

39

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-4080P

WATER RIGHT NUMBER: 72-4080P

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOSE DITCH CO INC PO BOX 274 CHALLIS, ID 83226 (208)879-5696
Directors Report Owner	MIKE G RUKAVINA PO BOX 401 CHALLIS, ID 83226 (208)879-4330
Original Owner	BARBARA J SULLIVAN BOX 761 CHALLIS, ID 83226 (208)879-2329
Original Owner	PHIL L SULLIVAN BOX 761 CHALLIS, ID 83226 (208)879-2329

Priority Date: 12/11/1888

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SALMON RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.430 CFS	
	<u>Total Diversion:</u>	0.430 CFS	

Location of Point(s) of Diversion

SALMON RIVER	L2 (NE1/4SW1/4NE1/4)	Sec. 16, Twp 13N, Rge 19E, B.M.
CUSTER County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	19E	34													1.0	4.5			5.5

Total Acres: 5.5

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-4080P

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

Remarks:

1. Explanatory WATER IS DELIVERED THROUGH JOSE DITCH.
0.17 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 72-04080Q, 72-04080B, 72-04080C, 72-04080D, 72-04080E, 72-04080G, 72-04080K, 72-04080L, 72-04080M, 72-04144A, 72-04144B, 72-4055A, 72-04080N, 72-10505 & 72-16279.

Dates and Other Information:

Decreed Date: 11/17/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

RECEIVED
FEB 25 2002
 Department of Water Resources
 Southern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>See exhibit A attached</u>		<u>None</u>	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) See exhibit A attached
4. New Owner/Claimant(s) Jose Ditch Company, Inc.
Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address PO Box 274
- City, State and ZIP Code Challis, ID 83226
- New Telephone Number (208) 879-5696 - Sharlene Miller Secretary/Treasurer
5. Date you acquired the property NA

6. **None** If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Cliff M. Hansen
(include title if applicable)
Cliff M. Hansen - President
for the Jose Ditch Company, Inc.
See attached Idaho Annual Report Form

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by JPW Date _____ Receipt No. _____
 Processed by JPW Date _____ WR _____ Date _____



STATE OF IDAHO
PETE T. CENARRUSA
SECRETARY OF STATE
700 WEST JEFFERSON
PO BOX 83720
BOISE, ID 83720-0080

PRESORTED
FIRST-CLASS
U.S. POSTAGE PAID
Boise, ID
PERMIT No. 1

IDAHO ANNUAL REPORT FORM

C 127416

RETURN SERVICE REQUESTED

THIS IS THE ONLY NOTICE YOU WILL RECEIVE

JOSE DITCH COMPANY, INC., AN IDAHO NONPROFIT CORPOR
PO BOX 274
CHALLIS, ID 83226

AJP 1 83226



No. C 127416	Due no later than Feb 28, 2002 Annual Report Form	2. Registered Agent and Office NO PO BOX
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080	1. Mailing Address - Correct in this box, if applicable JOSE DITCH COMPANY, INC., AN IDAHO PO BOX 274 CHALLIS, ID 83226	SHARLENE H. MILLER HC 63 BOX 1771-1 CHALLIS, ID 83226
NO FILING FEE IF RECEIVED BY DUE DATE		3. New Registered Agent Signature

Corporations: Enter Names and Business Addresses of President, Secretary and Directors.

Office held	Name	Street or P.O. Address	City	State	Zip
resident	Cliff M. Hansen	HC 63 Box 1777	Challis	ID	83226
ice-Pres	Bill N. Savage	PO Box 5	Challis	ID	83226
irector	Thomas V. McGowan	PO Box 1040	Challis	ID	83226
ecretary	Sharlene H. Miller	HC 63 Box 1771-1	Challis	ID	83226

Organized Under the Laws of: IDAHO C 127416	6. Signature Name (Typed or Printed) <u>Sharlene H. Miller</u> Title <u>Secretary</u> Date <u>12/18/2001</u>
---	---

Issued 12/03/2001

Do Not Tape or Staple

Fold, seal and mail this portion.

724

C

*Mailed 12-19-2001
PM*

ASSIGNMENT

MIKE G. RUKAVINA (hereinafter collectively referred to as "Assignor"), herein assigns all of his right, title and interest in and to Water Right No. 72-04080P to JOSE DITCH COMPANY, INC an Idaho non-profit irrigation corporation (hereinafter referred to as "Assignee") in consideration of the receipt of 21.5 shares of stock in Jose Ditch Company, Inc.. Said Water Right No. 72-04080P is fully described on Exhibit "A" attached hereto and made a part of this Assignment by reference.

DATED this 25 day of April, 2001.

"ASSIGNOR"

Mike G. Rukavina
MIKE G. RUKAVINA

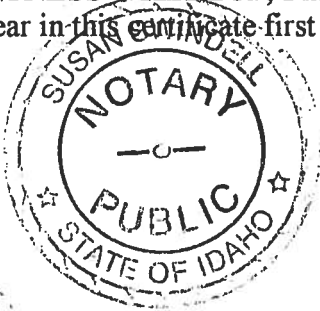
STATE OF IDAHO

County of Custer

)
) ss,
)

On this 25th day of April, 2001, before me, a Notary Public for said County and State, personally appeared MIKE G. RUKAVINA, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.



Susan Sundell
NOTARY PUBLIC FOR IDAHO

Residing at: Challis

My commission expires: 7-21-2004

AJ5856NP

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

DATE: APR-18-2000
PAGE: A-16

RIGHT NUMBER: 72-04080P

NAME & ADDRESS: MIKE G RUKAVINA
PO BOX 401
CHALLIS ID 83226

SOURCE: SALMON RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.43 CFS X 50 = 21.5 shares

PRIORITY DATE: 12/11/1888

POINT OF DIVERSION: T13N R19E S16 LOT 2 (NESWNE)

Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04-01 10-31

QUANTITY
0.43 CFS

PLACE OF USE:

IRRIGATION
T14N R19E S34
5.5 ACRES TOTAL

Within CUSTER County
NESE 1

NWSE 4.5

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

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 72:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

WATER IS DELIVERED THROUGH JOSE DITCH.

0.17 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 72-04080Q, 72-04080B, 72-04080C,
72-04080D, 72-04080E, 72-04080G, 72-04080K, 72-04080L, 72-04080M,
72-04144A, 72-04144B, 72-4055A, 72-04080N, 72-10505 & 72-16279.

JOSE Ditch RIGHTS

Basin Sequence	Split Basis	Status	Priority	Date	Division	Source List	Water Use Li	Owner List	Ver	Source Table	Application	
72	4080 AB	Beneficial Use	Active	1888-12-11	0.1	SALMON RIVERRIGATION	PIVA, JANETTE	(Cur)	wr	Adjudication	Claim	
72	4055 A	Beneficial Use	Active	1888-12-11	1.9	SALMON RIVERRIGATION	FUNK, ELAINE L	1	wr	Adjudication	Recommendation	
72	4080 B	Beneficial Use	Active	1888-12-11	0.36	SALMON RIVERRIGATION	LEUZINGER, RIC	1	wr	Adjudication	Recommendation	
72	4080 C	Beneficial Use	Active	1888-12-11	4.18	SALMON RIVERRIGATION	MC GOWAN, THO	1	wr	Adjudication	Recommendation	
72	4080 E	Beneficial Use	Active	1888-12-11	1.37	SALMON RIVERRIGATION	SAVAGE, BILL N	1	wr	Adjudication	Recommendation	
72	4080 G	Beneficial Use	Active	1888-12-11	0.04	SALMON RIVERRIGATION	SEVERE, CLAYTO	1	wr	Adjudication	Recommendation	
72	4080 J	Beneficial Use	Active	1888-12-11	0.2	SALMON RIVERRIGATION	CORGATELLI, EL	1	wr	Adjudication	Recommendation	
72	4080 K	Beneficial Use	Active	1888-12-11	1.75	SALMON RIVERRIGATION	COOK, ROBERTA	1	wr	Adjudication	Recommendation	
72	4080 L	Beneficial Use	Active	1888-12-11	0.39	SALMON RIVERRIGATION	KUDER, DAN R	(C	1	wr	Adjudication	Recommendation
72	4080 M	Beneficial Use	Active	1888-12-11	0.5	SALMON RIVERRIGATION	WARNECKE, CHA	1	wr	Adjudication	Recommendation	
72	4080 N	Beneficial Use	Active	1888-12-11	0.51	SALMON RIVERRIGATION	OUELLET, BERN	1	wr	Adjudication	Recommendation	
72	4080 P	Beneficial Use	Active	1888-12-11	0.43	SALMON RIVERRIGATION	RUKAVINA, MIKE	1	wr	Adjudication	Recommendation	
72	4080 Q	Beneficial Use	Active	1888-12-11	0.4	SALMON RIVERRIGATION	RUKAVINA, MIKE	1	wr	Adjudication	Recommendation	
72	4080 S	Beneficial Use	Active	1888-12-11	0.18	SALMON RIVERRIGATION	PETERSON, L DE	1	wr	Adjudication	Recommendation	
72	4080 T	Beneficial Use	Active	1888-12-11	0.08	SALMON RIVERRIGATION	BABB, CHARLES	1	wr	Adjudication	Recommendation	
72	4080 V	Beneficial Use	Active	1888-12-11	0.37	SALMON RIVERRIGATION	SARRELS, JESSI	1	wr	Adjudication	Recommendation	
72	4080 X	Beneficial Use	Active	1888-12-11	0.31	SALMON RIVERRIGATION	ROYCE, STANLE	1	wr	Adjudication	Recommendation	
72	16279 A	Beneficial Use	Active	1888-12-11	12.78	SALMON RIVERRIGATION	HANSEN, CLIFF	(	2	wr	Adjudication	Recommendation
72	16279 B	Beneficial Use	Active	1888-12-11	0.81	SALMON RIVERRIGATION	MORTIER, LYNN	1	wr	Adjudication	Recommendation	
72	4080 U	Decreed	Active	1888-12-11	0.53	SALMON RIVERRIGATION	CORGATELLI, ELLEN	wr	Water Right			
72	4144 C	Beneficial Use	Active	4/4/1920	1.44	SALMON RIVERRIGATION	CHESTER, JOE	(	3	wr	Adjudication	Recommendation
72	4144 A	Beneficial Use	Active	4/4/1920	0.85	SALMON RIVERRIGATION	LAVERDY, GLADY	3	wr	Adjudication	Recommendation	
72	10506	Beneficial Use	Active	10/27/1965	0.9	SALMON RIVERRIGATION	PROPA FISH & GAME	(Also Known As)				STATE OF IDAHO (Current Owner)
				total =		30.29						

ater Rights
eing transferred
nto
ose Ditch Company,
nc. ownership
ee attached
ssignments

Note:
this is
A Late
Claim

Don 100 371-5150 Steve Clelland

Post-it Fax Note		7671	Date 10-23-01	# of pages 1
To: Sharlene Miller		From: Steve Clelland		
Co./Dept.		Cc.		
Phone #		Phone #		
Fax #		Fax #		
Jose Ditch				
879-2020				

RECEIVED

MAY 20 1994

Department of Water Resources
Southern Region OfficeIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

RECEIVED

MAY 13 1994

Ident. Number: A72-04080P
Date Received: 12/ 5/1989
Receipt No: X777777
Received By: SeeDep. Resources
Southern Region Office

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: MIKE G RUKAVINA 208-879-4330
Address: PO BOX 401
CHALLIS ID 83226

2. Date of Priority: JUN 1, 1885

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	19E	16	NE	SW	NE	2	CUSTER

5. Description of diverting works:
ROCK WALL & HEADGATE, JASE DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.430		

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

8. Total consumptive use is 27.5 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	34	NE	SE		IRR	11.0

Section Acres 11.0

Total Acres 11.0

MICROFILMED

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:
NONE

14. Remarks:

THIS CLAIM REPRESENTS A 10% SHARE OF THE JASE (OR JAS) DITCH ALSO REFERRED TO AS THE LEATON/HAMMOND DITCH AS THE LAND IRRIGATED IS 11 ACRES THIS CLAIM IS FOR 3 INCHES PER ACRE OF 0.66 CFS. SEE ATTACHED COPY OF DEED.

ORIGINAL CLAIM A72-04080A HAS BEEN SPLIT INTO A72-04080P AND A72-04080Q BY CHANGE OF OWNERSHIP.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

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): Mike J. Kuhlmann Date: 5/12/94

Date: _____

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of May 19 94 Jean Ritter
Notary Public

Seal

Residing at Challis

My Commission Expires 8-1-94

MICROFILMED

NOV 01 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

MAY 13, 1994

R. KEITH HIGGINSON
Director

MIKE G RUKAVINA
PO BOX 401
CHALLIS ID 83226

RE: AMENDED VERSION OF A72-04080P NOTARIZATION

DEAR MR. RUKAVINA,

WE RECEIVED YOUR AMENDED CLAIM AND THE RECORDS HAVE BEEN UPDATED TO SHOW THE AMENDMENT REQUEST. **PLEASE NOTICE THE NOTARY FAILED TO SIGN YOUR CLAIM.** HAVE HER SIGN THE FORM AND RETURN IT TO OUR OFFICE ASAP SO THE FILE RECORD IS CORRECT AND CURRENT.

IF YOU HAVE ANY QUESTIONS PLEASE CONTACT ME AT OUR OFFICE.

SINCERELY,

A handwritten signature in black ink, appearing to read 'Steve Clelland', written over a horizontal line.

STEVE CLELLAND
WATER AGENT, SR.

ENC:

MICROFILMED

NOV 01 1994

POOR ORIGINAL

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A72-4080P

RE: AMENDED CLAIM

DATE 5-9-94

NAME OF PARTY

MIKE RUKAVINA

879-4330

Left message: "Do you want to amend your claim? let me know."

5-10-94

I called back —

Talked w/ Mike and explained that I have found and verified an unclaimed portion of his Water Right. Do you want to claim it? If so sign & return the form I sent to you as amended & prepared.

He says he will return the amendment claim. He didn't quite understand what was happening.

MICROFILMED

NOV 01 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

APRIL 6, 1994

R. KEITH HIGGINSON
Director

MIKE G RUKAVINA
PO BOX 401
CHALLIS ID 83226

APRIL 15, 1994
RESPONSE DATE

RE: UNCLAIMED PORTIONS FOR SRBA CLAIM A72-04080P

DEAR MR. RUKAVINA,

IDWR HAS INVESTIGATED THE NOTICE OF CLAIM LISTED ABOVE, AND THE FOLLOWING UNCLAIMED AMOUNTS WERE DISCOVERED.

UNCLAIMED AMOUNTS:

IRRIGATION DIVERSION
AND/OR CONVEYANCE LOSSES: 0.17 CFS

BASED ON MY REVIEWS OF THIS CLAIM TO DATE I HAVE VERIFIED THE ABOVE DIVERSION AMOUNT AS NECESSARY TO DELIVER THE IRRIGATION WATER NEEDED FOR THE ACRES FOUND AT THE PLACE OF USE CLAIMED BY YOU. THE SOIL TYPE HERE INDICATES AN ADDITIONAL AMOUNT OF 0.17 CFS IS NEEDED FOR IRRIGATION AND/OR CONVEYANCE LOSSES IN DELIVERY OF YOUR RIGHT AND THESE AMOUNTS HAVE BEEN VERIFIED AS DIVERTED FROM THE SALMON RIVER.

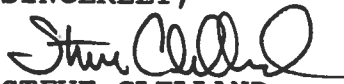
IN ORDER TO CONFIRM OR ESTABLISH A RIGHT TO CONTINUE THE UNCLAIMED AMOUNT ABOVE, YOU MAY WANT TO AMEND YOUR NOTICE OF CLAIM TO ADD THIS AMOUNT AND I HAVE ENCLOSED AN AMENDED VERSION OF YOUR CLAIM SHOWING THIS CHANGE.

IF YOU WISH TO CONFIRM OR ESTABLISH A RIGHT TO CONTINUE THE UNCLAIMED AMOUNTS, PLEASE RETURN THE AMENDED CLAIM, SIGNED AND NOTARIZED TO THIS OFFICE BY THE RESPONSE DATE SHOWN ABOVE. AN AMENDED CLAIM MUST BE FILED PROMPTLY FOR THE USES LISTED ABOVE TO BE CONSIDERED BY IDWR AND INCLUDED IN THE DIRECTOR'S RECOMMENDATIONS TO THE DISTRICT COURT.

IF NO RESPONSE IS RECEIVED BY THIS OFFICE, THEN IDWR WILL RECOMMEND YOUR RIGHT AS YOU HAVE PREVIOUSLY CLAIMED IT. ENCLOSED IS A COPY OF THAT CLAIM FOR YOUR REFERENCE.

IF YOU HAVE ANY QUESTIONS PLEASE CONTACT ME AT OUR OFFICE.

SINCERELY,


STEVE CLELLAND
WATER AGENT, SR.

ENC:

MICROFILMED

NOV 01 1994

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: **A72-04080P**
Date Received: 12/ 5/1989
Receipt No: X777777
Received By: _____

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

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Address: PO BOX 401
CHALLIS ID 83226

2. Date of Priority: JUN 1, 1885

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4. Point of Diversion:

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IRRIGATION	04/01	11/01	0.260		

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8. Total consumptive use is 27.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
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Section Acres 11.0

Total Acres 11.0

MICROFILMED

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13. Other Water Rights Used:
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14. Remarks:

THIS CLAIM REPRESENTS A 10% SHARE OF THE JASE (OR JAS) DITCH ALSO REFERRED TO AS THE LEATON/HAMMOND DITCH AS THE LAND IRRIGATED IS 11 ACRES THIS CLAIM IS FOR 3 INCHES PER ACRE OF 0.66 CFS. SEE ATTACHED COPY OF DEED.

ORIGINAL CLAIM A72-04080A HAS BEEN SPLIT INTO A72-04080P AND A72-04080Q BY CHANGE OF OWNERSHIP.

15. Basis of Claim: BENEFICIAL USE

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 _____

MICROFILMED

NOV 01 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

POOR ORIGINAL

DATE OF CLOSING: 3-1-1993

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

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A72-04080A
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Phil L. &/or Barbara J. Sullivan
PO Box 761
Challis, ID 83226
- ☐ New Owner/Claimant (Purchaser): Mike G. Rukavina
- ☐ New Mailing Address: PO Box 401
Challis, ID 83226
- ☐ New Telephone Number: () 879 - 4330
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? x yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
Although not specified on the warranty deed, 13 inches of water under
this claim go to Mike Rukavina, as does all of the claimed land. The
20 inches of water that I am retaining will be transferred to other adjacent land.
- ☐ Attach proof of ownership, describe proof attached: _____
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s) _____ Date _____
- ☒ Signature of Former Owner/Claimant(s): Phil L. Sullivan Date 4/1/94

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 4-5-94 By: SEC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

$$13'' = 0.26 \text{ cfs}$$

$$20'' = 0.40 \text{ cfs}$$

$$33'' = 0.66 \text{ cfs}$$

MICROFILMED

NOV 01 1994

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

0204124

QUITCLAIM DEED

For Value Received, CUSTER COUNTY, State of Idaho, does hereby convey, release, remise and forever quitclaim unto

Phillip L. or Barbara J. Sullivan,

whose current address is

P. O. Box 671, Challis, Idaho 83226

the following described premises, located in Custer County Idaho, to-wit:

Block 6, Lot 8, Wild River Estates, Division II

together with their appurtenances.

Dated: June 7, 1993

ATTESTED:

Cliff M. Hansen
IVAN I. TAYLOR ^{CLIFF M. HANSEN}
Custer County Commissioner

Ethel M. Peck
ETHEL M. PECK, CLERK of
the County Commissioners

STATE OF IDAHO, COUNTY OF CUSTER

On this June 7, 1993, before me, a notary public in and for said State, personally appeared ~~Ivan I. Taylor~~ ^{CLIFF M. HANSEN} and Ethel M. Peck, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Jami C. Braceland
Notary Public for Idaho
Residing at Challis
Commission Expires: 6-8-98



204124
Custer County Reg. Cl
Sandy James

Time 11:05 A.M.

June 7 1993
Wanda J. Murphy
302 Deputy

MICROFILMED

NOV 01 1994

WARRANTY DEED

(CORPORATE FORM)

KEY BANK OF IDAHO
 organized and existing under the laws of the State of Idaho; with its principal office at 702 West Idaho,
 Boise, Idaho 83702 of County of Ada, State of Idaho,
 grantor, hereby CONVEYS or GRANTS and WARRANTS TO

PHILLIP L. SULLIVAN AND BARBARA J. SULLIVAN, Husband and Wife

of P.O. Box 761, Challis, ID 83226 grantee
for the sum of

Five thousand and no/100* * * * * DOLLARS,
 the following described tract(s) of land in CUSTER
 State of Idaho: County,

Lots 9, 10, 11, 12 and 13, Block 6, Wild River Estates, Division No. 2
 Custer County, Idaho, as shown by the Official Plat thereof, now on file
 with the said County Recorder. EXCEPTING THEREFROM, that portion, of the
 above lots that may overlap onto the land in the Deed dated May 12, 1981,
 from Charles W. Wunsch, et. ux., to Sluder Construction, a partnership
 and Sullivan Redi-Mix, an Idaho Corporation, recorded May 14, 1981, as
 instrument No. 158062, records of Custer County, Idaho.

Location of above described property Challis, Idaho

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly
 authorized under a resolution duly adopted by the board of directors of the grantor at a lawful meeting duly held
 and attended by a quorum.

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly
 authorized officers this 24th day of August, A.D. 1990



KEY BANK OF IDAHO

(CORPORATE NAME)

By Dale A. Dammarell
 Vice President

Attest:

SECRETARY

State of Idaho ss.
 County of Ada

On the 24th day of August, A.D. 1990

personally appeared before me Dale A. Dammarell

and

who being by me duly sworn did say, each for himself, that he,

the said Vice President

is the president and he, the said

is the secretary

KEY BANK OF IDAHO
 instrument was signed in behalf of said corporation by authority of a
 resolution of its board of directors and said Dale A.

personally acknowledged to me that said corporation executed the
 deed and that the seal affixed is the seal of said corporation.

Cora Sue Meattie

(NOTARY PUBLIC)

My residence is Boise, ID

My commission expires 11/1/91

(NOTARY SEAL)

STATE OF IDAHO, COUNTY OF Custer

I hereby certify that this instrument was filed for record at the
 request of Custer County Title

at 23 minutes past 4:00 o'clock p.m.,

this 5th September

1990, in my office, and duly recorded in Book

of Deeds at page

Ethel M. Peck
 Ex-Officio Recorder

James C. Gyllen
 Deputy

Fees \$3.00
 Mail to: CCT

MICROFILMED

NOV 1 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

APRIL 6, 1994

R. KEITH HIGGINSON
Director

MIKE G RUKAVINA
PO BOX 401
CHALLIS ID 83226

RE: CHANGE IN OWNERSHIP FOR SRBA CLAIM NO. A72-04080P

DEAR MR. RUKAVINA,

PURSUANT TO YOUR REQUEST FOR A CHANGE IN OWNERSHIP AND/OR THE NOTIFICATION THAT YOU PRESENTLY OWN THE PROPERTY IN WHICH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S) IS APPURTENANT, THE DEPARTMENT HAS CHANGED THE RECORD OF THE CURRENT OWNERS AS YOU REQUESTED. AS YOU REQUESTED AND AS MR. SULLIVAN REQUESTED, 20" OR 0.40 CFS OF THE WATER WAS RETAINED BY MR. SULLIVAN RESULTING IN A SPLIT OF THE ORIGINAL CLAIM. THE ORIGINAL CLAIM A72-04080A HAS BEEN SPLIT INTO A72-04080P & A72-04080Q. PLEASE FIND ENCLOSED A COPY OF YOUR ADJUDICATION CLAIM AS IT NOW APPEARS IN OUR RECORDS.

I HAVE ENCLOSED A SECOND LETTER EXPLAINING THE UNCLAIMED USES THAT HAVE BEEN VERIFIED BY IDWR AND MAY RESULT IN AN AMENDMENT TO YOUR CLAIM.

IF YOU HAVE ANY FURTHER CORRECTIONS OR QUESTIONS PLEASE CONTACT OUR OFFICE.

SINCERELY,

STEVE CLELLAND
WATER RESOURCE AGENT

ENC:
SCC

MICROFILMED

NOV 01 1994



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

Philip Sullivan
PO Box 761
Challis, ID
83226

21
March 8, 1994

RE: Application for Transfer of Water Right A72-04080A Part

Dear Mr. Sullivan;

There is a problem with the above-referenced application for transfer. We have deeds showing how you acquired the original 11 acres, and a deed showing that you sold the entire property to Mr. Rukavina. Water is not mentioned in the Rukavina deed. You filed the transfer application after you sold the land. It therefore appears that you have no right to make this transfer, since the deed conveys the land and appurtenant water to Mr. Rukovina.

We have received a Notice of Change of Water Right Ownership from Mr. Rukovina last May. He indicated that you retained 20" of water, and he received 13". Since this contradicts his deed, the easiest way to solve this problem might be for you to do a new Notice of Change with your signature. This would show your desire as the original claimant as to how the water is to be split. We have prepared a new form for your use; if this is satisfactory, please sign the form before returning it to this office.

If you have any questions, please feel free to contact this office.

Sincerely,

James E. Stanton
Sr. Water Resource Agent

P. S. Please respond by April 1, 1994.

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

LEGAL DESCRIPTION OF PROPERTY: Township 14N Range 19E
Section 34, N/2SE1/4 of 1/4 of 1/4 Govt. Lot _____, BM. _____
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

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

MICROFILMED
NOV 01 1994

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

WARRANTY DEED

For Value Received PHILLIP L. SULLIVAN and BARBARA J. SULLIVAN, husband and wife, the grantors, do hereby grant, bargain, sell and convey unto MIKE RUKAVINA, a single person, the grantee, whose current address is P.O. Box 401, Challis, Idaho 83226, 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 1 day of MARCH, 1993.

Phillip L. Sullivan
PHILLIP L. SULLIVAN
Barbara J. Sullivan
BARBARA J. SULLIVAN

STATE OF Idaho)
: ss
County of CUSTER)

On this 12 day of MARCH, 1993, before me, Patsy Kindt, a notary public in and for said State, personally appeared Phillip L. Sullivan, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Patsy Kindt
Notary Public for :
Residing at: CHALLIS
Commission Expires: 3/12/98

STATE OF IDAHO)
: ss
County of Custer)

On this 12 day of MARCH, 1993, before me Patsy Kindt, a notary public in and for said State, personally appeared Barbara L. Sullivan, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Patsy Kindt
Notary Public for Idaho
Residing at Challis
Commission Expires:

A tract of land in the N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 34, Township 14 North, Range 19 East, of the Boise Meridian, Custer County, Idaho, described as follows:

POOR ORIGINAL

Commencing at the E $\frac{1}{2}$ Corner of said Section 34;

Thence S 0° 23' 56" W, along the East line of said Section, 1321.73 feet, to the Southeast Corner of said N $\frac{1}{2}$ SE $\frac{1}{4}$;

Thence S 89° 41' 16" W, along the South line of said N $\frac{1}{2}$ SE $\frac{1}{4}$, 1189.41 feet, to THE TRUE POINT OF BEGINNING;

Thence N 7° 11' 56" E, 943.63 feet, to the Southeast Corner of Lot 16, Block 6 of the Wild River Estates Division No. 2, which is a 5/8" iron pin with a plastic cap marked LS 806;

Thence S 89° 29' 38" W, 580.22 feet, to a 5/8" iron pin with a plastic cap marked LS 806;

Thence S 0° 21' 42" W, 883.42 feet, to a 5/8" iron pin with a plastic cap marked LS 806;

Thence, continuing S 0° 21' 42" W, 50.22 feet, to the South line of said N $\frac{1}{2}$ SE $\frac{1}{4}$;

Thence N 89° 41' 16" E, along said South line, 467.85 feet, to THE TRUE POINT OF BEGINNING and containing 11.24 acres more or less.

Reserving therefrom, an easement for ingress and egress described as the South 50.00 feet of the above described tract of land. Said easement is for the use of property owners whose property is in, and abuts the South line of said N $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 34.

EXHIBIT "A"

MICROFILMED

NOV 01 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
222 Shoshone Street East • Twin Falls, Idaho • 83301-6105

IDAHO DEPT. OF WATER RESOURCES
SOUTHERN REGION
222 Shoshone Street East
Twin Falls, ID 83301

Received by Hand Delivery from Mike
by Steve Cleland, ID
in Chalkin, ID
5-26-93
Stuart

MICROFILMED
NOV 01 1994

ACTION REQUIRED

FROM: FRANK HITCHCOCK

TO: MIKE RUKAVINA

472-04080P

05-07-93

Please return to my attention - note the marker on the instructions - that can save you having to get a cc of the W. Deed.



Challis Redi-Mix & Masonry

Mike Rukavina
P.O. Box 401
Challis, Idaho 83226

Work - 879-4381
Home - 879-4330

read card @
Y-INN 05-06
personally #

first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

number(s) for the property has been entered on the form, complete the name and address of the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include a description of the portion of the property you have purchased is only part of the property owned by the former owner/seller, if the total water right held by the seller. This means the water right held by the seller must include an equal share of the water right. Be sure to include a description of the portion of the water right the former owner/seller should be able to help you describe the portion of the water right for the property you

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A72-04080A
Date Received: 12/05/1989
Receipt No: MOD5305
Received By: JB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHIL L. SULLIVAN 208-879-2329
Address: BOX 761
CHALLIS, ID 83226

OR
Name: BARBARA J. SULLIVAN 208-879-2329
Address: BOX 761
CHALLIS, ID 83226

2. Date of Priority: JUN 01, 1885

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	19E	16	NE	SW	NE	2	CUSTER

5. Description of diverting works:
ROCK WALL & HEADGATE, JASE DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.660		

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

8. Total consumptive use is 27.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A72-04080A

Page 1

Date: 12/05/89

MICROFILMED
MAR 18 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	19E	34	NE SE		IRR	11.0
Section Acres						11.0
Total Acres						11.0

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:
NONE

14. Remarks:

THIS CLAIM REPRESENTS A 10% SHARE OF THE JASE (OR JAS) DITCH ALSO REFERRED TO AS THE LEATON/HAMMOND DITCH AS THE LAND IRRIGATED IS 11 ACRES THIS CLAIM IS FOR 3 INCHES PER ACRE OF 0.66 CFS.
SEE ATTACHED COPY OF DEED.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: 4

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): Phil J. Sullivan Date: 12/5/89

Date: _____

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of December 19 89

Anna Baunhoff
Notary Public

Seal

Residing at Anna Baunhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires December 7, 1994

A72-04080A

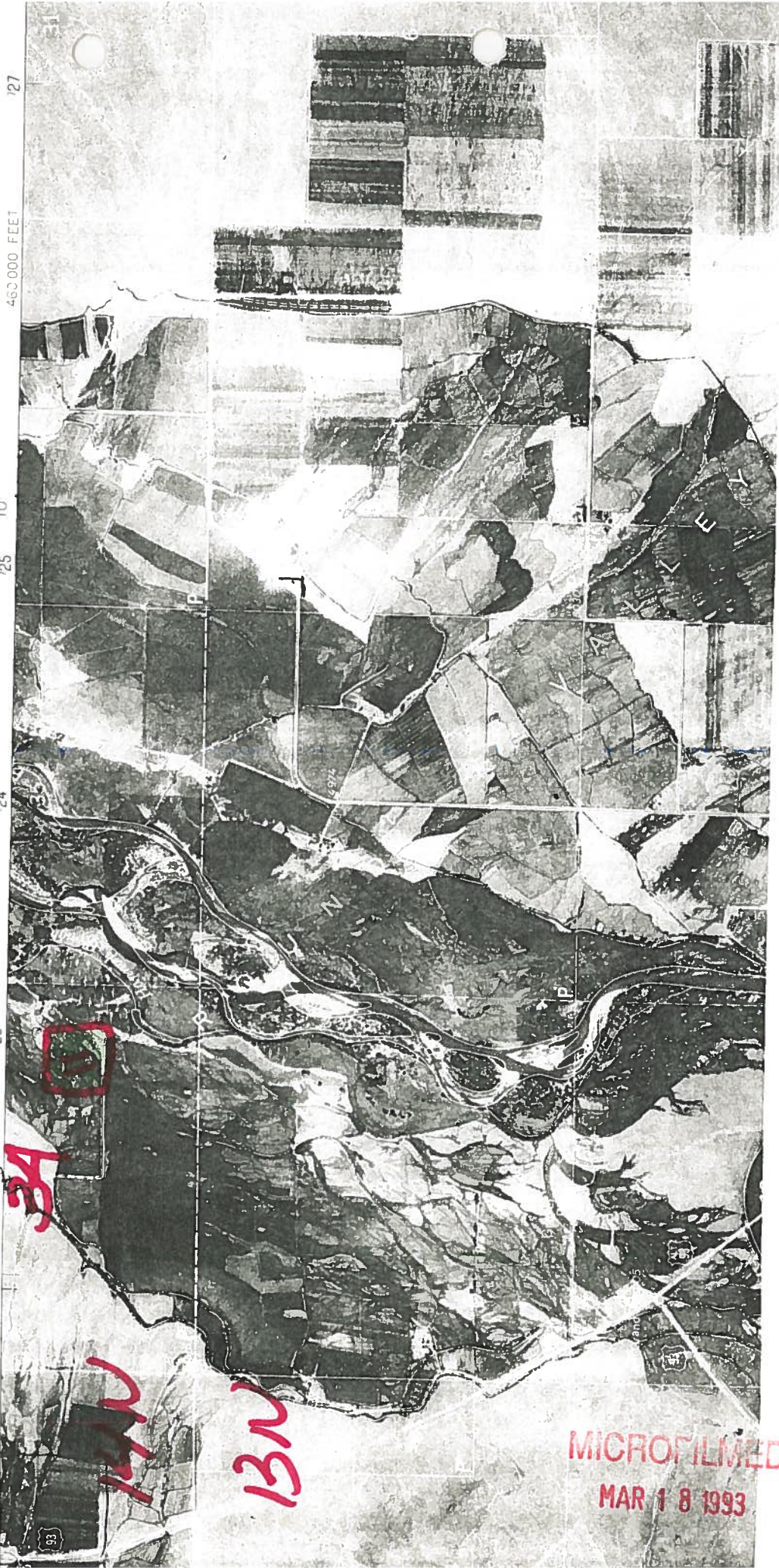
R19E

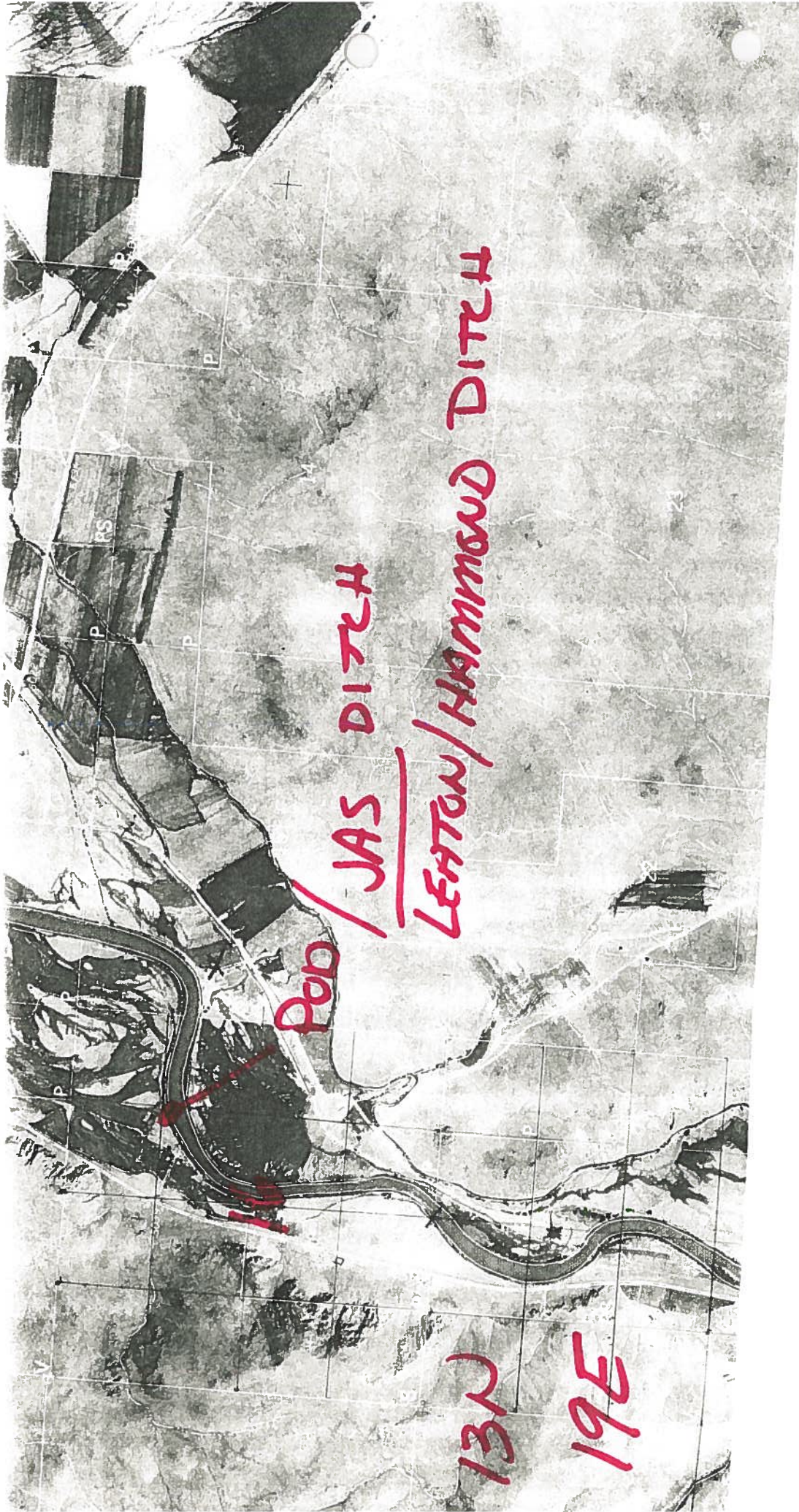
R20E

11 ACRES

BRADBURY

7.5 MINUTE S





POD

JAS DITCH

LENTON/HAMMOND DITCH

13N

19E

MAP OF POD: NE SW, NE SEC. 16 13N 19E

H72-04086A

MICROFILMED
MAR 18 1993

Old (D) Number -

CHARLES W.

State- ID Zip- 83226

SHIRLEY

State- ID Zip- 83226

[illegible]

stream Index (Blank if no Index Code)

(37) CUSTER

Diversion Rate Diversion Volume

23.000

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+-----+
| script |
+-----+
| County |
+-----+

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200.0

Diversion Means - ROCK WALL & HEADGATE, JASE DITCH

MAR 18 1993

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	-
Start Work Date	-	00/00/0000	Verified Date	-	01/28/1986	DLE/Carey Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-
Licensed Date	-	00/00/0000	Appl Received	-	00/00/0000	Transfer/Amended	-
Decree Date	-	00/00/0000					

MICROFILMED
MAR 18 1993

DEED

FOR VALUE RECEIVED, SULLIVAN RED-MIX, an Idaho Corporation, THOMAS W. SULLIVAN, President and LINDA L. SULLIVAN, Secretary-Treasurer a corporation duly organized and existing under the laws of the State of Idaho, and licensed to do business in the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto PHILLIP L. SULLIVAN and BARBARA J. SULLIVAN, husband and wife grantee s, whose current address is P.O. Box 761, Challis, Idaho 83226

the following described real estate, to-wit:

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

TOGETHER WITH: 10% of the water in JASeditch.

Leaton and Hamman

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee heirs and assigns forever. 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.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this 1st day of April, 1989.

BY *Thomas W. Sullivan*
PRESIDENT

ATTEST: *Linda L. Sullivan*
SECRETARY

STATE OF IDAHO
COUNTY OF Custer
On this 1st day of April, 1989,
before me, a Notary Public in and for said State, personally appeared Thomas W. Sullivan + Linda L. Sullivan, known to me to be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.

Patsy Kendt
Notary Public
Residing at: Challis, Idaho
Commission Expires: 3/12/92

STATE OF _____, COUNTY OF _____
I hereby certify that this instrument was filed for record at the request of _____
at _____ minutes past _____ o'clock
M., this _____ day of _____
19 _____, in my office, and duly recorded in Book _____ of Deeds at Page _____

Ex-Officio Recorder
By _____ Deputy

MICROFILMED
Fees \$ _____
Mail To: **MAR 18 1993**

INSTRUMENT No.

CLAIM # A72-04080A

Some evidence of priority was found on micro fiche records.
Evidence of priority letter not sent to claimant.

Evidence on micro fiche Claim # 72-04080

MICROFILMED
MAR 4 1972



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04080A
PHIL L. SULLIVAN
BARBARA J. SULLIVAN
BOX 761
CHALLIS

ID 83226

Letter not sent

RE: Evidence of Priority

RESPONSE DEADLINE

MAY 1, 1992

Dear Claimant:

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

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

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

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

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 18 1993

(208) 879-4488

JAMES R. BENNETTS
ATTORNEY AT LAW
P.O. Box 36
CHALLIS, IDAHO 83226

June 9, 1993

RECEIVED

JUN 11 1993

Department of Water Resources
Southern Region Office

Steve Clelland
Idaho Department of Water Resources
222 Shoshone St East
Twin Falls, ID 83301

Re: Phil & Barbara Sullivan - Water Right No. A72-04080A

Dear Steve:

Enclosed is an Affidavit from Laura Bishop on the above water right for filing.

Very truly yours,


James R. Bennetts

JRB:jab
Enclosure

cc: Phil & Barbara Sullivan

MICROFILMED
NOV 01 1994

RECEIVED

AFFIDAVIT - WATER USE

RE: WATER RIGHT NO. A72-04080A
PHILLIP L. AND/OR BARBARA J. SULLIVAN

JUN 11 1993

Department of Water Resources
Southern Region Office

STATE OF IDAHO)
 : ss.
County of Custer)

The undersigned, first being duly sworn, deposes and says as follows:

1. That I have resided almost all of my life in North Custer County, Idaho. I was born in 1904 and moved to Custer County near Challis when I was six years old.

2. That I have a good knowledge of the area where the Phil and Barbara Sullivan property is located. Our ranch where I spent my early years after 1910 was a short distance to the north. The Sullivan property was then owned by Dave Tewalt. There were few people in the valley at that time and we knew all of our neighbors and everybody helped out with their neighbors.

3. The Tewalt ranch was irrigated by the Jose ditch which was much as it is today. I can, therefore, state as a fact that I was personally aware of the irrigation of the properties as early as 1914 or 1915. The irrigated fields at that time were used for growing hay and grain. I recall that Lynn Wilkerson worked on the Tewalt ranch in those years. Lynn Wilkerson later worked for us.

4. Further, I can state from my recollection, the fields, ditches and general system had the appearance at that time of having been in production and use for many years before that time. My conversations with elder residents at that time would certainly bear out that belief.

5. I state that the above is true and accurate.

DATED: June 8th, 1993.

Laura Bishop
Laura Bishop

SUBSCRIBED and SWORN TO before me this 8th day of June, 1993.

James P. Bishop
Notary Public for Idaho
Residing at: Challis, Idaho
My Comm. Expires: NOV 1 1994
1-21-99



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

May 10, 1993

R. KEITH HIGGINSON
Director

- . PHIL L SULLIVAN
- . BOX 761
- . CHALLIS ID 83226

RE: SECOND REQUEST EVIDENCE OF PRIORITY - CLAIM A72-04080A

DEAR MR. SULLIVAN,

YOU WERE ASKED TO SUBMIT SOME EVIDENCE OF PRIORITY FOR THE ABOVE WATER RIGHT AND THE INFORMATION HAS NOT BEEN RECEIVED IN THE INITIAL REVIEW OF YOUR CLAIM INVESTIGATION.

YOUR CLAIM IS CURRENTLY RECOMMENDED FOR DISALLOWAL DUE TO LACK OF EVIDENCE SUPPORTING THE PRIORITY DATE CLAIMED. AS EXPLAINED IN OUR PREVIOUS LETTER, BEFORE THE DEPARTMENT CAN MAKE A RECOMMENDATION TO THE COURT TO DECREE THE CLAIM, SOME EVIDENCE OF THE PRIORITY DATE MUST BE SUBMITTED. WE REQUEST THAT YOU SUBMIT YOUR EVIDENCE OF PRIORITY AS SOON AS POSSIBLE. IF WE DO NOT RECEIVE THE REQUESTED DOCUMENTATION, YOUR CLAIM WILL BE RECOMMENDED FOR DISALLOWAL IN THE DIRECTOR'S REPORT DUE TO LACK OF EVIDENCE SUPPORTING ANY PRIORITY DATE.

PLEASE SUBMIT THE REQUIRED EVIDENCE SUPPORTING THE PRIORITY DATE **WITHIN 30 DAYS OF THIS DATED LETTER**. PLEASE REFERENCE THE CLAIM NUMBER ON YOUR CORRESPONDENCE. IF YOU HAVE QUESTIONS OR NEED OTHER ASSISTANCE PLEASE CONTACT THIS OFFICE.

SINCERELY,

STEVE CLELLAND
WATER AGENT, SR.

P.S. PLEASE CONSIDER THIS THE FIRST REQUEST SINCE
THE INFORMATION WAS NOT SENT PREVIOUSLY.

ENC: SCL

MICROFILMED

NOV 01 1994

James Smith.

Filed for record in this Office, this 13th day of October 1888, and duly recorded in Book "C" of Water Claims, Records of Luster County Idaho Territory on page. No. 190.

J. J. Hyde,
County Recorder.

POOR ORIGINAL

To whom it may concern. Know ye that we Thomas Jose, and Charles S. Penwell, of the County of Luster in the Territory of Idaho, Citizens of the United States do hereby declare and publish as a legal notice to all the world, that we claim and have a valid right to the occupation, possession and enjoyment of all and singular that tract ~~of~~ ~~land~~ or parcel of Land lying and being in the County of Luster, in the Territory of Idaho, for the exclusive right of way for the purpose of maintaining a water ditch from Salmon River to the Desert Land entry of Thomas Jose, and the land claim owned by Charles S. Penwell, more particularly described as follows, commencing at a point on the westerly bank of Salmon River about one half mile east of the Bridge known as the Colvin Bridge, on Salmon River, and running from said point in a North easterly direction along the fence land a distance of about three and one half miles

MICROFILMED

May 10, 1994

POOR ORIGINAL

the claims of said Jase and Penwell, we also
 in and have a ^{valid} right to the enjoyment and use of
 its three hundred inches of water from said
 Suwon River, for agricultural, domestic and cul-
 ury purposes, to be conveyed through said water
 ch, to said claims,
 ether with all and singular the tenements, heredit-
 ents and appurtenances therunto belonging, or in
 ywise appertaining.

This notice is given for the purpose of maintaining
 d confirming the right of way for ditch, and
 ht to the use of water heretofore acquired by the
 id Thomas Jase and the Grantor of the said Charles
 Penwell.

u above named Ditch and Water Right, having been
 uired during the year 1885. The size of the ditch
 d in conveying the water to said land claims, Eight
 t wide by two feet deep.

T. Jase, {undivided one
 half interest. }

Filed for record in this Office this 11th day of December
 D. 1888, at 6, O'clock P.M., and duly recorded in Book
 of Water claims, Records of the County of Luster, Territory
 Idaho, at pages 190, and 191.

MICROFILMED

NOV 01 1994

J. Flyder,
 Co Recorder.

AJ0749NP
No. R72-04080P

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

DATE: 11/16/98
PAGE: 1

PREPARED BY

[Signature]

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MIKE G RUKAVINA PO BOX 401 CHALLIS ID 83226 (208) 879-4330	12/11/1888	IRRIGATION	04-01 10-31	0.43 CFS	
TOTAL DIVERSION:					0.43 CFS	

Water Source: SALMON RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T13N R19E S16 Lot02(NESWNE)

CUSTER County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	
T R S	NE NE NE	NE NE NE	NE NE NE	NE NE NE	SUM
14N 19E 34	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: 5.5
	:	:	:	:	04
	:	:	:	:	5.5
	:	:	:	:	TOTAL ACRES

POU County: CUSTER

Other Rights: NONE

Remarks: EXP

WATER IS DELIVERED THROUGH JOSE DITCH.
0.17 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 72-04080Q, 72-04080B, 72-04080C,
72-04080D, 72-04080E, 72-04080G, 72-04080K, 72-04080L, 72-04080M,
72-04144A, 72-04144B, 72-04055A, 72-04080N, 72-10505 & 72-16279.

Dates: Exam Made Date: 05/26/1993 Verified Date: 11/16/1998 Objection Filed Date:

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

CLAIM NUMBERS 72-04080 PDATE 8/13/98

TRANSFER NUMBER _____

AGENT SEC

HOMESTEAD ENTRY NO. _____

CLAIMED ACRE TOTAL 11GEOGRAPHIC INFO ACRES N/A

RIGHT NO	TNS	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	<u>14N</u>	<u>19E</u>	<u>34</u>													<u>11</u>			<u>11</u>
GIS																<u>9.5</u>			<u>8.1</u>
RECOM																<u>5.5</u>			<u>5.5</u>
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B72-DBPOD.SHP

NOS DESCRIPTION

18 JOSE DITCH

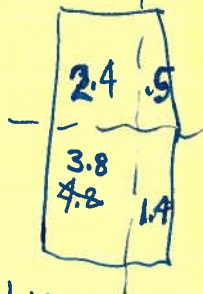
B72-DBPOU.SHP

SHAPE NOS

204

TRANS #4348 split this pou. Total pou found = 9.5

TOTAL = 9.5



8.1 AC

Remaining portion after the transfer is 5.5 acres within the lot shown by GIS. Transfer indicates pou in the middle area of the lot. 10/14/98 SEC

← Revised shape = 8.1 acre lot. 10/14/98 SEC

DBF TABLES UPDATED

B72-DBPOD.DBF

B72-DBPOU.DBF

Wpt Soil:

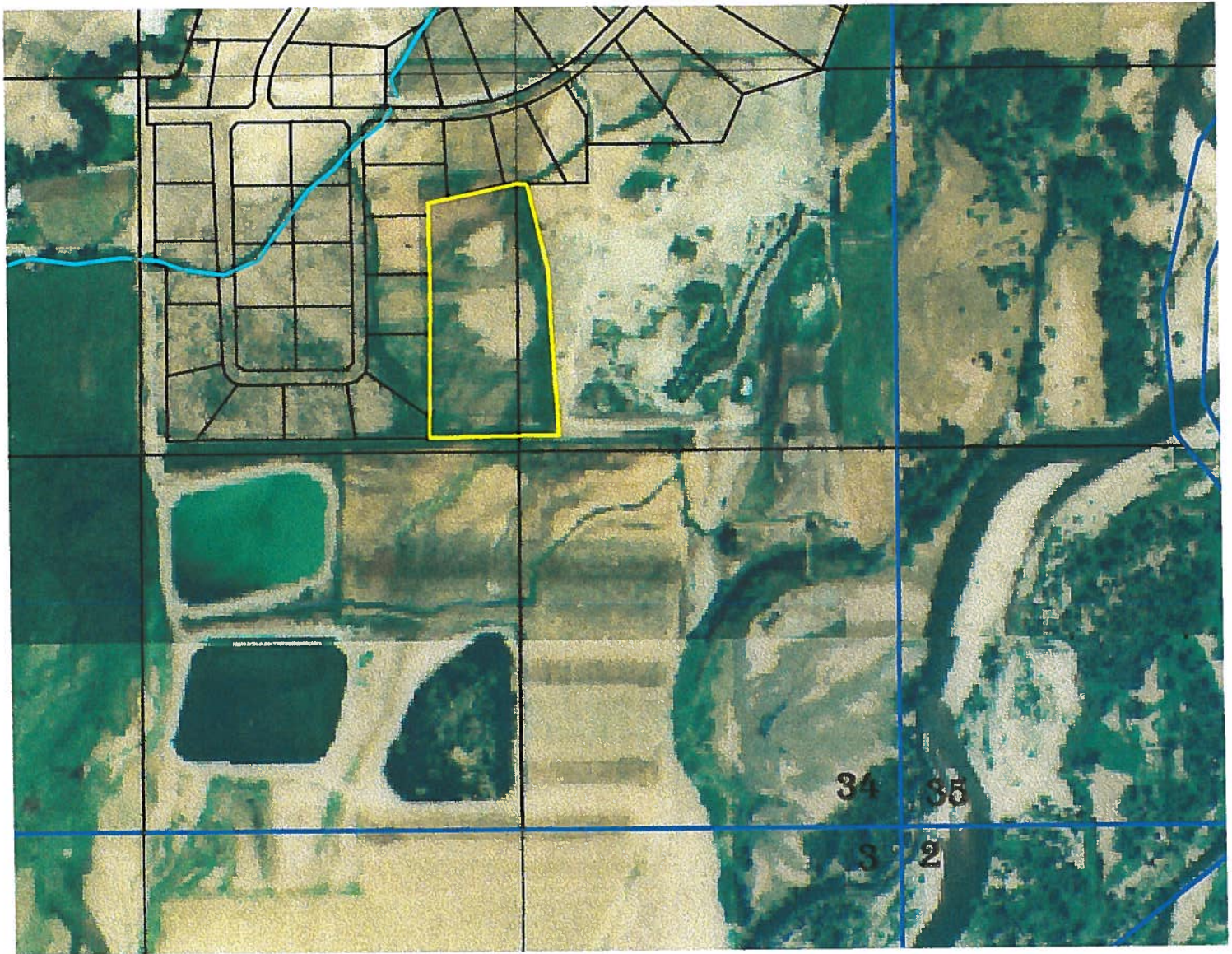
0.15 cfs/ac

5.5 = .83 cfs

11/16/98 SEC

IDAHO DEPARTMENT OF WATER RESOURCES

72-04080P



660 0 660 1320 Feet

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

TWN: 14N
RNG: 19E
SEC: 34

NESE & NWSE



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

DATE: OCT. 14, 1998



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

November 14, 1994

MIKE G RUKAVINA
PO BOX 401
CHALLIS ID 83226

*** RESPOND BY DEADLINE ***
*** NOVEMBER 28, 1994 ***

RE: UNCLAIMED PORTIONS FOR SRBA CLAIM A72-04080P

DEAR MR. RUKAVINA,

IDWR has investigated the notice of claim listed above, and the following unclaimed amounts were discovered AS A RESULT OF THE RECENTLY APPROVED TRANSFER NO. 4348 FOR PHIL SULLIVAN.

Unclaimed amounts:
irrigation diversion
and/or conveyance losses: 0.04 cfs

Based on my reviews of this claim to date I have verified the above diversion amount 'as necessary to deliver the irrigation water needed for the acres found at the place of use claimed by you. The soil type here indicates an additional amount of 0.04 cfs is needed for irrigation and/or conveyance losses in delivery of your right and these amounts have been verified as diverted from the Salmon River via Jose Ditch.

In order to confirm or establish a right to continue the unclaimed amount above, you may want to amend your notice of claim to add this amount and I have enclosed an amended version of your claim showing this change.

If you wish to confirm or establish a right to continue the unclaimed amounts, please return the amended claim, signed and notarized to this office by the response date shown above. An amended claim must be filed promptly for the uses listed above to be considered by IDWR and included in the director's recommendations to the district court.

DEC 03 1994

PAGE 2

If no response is received by this office, then IDWR will recommend your right as you have previously claimed it. Refer to the copy of your claim previously sent to you for reference. If you have any questions please contact me at our office.

Sincerely,

A handwritten signature in cursive script, appearing to read "Steve Clelland".

STEVE CLELLAND
Water Resource Agent

ENC:

DEC 03 1996

VERIFIED BY SM

DEC 03 1996

Point(s) of Diversion: T13N R19E S16 Lot02(NESWNE)
CUSTER County

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE						
NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
T	R	S	LT	AC	LT	AC	LT	AC	:	LT	AC	LT	AC	:	LT	AC	LT	AC	:
14N	19E	34	:	:	:	:	:	:	:	:	:	:	:	:	01	04	:	:	:
TOTAL ACRES																		5.5	5.5

POU County: CUSTER

Other Rights: NONE

REMARKS: WATER IS DELIVERED THROUGH JOSE DITCH.
A LIMITED TO 100 CFS FOR CONVEYANCE

LOSSES IN DELIVERY OF THIS RIGHT.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 72-04080Q, 72-04080B, 72-04080C, 72-04080D, 72-04080E, 72-04080G, 72-04080K, 72-04080L, 72-04080M, 72-04144A, 72-04144B, 72-4055A, 72-04080N, 72-10505 & 72-16279.

Dates: Exam Made Date: 05/26/1993 Verified Date: 11/21/1994

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

Comments: Date: 03/15/1994 User-ID: CLELAND Subject: COPIED FROM REMARKS
THIS CLAIM REPRESENTS A 10% SHARE OF THE JASE (OR JAS) DITCH ALSO
REFERRED TO AS THE LEATON/HAMMOND DITCH AS THE LAND IRRIGATED IS
11 ACRES THIS CLAIM IS FOR 3 INCHES PER ACRE OF 0.66 CFS.
SEE ATTACHED COPY OF DEED.

Date: 04/05/1994 User-ID: CLELLAND Subject: CHANGE OF OWNERSHIP/SPLIT CLAIM
CHANGE OF OWNERSHIP RESULTS IN THE SPLITTING OF THIS CLAIM INTO
A72-04080P FOR 0.26 CFS TO RUKAVINA AND A72-04080Q FOR 0.40 CFS

Comments:

Date: 04/05/1994 User-ID: CLELLAND Subject: CHANGE OF OWNERSHIP/SPLIT CLAIM
TO SULLIVAN. SULLIVAN MUST FILE A TRANSFER TO CHANGE THE POU
SINCE THE ORIGINAL POU WAS ALL SOLD TO RUKAVINA.

Date: 04/05/1994 User-ID: CLELLAND Subject: RECOMMENDATION
CHANGE OF OWNERSHIP RESULTS IN SPLIT OF THIS CLAIM.

Date: 06/10/1994 User-ID: CLELLAND Subject: CONV. LOSS
REVISED AND CORRECTED THE CONVEYANCE LOSSES FOR THIS RIGHT.
LIMITED BY CLAIM TO 0.17 CFS AND THE TOTAL 0.43 CFS BUT ACTUAL
CORRECTED LOSS IS 0.22 CFS (AND A TOTAL 0.47 CFS).

Date: 11/10/1994 User-ID: SCELLAN Subject: CORRECTIONS PER TRANSFER NO. 4338
9.0 ACRES WERE FOUND IRRIGATED AND VERIFIED BY FIELD EXAM. THE
TRANSFER MOVES 3.5 ACRES AND THE REMAINING 5.5 ACRES ARE LEFT IN
THIS CLAIM. THE CORRECT DIVERSION RATE PER HUBBLE ANALYSIS IS
5.5 AC. X 0.054 CFS = 0.30 CFS F.I.R.
CONVEYANCE LOSS = 0.17 CFS FOR A TOTAL DIVERSION = 0.47
*** UPDATE ***11-21-94 SCC
RUKAVINA DID NOT PURCHASE THE WATER FOR THE AMOUNTS ABOVE. HE IS
LIMITED TO THE PREVIOUS FINDING OF 0.26 CFS FIR + 0.17 CFS CONV.
LOSS = TOTAL OF 0.43 CFS. CAN BE USED ON THE 5.5 AC. PARCEL OF
REMAINING ACRES AFTER THE TRANSFER.

Audit:

11/21/94 SCELLAN

DEC 03 1996

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A72-04080P &
A72-04080Q

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

IDWR Employee/Agent Steve Clelland

STAFF REVIEW ANALYSIS

THIS FILE REVIEW WAS PRESENTED AT THE STAFF MEETING ON 11-16-94 AT SOUTHERN REGION OFFICE. THE SITUATION OF THE SPLIT AND TRANSFER OF THE WATER RIGHT CLAIMED WAS DISCUSSED AND MY SPECIFIC QUESTION WAS, "CAN THE ORIGINAL WATER RIGHT APPURTENANT TO THE LAND BE RE-CLAIMED BY THE NEW OWNER IF THE ORIGINAL OWNER FAILS TO TRANSFER THE WATER OFF?"

IN THIS CASE, SULLIVAN HAS TRANSFERRED OFF 0.40 CFS TO 3.5 ACRES. BY HUBBLE ANALYSIS HE CAN ONLY BENEFICIAL USE 0.36 CFS ON THE 3.5 AC. THE REMAINING 0.04 CFS WILL BE FORFEITED AFTER FIVE YEARS. THE OWNER OF THE ORIGINAL LANDS, RUKAVINA, CANNOT CLAIM THIS WATER BECAUSE HE DID NOT BUY IT AT THE TIME OF PURCHASE FROM SULLIVAN. THE ACRES REMANING IN THE ORIGINAL TRACT OF LAND IS 5.5 ACRES WHICH RUKAVINA CAN IRRIGATE WITH WATER RIGHTS HE DID PURCHASE; IT IS EQUAL TO 0.43 CFS.

<SEE FILES A72-04080P & A72-04080Q ALSO>

DEC 03 1996

R PROOF

CVR

MAPS

PHOTOS

MISC

MICROFILMED

NOV 01 1994

INTERVIEW BY

11.70 AFA

CUSTER County

3

4.7

71-10-9A STEVE CLELLAND

9 acres were found irrigated and verified. Transfall 4348 moved 3.5 Acres and the remaining 5.5 Acres are to be reflected in this claim as the remaining portion.

~~5.5~~ $\times 2500 = 15000$

Revised
11-21-94
gcu

MICROFILMED

AGENT

Comments:

Date: 04/05/1994 User-ID: CLELLAND Subject: CHANGE OF OWNERSHIP/SPLIT CLAIM
TO SULLIVAN. SULLIVAN MUST FILE A TRANSFER TO CHANGE THE POU
SINCE THE ORIGINAL POU WAS ALL SOLD TO RUKAVINA.

Date: 04/05/1994 User-ID: CLELLAND Subject: RECOMMENDATION
CHANGE OF OWNERSHIP RESULTS IN SPLIT OF THIS CLAIM.

Date: 06/10/1994 User-ID: CLELLAND Subject: CONV. LOSS
REVISED AND CORRECTED THE CONVEYANCE LOSSES FOR THIS RIGHT.
LIMITED BY CLAIM TO 0.17 CFS AND THE TOTAL 0.43 CFS BUT ACTUAL
CORRECTED LOSS IS 0.22 CFS (AND A TOTAL 0.47 CFS).

Audit: 06/10/94 CLELLAND

MICROFILMED
NOV 6 1 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

✓ Carter
— Southern AJ

TRANSFER OF WATER RIGHT

TRANSFER NO. 4348
WATER RIGHT NO. 72-04080B

This is to certify that: **PHILLIP L SULLIVAN**
BARBARA SULLIVAN
PO BOX 761
CHALLIS ID 83226

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.40 CFS	12.3 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
SALMON RIVER	SNAKE RIVER

Priority: 06/01/1885

LOCATION OF POINT(S) OF DIVERSION: Lot 2(SWNE), Sec. 16, Township 13N, Range 19E
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14N	19E	34	NWSE	3.5		3.5
Total number of acres irrigated:						3.5

CONDITIONS/REMARKS:

1. Approval of this transfer in no way confirms the right(s) claimed.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre for the lands above.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Copy to A72-4080P

TRANSFER NO. 4348
WATER RIGHT NO. 72-04080B

CONDITIONS/REMARKS:

6. Place of use is located within Lots 9-13, Block 6, Wild River Estates, Division No. 2.

Dated this 14th day of July, 1994.

J. Glen Saxton
Chief, Water Alloc. Bureau

BM 500

Hot Springs

Gravel Pit

POOR ORIGINAL

T 14
N

34

4.5

R19E

T 13
N

A72-09080 P

A72-4080 A

T. R. S. Q/Q

TO U25 OPQ
& ID. 7-24-74

no recommended
5-13-94

CLAIM NO. A72-4080 P
DATE DOCUMENT UPDATED
11-10-94
AGENT SLL

10

12

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

03:33:18
06/04/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-0080A

LAST: SULLIVAN
ADDRESS: BOX 761
CITY: CHALLIS
PHONE NUMBER: 208-879-2329
OWNER CODE: C

FIRST: PHIL L.

STATE: ID ZIP: 83226

LAST: WUNSCH
ADDRESS: P.O. BOX 566
CITY: CHALLIS
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: CHARLES W.

STATE: ID ZIP: 83226

LAST: WUNSCH
ADDRESS: P.O. BOX 566
CITY: CHALLIS
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: SHIRLEY

STATE: ID ZIP: 83226

LAST: SULLIVAN
ADDRESS: BOX 761
CITY: CHALLIS
PHONE NUMBER: 208-879-2329
OWNER CODE: C

FIRST: BARBARA J.

STATE: ID ZIP: 83226

FIELD EXAM REQUIRED?

DATABASE

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

Y

CLAIM REMARKS: THIS CLAIM REPRESENTS A 10% SHARE OF THE JASE (OR JAS) DITCH ALSO REFERRED TO AS THE LEATON/HAMMOND DITCH AS THE LAND IRRIGATED IS 11 ACRES THIS CLAIM IS FOR 3 INCHES PER ACRE OF 0.66 CFS. SEE ATTACHED COPY OF DEED.

MICROFILMED
NOV 01 1994

079-2329
Previously irrigated? yes
Transformed into?
not owned by
Sullivan.

* Resolve ownership of Temo.

* NESE placed in wrong
data not reported correctly.

WHICH
OWNER?
1.49
1.34
1.83 (1.42)
1.17 CC

split claim
a Request
from both
parties.

CONTACT PERSON: _____

PHONE NUMBER: (____) _____

DATE OF FIELD EXAM: 5/26/93

APPOINTMENT MADE: Y(____) N(X)

TIME: _____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) _____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Examined this location system many times during the summer of 93. Confirmed the POA as defined to the investigator although not very accurately. Travel pit traps to the east of this POA.
Self
3/14/94

MACROFILMED
NOV 01 1994

A. AJ CLAIM: # A72-04080A PRIORITY DATE: 06-01-1885 STAGE: J
B. WR RECORD: # 72-04080 PRIORITY DATE: 06-01-1885 STAGE: S

5

C. FIELD EXAM REQUIRED?

DOE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? YES () NO ()

REMARKS:

See affidavit supports a date of 12-11-1888.

MICROFILMED
NOV 01 1994

RECOMMENDED PRIORITY DATE: 12-11-1888
06-01-1885

REVIEWED BY

See

DATE

3-14-94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-04080A	13N	19E	16	NE	SW	NE	2	CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
A72-04080B
A72-04080J
A72-10109

WR RECORDS IN SAME 40 ACRE TRACT

NONE

Handwritten signature

SOURCE: SALMON RIVER

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
72-04080	13N	19E	16	SW	NE		2	CUSTER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

NONE
A72-04080B
A72-04080C
A72-04080E
A72-04080G
A72-04080J
A72-10109
A72-10236

SOURCE: SALMON RIVER

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

Y
N

DATABASE

FIELD EXAMINER

MICROFILMED
NOV 01 1994

REMARKS:

Confirmed PDD by stream & maps.

472-40804

MICROFILMED
NOV 01 1994

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

12N 19E 16 NE SW NE 2

SOURCE: SALMON RIVER TRIBUT: SNAKE RIVER

REVIEWED BY: *See* DATE: 3-2-94

Via free ditch.

See 3-14-94

Maps used in review of this right:

①②③ T75 1956

425 7-24-74

Blm Records: 7-10D-2 dated 7-10-88

10-10C-6 dated 7-16-88

10-9C-3 dated 7-16-88

ASCS Maps from Custer Co assessor files

Soil Maps #243-36 based on HPP data date: 4-2-1984

Assessor Plat maps of Wild River Estates.

Point lot maps.

REMARKS:

MICROFILMED
NOV 01 1994

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

OK

SOURCE: SALMON RIVER

TRIB: SNAKE RIVER

REVIEWED BY:

DATE:

A. ROOT WATER RIGHT NUMBERS:

A72-10109
A72-04080A

A72-04080B

A72-10236

A72-04080C

A72-04080D

A72-04080E

A72-04080F

A72-04080G

A72-04080H

A72-04080J

A72-04080K

A72-04080L

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
14N	19E	34	NE	SE		SOLLIOAN, PHIL L.	A72-04080A / 11.0	-	-	-	30.0
			NE	SE		WELLS, CHARLES VERNON	A72-04080D / 4.0	-	-	-	-
			NE	SE		HAMMOND, WILLIAM N.	A72-10459 /	-	-	-	-
			NE	SE		WUNSCH, CHARLES W.	72-04080 / 15.0	-	-	-	-

TOTAL ACRES A72-04080A

11.00

30.00

(P) 473.7

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y/N

X

NWSE

8.0

(Q) 4.3

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

Y

FIELD EXAMINER

POU COUNTY: CUSTER

9.0

*Other land within this tract or parcel
is not & has not been irrigated.*

MICROFILMED
NOV 01 1994

PRESUMPTION FLAG:

REMARKS:

Split A72-4080D 4.70 Acres
A72-4080A 4.3 Acres

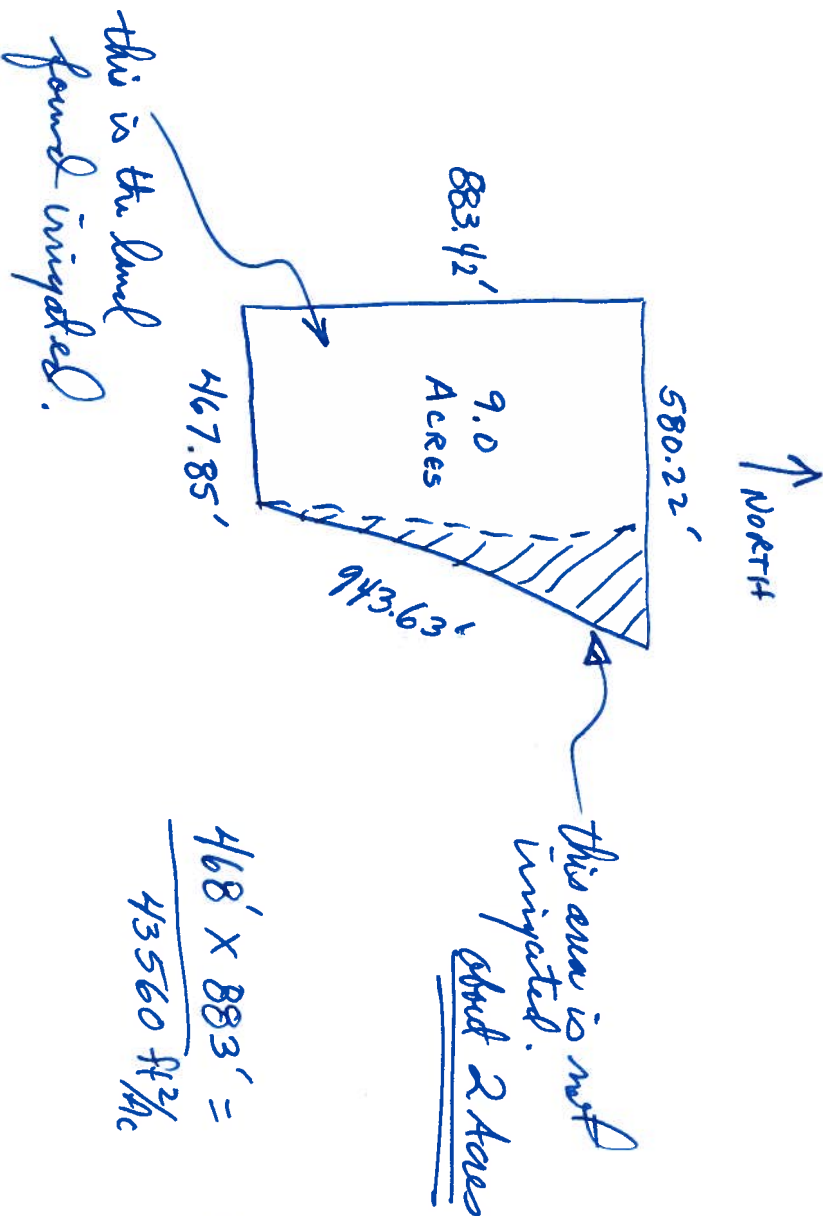
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RECOMMENDATIONS:

TOTAL ACRES: 9.0

REVIEWED BY: SC

DATE: 3-14-94



$$\frac{468' \times 883'}{43560 \text{ ft}^2/\text{Ac}} = 9.48 \text{ Ac.}$$

A. AJ CLAIMED USES:

PURPOSES
A72-04080A IRRIGATION

FROM ~~04-01~~ 4-15 ~~TO 11-01~~ 6 10-15

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
.660 CFS
.660 CFS

B. WR RECORDED USES:

PURPOSES
72-04080 IRRIGATION

FROM 04-01 TO 11-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
23.000 CFS
23.000 CFS

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RESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

Add irrigation season

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

AJ TOTAL CLAIMED DIVERSION RATE: 0.660 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 23.000 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

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B. MEASUREMENT METHOD *Current Meter* FLOW MEASUREMENT *SEE ATTACHED CALCULATIONS.*

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-04080A	SALMON RIVER	SULLIVAN, PHIL L.	0.660	0.060		
A72-04080D	SALMON RIVER	WELLS, CHARLES VERNON	1.920	0.040		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-10459	DOMESTIC	HAMMOND, WILLIAM N.	FROM 01-01 TO 12-31	.050 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 9 $\times$ 0.02 CFS/ACRE = 0.18 CFS
(Taken from p/u review)

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

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

2. IRRIGATION CONSUMPTIVE USE
CLAIMED CONSUMPTIVE USE = 27.5 AF/A

ACRES 9 $\times$ CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =
TOTAL CONSUMPTIVE USE 22.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES 4.7 $\times$ DIVERSION VOL. AF/A FOR AREA 4.7 =

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y () N ()

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

See A of previous review sheet to determine need of part P & Q

need amended claim to recommend full amount found & verified.

See attached recommended review. 5/13/94

Final analysis:

(Based on WPT soils assumed average 400' runs for a group of rights.)

$$0.054 \times 9.0 \text{ Ac} = 0.49 \text{ cfs}$$

$$4.7 \times .054 = 0.25$$

$$\text{Emergency leave } 0.43 \text{ cfs}$$

Total allowed 0.83 cfs

See split of 4.7 acres to 4080' = 4.594 (0.25 + 1770 cfs flow) = 4.844 total

see next page also

MICROFILMED
NOV 01 1994

RECOMMENDATIONS:

REC.
PURPOSES

IRRIGATION

TOTAL FOR THIS RIGHT

REC. PERIOD
FROM 4-15
TO 10-15

REC. DIV
RATE CFS
0.660
0.43 *

0.660

REC. DIV
VOL. AE/A

N/A

REC. CONS.
USE

22.5
27.5

REVIEWED BY:

See

DATE: 4-5-94

11.7

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NOV 1 1994

*Pending
amendment
of claim

✓ received
by Sec

For

DP2 = 0.17

For

Revised
6-10-94 See
Part P. (Rukavina)

as per 1ST amendment: F.R. 0.25 + .17 CL = 0.43

as per Revised C.Loss: F.R. 0.25 + .22 CL = 0.47

(* as of this notice, limited by claim to that as amended.)

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREIGN/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
()
()
()
NEEDS
REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-04080
TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
23.000

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A72-04080	A72-10109	0.300	-	-	72-04080	23.000
A72-04080	A72-04080A	0.660	-	-	72-04080	23.000
A72-04080	A72-04080B	0.360	-	-	-	-
A72-04080	A72-10236	0.500	-	-	72-04080	23.000
A72-04080	A72-04080C	1.500	-	-	-	-
A72-04080	A72-04080D	1.920	-	-	72-04080	23.000
A72-04080	A72-04080E	0.820	-	-	-	-
A72-04080	A72-04080F	6.330	-	-	72-04080	23.000
A72-04080	A72-04080G	0.060	-	-	72-04080	23.000
A72-04080	A72-04080H	0.500	-	-	-	-
A72-04080	A72-04080I	3.300	-	-	72-04080	23.000
A72-04080	A72-04080K	1.750	-	-	72-04080	23.000
A72-04080	A72-04080L	0.120	-	-	-	-
TOTAL CFS		18.120				23.000

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

MICROFILMED
NOV 01 1994

AUTHENTICATION:

SIGNATURE:

John O'Connell

DATE:

4-5-94

NAME OF FIELD EXAMINER:

TITLE:

SCU 5-13-94

MICROFILMED
NOV 01 1994

CLAIM NUMBER: A72-04080A

MR 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	Y		See 92	Y	6.	See 94	See 94	See 94
POINT OF DIV	Y			N	12456			
SOURCE				N				
FACE OF USE	Y			Y	12456			
DIV. AMOUNT CES/VOLUME	Y	amended Request		Y	6. (HA)			
CONSDRPTIVE USE	-			Y	6.			
PURPOSES				N				
PERIOD OF USE				Y	6.			
BASIS OF CLAIM	Y	*split claim for side light 4-5-94 doc		N				
REMARKS	Y			Y	6.			

See 92-93
4-21-93

VERIFIED BY CODES

TOPO MAP/ORTHO-PG = 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
INDICATED ARE ALL CODES WHICH APPLY.

A72-4080A Claim Split:

A72-04080 P - Rukavina 0.24 cfs

A72-04080 Q - Sullivan 0.40 cfs > amended to 0.43 cfs

RECEIVED
JUN 11 1994
MICROFILMED

THE
LIVE
MUSIC
995

FI
1

OFF

Stage: ~~BENEFICIAL~~ USE

CUSTER County

IRRIGATION

4-5-94

[illegible]

JOSE DITCH REVIEW:

(AKA LEATON-HAMMOND Ditch)

6-9-94 REVISED
SCE

POD: T13N, R19E, S16, NESWNE, Lot 2

IDFG FISH SCREEN S-26

A72-10505

SRBA CLAIM #	NAME	FIR + CONLOSS = TOTAL		
A72-4055 A	FUNCK (may need to Amend)	1.56	~~0.34~~ ~~0.43~~	1.90 (1.99)
A72-4055 B	ROBINS	—	—	—
↳ R72-16279	ROBINS	10.40	~~3.20~~ ~~3.31~~	13.60 (13.71)
~~A72-4055 C~~	~~CYPRUS~~ <WITHDRAWN>	—	—	—
~~A72-4080 A~~	~~SULLIVAN~~ <SPLIT TO P & Q>	—	—	—
A72-4080 B	LEUZINGER	0.18	0.08	0.26
A72-4080 C	MCGOWAN	1.35	0.61	1.96
A72-4080 D	CORGATELLI	2.05	0.79	2.84
A72-4080 E	SAVAGE	0.68	0.38	1.06
A72-4080 F	ROBINS → [SEE R72-16279]	—	—	—
A72-4080 G	SEVERE	0.03	0.01	0.04
~~A72-4080 H~~	~~CYPRUS~~ <WITHDRAWN>	—	—	—
~~A72-4080 J~~	~~EVERLY~~ <DISALLOW>	—	—	—
A72-4080 K	COOK	0.67	0.26	0.93
A72-4080 L	KUDER	~~0.15~~ ~~0.09~~	0.09	0.24
A72-4080 M	CORGATELLI	0.10	0.04	0.14
A72-4080 N	OUELLET	0.27	0.09	0.36
A72-4080 P	RUKAVINA (may need amendment)	0.25	~~0.22~~ 0.17	0.43 (.47)
A72-4080 Q	SULLIVAN (may need amendment)	0.23	~~0.22~~ 0.17	0.40 (.45)
A72-4144 A	LAVERY	0.49	0.12	0.61
A72-4144 B	CHESTER	0.74	0.12	0.86
				25.63

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NOV 01 1994

CONVEYANCE LOSS - WORSTELL

AGENT -----SCC
 DATE -----09-Jun-94
 CONVEYANCE OR
 SOURCE NAME -----SALMON RIVER, JOSE DITCH
 RELATED CLAIMS -JOSE DITCH DELIVERIES

*Recalculated conveyance loss
 figures on Jose Ditch. (Due to
 incorrect lengths.)* 6-9-94
See

specific

MICROFILMED

A72-4080p

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	6000	17.0	2.50	3.22	1.43	19.36	0.1664 $\frac{1}{2}$ split	0.24	25.85
2	6300	10.0	2.50	1.99	1.56	17.93	0.1110	0.43	21.20
3	4200	5.0	2.50	0.66	10.40	16.37	0.0405	3.31	17.65
4	1500	5.0	2.50	0.24	0.00	5.97	0.0397	0.00	6.59
5	1500	2.0	2.50	0.09	0.49	5.97	0.0159	0.18	6.35
6	900	2.0	2.50	0.06	2.82	5.48	0.0104 $\frac{1}{2}$ split	1.08 (109)	5.76
7	1300	2.0	2.50	0.08	0.42	2.66	0.0309 split	0.17 (18)	2.89
8	500	2.0	2.50	0.03	0.18	2.24	0.0141	0.08	2.39
9	500	2.0	2.50	0.03	0.03	2.06	0.0153	0.01	2.17
10	200	2.0	2.50	0.01	1.35	2.03	0.0062	0.61	2.11
11	1100	2.0	2.50	0.07	0.68	0.68	0.1022	0.38	0.75
12				0.00		0.00	0.0000	0.00	0.00
13				0.00		0.00	0.0000	0.00	0.00
14				0.00		0.00	0.0000	0.00	0.00
15				0.00		0.00	0.0000	0.00	0.00
16				0.00		0.00	0.0000	0.00	0.00
17				0.00		0.00	0.0000	0.00	0.00
18				0.00		0.00	0.0000	0.00	0.00
19				0.00		0.00	0.0000	0.00	0.00
20				0.00		0.00	0.0000	0.00	0.00
TOTALS	24000			6.49	19.36			6.49	

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH

Revised & Corrected
 6-9-94
See

4144A .12
4144B .12
4080A 0.79
4080B 0.79
4080C 0.79
4080D 0.79
4080E 0.79
4080F 0.79
4080G 0.79
4080H 0.79
4080I 0.79
4080J 0.79
4080K 0.79
4080L 0.79
4080M 0.79
4080N 0.79
4080O 0.79
4080P 0.79
4080Q 0.79
4080R 0.79
4080S 0.79
4080T 0.79
4080U 0.79
4080V 0.79
4080W 0.79
4080X 0.79
4080Y 0.79
4080Z 0.79

ORIGINAL
JOSE DITCH REVIEW (AKA LEATON-HAMMOND DITCH)

		RECOMMENDED TOTALS	2-22-94 su					(0.34)
UNCLAIMED CC L.76	A 72-4055 A	1.90	GARY FUNCK	.04	27	1.14	23	1.56
UNCLAIMED CC (.45)	A 72-4055 B	13.60	N. ROBIN'S R72-16279	.04	164	6.82	152	10.40
	~~A 72-4055 C~~		CYPRUS <WITHDRAWN>					
		COMBINED						
				CS PER ACRE			# Rec'd	
					CLAIMED Acres cfs		AC CFS	
CC (.17)	X A 72-4080 A	0.43	MIKE RUKAVINA .43	.06	11	0.66	9	0.49
UNCLAIMED CC (.09)	X A 72-4080 B	0.45	PHIL SULLIVAN .40 A 72-04080 Q RICK LEUZINGER	.06	6	0.36	3.3	0.18
UNCC <2.92>	-4080 C	4.42	TOM MCGOWAN	.05	29	1.5	25	1.35
UNCLAIMED CC (1.83)	A -4080 D	3.75	RANDY CORGATELLI	.04	48	1.92	29	2.05
UNCLAIMED CC <2.27>	A -4080 E	3.09	BILL SAVAGE	.05	16	0.82	10	0.68
	(-4080 F) ***		N. ROBINS R72-16279	.12	55	6.33	<see 4055B>	0.68
F map of old water	X (-4080 G)	0.09	CLAYTON SEVERE	.03	2	0.06	0.6	0.03
	~~4080 H~~		CYPRUS <WITHDRAWN>					
	~~4080 J~~		EVERTY	.06	56	3.3		DISALLOW
	-4080 K	1.23	ROBERTA COOK OK	.07	22.5	1.75	7	0.67
UNCLAIMED CC L.277 X	A -4080 L	0.39	DAN KUDER	.03	4	0.12	2.70	0.15
					249.5	16.82		
FISH SCREEN #S-26 FISH & GAME A 72-10505		?	(REVIEW NOT COMPLETE... A 72-10505 claim 0.80 cfs w/ NO CONVEYANCE LOSS)					
	4080M							
	A 72-10236	0.18	RANDY CORGATELLI	0.167	3	0.5	1.0	0.10
Cobbles pond	~~A 72-10414~~		~~* NOEL ROBINS~~					DISALLOW
REDASS (4080) w/ claim	A 72-10109	0.51	OUELLET ANDREW CALLISTINI OK	.05	6	.3	5.0	0.27
	A 72-4144 A	0.56	LAVERTY	0.067	15	1.0	10	0.49
	A 72-4144 B	0.81	CHESTER	0.067	30	2.00	15	0.74
		31.81	cfs		494.5	26.66	292.6	31.81
			GRAND TOTAL :					

POOR ORIGINAL

REVIEW OF OWNERSHIP SPLIT - A72-04080 A (SULLIVAN / RUKAVINA)

By STEVE LELLAND

4-5-94

A72-04080 A
AS CLAIMED:

11.0 ACRES

0.66 cfs

CHANGE OF OWNERSHIP

A72-04080 P
(RUKAVINA)
13"

? ACRES

A72-04080 Q
(SULLIVAN)
20"

? ACRES

AS FOUND BY EXAM:

9.0 ACRES (2 ACRES NOT IRRIGATED)

0.49 cfs (F.I.R. AS PER HUBBLE ANALYSIS
(0.054 cfs/AC))

0.34 cfs CONVEYANCE LOSS

0.83 cfs ($\div 9 \text{ AC} = 0.0922 \text{ cfs/AC}$)

this is the rate per
acre as historically
used and developed on
this place of use.

AS RECOMMENDED:

AND

$$\begin{aligned} (9.0 - 4.34) &= 4.66 \text{ AC.} \\ &\times 0.0922 \text{ cfs/AC} \\ &= 0.43 \text{ cfs} \end{aligned}$$

$$\begin{aligned} \text{FIR} &= 0.26 \\ \text{LOSS} &= 0.17 \\ &= 0.43 \end{aligned}$$

* REQUEST AMENDMENT
FROM RUKAVINA FOR
UNCLAIMED, VERIFIED AMOUNTS

0.40 cfs
4.34 AC.

$$\begin{aligned} \text{FIR} &= 0.23 \\ \text{LOSS} &= 0.17 \\ &= 0.40 \end{aligned}$$

The Warranty Deed to Rukavina from Sullivan was silent on the reservation of water. They both have submitted a change of ownership form that indicates Sullivan has retained 20" (0.40 cfs) of water. The entire place of use was sold to Rukavina.

Sullivan has filed a Transfer to move his 20" to a new place of use. The Transfer is limited to the established duty rate of this right of 0.0922 cfs/AC.

$$\frac{0.40 \text{ cfs}}{0.0922 \text{ cfs/AC}} = 4.34 \text{ ACRES}$$

~~that is~~ **MICROFILMED** Sullivan's
portion of the **NOV 1 1994** acreage available
to Transfer: 0.40 cfs, 4.34 AC.

POOR ORIGINAL

POU

CLAIM A72-04080A INIT SW
T. R. S. Q/Q
P/D MICROFILMED
PHOTO BUMERAL 7-100-2
DT.&ID. NOV 01 1994

POOR ORIGINAL

A72-01080A

MICROFILMED
NOV 01 1994

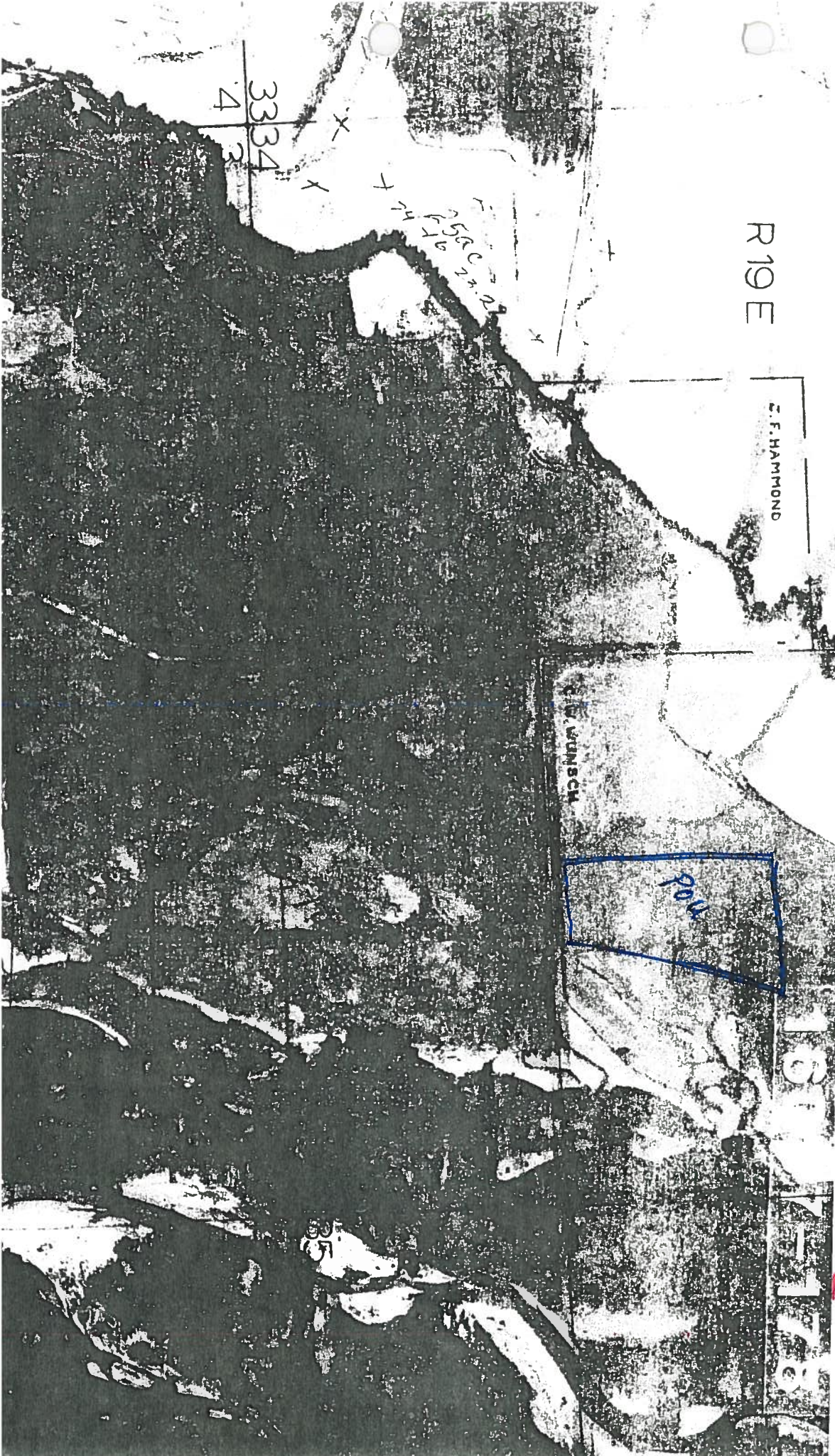
R19E

E. F. HAMMOND

E. W. WUNSCH

POU

3334
4



POOR ORIGINAL

4

3

2

CLAIM
T. R. S. Q/Q
P/D 13N 19E 16 NESW NE lot 2
PHOTO U25 OPQ
DT.&ID. 7-24-74

9

10

16

15

14

T
13
N

21

22

POD MAP
JOSE DITCH
MICROFILMED
NOV 01 1994

A72-4080A

GRADED BORDER EVALUATION

Job name: A72-04080 B-C-D-G-L-N
By: SCC

Location: WPT SOILS 51.6 AC ALF
Date: Mar 4, 1994

see 3-14-94

Roughness coefficient (n)= 0.150

Intake family (If)=1.50

Slope (S)= 0.0200 ft/ft

Border width (W)= 187 ft

Net application (Fn)= 1.43 inches

Border length (L)= 400 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
2.70	Gross depth is less than required	gross application depth				
2.71	Gross depth is less than required	gross application depth				
2.72	Gross depth is less than required	gross application depth				
2.73	Gross depth is less than required	gross application depth				
2.74	Gross depth is less than required	gross application depth				
2.75	Gross depth is less than required	gross application depth				
2.76	Gross depth is less than required	gross application depth				
2.77	Gross depth is less than required	gross application depth				
2.78	Gross depth is less than required	gross application depth				
2.79	Gross depth is less than required	gross application depth				
2.80	0.015	12.94	11.49	0.02	11.1	(4)
2.81	0.015	12.98	11.49	0.06	11.0	(4)
2.82	0.015	13.03	11.49	0.11	11.0	(4)
2.83	0.015	13.08	11.49	0.16	10.9	(4)
2.84	0.015	13.12	11.49	0.20	10.9	(4)
2.85	0.015	13.17	11.49	0.25	10.9	(4)

(4) Less than minimum recommended depth of flow.

$$\frac{2.80 \text{ cfs}}{51.6 \text{ Ac}} = 0.054 \text{ cfs/Ac}$$

$$0.054 \times 9.0 \text{ Ac} = \underline{\underline{0.49 \text{ cfs}}}$$

MICROFILMED
NOV 01 1994

A72-4080 A

CLAIM NO. --- A72-04080 B-C-D-G-L-N
AGENT ----- SCC
DATE ----- 03/04/94

Lotus Program:
IRR-PRAC.WK3
Date form revised:
4/21/93 by KKC

SOIL CHARACTERISTICS

Soil Type = WPT; WHITEKNOB... 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	3	0.11	0.14	7.4	9	1	2	1	0.95	1.5	0.5
3	9	0.05	0.1	7.4	9			1	0.99		
9	60	0.03	0.05	7.4	9			3	1.90		
								4	2.38	alternate	
								5	2.86	method	
										NA	NA

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point	MAD (INCHES)
alfalfa (hay or seed)	5	0.5	1.43
corn (field or silage)	4	0.5	1.19
grain (winter or spring)	4	0.5	1.19
pasture (or grass hay)	3	0.5	0.95
other (enter below)			

FIELD NOTES AND CALCULATIONS

FIELD 1 FIELD 2 FIELD 3 FIELD 4
FIELD WIDTH 5619 0
IRRIGATION DAYS 10
DRY DAYS 0
SET TIME(hours) 8
CALCULATED RUN (run = acres*43560/width)
RUN = 400
CALCULATED BORDER WIDTH (ditch length/irr days * cha
WIDTH = 187
THEORETICAL ROTATION (mad/net irr req in inches per
SELECTED MAD = 1.43
ROTATION = 5.8 DAYS

PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = CHALLIS
Figure No = 10-15

crop	acres	system	recomm. eff.	mar	Net Irrigation Requirement (mm/day)	apr	may	jun	jul	aug	sep	oct
PASTURE		FLOOD	12.7		1.47	3.84	4.87	5.86	4.56	3.23	2.07	
ALFALFA	51.6	FLOOD	12.7		1.28	4.51	5.65	6.25	4.45	2.52	0.7	

ALF 9.0

Summary 51.6 13 1.28 4.51 5.65 6.25 4.45 2.52 0.70

Peak Net Irrigation Requirement (mm/day) = 6.25

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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NOV 01 1994

POOR ORIGINAL

CHALLIS

Wb2

215-3p
B

SOILS
map

A72-4080A

POU

WPT
GCP

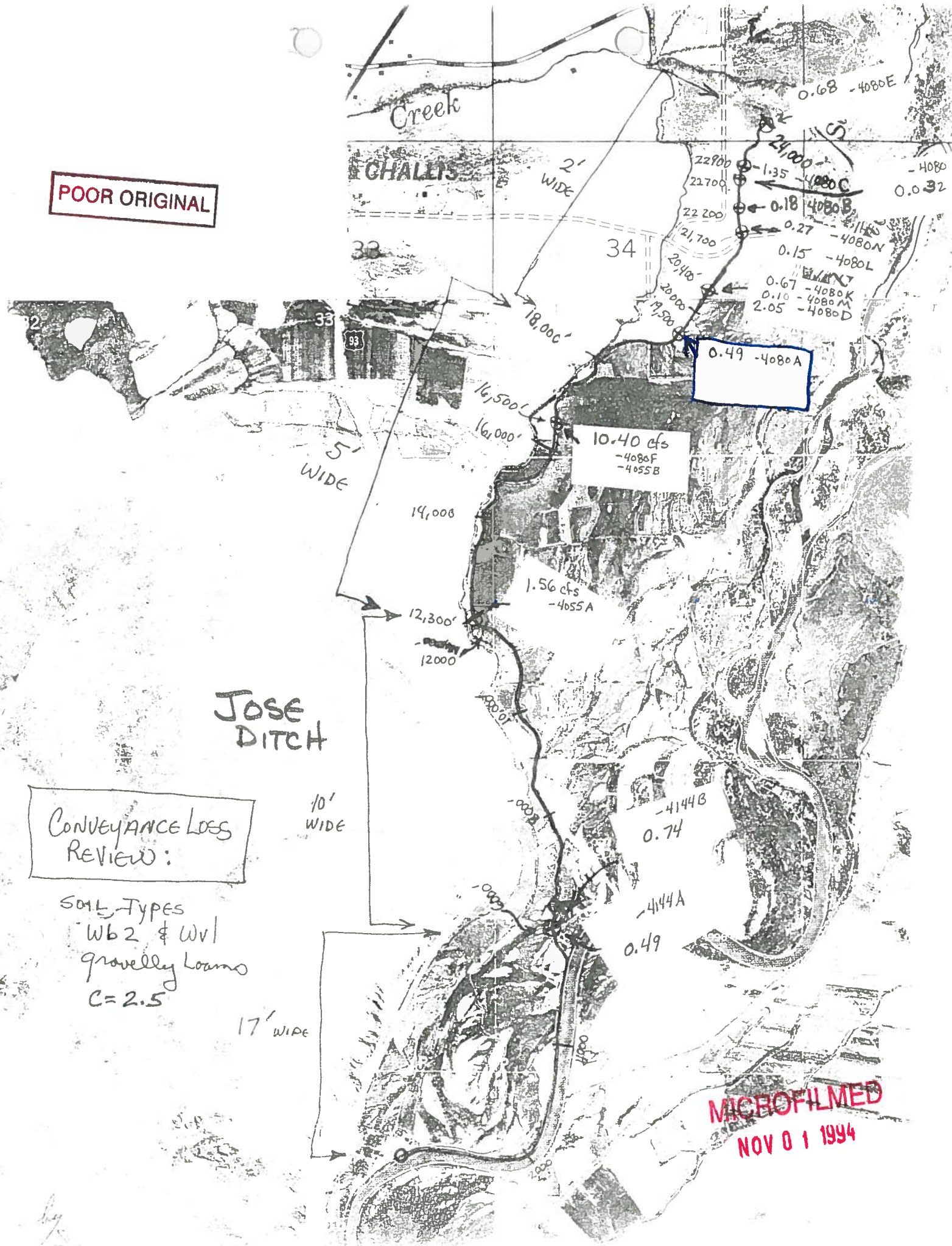
Db1

WPT

etc.

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NOV 8 1994

POOR ORIGINAL



CONVEYANCE LOSS
REVIEW:

SOIL TYPES
WB2 & WVI
gravelly loams
C=2.5

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NOV 01 1994

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

Transfer No. _____

RECEIVED

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

JUN 01 1993

Department of Water Resources

Name of applicant PHILLIP L. AND/OR BARBARA J. SULLIVAN Phone c/o (208) 879-4488

Post Office address P.O. BOX 761, CHALLIS, ID 83226

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Applicant is selling the lands without water and wishes to transfer the water to adjacent lands of lesser acreage which are now without water. This is a partial transfer of the entire right. Applicant will leave water on approx. N 5 1/2 acres of original tract and remove water from approx. S 5 1/2 acres.

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

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-------------------|--------------------|-----------------------|-------------------|------------------------------|
| <u>A72-04080A</u> | <u>JUN 1, 1885</u> | <u>0.4 cfs</u> | <u>Irrigation</u> | <u>04/01</u> to <u>11/01</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 0.4 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Salmon River tributary to Snake River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
2	NE	SW	NE	16	13N	19E	Custer	Jose Ditch

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
14N	19E	34														5 1/2			5 1/2

Also described as Lots 9 - 13, Block 6,
Wild River Estates, Division #2, Custer
County, Idaho.

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NOV 01 1994

Total acres 5 1/2

PART 1**6. General Information:**

- a. Description of diversion system Wing dam and spill-way at diversion thence to earth ditch, varying widths and depths, to lands immediately above place of use (width 5-12 ft, depth 1-3 ft), thence through small ditch running east to lands where used.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes No No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
The south approx. 5½ acres of tract previously irrigated will be without water.
- d. Remarks:
See c. above.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

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NOV 01 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A72-04080A on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Salmon River tributary to Snake River

4. Date or priority JUNE 1, 1885

5. Water is used for the following purpose:

amount 0.66 cfs for Irrigation purposes from 04/01 to 11/01
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.66 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
2	NE	SW	NE	16	13N	19E	Custer	Jose Ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
14N	19E	34													11				11.0

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Total acres 11.0

9. Describe any other water rights used for the same purpose as described above None.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.4 for Irrigation purposes from 04/01 to 11/01
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
2	NE	SW	NE	16	13N	19E	Custer	Jose Ditch

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
14N	19E	34														5½			5½

Total acres 5½**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 0.26 for Irrigation purposes from 04/01 to 11/01
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
2	NE	SW	NE	16	13N	19E	Custer	Jose Ditch

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
14N	19E	34													5½				5½

MICROFILMED
NOV 01 1994Total acres 5½

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

POOR ORIGINAL

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

T14N R19E

Wild Rivers Subdivision

33

34

ditch

-  Water transferred to
-  Water transferred from
-  Water Remains Same

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NOV 01 1994

DIVISION

S 33°09'48"E
5 140.96

N 00° 29' 3
to a point
on said ha
true point
and running
40.0 feet;
1031.71 fe
the P. C. o
feet (Curv
427.65';
Lot 8, Bl
leaving s
thence S
feet; thenc
S 89° 42' 45
Parcel

That we have
to be know

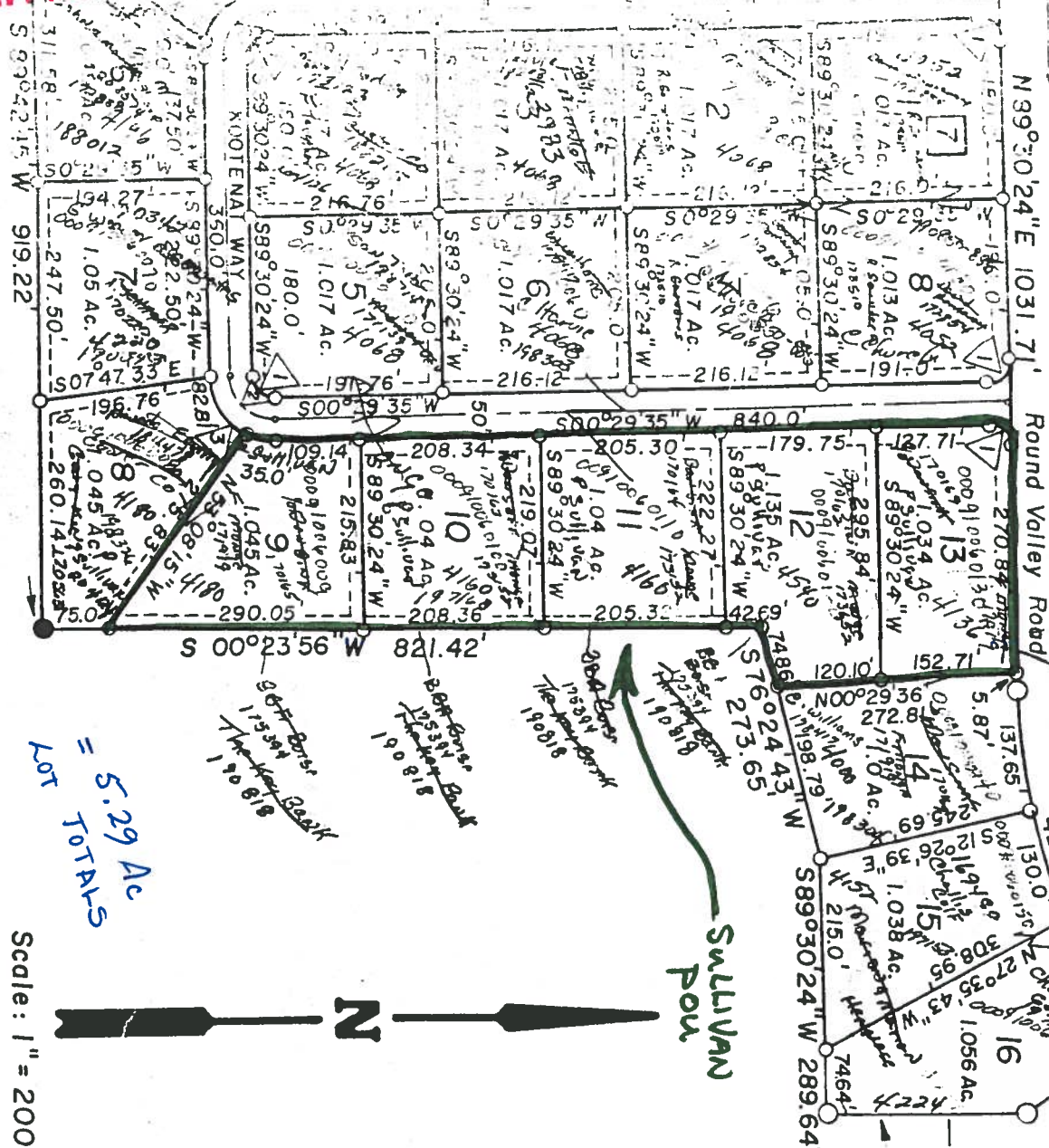
Scale: 1" = 200'

S 89°42'15" W 919.22

NOTE: All easements are 10.0' in width.

NOTE: All easements are 10.0' in width.

CHARLES



CONVEYANCE LOSS - WORSTELL

AGENT -----SCC
 DATE -----18-Mar-94
 CONVEYANCE OR
 SOURCE NAME -----SALMON RIVER; JOSE DITCH
 RELATED CLAIMS -JOSE DITCH DELIVERIES

*C= value
 adjusted for measured flow conditions.
 32.00 cfs Ditch Flow measured*

MICROFILMED
 NOV 11 1994

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	6000	17.0	1.42	1.83	1.43	19.36	0.0945	0.14	31.99
2	12300	10.0	1.42	2.21	1.56	17.93	0.1231	0.34	28.73
3	16500	5.0	1.42	1.48	10.40	16.37	0.0904	3.20	24.97
4	18000	5.0	1.42	1.61	0.00	5.97	0.2704	0.00	13.09
5	19500	2.0	1.42	0.70	0.49	5.97	0.1172	0.34	11.47
6	20400	2.0	1.42	0.73	2.82	5.48	0.1336	2.34	10.28
7	21700	2.0	1.42	0.78	0.42	2.66	0.2927	0.47	6.73
8	22200	2.0	1.42	0.80	0.18	2.24	0.3556	0.27	5.53
9	22700	2.0	1.42	0.81	0.03	2.06	0.3954	0.06	4.56
10	22900	2.0	1.42	0.82	1.35	2.03	0.4047	3.07	3.71
11	24000	2.0	1.42	0.86	0.68	0.68	1.2663	2.41	1.54
12				0.00		0.00	0.0000	0.00	0.00
13				0.00		0.00	0.0000	0.00	0.00
14				0.00		0.00	0.0000	0.00	0.00
15				0.00		0.00	0.0000	0.00	0.00
16				0.00		0.00	0.0000	0.00	0.00
17				0.00		0.00	0.0000	0.00	0.00
18				0.00		0.00	0.0000	0.00	0.00
19				0.00		0.00	0.0000	0.00	0.00
20				0.00		0.00	0.0000	0.00	0.00
TOTALS	206200			12.63	19.36			12.63	

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH

*See Revised Copy
 6-9-94*

*4114/A .07
 4114/B .07
 4055A
 4055B
 4080A
 4080B
 4080C
 4080D
 4080E
 4080F
 4080G
 4080H
 4080I
 4080J
 4080K
 4080L
 4080M
 4080N
 4080O
 4080P
 4080Q
 4080R
 4080S
 4080T
 4080U
 4080V
 4080W
 4080X
 4080Y
 4080Z*

CONVEYANCE LOSS - WORSTELL

AGENT -----SCC
 DATE -----18-Mar-94
 CONVEYANCE OR
 SOURCE NAME -----SALMON RIVER; JOSE DITCH
 RELATED CLAIMS -JOSE DITCH DELIVERIES

C value adjust ment

$$32.00 - 19.36 = 12.64$$

$$\frac{12.64}{22.24} = 0.568$$

Value → 0.568 X 250 = 1.42

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NOV 01 1994

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	6000	17.0	2.50	3.22	1.43	19.36	0.1664	0.24	41.60
2	12300	10.0	2.50	3.88	1.56	17.93	0.2167	0.60	36.95
3	16500	5.0	2.50	2.61	10.40	16.37	0.1592	5.64	31.51
4	18000	5.0	2.50	2.84	0.00	5.97	0.4761	0.00	18.50
5	19500	2.0	2.50	1.23	0.49	5.97	0.2063	0.60	15.66
6	20400	2.0	2.50	1.29	2.82	5.48	0.2351	4.12	13.94
7	21700	2.0	2.50	1.37	0.42	2.66	0.5153	0.83	9.83
8	22200	2.0	2.50	1.40	0.18	2.24	0.6260	0.47	8.04
9	22700	2.0	2.50	1.43	0.03	2.06	0.6960	0.10	6.46
10	22900	2.0	2.50	1.45	1.35	2.03	0.7126	5.41	4.99
11	24000	2.0	2.50	1.52	0.68	0.68	2.2294	4.24	2.20
12				0.00		0.00	0.0000	0.00	0.00
13				0.00		0.00	0.0000	0.00	0.00
14				0.00		0.00	0.0000	0.00	0.00
15				0.00		0.00	0.0000	0.00	0.00
16				0.00		0.00	0.0000	0.00	0.00
17				0.00		0.00	0.0000	0.00	0.00
18				0.00		0.00	0.0000	0.00	0.00
19				0.00		0.00	0.0000	0.00	0.00
20				0.00		0.00	0.0000	0.00	0.00
TOTALS	206200			22.24	19.36			22.24	

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH

*See Revised Copy
 6-9-94 SW*

SEEPAGE = SOIL SEEPAGE RATE OF REACH
WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD
DELIVERY = TOTAL DELIVERIES IN REACH
DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)
LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT
DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH

MICROFILMED
NOV 01 1994

NAME OF STREAM OR DITCH JOSE DITCH; SALMON RIVER
 LOCATION ----- BELOW HEADGATE 300 FT AT POO
 PURPOSE OF MEASUREMENT --- ADJUDICATION REVIEW
 BASIS OF VELOCITY CALCULATIONS
 IF YOU ARE USING A PYGMY METER ENTER ----- 1
 IF YOU ARE USING A AA METER ENTER ----- 2
 ENTRY ----- = 2

WATER RIGHT NUMBER IF APPLICABLE -----
 AGENT CONDUCTING MEASUREMENT & DATE --
 ACCOMPANIED BY ----- N/A
 PREMEASUREMENT SPIN TEST (MIN/SEC) --- OK 2:40
 POST MEASUREMENT SPIN TEST (MIN/SEC) - OK 2:40

FOLLOWING THE LAST ENTRY IN:
 "DISTANCE FROM INIT PT" ENTRY MUST = "END"

INITIAL POINT	ANGLE OF COEFFICIENT	DISTANCE FROM INIT PT	DEPTH IN FEET	CALC DEPTH END PTS	1ST MEASUREMENT REVS	VELOCITY DATA		CALC WIDTH	AREA IN SQ FT	CALCULATED VELOCITY			DISCHARGE IN CFS
						1ST TIME/SEC	2ND TIME/SEC			1ST VELOCITY	2ND VELOCITY	MEAN VELOCITY	
1.75		2.00	0.20	0.10	0	49.0		0.13	0.013			0.00	0.00
2.00		3.00	0.80		4	53.0		0.63	0.125	0.20		0.20	0.00
3.00		4.00	1.20		14	48.0		1.00	0.800	0.60		0.60	0.16
4.00		5.00	1.80		21	49.0		1.00	1.200	0.97		0.97	0.72
5.00		6.00	1.95		34	51.0		1.00	1.800	1.53		1.53	1.75
6.00		7.00	1.95		30	44.0		1.00	1.950	1.30		1.30	2.99
7.00		8.00	1.95		35	41.0		1.00	1.950	1.75		1.75	2.54
8.00		9.00	2.00		30	43.0		1.00	2.000	1.62		1.62	3.42
9.00		10.00	1.90		35	48.0		1.00	1.900	1.54		1.54	3.23
10.00		11.00	1.90		35	49.0		1.00	1.900	1.61		1.61	2.93
11.00		12.00	1.95		35	44.0		1.00	1.950	1.58		1.58	3.06
12.00		13.00	1.85		30	44.0		1.00	1.850	1.51		1.51	3.08
13.00		14.00	1.80		30	44.0		1.00	1.800	1.51		1.51	2.79
14.00		15.00	1.65		25	46.0		1.00	1.650	1.26		1.26	2.71
15.00		16.00	1.15		9	46.0		1.00	1.150	0.45		0.45	2.08
16.00		17.00	0.20		2	66.0		1.00	0.200	0.09		0.09	0.51
17.00		18.00		0.10				0.50	0.050			0.04	0.02
END													0.00
													31.97

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 NOV 01 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Water Right No.
(if applicable)

Open Channel Discharge Measurement Notes

A. GENERAL INFORMATION

1. Name of stream or ditch: Jose Ditch @ HEAD WORKS
2. Location: 100 yds Below HEAD GATE @ POD
3. Person conducting measurement: STEVE CLELLAND
4. Date and time of measurement: 6-15-92 7pm start 8pm end
5. Accompanied by: N/A
6. Measuring device size and ID no.: AA # 090184
7. Spin test before measurement OK? yes 2:40 min after measurement OK? OK 2:40
8. Purpose of measurement: A72-04080 CLAIMS

B. MEASUREMENT DATA

Angle co-efficient	Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY		Adjusted for hor. angle or	Area	Discharge
							At point	Mean in vertical			
LFW	1.75'		Ø		Ø						
	2.0'		.2		Ø						
	3.0		.8	.6	4	49					
	4.0		1.2	.6	14	53					
	5.0		1.8	.6	21	48					
	6.0		1.95	.6	34	49					
	7.0		1.95	.6	30	51					
	8.0		1.95	.6	35	44					
	9.0		2.0	.6	30	41					
	10.0		1.9	.6	30	43					
	11.0		1.9	.6	35	48					
	12.0		1.95	.6	35	49					
	13.0		1.85	.6	30	44					
	14.0		1.80	.6	30	44					
	15.0		1.65	.6	25	44					
	16.0		1.15	.6	9	46					
	17.0		.2	.5	2	66					
RCW	18.0		Ø		Ø						

MICROFILMED
NOV 01 1994

NAME OF STREAM OR DITCH ----- JOSE DITCH (LEATON-HAMMOND); SALMON RIVER
 LOCATION ----- BELOW FISH SCREEN S26 30 FT
 PURPOSE OF MEASUREMENT --- ADJUDICATION REVIEW
 BASIS OF VELOCITY CALCULATIONS
 IF YOU ARE USING A PYGMY METER ENTER ----- 1
 IF YOU ARE USING A AA METER ENTER ----- 2
 ENTRY ----- = 2
 FOLLOWING THE LAST ENTRY IN: "END"
 "DISTANCE FROM INIT PT" ENTRY MUST = "END"

WATER RIGHT NUMBER IF APPLICABLE -----
 AGENT CONDUCTING MEASUREMENT & DATE ---
 ACCOMPANIED BY -----
 PREMEASUREMENT SPIN TEST (MIN/SEC) --- OK 2:20
 POST MEASUREMENT SPIN TEST (MIN/SEC) - OK 2:00

INITIAL POINT	ANGLE OF COEFFICIENT	DISTANCE FROM INIT PT	DEPTH IN FEET	CALC DEPTH END PTS	1ST MEASUREMENT REVS	VELOCITY DATA		CALC WIDTH	AREA IN SQ FT	CALCULATED VELOCITY			DISCHARGE IN CFS
						2ND MEASUREMENT REVS	TIME/SEC			1ST POINT VELOCITY	2ND POINT VELOCITY	MEAN VELOCITY	
0.99	0.99	1.00	0.55	0.28	0	6	51.0	0.00	0.001	0.14	0.20	0.00	0.00
		1.50	0.80		6	65.0	0.50	0.26	0.140	0.28		0.28	0.11
	0.99	2.00	0.90		6	65.0	0.75	0.50	0.400	0.28		0.22	0.15
		3.00	1.10		6	67.0	1.00	0.75	0.675	0.22		0.22	0.24
		4.00	1.30		14	58.0	1.00	1.00	1.300	0.55		0.55	0.71
		5.00	1.40		22	57.0	1.00	1.00	1.400	0.86		0.86	1.21
		6.00	1.55		25	45.0	1.00	1.00	1.550	1.23		1.23	1.91
		7.00	1.55		50	65.0	1.00	1.00	1.550	1.70		1.70	2.63
		8.00	1.60		50	54.0	1.00	1.00	1.600	2.04		2.04	3.26
		9.00	1.80		50	63.0	1.00	1.00	1.800	1.75		1.75	3.15
		10.00	1.95		55	56.0	1.00	1.00	1.950	2.16		2.16	4.21
		11.00	1.80		52	59.0	1.00	1.00	1.800	1.94		1.94	3.49
		12.00	1.70		61	68.0	1.00	1.00	1.700	1.98		1.98	3.36
		13.00	1.45		60	69.0	1.00	1.00	1.450	1.92		1.92	2.78
	0.95	14.00	1.20		47	59.0	1.00	1.00	1.200	1.76		1.76	2.11
	0.97	15.00	0.90		50	59.0	1.00	1.00	0.900	1.87		1.87	1.68
	0.95	16.00	0.70		56	70.0	1.00	1.00	0.700	1.76		1.76	1.23
		17.00	0.40				0.51	0.202	0.202	1.23		1.23	0.25
END		17.01		0.20			0.01	0.001	0.001	0.86		0.00	32.23

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adjusted for any
 Cor.

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Calculated missing flows
 based on 70% of previous
 station velocity.

10-20-93
 See

32.51 32.31

2.00
 1.63
 .24

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Water Right No.
(if applicable)

Open Channel Discharge Measurement Notes

A. GENERAL INFORMATION

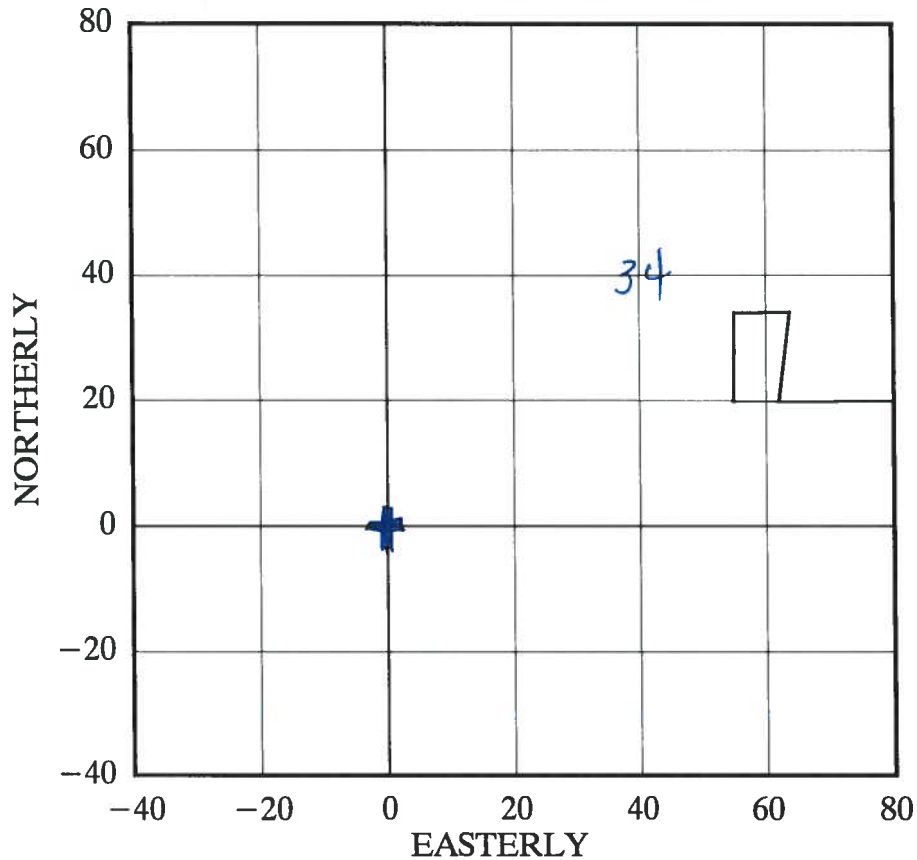
1. Name of stream or ditch: JOSE DITCH OR LEATON-HAMMOND Ditch
2. Location: FEIG Fisht Screen S26
3. Person conducting measurement: STEVE CLELLAND
4. Date and time of measurement: 6-16-93 1pm - 2pm
5. Accompanied by: N/A
6. Measuring device size and ID no.: AA 090148
7. Spin test before measurement OK? yes 2:20 min after measurement OK? OK 2 min
8. Purpose of measurement: A72-4080 CLAIMS

B. MEASUREMENT DATA

Angle co-efficient	Dist. from Initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY		Adjusted for hor. angle or	Area	Discharge
							At point	Mean in vertical			
Leu	1.0		.55		0						
.99	1.5		.8	.6	6	51					
.99	2.0		.9	.6	6	65					
—	3.0		1.1	.6	6	67					
	4.0		1.3	.6	14	58					
	5.0		1.4	.6	22	57					
	6.0		1.55	.6	25	45					
	7.0		1.55	.6	50	65					
	8.0		1.6	.6	50	54					
	9.0		1.8	.6	50	63					
	10.0		1.95	.6	55	56					
	11.0		1.8	.6	52	59					
	12.0		1.7	.6	61	68					
—	13.0		1.45	.6	60	69					
.95	14		1.20	.6	47	59					
.97	15		.9	.6	50	59					
.95	16		.7		56	70					
Retu	17		.4		0						

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PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



R19E

by lotus program

3-1-94

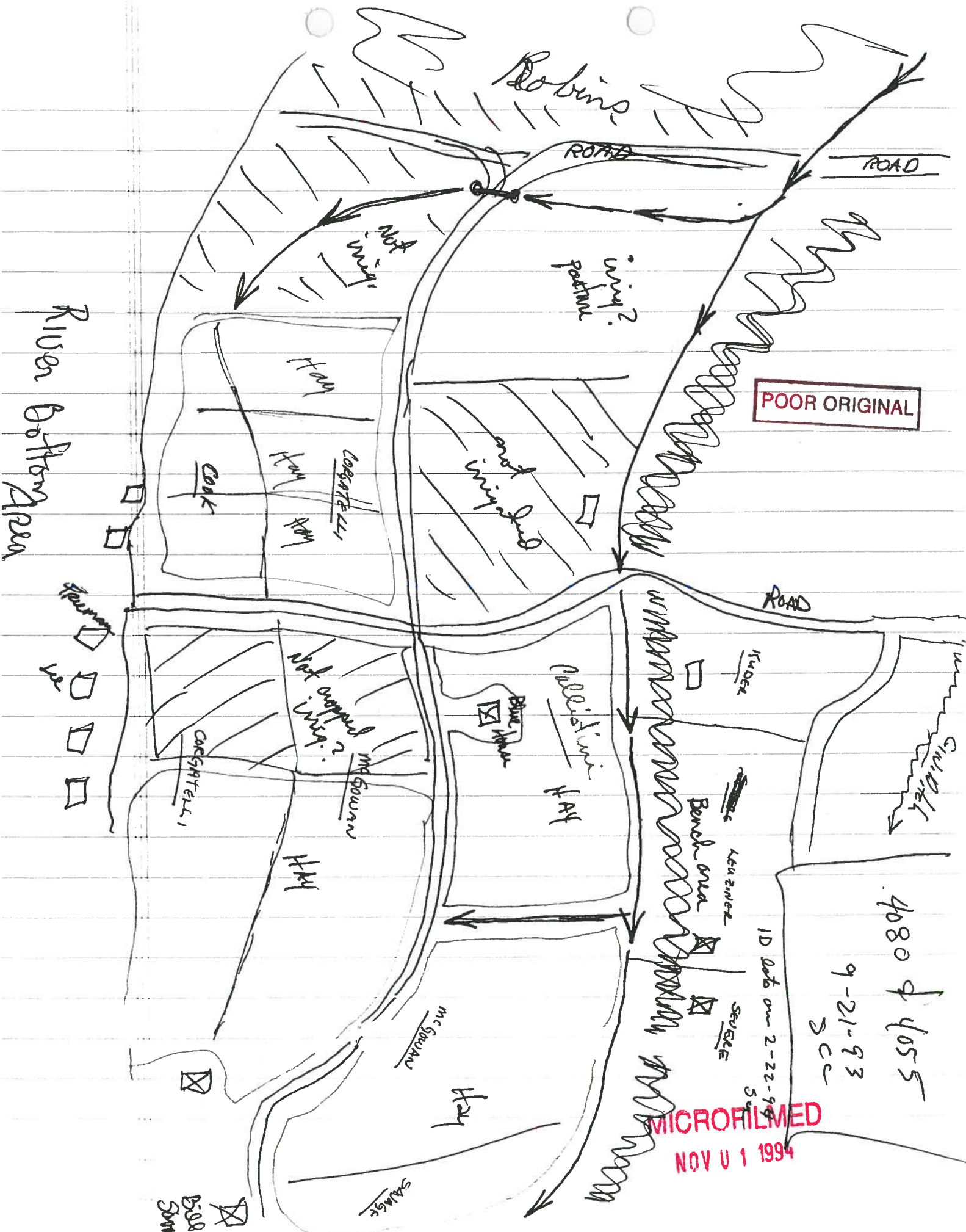
Scu

from Exhibit "A"

for Mike Rubanova

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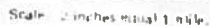
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POOR ORIGINAL

4080 & 4055
9-21-93
JCC

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Map should show the location of the point of diversion and the place of use of the water by 40 acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of _____

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 3rd day of April

Shirley M. Church
(Claimant)
1921.

Notary Public (

Residing at 1111 1/2 St. - 1111

My commission expires 12/22

FOR DEPARTMENT USE ONLY

Received by J. J. Martin Date 4-3-81
 Printing check by JJ Date 4-9-81
 \$20.00 fee received by JJ Date 4-3-81
 Published in Castle Publishing Co
 Dates 4-30 + 5-81

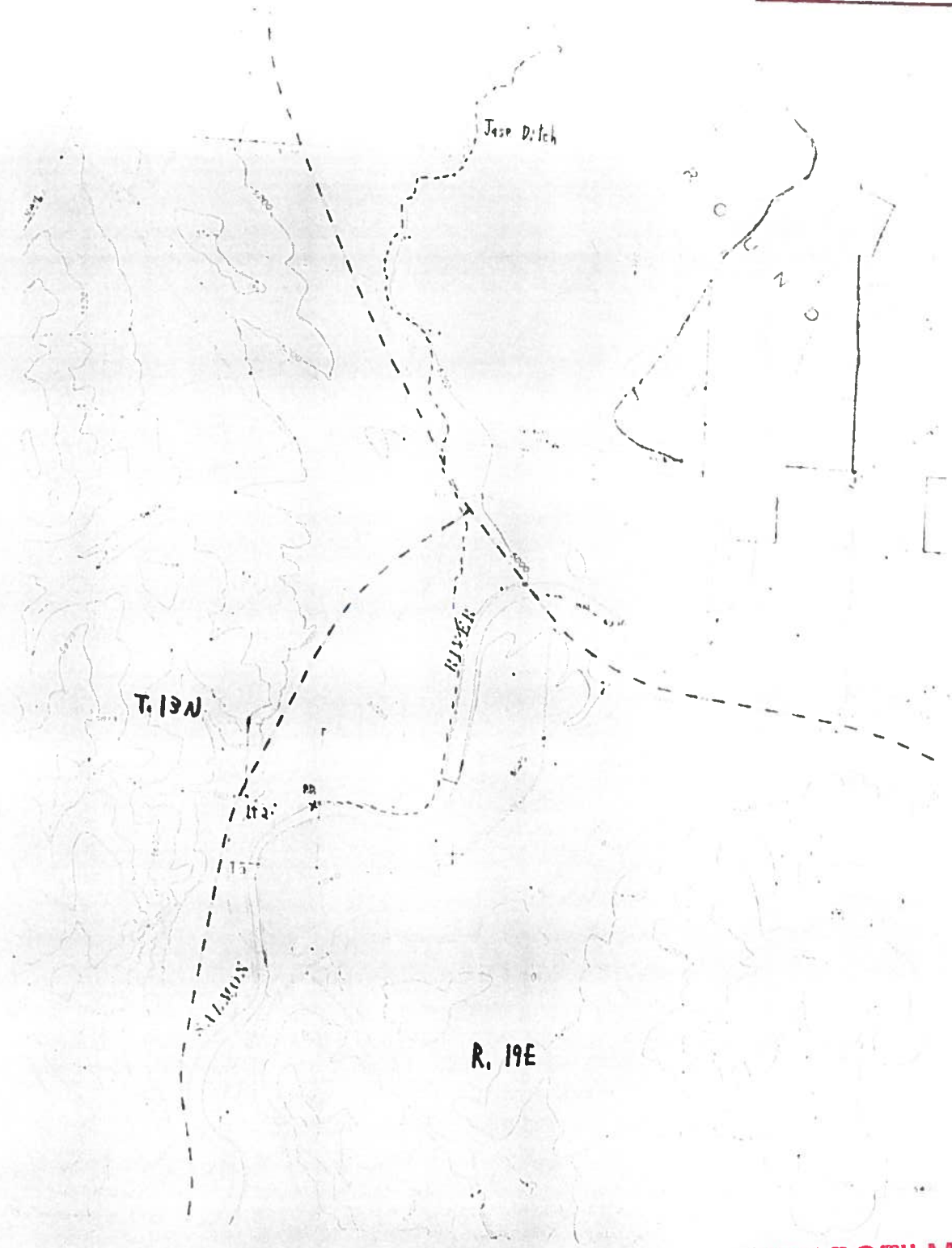
Forwarded to

Date _____

Consultant by
MICROFILMED

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POOR ORIGINAL



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Water Right Number - 72-04080

Prefix Translation:

WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***
MUNSCH CHARLES W.
1 - P.O. BOX 566
2 -
3 -
City- CHALLIS State- ID Zip- 83226
Phone -
1 - P.O. BOX 566
2 -
3 -
City- CHALLIS State- ID Zip- 83226
Phone -

MUNSCH

SHIRLEY

Priority Date - 06/01/1985 Region - 17 SOUTHERN Stage - S - STATUTORY CLAIM Status -

Source - SALMON RIVER Tributary - SNAKE RIVER

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
13N	19E	16	SW NE	2		(37) CUSTER	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01		23.000	

Total Div. Rate - 23.000
Total Div. Volume -
Total Div. Capacity -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
14N	19E	26	SW SW		10.0	01 IRRIGATION	(37) CUSTER	
14N	19E	27	SE SE		5.0	01 IRRIGATION	(37) CUSTER	
14N	19E	34	NE NE		20.0	01 IRRIGATION	(37) CUSTER	
14N	19E	34	SE NE		15.0	01 IRRIGATION	(37) CUSTER	
14N	19E	34	NE SE		15.0	01 IRRIGATION	(37) CUSTER	
14N	19E	34	SW SE		20.0	01 IRRIGATION	(37) CUSTER	
14N	19E	34	SE SE		30.0	01 IRRIGATION	(37) CUSTER	
14N	19E	35	NW NW		40.0	01 IRRIGATION	(37) CUSTER	
14N	19E	35	SW NW		20.0	01 IRRIGATION	(37) CUSTER	
14N	19E	35	NW SW	7	10.0	01 IRRIGATION	(37) CUSTER	
14N	19E	35	SW SW	8	15.0	01 IRRIGATION	(37) CUSTER	

Total Acres: 200.0

- - - Diversion Means - ROCK WALL & HEADGATE, JASE DITCH

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WATER RIGHT

+ - - Other Rights for Same Use -

[illegible]

Conditions of Approval found

+ - Decree Date - +
00/00/0000[illegible]

+ - - Audit Fields - 00/00/00

+ + + + + 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	Shan Falls	-
Proof Made Date	00/00/0000	Hearing Date	00/00/0000	Temporary Right	-
Exam to S.O. Date	00/00/0000	Verified Date	01/28/1986	D/E/carey Act	-
Order Show Cause	00/00/0000	Receipt Number	-	Water District	-
Licensed Date	00/00/0000	Appl Received	00/00/0000	Transfer/Amended	-
Decree Date	00/00/0000				

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