Hailey court house. When I was a boy I irrigated with this stream in the 1930's. After buying the ranch I at one time measured the water to be over 1 cfs by my knowing how we in about 1984. I had used this water since 1947 on my own because of purchasing the ranch as to my knowledge we had used the entire flow of water of the stream since beginning.

Frank Maraffio
(signature)

Subscribed and sworn to before me this 22ND day of APRIL 19 92

Steve [Signature]

(notary public)

Residing at Twin Falls
My commission expires Dec. 2, 1994

WATER RIGHT NO. 72-4046
As Modified by Transfer No. 66137

In accordance with the approval of Transfer No. 66137, Water Right No. 72-4046 is now described as follows.

Right Holder: HIGH MOUNTAIN RANCHES LTD PARTNERSHIP
 2027 SILVER CREEK LANE
 BOISE ID 83706

Priority Date: 05/01/1916

Source: ALKALI SPRING CREEK **Tributary:** SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01 to 10/31		2.23 CFS	472.5 AF
			2.23 CFS	472.5 AF

LOCATION OF POINT(S) OF DIVERSION:

ALKALI SPRING CREEK Lot 1 SWNENE Sec. 11 Twp 11N Rge 18E CUSTER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N 18E 1							22.0			21.0	12.0						55.0
							L 5			L 6	L 7						
11N 18E 2																9.5	9.5
																L 9	
11N 18E 11	22.0		10.0	28.5									9.0				69.5
	L 1		L 4	L 4									L 5				
11N 18E 12						1.0											1.0
						L 2											

Total Acres: 135

CONDITIONS OF APPROVAL

1. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

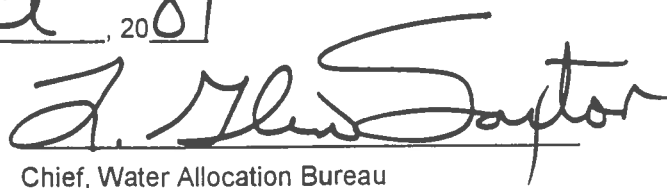
WATER RIGHT NO. 72-4046
As Modified by Transfer No. 66137

CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Rights 72-04018 and 72-04046 when combined shall not exceed a total diversion rate of 5.40 cfs, a total annual maximum diversion volume of 472.5 af at the field headgate, and the irrigation of 135.0 acres.
7. All water rights within Basin 72 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
8. Approval of Transfer 5770 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

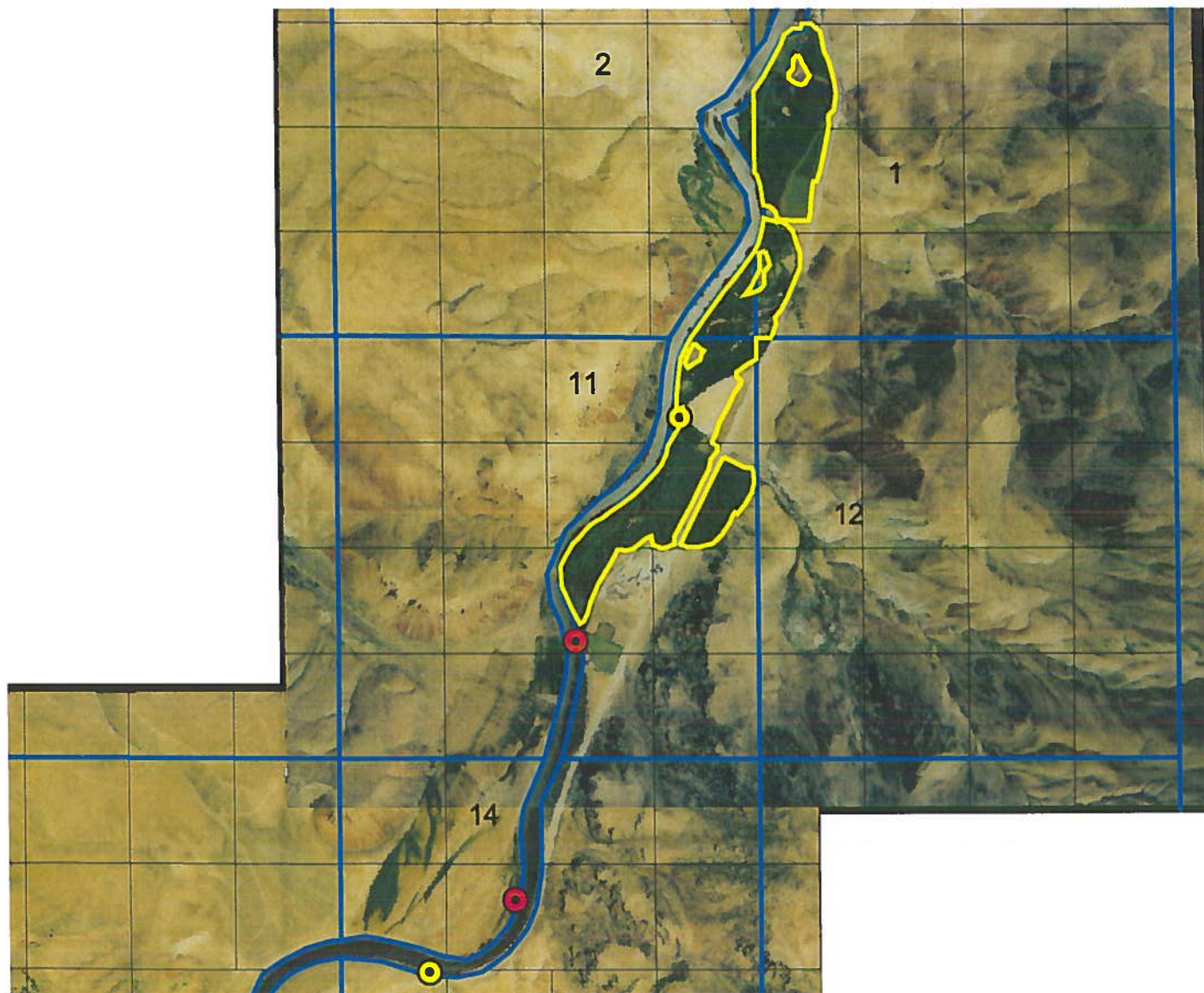
This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 24th day of April, 2001


Chief, Water Allocation Bureau

IDAHO DEPARTMENT OF WATER RESOURCES

72-16605 & 72-16607



0 5280 Feet

-  RECOMMENDED PLACE OF USE
-  RECOMMENDED POINT OF DIVERSION
-  SECTION LINES
-  QUARTER-QUARTER LINES
-  STREAMS & DITCH CHANNELS
-  TOWNSHIP-RANGE LINES

TWN: 11N
RNG: 18E



GIS PLACE OF USE PRESENTATION
USFS AERIAL PHOTOGRAPHY
BY STEVE CLELLAND

DATE: JULY 18, 2001
REVISED

SPLIT REVIEW

7/18/01
Sec

72-4018

5.4 cfs (.04/Ac)

135 Ac.

(472.5 AFA) [3.5/Ac]

72-4046

2.23 cfs (.0165/Ac)

135 Ac

(472.5 AFA)

72-16605

134 Ac

5.36 cfs

(469 AF)

BLM

72-16606

1 Ac

.04 cfs

(3.5 AFA)

72-16607

134 Ac

2.21 cfs

(469 AF)

BLM

72-16608

1 Ac

0.02
- .0165 cfs

(3.5 AFA)

Sec. 12 NWNW

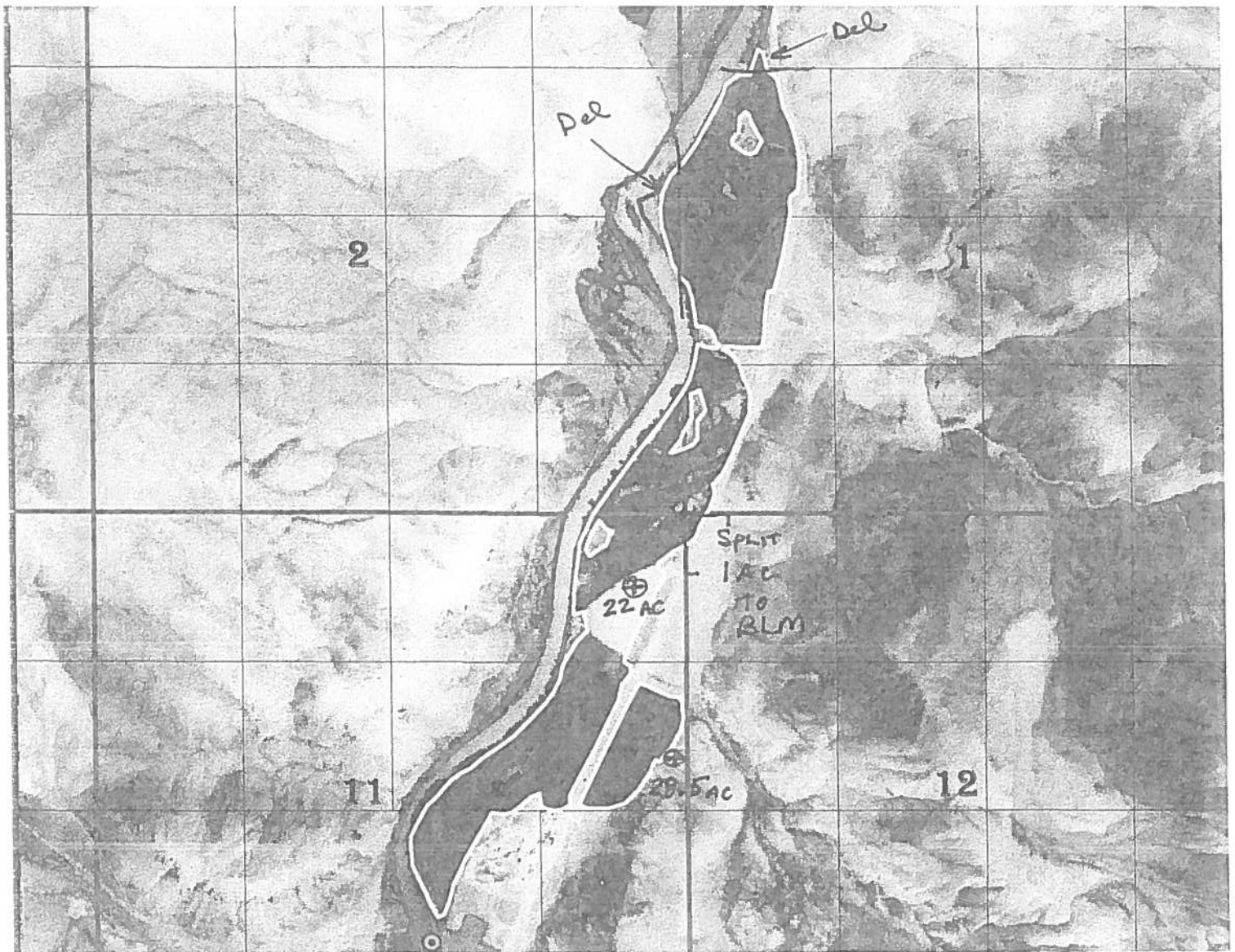
T11N R18E

Sec 12

Combined Limits
equal to this Right

IDAHO DEPARTMENT OF WATER RESOURCES

72-04018



660 0 660 1320 Feet

RECOMMENDED PLACE OF USE

⊙ RECOMMENDED POINT OF DIVERSION

▬ SECTION LINES

▬ QUARTER-QUARTER LINES

~ STREAMS & DITCH CHANNELS

TWN: 11N

RNG: 18E

SEC: 1, 2, 11 & 12



★ Revised per
Transfer #66137
& SFS split 1/17/01
SCC

GIS PLACE OF USE PRESENTATION
USFS AERIAL PHOTOGRAPHY, 1988
BY STEVE CLELLAND

DATE: NOV. 4, 1998

→ Copy to:
~~72-4046~~
72-16607

COPY

200 AUG 21 AM 10: 12

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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)

Water Rights: 72-04018, 72-04046

Case No. 39576)

NOTICE OF ADMINISTRATIVE
PROCEEDING

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

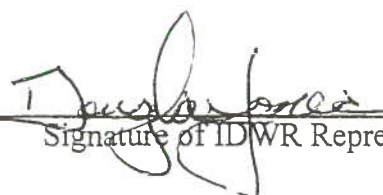
☒ I.C. § 42-222 transfer 5770

☐ point of diversion ☒ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed not later than: June 14, 2001.

Dated 8/21/00



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 8/21, 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 ID 83303-2707

2. One copy to:

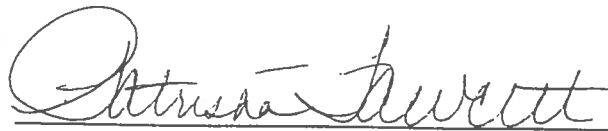
Claimant or attorney of record:
Murray D Feldman
Holland & Hart
PO Box 2527
Boise ID 83701

3. One copy to:

Each party in the subcase, or attorney of record:
R Lee Leininger
United States Dept. Of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

4. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
P. O. Box 44449
Boise, Idaho 83711-4449



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

August 21, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MURRAY D FELDMAN
HOLLAND & HART
PO BOX 2527
BOISE ID 83701

RE: SRBA Claim(s) 72-00246, 72-00247, 72-04018, 72-04046,
72-04090 / High Mountain Ranches Ltd
Partnership

Dear Counselor:

Please find the enclosed copy of the Notice of 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.

After IDWR completes the indicated administrative process, and has modified the SRBA claims, you will be forwarded a Notice of Completed Administrative Proceeding. Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

NAD Dec 16/14, Transfer No. 5770

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

JUN 14 2000

Department of Water Resources
Southern Region

ne of applicant High Mountain Ranches Limited Partnership Phone 208.336.8719
t Office address 2027 Silver Creek Lane, Boise, Idaho 83706

PURPOSE OF TRANSFER

- ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

Describe the reason for the proposed changes To move historical use from (BLM)
land onto private land at request of BLM to avoid
unpermitted use of BLM land.

DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
72-04018	04/15/1914	5.40	Irrigation	04/01 to 10/31
72-04046	05/01/1916	2.23	Irrigation	04/01 to 10/31
				to
				to

Total amount of water being transferred ~~163~~ 5.40 cfs (5.40 cfs per telephone conversation with Murray Feldman) to _____ cubic feet per second and/or _____ acre-feet per annum.

Source of water Salmon River (72-04018) tributary to Snake River
Point(s) of Diversion: Alkali Spring Creek (72-04046) Salmon River

[illegible]

lands irrigated or place of use:

[illegible]

AJ0749NP
No. R72-04046

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

DATE: 04/03/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HIGH MOUNTAIN RANCHES LTD PARTNERSHIP AN IDAHO LIMITED PARTNERSHIP 2027 SILVER CREEK LANE BOISE ID 83706 (208) 336-8719	05/01/1916	IRRIGATION	04-01 10-31	2.230 CFS	
TOTAL DIVERSION:					2.230 CFS	

Water Source: ALKALI SPRING CREEK Tributary to: SALMON RIVER Stage: BENEFICIAL USE
Point(s) of Diversion: T11N R18E S11 Lot01(SANENE) CUSTER County

Place of use Legal Description for: IRRIGATION											
NE			NW			SW			SE		
T	R	S	NE	SE	NW	SW	NE	SE	NW	SW	SUM
11N	18E	1	06-01	:	02-01	:	06-21	07-12	:	06-01	09-09
11N	18E	2	:	:	:	:	:	:	:	:	12.7
11N	18E	11	04-10	04-27	:	:	:	:	:	05-09	66.0
11N	18E	12	:	:	02-01	:	:	:	:	:	1.0
TOTAL ACRES										:	135.0

POU County: CUSTER
Other Rights: 72-04018

Conditions of Approval:
C18 - THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
- NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
- ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
- DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
- ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks: ANT USE OF THIS RIGHT WITH RIGHT NO. 72-04018 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.40 CFS.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 72-04018 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 135 ACRES IN A SINGLE
IRRIGATION SEASON.

Dates: Exam Made Date: 07/14/1993 Verified Date: 04/03/2000 Objection Filed Date: 06/02/1999
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

HOLLAND & HART^{LLP}
ATTORNEYS AT LAW

DENVER • ASPEN
BOULDER • COLORADO SPRINGS
DENVER TECH CENTER
BILLINGS • BOISE
CHEYENNE • JACKSON HOLE
SALT LAKE CITY

SUITE 1400
101 SOUTH CAPITOL BOULEVARD
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869

Murray D. Feldman
mfeldman@hollandhart.com

March 29, 2000

Via UPS Overnight

Mr. Steve Clelland
Senior Water Resource Agent
Idaho Department of Water Resources
Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

RECEIVED

MAR 31 2000

Department of Water Resources
Southern Region

Re: Herrick Water Right Claims in Basin 72
Notice of Change of Water Right Ownership and Application for
Transfer Forms

Dear Mr. Clelland:

As we discussed at the close of last year, I am transmitting to you for submission to IDWR the following applications and materials concerning the Herricks' water rights and water right claims in Basin 72.

1. A Notice of Change of Water Right Ownership form and supporting documents. This Notice of Change of Water Right Ownership form will serve to change the name for the indicated water rights from Mr. and Mrs. Herrick individually to the present record owner of the appurtenant real property for the water rights, the High Mountain Ranches Limited Partnership. In accordance with this requested change, all of the following water right transfer applications have been prepared in the name of the High Mountain Ranches Limited Partnership.
2. Application for Transfer of Water Right concerning Water Right No. 72-04090.
3. Application for Transfer of Water Right concerning Water Rights Nos. 72-04018 and 72-04046.

Mr. Steve Clelland
March 29, 2000
Page 2

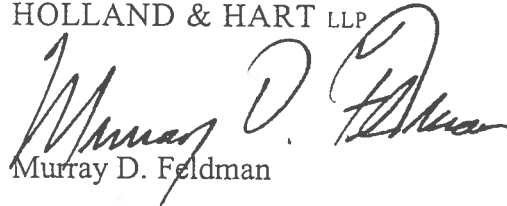
4. Application for Transfer of Water Right concerning Water Rights
Nos. 72-00246 and 72-00247.

I have also enclosed a check in the amount of \$300.00 payable to IDWR
for the \$100 fee for each transfer application.

If you have any questions about these applications or the notice of change,
or need additional information, please let me know. Thank you very much for
your assistance with these items and your attention to this matter.

Sincerely,

HOLLAND & HART LLP



Murray D. Feldman

MDF:cd
Enclosures
cc: Mr. Terry Walther
(w/encls. via U.S. Mail)
2643989_1.DOC/29727.1799

MAR 31 2000

Department of Water Resources
Boise, Idaho

COPY

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s): 72-00244A; 72-00245; 72-00246; 72-00247; 72-04018; 72-04046;
72-04090
Adjudication Claim No(s): A72-00244A; A72-00245; A72-00246; A72-00247; A72-04018; A72-04046;
A72-04090
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Gerald D. Herrick and Kathryn S. Herrick, Husband & Wife
2027 Silver Creek Lane, Boise, ID 83706
4. New Owner/Claimant(s) HIGH MOUNTAIN RANCHES LIMITED PARTNERSHIP, an Idaho limited
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or partners
New Mailing Address 2027 Silver Creek Lane
City, State and ZIP Code Boise, ID 83706
New Telephone Number (208) 336-8719
5. Date you acquired the property March 3, 1997
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) HIGH MOUNTAIN RANCHES, LIMITED PARTNERSHIP
By: Kathryn S. Herrick
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
Kathryn S. Herrick, Secretary of Herrick Ranches, Inc. General Partner
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

MINUTES OF ANNUAL MEETING OF BOARD OF DIRECTORS

OF

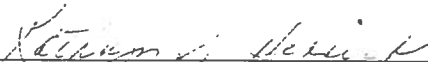
HERRICK RANCHES, INC.

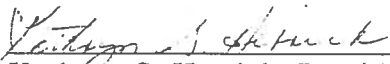
The annual meeting of the Board of Directors of Herrick Ranches, Inc., was held January 5, 1999, immediately following the annual meeting of shareholders at Boise, Idaho. Present was Kathryn S. Herrick.

Kathryn S. Herrick acted as Chairman and Secretary. Minutes of the last annual meeting were read and approved. The Chairman announced that the first order of business was the election of officers. Nominations were made, seconded and unanimously approved and the following individuals were elected to the positions following their names:

Kathryn S. Herrick	President
Kathryn S. Herrick	Secretary

There being no further business, the meeting was adjourned.


Kathryn S. Herrick, Secretary


Kathryn S. Herrick, President

BOISE:0105675.01

RECEIVED

MAR 31 2000

Department of Water Resource
Southern Region

CERTIFICATE OF LIMITED PARTNERSHIP

(Instructions on back of application)

Feb 13 10 30 AM '97



1. The name of the limited partnership is: High Mountain Ranches Limited Partnership

2. The name and business address of the registered agent are:

Gerald D. Herrick

2027 Silver Creek Lane - Boise, Idaho 83706

(not a P.O. Box)

3. The name and business address of each general partner are:

Name

Address

Herrick Ranches, Inc.

2027 Silver Creek Lane

Boise, Idaho 83706

(If more space is needed, continue in item 5.)

4. The latest date on which the partnership will dissolve is: December 31, 2045

5. Other matters (optional):

6. Signatures of all general partners:

HERRICK RANCHES, INC., an Idaho corporation

By: Gerald D. Herrick

Gerald D. Herrick, President

Secretary of State use only

IDAHO SECRETARY OF STATE

DATE 02/13/1997

0900 63931 2

CK #: 18484 CUST# 2105

LTD PTR DM 1@ 100.00= 100.00

g/corp/forms/CLP pm6 Revised 9/96

: L

COPY

ORIGINAL IN
H & H VAULT

AMENDED BARGAIN AND SALE DEED

0213673

THIS INDENTURE, made the 17th day of June, 1997, between GERALD D. HERRICK and KATHRYN S. HERRICK, husband and wife, "Grantors," and HIGH MOUNTAIN RANCHES LIMITED PARTNERSHIP, an Idaho limited partnership, "Grantee."

W I T N E S S E T H:

WHEREAS, Grantors transferred title to the property described herein to Grantee pursuant to a Bargain and Sale Deed dated March 3, 1997 and recorded in Custer County, Idaho under Instrument No. 0212975 on March 7, 1997, and

WHEREAS, the parties have determined that there is an error in the legal description, and

WHEREAS, the parties intend by this deed to correct the legal description for said property.

The Grantors for good and valuable consideration, have granted, bargained, sold and conveyed, and by these presents do grant, bargain, sell and convey unto the said Grantee, and to its heirs and assigns, forever, all of that certain piece or parcels of land situate, lying and being located in the County of Custer, State of Idaho, particularly described as follows, to-wit:

See Exhibit A attached hereto.

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all the estate, right, title, interest in the property, possession, claim and demand whatsoever, as well in law as in equity of the Grantors, of, in or to the said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the said Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and year first above written.


GERALD D. HERRICK


KATHRYN S. HERRICK

RECEIVED

MAR 31 2000

Department of Water Resources
Bozeman, Montana

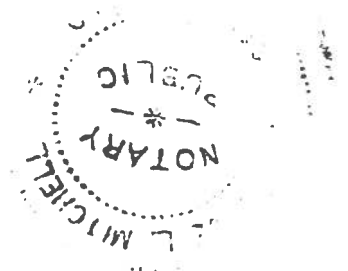
STATE OF IDAHO)
 : ss.
 County of Ada)

On this 17th day of June, 1997, before me, a notary public in and for said State, personally appeared GERALD D. HERRICK and KATHRYN S. HERRICK, husband and wife, known or identified to me to be the persons who executed the instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Joyce L. Mitchell
 Notary Public for Idaho
 Residing at: Bain, Idaho
 My Commission Expires: 11/10/2000

WP 71426



213673
Custer County Reg. of
Holland and Hart

Time 10:05 A.M.
6-23-1997
Wanda J. Murphy
• 12th

TRACT I:

TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO

Section 1: Lot 4

Section 2: Lots 1, 7 and 8

TOWNSHIP 12 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO

Section 35: SE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$.

Section 36: Lots 5 and 6.

TRACT II:

TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

Section 11: Lots 6 and 7.

Section 14: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Lots 2, 3 and 4.

EXHIBIT

A

TOWNSHIP 11-NORTH, RANGE 18 EAST, BOISE MERIDIAN

Section 1: Lots 5, 6, and 7.

Section 2: Lot 9.

Section 11: Lots 1, 4, 5, and 8.

EXCEPTING THEREFROM:

The following described parcels from said Lot 5 and Lot 8.

A tract of land in Lots 5 and 8, Section 11, Township 11 North, Range 18 East of the Boise Meridian, described as:

Commencing at the intersection of the Southerly boundary of said Section 11 and the Westerly right-of-way line of U.S. Highway No. 93; thence Northeasterly along said Right-of-way line 1,112.7 feet to the TRUE POINT OF BEGINNING; continuing thence Northeasterly along said Right-of-way line a distance of 392.5 feet; thence North $66^{\circ}19'$ West, 680.0 feet to a point on the Easterly bank of the Salmon River; thence South $9^{\circ}58'$ East along the Easterly bank of the Salmon River 457.9 feet; thence South $66^{\circ}19'$ East, 434.8 feet to the TRUE POINT OF BEGINNING.

AND ALSO EXCEPTING:

A fraction of Lot 5, Section 11, Township 11 North, Range 18 East of the Boise Meridian, described as:

Commencing at the intersection of the Southerly boundary of said Section 11, and the Westerly right-of-way line of U.S. Highway No. 93; thence Northeasterly along the Westerly Right-of-way line of U.S. Highway No. 93, a distance of 1505.2 feet to the POINT OF BEGINNING, which is also the Northeast corner of the land described in the Deed to George Bryan Forestier, et. ux., recorded as instrument No. 134996, records of Custer County, Idaho, continuing thence Northeasterly along said Right-of-way line 469. feet; thence North $66^{\circ}19'$ West, 1156.7 feet to a point on the Easterly bank of the Salmon River; thence meandering said bank in a Southerly direction 670.0 feet, more or less, to a point which lies North $66^{\circ}19'$ West, from the POINT OF BEGINNING, which point is also the Northwest corner of said Forestier land; thence South $66^{\circ}19'$ East 680.0 feet along the Northeasterly boundary line of said Forestier land to the POINT OF BEGINNING.

ALSO EXCEPTING:

A parcel of land being a portion of Government Lot 5 of Section 11, Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

Beginning at the Northeast corner of Government Lot 5 of Section 11, Township 11 North Range 18 East, Boise Meridian, thence South $0^{\circ}00'16''$ East along the East line of said Government Lot 5 a distance of 610.51 feet to a point in the Westerly right of way line of existing State Highway No. 75; thence South $25^{\circ}02'00''$ West along said existing Westerly right of way line 275.29 feet to Grantor's most Southerly property corner; said point also being the Northeast corner of the land described in the deed dated July 16, 1979, Pamela C. Moorhead, grantor to Stephen C. Moorhead, recorded August 10, 1979, as instrument No. 150767, records of Custer County, Idaho, thence North $66^{\circ}11'25''$ West along said Northerly property line 627.35 feet; thence North $28^{\circ}16'49''$ East, 688.58 feet to a point in the North line of said Government Lot 5; thence North $89^{\circ}57'10''$ East along said North line 364.16 feet to the PLACE OF BEGINNING.

ALSO EXCEPTING:

A fraction of Lot 8 in Section 11, Township 11 North, Range 18 East of the Boise Meridian more particularly described as follows, to-wit:

Beginning at the meander corner of the Easterly bank of the Salmon River on the line between Section 11 and 14, run thence East along the South boundary of Section 11 a distance of 215.3 feet, more or less, to a point on the Westerly right-of-way line of U.S. Highway No. 93, thence North $25^{\circ}02'$ East, along the Westerly right-of-way line of U.S. Highway No. 93 a distance of 1,112.7 feet; thence North $66^{\circ}19'$ West 434.8 feet to a point on the Easterly bank of the Salmon River; thence meandering the Easterly bank of the Salmon River in a Southwesterly direction as follows: South $12^{\circ}49'$ West 365.4 feet; thence South $12^{\circ}31'$ West 443.6 feet; thence South $17^{\circ}33'$ West 409.3 feet to the POINT OF BEGINNING.

SQUANCA
see file

field Notes
7-8-93
Sc

JP ranch

— 4018

Flood :

Bot :

Set :

Run :

— 4046

spring

→ dumps to Ditch to Supplement 4018
Need Mess :

A 72-7071

alkaloi Spring

STOCK WATER

1 1/4 plastic pipe to Tank

A72-4018 - S.R. from Ditch
~~confine~~

(*) John will
gather
Hubble
info

DEC 03 1996

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A72-04018

A72-04046

RE: ownership + diversion of lands irrigated

DATE 5-25-93

NAME OF PARTY

WAYNE WAGLEY

(IRRIGATOR & HIRED HAND FOR
JP RANCHES)

met in the field where I was noting irrigated acres +
locating Ditches + POD's. I explained why I was there
and asked about the land @ mile Marker 230
(T11N, R18E, S11, S. edge of NE 1/4)

He said JP Ranches owned the land but may sell
soon... Didn't know if he should tell me that.

He said no Diversions are made from the River Directly
all pumps + Ditches are from the Main Ditch.

This is the same JP Ranches as found on the EAST Fork.

(see also photos Roll 172-5)

DEC 03 1996

DATE: 11/16/98
PAGE: 1

Stage: BENEFICIAL USE

CUSTER County

NE.

TOTAL ACRES

REMARKS: QNT USE OF THIS RIGHT WITH RIGHT NO. 72-04018 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.40 CFS.

USE OF THIS RIGHT WITH RIGHT NO. 72-04018 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 135 ACRES IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: 07/14/1993 Verified Date: 11/16/1998 Objection Filed Date:

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

5

IM NUMBER A72-04018
A72-04046

DATE 11/4/98
 AGENT SC

TRANSFER NUMBER _____
 CLAIMED ACRE TOTAL 188
 GIS ACRE TOTAL 134.7

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
IM	11N	18E	1						Ø	20			20	20						60
S									.3	22			21	12						55.3
COM									.3	22			21	12						55.3
IM			2				Ø									Ø			10	10
S							1.5									1.7			9.4	12.6
COM							1.5									1.7			9.5	12.7
IM			11	25		8	40										25	20		118
IS				20		10	27										8.9	Ø		65.9
COM				20		10	27										9	Ø		66
2-DBPOU.SHP	Sec. 12 = <u>NWNW</u> Ø claim																			Ø
CAPE NOS.	Ø.9 GIS																			0.9
<u>417 - N. pou</u>	1 Rec'd																			1

418 - E. pou

→ 4046 limited to claimed acres = 111.7

GIS = 134.7
 REC'd = 135

IS.	DESCRIPTION
263	(MARRAFIO DITCH) NENWSW Lot 7
262	(AIKALISPRINGS) SWNESE Lot 1

IF TABLES UPDATED

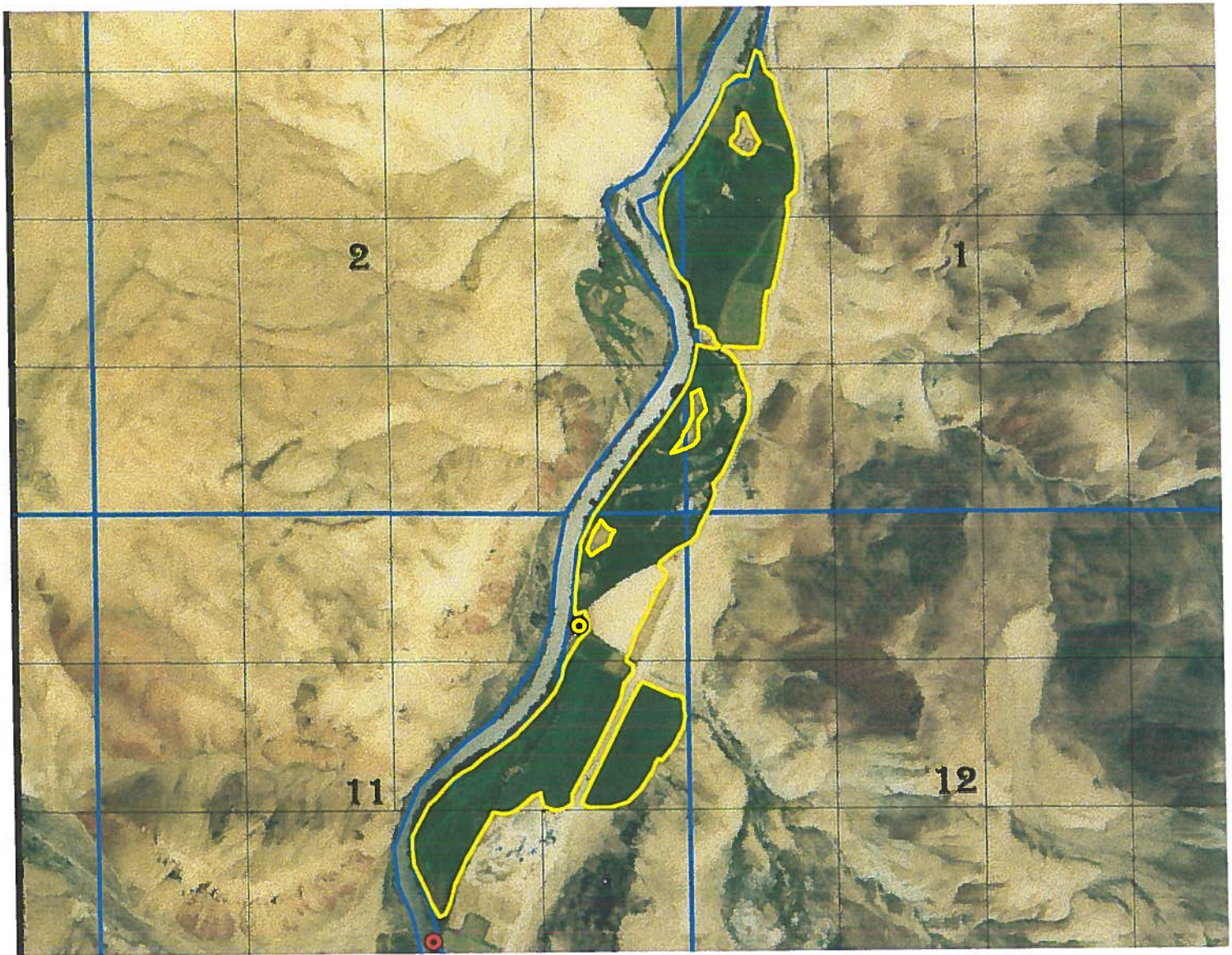
2-DBPOU.DBF ✓ 11/10/98 SC

2-DBPOD.DBF ✓

LEG LAYOUT ✓ 72-04018.jpg & 72-04046.jpg

IDAHO DEPARTMENT OF WATER RESOURCES

72-04046



660 0 660 1320 Feet

-  RECOMMENDED PLACE OF USE
-  RECOMMENDED POINT OF DIVERSION
-  SECTION LINES
-  QUARTER-QUARTER LINES
-  STREAMS & DITCH CHANNELS

⊗ Revised
7/17/01
SCC

TWN: 11N
RNG: 18E
SEC: 1, 2, 11 & 12



GIS PLACE OF USE PRESENTATION
USFS AERIAL PHOTOGRAPHY, 1988
BY STEVE CLELLAND

DATE: NOV. 4, 1998

Stage: BENEFICIAL USE

CUSTER County

SH

POU County: CUSTER

Other Rights: 72-04018

Remarks:

USE OF THIS RIGHT WITH RIGHT NO. 72-04018 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.18 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 317.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 127.0 ACRES IN A SINGLE IRRIGATION SEASON.

Dates: **Exam Made Date:** 07/14/1993

Verified Date: 01/27/1995

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

Comments: Date: 04/22/1992 User-ID: CLELAND Subject: COPIED FROM REMARKS
FRANK AND BETTY MARAFFIO HAVE SOLD THIS PROPERTY ON CONTRACT TO
J. P. RANCH, INC.

Date: 04/22/1992 User-ID: CLELLAND Subject: CHANGE OF OWNERSHIP/PROOF OF PRIORITY

DEC 03 1996

DEC 03 1996

AJ0749NP
No. R72-04046

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

DATE: 01/27/95
PAGE: 2

Comments: Date: 04/22/1992 User-ID: CLELLAND Subject: CHANGE OF OWNERSHIP/PROOF OF PRIORITY

THE MARAFFIO'S CAME IN TODAY WITH PROOF OF PRIORITY AND TO CHANGE
THE OWNERSHIP OF THEIR CLAIMS. THE PROOF SUBMITTED IS FOR 1916 &
1930'S. APPEARS THE CLAIM IS FOR THE ENTIRE FLOW OF THE STREAM
PER CONVERSATION WITH CLAIMANT AND IS NOW COMINGLED WITH OTHER MR
ON A COMMON PLACE OF USE. CHANGE OF OWNERSHIP IS TO MOVE OWNER
STATUS TO ORIGINAL OWNERS.

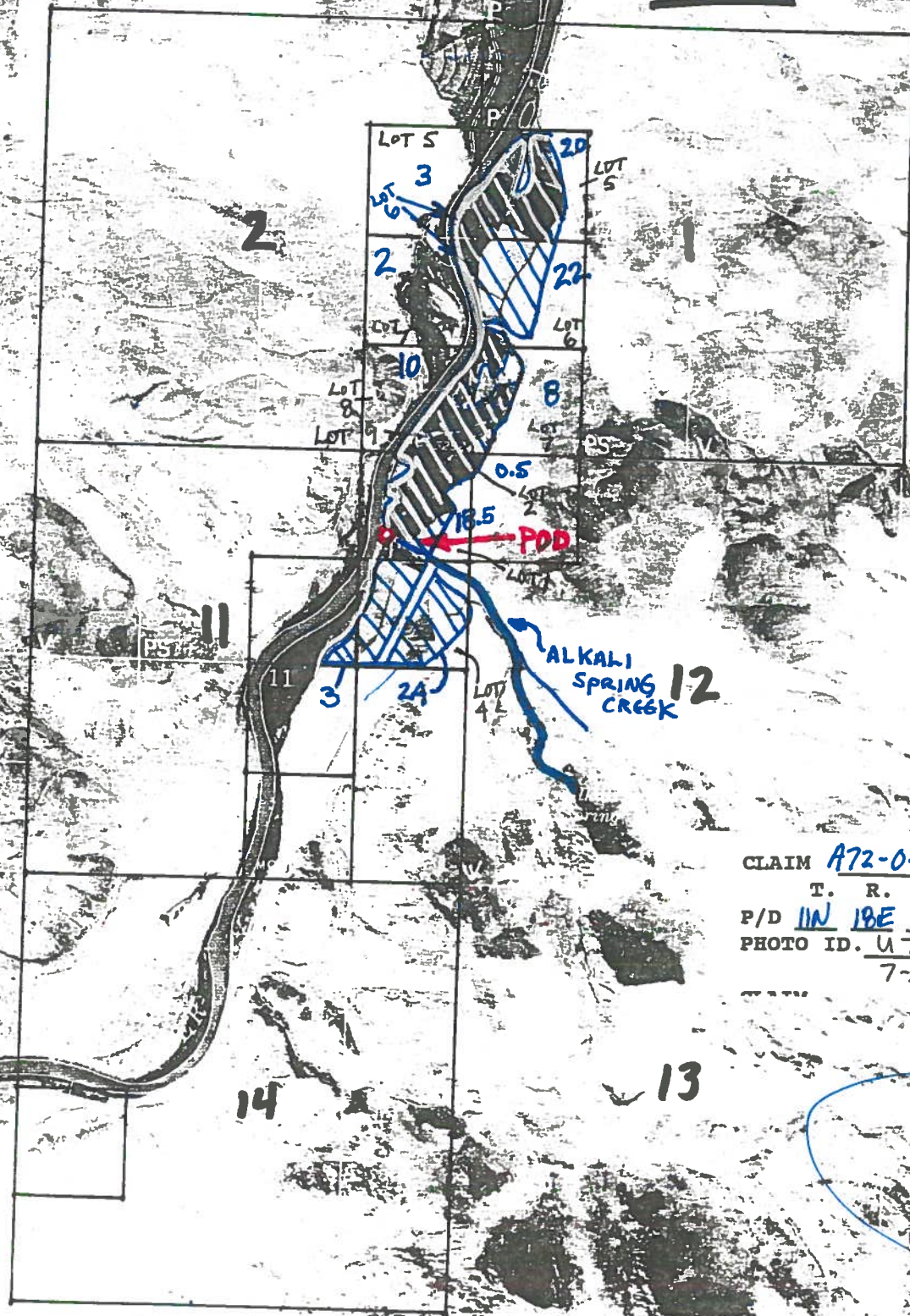
Date: 01/24/1995 User-ID: SCLELLAN Subject: CHANGE OF OWNERSHIP
FORMS SIGNED BY JP RANCH, JUDD CRAMER TO CHANGE OWNER.

Date: 01/27/1995 User-ID: SCLELLAN Subject: RECOMMENDATION
REC'D AS A SUPPLEMENT RIGHT TO THE PRIMARY RIGHT 72-04018. RATE
PER ACRE IS AT 0.02 CFS/AC AND AMOUNT WAS SUPPORTED BY TERRY BLAU
DURING A PRE-PERMIT EXAM 2-21-79.

Audit: 01/27/95 SCLELLAN

DEC 03 1996

R18E



CLAIM A72-04046 INIT SW
T. R. S. Q/Q 1-26-95
P/D 11N 18E 11 SWNE NE LOT 1
PHOTO ID. U 74
7-24-74

As
Recommended
111.0 Acres

DEC 03 1996

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y	copy of doc 1 offered	5-25-95 7-14-93 see	(N)	ok 6.	see 1-27-95	1-27-95 see	see 1-27-95
SOURCE				(Y)	1456			
NCE OF USE	Y			(Y)	1456			
DIV. AMOUNT CFS/VOLUME				(Y)				
CONSUMPTIVE USE	-			(Y)				
PURPOSES				N				
PERIOD OF USE				(Y)	6.			
BASIS OF CLAIM				(Y)	6.			
REMARKS	Y			(Y)	6.			

VERIFIED BY CODES

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

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

DEC 03 1996

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CLAIM NUMBER: A77-04046

DIVERSION
VOLUME

DIVERSION
VOLUME

~~279-3~~ AEA

STATUTORY CLAIM

STAGE: **(7)**

CUSTOMER **Den - Wa**

Country

Lot 1

SUN
11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31

267

25-0
111-7

more for a time

15

See
1-27-95

RECOMMENDATIONS:

REC.
PURPOSES

IRRIGATION

TOTAL FOR THIS RIGHT

REC. PERIOD
FROM TO

~~05-01~~ 4-15

~~11-01~~ 10-15

REC. DIV
RATE CFS

~~2.230~~ 2.230

2.22

REC. DIV
VOL. AF/A

~~174~~

REC. CONS.
USE

~~279.3~~ 279.3

Combined

REVIEWED BY:

See

DATE:

1-27-95

EQ9 =

72-4018

5.18 cfs

317.5 cu vol.

FD1 = Manafio Ditch

DEC 03 1995

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-04046
 TOTAL DIVERSION RATE OF WR SPLITS 2.230
 EXAMINER CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
72-04046	A72-04046	2.230	R72-04046	2.230	72-04046	2.230
TOTAL CFS		2.230				2.230

DIVERSION RATE REVIEW

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

FIELD EXAMINER
 DATABASE Y

REMARKS:

N/A

AUTHENTICATION:

SIGNATURE:

Steve Good

DATE:

1-27-95

NAME OF FIELD EXAMINER:

TITLE:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(☒) N()

AJ TOTAL CLAIMED DIVERSION RATE: 2.230 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.230 CFS

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

FLOW MEASUREMENT REQUIRED? DATABASE EXAMINER

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

B.

MEASUREMENT METHOD None, SEE ATTACHED CALCULATIONS.

FLOW MEASUREMENT

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

OTHER RIGHTS LISTED IN CLAIM: 72-04018

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-04046	ALKALI SPRING	J P RANCH INC	2.230	0.019		
A72-02035	SALMON RIVER	HERRICK, GERALD D.	0.400	0.020		
A72-04018	SALMON RIVER	J P RANCH INC	10.000	0.053		
R72-04018	SALMON RIVER	J P RANCH INC	10.000	0.053		
R72-04046	ALKALI SPRING	J P RANCH INC	2.230	0.019		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-10058	DOMESTIC	HUTCHENS, MARGARET	FROM 01-01 TO 12-31	.040 CFS	
A72-10058	STOCKWATER	HUTCHENS, MARGARET	FROM 01-01 TO 12-31	.020 CFS	

No flows were ever available to measure during
Turns of exam in summer of 1993.

* Allowed the claimed amount as found by Terry Blake on the Permit Exam on 2-21-79

DEC 03 1996

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 111 $\times$ 0.02 CFS/ACRE = 2.22 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(☒)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 279.3 AF/A

ACRES 111 $\times$ CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 272.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES $\times$ DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

1b. CALCULATIONS

*supplemental water to
the primary right 72-4018*

DEC 03 1996

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y FIELD EXAMINER

POU COUNTY: CUSTER

PRESUMPTION FLAG:

REMARKS:

Same Pou sheet the first quantity found field is omitted before this
amount is added to the Difab system.

16 Acres in S. 11
SUNNE
RUSE

DEC 03 1996

RECOMMENDATIONS:

TOTAL ACRES:

11.0

REVIEWED BY:

See

DATE:

1-27-95

A. AJ CLAIMED USES:

PURPOSES
A72-04046 IRRIGATION

MONTH/DAY
FROM 05-01 TO 11-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
2.230 CFS
2.230 CFS

B. WR RECORDED USES:

PURPOSES
72-04046 IRRIGATION

MONTH/DAY
FROM 05-01 TO 11-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
2.230 CFS
2.230 CFS

SUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

FIELD
DATABASE EXAMINER
N
N
N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X)
Y(X) N()

Explain in remarks, below.

REMARKS:

old season 4-15 to 10-15

DEC 03 1996

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

11N 18E 11 SW NE NE 01 LOT

COUNTY
Grant

SOURCE: ALKALI SPRING CREEK

TRIB: SALMON RIVER

REVIEWED BY: gr

DATE: 1-27-95

Alkali Spring flows down natural stream channel and enters the Mariage Ditch, no flow reaches the Salmon River. Based on observations of the stream bed & flows in the stream during the summer of 1993, the flows appear to be very brief in nature; perhaps during spring runoff and flash flood type ^{Complete} Thunderstorms. Flows do not appear to be reliable for crop irrigation but do provide a supplement to the Salmon River right 72-4018.

A. ROOT WATER RIGHT NUMBERS: A72-04046
R72-04046

B. FOU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11N	18E	1	SW	NW	5	J P RANCH INC	A72-04046 /20.0	-			
			SW	NW		J P RANCH INC	R72-04018 /20.0	72-04018 /20.0			
			SW	NW		J P RANCH INC	R72-04046 /20.0	-			
			SW	NW		HUTCHENS, MARGARET	A72-10058 /	-			
			SW	NW		J-P RANCH, INC.	A72-10224 /	-			
			SW	NW	5	J P RANCH INC	A72-04018 /20.0	-			
			SW	NW	4	GINI, ANDREA	72-00246 /	72-00247 /			
			SW	NW		GINI, ANDREA					
11E	1		NW	SW	6	J P RANCH INC	A72-04046 /20.0	-			
			NW	SW		J P RANCH INC	R72-04018 /20.0	72-04018 /20.0			
			NW	SW		J P RANCH INC	R72-04046 /20.0	-			
			NW	SW	6	J-P RANCH INC.	A72-10223 /	-			
			NW	SW		J P RANCH INC	A72-04018 /20.0	-			
11N	18E	1	SW	SW	7	J P RANCH INC	A72-04046 /20.0	-			
			SW	SW		J P RANCH INC	R72-04018 /20.0	72-04018 /20.0			
			SW	SW		J P RANCH INC	R72-04046 /20.0	-			
			SW	SW	7	J P RANCH INC	A72-04018 /20.0	-			
11N	18E	2	SE	NE		J P RANCH INC	A72-04046 /8.7	-			
			SE	NE		J P RANCH INC	R72-04046 /8.7	-			
11N	18E	2	NE	SE	7	J P RANCH INC	A72-04046 /8.0	-			
			NE	SE		J P RANCH INC	R72-04046 /8.0	-			
			NE	SE	7	HERRICK, GERALD D.	A72-02035 /10.0	72-02035 /10.0			
11N	18E	2	SE	SE		J P RANCH INC	A72-04046 /10.0	-			
			SE	SE	9	J P RANCH INC	R72-04018 /10.0	72-04018 /10.0			
			SE	SE		J P RANCH INC	R72-04046 /10.0	-			
			SE	SE		J P RANCH INC	R72-07071 /	72-07071 /			
			SE	SE	8	HERRICK, GERALD D.	A72-02035 /10.0	72-02035 /10.0			
			SE	SE		J P RANCH INC	A72-04018 /10.0	-			
			SE	SE		J P RANCH INC	A72-07071 /	-			
11N	18E	11	NE	NE		J P RANCH INC	A72-04046 /25.0	-			
			NE	NE		J P RANCH INC	R72-04046 /25.0	-			
			NE	NE	1	J P RANCH INC	A72-04018 /25.0	72-04018 /25.0			
			NE	NE		J P RANCH INC	R72-04018 /25.0	-			
TOTAL ACRES							A72-04046	111.70			

*See
A72-4018
in*

A. AJ CLAIM: # A72-04046 PRIORITY DATE: 05-01-1916 STAGE: 5
B. WR RECORD: # 72-04046 PRIORITY DATE: 05-01-1916 STAGE: 5

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

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

REMARKS: Don't have entry documents support the use of 40 Acres under irrigation; the remaining lands are not described but might be supported by the affidavit by Frank Manafio for the 1947 season. possible. See 4-12-93

Manafio Ditch was developed at about this time (or earlier) and the source herein must flow into that ditch. appears this water has always been used to supplement the Ditch water. Also the need to irrigate portions of the Allard above the Ditch before use of sprinklers. * "apex" document supports dates 4-15-1914 when mineral inspector was reporting to state of irrigation.

RECOMMENDED PRIORITY DATE: 05-01-1916
REVIEWED BY: [Signature] DATE: 5-1-1916

DATE 1-26-95

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-04046	11N	18E	11	SW	NE	NE		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD
 A PREFIX R PREFIX
 NONE NONE
 WR RECORDS IN SAME 40 ACRE TRACT
 NONE

SOURCE: ALKALI SPRING

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
3-04046	11N	18E	12		SW	NW		CUSTER

OTHER WR RECORDS WITH SAME WR POD
 AJ CLAIMS IN SAME 40 ACRE TRACT
 A PREFIX R PREFIX
 NONE NONE

72-07071

SOURCE: ALKALI SPRING

TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

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

REMARKS:

Confirmed POD & Source w/ POD & Field Exam

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-04046

LAST: MARAFFIO
ADDRESS: BOX 713
CITY: CHALLIS
PHONE NUMBER: 208-879-4683

FIRST: FRANK
STATE: ID ZIP: 83226

OWNER CODE: 0

LAST: MARAFFIO
ADDRESS: BOX 713
CITY: CHALLIS
PHONE NUMBER: 208-879-4683

FIRST: BETTY L
STATE: ID ZIP: 83226

OWNER CODE: 0

LAST: J P RANCH INC
ADDRESS: C/O JUDD CRAMER
HC 67 BOX 2095
CITY: CHALLIS
PHONE NUMBER: 208-000-0000

FIRST:
STATE: ID ZIP: 83226

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
DATABASE
FIELD EXAMINER

CLAIM REMARKS: FRANK AND BETTY MARAFFIO HAVE SOLD THIS PROPERTY ON CONTRACT TO
J. P. RANCH, INC.

DEC 03 1996

CONTACT PERSON: -----

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 2/14/93

APPOINTMENT MADE: Y(____) N(X)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: -----

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: -----

DIRECTIONS TO PROPERTY / REMARKS: -----

<see photo & field notes>

DEC 03 1996

TUN RIBE

A72-4046

05 LT01	04 LT04	04 LT03	04 LT02	04 LT01	03 LT04	03 LT03	03 LT02	03 LT01	02 LT04	02 LT03	02 LT02	02 LT01	01 LT04	01 LT03	01 LT02	01 LT01
05 SENE	04 SWNW	04 SENW	04 SWNE	04 SENE	03 SWNW	03 SENW	03 SWNE	03 SENE	02 SWNW	02 SENW	02 SWNE	02 LT05	01 LT05	01 SENW	01 SWNE	01 SENE
05 NESE	04 NWSW	04 NESW	04 NWSE	04 NESE	03 NWSW	03 NESW	03 NWSE	03 NESE	02 NWSW	02 NESW	02 NWSE	02 LT07	01 LT06	01 NESW	01 NWSE	01 NESE
05 SESE	04 SWSW	04 SESW	04 SWSE	04 SESE	03 SWSW	03 SESW	03 SWSE	03 SESE	02 SWSW	02 SESW	02 SWSE	02 LT08	01 LT07	01 SESW	01 SWSE	01 SESE
08 NENE	09 NNW	09 NENW	09 NNWE	09 NENE	10 NNW	10 NENW	10 NNWE	10 NENE	11 NNW	11 NENW	11 LT02	11 LT01	12 NNW	12 NENW	12 NNWE	12 NENE
08 SENE	09 SWNW	09 SENW	09 SWNE	09 SENE	10 SWNW	10 SENW	10 SWNE	10 SENE	11 SWNW	11 SENW	11 LT03	11 LT04	12 SWNW	12 SENW	12 SWNE	12 SENE
08 NESE	09 NWSW	09 NESW	09 NWSE	09 NESE	10 NWSW	10 NESW	10 NWSE	10 NESE	11 NWSW	11 LT06	11 LT05	11 NESE	12 NWSW	12 NESW	12 NWSE	12 NESE
08 SESE	09 SWSW	09 SESW	09 SWSE	09 SESE	10 SWSW	10 SESW	10 SWSE	10 SESE	11 SWSW	11 SESW	11 SWSE	11 SESE	12 SWSW	12 SESW	12 SWSE	12 SESE
17 NENE	16 NNW	16 NENW	16 NNWE	16 NENE	15 NNW	15 NENW	15 NNWE	15 NENE	14 NNW	14 LT02	14 LT01	14 NENE	13 NNW	13 NENW	13 NNWE	13 NENE
17 SENE	16 SWNW	16 SENW	16 SWNE	16 SENE	15 SWNW	15 SENW	15 SWNE	15 LT03	14 LT03	14 LT04	14 LT05	14 SENE	13 SWNW	13 SENW	13 SWNE	13 SENE
17 NESE	16 NWSW	16 NESW	16 NWSE	16 NESE	15 NWSW	15 NESW	15 LT04	15 LT01	14 LT07	14 LT06	14 LT08	14 NESE	13 NWSW	13 NESW	13 NWSE	13 NESE
17 SESE	16 SWSW	16 SESW	16 SWSE	16 SESE	15 SWSW	15 SESW	15 LT05	15 LT02	14 SWSW	14 SESW	14 SWSE	14 SESE	13 SWSW	13 SESW	13 SWSE	13 SESE
20 NENE	21 NNW	21 NENW	21 NNWE	21 NENE	22 NNW	22 LT06	22 LT07	22 LT01	23 NNW	23 NENW	23 NNWE	23 NENE	24 NNW	24 NENW	24 NNWE	24 NENE
20 SENE	21 SWNW	21 SENW	21 SWNE	21 SENE	22 LT08	22 LT03	22 LT04	22 SWNW	23 SENW	23 SWNE	23 SENE	23 SENE	24 SWNW	24 SENW	24 SWNE	24 SENE
20 NESE	21 NWSW	21 NESW	21 NWSE	21 NESE	22 LT10	22 LT05	22 NWSE	22 NESE	23 NWSW	23 NESW	23 NWSE	23 NESE	24 NWSW	24 NESW	24 NWSE	24 NESE
20 SESE	21 SWSW	21 SESW	21 SWSE	21 SESE	22 LT11	22 LT06	22 SWSE	22 SESE	23 SWSW	23 SESW	23 SWSE	23 SESE	24 SWSW	24 SESW	24 SWSE	24 SESE
28 NENE	28 NNW	28 NENW	28 NNWE	28 LT01	27 LT01	27 NENW	27 NNWE	27 NENE	28 NNW	28 NENW	28 NNWE	28 NENE	25 NNW	25 NENW	25 NNWE	25 NENE
28 LT06	28 LT02	28 LT03	28 LT04	28 LT05	27 SWNW	27 SENW	27 SWNE	27 SENE	28 SWNW	28 SENW	28 SWNE	28 SENE	25 SWNW	25 SENW	25 SWNE	25 SENE
28 LT07	28 LT08	28 LT07	28 LT08	28 NESE	27 NWSW	27 NESW	27 NWSE	27 NESE	28 NWSW	28 NESW	28 NWSE	28 NESE	25 NWSW	25 NESW	25 NWSE	25 NESE
28 SESE	28 SWSW	28 SESW	28 SWSE	28 SESE	27 SWSW	27 SESW	27 SWSE	27 SESE	28 SWSW	28 SESW	28 SWSE	28 SESE	25 SWSW	25 SESW	25 SWSE	25 SESE
32 NENE	33 NNW	33 NENW	33 NNWE	33 NENE	34 NNW	34 NENW	34 NNWE	34 NENE	35 NNW	35 NENW	35 NNWE	35 NENE	36 NNW	36 NENW	36 NNWE	36 NENE

DEC 2 1993

LISTING OF MAPS USED IN REVIEW OF THIS FILE

CLAIM NUMBER: A72-4046.

DESCRIPTION OF MAP	ID NUMBERS	MAP DATE	COPY IN FILE?
ORTHOPHOTOQUAD (OPQ)	<u>U74</u>	<u>7-24-74</u>	<u>YES</u> / NO
SCS MAP	_____	_____	YES / NO
AIR PHOTO	_____	_____	YES / NO
1:50,000 AERIAL	<u>S-7B-13</u>	<u>7-1-88</u>	YES / <u>NO</u>
BOUNDARY PLAT	_____	_____	YES / NO
TOPOGRAPHIC QUAD	_____	_____	YES / NO
GOVERNMENT LOT MAP	<u>T11 N, R18 E</u>	_____	<u>YES</u> / NO
USGS SOILS MAP	<u>241-157 (HAP 84 #491414)</u>	<u>1984</u>	<u>YES</u> / NO
OTHER:			
<u>Photos by SCC</u>	<u>'</u>	<u>5-25-93</u>	<u>YES</u> / NO
_____	_____	_____	YES / NO
_____	_____	_____	YES / NO
_____	_____	_____	YES / NO
_____	_____	_____	YES / NO
_____	_____	_____	YES / NO

<see 72-4018>

REMARKS:

DEC 03 1996

PRE-PERMIT EXAM

Applic. No: 72-7071 Date: 2-21-77

Source: Alkali Springs Trib. to: Salmon River

Stream flow data: Total of all springs at date of exam
was approx. -2 cfs

Other uses in general area: The water has also been used
for irrigation of a small parcel of land
lying south of Highway 75

Special considerations: The water has been used traditionally
on the ranch Mareffo's run. There is no
one else that can use it other than wildlife & cattle grazing
on BLM land

Water District or Canal Company which may have jurisdiction: None

Explanation: _____

Do all items on application appear to be correct? Yes ☒ No _____

Explain: _____

Recommendation and other comments: I would recommend that
this application be granted

Signed: [Signature]

Persons present during review of site:

Spoke with Frank Mareffo
after making exam

ALKALAI CREEK



PHOTO: R72-20
by SCC

7-14-93

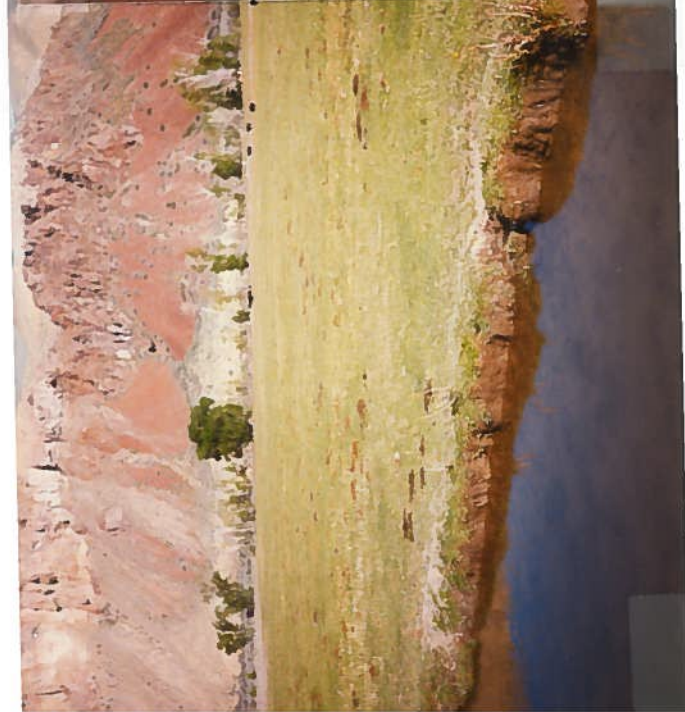
Flow was not enough to measure.
WATER SINKS INTO DITCH JUST BELOW THIS
POINT.

LARGE GULLY & DESERT TERRAIN INDICATE
LARGE SPRING FLOWS & OCCASIONAL FLASH
FLOOD FLOWS ARE COMMON.

DEC 03 1996

MANAHO
R & N

A72-4046



S-25-93

Photo:
R72-4
by SEC

Old (D) Number -

Address - - - - - +

City- CHALLIS	State- ID	Zip- 83226
Phone -		
1 -		
2 -		
3 -		
City- CHALLIS	State- ID	Zip- 83226
Phone -		

```
+ - - - Status - - - +
```

- - - Tributary
SALMON RIVER

Stream Index (Blank if no Index Code)

Water Use	Period To	Diversion Rate	Diversion Volume
-	-	-	-

Total Div. Capacity - +

County	CUSTER (37)	CUSTER (37)	CUSTER (37)

112.0

CH

1

•

Remarks

DEC 03 1996

WATER RIGHT

No Old Water Right Numbers found.

No Conditions of Approval found.

00/00/0000

No Comments Found

Water Rights Dates and Flags Area

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