

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 72-16652
Date Received: 10/15/2004
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SHOSHONE BANNOCK TRIBES
PO BOX 306
FORT HALL ID USA 83203

Phone:

2. Date of Priority: 05/01/1888

3. Source: SALMON RIVER EAST FORK,
PINE CREEK

Trib. to: SALMON RIVER
SALMON RIVER EAST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10N	18E	31	SW SW SW 04	CUSTER	
09N	18E	5	SE SW NW	CUSTER	
09N	18E	5	NE NW SW	CUSTER	

5. Description of diverting works:

IRRIGATION DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.66	
STOCKWATER	03/15	11/15	0.02	

7. Total Quantity Appropriated is:
0.66 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
09N	18E	5	NW	NW	4	IRRIGATION	4.8
			NW	NW	4	STOCKWATER	
						Section Acres	4.8
09N	18E	6	NE	NE	1	STOCKWATER	
			NE	NW	3	STOCKWATER	
			NE	NE	1	IRRIGATION	6.2
			NE	NW	3	IRRIGATION	8
						Section Acres	14.2
10N	18E	31	SE	SW		IRRIGATION	1
			SE	SE		IRRIGATION	1.8
			SE	SW		STOCKWATER	
			SE	SE		STOCKWATER	
						Section Acres	2.8
						Total Acres	21.8

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:

14. Remarks:

THIS IS A PORTION OF FORMER RIGHT 72-201 SPLIT BY OWNERSHIP.

15. Basis of Claim: Decreed

16. Signature(s)

For Organizations:

I do solemnly swear or affirm that I am Jeanette Wolfley of
Title
the Shoshone-Bannock Tribes that I have signed the foregoing
Organization

document in the space below as Attorney of
Title
Shoshone-Bannock Tribes and that the statements contained in the
Organization

foregoing document are true and correct.

Jeanette Wolfley
Signature of Authorized Agent

Attorney
Title and Organization

10/15/04

Date

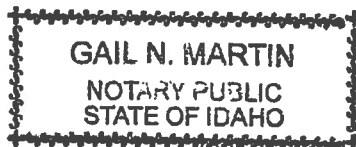
State of Idaho

County of

Bingham

SS.

Subscribed and sworn (or affirmed) before me this 15th day of October 2004



[Signature]

Notary Public

Bingham Co.

My commission Expires

3/22/2005

Hancock, Vikie

From: Spencer, Nick
Sent: Tuesday, January 18, 2005 2:44 PM
To: Hancock, Vikie
Subject: B72 Shoshone-Bannock late claims

Hi Vikie. I just wanted to let you know that the tribe's motions for late claims for 72-16652 and 72-16653 were granted today. NBS

RECEIVED

OCT 18 2004

JEANETTE WOLFLEY

ATTORNEY AT LAW

DEPARTMENT OF
WATER RESOURCES

202 N. Arthur
Pocatello, ID 83204
Telephone: (208) 232-1922
Fax: (208) 232-7472
E-Mail: wolfleyj@nicoh.com

October 15, 2004

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

Re: SRBA Subcase 72-201B Amendment—72-16652

Dear Clerk of Court:

Please find attached an Amendment to Subcase 72-201B. On September 21, 2004, a hearing was held with the Court and the Shoshone-Bannock Tribes were advised by the Court that we had designated an incorrect identification number on our claim (72-201B). The Court requested the Shoshone-Bannock Tribes to meet with the Idaho Department of Water Resources to correct the number and secure a new water right number. Today, we met with the Idaho Department of Water Resources (IDWR) and have been given a new number 72-16652 for the water right. The required Amended Notice of Claim as provided by the IDWR is attached hereto.

If you should have any questions please do not hesitate to call me.

Sincerely,


Jeanette Wolfley
Special Counsel

Cc: IDWR
Attorney General, State of Idaho
United States of America
Wayne and Melodie Baker

LAW OFFICE OF JEANETTE WOLFLEY
202 N. ARTHUR
POCATELLO, ID 83204
(208) 232-1922
FAX: (208) 232-7472

FACSIMILE TRANSMITTAL SHEET

TO:	Vikie Hancock	FROM:	Jeanette Wolfley
COMPANY:	Sr. Water Resource Agent --IDWR	DATE:	10.15.2004
FAX NUMBER:	208.736.3037	TOTAL NO. OF PAGES INCLUDING COVER:	15
PHONE NUMBER:		SENDER'S REFERENCE NUMBER:	
RE:	SRBA Amended Claim and Late Claim	YOUR REFERENCE NUMBER:	

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

The information contained in this facsimile message is privileged and confidential information intended only for the individual or entity named above. If the reader of the message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify me by telephone and return the original message to me. Thank you.

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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1. Name of Claimant(s)

SHOSHONE BANNOCK TRIBES
PO BOX 306
FORT HALL ID USA 83203

Phone:

2. Date of Priority: 05/01/1888

3. Source: SALMON RIVER EAST FORK,
PINE CREEK

Trib. to: SALMON RIVER
SALMON RIVER EAST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot				County	Type
10N	18E	31	SW	SW	SW	04	CUSTER	
09N	18E	5	SE	SW	NW		CUSTER	
09N	18E	5	NE	NW	SW		CUSTER	

5. Description of diverting works:

IRRIGATION DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.66	
STOCKWATER	03/15	11/15	0.02	

7. Total Quantity Appropriated is:
0.66 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

DRAFT
COPY 1

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
09N	18E	5	NW	NW	4	IRRIGATION	4.8
			NW	NW	4	STOCKWATER	
						Section Acres	4.8
09N	18E	6	NE	NE	1	STOCKWATER	
			NE	NW	3	STOCKWATER	
			NE	NE	1	IRRIGATION	6.2
			NE	NW	3	IRRIGATION	8
						Section Acres	14.2
10N	18E	31	SE	SW		IRRIGATION	1
			SE	SE		IRRIGATION	1.8
			SE	SW		STOCKWATER	
			SE	SE		STOCKWATER	
						Section Acres	2.8
						Total Acres	21.8

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:

14. Remarks:

THIS IS A PORTION OF FORMER RIGHT 72-201 SPLIT BY OWNERSHIP.

15. Basis of Claim: Decreed

16. Signature(s)

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
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 _____ 20__

Notary Public

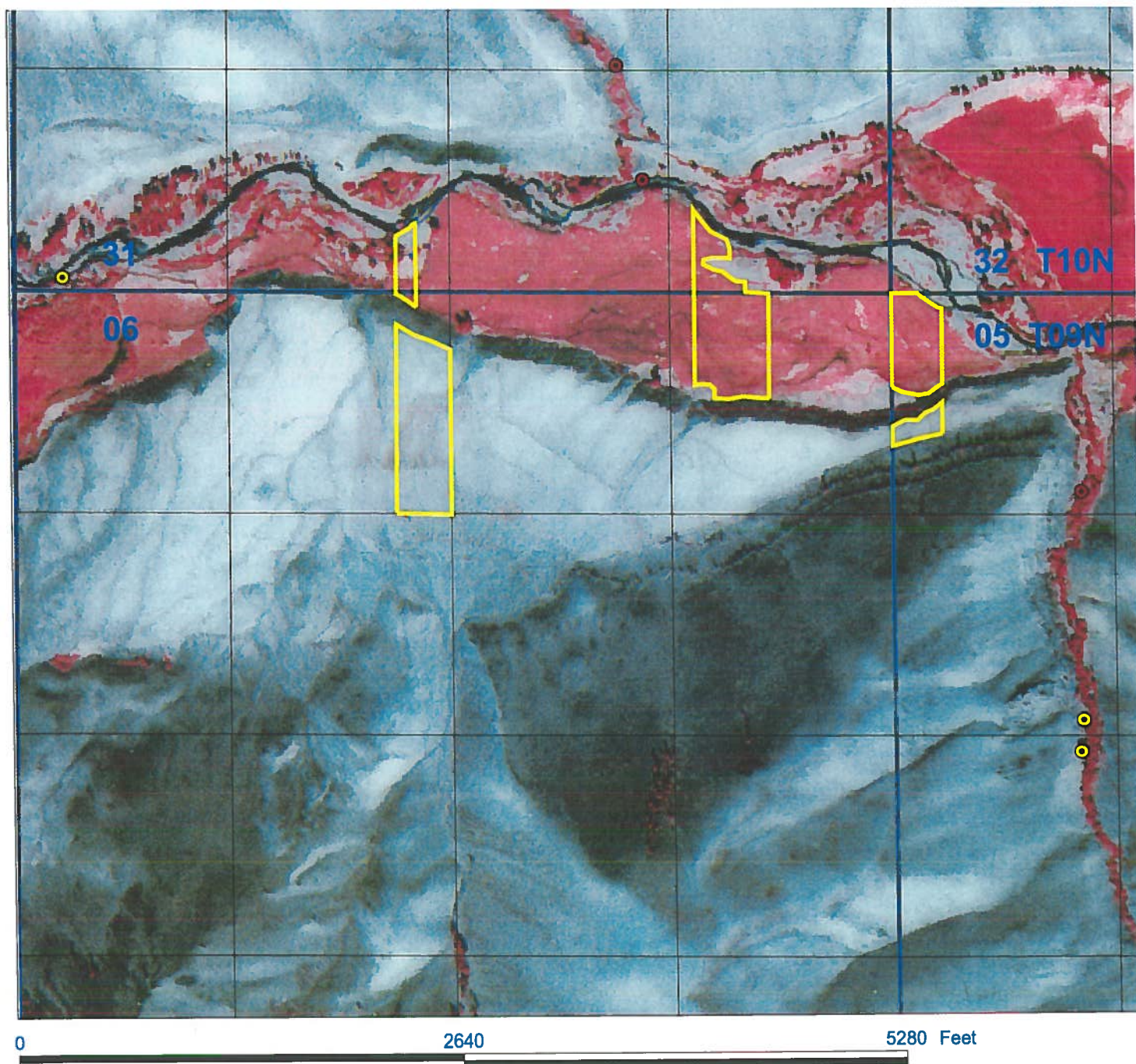
Residing at _____

My commission Expires _____

Idaho Department of Water Resources

RIGHT: 72-16652

RECOMMENDED PLACE OF USE
TWP 09N, RNG 18E
TWP 10N, RNG 18E,
PREPARED JANUARY 21, 2005



-  **RECOMMENDED POINT OF DIVERSION**
-  **RECOMMENDED PLACE OF USE**
-  **SECTION LINES**
-  **QUARTER SECTION LINES**



**GIS PLACE OF USE PRESENTATION
1987 NAPP AERIAL PHOTOGRAPHY**

PREPARED BY VIKIE HANCOCK

01/21/2005

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

RIGHT NUMBER: 72-16652
NAME AND ADDRESS: SHOSHONE BANNOCK TRIBES
PO BOX 306
FORT HALL ID 83203
SOURCE: PINE CREEK
EAST FORK SALMON RIVER
TRIBUTARY: EAST FORK SALMON RIVER
TRIBUTARY: SALMON RIVER
QUANTITY: 0.660 CFS
PRIORITY DATE: 05/01/1888
POINT OF DIVERSION:
T09N R18E S5 NESWNW Within CUSTER County
T09N R18E S5 SENWSW Within CUSTER County
T10N R18E S31 SWSWSW Lot 4 Within CUSTER County
PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.660 CFS
STOCKWATER	03/15 11/15	0.020 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T09N R18E S05 Lot 4 NWNW 4.8 T09N R18E S06 Lot 1 NENE 6.2
T09N R18E S06 Lot 3 NENW 8.0 T10N R18E S31 SESW 1.0
T10N R18E S31 SESE 1.8
STOCKWATER Within CUSTER County
T09N R18E S05 Lot 4 NWNW T09N R18E S06 Lot 1 NENE
T09N R18E S06 Lot 3 NENW T10N R18E S31 SESW
T10N R18E S31 SESE

21.8 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 72-16653 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 21.8 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: Decreed

THE PLACE OF USE IS ALSO KNOWN AS LOTS 4, 14, 22 & 23 BLOCK 1 OF
PINE CREEK SUBDIVISION.

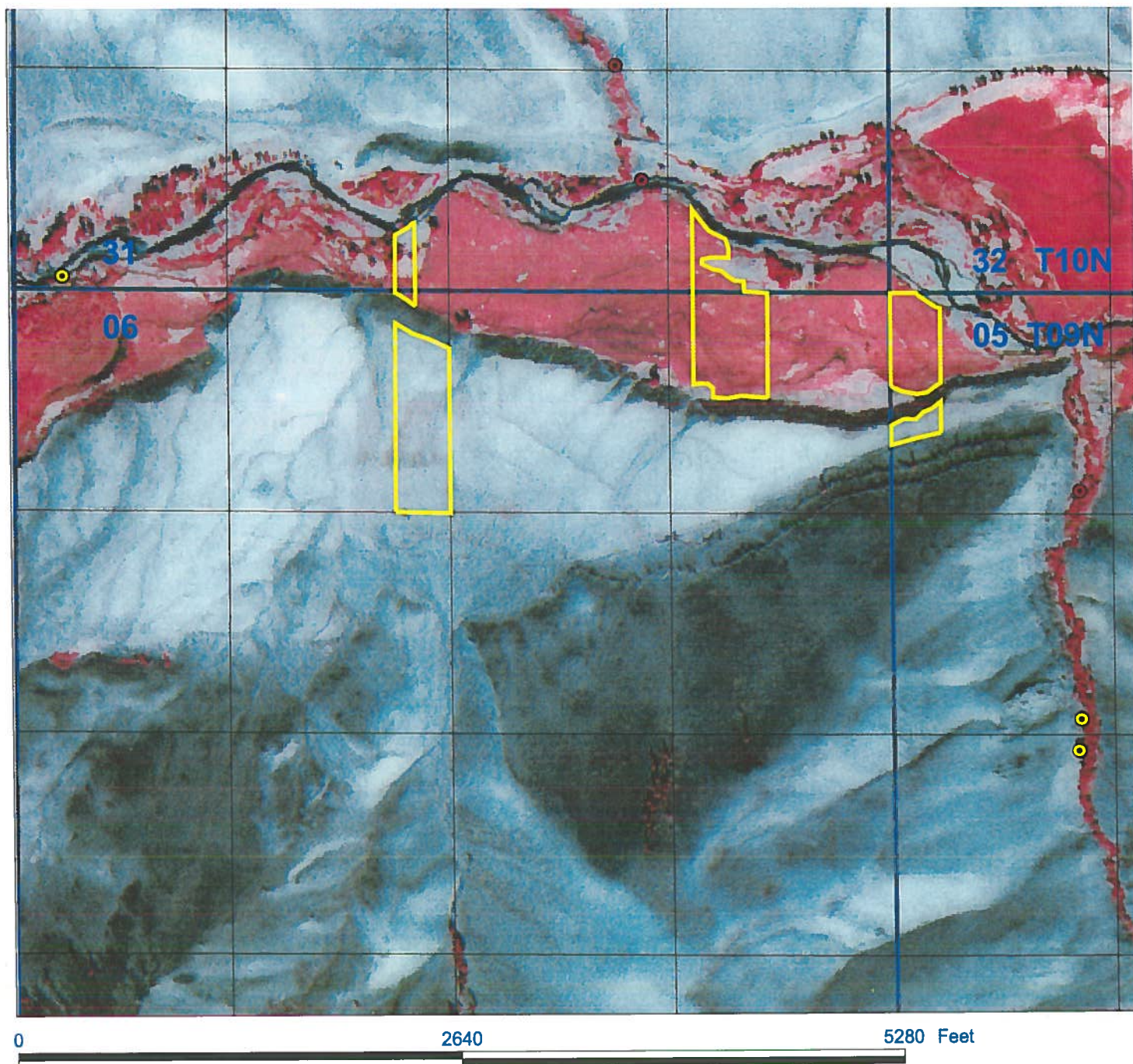
Right includes accomplished change in point of diversion pursuant to Section
42-1425, Idaho Code.

This right is a portion of former right 72-201.

Idaho Department of Water Resources

RIGHT: 72-16652

RECOMMENDED PLACE OF USE
TWP 09N, RNG 18E
TWP 10N, RNG 18E,
PREPARED JANUARY 21, 2005



-  **RECOMMENDED POINT OF DIVERSION**
-  **RECOMMENDED PLACE OF USE**
-  **SECTION LINES**
-  **QUARTER SECTION LINES**



**GIS PLACE OF USE PRESENTATION
1987 NAPP AERIAL PHOTOGRAPHY**

PREPARED BY VIKIE HANCOCK

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 72-16652 V1

WATER RIGHT NUMBER: 72-16652 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	JEANETTE WOLFLEY ATTORNEY AT LAW 202 N ARTHUR POCATELLO, ID 83202
Current Owner	SHOSHONE BANNOCK TRIBES PO BOX 306 FORT HALL, ID 83203 (208) 208-478-3822

Priority Date: 05/01/1888

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
PINE CREEK	EAST FORK SALMON RIVER
EAST FORK SALMON RIVER	SALMON RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.660 CFS	
STOCKWATER	03/15 to 11/15	0.020 CFS	
	<u>Total Diversion:</u>	0.660 CFS	

Location of Point(s) of Diversion

EAST FORK SALMON RIVER	L4 (SW1/4SW1/4SW1/4)	Sec. 31, Twp 10N, Rge 18E, B.M.
CUSTER County		
PINE CREEK	SE1/4NW1/4SW1/4	Sec. 5, Twp 09N, Rge 18E, B.M.
CUSTER County		
PINE CREEK	NE1/4SW1/4NW1/4	Sec. 5, Twp 09N, Rge 18E, B.M.
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	
09N	18E	5						4.8											4.8
								L 4											
09N	18E	6	6.2				8.0												14.2
			L 1				L 3												
10N	18E	31									1.0						1.8		2.8

Total Acres: 21.8

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 72-16652 V1

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N	18E	5						X											
								L 4											
09N	18E	6	X				X												
			L 1				L 3												
10N	18E	31												X				X	

Conditions of Approval:

1. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
2. 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:

1. Explanatory THE PLACE OF USE IS ALSO KNOWN AS LOTS 4, 14, 22 & 23 BLOCK 1 OF PINE CREEK SUBDIVISION.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NO. 72-16653 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 21.8 ACRES IN A SINGLE IRRIGATION SEASON.
3. Explanatory This right is a portion of former right 72-201.

Comments:

1. vhancock 1/21/2005 SOURCE
 Comment: SOURCES COMBINED INTO ONE CLAIM. DECREE DID NOT DIFFERENTIATE POU FOR EACH SOURCE. AT TIME OF RECOMMENDATION PINE CREEK WAS USED FOR IRRIGATION ON THE BENCH AND EAST FORK SALMON RIVER WAS USED TO IRRIGATE LOWER GROUND ALONG RIVER.
2. vhancock 1/21/2005 QUANTITY
 Comment: DECREE STATES 1.5 INCHES PER ACRE.
3. vhancock 1/21/2005 BASIS
 Comment: THIS CLAIM IS A PORTION OF DECREED RIGHT 72-201. THE BASE RIGHT COVERED THE ENTIRE PEDRINI FARM WHICH WAS DIVIDED INTO THE PINE CREEK SUBDIVISION.

Proposed late claim #2

EFK 1888

Pri 5-1-1888

Source EFK Salmon River

POD 10N 18E ~~1888~~ Sec 31 SW SW SW (lot 4)

USE IRR (13 AC)
4-1 to 10-31
.39 cfs

POU From gis - lower lots 4, 14, 22 & 23

Remarks

- This is a portion of 72-201
- 203
- Place of use is AKA lots 4, 14, 22 & 23 Blk 1 of Pine Creek Subdivision

Combined two
sources on one
claim as filed
by claimants

DA
1-21-05

Proposed Late Claim
Claim #1

Pine Creek

1888

~~Claim~~

Priority

5-1-1888

Source

Pine Creek

POD

9N 18E S5 SWNW

9N 18E S5 NE TWSW

USE

IRR (9 AC)

~~4-1~~ 4-1 to 10-31

0.27 cfs

POU

update from GIS - upper lots 4 & 14

Remarks

- This is a portion of 72-201

- C03

~~POD location represents an area~~

- Property is also known as ~~lots 4 & 14~~
lots 4 & 14 Block 1 Pine Creek Subdivision

Decreed

TEMP

Claim 1 Upper lots irrigated from Pine Creek 1888
 1888 parts 4 & 14
 Pine Creek
 .27 cfs Acres from P.C. Lot 4 = 8 AC
 9 AC Lot 14 = 1 AC
 .03 cfs/AC 9 AC

Claim 2 Lower lots irr. from E Fork 1888
 1888
 E Fork Acres from EFK Lot 4 = 1
 .39 cfs Lot 14 = 4
 13 AC Lots 22 & 23 = 8
 .66 TOTAL .03 cfs/AC 13 AC

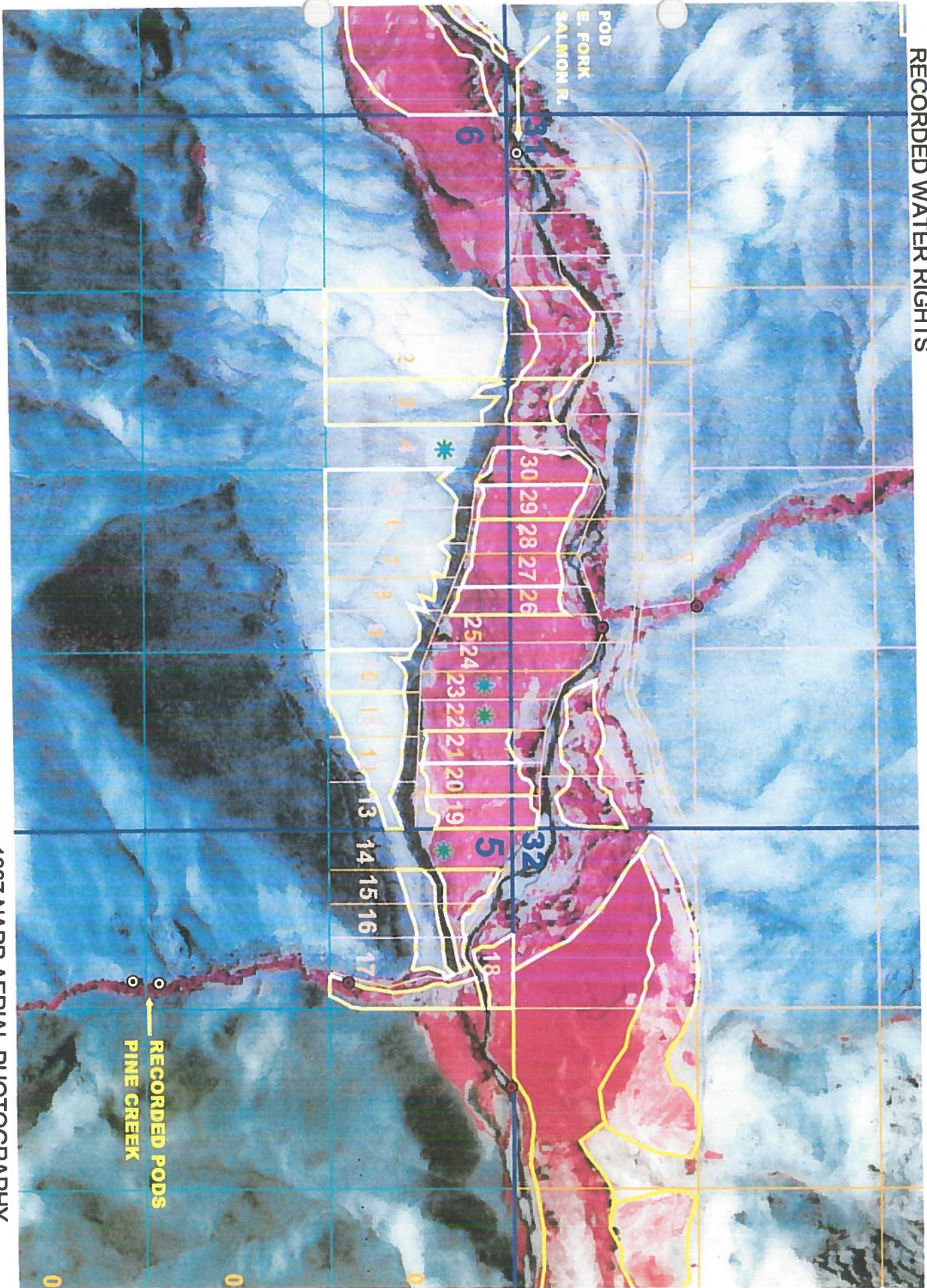
Claim 3 Lower lots from EFK 1936
 1936 Acres from Lot 4 = 1
 E Fork Lot 14 = 4
 .20 cfs Lots 22 & 23 = 8
 13 AC
 20 cfs Available

Balance 1936 water &

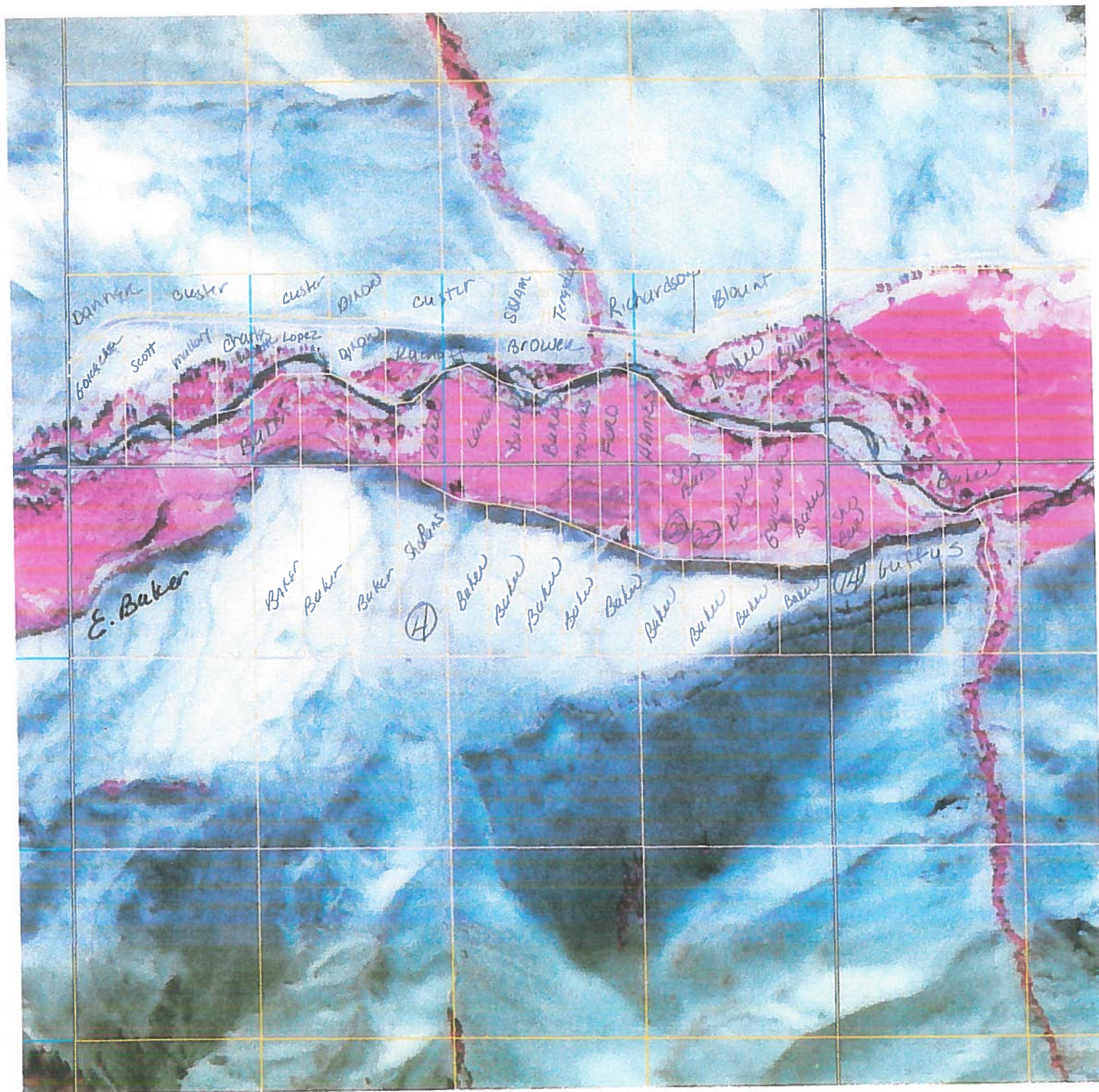
PINE CREEK SUBDIVISION

*** LOTS OWNED BY SHOSHONE / BANNOCK TRIBE**
RECORDED WATER RIGHTS

TWP 09N RNG 18E SEC 5, 6
TWP 10 N RNG 18E SEC 31

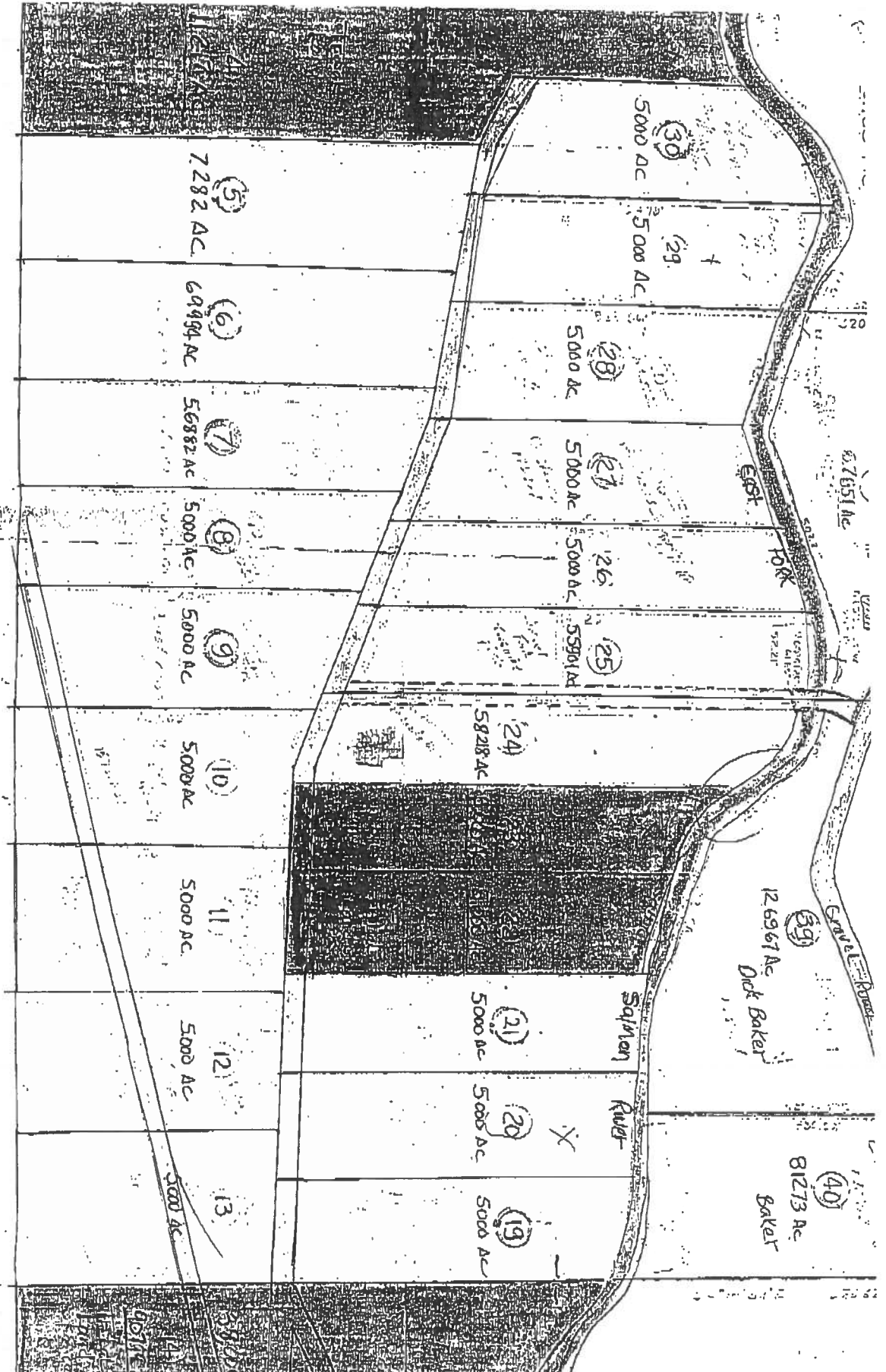


PINE CREEK SUBDIVISION



NOTES: Pedrini Ranch = Pine Cr Sub
ownership 8-15-2001

Wicky-Here's the map that was in the file of purchase. I've reduced it - hopefully its clear enough for you to see. Please review it & please get back with me so that the tribes can get in their late claims as soon as possible. Thanks



Post-It Fax Note		7671	Date	8/14/01	# of pages	1
To	Wicky Hornet	From	Shoshone-Bannock Tribes			
Co./Dept.	IDLUC	Co.	Shoshone-Bannock Tribes			
Phone #	(208) 734-3033	Phone #	(208) 238-2343 x103			
Fax #	(208) 734-3037	Fax #	(208) 238-7742			

are and 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 2-14-1938

1.5" / AC

That GEORGE M., MARY C., and NETTA C. VACORELLA are the owners of Lot 4, Section 4, Township 9 North, Range 18, E. B. M.; S₁SE₄, S₈SW₄, Section 32, Lot 4, Section 33, all in Township 10 North, Range 18, E. B. M.; and appurtenant to said land they are entitled to 1.5 cubic feet per second of time of the waters of Lake Creek with date of priority May 1, 1895 and with point of diversion in the S₁NE₁, Section 32, Township 10 North, Range 18, E. B. M.; and are entitled to 1.5 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1895 with point of diversion in the S₁SE₄, Section 31, Township 10 North, Range 18, E. B. M.; and 1.3 cubic feet per second of time of the waters of the East Fork of Salmon River with date of priority May 1, 1936, with point of diversion in the S₁SE₄, Section 31, Township 10 North, Range 18, E. B. M.

That CATERINA PEDRINI is the owner of Lot 4, Section 5; Lots 1, 2 and 3, Section 6, Township 9 North, Range 18, E. B. M.; Lot 4, S₁SW₄, S₈SE₄, Section 31, Township 10 North, Range 18, E. B. M.; and appurtenant to said land she is entitled to 4.5 cubic feet per second of time of the waters of the East Fork of Salmon River and Pine Creek, with date of priority May 1, 1888 and 1.5 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1926, and with points of diversion in Lot 4, Section 31, Township 10 North, Range 18, E. B. M.; and S₁NE₄, Section 6, Township 9 North, Range 18, E. B. M.

That ELLIS M. BAKER and MARY BAKER are the owners of Lot 4, Section 6, Township 9 North, Range 18, E. B. M.; Lots 1 and 2, S₁NE₁, Section 1, Township 9 North, Range 17, E. B. M.; and appurtenant to said land they are entitled to 2.0 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1885 with points of diversion in S₁NE₄, NE₁SW₄, Section 1, Township 9 North, Range 17, E. B. M.

That ELLIS M. BAKER and MARY BAKER are the owners of S₁NE₁, Section 14; Lots 1, 5, 6 and 7, Section 15, Township 9 North, Range 17, E. B. M.; and appurtenant to said land they are entitled to 1.2 cubic feet per second of time of the waters of the East Fork of the Salmon River and Boulder Creek with date of priority May 1, 1911; and .6 cubic feet per second of time of the waters of the East Fork of the Salmon River and Boulder Creek with date of priority May 1, 1936 and with points of diversion in the S₁SE₄, Section 10, S₁SE₄, Section 15, all in Township 9 North, Range 17, E. B. M.

That JOE SCIUCPETTI, ANTONIO VACORELLA and MRS. ANTONIO VACORELLA are the owners of S₁NE₁, S₁NE₄, NE₁SW₄, S₁SE₄, Section 11, Township 9 North, Range 17, E. B. M. and appurtenant to said land they are entitled to .3 cubic feet per second of time of the waters of Boulder Creek; .1 cubic feet per second of time of the waters from Baker Basin Creek; .1

cubic feet per second of time of the waters of Blufft Creek; and 2.3 cubic feet per second of time of the waters of East Fork of the Salmon River, all with date of priority May 1, 1896 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 points of diversion in the S₁SE₄, Section 15, S₁SE₄, Section 10, NE₁NE₁, Section 14, and S₁SW₄ Section 11, all in Township 9 North,



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 15, 2001

Gail Martin
Shoshone-Bannock Tribes
P.O. Box 306
Fort Hall, Idaho 83203

RE: Snake River Basin Adjudication (SRBA)
Late Claims, East Fork Salmon River

Dear Ms. Martin:

Enclosed is a copy of the 1938 decree upon which water right claims from Pine Creek and the East Fork Salmon River, located within the boundaries of the original Catrina Pedrini ranch, have been based in the SRBA. I have sent a copy of the entire decree for your review, and have highlighted the original Pedrini right for your convenience. In no way are you limited to claiming this portion of the decree, however, or from claiming any right based upon beneficial use.

I am also enclosing a GIS map using 1987 aerial photography with the public land survey and Pine Creek Subdivision lot boundaries superimposed, and the documented points of common diversion identified.

If you have any questions about either of the exhibits, or need any additional information regarding this particular area, please feel free to contact me here at the office.

Sincerely,

Vikie Hancock
Sr. Water Resource Agent

COMMUNICATION DOCUMENTATION

From: Vikie Hancock

August 15, 2001

Regarding:

Customer:

Basin 72 Late Claims

Gail Martin
Shoshone-Bannock Tribes

Gail Martin with the Water Resources bureau for the Shoshone – Bannock Tribes called me August 14th to state their intent to file water right claims on lots they own in the Pine Creek Subdivision along the E. Fk Salmon River in Custer County. This inquiry was the result of a notification sent August 7th by Allen Merritt regarding possible illegal irrigation occurring on lots within the subdivision.

Ms. Martin FAXed me a copy of the plat identifying the 4 lots owned by the Tribes, which are: Lots 4, 14, 22 and 23 Blk 1 of the Pine Creek Subdivision located in T09N, R18E Sections 5 & 6, and T10N, R18E, Section 31.

I determined that the property owned by the Tribes is within the boundaries of the old Catrina Pedrini ranch and covered by old decreed rights 72-201 and 72-202. This date I sent Ms. Martin an entire copy of the 1938 Gossi -v- Giampagralia Decree and a GIS layout of the subdivision showing 1987 NAPP photography and PLS and tax lot boundaries to assist her in identifying the legal description of their proposed late claims. Ms. Martin assured me that she had the needed information and forms required to petition the court and file a late notice of claim.

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