

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: **A72-04061B**
Date Received: 8/28/1989
Receipt No: S008968
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DAVID M WOOD 208-879-5360
Address: PO BOX 946
CHALLIS ID 83226
AND
Name: DEBORAH K WOOD 208-879-5360
Address: PO BOX 946
CHALLIS ID 83226

2. Date of Priority: APR 1, 1952

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	18E	36		NW	SW		CUSTER

5. Description of diverting works:
HEADGATE, WEIR, EARTH DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/15	06/15	0.400		

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

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	31	SE	NW		IRR	5.0

A72-04061B

Page 1

Date: 12/03/92

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MAR 18 1993

10. Place of Use: Continued

Section Acres 5.0

Total Acres 5.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-07041B, A72-00126A

14. Remarks:
OWNERSHIP CHANGE 12-3-92. KKC.

15. Basis of Claim: STATUTORY CLAIM



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 11/4/92

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.

} See Attached

- ☐ 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: See Attached
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): _____
- ☒ New Owner/Claimant (Purchaser): David M. + Deborah K. Wood
- ☒ New Mailing Address: P.O. Box 946
Challis Idaho 83226
- ☐ New Telephone Number: (208) 879-5360
- ☐ 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: Copies of Warranty Deed + Water Rights
(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): David M. Wood Date 11/11/92
Deborah K. Wood Date 11-11-92
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(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

MICROFILMED
MAR 18 1993

WARRANTY DEED

For Value Received JAMES A. LYNCH and NOLA A. LYNCH, husband and wife, the grantors, do hereby grant, bargain, sell and convey unto DAVID MICHAEL WOOD and DEBORAH K. WOOD, husband and wife, the grantees, whose current address is P.O. Box 48, Stanley, Idaho 83278, the following described premises, in Custer County, Idaho, to-wit:

See Exhibit "A", attached hereto and incorporated by reference herein as though fully set forth.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 4 day of November, 1992.

James A. Lynch
JAMES A. LYNCH

Nola A. Lynch
NOLA A. LYNCH

STATE OF IDAHO)

: ss

County of CUSTER)

On this 4 day of November, 1992, before me, a Notary Public, personally appeared JAMES A. LYNCH AND NOLA A. LYNCH known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Dorothy K. Smith
Notary Public
Residing at Challis, ID
Commission Expires 5/12/98

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at the request of Custer County Title at 50 minutes past 3 o'clock P.M., this 4th day of November, 1992, in my office, and duly recorded in Book _____ of Deeds at page _____.

Ethel M. Peck

Ex-Officio Recorder

BY

Wendy Murphy
Deputy

Fee: \$ 6.00
Mail to:

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DESCRIPTION:

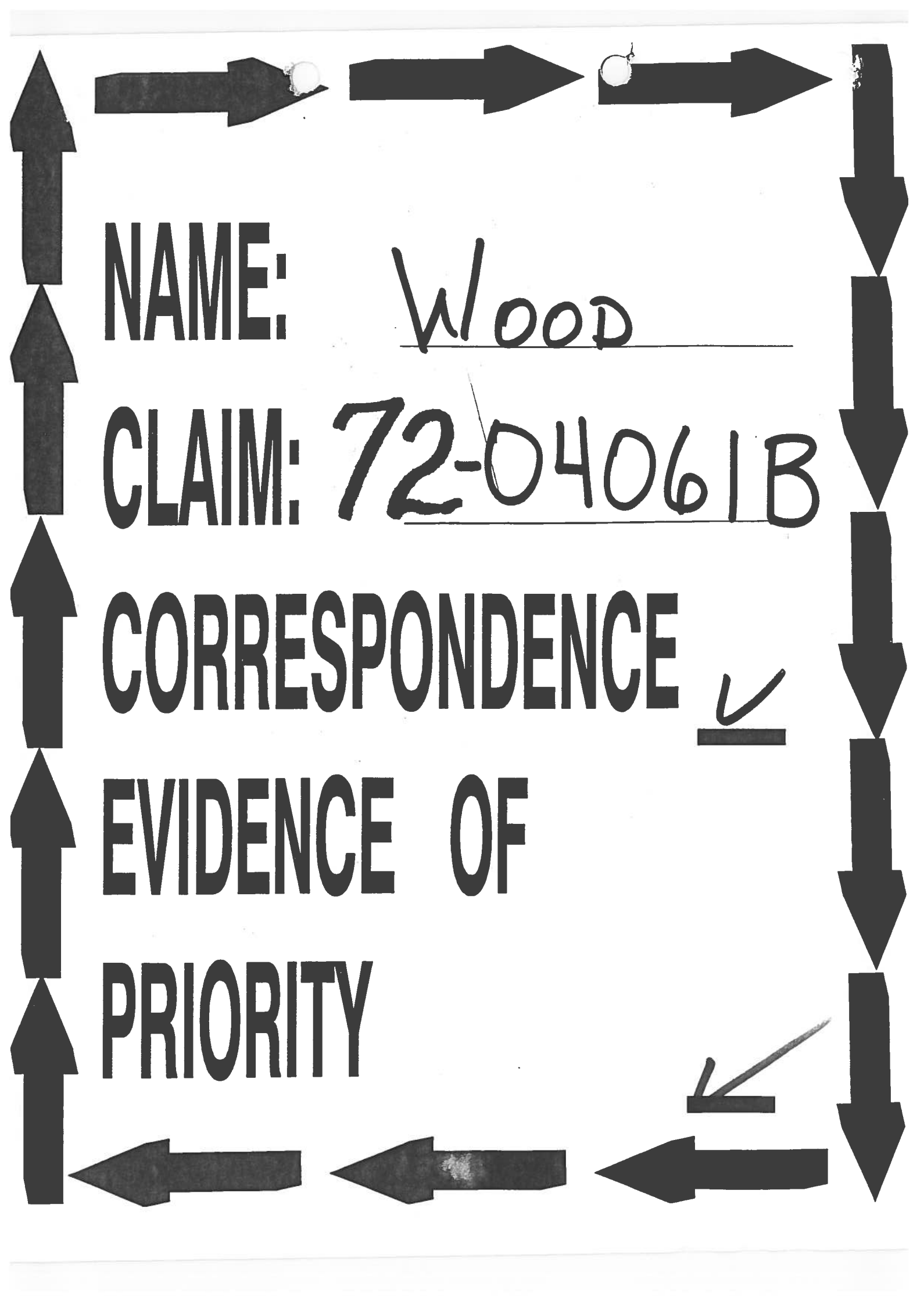
A portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 31, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho.

Commencing at the South Quarter Corner of said Section 31, a distance of 2777.93 feet on a bearing North 1°08'05" East to the Southeast corner of a parcel of land deeded to Gerald and Lida A. Robinson by Watson E. and Phyllis D. Perry as recorded in the Custer County Courthouse, October 15, 1968, as instrument No. 127801; thence North 0°15'40" West, 708.35 feet to a steel bar being the Northeast corner of said parcel; thence North 79°45'58" West, 28.13 feet to the REAL POINT OF BEGINNING; thence South 2°13'10" West, 112.81 feet; thence South 6°56'39" East, 140.88 feet; thence South 18°21'21" West, 40.92 feet; thence South 47°01'39" West, 81.39 feet; thence North 85°12'19" West, 219.29 feet; thence North 88°02'24" West, 281.86 feet to a point on the West boundary of said parcel; thence North 0°28'42" West, 432.53 feet to a point on the South right-of-way of a paved county road; thence a distance of 151.20 feet along a curve concave to the Southwest having a radial of South 2°24'12" West, 837.15 feet and a central angle of 10°20'53"; thence South 77°14'55" East, 424.40 feet to the REAL POINT OF BEGINNING.

EXHIBIT "A"

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MAR 18 1993



NAME:

Wood

CLAIM:

72-04061B

CORRESPONDENCE



EVIDENCE OF

PRIORITY

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: **A72-04061B**
Date Received: 8/28/1989
Receipt No: S008968
Received By: _____

AMENDED

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

AMENDED

1. Name: JAMES LYNCH 208-879-2461
Address: P.O. BOX 847
CHALLIS ID 83226
AND/OR
Name: NOLA LYNCH 208-879-2461
Address: P.O. BOX 847
CHALLIS ID 83226
2. Date of Priority: APR 1, 1952
3. Source: GARDEN CREEK Trib. to: SALMON RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 14N | 18E | 36 | NW | SW | | | CUSTER |
5. Description of diverting works:
HEADGATE, WEIR, EARTH DITCH.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. (or) | A.F.A. |
|------------|-------|-------|-------------|--------|
| IRRIGATION | 05/15 | 06/15 | 0.400 | |
7. Total Quantity Appropriated is:
0.400 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 15.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:
- | Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 14N | 19E | 31 | SE | NW | | IRR | 5.0 |

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.0
					Total Acres	5.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-07041B, A72-00126A

14. Remarks:

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: _____

COPY
FOR YOUR FILES
DO NOT RETURN

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 _____

COPY
FOR YOUR FILES
DO NOT RETURN

RECEIVED

APR 27 1992

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

Department of Water Resources
Southern Region Office

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

CIVIL CASE NUMBER: 39576

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Received By:

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ACQUIRED UNDER STATE LAW

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Address: P.O. BOX 847
CHALLIS ID 83226
AND/OR
Name: NOLA LYNCH 208-879-2461
Address: P.O. BOX 847
CHALLIS ID 83226

2. Date of Priority: APR 1, 1952

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	18E	36	NW	SW			CUSTER

5. Description of diverting works:
HEADGATE, WEIR, EARTH DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/15	06/15	0.400		

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

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14N	19E	31	SE	NW		IRR	5.0

A72-04061B

Page 1

Date: 04/16/92

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MAR 18 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.0
					Total Acres	5.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-07041B, A72-00126A

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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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): James A. Pynck Date: 4/21/92
Nola A. Lynch Date: 4/21/92.

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 21st day

of April 19 92

Wiolet Stevens
Notary Public

Seal

Residing at Challis, Idaho

My Commission Expires 3/2/96



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave., East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Aug. 30, 1989

Re: A72-04061B
A72-00126A
A7207041B
A72-10020

JAMES LYNCH
P O BOX 847
CHALLIS ID 83226

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

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

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

16-Apr-1992 11:18

James and/or Nola Lynch
P.O. Box 847
Challis, ID 83226

RE: Amending SRBA Claim A72-04061B

Dear Claimants:

Pursuant to your recent letter I have drafted an amendment of your adjudication claim. Please find this amended claim enclosed. Please look it over carefully and if it correctly describes your water right then sign it before a notary and return it to our office. If you have questions please feel free to contact our office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Allen Merritt'.

Allen Merritt, P.E.
Water Rights Supervisor

MICROFILMED

MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

16-Apr-1992 11:18

RECEIVED

APR 27 1992

Department of Water Resources
Southern Region Office

James and/or Nola Lynch
P.O. Box 847
Challis, ID 83226

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Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

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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

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: A72-04061B
Date Received: 8/28/1989
Receipt No: S008968
Received By: SCC

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ACQUIRED UNDER STATE LAW

1. Name: JAMES LYNCH 208-879-2461
Address: P.O. BOX 847
CHALLIS, ID 83226

AND/OR

Name: NOLA LYNCH 208-879-2461
Address: P.O. BOX 847
CHALLIS, ID 83226

2. Date of Priority: APR 01, 1952

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	19E	31	SW	NW			CUSTER

5. Description of diverting works:
HEADGATE, WEIR, EARTH DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/15	06/15	0.400		

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

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	19E	31	SW NW		IRR	5.0
Section Acres						5.0
Total Acres						5.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-07041B, A72-00126A

14. Remarks:

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 _____

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

A72-4061 B

Date Received

Receipt Number

S0089683cc

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 24 1989

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) James and/or NOLA LYNCH Phone (208) 879-2461Mailing Address PO Box 847 CHALLIS Idaho Zip 832262. Date of Priority (Only one (1) per claim) April 1952 ~~June 1989~~3. Source of water supply (a) Garden Creek (high water)
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 14N Range 18E Section 36,
1/4 of N/W 1/4 of S/W 1/4, Govt. Lot, _____ B.M., County of Custer

Additional points of diversion if any: _____

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.Headgate and weir in creek deliver to earthen ditch,
which is approximately 1 1/2 miles long, to land to
be irrigated.

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6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 5/1 to 6/15 amount .40 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .40 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
14N	19E	31							5										5

Total number of acres irrigated 5

11. In which county (ies) are lands listed above as place of use located? Custer

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
.10 cfs from decreed right 72-0126, 72-7041 or None ()

14. Remarks:

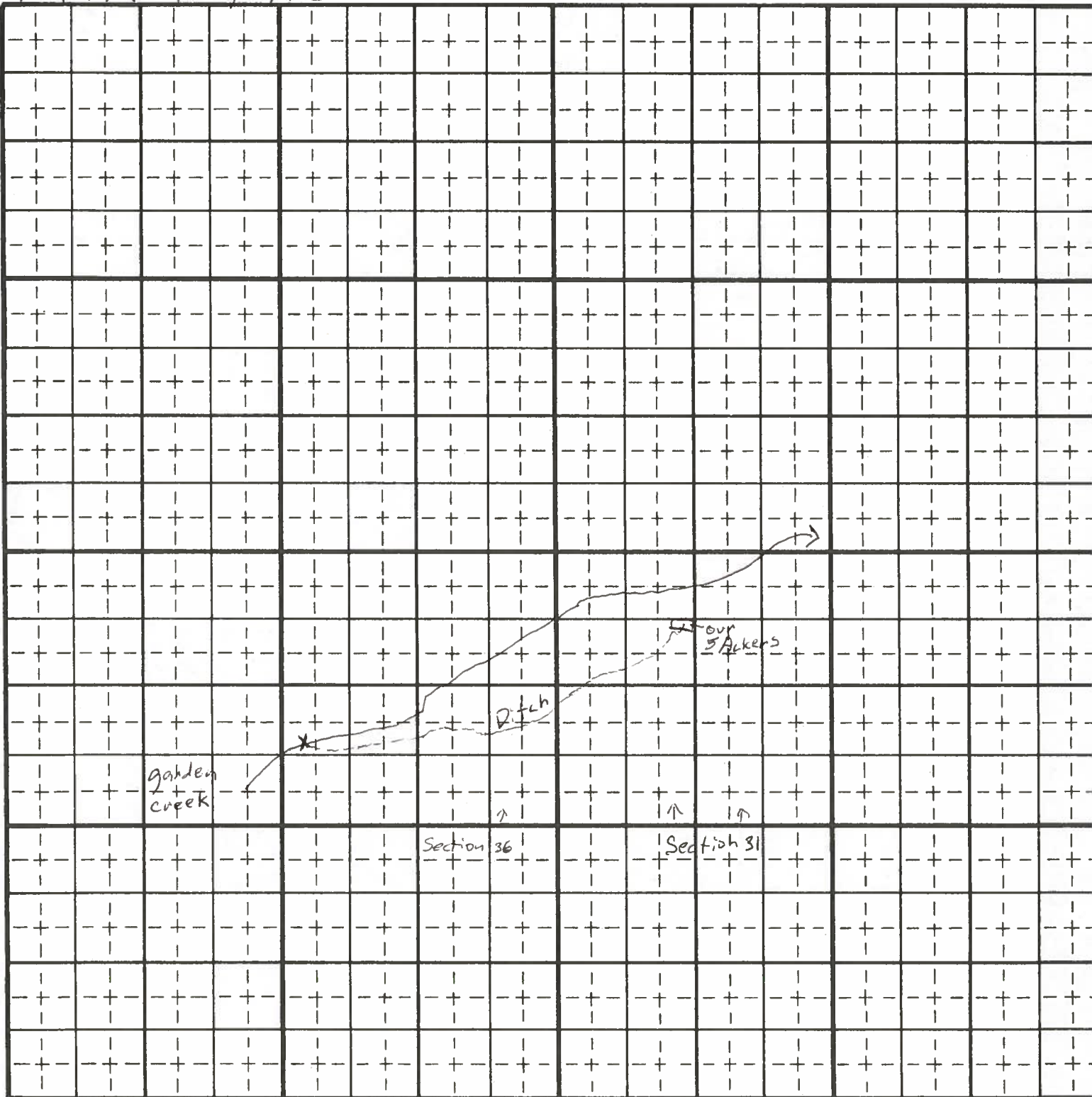
Last Name Lynch Ident No. 72-4061

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

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

TWP 14N Range 19E



Last Name Lynch

Ident No. 72-4061

MICROFILMED
Copies: White-State, Yellow-Claimant
MAR 18 1963

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date 6/14/1973
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) [Signature]

Date 8/22/89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)

County of CLUSTER)

SS.

Subscribed and sworn (or affirmed) before me this 22nd day of AUGUST 19 89

SEAL

Notary Public [Signature]

Residing at Challis

My Commission Expires 1992

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name Lynch Ident. Number 72-4061

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Copies White-State, Yellow-Claimant

MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-303

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04061B
JAMES LYNCH
NOLA LYNCH
P.O. BOX 847
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

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MAR 18 1993

Idaho Department Of Water Resources
Adjudication Department
Statehouse Mail
Boise, Idaho 83720-9000

RECEIVED

APR 16 1992

Department of Water Resources
Southern Region Office

To Whom It May Concern:

I, Watson Perry, do hereby certify, that the ground in question
(Claim number A72-04061B) was being irrigated in April, 1952 by myself.

The purpose of water usage was irrigation of pasture and crops.

The property, at that time, was owned by my grandfather and had
been irrigated by him since the 1940's.

Signed by me: Watson Perry

On this date: 15th Day of April 1992
Debbie Robinson, notary

MICROFILMED

MAR 18 1993

Please Note that there has been
an error in the Point of diversion
and Place of use on the Adjudication
claims Proof Reading Report. The correct
information is on the claim to a water
Right claim # 72 4061

Thank you

Jim Lynch.

RECEIVED

APR 16 1992

Department of Water Resources
Southern Region Office

MICROFILMED

MAR 18 1993

Water Right Number - A72-040618

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

*** C - CURRENT OWNER ***
Last Name - JAMES
First Name -
Address -
1 - P.O. BOX 847
2 -
3 -
City- CHALLIS
Phone - 208-879-2461
1 - P.O. BOX 847
2 -
3 -
City- CHALLIS
Phone - 208-879-2461
State- ID Zip- 83226

LYNCH

NOLA

Priority Date - 04/01/1952
Region - 17 SOUTHERN
Stage - S - STATUTORY CLAIM
Status -

SOURCE - GARDEN CREEK

TRIBUTARY - SALMON RIVER

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Stream Index (Blank if no Index Code)
14N	19E	34	SW NW			(37)	CUSTER	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		05/15	06/15		0.400	

Total Div. Rate - 0.400
Total Div. Volume - 15.0
Total Div. Capacity -
Total Consumptive Use -
KW Usage -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
14N	19E	34	SW NW		5.0	SEMI	01	IRRIGATION	(37) CUSTER
					Total Acres:	5.0			

- - - Diversion Means - HEADGATE, WEIR, EARTH DITCH.

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - A72-070418, A72-00126A

Remarks -
No Remarks found.

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

MICROFILMED
MAR 18 1993

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED
DEC 13 1998
Department of Water Resources
Southern Region

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

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 72-04061B

DAVID M WOOD
DEBORAH K WOOD
PO BOX 946
CHALLIS ID 83226

Daytime Telephone Number: (208) 879-5360
Evening Telephone Number: (208) 879-5360

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

Date of Priority

Point of Diversion

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

Date of Priority should be 04/01/52

Point of Diversion should be $\frac{1}{4}$ of $\frac{1}{4}$ of $\frac{1}{4}$
instead of NENE SW NW SW

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

this is what my paper work dated 12/3/92
Indicates

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

DATE: 12/17/98 SIGNATURE: Deborah K. Wood
Please print your name: Deborah K. Wood

AJ0749NP
No. R72-04061B

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

DATE: 12/22/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID M WOOD C DEBORAH K WOOD PO BOX 946 CHALLIS ID 83226 (208) 879-5360	04/01/1952	IRRIGATION	04-01 10-31	0.17 CFS	
TOTAL DIVERSION:					0.17 CFS	

VERIFIED BY *[Signature]*
12-22-98

Water Source: GARDEN CREEK

Tributary to: SALMON RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T14N R18E S36 NENESW

CUSTER County

Place of use Legal Description for: IRRIGATION

NE	NW	SW	SE	SUM
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	NE NW NE NW NE NW NE NW	SE NW SE NW SE NW SE NW	SE SE SE SE SE SE SE SE	SUM
14N 19E 31 :	02 :	02 :	02 :	2.9
TOTAL ACRES				2.9

POU County: CUSTER

Other Rights: 72-07041B, & 72-00126A

Conditions of Approval:

- C16 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN BASIN 72:
 - WATER RIGHT NO. SOURCE
 - NONE
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE
 - ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
 - CONJUNCTIVELY.

Remarks: QNT

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 0.27 CFS. 72-00126A, 72-04061B, AND 72-07041B.

POU1

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 2.9 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00126A, 72-04061B, AND 72-07041B.

EXP

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION IN TWP 14N, R18E, SEC 36, NENESW. 72-00124, 72-0405B
72-10297A, 72-10017, 72-00125B, 72-00125C, 72-04061A, 72-04061B,

AJ0749NP
No. R72-04061B

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

DATE: 12/22/98
PAGE: 2

=====

Remarks:	AND 72-00126A.		
Dates:	Exam Made Date: 04/01/1993	Verified Date:	Objection Filed Date:
Misc:	Water District Number: 72B	Field Inspection Flag:	
		Presumption Flag:	

=====



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

December 22, 1998

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

**DEBORAH WOOD
PO BOX 946
CHALLIS ID 83226**

**RE: SNAKE RIVER BASIN ADJUDICATION CLAIMS: A72-00126A,
A72-04061B, & A72-07041B – NOTICE OF ERROR RESPONSE**

Dear Deborah

RESPONSE TO A72-00126A

The point of diversion legal description that I recommended was based upon field verification of the physical location for this delivery system. Mike Shannon accompanied me for a portion of the field verification. Mike and the others sharing the ditch did not indicate that the location I identified was incorrect. Based upon the evidence I have, I do not expect to change the legal description of that point of diversion. If you wish to pursue this further you may wish to contact the other individuals that share the system as any changes that would be made would also affect them.

RESPONSE TO A72-04061B

The change in priority date from 4-1-52 to 4-15-52 was based upon the irrigation season standard that was in effect at the time the claim was originally recommended. The department has reviewed the season of use for the entire state and has made changes in some areas. Therefore, I am changing the season of use back to 4-1-52 as this is in conformation with department standards.

The point of diversion for this claim is the same as the one recommended above and the same issues that affect that right will affect this right. I do not expect to change the legal description at this time.

Page 2
Wood
December 22, 1998

RESPONSE TO A72-07041B

During my field examination I found a ditch that collects the waste water from the Shannon property beginning at the southern border of the Armbruster property. It was my understanding that this was the point where the waste water was first controlled and subsequently delivered to Armbruster's and your property. The correct point of diversion for water rights is the point where you first take control of the water. If I have missed something about Armbruster's and your system please explain what elements were missed. You may wish to work with the Armbrusters as any changes to your recommendation will likely affect their recommendation also.

Sincerely

Kelly K Christensen
Senior Water Resource Agent
Enclosure

Water Right Number - R72-04061B

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

WOOD DAVID M 1 - PO BOX 946
2 -
3 -
City- CHALLIS State- ID Zip- 83226
Phone - 208-879-5360

VERIFIED BY KKC
11-3-98

WOOD DEBORAH K 1 - PO BOX 946
2 -
3 -
City- CHALLIS State- ID Zip- 83226
Phone - 208-879-5360

*** O - ORIGINAL OWNER ***

LYNCH JAMES 1 - PO BOX 847
2 -
3 -
City- CHALLIS State- ID Zip- 83226
Phone - 208-879-2461

LYNCH NOLA 1 - PO BOX 847
2 -
3 -
City- CHALLIS State- ID Zip- 83226
Phone - 208-879-2461

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
04/15/1952 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GARDEN CREEK SALMON RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name
14N 18E 36 NE NE SW (37) CUSTER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/15 10/15 0.170

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.170 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
14N 19E 31 SE NW 2.9 01 IRRIGATION (37) CUSTER

Total Acres: 2.9

+ - - Diversion Means - HEADGATE, WEIR, EARTH DITCH.

657
235

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 72-07041B, & 72-00126A

+ Remarks +

QNT USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 0.27 CFS. 72-00126A, 72-04061B, AND 72-07041B.✓

POU1 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 2.9 ACRES IN A SINGLE IRRIGATION SEASON. ✓
COMBINED RIGHT NOS.: 72-00126A, 72-04061B, AND 72-07041B.

EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION IN TWP 14N, RNG 18E, SEC 36, NENESW. 72-00124, 72-04058
72-10297A, 72-10017, 72-00125B, 72-00125C, 72-04061A, 72-04061B,
AND 72-00126A.

```
+-----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

+ - - Audit Fields - 10/28/92 CHRISTEN 12/03/92 CHRISTEN 10/26/93 CHRISTEN 10/27/93 CHRISTEN 03/30/95 POST-STD
10/19/98 KCHRISTE

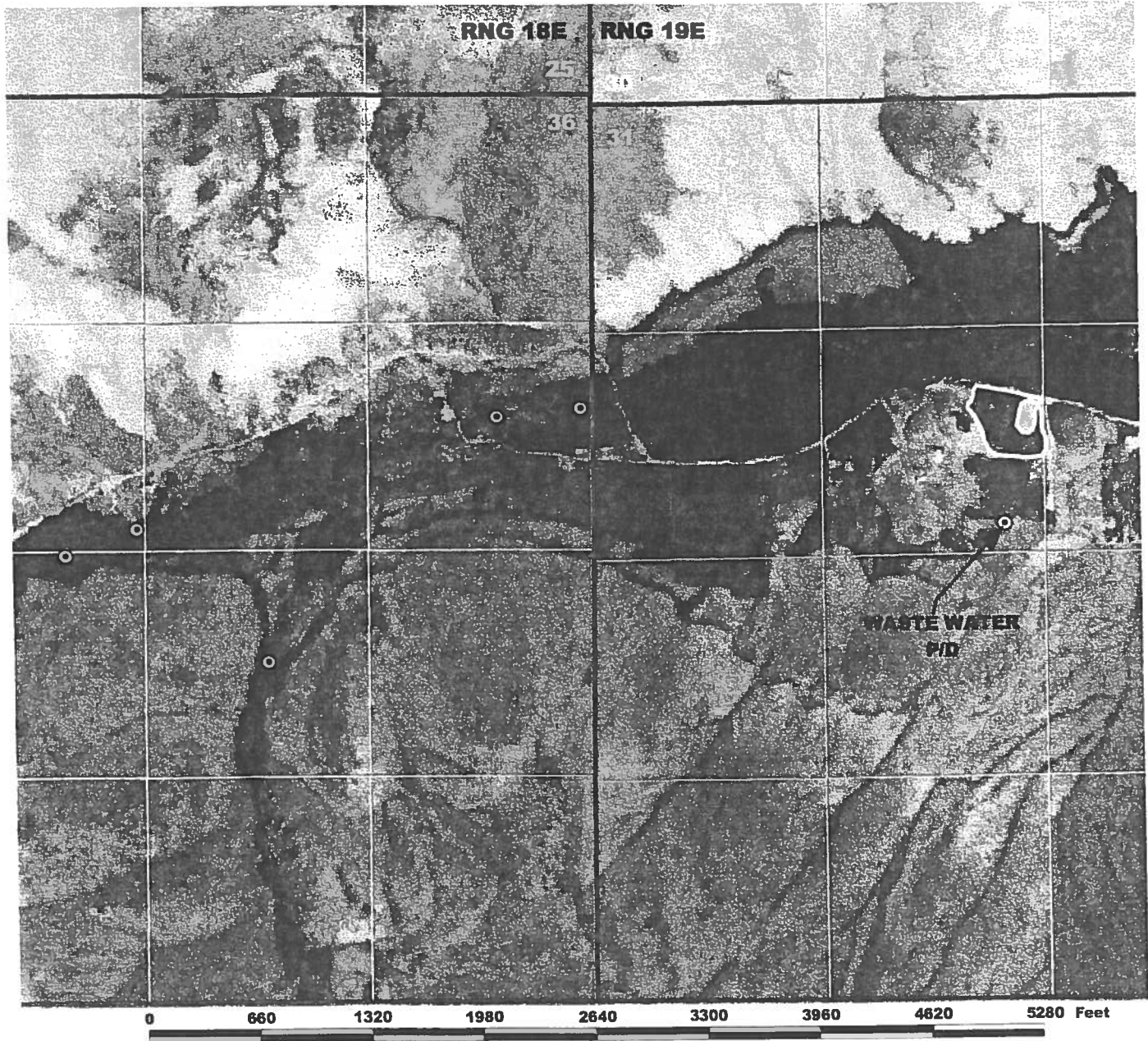
+ -Comments- +

Date: 12/03/1992 User Id: CHRISTEN Subject: OWNERSHIP CHANGE 12-3-92
BY KKC.

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 04/01/1993	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 08/28/1989	Last Amended Date	- 04/16/1992	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 72B
Licensed Date	- 00/00/0000	Receipt Number	- S008968	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- AND	Notice of Error Flag	-

72-00126A & 72-04061B
SOURCE = GARDEN CREEK
72-07041B
SOURCE = WASTE WATER



RECOMMENDED PLACE OF USE
TWP 14N RNG 19E, SEC 31
data entry on October 19, 1998



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

GIS PLACE OF USE PRESENTATION
1992 USDA-F AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

AIM NUMBER 72-00126A
72-04061B
72-07041B

DATE 10-19-98
AGENT KKC

TRANSFER NUMBER
CLAIMED ACRE TOTAL 5
GIS ACRE TOTAL 2.9

				NE				NW				SW				SE			
	TWP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
AIM	14N	19E	31								5								5
IS											2.9								
COM											2.9								2.9
AIM																			
IS																			
COM																			
AIM																			
GIS																			
COM																			

72-DBPOU.SHP

HAPE NOS.
235 - (all 3 claims)
claimed 00126A .10CFS
04061A .40CFS
total .50CFS
72-DBPOD.SHP

IOS. DESCRIPTION
31 Sec.36 NE NESW
72-00126A
72-04061B
claimed 7041B 0.10CFS
- .10CFS
For 4061A = 1.17CFS

133 Sec.31 (wash water right)
SESENW 72-7041B
total comb limit = 0.27CFS

DBF TABLES UPDATED
72-DBPOU.DBF
72-DBPOD.DBF

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

72-00126A 72-07041B
72-04061A

DATE: 10-19, 1998

REVIEWED BY KKC

CHALLIS AREA SOIL REVIEW

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
ATC	.15	.13			6.49	7.62
BB1	.09	.09			6.09	6.17
BC1	.16	.17			5.82	5.46
BK1	.07	.06			10.62	11.86
BT1	.18	.16			3.99	4.19
BT2	.41	.32			2.34	2.87
CB1	.06	.06			11.55	13.47
CHA	.21	.21			4.52	4.76
CP1	.36	.36			2.61	2.78
DB1	.13	.11			5.66	6.65
DBB	.13	.11			5.71	6.69
<u>DBC</u>	<u>.13</u>	<u>.11</u>			<u>5.71</u>	<u>6.69</u>
DMF	.18	.21			5.12	4.72
DRF	.18	.19			9.08	9.68
DT2	.05	.04			12.46	16.50
DWA	.14	.14			4.79	5.01
GO1	.10	.12			12.47	10.51
KEG	.08	.07			8.73	10.06
MBF	.15	.12			7.65	5.81
MUG	.15	.14			4.54	4.98
NDL	.13	.12			5.30	6.06

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
PD2	.11	.12			5.15	4.74
Q	.26	.21			13.2	10.4
RE2	.29	.21			3.15	4.74
RP1	.19	.21			4.89	4.57
SH1	.06	.05			9.37	12.10
SOC	.08	.07			7.38	8.08
SSA	.15	.14			4.79	5.01
SXF	.12	.11			6.14	6.80
TC1	.06	.06			9.82	9.55
TD1	.04	.03			12.46	16.50
WB2	.13	.13			5.37	5.43
WAA	.19	.16			3.81	4.23
WBB	.17	.14			3.36	3.84
WC1	.07	.06			11.24	13.45
WPT	.19	.15			3.16	3.69
WV1	.07	.06			11.24	13.45
XHS						
YN1	.18	.14			5.38	6.92

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

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

SOIL TYPE	OPTIMAL ROTATION / (chart)	ACTUAL ROTATION / (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
DBC	5.71	8	2.9	.13	= .27 CFS
					= CFS
					= CFS
					= CFS

TOTAL ACRES _____

DECREED RATE = _____

CLAIMED DIVERSION RATE = _____

MEASURED DIVERSION RATE = _____

R PROOF

CVR

MAPS

PHOTOS

MISC

MICROFILMED

NOV 01 1954

ALEX & MARTHA KLUG DECREED RIGHTS
72-00125 & 72-00126 (both 8-15-1910 priority)
72-00125 @ 1.06cfs for 84 acres
72-00126 @ 1.60cfs for 80 acres

*Preliminary split news
as of 12-31-92
KKE*

WATSON PERRY

DOC # 1. WARRANTY DEED READS (and all water rights)
DATED: 7-8-65 COUNTY RECORD NO. 130258
DOC # 2. QUIT CLAIM DEED DATED 9-1-1969 COUNTY RECORD NO. 127800
REFERENCES .20 CFS OF 1910 WATER
DOC # 3. QUIT CLAIM DEED DATED 10-29-69 COUNTY RECORD NO. 135633
REFERENCES .30 CFS OF 1910 WATER FOR 17.5 ACRES
COMBINED TOTAL = 2.66cfs for 164 acres

JEROLD ROBINSON

DOC # 1. WARRANTY DEED DATED 9-1-1969
COUNTY RECORD NO. 127801 CONVEYED .20 CFS
DOC # 2 MEMO OF UNDERSTANDING DATED 9-30-69
COUNTY RECORD NO. 127802 ON 10-14-69

McKISSIE/VanderHoeven

WARRANTY DEED DATED 10-29-69
COUNTY RECORD NO. 135360
CONVEYED .30 CFS

JOE PECK

WARRANTY DEED NO. 136037 DATED 11-30-1970
REFERENCES 3.06 CFS AND EXCLUDES .30 CFS
DEEDED TO McKISSIE/VanderHoeven
IT IMPLIES THAT 2.76 CFS WAS CONVEYED.

MONZINGO

WARRANTY DEED DATED
8-18-81 RECORDED 8-20-81
INST # 159893 FOR .10 CFS

LINCH

DEEDED .10 CFS

HARDMAN
1982

CONVEYED .30 CFS

HARTWELL

(PER MONZ. TRANSFER AP)
PURCHASED .15 CFS FOR 6.5 ACRES
IN AUG 81 (RECORDED 9-4-81 ??)

KING

CONVEYED .15 CFS

ADJUDICATION CLAIMS FILED:

PORTIONS OF 72-00125 &
72-00126 CLAIMED AS:

A72-10017
MONZINGO

.20 CFS

A72-00126A
LINCH

.10 CFS

A72-00125C
HURLESS

.20 CFS

A72-00125B
KING

.15 CFS

ALL OF 72-00125 &
72-00126 CLAIMED AS:
A72-10297
SHANNON/ALMOND
2.66 CFS

NOW

ARMBRUSTER
.20 CFS

MICROFILMED
MAR 18 1993

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
DECREED																						
DECREED P/U	72-00124	14N	18E	36		40	40	40					40									1.02 CFS
DECREED P/U	72-00125	14N	19E	31						42			42								84	1.06 CFS
DECREED P/U	72-00126	14N	19E	31													40	40			80	1.60 CFS
DECREED P/U	72-7041	14N	19E	31							10										10	0.20 CFS

P/D OVERLAP BUT ACRES NOT OVERLAPPING, USE FOR SYSTEM TOTAL CALCULATIONS

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
CLAIMED	P/U																					
Shannon	A72-00124	14N	19E	31						20	15	40	25				15				115	1.02 CFS
		14N	18E	36			20	30									10	25			85	
Shannon *	A72-10297	14N	19E	31						20	15	40	25				15				115	2.46 CFS
		14N	18E	36			20	30									10	25			85	
King	A72-00125B	14N	19E	31						4.5	1.5										6	.15 CFS
Hurless	A72-00125C	N/N	19E	31			5										1.7				6.7	.20 CFS
Lynch	A72-00126A	14N	19E	31							5										5	.10 CFS
**	A72-7041B	14N	19E	31							5										5	.10 CFS
***	A72-10617	14N	19E	31							5										5	.10 CFS
**	A72-7041A	14N	19E	31							5										5	.10 CFS
Armbruster	A72-4061A	14N	19E	31							5										5	.40 CFS
Lynch	A72-4061B	14N	19E	31							5										5	.40 CFS

MICROFILMED

* REPRESENTS THE TOTAL COMBINATION OF 72-00125 & 72-00126 MAR 18 1993

** SOURCE = WASTE WATER

*** Represents a claimed portion of 72-00125 & 72-00126 (COMBINED)

Water Right Number - R72-04061B

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - - +

+ - - - - Address - - - - +

+ - - - -

*** C - CURRENT OWNER ***
WOOD

DAVID M

1 - PO BOX 946

State- ID Zip- 83226

VERIFIED BY

KKC

WOOD

DEBORAH K

2 -
3 -
City- CHALLIS
Phone - 208-879-5360
1 - PO BOX 946

State- ID Zip- 83226

*** O - ORIGINAL OWNER ***
LYNCH

JAMES

1 - P.O. BOX 847

State- ID Zip- 83226

LYNCH

NOLA

2 -
3 -
City- CHALLIS
Phone - 208-879-2461
1 - P.O. BOX 847

State- ID Zip- 83226

+ - - Priority Date - - +
04/15/1952

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - +

+ - - Source - - - - +
GARDEN CREEK

+ - - Tributary - - - - +
SALMON RIVER

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

14N 18E 36 NW SW (37) CUSTER

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

01 - IRRIGATION 04/15 10/15 0.120

+ - Total Div. Rate - + - Total Div. Volume - + - Total Consumptive Use - + - KW Usage - +
0.120 0.0

+ - - Twn Rng Sec Tract Lot Acres Code Description County

14N 19E 31 SE NW 2.5 01 IRRIGATION (37) CUSTER

Total Acres: 2.5

MICROFILMED
NOV 0 1 1994

MICROFILMED
NOV 01 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

03:33:18
06/04/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-04061B

LAST: LYNCH
ADDRESS: P.O. BOX 847
CITY: CHALLIS
PHONE NUMBER: 208-879-2461

FIRST: JAMES
STATE: ID ZIP: 83226

OWNER CODE: C

LAST: LYNCH
ADDRESS: P.O. BOX 847
CITY: CHALLIS
PHONE NUMBER: 208-879-2461

FIRST: NOLA
STATE: ID ZIP: 83226

OWNER CODE: C

FIELD EXAM REQUIRED?

FIELD
EXAMINER
DATABASE
N

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

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CONTACT PERSON:

DATE OF FIELD EXAM: 4/1/93

APPOINTMENT MADE: Y(____) N(____)

PHONE NUMBER: () - -
TIME: : A() P()

$$A(\quad)P(\quad)$$

ACCOMPANIED BY: David Zoller

RELATIONSHIP TO CLAIMANT:

PHONE NUMBER: () -

DIRECTIONS TO PROPERTY / REMARKS:

A. AJ CLAIM: # A72-04061B

PRIORITY DATE: 04-01-1952

STAGE: S

B. WR RECORD: # 72-04061

PRIORITY DATE: 04-01-1952

STAGE: S

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() N()
IF YES EXPLAIN.

REMARKS:

*Claimed priority date agree with 1st claims priority date
affidavit from previous owner of same Apr of 52 date.*

*I recommend priority date of Apr 15, 1952 which
corresponds to current beginning of his career for claims in that
general field.*

RECOMMENDED PRIORITY DATE:
04-01-1952

4-15-1952

REVIEWED BY

X XH

DATE *10-26-93*

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-04061B	14N	18E	36		NW	SW		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A72-00126A NONE
WR RECORDS IN SAME 40 ACRE TRACT
72-04058

SOURCE: GARDEN CREEK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
72-04061	14N	18E	36		NW	SW		CUSTER

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

72-04058

SOURCE: GARDEN CREEK

TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

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

REMARKS:

*Field verification and comparison location on old Photo 71-24
give a different 40 acre tract. The system has not changed over time, just
the description of the legal
found P/O legal below.*

UNRECORDED

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:		1/4		LOT	COUNTY
TWP.	RGE.	SEC.			
14N	18E	36	NE	NE	SW
SOURCE: GARDEN CREEK		TRIB: SALMON RIVER			
REVIEWED BY: <i>XKC</i>		DATE: 10-26-93			

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A. ROOT WATER RIGHT NUMBERS:

A72-04061A
A72-04061B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	A1 #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
TAN	19E	31	SE	NW		LYNCH, JAMES	A72-04061B / 5.0	-	-		
			SE	NW		MONZINGO, DON	A72-04061A / 5.0	-	-		
			SE	NW		SPLIT RIGHT	A72-07041 / 10.0	72-07041 / 10.0		2.5	2.5
			SE	NW		MONZINGO, DON	A72-07041A / 5.0	-	-		
			SE	NW		LYNCH, JAMES	A72-07041B / 5.0	-	-		
			SE	NW		ARMBRUSTER, MARK A.	A72-10017 / 5.0	-	-		
			SE	NW		MONZINGO, DON	A72-10016 / 5.0	-	-		
			SE	NW		ALMOND, PARIS	A72-10297 / 15.0	-	-		
			SE	NW		LYNCH, JAMES	A72-00126A / 5.0	-	-		
			SE	NW		LYNCH, JAMES	A72-10020 / 5.0	-	-		
			SE	NW		KEPNER, RAY	A72-04057 / 15.0	72-04057 / 8.0			
			SE	NW		KING, GENE	A72-00125B / 4.5	-	-		
			SE	NW		KING, GENE	A72-10273 / 15.0	-	-		
			SE	NW		KEPNER, ESTHER	A72-11735 / 15.0	-	-		
			SE	NW		THOMPSON, GEORGE		72-00054 / 40.0			
			SE	NW		PECK, JOSEPH M.		72-04058 / 9.0			
			SE	NW		ROBINSON, GERALD		72-04061 / 9.0			
			SE	NW		ROBINSON, GERALD		72-04062 / 9.0			
TOTAL ACRES							A72-04061B	5.00		35.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET:C. FIELD EXAM REQUIRED? _____ DATABASE Y FIELD EXAMINER _____ POU COUNTY: CUSTER
DUE TO POU DISCREPANCY? (Y/N) _____

irrigated P/u clearly visible on ~~DEM~~ color photo, orthophoto, and ASCS photo.
Recommended P/u includes a large rock & some surrounding ground that
isn't actually in but area is small and therefore is ignored. Area
calculated from photo to be 2.5 Acres.

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PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

2.5

REVIEWED BY:

KKC

DATE:

10-26

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A. AJ CLAIMED USES:

PURPOSES
A72-04061B IRRIGATION

FROM 05-15 MONTH/DAY TO 06-15

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
.400 CFS
.400 CFS

B. WR RECORDED USES:

PURPOSES
72-04061 IRRIGATION

FROM 05-15 MONTH/DAY TO 06-15

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
.800 CFS
.800 CFS

SUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

Recommend reason of was be changed to Dept Standards.

Divine recommended for: A72-001264 is recognized as a valid claim and is recommended for 0.10 CFS this claim is for additional water from the same source and using the same system. Flow field analysis confirms the mud ga quotation 1" pressure analysis gives 0.22 CFS
Recommended 001264 - 0.10 CFS
.12 CFS balance not recommended.

I recommend this claim for 0.12 CFS. this system also overlaps with A72-07041B a water claim for the same area. Recommend overlap

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

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

0.400 CFS
0.800 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)

Y
DATABASE EXAMINER

MEASUREMENT METHOD

5.28

FLOW MEASUREMENT

SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A72-07041B, A72-00126A

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-04061B	GARDEN CREEK	LYNCH, JAMES	0.400	0.080		
A72-00125B	GARDEN CREEK	KING, GENE	0.150	0.025		
A72-00126A	GARDEN CREEK	LYNCH, JAMES	0.100	0.020		
A72-04057	GARDEN CREEK	KEPPNER, RAY	2.400	0.019		
A72-04061A	GARDEN CREEK (HIGH WATER)	MONZINGO, DON	0.400	0.080		
A72-07041	WASTE WATER	SPLIT RIGHT	0.200	0.020	30.00	3.00
A72-07041A	WASTEWATER	MONZINGO, DON	0.100	0.020		
A72-07041B	WASTE WATER	LYNCH, JAMES	0.100	0.020		
A72-10017	GARDEN CREEK	ARMERUSTER, MARK A.	0.100	0.020		
A72-10297	GARDEN CREEK	ALMOND, PARIS	2.660	0.013		
A72-11735	GARDEN CREEK	KEPPNER, ESTHER	2.420	0.019		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-10016	DOMESTIC	MONZINGO, DON	FROM 01-01 TO 12-31	.040 CFS	

Handwritten notes:
The Sept 5.28 CFS was carried over from the previous year. The only problem was the 5.28 CFS was carried over from the previous year. The only problem was the 5.28 CFS was carried over from the previous year. The only problem was the 5.28 CFS was carried over from the previous year.

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NOV 01 1984

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES ----- X 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 = 15.0 AF/A

ACRES ----- X CONSUMPTIVE VOL. AF/A FOR AREA ----- =

TOTAL CONSUMPTIVE USE ----- AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES ----- X 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.)

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NOV 1 1984

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. RATE CFS	EXAMINER	REC. DIV VOL. AE/A		EXAMINER	REC. CONSUMPTION
	FROM	TO			DATABASE	EXAMINER		
IRRIGATION	05-15	10-15	0.400					15.0
TOTAL FOR THIS RIGHT			0.400					15.0

REVIEWED BY:

DATE:

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NOV 01 1994

Remark code E12

6.25
6.34

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: 72-04061

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.800

EXAMINER

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
72-04061	A72-04061A	0.400	-		72-04061	0.800
72-04061	A72-04061B	0.400			72-04061	0.800
TOTAL CFS		0.800			0.800	

DIVERSION RATE REVIEW

TOTAL CFS 0.800

0.800

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:

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

Tully T. Chastan

DATE: 10-26-93

TITLE: Sr. Water Resources Eng

split of 50-50. 50% to the land owner, 50% to the water user. No for the water user.

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POOR ORIGINAL

24
+
36

P/D

25 | 30
36 | 31

P/D
P/D

20 | 29
31 | 32

CLAIM A72-040618 INIT KHS
T. R. S. Q/O
P/D 14N 18E 36 NE/ESW 7-188
PHOTO ID. BLM-S-RC-13

(enlarged 200%)

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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		KK 10-26-93	Y	6	KK 10-26-93		
SOURCE			" 5-18-93	Y	1,2,4,5,6	" 10-26-93		
USE OF USE			" "	N	1,2,4,5,6	" "		
DIV. AMOUNT CFS/VOLUME	Y		" 4-1-93	Y	1,2,4,5,6	" "		
CONSUMPTIVE USE	-		" 10-26-93	Y	1,5,6	" "		
PURPOSES			" 10-26	Y	6	" "		
PERIOD OF USE			" 10-26	N	6	" "		
BASIS OF CLAIM	Y		" 10-26	Y	6	" 11		
REMARKS			" 10-26	Y	6	" 11		

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.

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PAGE: 14
PROFILE REPORT

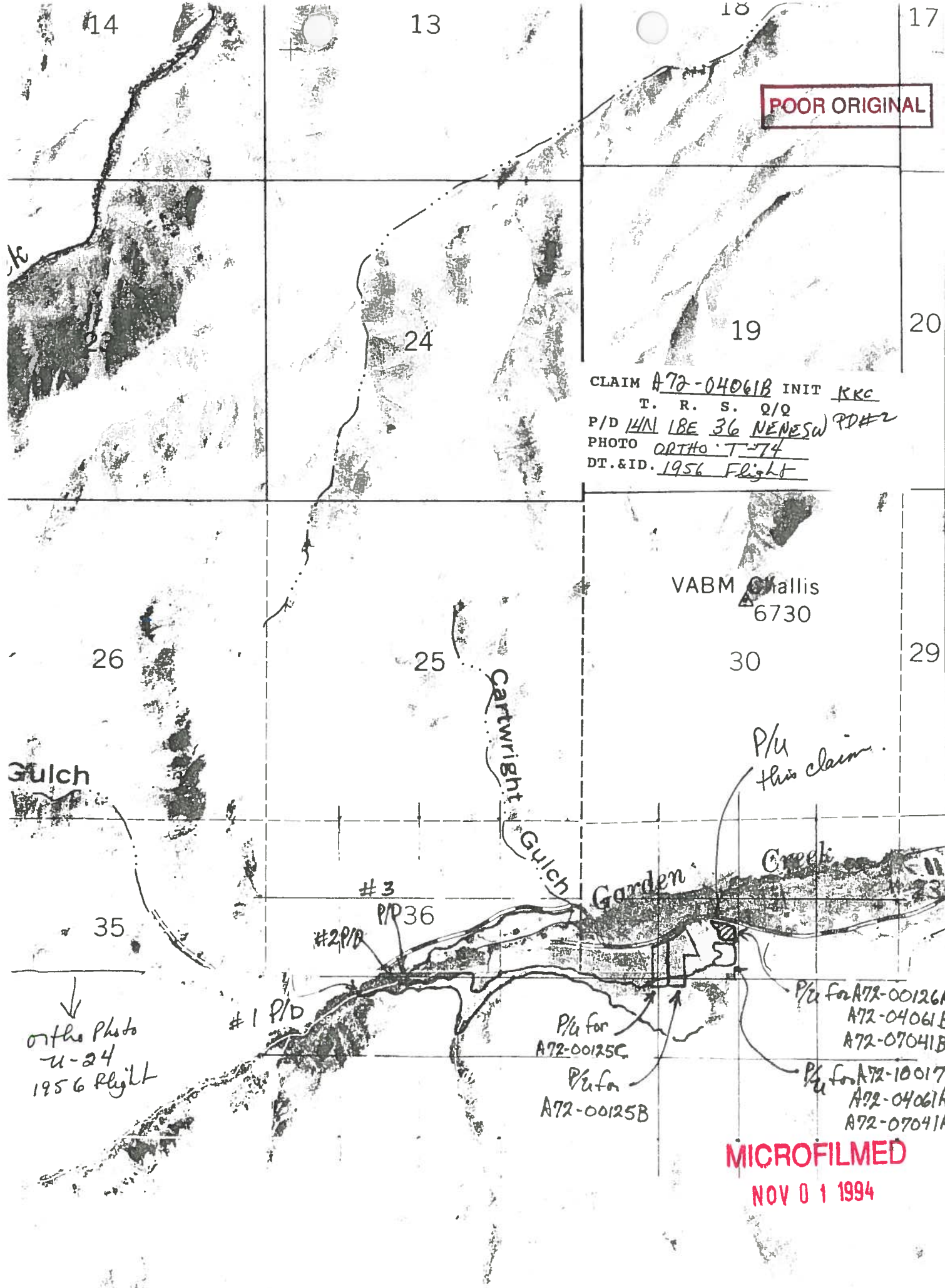
CLAIM NUMBER: A72-04061B

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES LYNCH NOLA LYNCH P.O. BOX 847 CHALLIS ID 83226 (208) 879-2461	~~04/01/1952~~ 4-15	IRRIGATION	05-15 06-15	0.40 CFS	15.0 AFA
				TOTAL DIVERSION: CONSUMPTIVE USE:	0.40 CFS	15.0 AFA

Water Source: GARDEN CREEK
Tributary to: SALMON RIVER
Stage: STATUTORY CLAIM

Point(s) of Diversion: T14N R18E S36 NWSW CUSTER County

Place of use Legal Description for: IRRIGATION											
			NE		NW		SW		SE		
			NAME	NAME	NAME	NAME	NAME	NAME	NAME	NAME	NAME
			Lt	Lt	Lt	Lt	Lt	Lt	Lt	Lt	Lt
			Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac
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			Ac	Ac	Ac	Ac	Ac</				



POOR ORIGINAL

CLAIM A72-04061B INIT KKC
T. R. S. Q/Q
P/D 14N 18E 36 NENESW PD#2
PHOTO ORTHO T-74
DT.&ID. 1956 Flight

VABM Challis
6730

Gulch

Cartwright Gulch

Garden

Creek

on the photo
u-24
1956 flight

#1 P/D

#2 P/D

#3 P/D 36

P/u for
A72-00125C

P/u for
A72-00125B

P/u
this claim

P/u for A72-00126A
A72-04061B
A72-07041B

P/u for A72-10017
A72-04061A
A72-07041A

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NOV 01 1994

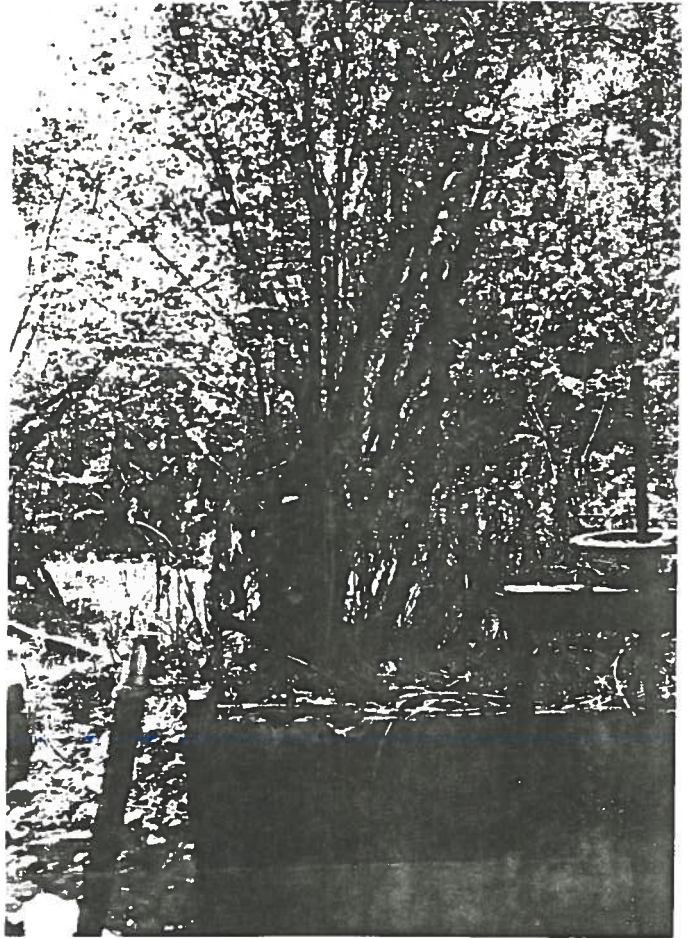
POOR ORIGINAL

Claims (multiple) P/D for Lower Shannon ditch (southern P/U; northern ditch). Also the source for Armbruster, Wood, King, & Hurless.

PHOTO TAKEN ON 5-18-93

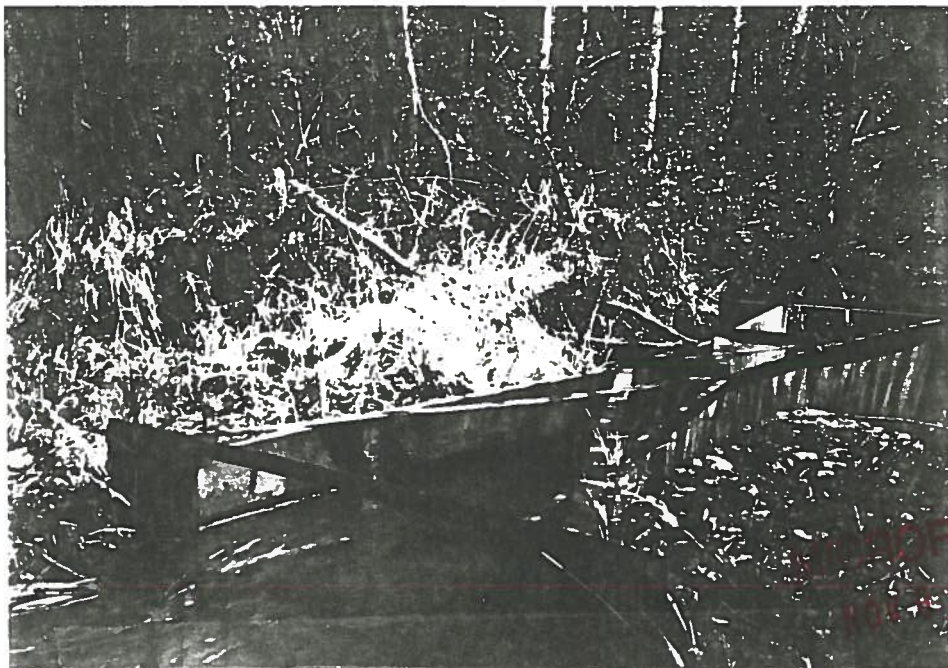
PICTURE # 4

This shows the corner of the diversion structure and the hillside in the background for a physical reference. This photo is looking south southeast.



PICTURE # 5

This picture shows the measurement device and the photo is looking northeast.



RECEIVED
FILMED
1994

A72- 04061 (high water statutory claim)

Priority date

Evidence available

PR 1952
1940s

Adj claim file letter from Watson Perry (dated 4-15-92)
certifies first irrigation occurred Apr 1952 by Watson Perry.
Further States Grandfather irrigated in 1940s

7-8-65

Klug to ^{Watson} Perry {1910 water (part of 72-00126) deeded on 7-8-65
info from {Garden Creek Monz, Peck, Hartwell, Lynch, King} File
letter dated 3-9-84 from IDWR (Meiritt) to Mrs Monzingo

9-1-69

Easement granted Deed dated ~~Sept~~ 9-1-69 recorded 10-19-69
Re: Warranty Deed H. Cardman to Hartwell
{Garden Cr. et al file} Doc 127800

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5-18-93

POOR ORIGINAL

Mike Shannon

He was not sure how the decreed rights were transferred to the Johnny Smith Place. He would check around & obtain affidavits if he could.

We discussed his claims in general & he felt that he probably would not try to substantiate the 51M claim as there is more water claimed under 57 than there is acres. The rate for that claim alone will prob. be reduced. I did not do a field verification of the P/A for those claims at this time.

I took pictures of the div points for the 'Klug' property. The first pictures were of the Div point that supplied water to the Northern Part of the P/A. The second set covers the 'lower' ditch on the south side of the P/A. This ditch also supplies water to Ambuster, Wood, King, Hurless rights.

The third P/D is the 'upper' ditch on the south side the ditch was recently cleaned and was running at capacity; Both the ditch and the Parshall. This ditch is the original source for the waste water license for Wood/Hambuster.

Two pic of Johnny Smith div. diverting
6" on staff gauge. The ditch to Shannon's was not full.
9" throat. 5-18-93

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CLAIM NO. --- A72-00126A, 04061B, & 0704 Lotus Program:
 AGENT ----- KKC IRR-PRAC.WK3
 DATE ----- 10/26/93 Date form revised:
 4/21/93 by KKC

 SOIL CHARACTERISTICS

Soil Type = DBC; DAWTONIA...GRAVELLY LOAM
 Source of Soils Data = Printout From SCS State Office

soil depth (inches)		AWC (in/in)		PH		organic (%)		soil depth (ft)	AWC (inches)	intake family
lower	upper	lower	upper	lower	upper	lower	upper			flood furrow
0	4	0.12	0.15	6.6	7.3	1	2	1	1.34	2 0.55
4	24	0.09	0.11	7.4	7.8			1	1.44	
24	60	0.06	0.08	7.9	8.4			3	3.38	
								4	4.22	alternate
								5	5.06	method
										NA NA

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (INCHES)	MAD	FIELD NOTES AND CALCULATIONS			
				FIELD 1	FIELD 2	FIELD 3	FIELD 4
				FIELD WIDTH	624	0	
				IRRIGATION DAYS	8		
				DRY DAYS	0		
				SET TIME(hours)	8		
alfalfa (hay or seed)	5	0.5	2.53	CALCULATED RUN (run = acres*43560/width)			
corn (field or silage)	4	0.5	2.11	LENGTH (RUN) = 175			
grain (winter or spring)	4	0.5	2.11	CALCULATED BORDER WIDTH (ditch length/irr days * cha			
pasture (or grass hay)	3	0.5	1.69	WIDTH = 26			
other (enter below)				THEORETICAL ROTATION (mad/net irr req in inches per			
				SELECTED MAD = 1.69			
				ROTATION = 7.3 DAYS			

 PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = CHALLIS
 Figure No = 10-15

crop	acres	system	recomm. eff.	Net Irrigation Requirement (mm/day)							
				mar	apr	may	jun	jul	aug	sep	oct
PASTURE	2.5	FLOOD	10.1		1.47	3.84	4.87	5.86	4.56	3.23	2.07
ALFALFA		FLOOD			1.28	4.51	5.65	6.25	4.45	2.52	0.7

Summary 2.5 10 1.47 3.84 4.87 5.86 4.56 3.23 2.07
 Peak Net Irrigation Requirement (mm/day) = 5.86

 Program Operation based upon "GUIDELINES FOR THE EVALUATION OF IRRIGATION DIVERSION RATES"
 HUBBLE ENGINEERING INC. OCTOBER 1991
 Soil Characteristics based upon SOIL CONSERVATION SERVICE STUDIES
 Peak Irrigation Diversion based upon ALLEN & BROCKWAY WEATHER INFORMATION 1983

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GRADED BORDER EVALUATION

Job name: A72-00126A, ,07041B
By: KKC

Location: DBC SOILS FOR 2.5 ACRE
Date:

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0400 ft/ft Border width (W)= 26 ft
Net application (Fn)= 1.69 inches Border length (L)= 175 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.17	Gross depth is less than required gross application depth					
0.18	Gross depth is less than required gross application depth					
0.19	Gross depth is less than required gross application depth					
0.20	Gross depth is less than required gross application depth					
0.21	Gross depth is less than required gross application depth					
0.22	0.008	16.71	14.59	0.43	10.1	(4)
0.23	0.009	17.47	14.59	1.19	9.7	(4)
0.24	0.009	18.23	14.59	1.95	9.3	

(4) Less than minimum recommended depth of flow.

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Hand written notes are based upon
county records obtained 4-14-93
and analyzed as of 6-22-93.
Original warranty deed copies
placed in File A72-00124

ALEX & MARTHA KLUG DECREED RIGHTS
72-00125 & 72-00126 (both 8-15-1910 priority)
72-00125 @ 1.06cfs for 84 acres
72-00126 @ 1.60cfs for 80 acres

DOC # 1. WATSON PERRY

WARRANTY DEED READS (and all water rights)
DATED: 7-8-65 COUNTY RECORD NO. 130258
DOC # 2. QUIT CLAIM DEED DATED 9-1-1969 COUNTY RECORD NO. 127800
REFERENCES .20 CFS OF 1910 WATER
DOC # 3. QUIT CLAIM DEED DATED 10-29-69 COUNTY RECORD NO. 135633
REFERENCES .30 CFS OF 1910 WATER FOR 17.5 ACRES
COMBINED TOTAL = 2.66cfs for 164 acres

First transfer date as
recorded through county records.

Based upon 127800 10-14-69

JEROLD ROBINSON

DOC # 1. WARRANTY DEED DATED 9-1-1969
COUNTY RECORD NO. 127801 CONVEYED .20 CFS
DOC # 2 MEMO OF UNDERSTANDING DATED 9-30-69
COUNTY RECORD NO. 127802 ON 10-14-69

MONZINGO

WARRANTY DEED DATED
8-18-81 RECORDED 8-20-81
INST # 159893 FOR .10 CFS

LINCH

DEEDED .10 CFS

ADJUDICATION CLAIMS FILED:
PORTIONS OF 72-00125 &
72-00126 CLAIMED AS:

A72-10017
MONZINGO
.20 CFS

A72-00126A
LINCH
.10 CFS

wood

NOW
ARMERUSTER
.20 CFS

based upon
135633
McKISSIE/VanderHoeven

WARRANTY DEED DATED 10-29-69
COUNTY RECORD NO. 135630
CONVEYED .30 CFS

wrong
number.

HARDMAN
1982

CONVEYED .30 CFS

HARTWELL

(PER MONZ. TRANSFER AP)

PURCHASED .15 CFS FOR 6.5 ACRES
IN AUG 81 (RECORDED 9-4-81 ??)

KING

CONVEYED .15 CFS

A72-00125C
HURLESS
.20 CFS

A72-00125B
KING
.15 CFS

ALL OF 72-00125 &
72-00126 CLAIMED AS:
A72-10297
SHANNON/ALMOND
2.66 CFS

based upon 8-28-73
JOE PECK 136037
WARRANTY DEED NO. 136037 DATED 11-30-1970
REFERENCES 3.06 CFS AND EXCLUDES .30 CFS
DEEDED TO McKISSIE/VanderHoeven
IT IMPLIES THAT 2.76 CFS WAS CONVEYED.

the inclusion specifically
identifies the P/L & 0.30cfs
now owned by Hurler/King
warranty deed recorded
on 8-28-73

Preliminary split review
as of 12-31-92
KRC
an exception in the deed describes
property now owned by Kippner (outside
current P/L)

same property as described
in 127801. This doc recorded
on 10-14-69.
describes P/L now owned by
Hurler & King. Also indicates a
transfer of .30 CFS. Recorded
on 7-17-73

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System description based upon diversion points to P/U.

Three P/Ds from Garden Creek were found.
(see map for numbering system) All three ditches supply water for the Shannon Claims with Garden Cr. as a source (A72-00124, A72-10297, & A72-04058).
Each Diversion also supplies water to another user or group of users.

P/D # 1 also supplies water to Bob Andrews (claim not filed as of 6-22-93)

P/D # 2 supplies water to the following users in order of use:

Hurless - A72-00125C

King - A72-00125B

Armbruster - A72-10017

A72-04061A

Wood - A72-00126A

A72-04061B

P/D # 3 is the original source for waste water claimed & previously licensed for:

Armbruster A72-07041A

Wood A72-07041B

The system from P/D #3 that generated the waste water for A72-07041A & B is now being converted to sprinkler irrigation. ~~making the~~
waste water no longer available. ~~Now this~~
claim is being recommended as 5 years of non-use has

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POOR ORIGINAL

Sep Desc

6-22-93 Pg 2/3
KRC

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not occurred. the ditch systems has the capacity to carry the combined total of each right, therefore, no capacity limitation is required. Some wastewater may be available from P/D #2 (end of ditch).

System Analysis for the Shannon Prop only:

Garden Cr. Claims A72-00124, A72-10297, & A72-04058.

John Gulch Claim A72-11763

As of commencement, all of the P/U covered by P/D #1 was under flood irrigation and the analysis for this ground was based upon flood irr. The ground east of the farmstead is currently being converted to gravity pressure, sprinkler irr with plans to add additional ground in the future to Gravity sprinkler. Spring water originating on the property west of the farmstead is also used for irrigation but was not claimed.

P/D #2 delivers water to a majority of the P/U South of Garden Creek R. Approx 17 acres (see map) have historically been sprinkler irrigated (originally via a portable pump & now by gravity pressure) and has been recognized as such in the div rate analysis. The balance has historically been flood irrigated.

The ground on the east side of the P/U & south of Armbruster/Wood is now irrigated via gravity flood from this P/D but does not cover a lot of ground (Area not determined) some of this water would be available to Wood/Armbruster as waste water for their use.

Sys. Desc

6-22-93 Pg 3/3
KRC

POOR ORIGINAL

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P/D #3 irrigates the ground furthest south and the pump system for sprinkler iri originated from this ditch. the end of this ditch has been converted to a pipeline (see map) in 1992 and the majority of the Ground (the 18 Acres in the NE SW Sec 31 is now sprinkler irrigated (gravity pressure).

Where the ditch crosses John Gulch is also the P/D for A72-11763. That system is that the ditch merely catches any water originating from John Gulch & carries the water east. Making the P/U for John Gulch water that Ground east of that point & South of Garden Creek. The Gulch ~~is~~ has several small seeps that generate water and reaches the ditch. As the ditch has the capacity to carry a greater rate than claimed, the claimed rate is the limiting factor. Mike Shanna stated that the seeps go down by the end of the season.

POOR ORIGINAL

Split Review

6-22-93
KRC

Pg 1/2

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Analysis of Unrecorded transfer & Preliminary Recommendations

Based upon warranty deed information. Watson Perry transferred more 1910 decreed water (72-00125 & 72-00126) than was originally decreed. The recording dates are as follows.

County recording date

10-14-89 Perry to Robinson for .20 CFS (deed 127800)

now Armbruster A72-10017 Recommended at .10 CFS

Wood A72-00126 A " " .10 CFS

7-17-73 Perry to McKissie for .30 CFS

based upon quit claim deed 135633

From Klug to Perry for the current claim P/U

Now Hurless A72-00125C Recommended at .15 CFS

King A72-00125B Recommended at .15 CFS

8-28-73 Perry to Peck (deed 136037)

Now Shannon A72-10297 Recommended at 2.16 CFS

see also the attached flow chart.

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POOR ORIGINAL

1-1-93

Decreed diversion Rates Analysis

Decreed Rights Appurtenant	Priority	Acre	rate	
72-00125	8-15-1916	84	1.06 CFS	
72-00126	8-15-1910	80	1.60 CFS	
(Subtotal)		164	2.66 CFS	2.66 CFS
72-00124	5-15-79	No STATE	1.02 CFS	1.02 CFS
Total				3.68 CFS

Claims based upon Warranty deed transfers against 1910 decreed water recognized as valid.

A72-00125B	0.15 CFS	
A72-00125C	0.15 CFS	
A72-00126A	0.10 CFS	
A72-10017	0.10 CFS	
A72-10297	2.16 CFS	
Total		<u>2.66 CFS</u>

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POOR ORIGINAL

11-1-93

Division rate analysis

Found 80 acres irrigated:

Analysis is subdivided on irrigation method and/or soil type. All segments are concurrently irrigated therefore the rates recommended are additive

soil type	irrig method	No. of Acres	Border Analysis rate recommended
YNI	flood	30	2.85 CFS
DBC	flood	33	2.26 CFS
DBC	sprinkler	<u>17</u>	<u>.34</u> CFS (at 0.02 CFS/acre)
	total	80	<u><u>5.45 CFS</u></u>

$$\frac{5.45}{80} = 0.068 \text{ CFS/Acre}$$

(For remark code DØ8)

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127800

P. 11

7003

200 QUITCLAIM DEED

Printed and for sale by Home-Work Company, Boise

QUITCLAIM DEED

127800

THIS INDENTURE, Made this 1 day of September,

in the year of our Lord one thousand nine hundred and sixty-nine, between
MARTHA T. KLUG and ALEX KLUG, husband and wife, KATHLEEN WILLIAMS, a
married woman, individually, and her husband, AMOS WILLIAMS, as Trustee
for Alex Klug or Martha Klug, and individually, (sometimes known as Joseph A.
Williams)

of Challis County of Custer

State of Idaho, the parties of the first part, and

WATSON E. PERRY and PHYLLIS D. PERRY, husband and wife,

of Challis County of Custer,

State of Idaho, the parties of the second part.

WITNESSETH That the said parties of the first part, for and in consideration of the sum of
TEN AND NO/100 - - - - - DOLLARS,
lawful money of the United States of America, to them in hand paid by the said parties of
the second part, the receipt whereof is hereby acknowledged, do by these presents remise, release
and forever QUITCLAIM unto the said parties of the second part, and to their heirs and
assigns, all those certain lots, pieces or parcels of land, situate, lying and being in
the x County of Custer, State of Idaho, bounded and particularly
described as follows, to-wit:

A portion of the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$)
and of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$),
Section 31, Township 14 North, Range 19 East, Boise Meridian, more
particularly described and bounded as follows, to-wit:

Commencing at the South quarter corner of said Section 31, thence due
North 2,575.70 feet, more or less, to the Southwest corner of said
Southwest Quarter Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), thence East 55 feet along
the South line of said Southwest Quarter Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$),
thence due North 201.0 feet to the real point of beginning; thence
continuing due North 728.0 feet, more or less, to a point in the South
line of the Garden Creek Road, thence North 79° 05' West 599.5 feet
along the South line of said Garden Creek Road, thence due South 728.0
feet, more or less, to a point North 79° 05' West from the point of
beginning, thence South 79° 05' East 599.5 feet to the point of begin-
ning, containing 10.0 acres, more or less.
TOGETHER WITH 10 inches of 1910-decreed water from Garden Creek, a
tributary of Salmon River, located in Custer County, Idaho; and
TOGETHER WITH an Easement for ditch and ditch-way purposes over the
lands of the Grantors adjacent to, adjoining, and contiguous with
the above-described property as the same has been customarily and
usually used prior to this conveyance.

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Pg 2/2

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APR 14 1993

Department of Water Resources

127801

Pg 1/2

201- WARRANTY DEED

Printed and for sale by Syme-Tark Company, Boise

THIS INDENTURE, Made this 12th day of September, 127801
in the year of our Lord one thousand nine hundred and sixty-nine, between
WATSON E. PERRY and PHYLLIS D. PERRY, husband and wife,
of Challis, County of Custer, State of Idaho,
the parties of the first part, and
GERALD ROBINSON and LIDA A. ROBINSON, husband and wife,
of Cobalt, County of Lemhi, State of Idaho,
the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of
TEN AND NO/100 - - - - - DOLLARS,

lawful money of the United States of America, and other good and valuable consideration,
to them in hand paid by the said
parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained
and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties
of the second part, and to their heirs and assigns forever, all of the following described real estate,
situated in the County of Custer, State of Idaho, to-wit:

A portion of the Southwest Quarter of the Northeast Quarter (SW¹/₄NE¹/₄)
and of the Southeast Quarter of the Northwest Quarter (SE¹/₄SW¹/₄),
Section 31, Township 14 North, Range 19 East, Boise Meridian, more
particularly bounded and described as follows, to-wit:
Commencing at the South quarter corner of said Section 31, thence due
North 2,575.70 feet, more or less, to the Southwest corner of said
Southwest Quarter Northeast Quarter (SW¹/₄NE¹/₄), thence East 55 feet
along the South line of said Southwest Quarter Northeast Quarter
(SW¹/₄NE¹/₄), thence due North 201.0 feet to the real point of beginning;
thence continuing due North 728.0 feet, more or less, to a point in
the South line of the Garden Creek Road, thence North 79° 05' West
599.5 feet along the South line of said Garden Creek Road, thence
due South 728.0 feet, more or less, to a point North 79° 05' West
from the point of beginning, thence South 79° 05' East 599.5 feet to
the point of beginning, containing 10.0 acres, more or less.
TOGETHER WITH 10 inches of 1910-decreed water from Garden Creek, a
tributary of Salmon River, located in Custer County, Idaho; and
TOGETHER WITH an Easement for ditch and ditch-way purposes over the
lands of the Grantors adjacent to, adjoining, and contiguous with
the above-described property as the same has been customarily and
usually used prior to this conveyance.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto
belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents,
issues and profits thereof, and all estate, right, title and interest in and to the said property, as well
in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises together with
the appurtenances unto the parties of the second part, and to their heirs and assigns forever.

And the parties of the first part, and their heirs, shall and will warrant and by these presents
forever defend the premises in the quiet and peaceable possession of the parties of the second part, their
heirs and assigns, against the parties of the first part, and their heirs, and against all and every
person and persons whomsoever, lawfully claiming the same shall and will WARRANT and by these presents
forever DEFEND.

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127801

APR 14 1969

Pg 2/2

Department of Water Resources

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

Watson E Perry [Seal]
Phyllis D. Perry [Seal]
[Seal]
[Seal]

STATE OF IDAHO

County of Custer

On this 12th

day of September

in the year 1969, before me

the undersigned

, a Notary Public

in and for said State, personally appeared

WATSON E. PERRY and PHYLLIS D. PERRY, husband and wife,

known to me to be the persons whose names are subscribed to the within 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.

James M. Bennett
Notary Public for the State of Idaho,
Residing at Challis, Idaho 83226
My Com. Expires: 1-2-71

No. 127801

WARRANTY DEED

Dated 12, 1969

STATE OF IDAHO

County of Custer

I hereby certify that this instrument was filed

for record at request of
at 3:00 minutes past 11:00 day
of October 14th A.D. 1969
in my office, and duly attested by me
and by the Deputy Notary Public

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NOV 11 1969

By [Signature] Deputy
Fees, \$200
Mail to

STANDARD COMPANY Boise

POOR ORIGINAL

APR 14 1969

Department of Water Resources

127802

Pg 1/3

127802

MEMORANDUM OF UNDERSTANDING

THIS MEMORANDUM OF UNDERSTANDING, Made and entered into this 30th day of September, 1969, by and between WATSON E. PERRY and PHYLLIS D. PERRY, husband and wife, of Challis, County of Custer, State of Idaho, hereinafter referred to as "Perrys", and GERALD ROBINSON and LIDA A. ROBINSON, husband and wife, of Cobalt, County of Lemhi, State of Idaho, hereinafter referred to as "Robinsons";

W I T N E S S E T H:

WHEREAS, Perrys have sold and conveyed certain property to Robinsons, said property being more particularly described as follows, to-wit:

A portion of the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) and of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 31, Township 14 North, Range 19 East, Boise Meridian, more particularly bounded and described as follows, to-wit:

Commencing at the South quarter corner of said Section 31, thence due North 2,575.70 feet, more or less, to the Southwest corner of said Southwest Quarter Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), thence East 55 feet along the South line of said Southwest Quarter Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), thence due North 201.0 feet to the real point of beginning; thence continuing due North 728.0 feet, more or less, to a point in the South line of the Garden Creek Road, thence North 79° 05' West 599.5 feet along the South line of said Garden Creek Road, thence due South 728.0 feet, more or less, to a point North 79° 05' West from the point of beginning, thence South 79° 05' East 599.5 feet to the point of beginning, containing 10.0 acres, more or less, and

WHEREAS, Together with said property, Perrys did convey, transfer and assign 10 inches of that 1910-decreed water from Garden Creek, a tributary of Salmon River, Custer County, Idaho;

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Department of Water Resources

127802

Pg 2/3

WHEREAS, The parties do want to reach further understandings and agreements pertaining to the ditch rights and ditch-way involved over the lands of Perrys; and

WHEREAS, The parties do desire to set forth in full their complete understandings and agreements in regard thereto;

NOW, THEREFORE, In consideration of FIVE AND NO/100 DOLLARS (\$5.00), in hand paid each party by the other, and in further consideration of the covenants and agreements and understandings herein contained, it is understood and agreed as follows, to-wit:

1. That Robinsons are entitled to 10 inches of that certain water right from Garden Creek presently held by Perrys, such water to be taken under the 1910 decree to the waters of Garden Creek, a tributary of Salmon River, Custer County, Idaho.

2. It is further the understanding and agreement of the parties that Robinsons may continue to deliver the water to the property purchased by them and above-described over the adjoining property of Perrys through the usual and established ditch and ditch-ways, subject, however, to the further understanding and agreement that Robinsons must respond by maintaining and doing such repair and ditch work upon the ditch and ditch-way in direct proportion that their water bears to the total being carried in or through such ditch or ditches.

IN WITNESS WHEREOF, The parties hereto have hereunto set their hands and seals the day and year in this Memorandum of

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JAMES A. BENNETT
ATTORNEY AT LAW
CHALLIS IDAHO 83226

JAMES A. BENNETT
ATTORNEY AT LAW
CHALLIS, IDAHO

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APR 14 1983

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Department of W.

Understanding first above written.

Watson E. Perry
Watson E. Perry

Phyllis D. Perry
Phyllis D. Perry

Gerald Robinson
Gerald Robinson

Lida A. Robinson
Lida A. Robinson

STATE OF IDAHO,)
) ss.
County of Custer)

On this 14 day of September, 1969, before me, the under-
signed, a Notary Public in and for said State, personally appeared
WATSON E. PERRY, PHYLLIS D. PERRY, GERALD ROBINSON and LIDA A.
ROBINSON, known to me to be the persons whose names are subscribed
to the foregoing instrument and acknowledged to me that they
executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
seal the day and year first above written.

No. 127802
State of Idaho) ss.
County of Custer)
This instrument is filed for
record at the request of
Rose Realty
at 1:30 P. M.
October 14, 1969
and duly filed and indexed in the
Records of Custer County, Idaho.
Eva Mann
Ex-Clerk of Court.

James R. Bennet
Notary Public for Idaho
P.O. Address: Challis, Idaho 83226
My Com. Expires: 7-12-71

JAMES P. BENNETTS
ATTORNEY AT LAW
CHALLIS, IDAHO 83226

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JAMES R. BENNETT
ATTORNEY AT LAW
CHALLIS, IDAHO 83226

By [Signature] Deputy.