

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: A72-02088E
Date Received: 1/12/1990
Receipt No: S010938
Received By: Sec

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HOWARD KINSFATHER 208-838-2216
Address: HC 67 BOX 720
CLAYTON, ID 83327

OR

Name: VIVIENNE KINSFATHER 208-838-2216
Address: HC 67 BOX 720
CLAYTON, ID 83327

2. Date of Priority: APR 26, 1947

3. Source: BURNT CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	16E	29	SW	NE			CUSTER

5. Description of diverting works:
PLASTIC DAM IN STREAM TO HOSES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	04/01	11/01	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE, LAWN & GARDEN

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11N	16E	29	SW NE		DOMEST	

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-10344 & A72-10345

14. Remarks:
THIS IS A PORTION OF THE WR 72-02088.
P/U IS A PART OF H.E.S. #583.
WATER IS USED PRIMARILY ON LAWN & GARDEN AREA UP TO ½ ACRE.

15. Basis of Claim: LICENSE
Water Right Number: 19840

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): Howard Kincaid Date: 1-12-90

Date: _____

State of Idaho)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 12th day
of January 19 90 Steve Clark
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7 1994

FEB-28-1997
0006

VERIFIED BY *[Signature]* 2/28/97
1

RIGHT NUMBER: 72-02088E

NAME AND ADDRESS:
ROBERT PAUL LIND
KARI LYN LIND
HC 67 BOX 720
CLAYTON ID 83227

SOURCE: BURNT CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 04/26/1947

POINT OF DIVERSION: T11N R16E S29 LOT 3 (NESAME) Within CUSTER County

PURPOSE AND PERIOD OF USE:
PURPOSE OF USE: DOMESTIC 1 HOME *PAID* 8/31/97
PERIOD OF USE: Irrigation Season 04/01 11/01
QUANTITY: 0.04 CFS 0/04 0/04

PLACE OF USE: DOMESTIC T11N R16E S29 Lot 3 (SUNE) Within CUSTER County

DOMESTIC 771N R16E S29 Within CUSTER County
SUNE

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

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

EXPLANATORY MATERIAL:
BASIS OF CLAIM - LICENSE
PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 583.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 72-02088A, 72-02088C, 72-02088D & 72-02088F.

\$25

DATE: 01/17/97
PAGE: 9

TOTAL DIVERSION: 0.04 CFS

Stage: LICENSE

CUSTER County

三

Not D

HOME

Approval

GALLONS PER DAY.

PRO

72-02088F.

Objection Filed Date:

Field Inspection Flag:

User-ID: CLELLAND Subject: COPIED FROM REMARKS

IS A PART OF H.E.S. #583.

AJ5809NP
No. R72-02088E

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/17/97
PAGE: 10

Comments: Date: 12/02/1993 User-ID: CLELLAND Subject: COPIED FROM REMARKS
WATER IS USED PRIMARILY ON LAWN & GARDEN AREA UP TO J ACRE.

Date: 01/14/1997 User-ID: DS1-PROD Subject: D&S 1 HOME UPDATE
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO AN EXP REMARK.

Audit: 03/02/92 BAUMHOFF 12/02/93 CLELLAND 03/30/95 POST-STD 11/08/95 TBACLUN
01/14/97 DS1-PROD

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: **A72-02088E**
Date Received: 1/12/1990
Receipt No: S010938
Received By: OIC HLB

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: ROBERT PAUL LIND 208-838-2628
Address: HC 67 BOX 720
CLAYTON ID 83227
OR
Name: KARI LYN LIND 208-838-2628
Address: HC 67 BOX 720
CLAYTON ID 83227

2. Date of Priority: APR 26, 1947

3. Source: BURNT CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	16E	29	SW	NE			CUSTER

5. Description of diverting works:
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Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	04/01	11/01	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE, LAWN & GARDEN

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11N	16E	29	SW NE		DOMEST	

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:

A72-10344 & A72-10345

14. Remarks:

THIS IS A PORTION OF THE WR 72-02088.

P/U IS A PART OF H.E.S. #583.

WATER IS USED PRIMARILY ON LAWN & GARDEN AREA UP TO 1/2 ACRE.

OWNERSHIP CHANGE MADE 11/8/95 BY TLB.

15. Basis of Claim: LICENSE

Water Right Number: 19840

AJ0743NP
(00-124)

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

11/08/95 16:34:55
Page 1

Water Right Number - R72-02088E

Prefix Translation: RESEARCH

Old (D) Number - 19840

*** C - CURRENT OWNER ***
LIND
Last Name - + First Name - + Address - +
ROBERT PAUL
1 - HC 67 BOX 720
2 -
3 -
City- CLAYTON
Phone - 208-838-2628
State- ID Zip- 83327

LIND
KARI LYN
1 - HC 67 BOX 720
2 -
3 -
City- CLAYTON
Phone - 208-838-2628
State- ID Zip- 83327

*** 0 - ORIGINAL OWNER ***
KINSFATHER
HOWARD
1 - HC 67 BOX 720
2 -
3 -
City- CLAYTON
Phone - 208-838-2216
State- ID Zip- 83327

KINSFATHER
VIVIANNE
1 - HC 67 BOX 720
2 -
3 -
City- CLAYTON
Phone - 208-838-2216
State- ID Zip- 83327

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/26/1947 17 SOUTHERN L - LICENSE

+ - - Source - - - - - + + - - Tributary - - - - - +
BURNT CREEK SALMON RIVER

+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County
11N 16E 29 NE SW NE 3 (37) CUSTER

+ - - Description Period from Period to Water Use Diversion Rate Diversion Volume
Code 43 - DOMESTIC 05/01 09/30 0.040
+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +
0.040 0.0

+ - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
11N 16E 29 SW NE 43 DOMESTIC (37) CUSTER

Total Acres:

+ - - Diversion Means - PLASTIC DAM IN STREAM TO HOSES

+ - - Other Rights for Same Use - 72-10344

PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 583.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 72-02088A, 72-02088C, 72-02088D &
72-02088F.

Decree Plaintiff	Decree Defendant	Decree Date
- - - - -	- - - - -	- - - - -
00/00/0000	00/00/0000	00/00/0000

+ - - Audit Fields - - +
11/08/95 TBACKLUN

DEC 03 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 10-12-95

RECEIVED

LEGAL DESCRIPTION OF PROPERTY: Township 11 N Range 16 E
Section 29, SW 1/4 of NE 1/4 of 1/4 Govt. Lot , BM. NOV 06 1995
Lot , Block, , Subdivision/Townsite
If you have additional legal descriptions, please attach separate sheet. (BURNING CREEK) Department of Water Resources
Southern Region

- ☐ 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: A 72-02088E
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Howard Kinsfather & Vivienne Kinsfather
HC 67 Box 720 Clayton, Idaho 83227
Now 40302 No. Main Twin Falls 83301
- ☐ New Owner/Claimant (Purchaser): Robert Paul Lind & Kari Lyn Lind
- ☐ New Mailing Address: HC 67 Box 720
Clayton, Idaho 83227
- ☐ New Telephone Number: (208) 838-2628
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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): Robert Paul Lind Date 10-11-95
Kari Lyn Lind Date 10-11-95
- ☐ Signature of Former Owner/Claimant(s): Howard Kinsfather Date 10-7-95
Vivienne Kinsfather Date 10-7-95

(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: 11/8/95 By: HLB

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



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

NOVEMBER 8, 1995

ROBERT & KARI LIND
HC 67 BOX 720
CLAYTON, ID 83227

RE: SRBA CLAIM(S) A72-10344 & A72-02088E
KINSFATHER

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S). WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

CC: LINDA, SALMON RIVER REALTY, PO BOX 132, STANLEY, ID 83278

R PROOF

X

CVR

X

MAPS

X

PHOTOS

X

MISC

X

AJ0749NP
No. R72-02088E

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

VERIFIED BY Sw
DATE: 12/02/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HOWARD KINSFATHER VIVIANNE KINSFATHER HC 67 BOX 720 CLAYTON ID 83327 (208) 838-2216	04/26/1947	DOMESTIC	05-01 09-30	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

Water Source: BURNT CREEK Tributary to: SALMON RIVER Stage: LICENSE

Point(s) of Diversion: T11N R16E S29 Lot03(NESMNE) CUSTER County

Place of use Legal Description for: DOMESTIC

	NE	NW	SW	SE
T R S	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac
11N 16E 29	: D	:	:	:

POU County: CUSTER

Non-Irrigation Uses: DOMESTIC, 1 HOUSE LAWN & GARDEN

Other Rights: 72-10344

Remarks: PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 583.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 72-02088A, 72-02088C, 72-02088D &
72-02088F.

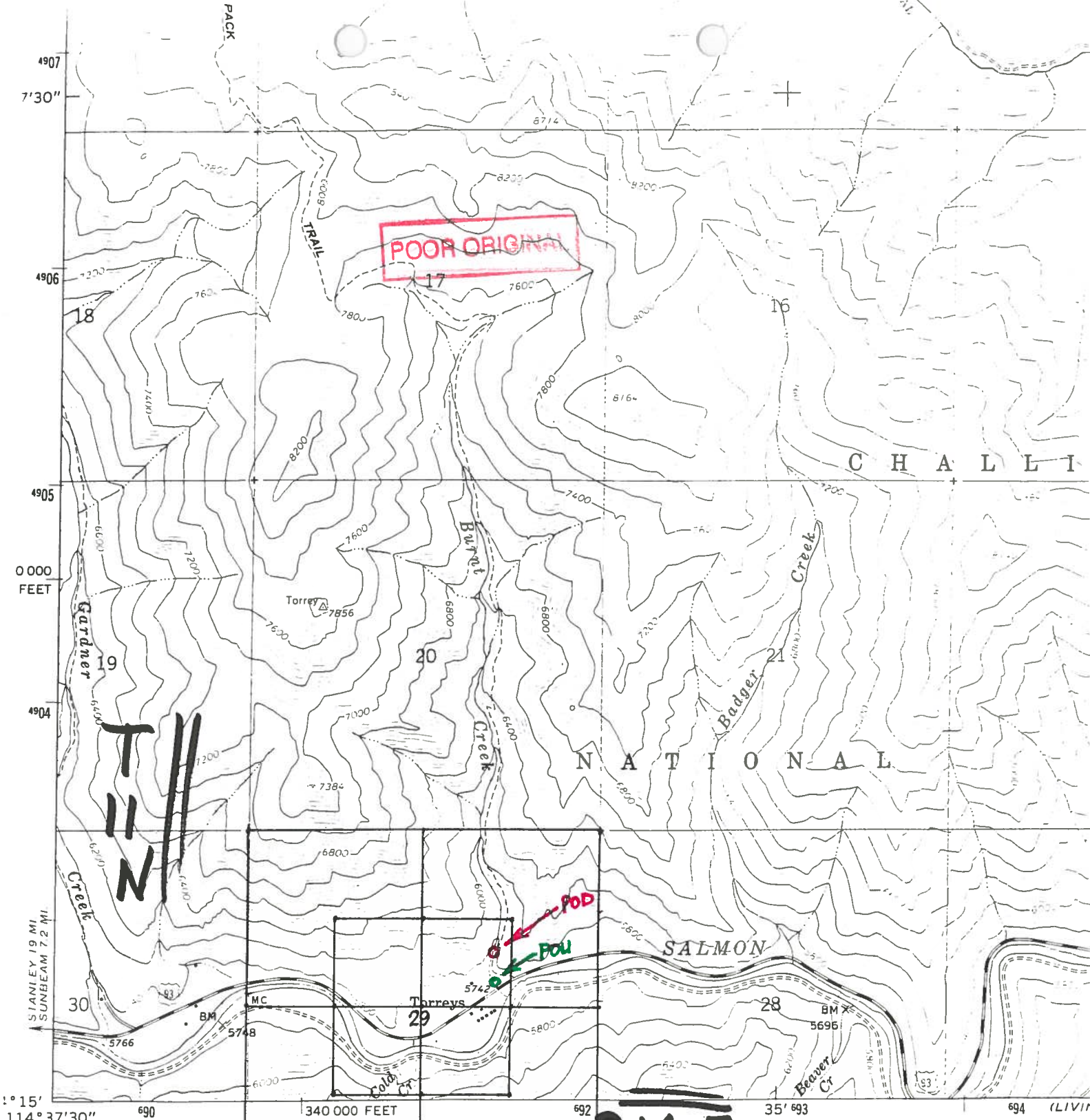
Dates: Exam Made Date: 05/04/1993 Verified Date: 12/02/1993

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

Comments: Date: 12/02/1993 User-ID: CLELLAND Subject: COPIED FROM REMARKS
THIS IS A PORTION OF THE WR 72-02088.
P/U IS A PART OF H.E.S. #583.
WATER IS USED PRIMARILY ON LAWN & GARDEN AREA UP TO 5 ACRE.

Audit: 12/02/93 CLELLAND

MICROFILMED
NOV 01 1994



2) Mapped, edited, and published by the Geological Survey
Control by USGS and USC&GS

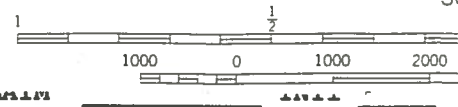
Topography by photogrammetric methods from aerial
photographs taken 1957. Field checked 1964

Polyconic projection. 1927 North American datum
10,000-foot grid based on Idaho coordinate system,
central zone
1000-meter Universal Transverse Mercator grid ticks,
zone 11, shown in blue

Where omitted, land lines have not been established

R16 E
MICROFILMED
NOV 01 1994

1"=42'
30 MILES



T. R. S. Q/Q

P/D _____
PHOTO U72
DT.&ID. 1964

UTM GRID AND 1964 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET

A72-02088 E

THIS MAP COMPLIES WITH
FOR SALE BY U. S. GEOLOGICAL SURVEY, D
A FOLDER DESCRIBING TOPOGRAPHIC

PAGE: 1
GENERAL INFORMATION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:16:21
06/10/92

CLAIM NUMBER: A72-02088E

LAST: KINSFATHER
ADDRESS: HC 67 BOX 720
CITY: CLAYTON
PHONE NUMBER: 208-838-2216
OWNER CODE: C
FIRST: HOWARD
STATE: ID ZIP: 83327

ST: KINSFATHER
ADDRESS: HC 67 BOX 720
CITY: CLAYTON
PHONE NUMBER: 208-838-2216
OWNER CODE: C
FIRST: VIVIANNE
STATE: ID ZIP: 83327

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

CLAIM REMARKS: THIS IS A PORTION OF THE WR 72-02088.
P/U IS A PART OF H.E.S. #583.
WATER IS USED PRIMARILY ON LAWN & GARDEN AREA UP TO 1/2 ACRE.

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NOV 01 1994

CONTACT PERSON: _____ PHONE NUMBER: (____) _____
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y(____) N(____) TIME: ____:____:____ A(____) P(____)
ACCOMPANIED BY: _____ PHONE NUMBER: (____) _____
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / REMARKS: _____

MICROFILMED
NOV 01 1994

A. AJ CLAIM: # A72-02088E PRIORITY DATE: 04-26-1947 STAGE: L

B. WR RECORD: # 72-02088 PRIORITY DATE: 04-26-1947 STAGE: L

C. FIELD EXAM REQUIRED? DATABASE FIELD EXAMINER

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) N

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

REMARKS: *per license*

RECOMMENDED PRIORITY DATE:
04-26-1947

REVIEWED BY: *See* DATE: *12-2-93*

MICROFILMED
Nov 01 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-02088E	11N	16E	29		SW	NE		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX	72-04182	72-07409
A72-02088A	R72-02088A		
A72-02088C	R72-02088C		
A72-02088D	R72-02088D		
A72-02088F	R72-02088F		
A72-10122			
A72-10415			

SOURCE: BURNT CREEK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
72-02088	11N	16E	29		SW	NE		CUSTER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT	A PREFIX	R PREFIX
72-04182		
	A72-02088A	NONE
	A72-02088B	
	A72-02088C	
	A72-02088D	
	A72-02088F	
	A72-02088G	
	A72-04182	
	A72-10122	
	A72-10322	
	A72-10323	
	A72-10344	
	A72-10415	

SOURCE: BURNT CREEK

TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

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

MICROFILMED
NOV 01 1994

REMARKS:

Confirmed by field exam, topo 472-1964, ASCS map plat R20
a spot lot map

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4 LOT COUNTY

114 16E 29 NE SW NE 03 37

SOURCE: BURNT CREEK

TRIB: SALMON RIVER

REVIEWED BY:

Scu

DATE:

12-2-93

MICROFILMED
NOV 01 1994

A. ROOT WATER RIGHT NUMBERS:

A72-02088A
A72-02088B

A72-02088C

A72-02088D

A72-02088E

A72-02088F

A72-02088G

A72-02088H

A72-02088I

A72-02088J

A72-02088K

A72-02088L

B. POUL LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11N	16E	29	30	NE		RINSEFATHER, HOWARD	A72-02088E /	-			
			SW	NE		SCHIERMEIER, TOM L.	A72-10322 /	-			
			SW	NE		SCHIERMEIER, FARLA J.	A72-10323 /	-			
			SW	NE		KARREN, MARY	A72-02088A /	-			
			SW	NE		KARREN, MARY	A72-10122 /	-			
			SW	NE		JOHNSON, PHILLIP A.	A72-04182 /	72-04182			
			SW	NE		JOHNSON, PHILLIP A.	A72-04183 /	72-04183			
			SW	NE		KINSEFATHER, VIVIANNE	A72-10344 /	-			2.0
			SW	NE		SCHIERMEIER, FARLA J.	A72-02088D /	-			
			SW	NE		SCHIERMEIER, FARLA J.	A72-02088D /	-			0.5
			SW	NE		ROOS, GUS A.	A72-10415 /	-			
			SW	NE		ROOS, GUS A.	A72-02088F /	-			
			SW	NE		KARREN, MARY	A72-02088A /	-			
			SW	NE		SCHIERMEIER, FARLA J.	A72-02088C /	-			0.5
			SW	NE		SCHIERMEIER, FARLA J.	A72-02088D /	-			
			SW	NE		KINSEFATHER, HOWARD	A72-02088E /	-			
			SW	NE		ROOS, GUS A.	A72-02088F /	-			
			SW	NE		RAMSAY, E. A.	A72-02088 /	72-02088			
			SW	NE		RAMSAY, ADELLA	A72-02093 /	72-02093			
			SW	NE		RAMSAY, WILLIAM L.	A72-07409 /	72-07409			
			SW	NE		ALEXANDER, WILLIAM L.	A72-02088E /	3.0			

TOTAL ACRES A72-02088E

*1/2 acre
irrigation
dry domestic use*

MICROFILMED
NOV 9 1 1994

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:

By: Field Exam, Npop plots 1/21 NE #441-185 date: 8-22-88, ASCS map plot R20
c.1978, topo A72-1964, license exam copy.

RECOMMENDATIONS:

TOTAL ACRES:

Domestic

REVIEWED BY:

su

DATE: 12-2-93

MICROFILMED
NOV 01 1994

A. AJ CLAIMED USES:

PURPOSES
A72-02088E DOMESTIC

FROM ~~04~~ 01 MONTH/DAY TO 11 01

5-169-30

DIVERSION QUANTITY
"040 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

"040 CFS

B. WR RECORDED USES:

PURPOSES
72-02088 IRRIGATION
72-02088 DOMESTIC

FROM TO MONTH/DAY
FROM TO

DIVERSION QUANTITY
"200 CFS
"200 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

"200 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY?	Y		
DUE TO DIVERSION RATE DISCREPANCY?	Y		
DUE TO PERIOD FROM/TO DISCREPANCY?	Y		<u>4</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED
RECOMMEND TO WR STANDARDS OR OTHER?

Y() NO()
Y() N()

Explain in remarks, below.

REMARKS:

Std. Devm

MICROFILMED

NOV 01 1994

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

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

0.040 CFS
0.200 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?

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

FIELD
DATABASE EXAMINER
Y

MEASUREMENT METHOD

FLOW MEASUREMENT
SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A72-10344 ~~A72-10345~~

Draw well at same location

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
R72-02088C	BURNT CREEK	SCHIERMEIER, EARLA J.	0.040	0.080		
A72-02088C	BURNT CREEK	SCHIERMEIER, EARLA J.	0.040	0.080		
A72-02088D	BURNT CREEK	SCHIERMEIER, EARLA J.	0.040	0.080		
R72-02088D	BURNT CREEK	SCHIERMEIER, EARLA J.	0.040	0.080		
A72-04183	SALMON RIVER	JOHNSON, PHILLIP A.	0.260	0.026		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-10322	DOMESTIC	SCHIERMEIER, TOM L.	FROM 04-01 TO 10-15	.040 CFS	

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

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

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AE/A

ACRES $\times$ CONSUMPTIVE VOL. AE/A FOR AREA =

TOTAL CONSUMPTIVE USE AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

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

TOTAL DIVERSION VOLUME AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

*Domestic Rate
allowed as claimed
by Iowa Sfd.*

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RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AE/A

REC. CONS.
USE

Domestic

5-1 9-30

0.04

N/A

De Min

TOTAL FOR THIS RIGHT

REVIEWED BY: *SK*

DATE: *12-2-93*

IS02
F006

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED

NEEDS
REVIEW

() ()
() ()
() ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-02088
TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.200

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A72-02088A	0.020	R72-02088A	0.020	-	-
-	A72-02088B	0.040	-	-	-	-
-	A72-02088C	0.040	R72-02088C	0.040	-	-
-	A72-02088D	0.040	R72-02088D	0.040	-	-
A72-02088	A72-02088E	0.040	R72-02088E	0.040	72-02088	0.200
-	A72-02088F	0.020	R72-02088F	0.020	-	-
-	A72-02088G	0.080	-	-	-	-
-	R72-02088A	0.020	R72-02088A	0.020	-	-
-	R72-02088C	0.040	R72-02088C	0.040	-	-
-	R72-02088D	0.040	R72-02088D	0.040	-	-
A72-02088	R72-02088E	0.040	R72-02088E	0.040	72-02088	0.200
-	R72-02088F	0.020	R72-02088F	0.020	-	-
TOTAL CFS		0.440		0.320		0.200

DIVERSION RATE REVIEW

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

DATABASE
N

FIELD
EXAMINER

REMARKS:

See attached sheet in file.

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NOV 01 1994

AUTHENTICATOR:

SIGNATURE:

NAME OF FIELD EXAMINER:

John O. Bell

DATE:

12-2-93

TITLE:

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NOV 01 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:16:21
06/10/92

CLAIM NUMBER: A72-02082E

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)		54-93 6-15-93 See	(Y)	156	See 12-2-93	See 12-2-93	See 12-2-93
SOURCE				N				
PLACE OF USE	(Y)			N	12456			
DIV. AMOUNT CFS./VOLUME	(Y)			N				
CONSUMPTIVE USE	-			N				
PURPOSES	Y			N				
PERIOD OF USE	Y			(Y)	6.5105			
BASIS OF CLAIM	(Y)			N				
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.

See
2-10-93

MICROFILMED
NOV 01 1994

CLAIM NUMBER: A73-02088E

NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
C HOWARD KINSEATHER	04/26/1947	DOMESTIC	~~04-01~~ 11-01	0.04 CFS
C VIVIANNE KINSEATHER			5-1 9-30	
HC 67 BOX 720				
CLAYTON ID 83327			TOTAL DIVERSION:	0.04 CFS
(208) 838-2216				

Water Source: BURNT CREEK

Tributary to: SALMON RIVER

Stage: LICENSE

Point(s) of Diversion:

T11N R16E S29

NE SAME L.4

CLUSTER County

Place of use Legal Description for: DOMESTIC
NE

T	R	S
NENE	NUNE	SENE
Lt Ac	Lt Ac	Lt Ac
D		
NENN	NNNN	SENN
Lt Ac	Lt Ac	Lt Ac
NESS	NWSW	SESW
Lt Ac	Lt Ac	Lt Ac
NESE	NUSE	SESE
Lt Ac	Lt Ac	Lt Ac

FOU County: CUSTER

Non-Irrigation Uses: ~~2~~1 HOUSE, LAWN & GARDEN

Other Rights: ~~472-10344 & 472-10345~~

Non-Irrigation Use: D/I HOUSE, LAWN & GARDEN

THIS IS A PORTION OF THE WR 72-02088.

WATER IS USED PRIMARILY ON LAWN & GARDEN AREA UP TO 1/2 ACRE.

Notes: Exam Made Date: 5-4-93 Verified Date:

Misc:	Water District Number:	Field Inspection Flag:

Verified Date:
Field Inspection Flag:
Presumption Flag:

$J\phi_2 = 583$
 $F\phi_6 = \text{alpha ACDF}$

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SPLIT REVIEW
72-2088

12-2-93 sec

RECOMMEND:

→ Claims do not exceed licensed rates
Split Right as shown on left due to
change in Nature of Use to Domestic.

Domestic
0.02 cfs A72-2088 A
KARREN

Domestic 0.02

(Deeded from
KINZER
9-15-87)

Domestic
0.04 cfs A72-2088 B
JOHNSON

2.0 ACRES 0.04
IRRIGATION

(A72-4182, 4183)

Domestic
0.02 A72-02088 C
SCHIRMER

Domestic 0.02
(0.5 ACRES)

(A72-10322 Dom.)
8" well 1963

Domestic
0.04 cfs A72-02088 D
SCHIRMER

Domestic 0.04 (MCKINNEY)
(0.5 ACRES)

Domestic
0.04 cfs A72-2088 E
KINSFATHER

Domestic 0.04

(A72-10344, 10345)
1970 well .04 1950 .06 2 houses
DEED:

Domestic
0.02 cfs A72-2088 F
ROOS
0.18 cfs
= TOTAL OF RIGHT

Domestic 0.02

(REED 9-14-73)

DISALLOW

A72-2088 G
ALEXANDER

4.0 ACRE
IRRIGATION

0.08

(72-7409)

12-1-93 sec

* NOT PART OF THIS SPLIT

LICENSE:

0.20 cfs

10 ACRES

TOTAL CLAIMED 0.26 cfs

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8.5 TOTAL ACREAGE EST. CLAIMED
ACRES

Auster County
Highway 93 ~~Between milepost 21 & 22~~

11

POOR ORIGINAL

DAM (ROCK)
5' WIDE
8' POOL LONG
3' DEEP

1" PIPE
FROM DAM

DAM ON
BURNT CR.

E

BURNT CR.

ALEXANDER

DANKARN

WELL
88020-EL

200'
605 ROOS
104'

McKINLEY

KINSEATHOR

HIGHWAY 93

VAL
SPIL

"TORREYS"
PHIL JOHNSON
1-838-2313

Map taken
from ROOS file
MICROFILMED
NOV 0 1994
2-10-94
su

SALMON RIVER

20/21
30/29

ABCS MAP R20 from Assessors Office
C. 1978 Custal Co.

POOR ORIGINAL



A72-02088

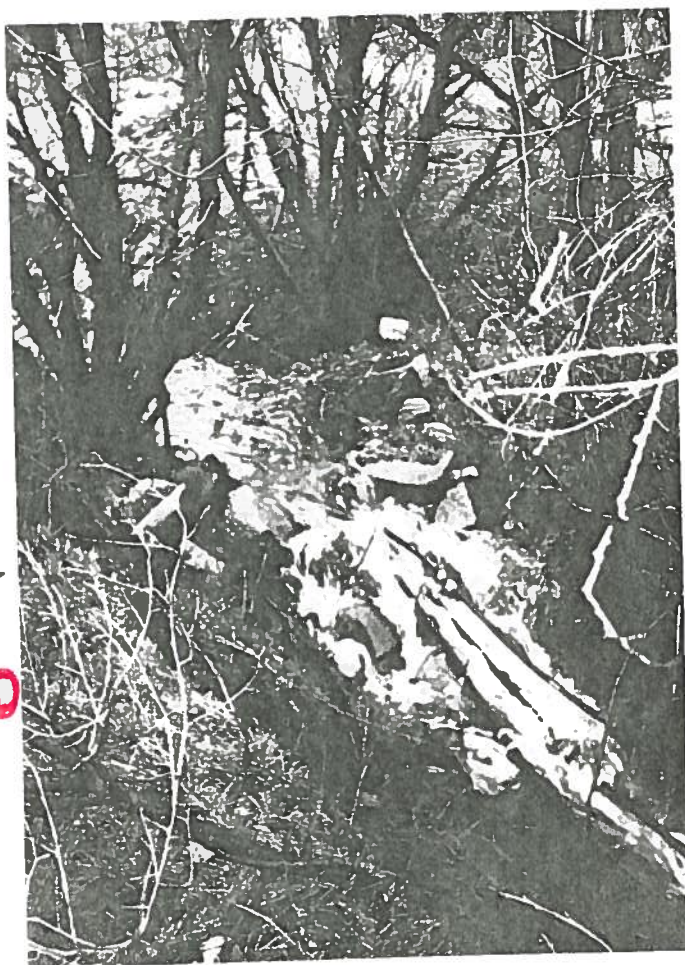
Burnt Creek
DIVERSIONS

POOR ORIGINAL



View From
ABOVE SMALL Rock
DAM & HOSE DIVERSION

A View From
Below →



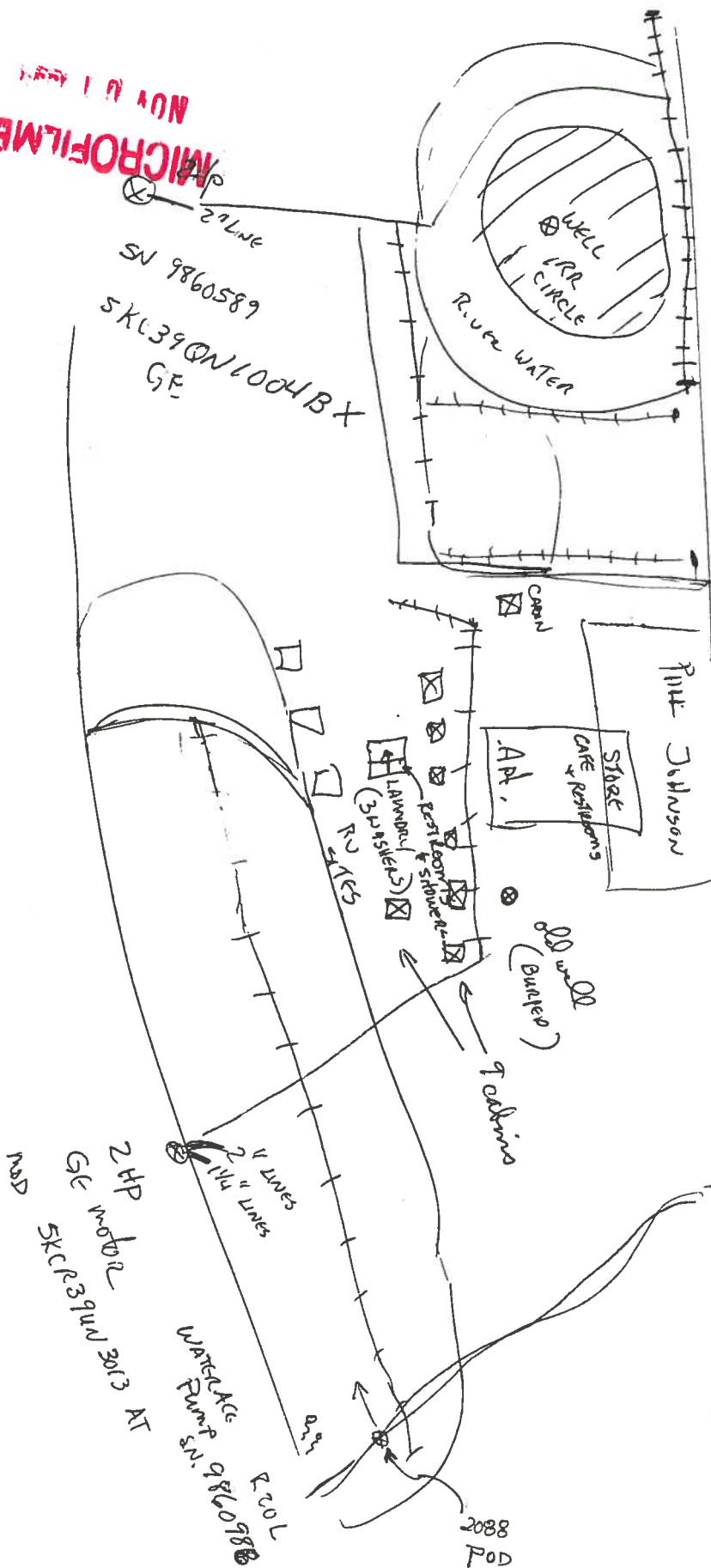
5-4-93

PHOTO: R72-1

By Sec

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NOV 01 1994

MICROFILMED
NOV 11 1991



ALEXANDER
472-74109

POOR ORIGINAL

KAREN
Reos

McKinley

Brant Co.
Kensington

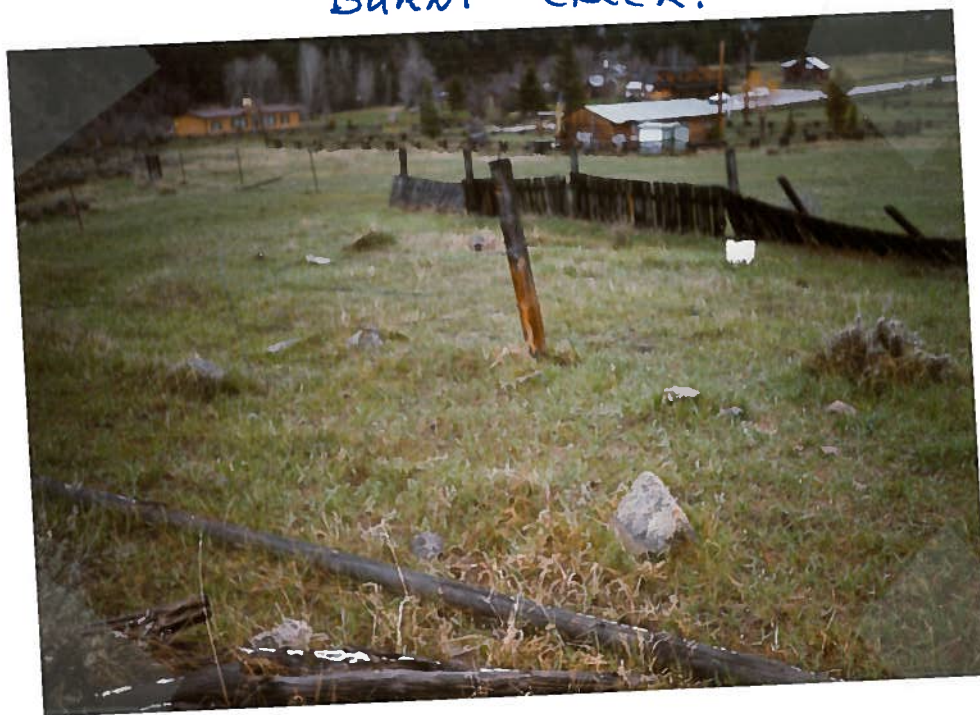
6-15-93
v/ Phil Sold



← THIS FENCE
SEPARATES
MCKINNEY &
KINSFATHER POU.

POOR ORIGINAL

PASTURES IRRIGATED
FROM OPEN DITCH FROM
BURNT CREEK.



5-4-93

PHOTO: R72-1
By SPC

A72-02088 E
KINSFATHER

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FIELD NOTES
SCC 5-4-93

NOTES: appears 3 pipes in Creek going to
south. Kinofather has pipeline Bled
& stored @ yard.
1 - pipeline under Hiway to Torrey @
"Vehicles entering Hiway Sign"

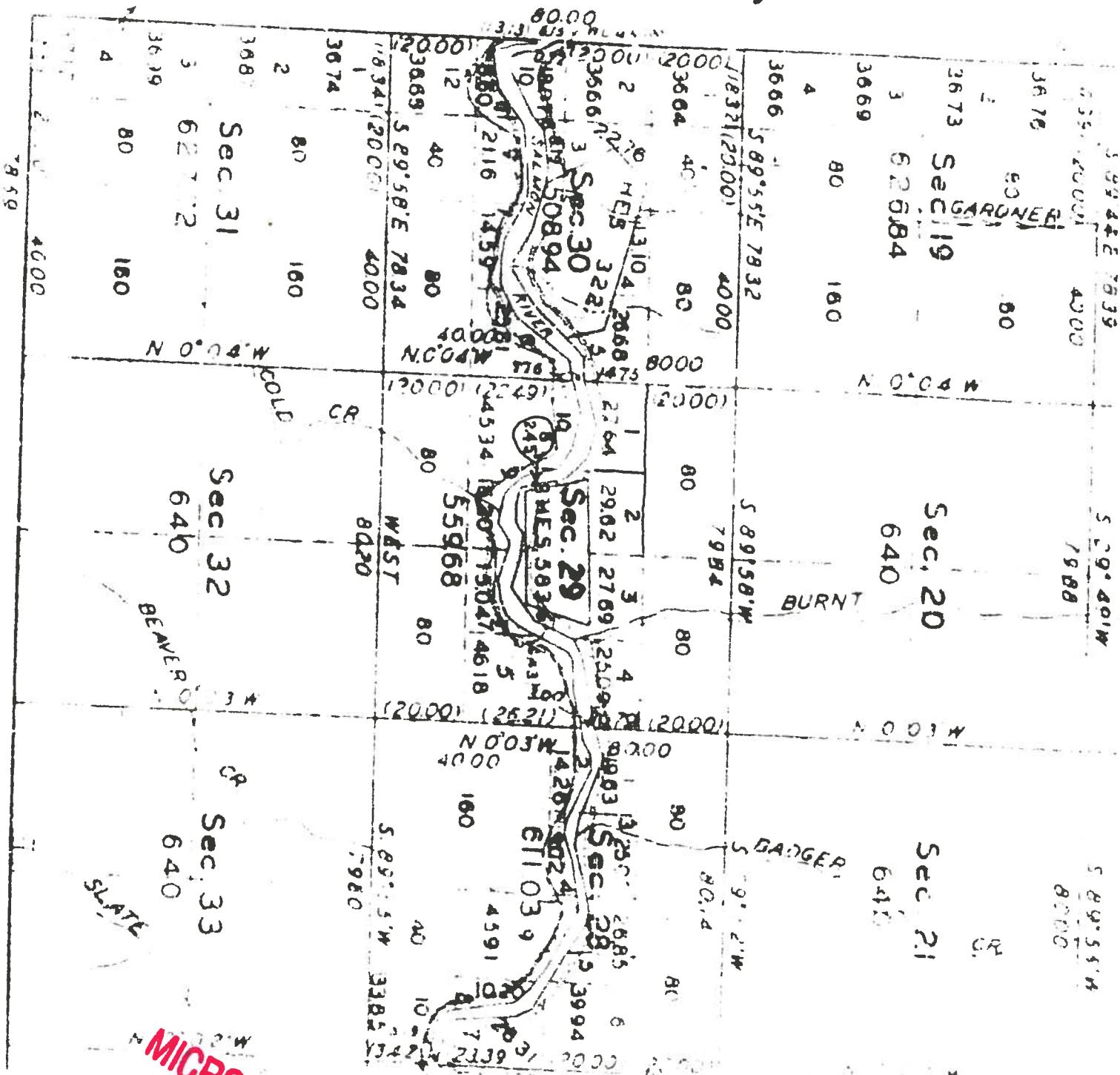
BURNT CREEK
DIVERSION

A72-02088



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NOV 01 1994

T 11 N R 10 E



MICROFILMED
NOV 9 1 1984

FOR ORIGINAL

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19840

This proof is for Beneficial use

In Water District No.

POSSIBLE ORIGINAL

1. Name of applicant Edgar A. & Adella Murray, 214 Corral St., Boise, Idaho
 2. Source of water supply: Burnt Creek
 3. Location of point of diversion: Is in the $SW\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29, T. 11 N., R. 16 E., County of Custer
 4. Describe works as they exist, giving dimensions and capacities of same: The diversion dam is 8 ft. high and 4 ft. long. The ditch is 1 ft. deep and 1 1/2 ft. wide near the head. The ditch passes through a board flume 1 ft. high and 1 ft. wide and 30 ft. long, around a rock point. The ditch takes all of the water from Burnt Creek. Water for domestic use is piped from the ditch 100 ft. from diversion point through 400 ft. of 1 3/4 inch pipe. Piped water is used in kitchen, bath house, and lawn.
 5. Water is used for: Irrigation and domestic purposes.
 6. State whether or not water has been turned into works of diversion: Water has been turned into works of diversion for several years.
 7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
H. E. Survey # 583, in approximately Section 29, Twp. 11 N., Range 16 E., B.M. (Unsurveyed) A total of ten acres is under cultivation on this homestead. Beginning 100 feet below the point of diversion south to Highway 93 and from Burnt Creek west along Highway 93 about 1200 ft. a strip of land with an area of 8 acres is irrigated. Across the Highway 93 south around cabins and gas station small trees and a lawn are irrigated which covers 2 acres.
Domestic use is in kitchen of lounge and showers in bath house.
 8. What large stream would the water here appropriated finally reach? Salmon River
- Remarks: All of the water from Burnt Creek is diverted for use. No water reaches the Salmon River by Burnt Creek stream bed. Burnt Creek is in a small draw and does not produce much water.

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NOV 01 1994

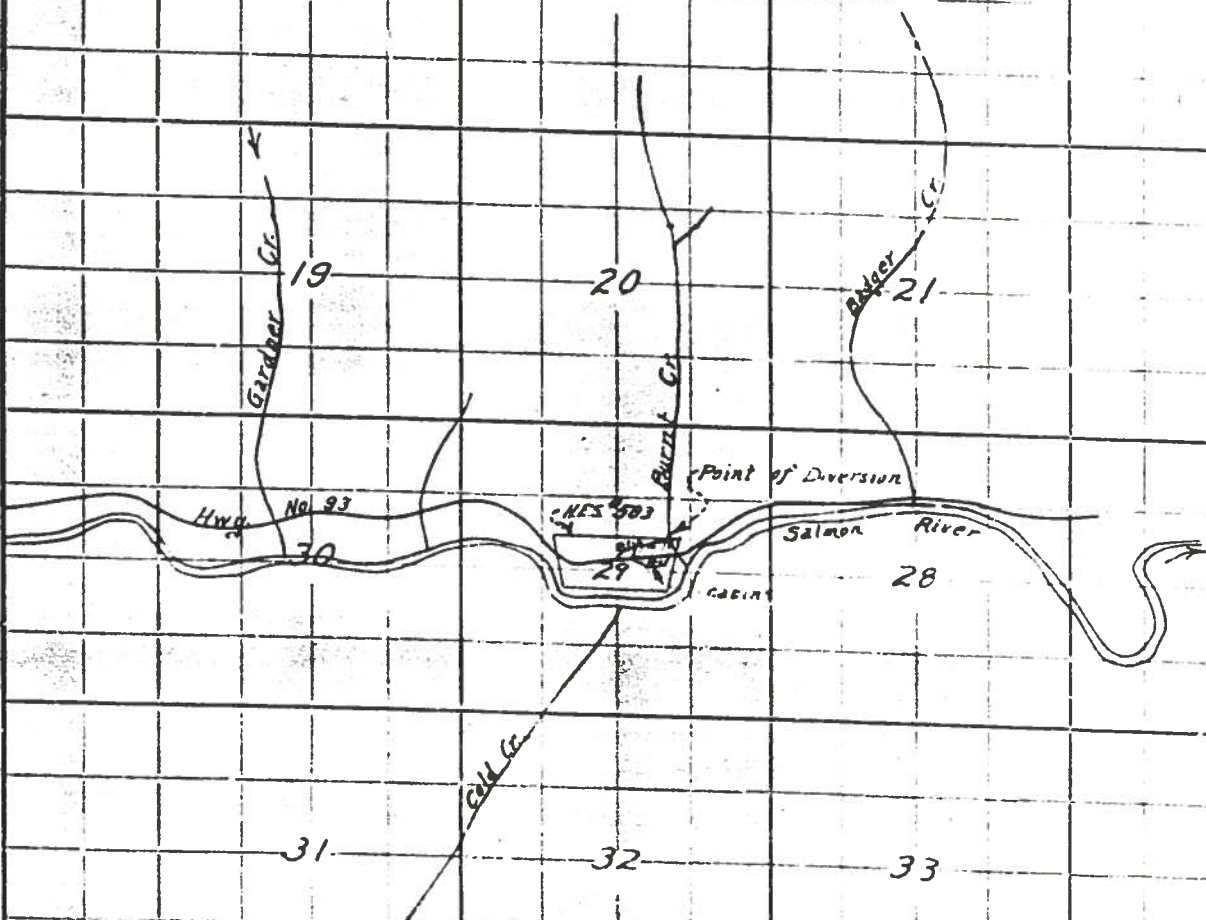
This examination was made on the 17 th day of October 1931

(Signed) Alfred D. Larson
Examiner.

19840

POOR ORIGINAL

T. 11 N., R. 16 E. S. 11.



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NOV 11 1984

Scale: 2 inches Equals 1 Mile. Draw Map in Ink.

19840

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

POOR ORIGINAL

Permit No. 17940

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Edgar A. Ramsay, Clayton, Idaho Engineer (Address, 9/1
Torrey's Ranch, Clayton, Idaho Adella Ramsay

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Self

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. # 17940 dated June 5 ~~1946~~ 1946

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Burat Creek 1/4 mile North of the land herein after described
in approximately Sec. 29 T. 11 N. R. 16 E. B. M. and is in S. 1/4 NE 1/4

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. Small dam and headgate which is capable of diverting all
of the water at the creek to the irrigation & colinary system
Colinary system consists of 8 in. of 1/2 inch pipe to convey
water to buildings & grounds

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for Colinary purposes, Used for irrigation at
H. E. Sorey No. 383 containing 45.32 acres

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NOV 01 1994

19840

Ques. 7. If for other than irrigation purposes: state how applied, amount, power generated, etc.

Ans. See (6)

Ques. 8. What is the minimum amount of water required for the above?

Ans.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. By Purchase of land etc.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Water used for irrigation since H.E. Filed and for Culinary use since 1949

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign) Eugene A. Rogers

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in CHAALIS,

County of CUSTER, State of Idaho, on this 28TH day of APRIL,

A. D. 1951,

Oliver T. Davis

My commission expires 2-1-55

MICROFILMED

U 1 1994

Water Right Number - 72-02088

Prefix Translation:

WATER RIGHT

Old (D) Number - 19840

*** C - CURRENT OWNER ***

RAMSAY

E. A.

RAMSAY

AOELLA

*** O - ORIGINAL OWNER ***
TORREY

CLYDE A.

1 -
2 -
3 -
City- CLAYTON
Phone -
1 -
2 -
3 -
City- CLAYTON
Phone -
State- ID Zip- 83227

Priority Date - - +
04/26/1947

Region - - - +
17 SOUTHERN

Stage - - - +
L - LICENSE

Status - - - +

Source - - - - +
BURNT CREEK

Tributary - - - - +
SALMON RIVER

Diversion Point of Diversion - - - - +
Stream Index (Blank if no Index Code)
TWN Rng Sec Tract Lot Rflg County
11N 16E 29 SW NE (37) CUSTER

01 - IRRIGATION
43 - DOMESTIC

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.200

TWN	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
11N	16E	29	SW NE			01	IRRIGATION	(37) CUSTER	
11N	16E	29	SE NW			01	IRRIGATION	(37) CUSTER	
11N	16E	29	NE SW			01	IRRIGATION	(37) CUSTER	
11N	16E	29	NW SE			01	IRRIGATION	(37) CUSTER	

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

NO COPY FILED
NOV 01 1994
(37) CUSTER

Water right number - 72-02088

Prefix Translation:

WATER RIGHT

Remarks - P/U H.E.S. #583 LOCATED WITHIN PORTIONS OF THE SHWE, SENW, NESW
AC. IRR. = 10.

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

- Conditions of Approval
No Conditions of Approval found.

- Decree Plaintiff - - - + - - - - Decree Defendant - - - + - - - Decree Date - - +
00/00/0000

- - - - - Comments - - - - -
No Comments Found

- - - Audit Fields - 02/11/85 05/28/88 CONVERT

- - - - - Water Rights Dates and Flags Area - - - - -
Proof Due Date - 00/00/0000 Field Exam Made - 00/00/0000 Field Exam Fee -
Approved/Denied - 00/00/0000 Protested Date - 00/00/0000 Swan Falls -
Proof Made Date - 00/00/0000 Hearing Date - 00/00/0000 Temporary Right - P
Exam to S.O. Date - 00/00/0000 Verified Date - 02/11/1985 OLE/Carey Act -
Order Show Cause - 00/00/0000 Receipt Number - Water District -
Licensed Date - 07/10/1979 Appl Received - 00/00/0000 Transfer/Amended -
Decree Date - 00/00/0000 Presumption Flag -

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NOV 01 1994