

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: A72-04180A
Date Received: 11-14-89
Receipt No: 11005208
Received By: JB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANK H. BELKOWSKI 208-879-4775
Address: HC 63 BOX 1533
CHALLIS, ID 83226
OR
Name: GENEVIEVE E. BELKOWSKI 208-879-4775
Address: HC 63 BOX 1533
CHALLIS, ID 83226

2. Date of Priority: MAY 01, 1879

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	19E	7	NW	SW	NW		CUSTER
		17	SE	NW	SE	R	CUSTER

5. Description of diverting works:
HEADGATE, CANAL, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.070		

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

8. Total consumptive use is 5.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	16	SW	SW		IRR	2.5
Section Acres							2.5
Total Acres							2.5

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-04179A

14. Remarks:

THIS CLAIM REPRESENTS A PORTION OF STATUTORY CLAIM 72-04180.

THIS CLAIM IS FOR 2.5 ACRES AND 0.07 CFS. ($2.5/35 \times 0.769 = 0.07$)

ORIGINAL PROPERTY WAS 35 ACRES AND WAS ALL IRRIGATED USING THIS RIGHT. WE BOUGHT THE PORTION WE OWN IN 1978, THE IRRIGATION DITCH WENT RIGHT THROUGH THE CENTER OF THE PROPERTY DELIVERING THE WATER. WHILE WE WERE GONE MR. STRICKLER MOVED THE DITCH TO THE NORTH BOUNDARY. SINCE 1981 MR. STRICKLER HAS BEEN DIVERTING ALL OF THE WATERS FROM THE DITCH ABOVE OUR PROPERTY WHICH IS ON THE VERY END OF THE DITCH. WE ARE ACTIVELY TRYING TO SOLVE THIS PROBLEM OF DELIVERY. WE HAVE USED THE WATER EVERY TIME IT HAS REACHED OUR PROPERTY.

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: 2

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): *Deborah E. Selbach* Date: 11-14-89

Date: _____

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of November 19 89

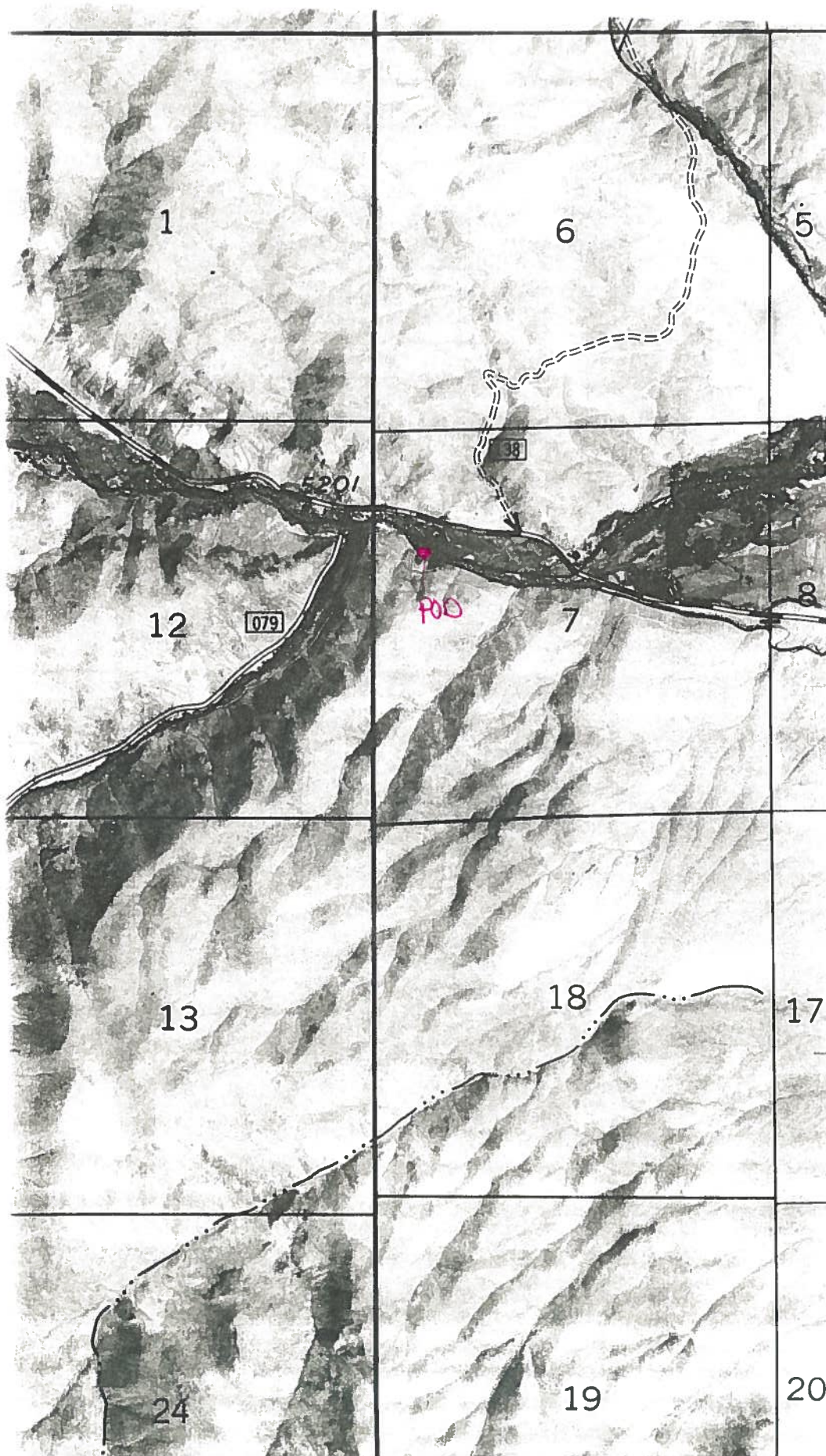
Anna Paubell
Notary Public

Seal

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

A 72-041804





T 14 N

T14N

A72-04180A

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MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04180A
GENEVIEVE E. BELKOWSKI
FRANK H. BELKOWSKI
HC 63 BOX 1533
CHALLIS ID 83226

RE: Evidence of Priority

RESPONSE DEADLINE
MAY 1, 1992

Dear Claimant:

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

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

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

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

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

Recommended as part of

72-00004A

Priority Date 5/1/1879

RVW.

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WATER RESOURCE

AFFIDAVIT

STATE OF IDAHO)
COUNTY OF CUSTER)

Frank B. Sousti
Genevieve Belkowski
72-07429
A72-04179A
A72-04180A

I, Mike J. Gunderson, being first duly sworn deposes and say that I am a citizen of the United States over the age of 21 years, i.e: of the age of 46, and of my own knowledge know the following facts are true:

1. This property located in Section 16, Township 14 North, Range 19 East, B.M., formerly owned by Strickler, Stark, Stark and Gini.
2. This property was used for the purpose of hay ground and pasture for livestock and obtained water from said ditch, as long as I can remember.

Mike J. Gunderson
Subscribed and sworn to before me this 31st day of April, 1992.

Joan Ritter
Notary Public
State of Idaho
County of Custer
Residing at Challis
Commission Expires 8-1-94



GENEVIEVE E. BELKOWSKI
MC 63 BOX 533
CHALLIS, ID 83226

REFILMED

MAR 18 1993

WATER RESOURCE

AFFIDAVIT

STATE OF IDAHO)
COUNTY OF CUSTER)

72 - 07429

A72-04179A

A72-04180A

I, William E Sullivan, being first duly sworn deposes and say that I am a citizen of the United States over the age of 21 years, i.e: of the age of 77, and of my own knowledge know the following facts are true:

1. This property located in Section 16, Township 14 North, Range 19 East, B.N., formerly owned by Strickler, Stark, Stark and Gini.
2. This property was used for the purpose of hay ground and pasture for livestock and obtained water from said ditch, as long as I can remember.

William E Sullivan

Subscribed and sworn to before me this 21st day of April, 1992

Jean Ritter
Notary Public
State of Idaho
County of Custer
Residing at Challis
Commission Expires 8-1-94



GENEVIEVE E. BELKOWSKI
MC 63 BOX 1533
CHALLIS, ID 83226

APR 18 1993

WATER RESOURCE

AFFIDAVIT

STATE OF IDAHO)
COUNTY OF CUSTER)

Frank Belkowski,
Genevieve Belkowski,
72-1742-9
A72-04179A
A72-04180A

I, Lester Bradbury, being first duly sworn deposes
and say that I am a citizen of the United States over the age
of 21 years, i.e: of the age of 68, and of my own knowledge
know the following facts are true:

1. This property located in Section 16, Township 14 North,
Range 19 East, B.M., formerly owned by Strickler, Stark,
Stark and Gini.
2. This property was used for the purpose of hay ground and
pasture for livestock and obtained water from said ditch,
as long as I can remember.

Lester Bradbury

Subscribed and sworn to before me this 21st day of April, 1942.

Jean Ritter
Notary Public
State of Idaho
County of Custer
Residing at Challis
Commission Expires 8-1-44



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WATER RESOURCE

AFFIDAVIT

STATE OF IDAHO)
COUNTY OF CUSTER)

ANDREW BELKOWSKI
Genevieve Belkowski
72 - 07439
A72-04179A
A72-04180A

I, Elvin Cabbler, being first duly sworn deposes and say that I am a citizen of the United States over the age of 21 years, i.e: of the age of 83, and of my own knowledge know the following facts are true:

1. This property located in Section 16, Township 14 North, Range 19 East, B.M., formerly owned by Strickler, Stark, Stark and Gini.
2. This property was used for the purpose of hay ground and pasture for livestock and obtained water from said ditch, as long as I can remember.

Elvin Cabbler
Subscribed and sworn to before me this 21st day of April, 1992.

Jean Ritter
Notary Public
State of Idaho
County of Custer
Residing at Challis
Commission Expires 8-1-94



GENEVIEVE E. BELKOWSKI
HC 63 BOX 1533
CHALLIS, ID. 83226

MICROFILMED

MAR 18 1993

AJ0749NP
No. R72-04180A

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

DATE: 11/11/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GENEVIEVE E BELKOWSKI	05/01/1879	IRRIGATION	04-01 10-31	0.02 CFS	
C	FRANK H BELKOWSKI					
	HC 63 BOX 1533					
	CHALLIS ID 83226					
	(208) 879-4775					
TOTAL DIVERSION:						0.02 CFS

Water Source: CHALLIS CREEK
Tributary to: SALMON RIVER
Stage: DECREED
Point(s) of Diversion: T14N R19E S07 Lot10(SW1/4NW1/4)
Point(s) of Re-diversion: T14N R19E S17 NESWSE
CUSTER County
CUSTER County

Place of use Legal Description for: IRRIGATION											
NE											
NENE NAME SWNE SENE : NENW NWNW SWNW SENW : NESW NWSW SMSW SESW : NESE NWSE SWSW SESE :											
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac :											
14N 19E 16 :											
TOTAL ACRES										:	1.2
										:	1.2

POU County: CUSTER

Non-Irrigation Uses: ~~NONE~~ *removed 12/17/99*

- Conditions of Approval:
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
 - A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE ACCEPTABLE TO IDWR SHALL BE PERMANENTLY INSTALLED AND MAINTAINED
 - AS A PART OF THE DIVERTING WORKS.

Remarks: GEN THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.

EXP THIS RIGHT IS A PART OF DECREED RIGHT NO. 72-00004A.
DIVERSION RATE OF THIS RIGHT IS 0.025 CFS AS SET BY APPROVED TRANSFER NO. 4299.

Dates: Exam Made Date: Verified Date: Objection filed Date:

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

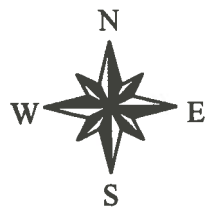
IDAHO DEPARTMENT OF WATER RESOURCES

72-04180A

FRANK & GENEVIEVE BELKOWSKI



0 660 1320 Feet



RECOMMENDED PLACE OF USE
DATA ENTRY ON OCT. 12, 1998
TWP 14N, 19E, SEC . 16

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

GIS PLACE OF USE PRESENTATION
USFS 1992 AERIAL PHOTOGRAPHY
DATA ENTRY BY JEANIE ROBERTSON

CLAIM NUMBER 72-04180ADATE 10/12/98TRANSFER NUMBER 429AGENT JSCLAIMED ACRE TOTAL 2GIS ACRE TOTAL 1.0

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	14N	19E	16											2					
GIS	14N	19E	16											1.25					
RECOM	14N	19E	16											1.25					
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B72-DBPOU.SHP

SHAPE NOS.

17

B72-DBPOD.SHP

NOS. DESCRIPTION

3 14N, 19E, 07 SWNW NW (10)11 14N, 19E, 17 NE SW SE

DBF TABLES UPDATED

B72-DBPOU.DBF ✓

B72-DBPOD.DBF ✓

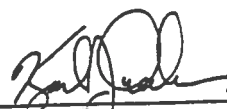
NAME	ACRES	FLOW RATE - CFS (72-04180)
Strickler	32	0.640
McGowan	1.25	0.025
Belkowski	1.25	0.025
Lukkes	1.38	0.028
Garfield	1.8	0.036

IT IS FURTHER ORDERED that the proposed transfer of portions of claim no. 72-04179 is DENIED.

IT IS FURTHER ORDERED that the approved transfers shall be subject to the following conditions:

1. The changes authorized by this approval shall be accomplished within one year of the date of the issuance of this order or within one year of the resolution of any administrative or judicial procedure related to the finality of this order.
2. These rights are subject to the control of the watermaster of Water District No. 72-C, Challis Creek. Delivery to the non-decreed claimed rights shall be curtailed whenever flow in Challis Creek is not adequate to satisfy all permitted, licensed and decreed rights.
4. Approval of this transfer does not preclude the review of the validity of the claims to water rights, the limits of the components of the water rights (including the rate of flow), and revision or dismissal of the claimed water rights in the ongoing Snake River Basin Adjudication.
5. The applicants shall install and/or maintain adequate controlling works and measuring devices.
6. Approval of this transfer does not establish or determine the existence or nonexistence of rights-of-way for the delivery of water.

DATED this 30th day of May, 1996.


Karl J. Dreher
DIRECTOR

CLAIM NUMBERS 72-04180A
72-04179A

DATE 6/11/98
 AGENT Y

TRANSFER NUMBER 4299
 HOMESTEAD ENTRY NO. _____
 CLAIMED ACRE TOTAL 2
 GEOGRAPHIC INFO ACRES 2

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	14N	19E	16											2					2
GIS	14N	19E	16											1					1
RECOM	14N	19E	16											1					1
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B71-DBPOD.SHP

NOS DESCRIPTION

3 14N, 19E, 7 SWNW NW (10) Highline
11 72 14N, 19E, 17 SWSESE Rediversion

B71-DBPOU.SHP

SHAPE NOS

17

DBF TABLES UPDATED

B71-DBPOD.DBF

B71-DBPOU.DBF

✓
✓

RECEIVED
SEP 20 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 429

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Department of Water Resources

Southern Region Office

Name of applicant Frank H. & or Genevieve Belkowski Phone 877-4775

Post Office address HC 63 Box 1533, 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 Change point of re-diversion
2. Describe the reason for the proposed changes The original diversion from the High Line Canal is controlled by the previous owner of this property. Only rarely does he allow us to get any water. A new diversion from the canal is needed so that we can control. Also correct P/U error on claim.

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

- | Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-------------------|------------------|--------------------|---------------|-----------------------------|
| <u>A72-04179A</u> | <u>5-15-1920</u> | <u>0.18 cfs</u> | <u>Irrig.</u> | <u>4-15</u> to <u>10-15</u> |
| <u>A72-04180A</u> | <u>5-1-1877</u> | <u>0.18 cfs</u> | <u>"</u> | <u>"</u> to <u>"</u> |
| | | | | to |
| | | | | to |
2. Total amount of water being transferred 0.36 cubic feet per second and/or _____ acre-feet per annum
3. Source of water Challis Creek tributary to Salmon River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
2	NW	SW	NW	7	14N	19E	Custer	Headgate to High Line Canal
	SW	SE	SE	17	"	"	"	Headgate in Canal to pipeline

5. Lands irrigated or place of use: No Change

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	16											1.5	0.5					2.0
													2						

Total acres 2.0

PART 1

6. General Information:

- a. Description of diversion system Existing headgate in Challis Creek to High Line Canal.
Headgate to be constructed in Canal; gravity pipeline to sprinklers (wills
4 properties including ours).
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, contracts? _____ Yes N/A No. If yes, provide a notarized statement from the holder of the lien, deed 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:
N/A
- d. Remarks:
We plan to combine the water rights on the Belkowski, McGowan, Luk
& Garfield properties for delivery via gravity pipeline. Water will be r
as needed to properly irrigate the properties.

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 condition

Witness my hand this _____ day of _____, 19 _____

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. A72-04179A 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 Challis Creek tributary to Salmon River

4. Date or priority 5-15-1920

5. Water is used for the following purpose:

amount 0.20 cfs for Irrig. purposes from 4-15 to 10-15
(cfs/ac-ft) _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 0.20 cubic feet per second and/or _____ acre-feet per annum

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
2	NW	SW	NW	7	14N	19E	Custer	Headgate to High Line Canal
	SE	NW	SE	17	"	"	"	Headgate & ditch from Canal

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Total
			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	16											2.5	5					2.5

Total acres 2.5

9. Describe any other water rights used for the same purpose as described above A72-04180A

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes If yes, describe water availability has been restricted as previously described

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 _____ for _____ purposes from _____ to _____
 (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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Total
			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	

Total acres _____

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. A72-04180A 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 Challis Creek tributary to Salmon River

4. Date or priority 5-1-1877

5. Water is used for the following purpose:

amount 0.07 cfs for Irrig, purposes from 4-15 to 10-15
(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 0.07 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
2	NW	SW	NW	7	14N	19E	Custer	Headgate to High line Canal
	SE	NW	SE	17	"	"	"	Re-diversion from Canal to ditch

8. 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	16											2.5						2.5

Total acres 2.5

9. Describe any other water rights used for the same purpose as described above A72-04177A

to your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
Yes If yes, describe Water availability has been restricted as previously described

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 _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____

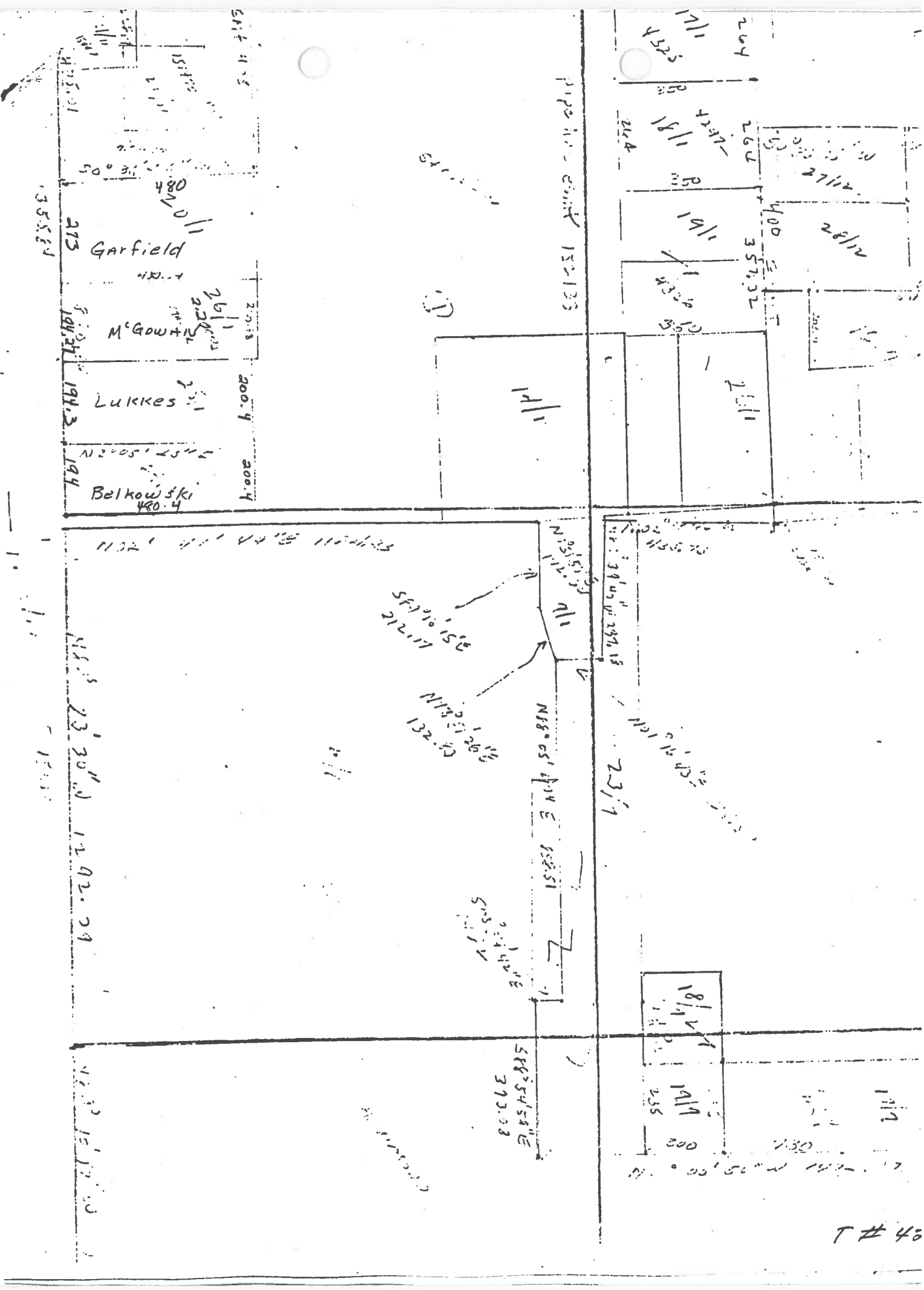
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

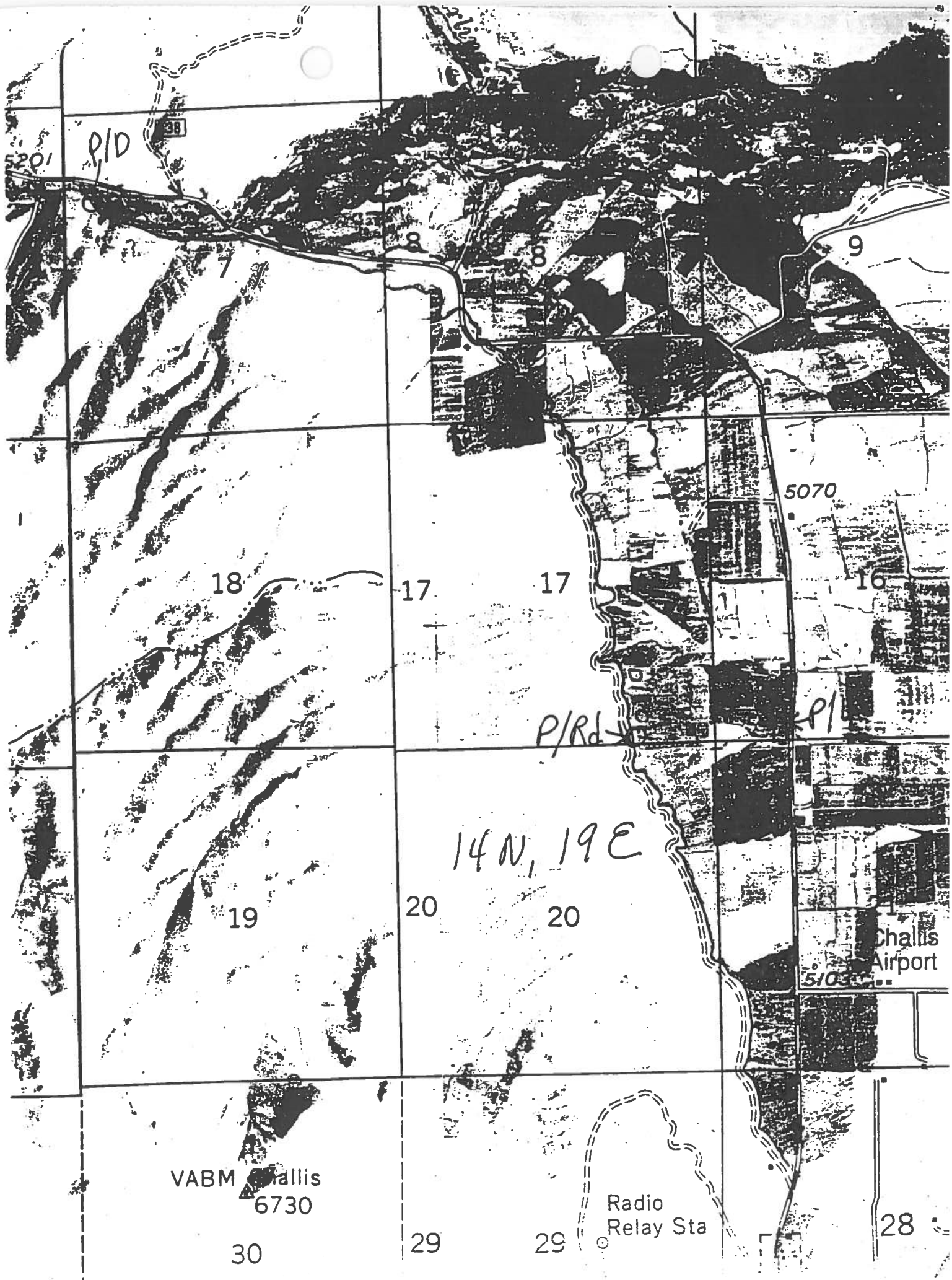
3. Lands irrigated or place of use:

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	

Total acres _____



T # 40



P/D

38

5201

5070

18

17

17

16

P/Rd

P/I

14N, 19E

19

20

20

VABM Challis
6730

Radio
Relay Sta

Challis
Airport

5103

28

29

29

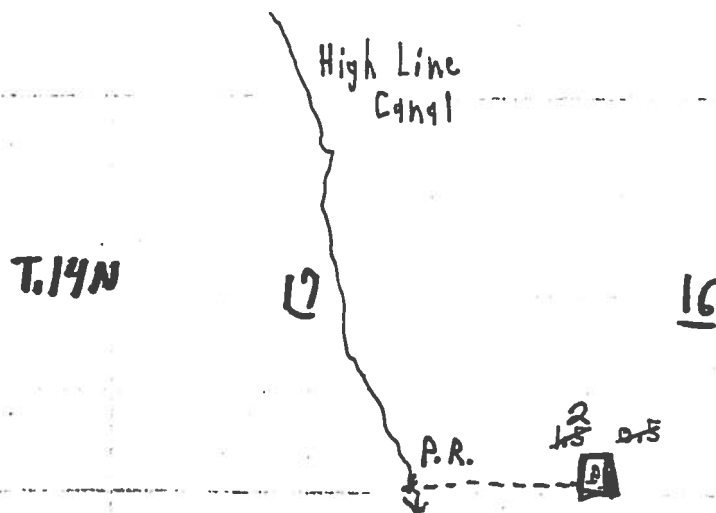
30

† #

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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.

R. 19E



SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Thomas C. S. Hackett
(Signature of Applicant)

Subscribed and sworn to before me this 16th day of September, 19 93.

Mary G. Baldwin
(Notary Public)

My commission expires 10/16/1998

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 2 attachmentsReceived by J F Stanton Date 9-15-93

Protest filed by _____

Prelim. check by MTS Fee \$50.00 50/6204Receipted by JS Date 9-16-93Published in The Challis Messenger

Copies of protest forwarded by _____

Pub. dates 3/10 & 3/17/94

Hearing held by _____ Date _____

Watermaster recommendation requested on 3/2/94Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
Governor

KARL J. DREHER
Director

May 23, 1995

Mr. & Mrs. Belkowski
HC 63 Box 1533
Challis ID 83226

RE: Protested Transfers #4299, #4300, #4301 & #4302

Dear Mr. & Mrs. Belkowski:

Please find enclosed copies of Mr. Strickler's and your "SRBA claims" and "claims verification reports" that were discussed at the recent hearing regarding the above described transfers. As part of the hearing it was agreed that these copies would be provided to you by the department. As discussed at the hearing the "claims verification reports" are preliminary and the department may modify them in the future.

If you have questions please feel free to contact our office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Allen Merritt'.

Allen Merritt, PE
Southern Region Manager



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3031
Fax (208) 736-3031

PHILIP E. BATT
Governor

KARL J. DREHER
Director

May 23, 1995

Jim Bennetts
PO Box 36
Challis ID 83226

RE: Protested Transfers #4299, #4300, #4301 & #4302

Dear Mr. Bennetts:

Please find enclosed copies of the "claims" and "claims verification reports" that were discussed at the recent hearing regarding the above described transfers.

As we discussed the "claims verification reports" are preliminary and the department may modify them in the future.

If you have questions please feel free to contact our office.

Sincerely,

Arlen Merritt, PE
Southern Region Manager

COMMUNICATION DOCUMENTATION

Claim No. _____

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 Frank Hitchcock

May 17, 1995 4:08pm

NAME:
TOM COATES, BENNETTS, ESQ. OFFICE

RE: RESEARCH: A72-04179A
-04179B
-04180A
-04180B
-04180C
-07092

MR. COATES CALLED AND ASKED FOR SRBA CLAIMS NUMBERS UNDER THE NAMES OF BELKOWSKI, GARFIELD, JENKINS AND LUKKES. SENT COPIES OF THE RECORDS FROM AJQI REQUEST AND THE PROOF FOR EACH CLAIM NUMBER BY FACSIMILE BETWEEN APPROX. 3 AND 4 PM THIS DATE.

R PROOF



CVR



MAPS



PHOTOS



MISC



Water Right Number - R72-04180A

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
BELKOWSKI

GENEVIEVE E.

1 - HC 63 BOX 1533

2 -

3 -

City- CHALLIS

Phone - 208-879-4775

1 - HC 63 BOX 1533

2 -

3 -

City- CHALLIS

Phone - 208-879-4775

BELKOWSKI

FRANK H.

State- ID Zip- 83226

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1879 17 SOUTHERN D - DECREEDSource - - - - -
CHALLIS CREEKTributary - - - - -
SALMON RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County14N 19E 7 NW SW NW 2 (37) CUSTER HIGH LINE CANAL
17 SE NW SE (37) CUSTER+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/15 10/15 0.030

+ - - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.030 5.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
14N 19E 16 SW SW 2.0 01 IRRIGATION (37) CUSTER

Total Acres: 2.0

+ - - Diversion Means - HEADGATE, CANAL, DITCH TO FLOOD IRRIGATION

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - A72-04179A

+ - - - - Remarks - - - - - +
USE OF THIS RIGHT WITH RIGHT NO. 72-04179A IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.15 CFS, A TOTAL COMBINED
ANNUAL CONSUMPTIVE USE VOLUME OF 5.0 AF, AND TO THE IRRIGATIONMICROFILMED
NOV 01 1994

Water right number - R72-04180A

Prefix Translation: RESEARCH

Remarks - - - - -
 OF A COMBINED TOTAL OF 2.0 ACRES IN A SINGLE IRRIGATION SEASON.
 WATER IS DELIVERED THROUGH THE HIGH LINE CANAL.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
 DIVERSION DESCRIBED ABOVE: 72-00004D, 72-00004E, 72-00014,
 72-00032B, 72-00032C, 72-00032E, 72-00032K, 72-00032N, 72-00056,
 72-02044, 72-02149B, 72-04085, 72-04179A, 72-04179B, 72-04180B,
 72-04180C, 72-10063, 72-10083 & 72-10483.

A7204180

Old Water Right Numbers - - - - -

Conditions of Approval - - - - -
 C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
 - IOAHO CODE 42-1416A.

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

Comments - - - - -
 Date: 01/12/1994 User Id: WORSTELL Subject: COPIED FROM REMARKS

THIS CLAIM REPRESENTS A PORTION OF STATUTORY CLAIM 72-04180.
 THIS CLAIM IS FOR 2.5 ACRES AND 0.07 CFS. (2.5/35 X 0.769 = 0.07)
 ORIGINAL PROPERTY WAS 35 ACRES AND WAS ALL IRRIGATED USING THIS RIGHT. WE BOUGHT THE PORTION WE OWN IN 1978, THE IRRIGATION DITCH
 H WENT RIGHT THROUGH THE CENTER OF THE PROPERTY DELIVERING THE WATER. WHILE WE WERE GONE MR. STRICKLER MOVED THE DITCH TO THE
 NORTH BOUNDARY. SINCE 1981 MR. STRICKLER HAS BEEN DIVERTING ALL OF THE WATERS FROM THE DITCH ABOVE OUR PROPERTY WHICH IS ON THE
 VERY END OF THE DITCH. WE ARE ACTIVELY TRYING TO SOLVE THIS PROBLEM OF DELIVERY. WE HAVE USED THE WATER EVERY TIME IT HAS
 REACHED OUR PROPERTY.

Date: 01/12/1994 User Id: WORSTELL Subject: PRIORITY DATE
 THIS CLAIM IS RECOMMENDED AS PART OF DECREED RIGHT 72-00004A WITH AN UN-RECORDED CHANGE IN PLACE OF USE. RVW, 1/12/1994

Audit Fields - - - - -
 01/17/94 WORSTELL

Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 01/17/1994	Old Judicial District	-
Claim Received Date	- 11/14/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M005208	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

LAST: BELKOWSKI
ADDRESS: HC 63 BOX 1533
CITY: CHALLIS
PHONE NUMBER: 208-879-4775

FIRST: GENEVIEVE E.

STATE: ID ZIP: 83226

OWNER CODE: C

LAST: STRICKLER
ADDRESS: BOX 191
CITY: CHALLIS
PHONE NUMBER: 208-000-0000

FIRST: TED

STATE: ID ZIP: 83226

OWNER CODE: 0

LAST: STRICKLER
ADDRESS: BOX 191
CITY: CHALLIS
PHONE NUMBER: 208-000-0000

FIRST: MYRA

STATE: ID ZIP: 83226

OWNER CODE: 0

LAST: BELKOWSKI
ADDRESS: HC 63 BOX 1533
CITY: CHALLIS
PHONE NUMBER: 208-879-4775

FIRST: FRANK H.

STATE: ID ZIP: 83226

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

Y

CLAIM REMARKS: THIS CLAIM REPRESENTS A PORTION OF STATUTORY CLAIM 72-04180.

THIS CLAIM IS FOR 2.5 ACRES AND 0.07 CFS. (2.5/35 X 0.769 = 0.07)

ORIGINAL PROPERTY WAS 35 ACRES AND WAS ALL IRRIGATED USING THIS RIGHT. WE BOUGHT THE PORTION WE OWN IN 1978. THE IRRIGATION DITCH WENT THROUGH THE CENTER OF THE PROPERTY DELIVERING THE WATER. WHILE WE WERE GONE MR. STRICKLER MOVED THE DITCH TO THE NORTH BOUNDARY. SINCE 1981 MR. STRICKLER HAS BEEN DIVERGING ALL OF THE WATERS FROM THE DITCH ABOVE OUR PROPERTY WHICH IS ON THE

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FIELD EXAMINATION INFORMATION

CONTACT PERSON: Frank Belkowski PHONE NUMBER: () - -
 DATE OF FIELD EXAM: 4/27/93 APPOINTMENT MADE: Y() N()
 ACCOMPANIED BY: Genevieve Belkowski TIME: : : A() P()
 RELATIONSHIP TO CLAIMANT: Spouse PHONE NUMBER: () - -
 DIRECTIONS TO PROPERTY / REMARKS:

Belkowski's intercepted ^{me} on the county road in Mary Pira's driveway and asked me to come to their home to discuss their problem and their neighbor's problems of getting their irrigation water from Ted Strickler's diversion and his system. I returned to their home for further discussion. I told them it was an allocations problem (not adjudication) and suggested they try to work it out with Strickler. Later they met with me and and Lukes and Garfield at Belkowski's home for further discussion as a group and ended by planning for a joint meeting with Strickler.

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A. AJ CLAIM: # A72-04180A PRIORITY DATE: 05-01-1879 STAGE: J
B. WR RECORD: # 72-04180 PRIORITY DATE: 05-01-1879 STAGE: S

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

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

REMARKS:
It was found that Decreed right 72-00004A was underclaimed by 0.83 cfs. This right covers land surrounding the SW 1/4 of Sec 16 on 2 sides and Ted Strickler maintains that this 40 acres should be covered by 72-00004A but was omitted in error. The recommended priority date will be the same as this decreed right.

RECOMMENDED PRIORITY DATE:
05-01-1879

REVIEWED BY *ASL* DATE *11/12/1994*

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-04180A	14N	19E	7	NW	SW	NW	2	CUSTER
A72-04180A	14N	19E	17	SE	NW	SE	R	CUSTER

OTHER AJ CLAIMS WITH SAME AJ FOD

A PREFIX R PREFIX
NONE

72-00002B
72-00004A
72-00004E
72-00014
72-00032B
72-00032C
72-00032E
72-00032K
72-00032N
72-00056
72-02044
72-02149B
72-04085
72-04179A
72-04179B
72-04180B
72-04180C
72-10063
72-10083
72-10483

F 06

SOURCE: CHALLIS CREEK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
72-04180	14N	19E	7	SW	NW	SE		CUSTER
72-04180	14N	19E	17	NW	SE			CUSTER

OTHER WR RECORDS WITH SAME WR FOD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

72-00002B
72-00004A
72-00004E
72-00004J
72-00004K
72-00011D
72-00012D
72-00020B
72-00020F
72-02044
72-04049
72-04085
72-04141
72-04163

NONE

72-00004D
72-00004E
72-00004J
72-00004K
72-00004L
72-00004N
72-00012B
72-00012D
72-00014
72-00020L
72-00025A
72-00025B

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NOV 0 1 1994

72-07278
72-07291

A72-00032E
A72-00032K
A72-00032N
A72-00056
A72-03044
A72-02149B
A72-04085
A72-04141
A72-04162
A72-04164
A72-04179A
A72-04179B
A72-04179C
A72-04179D
A72-04180B
A72-04180C
A72-04180D
A72-04180E
A72-10063
A72-10083
A72-10333
A72-10483

SOURCE: CHALLIS CREEK

TRIP: SALMON RIVER

C. FIELD EXAM REQUIRED?

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

REMARKS:

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NOV 01 1994

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: 1/4 1/4 1/4 LOT COUNTY

TWP. RGE. SEC. 14N 19E 7 17 NW SW NW SE 2 R Custer R

SOURCE: CHALLIS CREEK TRIB: SALMON RIVER

REVIEWED BY: *RSV* DATE: 1/12/94

Transfer Application is pending to change the point of re-diversion. of this claim and claims A72-04179A, A72-04179B, A72-04179D, A72-04180B, and A72-04180D to the SW 1/4 SE 1/4, SE 1/4 of sec 17. Belkowsky's Transfer Application was received 9/20/1993.

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NOV 01 1994

A72-04180
A72-04180A

873-041805

7A72-041801

70810-34

A72-04180E

B. FOU LISTING

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

C. FIELD EXAM REQUIRED?

TRUE TO YOUR DISCREPANCY? (Y/N)

DATABASE

FIELD
EXAMINER

POU COUNTY: CUSTER

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PRESUMPTION FLAG:

REMARKS:

2.5 acres was claimed
2.21 acres shown on Assessor's ~~map~~ ownership plot
2.0 acres shown on application for transfer of P/D - received on 9/20/93

RECOMMENDATIONS:

TOTAL ACRES:

2.0

REVIEWED BY:

A. V. J.

DATE:

1/12/94

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NOV 01 1994

A. AD CLAIMED USES:

PURPOSES
A72-04180A IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY

.070 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.070 CFS

E. WR RECORDED USES:

PURPOSES
72-04180 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY

.769 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.769 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(*✓*)
Y(*✓*) N()

Explain in remarks, below.

REMARKS:

New standard period of use.

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

AJ TOTAL CLAIMED DIVERSION RATE: 0.070 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.769 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? FIELD DATABASE EXAMINER

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

MEASUREMENT METHOD FLOW MEASUREMENT
SEE ATTACHED CALCULATIONS.
*36" Rect. Contracted Weir
Range 0.8 to 9.3 cfs.
Not being delivered - no measurement possible.*

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

OTHER RIGHTS LISTED IN CLAIM: A72-04179A

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-04180A	CHALLIS CREEK	BELKOWSKI, GENEVIEVE E.	0.070	0.038		
A72-00032M	CHALLIS CREEK	STRICKLER, TED	1.120	0.035		
A72-04179A	CHALLIS CREEK	BELKOWSKI, FRANK H.	0.200	0.080		
A72-04179B	CHALLIS CREEK	LUKES, LLOYD	0.200	0.080		
A72-04179C	CHALLIS CREEK	STRICKLER, TED	3.000	0.093		
A72-04179D	CHALLIS CREEK	MC GOWAN, MARLA G.	0.160	0.080		
A72-04180B	CHALLIS CREEK	LUKES, LLOYD	0.070	0.038		
A72-04180C	CHALLIS CREEK	GARFIELD, L.A.	0.090	0.030		
A72-04180D	CHALLIS CREEK	MC GOWAN, MARLA G.	0.030	0.015		
A72-04180E	CHALLIS CREEK	STRICKLER, TED	0.769	0.024		
A72-07092	GROUNDWATER	GARFIELD, L.A.	0.130	0.043		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-07092	DOMESTIC	GARFIELD, L.A.	FROM 01-01 TO 12-31	.040 CFS	

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NOV 01 1989

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

13. IRRIGATION RATE .03 CFS/ACRE = 0.06 CFS
 ACRES 2
 (Taken from p/u review)

(Less than 5 acres)

1b. CALCULATIONS

DOS AMOUNT CLAIMED EXCEED 0.03 CFS/ACRE? Y(☒) N(☐)
 *** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☐) N(☒) ***

claimed 0.07 cfs.

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 5.0 AE/A

ACRES 2 X CONSUMPTIVE VOL. AE/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 5 AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = N/A AE/A

ACRES 2 X DIVERSION VOL. AE/A FOR AREA 2.5 =

TOTAL DIVERSION VOLUME N/A AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☐)

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

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NOV 01 1984

1. CHECK ONLY THE FOLLOWING THAT APPLY.

MEMBERSHIP FORFEIT/ABANDON _____
ADDITIONAL DIV. REPORT _____

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()

R. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-04180
TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 0.769

EXAMINER **0.769**

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	ACCES	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A72-04180	A72-04180A	0.070	2	-	-	72-04180	0.769
A72-04180	A72-04180C	0.090	3	-	-	72-04180	0.769
72-04180	A72-04180D	0.030	2	-	-	72-04180	0.769
A72-04180	A72-04180B	0.070	7	-	-	72-04180	0.769
72-04180	A72-04180E	0.769	31.5	-	-	72-04180	0.769

TOTAL CFS 1.029

0.769

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

REMARKS:

FIELD EXAMINER **AN**

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... 0 1 1994

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				N		1/12/94 R.L. M.	1/12/94 R.L. M.	
POINT OF DIV	Y			Y	4, 5			
SOURCE				N				
PLACE OF USE	Y			Y	4, 6			
DIV. AMOUNT CFS/VOLUME	Y			Y	6			
CONSUMPTIVE USE	-			N				
PURPOSES				N				
PERIOD OF USE				Y				
BASIS OF CLAIM	Y			Y				
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PH = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
AERIAL PHOTOS = 4
FIELD EXAM *Interview* = 5
OTHER (SEE REMARKS) = 6

TRM
24 ID-DBAC 10-90-7 7/16/88
Assessor's Records

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

MICROFILMED

NOV 01 1988

Review of Splits on Statutory Claim 72-04180

Statutory Claim Filed (72-04180) 50.87 ac 0.769 cfs ^{cfs} 0.01
6/16/83

Adj Claims (Filed Jan 1990)	Recommended Acres	Recommended Div. Rate
A72-04180A	2 ac x 0.0151	= 0.03 cfs
A72-04180C	3 ac x 0.0151	0.045 cfs
A72-04180D	2 ac x 0.0151	0.03 cfs
A72-04180B	2 ac x 0.0151	0.03 cfs
A72-04180E	31.5 ac x 0.0151	0.48 cfs
Unclaimed Areas 4 lots in NW, SW Sec 16	9.64 ac x 0.00	0.615 Total
	50.14 ac	(98.6% of 50.87 ac)
	Unclaimed = 0.769 - 0.615 = 0.15	20% Diversión

This claim recommend as part of
Decreed right 72-00004A

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DIYERSION
VOLUME

50 AREA

Stage: BENEFICIAL USE

CUSTER County
CUSTER County

SUM

25

THIS CLAIM IS FOR 2.5 ACRES AND 0.07 CES. ($2.5/35 \times 0.769 = 0.07$)

ORIGINAL PROPERTY WAS 25 ACRES AND WAS ALL IRRIGATED USING THIS RIGHT. WE BOUGHT THE PORTION WE OWN IN 1978, THE IRRIGATION DITCH WHEN I RIGHT THROUGH THE CENTER OF THE PROPERTY DELIVERING THE WATER. WHILE WE WERE GONE MR. STRICKLER MOVED THE DITCH TO THE NORTH BOUNDARY. SINCE 1981 MR. STRICKLER HAS BEEN DIVERTING ALL OF THE WATERS FROM THE DITCH ABOVE OUR PROPERTY WHICH IS ON THE VERY END OF THE DITCH. WE ARE ACTIVELY TRYING TO SOLVE THIS PROBLEM OF DELIVERY. WE HAVE USED THE WATER EVERY TIME IT HAS REACHED OUR PROPERTY.

Field Inspection Flag
Presumption Flag

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POOR ORIGINAL



9
17 16

9 10
16 15

Challis Creek Rd

High Line Canal

PID(R)

17 16
20 21

PU 72-04180A

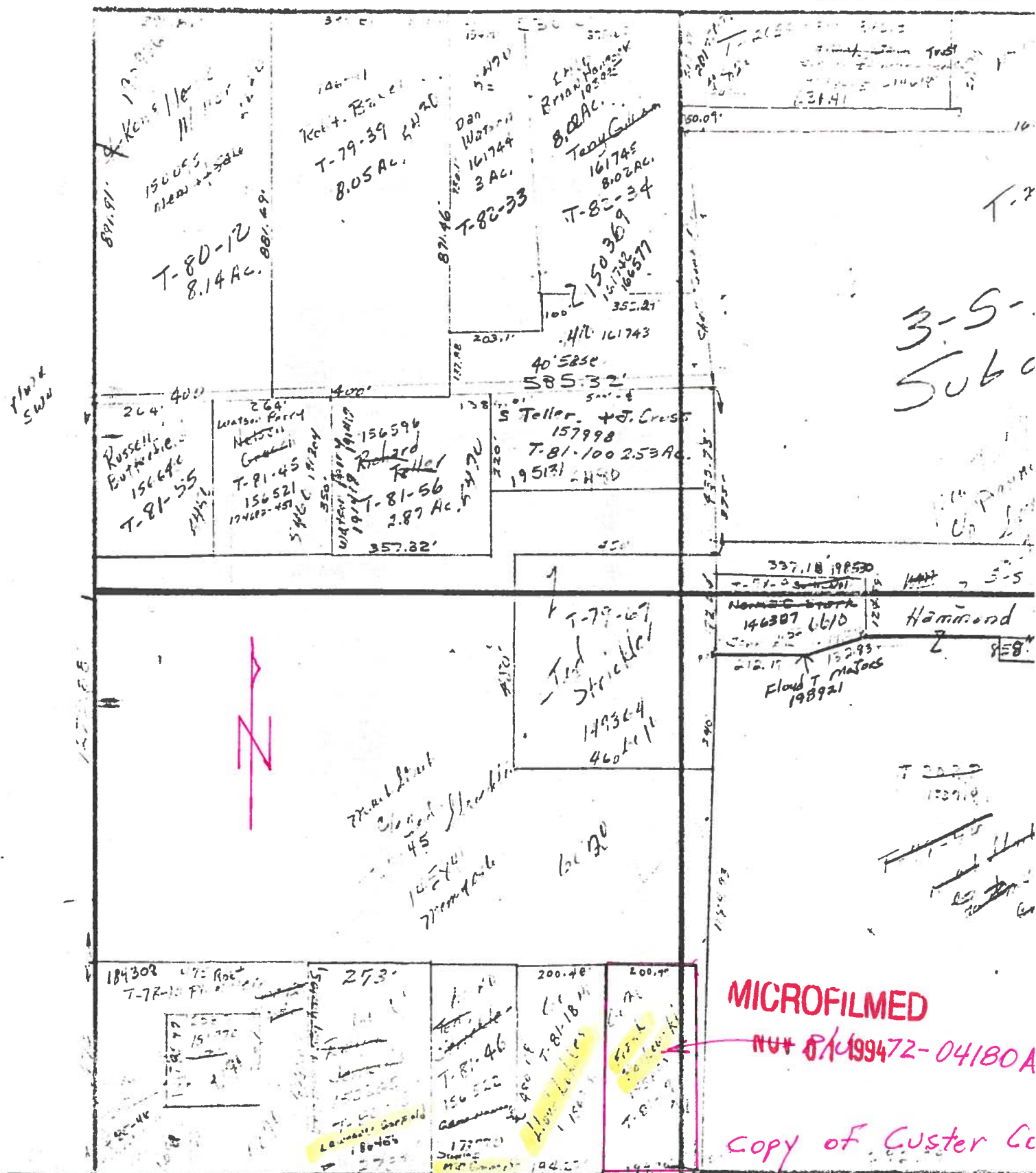
16 15
21 22

Approx Scale
1"=1120'

T14N
R19E

Base Map-Enlarged Copy of
BLM Aerial Photo 24-50-88A
10-9C-7 7/16/88

POOR ORIGINAL



Scale $1'' = 300'$

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~~NUV~~ 8/199472-04180A

Copy of Custer Co
Assessor Records
Aug

Jerry Knox
Property
72-00020P

POOR ORIGINAL



To Strickler,
et al

To Piva
& Hammond

Weir

R17-4
9/14/43

View of Strickler Diversion Measurement
Structure - 36" Rect. Cont. Weir

View Looking NE.

Original Print - See 72-04180E

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NOV 01 1994

POOR ORIGINAL



R17-10
9/14/93

View of Strickler gravity ditch
where it enters his proper - near the
north west corner of the place

View looking SE.

For Original Print See 72-04180E

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NOV 01 1994