

34902

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

RECEIVED

Ident. Number: A72-04192C
Date Received: 1/2/1990
Receipt No: 5010797
Received By: _____

DEC 28 1989

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SALMON RIVER HERFORD RANCH 208-879-4406
Address: HC 63 BOX 1760
CHALLIS, ID 83226

2. Date of Priority: MAY 21, 1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	19E	11	NW	NW	SW	4	CUSTER

5. Description of diverting works:
WING DAM, HEADGATE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	15.000		

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

8. Total consumptive use is 742.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13N	19E	2	NW	NE	2	IRR	10.0
			NE	NW	3	IRR	39.0
			NW	NW	3	IRR	13.0
			SW	NW	5	IRR	38.0

A72-04192C

Page 1

Date: 12/06/89

MICROFILMED
MAR 18 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
13N	19E	2	SE	NW		IRR	35.0	
			NE	SW		IRR	15.0	
			NW	SW		IRR	40.0	
			SW	SW		IRR	38.0	
			SE	SW		IRR	2.0	
			Section Acres 230.0					
		3	NE	SE	6	IRR	12.0	
	SE		SE	10	IRR	18.0		
			Section Acres 30.0					
		10	NE	NE	1	IRR	2.0	
				Section Acres 2.0				
		11	NW	NW	1	IRR	19.0	
			SW	NW		IRR	2.0	
			Section Acres 21.0					
14N	19E	35	SE	SW		IRR	16.0	
			Section Acres 16.0					
			Total Acres 299.0					

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 IS FOR 50% OF THE ORIGINAL FILING. THE BASIS OF THIS CLAIM IS A POSTED NOTICE FOR THE LANDS OWNED BY WM. T. STETHEM. WHICH ARE THE SAME LANDS LISTED AS PLACE OF USE IN THIS CLAIM. SEE ATTACHED COPY OF THE POSTED NOTICE.

|
THE WATERS ARE DELIVERED IN WHAT IS CURRENTLY CALLED THE LOWER MCGOWAN DITCH, BUT WAS ORIGINALLY CALLED THE STETHEM DITCH.

|
THIS CLAIM IS FOR 750" WHICH WHAT WE BELIVE WE TAKE FROM THE

14. Remarks: Continued
DITCH.

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: 3

For Organizations:

I do solemnly swear or affirm that I am partner Title _____ of Salmon River Hereford Ranch Organization, that I have signed the foregoing document in the space below as partner Title _____ of Salmon River Hereford Ranch Organization and that the statements contained in the foregoing document are true and correct. Rocky Westgaard Signature of Authorized Agent
partner Salmon River Hereford Ranch Title and Organization
12-6-89 Date

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 10th day
of December 19 89

Anna Baunhoff
Notary Public

Seal

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

Lower McGowan Ditch

R19E

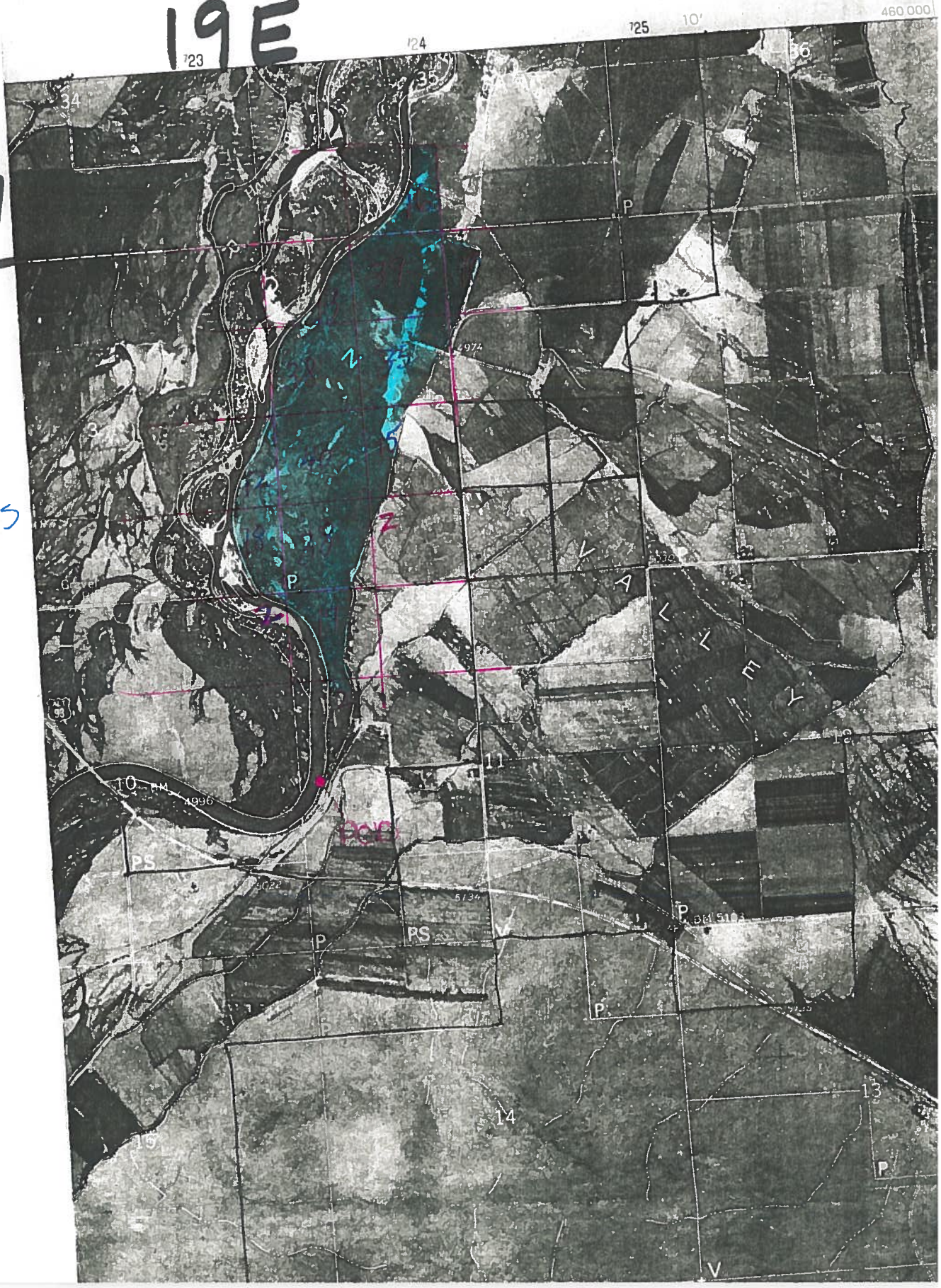
19E

14N

13N

297 ACRES

MICROFILMED
MAR 18 1993



PREPARED BY
THE CUSTER COUNTY ABSTRACT COMPANY, Ltd.
BONDED ABSTRACTORS
(Bonded by the AMERICAN SURETY COMPANY of New York)
Challis, Custer County, Idaho

Continuation of Abstract of Title to the Lands described in the Caption hereto.

Wm. T. Stethem

To

GRANTORS.

The Public

GRANTEES.

No. 2

Character of Instrument,

Notice of Water Location

Date of Instrument,

May 21st, 1884

Date of Record,

June 1st, 1884

Book "A" of Water Claims Page 77

Consideration

By whom signed

Names of Witnesses

Date of Acknowledgment

Before Whom Acknowledged

Are Signatures Sealed

DESCRIPTION AND REMARKS:

NOTICE

I, the undersigned, citizen of the United States, claim 1500 inches of the water of Salmon River for agricultural purposes; said water to be taken from the River at the place where this notice is posted, being on the east side of Salmon River, about 2 miles north from Calvin's Bridge, in Round Valley, Custer County, Idaho. I also claim the right-of-way for a ditch ten feet wide to carry said water from this point to a tract of land lying about 1/2 mile north from this notice, being desert-land entry No. 24.
Dated May, 21st, 1884.

Wm. T. Stethem.

Lower McCreary

MICROFILMED

MAR 18 1993

CLAIM # A72-04192C

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

Evidence on micro fiche Claim # 72-04192

MICROFILMED

MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3030

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04192C
SALMON RIVER HERFORD RANCH
HC 63 BOX 1760

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

FEBRUARY 24, 1993

R. KEITH HIGGINSON
Director

SALMON RIVER HEREFORD RANCH
HC 63 BOX 1760
CHALLIS ID 83226

**** PROOF OF PRIORITY ****
**** DEADLINE: MARCH 10, 1993 ****

RE: EVIDENCE OF PRIORITY - SRBA CLAIM A72-04192C

DEAR MR. WESTERGARD,

OUR RECORDS INDICATE THAT YOUR CLAIM LISTED ABOVE IS BASED UPON A "POSTED NOTICE" OF A WATER RIGHT. FOR WATER RIGHTS OF THIS TYPE, THE CLAIMED "PRIORITY DATE" MUST BE SUBSTANTIATED WITH SUPPORTING EVIDENCE. WE HAVE A COPY OF THE ORIGINAL NOTICE POSTED WITH CUSTER COUNTY BUT THIS DOCUMENT ONLY SUPPORTS THE INTENT OF WM. T. STETHEM TO DIVERT AND USE WATER FROM THE SALMON RIVER.

TO SUPPORT THE DATE SHOWN ON THIS NOTICE AND YOUR ADJUDICATION CLAIM IDWR NEEDS SOME FORM OF PROOF OF THE PRIORITY DATE WITHIN THE FIVE YEARS FOLLOWING THE MR. STETHEM'S CLAIM FOR WATER.

BEFORE THE DEPARTMENT CAN MAKE A RECOMMENDATION TO THE COURT TO DECREE THE CLAIM, SOME EVIDENCE OF THE PRIORITY DATE MUST BE SUBMITTED. ENCLOSED IS A BROCHURE OUTLINING THE TYPES OF EVIDENCE YOU MAY SUBMIT AND A PRINTOUT OF YOUR CLAIM FOR REFERENCE. 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 DUE TO LACK OF EVIDENCE SUPPORTING ANY PRIORITY DATE.

PLEASE SUBMIT THE REQUIRED EVIDENCE SUPPORTING THE PRIORITY DATE BY **MARCH 10, 1993**. 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.

ENCLOSURE

MICROFILMED

MAR 18 1993

RECEIVED

MAR 22 1993
Department of Water Resources
Southern Region Office

AFFIDAVIT - WATER USE

RE: WATER RIGHT NO. A72-04192C

RECEIVED
MAR 8 1993
Department of Water Resources

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, since my birth on the 26th day of April, 1913.

2. That I have reviewed the attached IDWR printout, Exhibit A, and the same is made a part of this Affidavit.

3. That as a child and young adult I resided on the property described as the place of use on the attached printout. I am personally familiar with the water usage on these lands. From my personal knowledge I can state and swear that the water source referred to as the Lower McGowan Ditch was in use and supplied water to the lands in question as early as about 1920 or 1921. However, based upon conversations with my elders and others, I can further state from the best of my knowledge and belief that the water referred to was in use on the described lands by the mid-1880's although I did not personally observe those earlier uses.

Further, I have read the attached claim and to the best of my information and belief the claim is basically accurate.

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

DATED: March 4th, 1993.

Frank Burstedt
Frank Burstedt

SUBSCRIBED and SWORN TO before me this 4th day of March, 1993.

Jo Ann Bennett
Notary Public for Idaho
Residing at: Challis
My Comm. Expires: 8-5-94

Address - HC 63, Box 1760
Challis ID 83226



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED
APR 14 2003

Department of Water Resources

January 28, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CHRISTINE SCHOWENGERDT
RICHARD SCHOWENGERDT
2794 HIGHWAY 93 S
SALMON ID 83467-5396

R FEB 5 2002 D
RECEIVE

RE: Snake River Basin Adjudication (SRBA)
Water Rights #72-400~~4~~⁵, 72-4192C, 72-7073, 72-10235, 75-10053 *original owner*

Dear Water Right Holders:

No records modified 4-15-03. ss

Mail sent to you by the SRBA District Court was returned undeliverable. We have enclosed the returned mail. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have (e.g., Salmon River Ranch?), and return this letter by February 8, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Richard W Schowengerdt

Water Right Holder's Signature

208 899-4572

Telephone No.

SCANNED

APR 14 2003



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

January 28, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CHRISTINE SCHOWENGERDT
RICHARD SCHOWENGERDT
2794 HIGHWAY 93 S
SALMON ID 83467-5396

4-8-02
response.
-10

RECEIVED

MAY 08 2002

Department of Water Resources
Southern Region

RE: Snake River Basin Adjudication (SRBA)
Water Rights #72-400J, 72-4192C, 72-7073, 72-10235, 75-10053
4005

Dear Water Right Holders:

Mail sent to you by the SRBA District Court was returned undeliverable. We have enclosed the returned mail. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have (e.g., Salmon River Ranch?), and return this letter by February 8, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally Sherman
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Water Right Holder's Signature

Telephone No.

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707



SCH0250 530663030 1501 25 01/11/02
NOTIFY SENDER OF NEW ADDRESS
SCHOWENGERDT
2794 HIGHWAY 93 S
SALMON ID 83467-5396



1/18/02 LP

not reported to Court yet

JAN 16 2002

Christine CIDS

229557 }
8568 }

75-10053

72-4005 - PD 10-9-2001

72-4192C

72-7073 - PD 5-2-2001

72-10235 PD 10-12-2001

Richard CIDS

229573 }
8585 }
8586 }
8588 }

needs a letter sent - why?

CHRISTINE SCHOWENGERDT
RICHARD SCHOWENGERDT
250 N SUMMIT MOORS DR
OCONOMOWOC, WI 53066

COPY

200 NOV 17 PM 1:15

SRBA
IDAHO

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

In Re SRBA

Case No. 39576

SUBCASE NO. 72-04192C, 72-10235

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: I.C. § 42-222 TRANSFER

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

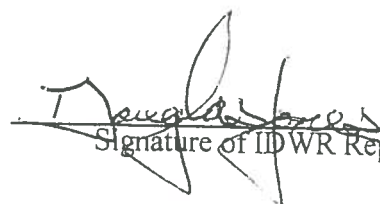
☐ Change in Ownership
☒ Point of Diversion
☐ Period of Use

☐ Split of Water Right
☒ Place of Use
☐ Nature of Use

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 11/3/00


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/17, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Christine Schowengerdt
Richard Schowengerdt
250 N Summit Moors Dr
Oconomowoc WI 53066
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

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

11/01/2000

RIGHT NUMBER: 72-4192C

NAME AND ADDRESS: CHRISTINE SCHOWENGERDT
RICHARD SCHOWENGERDT
250 N SUMMIT MOORS DR
OCONOMOWOC, WI 53066

SOURCE: SALMON RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 15 CFS
897.1 AFY

PRIORITY DATE: 04/16/1898

POINT OF DIVERSION: T13N R19E S32 SWNE Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-31	15.00 CFS 897.1 AFY

PLACE OF USE:

IRRIGATION Within CUSTER County

T13N R19E S10	LOT 1	NENE	0.8	T13N R19E S11		NENW	2
T13N R19E S11	LOT 1	NWNW	29	T13N R19E S2	LOT 2	NWNE	8
T13N R19E S2		SWNE	2	T13N R19E S2	LOT 3	NENW	32
T13N R19E S2	LOT 3	NWNW	7	T13N R19E S2	LOT 5	SWNW	33
T13N R19E S2		SENW	36.5	T13N R19E S2		NESW	38
T13N R19E S2		NWSW	40	T13N R19E S2		SWSW	40
T13N R19E S2		SESW	40.5	T13N R19E S3	LOT 6	NESE	10
T13N R19E S3	LOT 10	SESE	19	T14N R19E S35	LOT 9	SESW	10

347.8 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 256.3 ACRES
WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Water Right 72-4192C

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

11/01/2000

RIGHT NUMBER: 72-10235

NAME AND ADDRESS: CHRISTINE SCHOWENGERDT
RICHARD SCHOWENGERDT
250 N SUMMIT MOORS DR
OCONOMOWOC, WI 53066

SOURCE: SALMON RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 10 CFS
320.3 AFY

PRIORITY DATE: 06/01/1890

POINT OF DIVERSION: T13N R19E S32 SWNE Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-31	10.00 CFS 320.3 AFY

PLACE OF USE:

IRRIGATION Within CUSTER County			
T13N R19E S10	LOT 1	NENE	0.8
T13N R19E S11	LOT 1	NWNW	29
T13N R19E S2		SESW	36.5
T13N R19E S2		NWSW	40
T13N R19E S2		SESW	40.5
T13N R19E S2	LOT 3	NENW	32
T13N R19E S2	LOT 5	SWNW	33
T13N R19E S3	LOT 10	SESE	19
T13N R19E S11		NENW	2
T13N R19E S2		SWNE	2
T13N R19E S2		NESW	38
T13N R19E S2		SWSW	40
T13N R19E S2	LOT 2	NWNE	8
T13N R19E S2	LOT 3	NWNW	7
T13N R19E S3	LOT 6	NESE	10
T14N R19E S35	LOT 9	SESW	10

347.8 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 91.5 ACRES
WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water Right 72-10235



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

November 17, 2000

DIRK KEMPTHORN
GOVERNOR

KARL J. DREHER
DIRECTOR

CHRISTINE SCHOWENGERDT
RICHARD SCHOWENGERDT
250 N SUMMIT MOORS DR
OCONOMOWOC WI 53066

RE: SRBA Claim(s) 72-04192C, 72-10235

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

NAD

J. Southern

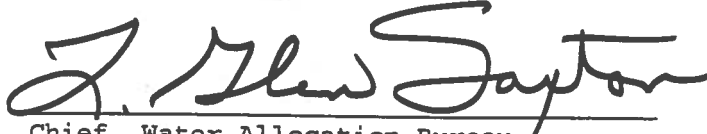
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>			<u>ACRES</u>				<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>	
13N	19E	2	Lot	2 (NWNE)	8.0				SWNE	2.0	Lot	3 (NENW)	32.0
			Lot	3 (NWNW)	7.0							SENW	36.5
				NESW	38.0				NWSW	40.0		SWSW	40.0
				SESW	40.5								
		3	Lot	6 (NESE)	10.0				Lot	10 (SESE)	19.0		277.0
		10	Lot	1 (NENE)	0.8								29.0
		11		NENW	2.0								0.8
									Lot	1 (NWNW)	29.0		31.0
14N	19E	35	Lot	9 (SESW)	10.0								10.0
									Total number of acres irrigated:		*		347.8

TRANSFER NO. 4938
WATER RIGHT NO(S). 72-04192C/72-10235

CONDITIONS OF APPROVAL AND REMARKS

1. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. All water rights within Basin 72 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
6. Approval of Transfer 4938 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
7. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- * 8. Right 72-04192C is limited to the irrigation of 256.3 acres in the place of use described above in a single irrigation season.
- * 9. Right 72-10235 is limited to the irrigation of 91.5 acres in the place of use described above in a single irrigation season.

Dated this 12th day of October, 1999.


Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 72-04192C & 72-10235 (Combination of 72-00241 & 72-00243)

FROM: Pam Skaggs²⁸/State Office

SUBJECT: Transfer 4938

DATE: October 5, 1999

Transfer 4938 was originally proposed by Salmon River Hereford Ranch and based on SRBA claims. A change of ownership processed by the SRBA identifies the Schowengerdts as current owners of the rights affected by this transfer. A mail message from region adjudication staff noted that the new owners were aware of the proposed transfer. I have contacted the Schowengerdts to confirm their desire to have the transfer approved.

The application and region review were based first on the SRBA claims and then the original recommendations by the adjudication staff ("R" records). The transfer approval is based on the rights as recommended in the Basin 72 Director's Report. There were slight modifications in the rights between initial and final recommendations, causing adjustments to the final transfer approval document also.

The place of use under each right has been combined into a 347.8-acre permissible place of use and the points of diversion changed to a common delivery point of the Challis Irrigation Company Canal. The transfer eliminates two Salmon River diversions.

Recommended conditions include measuring device & lockable controlling works, future annual reporting, connected sources, right-of-way, permissible place of use limits, irrigation overlap and standard transfer conditions.



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST SUITE 200
TWIN FALLS ID 83301
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

January 7, 1999

RICHARD SCHOWENGERDT
CHRISTINE SCHOWENGERDT
250 N SUMMIT MOORS DR
OCONOMOWOC WI 53066

RE: Notice of Error for SRBA Claim Nos. 72-04192C & 72-10235

Dear Mr. & Mrs. Schowengerdt,

This letter is to acknowledge your response to the Notice of Error (NOE) for the above-mentioned claims. I am aware of the transfer of the Point of Diversion for the claims you have filed and I know you currently divert using the Challis Irrigation Canal system. The SRBA records are updated when the approved transfer process is completed and forwarded to our adjudication section.

I will check to see if this update can be made before the final Director's Report is filed next week. In any case, the correct information will be added to the records upon completion of the administrative procedures.

If you still disagree with IDWR's recommendations, you will have an opportunity to file an objection to the Director's Report with the court. When the Director's Report is filed with the court, you will be mailed a notice that will contain more information about the objection process.

Please feel free to contact this office or me if you have further questions or need additional assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'Steve Clelland', with a stylized flourish at the end.

STEVE CLELLAND
Sr. Water Resource Agent

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED
DEC 21 1998
Department of Water Resources
Southern Region

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

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

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

Water right number: 72-04192C

RICHARD SCHOWENGERDT
CHRISTINE SCHOWENGERDT
250 N SUMMIT MOORS DR
OCONOMOWOC WI 53066

Daytime Telephone Number: (414) 549-6898
Evening Telephone Number: (414) 965-3524

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

PLEASE NOTE THAT A TRANSFER IN POINT OF DIVERSION WAS FILED IN 1996. THESE FLOWS ARE NOW DELIVERED THROUGH THE CHALLIS IRRIGATION COMPANY SYSTEM.

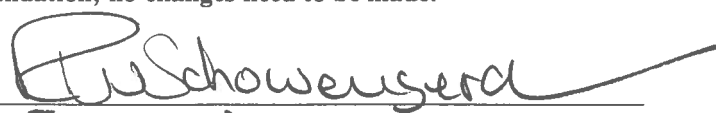
2. Describe the changes you wish to make in the proposed recommendation:

SEE ABOVE

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

SEE ABOVE

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

DATE: 12-14-98 SIGNATURE: 

Please print your name: RICHARD SCHOWENGERDT

DATE: 11/16/98
PAGE: 1

PAGE: 1

Stage: BENEFICIAL USE

CUSTER County

256.3

Other Rights: NONE

WATER IS DELIVERED THROUGH LOWER MCGOWAN DITCH.

THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Objection Filed Date:

Field Inspection Flag:
Presumption Flag:

LEAF-FLY

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

A72-04192 C

DATE: 11/16, 1998

REVIEWED BY See

CHALLIS AREA SOIL REVIEW

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION		SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA		PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
ATC	.15	.13			6.49	7.62	PD2	.11	.12			5.15	4.74
BB1	.09	.09			6.09	6.17	Q	.26	.21			13.2	10.4
BC1	.16	.17			5.82	5.46	RE2	.29	.21			3.15	4.74
BK1	.07	.06			10.62	11.86	RP1	.19	.21			4.89	4.57
BT1	.18	.16			3.99	4.19	SH1	.06	.05			9.37	12.10
BT2	.41	.32			2.34	2.87	SOC	.08	.07			7.38	8.08
CB1	.06	.06			11.55	13.47	SSA	.15	.14			4.79	5.01
CHA	.21	.21			4.52	4.76	SXF	.12	.11			6.14	6.80
CP1	.36	.36			2.61	2.78	TC1	.06	.06			9.82	9.55
DB1	.13	.11			5.66	6.65	TD1	.04	.03			12.46	16.50
DBB	.13	.11			5.71	6.69	WB2	.13	.13			5.37	5.43
DBC	.13	.11			5.71	6.69	WAA	.19	.16			3.81	4.23
DMF	.18	.21			5.12	4.72	WBB	.17	.14			3.36	3.84
DRF	.18	.19			9.08	9.68	WC1	.07	.06			11.24	13.45
DT2	.05	.04			12.46	16.50	WPT	.19	.15			3.16	3.69
DWA	.14	.14			4.79	5.01	WV1	.07	.06			11.24	13.45
GO1	.10	.12			12.47	10.51	XHS						
KEG	.08	.07			8.73	10.06	YN1	.18	.14			5.38	6.92
MBF	.15	.12			7.65	5.81							
MUG	.15	.14			4.54	4.98							
NDL	.13	.12			5.30	6.06							

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

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

SOIL TYPE	OPTIMAL / ROTATION (chart)	ACTUAL / ROTATION (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
<u>256</u> <u>WV1</u>	/	/	*	*	= CFS
	/	/	*	*	= CFS
	/	/	*	*	= CFS
	/	/	*	*	= CFS

TOTAL ACRES _____

DECREED RATE =

CLAIMED DIVERSION RATE =

MEASURED DIVERSION RATE =

17.94 CFS
CFS
CFS
CFS

15.0

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: **A72-04192C**
Date Received: 1/ 2/1990
Receipt No: S010797
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: RICHARD SCHOWENGERDT 414-965-3524
Address: 250 N SUMMIT MOORS DR 53066
OCONMOWOC WI
AND/OR
Name: CHRISTINE SCHOWENGERDT 414-965-3524
Address: 250 N SUMMIT MOORS DR 53066
OCONOMOWOC WI
2. Date of Priority: MAY 21, 1884
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	11	NW	NW	SW	4	CUSTER
5. Description of diverting works:
WING DAM, HEADGATE, DITCHES
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	15.000		
7. Total Quantity Appropriated is:
15.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 742.5 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	19E	2	NW	NE	2	IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	19E	2	NE	NW	3	IRR	39.0
			NW	NW	3	IRR	13.0
			SW	NW	5	IRR	38.0
			SE	NW		IRR	35.0
			NE	SW		IRR	15.0
			NW	SW		IRR	40.0
			SW	SW		IRR	38.0
			SE	SW		IRR	2.0
			Section Acres			230.0	
		3	NE	SE	6	IRR	12.0
			SE	SE	10	IRR	18.0
			Section Acres			30.0	
		10	NE	NE	1	IRR	2.0
			Section Acres			2.0	
		11	NW	NW	1	IRR	19.0
			SW	NW		IRR	2.0
			Section Acres			21.0	
14N	19E	35	SE	SW		IRR	16.0
			Section Acres			16.0	
			Total Acres			299.0	

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 IS FOR 50% OF THE ORIGINAL FILING. THE BASIS OF THIS CLAIM IS A POSTED NOTICE FOR THE LANDS OWNED BY WM. T. STETHEM. WHICH ARE THE SAME LANDS LISTED AS PLACE OF USE IN THIS CLAIM. SEE ATTACHED COPY OF THE POSTED NOTICE.

THE WATERS ARE DELIVERED IN WHAT IS CURRENTLY CALLED THE LOWER MCGOWAN DITCH, BUT WAS ORIGINALLY CALLED THE STETHEM DITCH.

14. Remarks: Continued

|
THIS CLAIM IS FOR 750" WHICH WHAT WE BELIVE WE TAKE FROM THE
DITCH.

10/29/98 TF; OWNERSHIOP CHANGED SALMON RIVER HEREFORD RANCH TO
SCHOWENGERDT PER 1409(6) AND WARRANTY DEED REC'D 9/3/98.

15. Basis of Claim: BENEFICIAL USE

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

SEP 03 1993

1. Water Right Number(s) A72-04005, R72-04005 Department of Water Resources
Southern Region
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) SALMON RIVER HEREFORD RANCH
HC 63 BOX 1760, CHALLIS ID 83226
4. New Owner/Claimant(s) RICHARD AND/OR CHRISTINE SCHOWENGERDT
Name connector (Check one): ☐ AND, ☐ OR, ☒ AND/OR
New Mailing Address 250 NORTH SUMMIT MOORS DR
City, State and ZIP Code OCONOMOWOC WI 53066
New Telephone Number (414) 965-3524
5. Date you acquired the property 10/8/97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the space below. If necessary, attach additional pages.
- Number of acres actually irrigated _____ Number and type of stock _____
- Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Richard Schowengerdt Date 8-26-98
Christine Schowengerdt Date 8-26-98
8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

0214438

For Value Received, MARGARET D. WESTERGARD, a single person, and ROCKY M. WESTERGARD and YVONNE G. WESTERGARD, husband and wife, all individually and as partners of SALMON RIVER HEREFORD RANCH, an Idaho Partnership, the Grantors, do hereby Grant, Bargain, Sell and Convey unto RICHARD W. SCHOWENGERDT and CHRISTINE E. SCHOWENGERDT, husband and wife, whose address is 250 North Summit Moors Drive, Oconomowoc, Wisconsin 53066, the Grantees, those premises in Custer County, Idaho, more particularly described on Exhibit "A" annexed hereto and by this reference made a part hereof.

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 encumbrances except the following:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. Unpatented mining claims: reservations or exceptions in patents or in acts authorizing the issuance thereof: water rights, claims or title to water.

YGW
RMW
-M.A.W.

RECEIVED

SEP 03 1998

Department of Water Resources
Southern Region

214438

6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records except those created by Sellers.

7. Any adverse claim based on the assertion that the location of the Salmon River has moved.

8. Any rights, interest or easements in favor of the public which exist or are claimed to exist over any part of said land covered by water.

9. Ditches - ditch rights contained in the deeds from Challis Irrigation Company, "Grantor, to Challis Irrigation Company, recorded March 5, 1943. Corrected March 2, 1994, and November 28, 1944, in Deed books 26-165, 26-167, 26-343 and 26-471, records of Custer County, Idaho.

10. Irrigation Contract dated October 30, 1989, by and between Salmon River Electric Cooperative, Inc., and Salmon River Hereford Ranch, recorded November 13, 1989, as Instrument No. 193533, records of Custer County, Idaho.

11. Memorandum of Agreement dated April 18, 1996, by and between Salmon River Electric Cooperative, Inc., and Salmon River Hereford Ranch, c/o Rocky and Yvonne Westergard, recorded May 14, 1997, as Instrument No. 211025, records of Custer County, Idaho.

12. Memorandum of Agreement dated April 18, 1996, by and between Salmon River Electric Cooperative, Inc., and Salmon River Hereford Ranch, c/o Rocky and Yvonne Westergard, recorded May 14, 1996, as Instrument No. 211027, records of Custer County, Idaho.

13. Grant of Easement dated October 21, 1996, from Margaret D. Westergard and Rocky Michael Westergard, to Harold Horton and Gwendolyn Horton, husband and wife, recorded October 22, 1996, as Instrument No. 212317, records of Custer County, Idaho.

14. Joint Waterline Use Agreement dated October 21, 1996, form Margaret D. Westergard and Rocky Michael Westergard, to Harold Horton and Gwendolyn Horton, husband and wife, recorded October 22, 1996, as Instrument No. 212318, records of Custer County, Idaho.

15. Memorandum of Agreement dated April 18, 1997, by and between Salmon River Electric Cooperative, Inc., and Salmon River Hereford Ranch, c/o Rocky and Yvonne Westergard, recorded May 29, 1997, as Instrument No. 213507, records of Custer County, Idaho.

YBW
RMW
M.D.W.

214438

and that they will warrant and defend the same from all other lawful claims whatsoever.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals this 8th day of October, 1997.

SALMON RIVER HEREFORD RANCH

Margaret D. Westergard
Margaret D. Westergard,
Individually

By: Margaret D. Westergard
Margaret D. Westergard,
Partner

Rocky M. Westergard
Rocky M. Westergard,
Individually

By: Rocky M. Westergard
Rocky M. Westergard, Partner

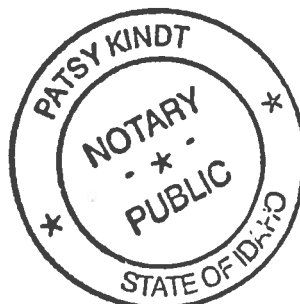
Yvonne G. Westergard
Yvonne G. Westergard,
Individually

By: Yvonne G. Westergard
Yvonne G. Westergard, Partner

STATE OF IDAHO)
 : ss.
County of Custer)

On this 8th day of October, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared MARGARET D. WESTERGARD, known 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 seal the day and year in this certificate first above written.



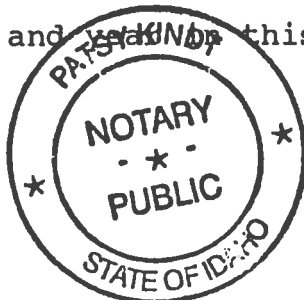
Patsy Kindt
Notary Public for Idaho
Residing at Challis, Idaho
Commission Expires: 3/12/98
W. G. V.
J. M. W.
M. D. W.

STATE OF IDAHO)
:ss.
County of Custer)

214438

On this 8th day of October, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared ROCKY M. WESTERGARD and YVONNE G. WESTERGARD, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

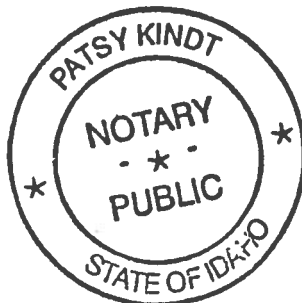


Patsy Kindt
Notary Public for Idaho
Residing at Challis, Idaho
Commission Expires: 3/12/98

STATE OF IDAHO)
:ss.
County of Custer)

On this 8th day of October, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared MARGARET D. WESTERGARD, ROCKY M. WESTERGARD and YVONNE G. WESTERGARD, known to me to be the partners of SALMON RIVER HEREFORD RANCH, the partnership that executed the above instrument, and acknowledged to me that such partnership executed the same.

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



Patsy Kindt
Notary Public for Idaho
Residing at Challis, Idaho
Commission Expires: 3/12/98

gfw
RMW
M. K. W.

TRACT 1:

TOWNSHIP 13 NORTH, RANGE 19 EAST, BOISE MERIDIAN,
CUSTER COUNTY, IDAHO.

Section 2: Lots 3 and 5

Section 2: SE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SW $\frac{1}{4}$

Section 2: A fraction of Lot 2, more particularly described as follows: Commencing at the Southwest corner of Lot 2, Section 2 and running thence East 170 feet, North 20'20" East, 1069 feet; thence North 64'25" West, 600 feet; thence South 1261 feet to the point of beginning.

Section 3: Lots 6 and 10

Section 11: Lot 1

TOWNSHIP 14 NORTH, RANGE 19 EAST, BOISE MERIDIAN,
CUSTER COUNTY, IDAHO.

Section 35: Lot 9.

TRACT II:

TOWNSHIP 13 NORTH, RANGE 19 EAST, BOISE MERIDIAN,
CUSTER COUNTY, IDAHO.

Section 2: Beginning at the Northwest corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence North 89'48" East along the North line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ 174.7 feet; thence South 23'04" West, 435.8 feet, more or less, to the West line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence North 0'01" East, 400.95 feet, more or less, along said West line to the point of beginning.

TOGETHER WITH all grazing and grazing rights, ditch and ditch rights, water and water rights appurtenant thereto or used in connection therewith.

214438
Custer County Title

Time 2:30 P.M.

10-15-1997
Ethel M. Peck, Clerk
Barbara C. Blodgett
15⁰⁰ Deputy

EXHIBIT "A"

ay & W
B.M.
M.D.W.

CLAIM NUMBER A72-04192C DATE 10/13/98
AGENT Sec

TRANSFER NUMBER #493
CLAIMED ACRE TOTAL 29
GIS ACRE TOTAL 26

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	13N	19E	2		10			39	13	38	35	15	40	38	2				
GIS					10	1		35	8	35	28	11	40	36	1				
RECOM																			
CLAIM			3													12			18
GIS																12			16
RECOM																			
	(claim 10 2)																		
CLAIM			11						18	2									
GIS									16	8									
RECOM																			

B72-DBPOU.SHP 13N 19E 35 CLAIM

SHAPE NOS. GIS

214

16

13

B72-DBPOD.SHP

NOS. DESCRIPTION

61 CIC

DBF TABLES UPDATED

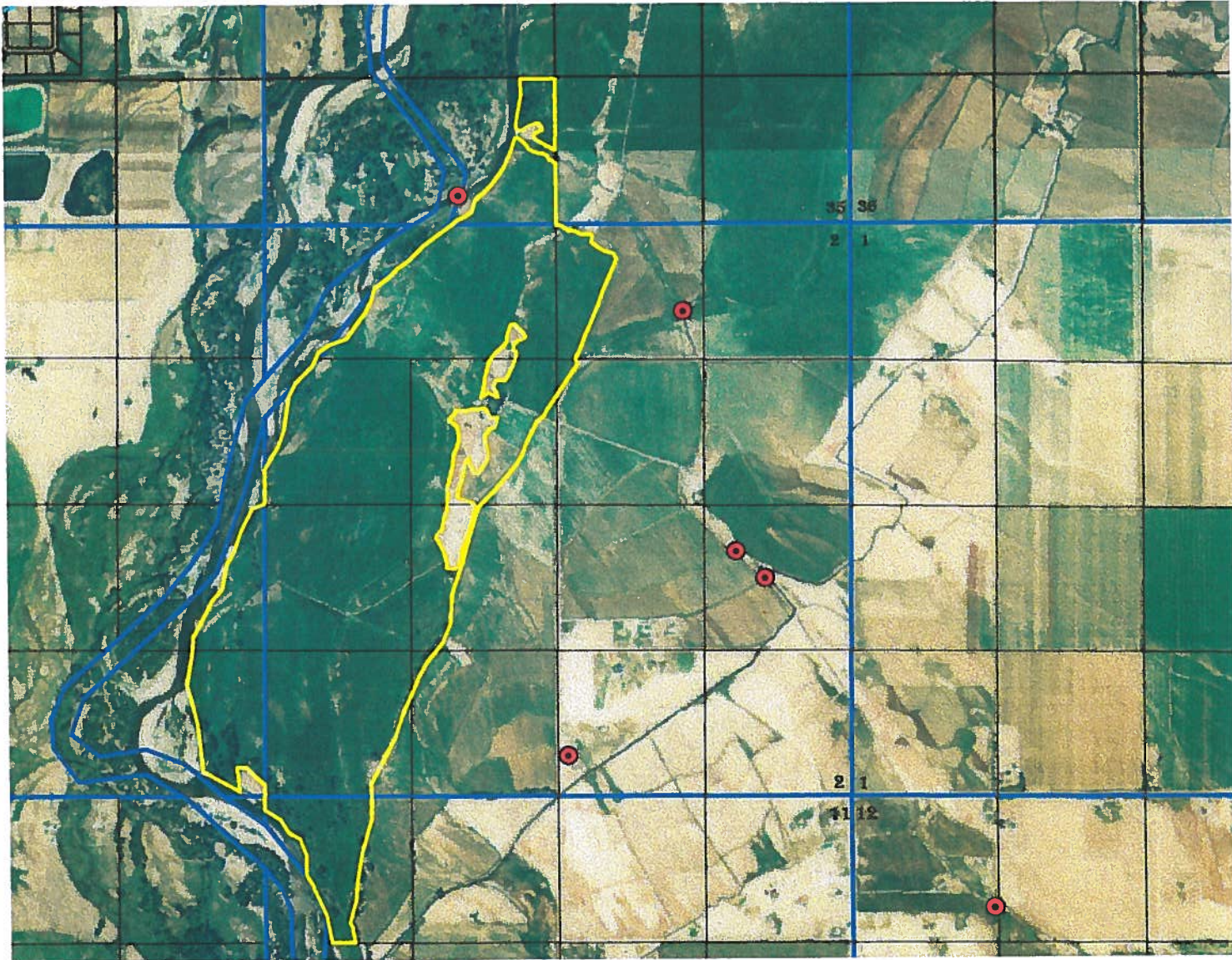
B72-DBPOU.DBF

B72-DBPOD.DBF

✓ Sec
10/15/98

IDAHO DEPARTMENT OF WATER RESOURCES

72-04192C

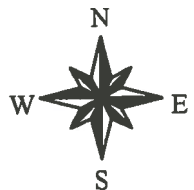


660 0 660 1320 Feet

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

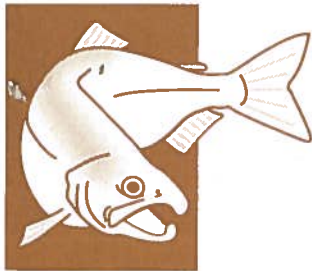
TWN: 13N
RNG: 19E
SEC: 2, 3 & 11

TWN: 14N 19E SEC: 35



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

DATE: OCT. 13, 1998



MODEL WATERSHED PROJECT

Lemhi River

■
Pahsimeroi River

■
East Fork of the
Salmon River

Coordinated by

■
Idaho Soil
Conservation
Commission

■
Custer Soil & Water
Conservation
District

■
Lemhi Soil & Water
Conservation
District

September 26, 1996

Steve Clellan
Idaho Department of Water Resources
Twin Falls, ID

OCT 15 1996

Department of Water Resources
Southern Region

RE: Rocky Westergard

Rocky Westergard contacted this office in regard to his Water Right Transfer. It is my understanding he is transferring his point of diversion for water from the Upper and Lower McGowan Ditches to the Challis Irrigation Canal. He contacted me since during about 1980 or so I worked with his father Golden Westergard to make a change in the old irrigation system below the Lower McGowan Ditch. I have also worked with Rocky on the land below the Upper McGowan ditch when he installed his first pivot sprinkler. I have basically walked this ranch from the top to the bottom on several occasions during the course of years I have worked with the Westergard family.

To my knowledge they irrigated essentially every acre of this area below the two canals. They did this through a series of contour and ridge ditches until the change was made to border dike on some of these acres. There was approximately 400 acres total from the map in the conservation plan. This observation recognizes that some acres were irrigated better than others as the old system was very inefficient. This result was some very wet area and some high dry gravel bars late in the summer.

Please give me a call if you have any questions.

Sincerely,

Ralph Swift
Project Coordinator
NRCS

206 Van Dreff, Suite A
Salmon, Idaho 83467

Facsimile
(208) 756-6376

Phone
(208) 756-6322

A72-4192c



**MODEL
WATERSHED
PROJECT**

Lemhi River
Pahsimeroi River
East Fork of the
Salmon River

206 Van Drieff, Suite A
Salmon, Idaho 83467

RECEIVED

OCT 15 1996

Department of Water Resources
Northern Region



Steve Clelland
Idaho Dept. of Water Resources
222 SHOSHONE ST. EAST
Twin Falls, ID 83301

OWNER NAME & ADDRESS
C SALMON RIVER HEREFORD RANCH
HC 63 BOX 1760
CHALLIS ID 83226
(208) 879-4406

PRIORITY DATE WATER USE
04/16/1998 IRRIGATION

USE PERIOD FROM TO
04-15 10-15

DIVERSION RATE
14.85 CFS

DIVERSION VOLUME
14.85 CFS

Water Source: SALMON RIVER
Tributary to: SNAKE RIVER
Stage: BENEFICIAL USE
Point(s) of Diversion: T13N R19E S11 Lot04(NMMSW)
CUSTER County

Place of use Legal Description for: IRRIGATION															
			NE		NW			SW			SE				
T	R	S	NE	NW	SE	NE	NW	SW	SE	NE	NW	SE	SE	SUM	
13N	19E	2	02-08	02		03-32	D3-07	05-33	29		11	40	36	01	199.5
13N	19E	3													29.0
13N	19E	10	01-.8												0.8
13N	19E	11				01-17									17.0
14N	19E	35								09-10					10.0
TOTAL ACRES														256.3	

POU County: CUSTER
Other Rights: NONE

Remarks: EXP WATER IS DELIVERED THROUGH LOWER MCGOWAN DITCH.
RIGHT NOS. 72-10504, 72-00185C & 72-00185D ARE ALSO DIVERTED
THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 06/30/1993 Verified Date: Objection Filed Date:

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

Comments:

Date: 02/04/1994 User-ID: CLELLAND Subject: COPIED FROM REMARKS
THIS CLAIM IS FOR 50% OF THE ORIGINAL FILING. THE BASIS OF THIS
CLAIM IS A POSTED NOTICE FOR THE LANDS OWNED BY WM. T. STETHEM.
WHICH ARE THE SAME LANDS LISTED AS PLACE OF USE IN THIS CLAIM.
SEE ATTACHED COPY OF THE POSTED NOTICE.

THE WATERS ARE DELIVERED IN WHAT IS CURRENTLY CALLED THE LOWER
MCGOWAN DITCH, BUT WAS ORIGINALLY CALLED THE STETHEM DITCH.

THIS CLAIM IS FOR 750" WHICH WHAT WE BELIVE WE TAKE FROM THE
DITCH.

Date: 02/04/1994 User-ID: CLELLAND Subject: RECOMMENDATIONS
A DIVERSION RATE OF 0.05 CFS PER ACRE AT THE FIELD HEADGATE IS
INCLUDED IN THE RATE OF DIVERSION. HUBBLE ANALYSIS SUPPORTS THE
AMOUNTS CLAIMED AND REC'D WITH A CONVEYANCE LOSS OF 1.55 CFS.

Date: 02/11/1994 User-ID: CLELLAND Subject: REVISED FOR CONVEYANCE LOSS
ADDED OTHER RIGHTS INTO THE LOWER MCGOWAN DITCH THAT WERE OVER-
LOOKED AT INITIAL REVIEW.

Date: 03/13/1998 User-ID: SCLELLAN Subject: COPIED FROM REMARKS
1.01 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.

WATER IS DELIVERED THROUGH LOWER MCGOWAN DITCH.
RIGHT NOS. 72-10504, 72-00185C & 72-00185D ARE ALSO DIVERTED
THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Date: 03/13/1998 User-ID: SCLELLAN Subject: REVISED POU & REFORMAT UPDATE
POU REVISED BASED UPON EXAM W/ CLAIMANT ON 4/16/97 AND STEVE
CLELLAND.

Audit: 03/13/98 SCLELLAN

INTER-DEPARTMENT MEMO

TO: Allen Merritt

SUBJECT: TRANS # 4938

FROM: STEVE Clelland

DATE: 3/13/98

SRBA # A72-4192C, A72-10235

This is the most current and accurate data in these records until the Director's Report. I have discussed these results with Mr. Westergaard and there doesn't appear to be any further disputes to resolve.

I am returning the Transfer file to you for processing.

☒ For your information

☐ Response required

Steve Clelland
signature

A72-04192C

PLACE OF USE - REVISED

su
3/13/98

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
INITIAL ACRES		13N	19E	2	9	.5			26	2	25	15	1	0	40	36.5					164	
REVISED ACRES (per 4/22/97)					8	2			32	7	33	29	11	40	36	1.5					199.5	

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
initial		13N	19E	3													3		2		5	
revised																	10		19		29	

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
initial		13N	19E	11					3												3	
revised									17												17	

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
initial		14N	19E	35											6						6	178
revised															10						10	

POU Add: 13N 19E 10 Lot 1 (NENE) 0.8

total = 256

MEMO

TO: SRBA CLAIM A72-04192C & A72-10235
FROM: STEVE CLELLAND *See*
DATE: April 22, 1997

RE: FIELD EXAM REVIEW OF 4/16/1997

=====

I met with the claimant, Rocky Westergard, at about 1:30 pm this day of 4/16/97 to review and observe the irrigation delivery systems for the place of use in dispute. We reviewed the claim files to begin with and discussed the possible changes in the review process since our initial examination.

A72-10235

We determined there were no problems with the claim from the Upper McGowan Ditch right of A72-10235. The irrigated areas were in agreement but there was some difference in the calculated acres for the parcels. Claim was for 95.0 acres and the current recommendation is for 84.5 acres. This will be reviewed with the GIS program along with the other Westergard claim.

A72-04192C

This claim was the major source of concern for Mr. Westergard since the claimed acreage totaled 299.0 acres and the initial recommendation was only 178.0 acres. We toured the south end of the property and walked into the first diversion headgate from the Lower McGowan Ditch. Mr. Westergard showed me the ditch this diversion supplied that followed near the river and he showed me the elevation above the river that prevented his pasture from being sub-irrigated like that we had seen at the head of the Lower McGowan Ditch. He was able to show convincing ditch systems that would service additional lands not covered in my original recommendation. I agreed to add acres for the lands near the Salmon River.

I told him the only areas it appears still not being recommended would be the equipment and stack yards and corrals south and north of the houses. He agreed they probably would not be returned to irrigation as originally developed years ago.

As a result of the conversion of the ditches into one main canal system Mr. Westergard has converted all irrigation on the property to wheelline sprinklers. As time allows the ditch systems and diversion works are being removed and filled in to allow better movement of the sprinklers. He said the sprinklers were first used in 1996.

4-22-97
SCC

A72-4192C
GIS Acres

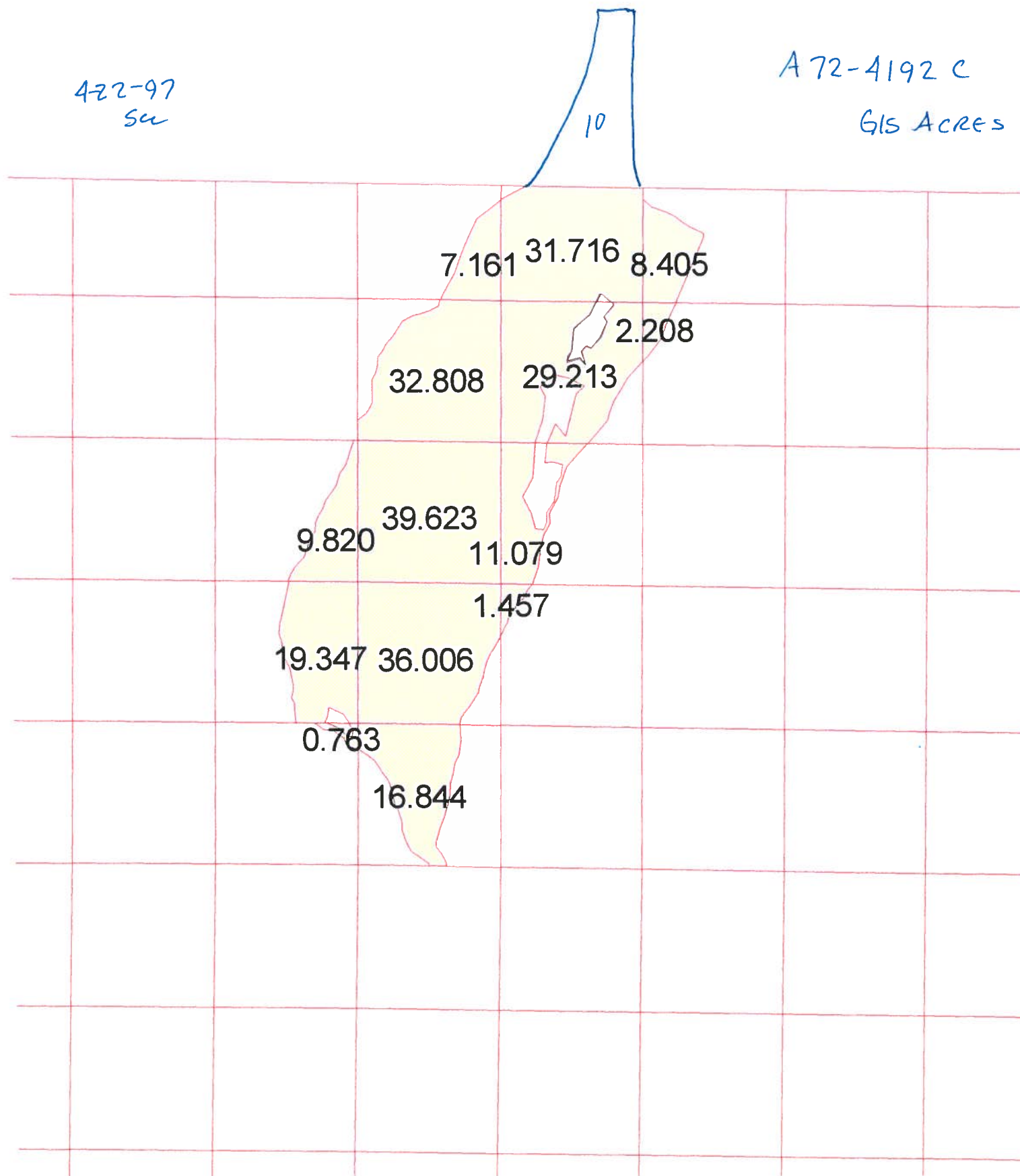
34 | 35
2 | 2

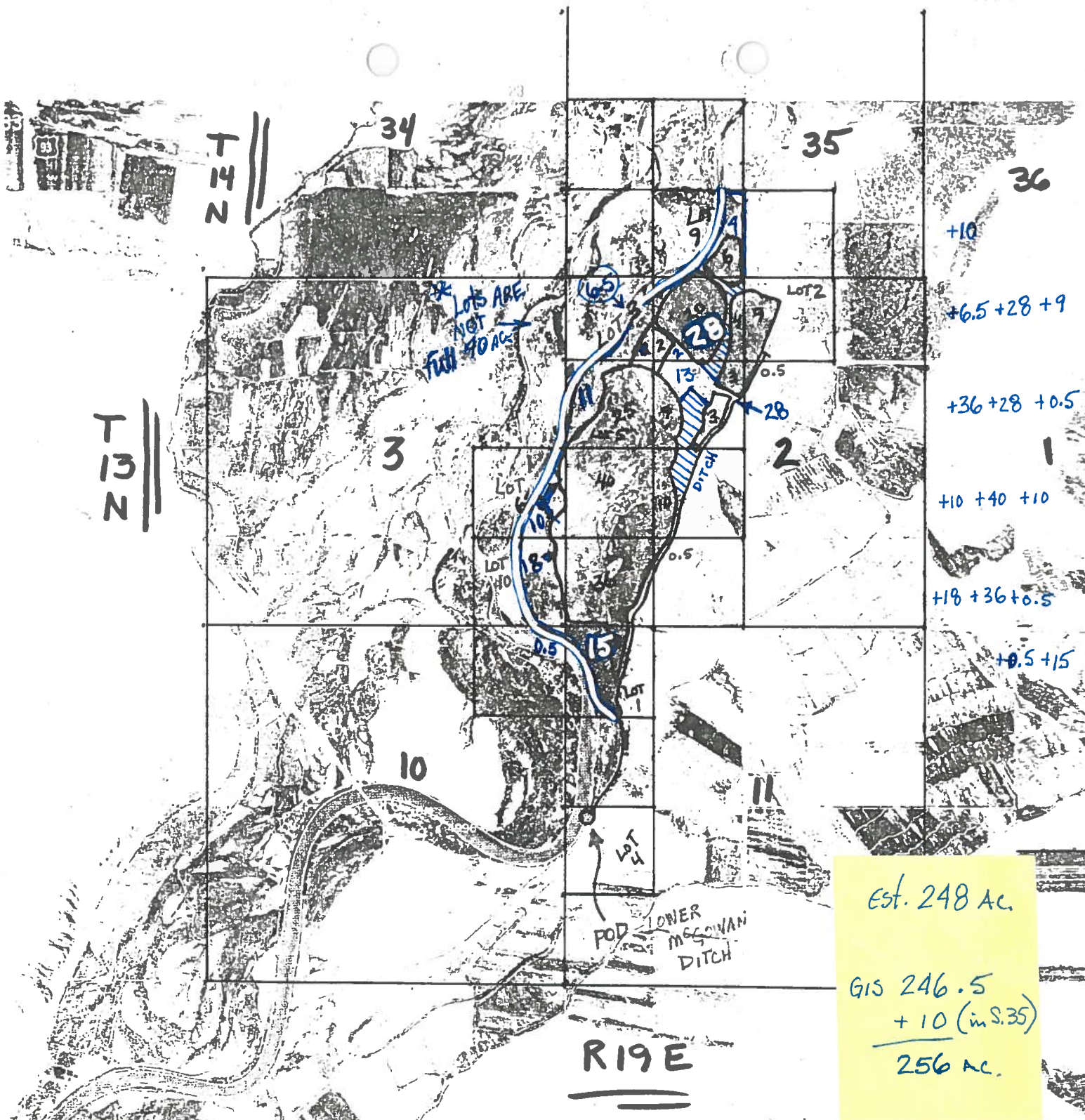
10



422-97
su

A 72-4192 C
615 Acres





Est. 248 AC.

GIS 246.5
 + 10 (in S. 35)

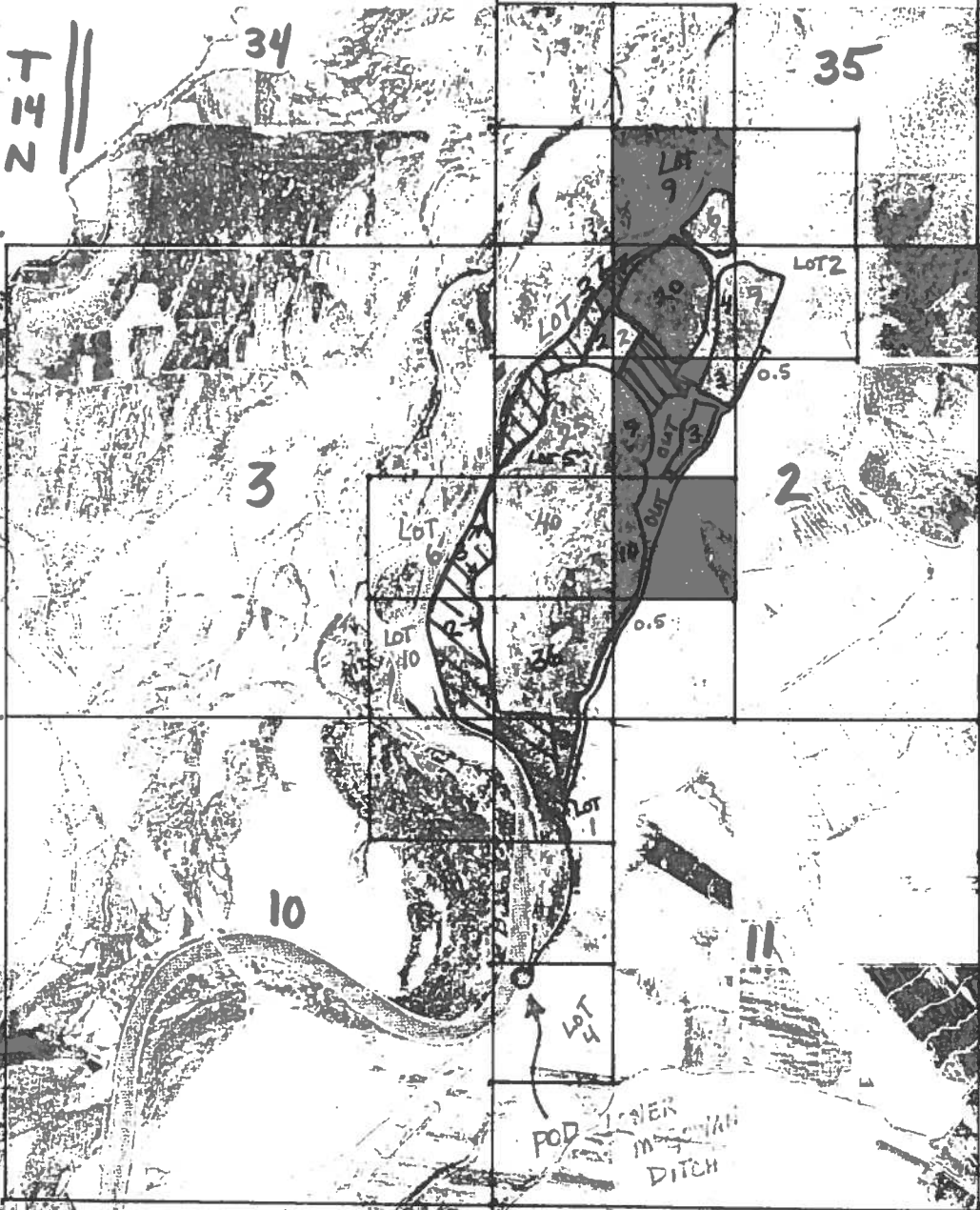
 256 AC.

CLAIM A72-4192C INIT SW
 T. 13N R. 19E S. 11 Q/Q 2-3-94
 P/D 13N 19E 11 NWNWSW Lot 4
 PHOTO U25
 DT. & ID. 7-24-74

REVISED POU ACRES
 7/22/97 SW

T 14
N

T 13
N



R19E

▨ = New Acres
Added to pou

CLAIM A72-4192C INIT SW
T. 13N R. R19E S. 11 Q/Q 2-3-94
P/D 13N R19E 11 NWNWSW Lot 4
PHOTO U25
DT.&ID. 7-24-74

T 14
N

34

35

36

T 13
N

3

2

1

10

11

R 19 E

CLAIM A72-4192C INIT SW
T. 13N R. 19E S. 11 Q/Q 2-3-94
P/D 13N 19E 11 NWNWSW Lot 4
PHOTO U25
DT. & ID. 7-24-74

initial Rec'd
of Acres
& pow.

revised 4-22-97
see

REVIEW
BASED ON
FIELD EXAM
4/16/97
SCC

BORDER
FLOOD
AREA
↑

OUT

OUT

OUT

CLAIM A72-0A192C INIT SCC
T. R. S. Q/Q 4/22/97
P/D _____
PHOTO COPY OF WESTERGARD MAP
DT. & ID. EST. 1989

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A36-04192C

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

December 9, 1996 3:35pm

NAME:

ROCKY WESTERGARD

CALLIN

RE:

FIELD EXAM TOMORROW.

HE CALLED TO SAY THEY BEGAN THEIR HAY HAULING AGAIN... PLUS THERE IS 8" OF SNOW ON THE GROUND. WE DISCUSSED IT AND WILL WAIT UNTIL AFTER THE FIRST OF THE YEAR TO RESET APPT.



N ↑

~~Copy of~~ Map Submitted by
Rocky WESTERGARD.
EST. DATE 1990
SHOWS DITCH SYSTEMS

-4192C
A72-10235
WESTERGARD

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A72-04192C

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

November 25, 1996 9:45am

NAME:

ROCKY WESTERGARD

CALLIN

RE:

RE-SCHEDULE APPT

HE CALLED TO RE-SET THE APPT. BUT THEN BEGAN TO WONDER WHY THIS WAS EVEN NECESSARY. I EXPLAINED THE DIFFERENCE IN ACRES NEEDS TO BE RESOLVED SO THE TRANSFER TO THE MAIN CHALLIS CANAL SOURCE CAN BE READY BY SPRING OF 1997. I AGREED WITH HIM THAT I SHOULD HAVE DONE THIS EARLIER, BUT, AT THE TIME I WAS THERE (1993) I WAS FOLLOWING THE PROCEDURES COMMONLY USED TO DETERMINE ACRES AND IRRIGATION. IT IS ONLY BECAUSE I HAVE BEEN THROUGH THE SETTLEMENTS AND TRIALS IN BASIN 36 THIS PAST FEW MONTHS THAT I THINK A RE-VISIT IS NECESSARY. I TOLD HIM I BELIEVE WE CAN VIEW THE NEEDED LANDS EVEN THOUGH THE CROPS ARE NOT GROWING.

SET APPT. FOR TUESDAY... DEC. 10TH, 1996. 10 AM AT HIS HOME.

TELEPHONE MEMORANDUM

Incoming Call

Outgoing Call

Returning Call

2¹⁰/2¹⁵

TO:

WESTER GARD

DATE:

11-07-1996

FROM:

7

FILE:

FILE NO:

A72-04192C

SUBJECT:

APPT. for 11-08-1996

REMARKS:

Spoke to a woman who answered the phone:

SCA's wife has had surgery. He will call again to check on her. He apologizes for having to interrupt them + give the office # if MR. wants to call.

ROUTING INSTRUCTIONS:

CALENDAR DATES:

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A72-04192C

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IDWR Employee/Agent Steve Clelland

October 23, 1996 10:02pm

NAME:
ROCKY WESTERGARD

CALLOUT

RE:
APPT FOR 10/25

I CALLED TO ASK IF I COULD RE-SCHEDULE THE APPT. DUE TO COURT APPEARANCES HERE IN TWIN FALLS... HE SAID THAT WOULD WORK.

RESET FOR NOVEMBER 8, 1996 @ 10:00 AM.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A72-04192C

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IDWR Employee/Agent Steve Clelland

October 2, 1996 11:30am

NAME:
ROCKY WESTERGARD

CALLIN

RE:
EXAM APPT.

CALLED TO SET UP EXAM TIME ... FRIDAY 10/25/96 @ 10 AM.



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

Salmon River Hereford Ranch
HC 63 Box 1760
Challis, ID
83226

September 24, 1996

RE: Application for Transfer Filed 5-22-96, My Letter Dated
6-3-96

Dear Mr. Westergard;

As you have not responded to my letter of June 3rd, I will proceed with processing of your transfer as filed. We can only approve the transfer for the presently-irrigated 263 acres, however, in order to avoid an illegal expansion under Sec. 42-222 of the Idaho Code. If you so request, we could allow a permissible place of use of 263 acres within the 380 acres shown on the transfer. You would still be allowed to irrigate only 263 acres in any one year, but could move this acreage around within the farm in different years.

If you have comments or questions, please contact me by October 10th. If I do not hear from you by then, your application will be advertised as filed.

Sincerely,

James E. Stanton
Sr. Water Resource Agent

✓ cc: Steve Clelland, SRBA



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3000
Fax (208) 736-3000

PHILIP E. BATT
Governor

KARL J. DREHE
Director

Salmon River Hereford Ranch
HC 63 Box 1760
Challis, ID
83226

June 3, 1996

RE: Application for Water Transfer Filed 5-22-96

Dear Mr. Westergard;

We have received your application, and are conducting staff review prior to advertising. There is a problem with the proposed place of use, however. The SRBA review of your adjudication claims has found an existing place of use of 263 acres from the upper and lower McGowan Ditches. A flow rate of 16.39 cfs for irrigation and 1.16 cfs for conveyance loss has been found. Under the proposed transfer, no conveyance loss would be allowed for water diverted thru the Challis Irrigation Co. canal.

Under Sec. 42-222 of the Idaho Code, the number of irrigated acres cannot be increased through the transfer process. As we have already determined that 263 acres of your land is presently irrigated, we cannot approve a transfer for more acres. In order to solve this problem, you can either correct your application to show no change in the place of use, or you can provide a new land list showing no more than 263 acres to be irrigated. I am enclosing maps showing your present irrigation as determined by our SRBA staff. If you wish to change your present system, the new place of use can be marked on these maps (with irrigated acres per 40). Then return the maps to me so that I can correct your application. If you need assistance, feel free to contact me.

Sincerely,

James E. Stanton
Sr. Water Resource Agent

cc: Steve Clelland, SRBA

RECEIVED

SEP 30 1996

Department of Water Resources
Southern Region

Sept. 27, 1996

HC 63 Box 1760

Challis, Idaho 83226

I.D.W.R. Southern Region
222 Shoshone St. East.
Twin Falls, Idaho 83301

Jayes E. Stanton,

I am enclosing an aerial photo of the ranch which I have drawn in the irrigation ditches most all of the ditches flow in the north or west direction. There are a couple of exceptions. You can see by this photo and the ditches that the entire place is irrigated.

As I have invited you and any of your staff to come and walk all over the place you will be able to see the place is irrigated. And has been for many many years.

When Mr. Steve Clelland with the I.D.W.R. was here doing his field study he only spent 15 to 20 minutes on the place doing his study. At that time I was willing to show him around and I still am willing to show him that the entire place

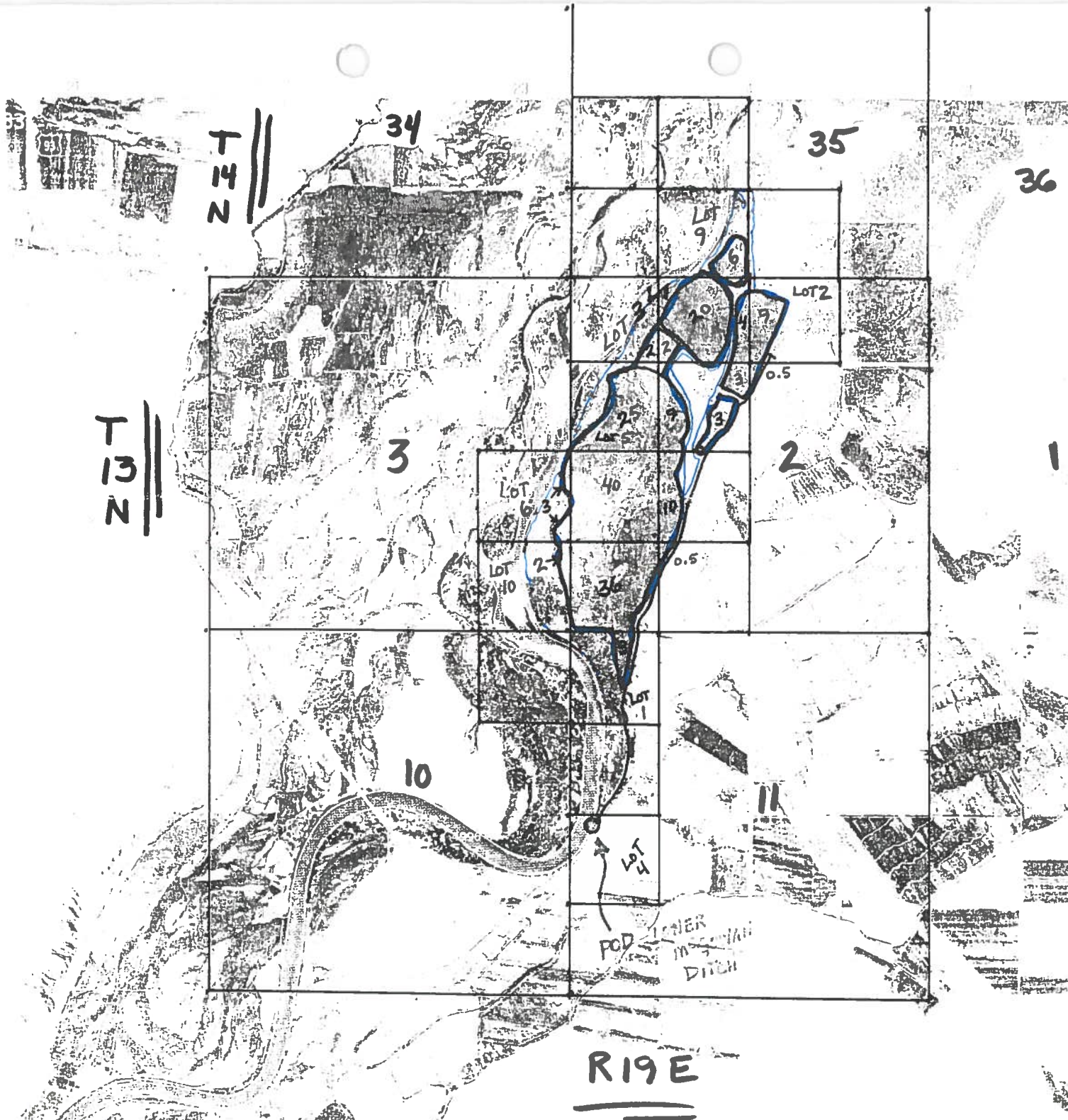
is irrigated.

I believe we should spend our tax dollars in a more wisely manner and not be duplicating our selves if we are to keep the economy of the state of Idaho and the nation strong.

This aerial photo does show the gravel bars and they do not look irrigated but they are and I can show you that they are.

Thank you.

Rocky Westgard



CLAIM 472-4192C INIT SW
 T. R. S. Q/Q 2-3-94
 P/D 13N R19E 11 NWNWSW Lot 4
 PHOTO U25
 DT.&ID. 7-24-74

178.5 acres

POOR ORIGINAL

3

T
13
N

UPPER
MCGOWAN
DITCH

10

R 19 E

15

16

CLAIM A72-10235 INIT SW
T. R. S. Q/Q 2-4-94
P/D 13N 19E 16 NW 1/4 LOT 7
PHOTO U 25
DT. & ID. 7-24-74

POU = 84.5 A c

MICROFILMED

NOV 01 1994

COMMUNICATION DOCUMENTATION

Claim No. A72-04192C

A72-10235

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IDWR Employee/Agent Steve Clelland

May 21, 1996 8:29am

NAME:
BOB FOSTER IDWR

RE:
SALMON RIVER HEREFORD RANCH

I RETURNED A FOLLOW-UP CALL TO HIM RE: THE TRANSFER FROM MCGOWAN DITCHES INTO THE CHALLIS CANAL. THERE WERE QUESTIONS BY THE CLAIMANT ON THE ACRES BEING RECOMMENDED.

A72-04192C: CLAIMED 299 AND FOUND 178 ACRES. MOSTLY RIPARIAN AREA ALONG RIVER, SOME SUB-IRRIGATED AREAS AND NON-IRRIGATED AREAS NOT ALLOWED AS POU.

A72-10235: CLAIMED 95 AND FOUND 84.5 ACRES. SUB AND NON
IRRIGATED AREAS TAKEN OUT.

TRANSFER WAS BASED UPON A72-04192C AND R72-10235 FOR THE ACRES. THIS IS THE APPLICANT'S DOCUMENT AND THEREFORE THEIR INFORMATION IN THE FORM; I REMINDED BOB OF THIS AND HE AGREED THE APPLICANT INSISTED UPON THIS DATA. I AGREED TO FORWARD THIS INFO TO THE TRANSFER REVIEW PROCESS SO THE STAFF COULD FOLLOW THE APPLICANT'S PLANS.

R PROOF

X

CVR

X

MAPS

X

PHOTOS

X

MISC

X

OWNER CODE NAME & ADDRESS PRIORITY DATE WATER USE USE PERIOD FROM TO DIVERSION RATE DIVERSION VOLUME

C SALMON RIVER HERFORD RANCH 04/16/1898 IRRIGATION 04-15 10-15 10.68 CFS

HC 63 BOX 1760

CHALLIS ID 83226

(208) 879-4406

TOTAL DIVERSION: 10.68 CFS

CONSUMPTIVE USE: 445.00 AFA

Water Source: SALMON RIVER Tributary to: SNAKE RIVER Stage: BENEFICIAL USE

Point(s) of Diversion: T13N R19E S11 Lot04(MNWSM) CUSTER County

Place of use Legal Description for: IRRIGATION														
NE			NW			SW			SE					
T	R	S	NENE	NWNE	SUNE	NENW	NWNW	SWNW	SENW	NESE	NWSE	SWSE	SESE	SUM
			Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	
13N	19E	2			02-09	.5			03-26	03-02	05-25	15		
13N	19E	3												
13N	19E	11												
14N	19E	35												

Comments:

Date: 02/04/1994 User-ID: CLELLAND Subject: COPIED FROM REMARKS
CLAIM IS A POSTED NOTICE FOR THE LANDS OWNED BY WM. T. STEIHEM.
WHICH ARE THE SAME LANDS LISTED AS PLACE OF USE IN THIS CLAIM.
SEE ATTACHED COPY OF THE POSTED NOTICE.

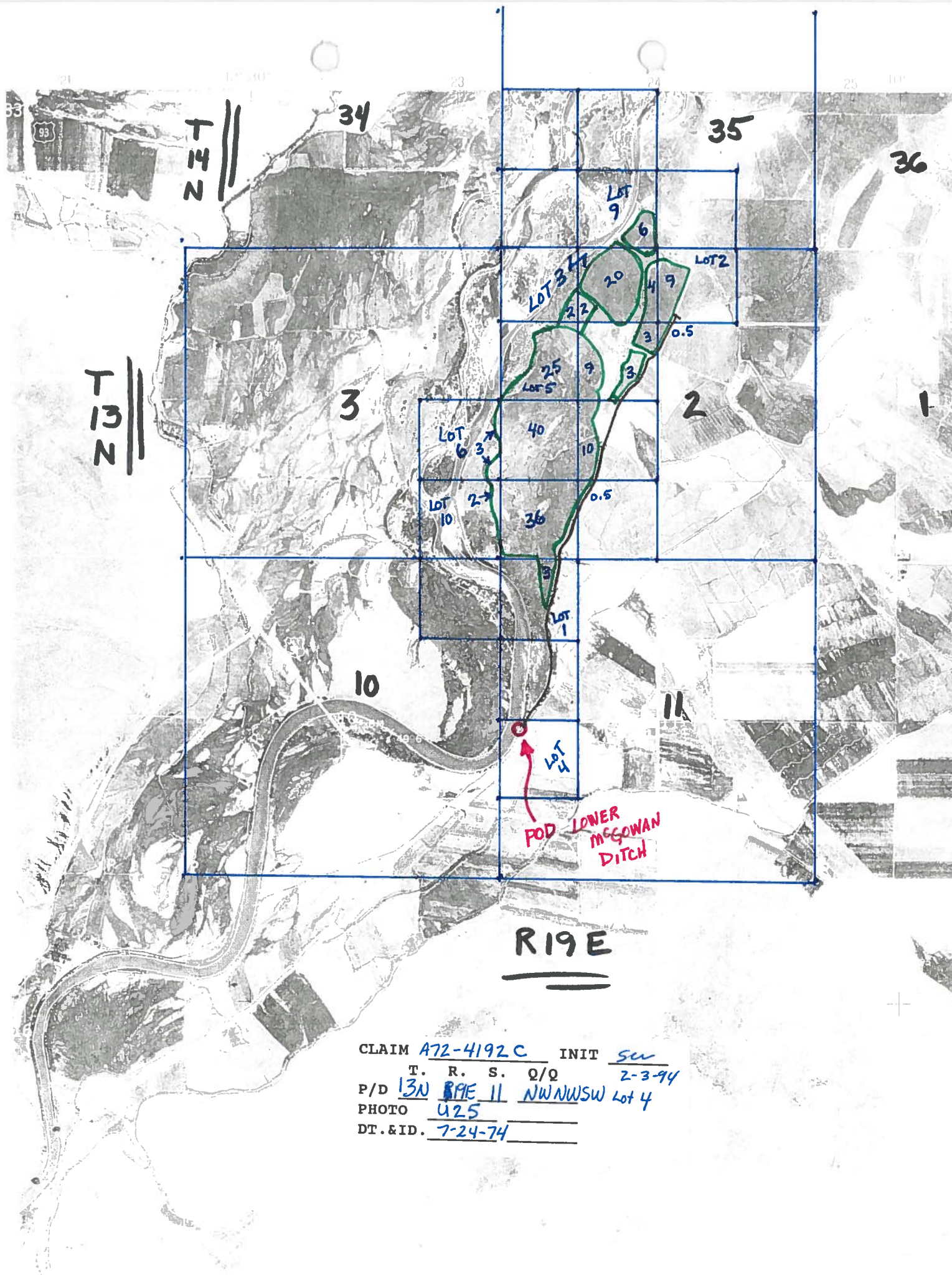
THE WATERS ARE DELIVERED IN WHAT IS CURRENTLY CALLED THE LOWER
MCGOMAN DITCH, BUT WAS ORIGINALLY CALLED THE STEIHEM DITCH.
THIS CLAIM IS FOR 750" WHICH WHAT WE BELIVE WE TAKE FROM THE
DITCH.

Date: 02/04/1994 User-ID: CLELLAND Subject: RECOMMENDATIONS
A DIVERSION RATE OF 0.05 CFS PER ACRE AT THE FIELD HEADGATE IS
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Date: 02/11/1994 User-ID: CLELLAND Subject: REVISED FOR CONVEYANCE LOSS
ADDED OTHER RIGHTS INTO THE LOWER MCGOMAN DITCH THAT WERE OVER-
LOOKED AT INITIAL REVIEW.

Audit:

02/11/94 CLELLAND



CLAIM A72-4192C INIT SW
 T. R. S. Q/Q 2-3-94
 P/D 13N R 19E 11 NWNWSW Lot 4
 PHOTO U25
 DT. & ID. 7-24-74

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	Y	Filed Notice in File w/ lower priority	6-30-93 SCC	Y	1456	SCC 2-3-94	SCC 2-4-94	SCC 2-4-94
POINT OF DIV	Y			N	1456			
SOURCE	Y			N	1456			
PLACE OF USE	Y			Y	1456			
DIV AMOUNT CFS/VOLUME				Y	1456			
CONSUMPTIVE USE				Y	1456			
PURPOSES				N	6.			
PERIOD OF USE				Y	6-SDS			
BASIS OF CLAIM	Y			N	6.			
REMARKS	Y			Y	6.			

*VERIFIED BY CODES

TOPO MAP/OTHO-PHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAVP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

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

CLAIM NUMBER: A72-04192D

DIVERSION
401114E

3

445
~~7/2/77~~ AEM

952521 BENEFICIAL USE

CLUSTER County

CEC

10

10

100

Other Rights: ADVANCE

THE WATERS ARE DELIVERED IN WHAT IS CURRENTLY CALLED THE LOWEN
MCGOWAN DITCH, BUT WAS ORIGINALLY CALLED THE STEINER DITCH.

THIS CLAIM IS FOR 750' WHICH WHAT WE BELIVE WE TAKE FROM THE DITCH.

07/29/2011 11:48 AM

Field Inspection Flag:
Presumption Flag:

$p_2 = 155$

FD5-172-10504

FD-1 - Louis McGowan

Revised
Coursework
2-11-94
See See

LAST: SALMON RIVER HERFORD RANCH
ADDRESS: HC 63 BOX 1760
CITY: CHALLIS
PHONE NUMBER: 208-879-4406
OWNER CODE: C

FIRST:
STATE: ID ZIP: 83226

~~LAST: IANE~~
~~ADDRESS:~~
~~CITY:~~
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: JOSEPH M.
STATE: ID ZIP: 00000

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED TUE TO REMARKS?

FIELD
EXAMINER
DATABASE
Y

CLAIM REMARKS: THIS CLAIM IS FOR 50% OF THE ORIGINAL FILING. THE BASIS OF THIS CLAIM IS A POSTED NOTICE FOR THE LANDS OWNED BY WM. T. STEIHEM, WHICH ARE THE SAME LANDS LISTED AS PLACE OF USE IN THIS CLAIM. SEE ATTACHED COPY OF THE POSTED NOTICE.
THE WATERS ARE DELIVERED IN WHAT IS CURRENTLY CALLED THE LOWER MCGOWAN DITCH, BUT WAS ORIGINALLY CALLED THE STEIHEM DITCH.
THIS CLAIM IS FOR 750' WHICH WHAT WE BELIVE WE TAKE FROM THE DITCH.

CONTACT PERSON:

Rocky Westergaard

PHONE NUMBER: () -

DATE OF FIELD EXAM: 6/20/93

APPOINTMENT MADE: Y (X) N ()

TIME: : A () P ()

ACCOMPANIED BY:

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

(see field Note on yellow sheet)

I walked and drove around the place of use claimed and the
Lower McGowan Ditch system.

see
2-3-94
BAC

A. AT CLAIM: # 472-04192C PRIORITY DATE: 05-21-1884 STAGE: 1
B. WR RECORD: # 72-04192 PRIORITY DATE: 05-21-1884 STAGE: ~~1~~ N

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

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

REMARKS:

Posted Notice Copy is supplied and supports the late claimed

* Review of Claim Investigation Manual, p. 33, indicates this information supports intent use, not actual developed use. More proof is required. *see 2-24-93*

Warranty Book in Microfilm file shows 4-16-89 date water case in use as claimed.

see 2-3-94

(see attached)

4-16-1898

see

DATE

2-24-93

see 2-3-94

RECOMMENDED PRIORITY DATE:
05-21-1884

DETERMINED BY

A. A1 CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-04192C	13N	19E	11	NW	NW	SW	4	CUSTER

OTHER A1 CLAIMS WITH SAME A1 POD
A PREFIX
R PREFIX
NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

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
A72-04192	13N	19E	11	NW	NW	SW	4	CUSTER
A72-04192	14N	19E	35	SE	SE	SW	9	CUSTER

OTHER WR RECORDS WITH SAME WR POD

NONE

A1 CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
R PREFIX
A72-00239
A72-04010
NONE

SOURCE: SALMON RIVER

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
N

FIELD
EXAMINER

FMADVC:

*Confirmed by Exam, OPO 4125, Blm advised 10-10-6,
HAP Soil Map, sent last map, and*

*See
2-3-94*

*Lower in Gours
16land DITCH*

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TRIP RGE. SEC.

13N 19E 11

NW NW

SW

4

COUNTY

SOURCE: SALMON RIVER

TRIP: SNAKE RIVER

DEVELOPED BY:

See

DATE:

2-3-94

Via Lower McGowan Ditch

FOOT WATER RIGHT NUMBERS:

A72-04192
A72-04192A

A72-04192B

A72-04192C

FOU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	A1 #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	19E	2	NW	NE	2	SALMON RIVER HERFORD RANCH	A72-04192C / 710.0	-	-	33.0	9.0
			NW	NE	2	CHIVERS, GARTH T.	A72-00146A /	-	-	-	
			NW	NE	2	CHIVERS, GARTH T.	A72-00155A / 30.0	-	-	-	
			NW	NE	2	CHIVERS, GLENIS M.	A72-04232A / 30.0	-	-	-	
			NW	NE	2	CHIVERS, GARTH T.	A72-10118 /	-	-	-	
			NW	NE	2	CHIVERS, GARTH T.	A72-10119 /	-	-	-	
			NW	NE	2	CHIVERS, GARTH T.	A72-10120 / 30.0	-	-	-	
			NW	NE	2	GEORGE MC GOWAN CO.	-	72-00185 /	-	-	
			NW	NE	2	SHULL, FRANK	-	72-00240 /	-	-	
			NW	NE	2	BURSTEDT, FRANK	-	72-00243 /	-	-	
			NW	NE	2	BURSTEDT, FRANK	-	72-04005 /	-	-	
			NW	NE	2	WESTERGARD, GOLDEN C.	-	72-04178 / 37.0	-	-	
			NW	NE	2	WESTERGARD, GOLDEN C.	-	72-04192 / 12.0	-	-	
			NW	NE	2	JOHNSON, LYN	-	72-04222 / 40.0	-	-	
13N	19E	2	NE	NW	3	SALMON RIVER HERFORD RANCH	A72-04192C / 39.0	-	-	41.0	26.0
			NE	NW	3	SALMON RIVER HERFORD RANCH	A72-04005 /	72-04005 /	-	-	
			NE	NW	3	BURSTEDT, FRANK	-	72-00243 /	-	-	
			NE	NW	3	BURSTEDT, FRANK	-	72-04178 / 45.0	-	-	
			NE	NW	3	WESTERGARD, GOLDEN C.	-	72-04192 / 39.0	-	-	
			NE	NW	3	SALMON RIVER HERFORD RANCH	-	72-07354 / 44.0	-	-	
13N	19E	2	NW	NW	3	SALMON RIVER HERFORD RANCH	A72-04192C / 13.0	-	-	41.0	2.0
			NW	NW	3	SALMON RIVER HERFORD RANCH	A72-04005 /	-	-	-	
			NW	NW	3	SALMON RIVER HERFORD RANCH	A72-07073 / 16.0	-	-	-	
			NW	NW	3	GINI DITCH COMPANY INC.	A72-10482 / 1.0	-	-	-	
			NW	NW	3	GINI DITCH COMPANY INC.	A72-10480 / 1.0	-	-	-	
			NW	NW	3	GINI DITCH COMPANY INC.	A72-10481 / 1.0	-	-	-	
			NW	NW	3	BURSTEDT, FRANK	-	72-00243 /	-	-	
			NW	NW	3	WESTERGARD, GOLDEN C.	-	72-04192 / 13.0	-	-	
13N	19E	2	SW	NW	5	SALMON RIVER HERFORD RANCH	A72-04192C / 39.0	-	-	34.0	25.0
			SW	NW	5	GINI DITCH COMPANY INC.	A72-10482 / 17.5	-	-	-	
			SW	NW	5	GINI DITCH COMPANY INC.	A72-10480 / 17.5	-	-	-	
			SW	NW	5	GINI DITCH COMPANY INC.	A72-10481 / 17.5	-	-	-	
			SW	NW	5	BURSTEDT, FRANK	-	72-00243 /	-	-	
			SW	NW	5	BURSTEDT, FRANK	-	72-04005 /	-	-	
			SW	NW	5	WESTERGARD, GOLDEN C.	-	72-04178 / 37.0	-	-	

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	MR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	19E	2	SW	SW	5	WESTERGARD, GOLDEN C. SALMON RIVER HEREFORD RANCH	72-04192 / 37.0	72-07364 / 37.0			
13N	19E	2	SE	SW		SALMON RIVER HEREFORD RANCH	A72-04192C / 35.0	72-04005 /	43.0	15.0	15
			SE	SW		SALMON RIVER HEREFORD RANCH	A72-04005 /	72-04005 /			
			SE	SW		SALMON RIVER HEREFORD RANCH	A72-10235 / 7.5	- /			
			SE	SW		SALMON RIVER HEREFORD RANCH	A72-10238 /	- /			
			SE	SW		SALMON RIVER HEREFORD RANCH	A72-10239 /	- /			
			SE	SW		BURSTEINT, FRANK	72-00243 /	72-00243 / 40.0			
			SE	SW		WESTERGARD, GOLDEN C.	72-04178 / 40.0	72-04192 / 40.0			
			SE	SW		WESTERGARD, GOLDEN C.	72-07364 / 40.0	72-07364 / 40.0			
13N	19E	2	NE	SW		SALMON RIVER HEREFORD RANCH	A72-04192C / 35.0	72-04005 /	35.0	10.0	10
			NE	SW		SALMON RIVER HEREFORD RANCH	A72-04005 /	72-04005 /			
			NE	SW		SALMON RIVER HEREFORD RANCH	A72-10235 / 28.5	72-00243 /			
			NE	SW		BURSTEINT, FRANK	72-04178 / 40.0	72-04192 / 19.0			
			NE	SW		WESTERGARD, GOLDEN C.	72-07364 / 40.0	72-07364 / 40.0			
13N	19E	2	SW	SW		SALMON RIVER HEREFORD RANCH	A72-04192C / 38.0	72-00243 /	40.0	40.0	40
			SW	SW		SALMON RIVER HEREFORD RANCH	A72-10235 / 5.0	72-04005 /			
			SW	SW		BURSTEINT, FRANK	72-04178 / 40.0	72-04192 / 40.0			
			SW	SW		WESTERGARD, GOLDEN C.	72-04192 / 39.0	72-04192 / 39.0			
13N	19E	2	SE	SW		SALMON RIVER HEREFORD RANCH	A72-04192C / 37.0	72-00243 /	37.0	0.5	0.5
			SE	SW		SALMON RIVER HEREFORD RANCH	A72-10235 / 39.0	72-04005 /			
			SE	SW		BURSTEINT, FRANK	72-00243 /	72-04005 /			
			SE	SW		BURSTEINT, FRANK	72-04178 / 40.0	72-04178 / 40.0			
			SE	SW		WESTERGARD, GOLDEN C.	72-04192 / 2.0	72-04192 / 2.0			
13N	19E	3	NE	SE	6	SALMON RIVER HEREFORD RANCH	A72-04192C / 12.0	- /	15.0	3.0	3
			NE	SE	6	GINI DITCH COMPANY INC.	A72-10482 / 15.4	- /			
			NE	SE	6	GINI DITCH COMPANY INC.	A72-10480 / 15.4	- /			
			NE	SE	6	GINI DITCH COMPANY INC.	A72-10481 / 15.4	72-00243 /			
			NE	SE	6	BURSTEINT, FRANK	72-04005 /	72-04005 /			
			NE	SE	6	BURSTEINT, FRANK	72-04005 /	72-04005 /			

Met is
Sub ground

TWP RANG SEC 1/4 1/4 LOT NAME A1 #/ACRES W9 #/ACRES LANDSAT DATA FIELD EXAM. RECOMM. ACRES

NE SE 7 POSE, CHARLES R. 72-04019 /15.0
 NE SE 6 WESTERGARD, GOLDEN C. 72-04178 /18.0
 NE SE 6 WESTERGARD, GOLDEN C. 72-04192 /13.0
 NE SE 6 SALMON RIVER HEREFORD RANCH 72-07364 /18.0

13N 19E 3 SE SE 10 SALMON RIVER HEREFORD RANCH A72-04192C 18.0 29.0 2.0
 SE SE 10 BURSTEDT, FRANK 72-00243 /
 SE SE 10 BURSTEDT, FRANK 72-04005 /
 SE SE 10 WESTERGARD, GOLDEN C. 72-04178 /39.0
 SE SE 10 WESTERGARD, GOLDEN C. 72-04192 /18.0

13N 19E 10 NE NE 1 SALMON RIVER HEREFORD RANCH A72-04192C 2.0 28.0 3.0
 NE NE 2 LEUZINGER, VIRGINIA A72-04129 /20.0
 NE NE 2 JENSON, CHARLES B. 72-04129 /20.0
 NE NE 1 BURSTEDT, FRANK 72-00182 /
 NE NE 1 BURSTEDT, FRANK 72-00243 /
 NE NE 1 BURSTEDT, FRANK 72-04005 /
 NE NE 1 WESTERGARD, GOLDEN C. 72-04178 /2.0
 NE NE 1 WESTERGARD, GOLDEN C. 72-04192 /1.0

13N 19E 11 NW NW 1 SALMON RIVER HEREFORD RANCH A72-04192C 19.0 28.0 3.0
 NW NW 1 WINTER, FRED M. A72-00186B /18.0
 NW NW 1 SALMON RIVER HEREFORD RANCH A72-10235 /11.5
 NW NW 1 BURSTEDT, FRANK 72-00243 /
 NW NW 1 BURSTEDT, FRANK 72-04005 /
 NW NW 1 WESTERGARD, GOLDEN C. 72-04178 /32.0
 NW NW 1 WESTERGARD, GOLDEN C. 72-04192 /17.0

13N 19E 11 SW NW 3 SALMON RIVER HEREFORD RANCH A72-04192C 7.0
 SW NW 3 WINTER, FRED M. A72-00186B /12.0
 SW NW 3 SALMON RIVER HEREFORD RANCH A72-10235 /1.0
 SW NW 3 STATE OF IDAHO A72-10504 /
 SW NW 3 BENNETTS, RICHARD 72-00186 /

14N 19E 25 SE SW 9 SALMON RIVER HEREFORD RANCH A72-04192C 716.0 6.0 6
 SE SW 9 BURSTEDT, FRANK 72-00243 /
 SE SW 9 BURSTEDT, FRANK 72-04005 /
 SE SW 9 WESTERGARD, GOLDEN C. 72-04178 /32.0
 SE SW 9 WESTERGARD, GOLDEN C. 72-04192 /30.0
 SE SW 9 SALMON RIVER HEREFORD RANCH 72-07364 /31.0

TOTAL ACRES A72-04192C 299.00 220.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, YES (X) NO ()
 IF YES SEE ATTACHED SHEET: small part: S.02 SW NE 0.5 0.5

C. FIELD EXAM REQUIRED? DATABASE Y FIELD EXAMINER X
 TRUE TO FOU DISCREPANCY? (Y/N) FOU COUNTY: CUSTER

178 178

PRESUMPTION FLAG:

REMARKS:

Confirmed areas and lands by Bann: QPR 1125, dated 7-24-74; Elm aerial 10-10-6
1125 NE dated 7-16-88, H490000 map) # 441415, 243-38, dated 9-2-84; Post 10-10-6

Not all the land claimed is actually irrigated, as seen in photos of 6-30-93 these
bottom lands naturally sub irrigated along the river and can appear irrigated in
aerial photos.

RECOMMENDATION:

TOTAL ACRES: 178.0

REVIEWED BY: Sa

DATE: 2-3-94

A. AS CLAIMED USES:

PURPOSES
A72-04192C IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

4-15 to 16-15

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
15,000 CFS
15,000 CFS

B. WR RECORDED USES:

PURPOSES
72-04192 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
30,000 CFS
30,000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

FIELD EXAMINER
DATABASE
N
Y
N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X)

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

REMARKS:

Old season

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y () N (X)

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

15.000 CFS
30.000 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 EXAMINED
Y yes

MEASUREMENT METHOD

Current Meter

FLOW MEASUREMENT

SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y () N (X) 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
A72-04192C	SALMON RIVER	SALMON RIVER HERFORD RANCH	15.000	0.050		
A72-00185A	SALMON RIVER	CHIVERS, GARTH T.	10.000	0.097		
A72-00186B	SALMON RIVER	WINTER, FRED M.	4.500	0.043		
A72-04129	GROUNDWATER	LEUZINGER, VIRGINIA	1.200	0.020		
A72-04232A	WARM SPRING CREEK	CHIVERS, GLENIS M.	4.000	0.040		
A72-07073	SALMON RIVER	SALMON RIVER HERFORD RANCH	0.630	0.016		
A72-10120	SALMON RIVER	CHIVERS, GARTH T.	9.600	0.035		
A72-10235	SALMON RIVER	SALMON RIVER HERFORD RANCH	10.000	0.105		
A72-10480	SALMON RIVER	GINI DITCH COMPANY INC.	120.000	0.041		
A72-10481	SALMON RIVER	GINI DITCH COMPANY INC.	67.000	0.022		
A72-10482	SALMON RIVER	GINI DITCH COMPANY INC.	25.300	0.008		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-00146A	STOCKWATER	CHIVERS, GARTH T.	FROM 11-01 TO 03-01	4.000 CFS	

Although IDWE measured only 4.6 cfs, capacity of the Ditch system was measured at up to 23 cfs by IDFG in 1993.

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE
ACRES 178 $\times$ 0.02 CFS/ACRE = 3.56 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 = 742.5 AE/A

ACRES 178 $\times$ CONSUMPTIVE VOL. AE/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 445 AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

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

TOTAL DIVERSION VOLUME AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☒) N(☐)

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

Cons. has sheet

Hubble Analysis:

Based on the theoretical notation of 14 days the amount needed for the acres found =

Main fields 128.5 Ac = 6.29 cfs

North 30 Ac = 1.48 cfs

East 19.5 Ac = 1.90 cfs

178 Ac = 9.67 cfs

*9.67 cfs = 0.05 cfs/Ac (as claimed rate)
178 Ac*

TOTAL F.I.R. = 9.67 cfs

Conveyance loss = 1.85 cfs

(Revised 2-11-94 See 11.02 cfs 10.68 cfs)

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CES

REC. DIV
VOL. AE/A

REC. CONS.
USER

IRRIGATION

~~04-01~~ 15 ~~12-01~~ 10-15

~~12-000~~ 15-000 ~~EXAMINER~~ 11-22

~~EXAMINER~~ N/A

~~EXAMINER~~ 742 5 445

TOTAL FOR THIS RIGHT

REVIEWED BY:

DATE:

10.68

1.35
D82 = 1.015
1.015

46-11-94
2-11-94

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-04192

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
30.000

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
72-04192	A72-04192A	6.190	-	-	72-04192	30.000
A72-04192	A72-04192B	4.000	-	-	72-04192	30.000
A72-04192	A72-04192C	15.000	-	-	72-04192	30.000

TOTAL CFS 25.190

30.000

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:

OK

AUTHENTICATION:

SIGNATURE:

Steve Codd

DATE:

2-3-94

NAME OF FIELD EXAMINER:

TITLE:

BLM

24

CLAIM A72-4192 C INIT SC
T. R. S. Q/Q 2-3-94

P/D
PHOTO BLM Aerial 10-10C-6
DT.&ID. 7-16-88 U25(NC)



R19E

T 14
N

34

35

36

3

2

T 13
N

40

5

2

10

N

POD

(LOWER
MAGOWEN
DITCH)

POU PER
EXAM & REVIEW
2-3-94
SCC
= 178 AC.

POU
AS
CLAIMED
299 AC.

CLAIM T. R. S. Q/Q INIT
P/D
PHOTO U25
DT. & ID. 7-24-74

243-36

3-38

Matched

441415



CLAIM A72-4192C INIT
T. R S. Q Q

P/D
PHOTO HAP #441415 243-38
DT.&ID. 9-2-84 (SOILS map)

Matched

R19E

R20

WPT

GP

Bt1

Bt1

Bt1

Bt1

Bt1

Bt1

Bt1

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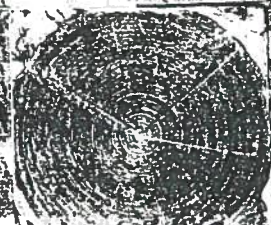
MMC

SOC

MMC

Wb2

72



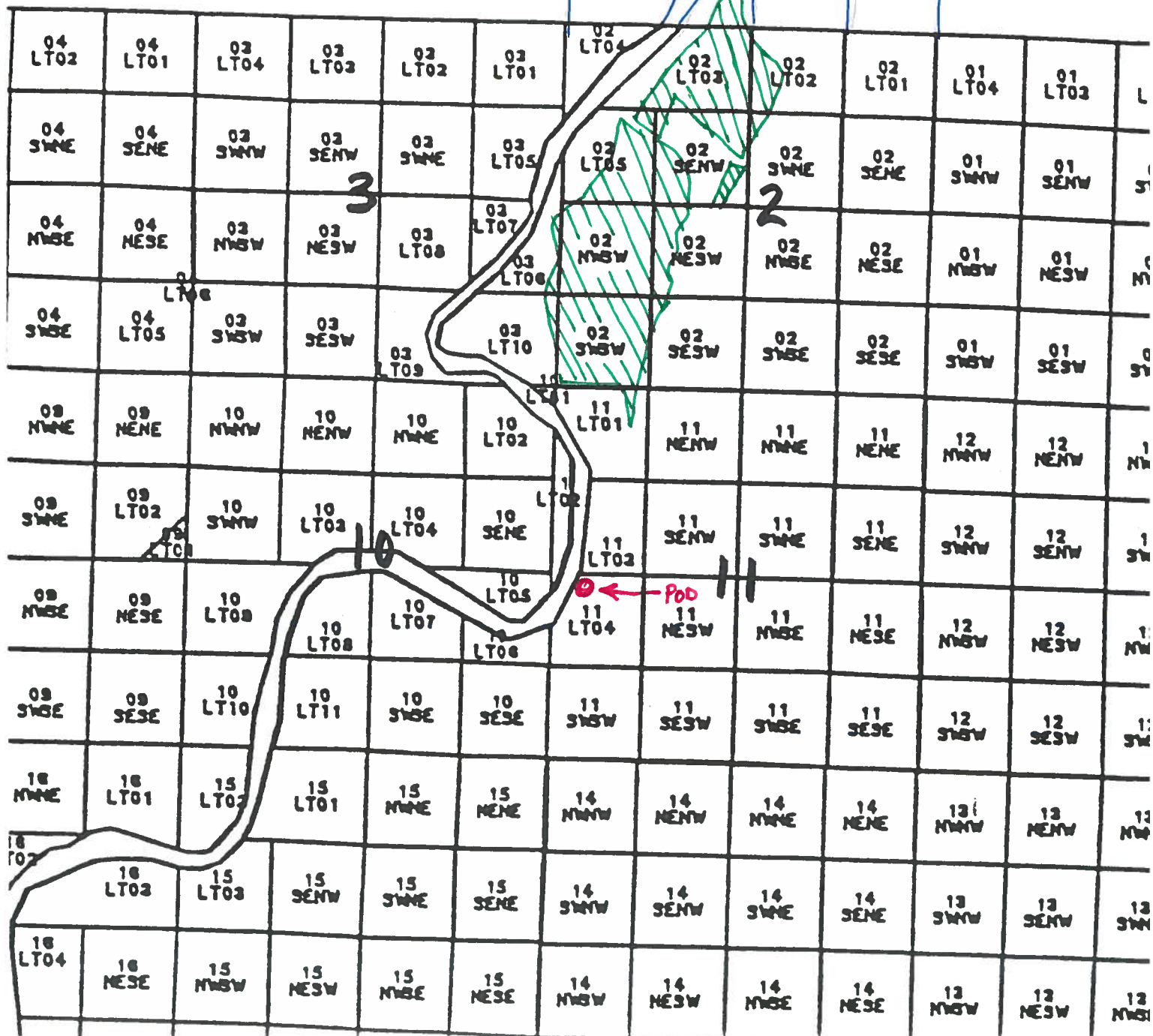


13N19E

T14N R19E
S. 35

LOT
8

LOT
9



Rocky
Westergard

4192

lower McGowan

15 cfs 299 Ac.

= 0.05/Ac

10235

upper McGowan

10 cfs 95 Ac

= 0.10/Ac

FIELD Notes
6-30-93 SCC

miss.

upper

3X

HDGT
FISH Sec.
1st Div.

lower:

upper McGowan

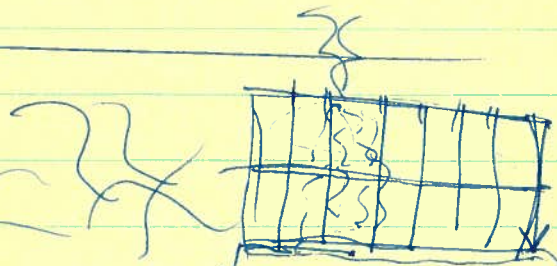
Doug Robbins
G. CHIVERS (areas from chamberlain)
Cliff Hansen

Lower

all Flood in

7-10 days

No Dry days



2-12 Hour

sets = Varies w/ field & Riv

RUNS: 250-300' overage EST

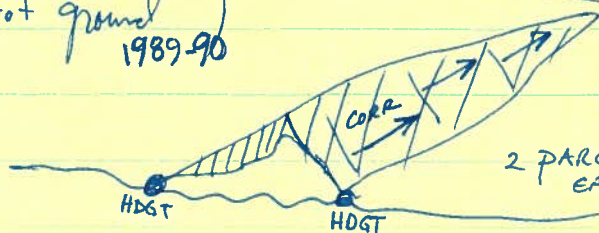
Upper

corrugated (@ Pivot ground 1989-90)

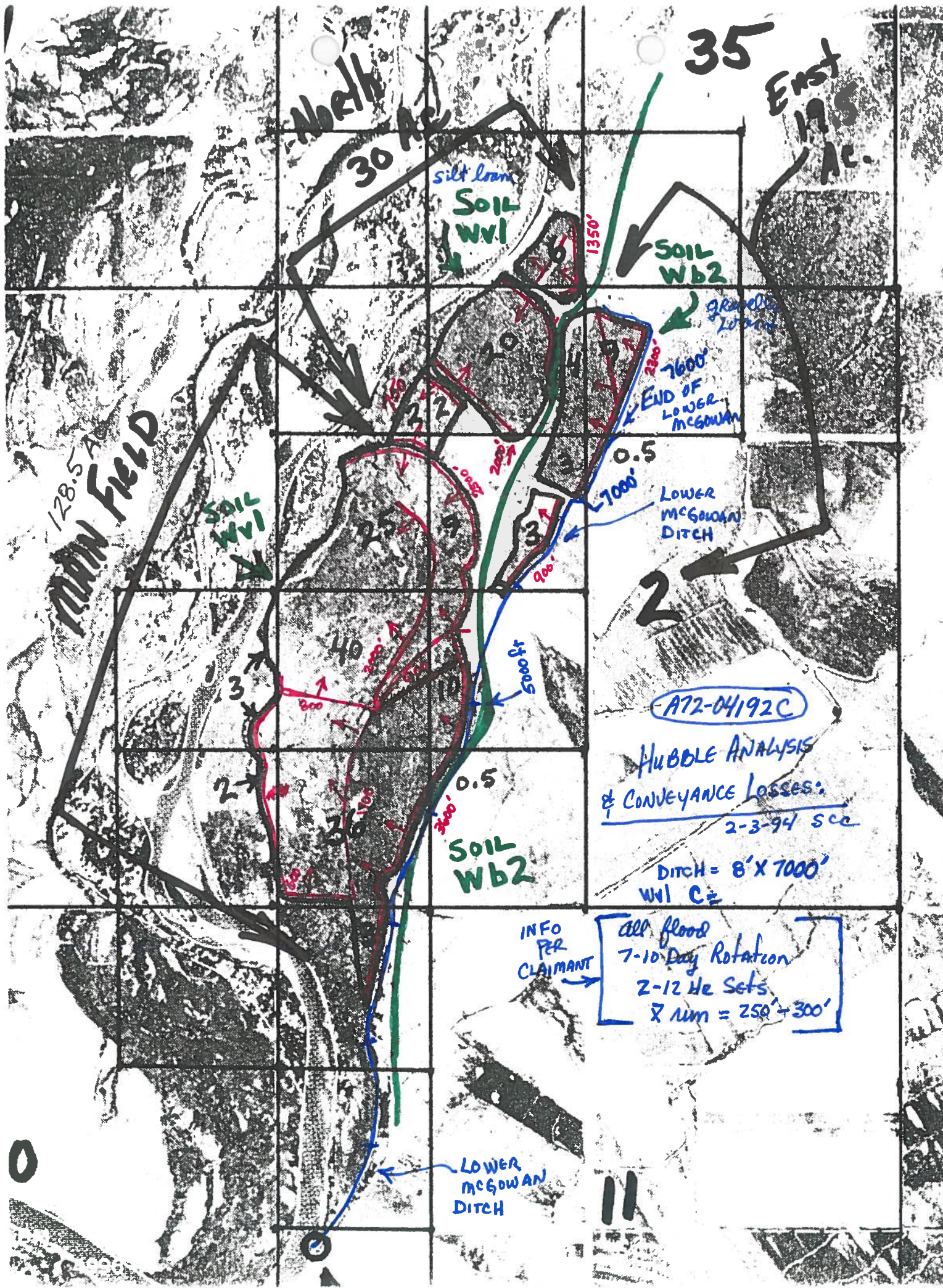
16 days

2-12 Hr sets

250'-300' runs



2 PARCELS
EACH 16 days



North
30 AC

35
East
19.5 AC.

128.5 AC
MAIN FIELD

silt loam
SOIL WVI

SOIL WB2

Gravelly
Loam

7600'
END OF
LOWER
MCGOWAN

0.5
LOWER
MCGOWAN
DITCH

2

A72-04192C

HUBBLE ANALYSIS
& CONVEYANCE LOSSES:
2-3-94 SCC

DITCH = 8' X 7000'
W/ C

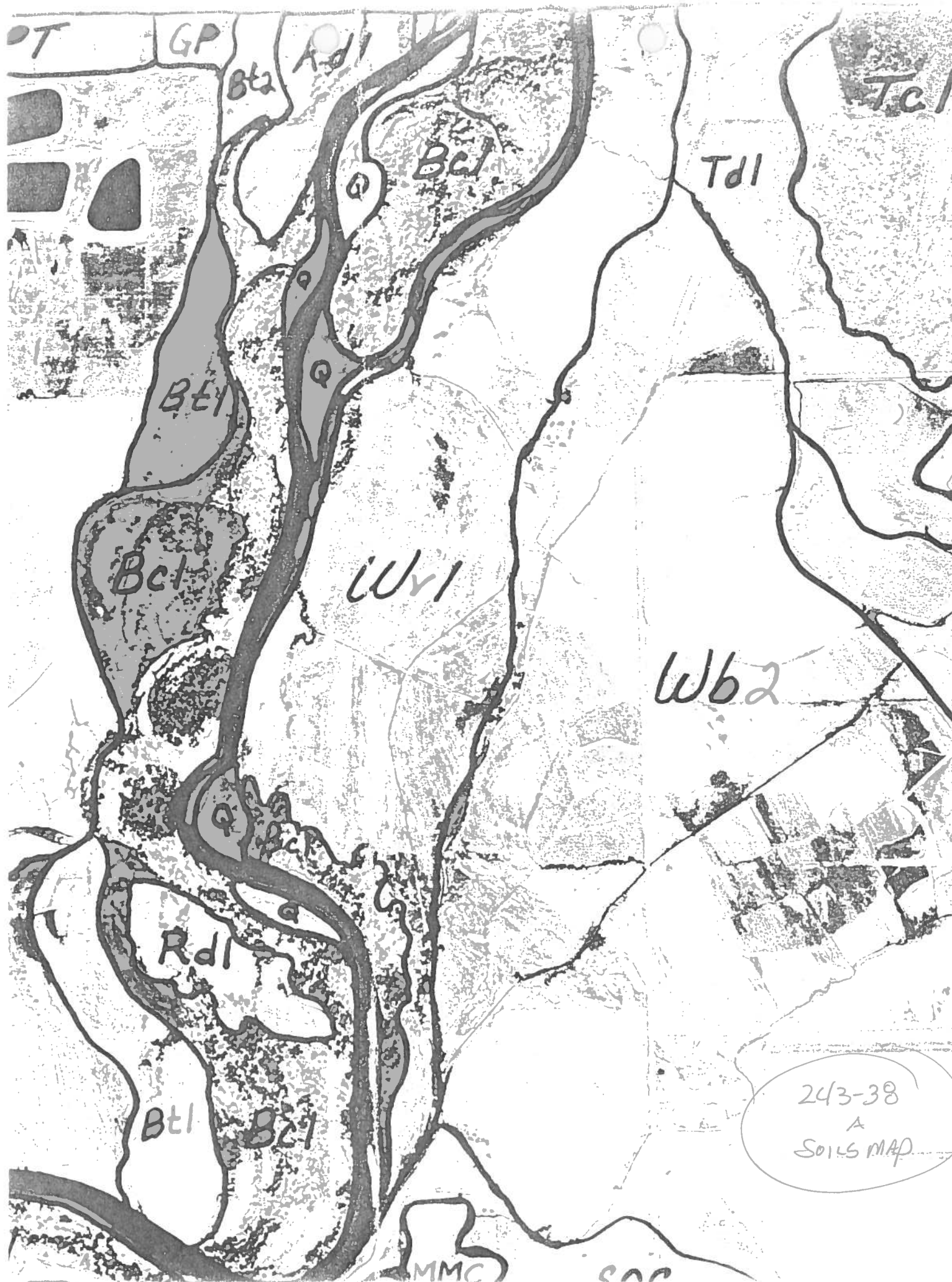
INFO
PER
CLAIMANT

all flood
7-10 Day Rotation
2-12 Hr Sets
X num = 250 + 300

LOWER
MCGOWAN
DITCH

0

11



GRADED BORDER EVALUATION

Job name: A72-04192C
By: SCC

Location: WV1 SOIL 158.5 AC ALL
Date: Feb 3, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0100 ft/ft Border width (W)= 598 ft
Net application (Fn)= 3.24 inches Border length (L)= 275 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)	Note
7.70	Gross depth is less than required gross application depth					
7.71	Gross depth is less than required gross application depth					
7.72	Gross depth is less than required gross application depth					
7.73	Gross depth is less than required gross application depth					
7.74	Gross depth is less than required gross application depth					
7.75	Gross depth is less than required gross application depth					
7.76	0.013	16.31	13.06	0.01	19.9	
7.77	0.013	16.33	13.06	0.03	19.8	
7.78	0.013	16.35	13.06	0.05	19.8	
7.79	0.013	16.37	13.06	0.07	19.8	
7.80	0.013	16.39	13.06	0.09	19.8	

$$\frac{7.76 \text{ cfs}}{158.5 \text{ Ac}} = 0.049 \text{ cfs/Ac}$$

CLAIM NO. --- A7204192C
AGENT ----- SCC
DATE ----- 02/03/94

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

SOIL CHARACTERISTICS

Soil Type = WV1 WISKISPRINGS SILT 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	8	0.17	0.19	6.6	7.3	2	3	1	2.16	2	0.55
8	49	0.17	0.19	6.6	7.3			2	2.34		
49	54	0.13	0.14	6.6	7.8			3	6.48		
54	60	0.03	0.04	6.6	7.8			4	8.64	alternate	
								5	9.70	method	
										NA	NA

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (INCHES)	MAD
alfalfa (hay or seed)	5	0.5	4.85
corn (field or silage)	4	0.5	4.32
grain (winter or spring)	4	0.5	4.32
pasture (or grass hay)	3	0.5	3.24
other (enter below)			

FIELD NOTES AND CALCULATIONS

	FIELD 1	FIELD 2	FIELD 3	FIELD 4
FIELD WIDTH	25110	0		
IRRIGATION DAYS	14			
DRY DAYS	0			
SET TIME(hours)	8			
CALCULATED RUN (run = acres*43560/width)				
RUN =	275			
CALCULATED BORDER WIDTH (ditch length/irr days * cha				
WIDTH =	598			
THEORETICAL ROTATION (mad/net irr req in inches per				
SELECTED MAD =	3.24			
ROTATION =	14.0 DAYS			

PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = CHALLIS
Figure No = 10-15

crop	acres	system	recomm. eff.	Net Irrigation Requirement (mm/day)							
				mar	apr	may	jun	jul	aug	sep	oct
PASTURE	158.5	FLOOD	14.3		1.47	3.84	4.87	5.86	4.56	3.23	2.07
ALFALFA		FLOOD			1.28	4.51	5.65	6.25	4.45	2.52	0.7

Summary 158.5 14 1.47 3.84 4.87 5.86 4.56 3.23 2.07
Peak Net Irrigation Requirement (mm/day) = 5.86

Based on 275' runs as estimated by Claimant.
POU includes all acres w/in this soil type.

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

GRADED BORDER EVALUATION

Job name: A72-04192C
By: SCC

Location: WV1 SOIL MAIN 128.5 AC
Date: Feb 3, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0100 ft/ft Border width (W)= 288 ft
Net application (Fn)= 3.24 inches Border length (L)= 463 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)	Note
6.20	Gross depth is less than required gross application depth					
6.21	Gross depth is less than required gross application depth					
6.22	Gross depth is less than required gross application depth					
6.23	Gross depth is less than required gross application depth					
6.24	Gross depth is less than required gross application depth					
6.25	Gross depth is less than required gross application depth					
6.26	Gross depth is less than required gross application depth					
6.27	Gross depth is less than required gross application depth					
6.28	Gross depth is less than required gross application depth					
6.29	0.022	16.30	13.06	0.00	19.9	
6.30	0.022	16.33	13.06	0.03	19.8	

$$\frac{6.29 \text{ cfs}}{128.5 \text{ Ac}} = 0.049 \text{ cfs/Ac}$$

CLAIM NO. --- A72-04192C
 AGENT ----- SCC
 DATE ----- 02/03/94

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

 SOIL CHARACTERISTICS

Soil Type = WV1 WISKISPRINGS SILT 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	8	0.17	0.19	6.6	7.3	2	3	1	2.16	2	0.55
8	49	0.17	0.19	6.6	7.3			2	2.34		
49	54	0.13	0.14	6.6	7.8			3	6.48		
54	60	0.03	0.04	6.6	7.8			4	8.64	alternate	
								5	9.70	method	
										NA	NA

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (INCHES)	MAD
alfalfa (hay or seed)	5	0.5	4.85
corn (field or silage)	4	0.5	4.32
grain (winter or spring)	4	0.5	4.32
pasture (or grass hay)	3	0.5	3.24
other (enter below)			

FIELD NOTES AND CALCULATIONS

	FIELD 1	FIELD 2	FIELD 3	FIELD 4
FIELD WIDTH	12100	0		
IRRIGATION DAYS	14			
DRY DAYS	0			
SET TIME(hours)	8			
CALCULATED RUN (run = acres*43560/width)				
RUN =	463			
CALCULATED BORDER WIDTH (ditch length/irr days * cha				
WIDTH =	288			
THEORETICAL ROTATION (mad/net irr req in inches per				
SELECTED MAD =	3.24			
ROTATION =	14.0 DAYS			

 PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = CHALLIS
 Figure No = 10-15

			Net Irrigation Requirement (mm/day)								
crop	acres	system	recomm. eff.	mar	apr	may	jun	jul	aug	sep	oct
PASTURE	128.5	FLOOD	14.3		1.47	3.84	4.87	5.86	4.56	3.23	2.07
ALFALFA		FLOOD			1.28	4.51	5.65	6.25	4.45	2.52	0.7

Summary 128.5 14 1.47 3.84 4.87 5.86 4.56 3.23 2.07
 Peak Net Irrigation Requirement (mm/day) = 5.86

Based on Main ditches as field width as shown on map Review.

 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

GRADED BORDER EVALUATION

Job name: A72-04192C
By: SCC

Location: WV1 SOIL NORTH 30 AC
Date: Feb 3, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0100 ft/ft Border width (W)= 98 ft
Net application (Fn)= 3.24 inches Border length (L)= 319 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)	Note
1.40	Gross depth is less than required gross application depth					
1.41	Gross depth is less than required gross application depth					
1.42	Gross depth is less than required gross application depth					
1.43	Gross depth is less than required gross application depth					
1.44	Gross depth is less than required gross application depth					
1.45	Gross depth is less than required gross application depth					
1.46	Gross depth is less than required gross application depth					
1.47	Gross depth is less than required gross application depth					
1.48	0.015	16.36	13.06	0.06	19.8	
1.49	0.015	16.47	13.06	0.17	19.7	
1.50	0.015	16.58	13.06	0.28	19.5	

$$\frac{1.48 \text{ cfs}}{30 \text{ Ac}} = 0.049 \text{ cfs/Ac.}$$

CLAIM NO. --- A72-04192C
 AGENT ----- SCC
 DATE ----- 02/03/94

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

 SOIL CHARACTERISTICS

Soil Type = WV1 WISKISPRINGS SILT 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	8	0.17	0.19	6.6	7.3	2	3	1	2.16	2	0.55
8	49	0.17	0.19	6.6	7.3			2	2.34		
49	54	0.13	0.14	6.6	7.8			3	6.48		
54	60	0.03	0.04	6.6	7.8			4	8.64	alternate	
								5	9.70	method	
										NA	NA

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (INCHES)	MAD
alfalfa (hay or seed)	5	0.5	4.85
corn (field or silage)	4	0.5	4.32
grain (winter or spring)	4	0.5	4.32
pasture (or grass hay)	3	0.5	3.24
other (enter below)			

FIELD NOTES AND CALCULATIONS

	FIELD 1	FIELD 2	FIELD 3	FIELD 4
FIELD WIDTH	4100	0		
IRRIGATION DAYS	14			
DRY DAYS	0			
SET TIME(hours)	8			
CALCULATED RUN (run = acres*43560/width)				
RUN =	319			
CALCULATED BORDER WIDTH (ditch length/irr days * cha				
WIDTH =	98			
THEORETICAL ROTATION (mad/net irr req in inches per				
SELECTED MAD =	3.24			
ROTATION =	14.0 DAYS			

 PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = CHALLIS
 Figure No = 10-15

			Net Irrigation Requirement (mm/day)								
crop	acres	system	recomm. eff.	mar	apr	may	jun	jul	aug	sep	oct
PASTURE	30	FLOOD	14.3		1.47	3.84	4.87	5.86	4.56	3.23	2.07
ALFALFA		FLOOD			1.28	4.51	5.65	6.25	4.45	2.52	0.7

Summary 30 14 1.47 3.84 4.87 5.86 4.56 3.23 2.07
 Peak Net Irrigation Requirement (mm/day) = 5.86

Based on Main ditches as field width as shown on Review Map.

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

GRADED BORDER EVALUATION

Job name: A72-04192C
By: SCC

Location: WB2 SOIL EAST 19.5 AC
Date: Feb 3, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0100 ft/ft Border width (W)= 152 ft
Net application (Fn)= 1.59 inches Border length (L)= 265 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)	Note
1.80	Gross depth is less than required gross application depth					
1.81	Gross depth is less than required gross application depth					
1.82	Gross depth is less than required gross application depth					
1.83	Gross depth is less than required gross application depth					
1.84	Gross depth is less than required gross application depth					
1.85	Gross depth is less than required gross application depth					
1.86	Gross depth is less than required gross application depth					
1.87	Gross depth is less than required gross application depth					
1.88	Gross depth is less than required gross application depth					
1.89	Gross depth is less than required gross application depth					
1.90	0.013	16.30	14.71	0.00	9.8	
1.91	0.013	16.39	14.71	0.09	9.7	
1.92	0.013	16.47	14.71	0.17	9.7	
1.93	0.013	16.56	14.71	0.26	9.6	
1.94	0.013	16.65	14.71	0.35	9.6	
1.95	0.013	16.73	14.71	0.43	9.5	
1.96	0.013	16.82	14.71	0.52	9.5	
1.97	0.013	16.90	14.71	0.60	9.4	
1.98	0.013	16.99	14.71	0.69	9.4	
1.99	0.013	17.07	14.71	0.77	9.3	
2.00	0.013	17.16	14.71	0.86	9.3	

$$\frac{1.90 \text{ cfs}}{19.5 \text{ Ac.}} = 0.097 \text{ cfs/Ac.}$$

Wb2 soil

SOIL CHARACTERISTICS

Soil Type = WB2; Zer...GRAVELLY LOAM

Source of Soils Data = Printout From SCS State Office

CLAIM NO. --- A72-04192C

AGENT ----- SCC

DATE ----- 02/03/94

Lotus Program:

IRR-PRAC.WK3

Date form revised:
4/21/93 by KKC

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	0.16	7.4	8.4	1	2	1	1.47	2	0.55
3	9	0.1	0.15	7.4	9			1	1.58		
9	21	0.08	0.13	7.9	9			3	3.18		
21	32	0.03	0.08	7.9	9			4	3.66	alternate	
32	60	0.03	0.05	7.9	9			5	4.14	method	
										NA	NA

Management Allowed Deficit (MAD)

				FIELD NOTES AND CALCULATIONS				
					FIELD 1	FIELD 2	FIELD 3	FIELD 4
crop	root depth (ft)	stress point (INCHES)	MAD	FIELD WIDTH	3200	0		
				IRRIGATION DAYS	7			
				DRY DAYS	0			
				SET TIME(hours)	8			
alfalfa (hay or seed)	5	0.5	2.07	CALCULATED RUN (run = acres*43560/width)				
corn (field or silage)	4	0.5	1.83	RUN = 265				
grain (winter or spring)	4	0.5	1.83	CALCULATED BORDER WIDTH (ditch length/irr days * cha				
pasture (or grass hay)	3	0.5	1.59	WIDTH = 152				
other (enter below)				THEORETICAL ROTATION (mad/net irr req in inches per				
				SELECTED MAD = 1.59				
				ROTATION = 6.9 DAYS				

PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = CHALLIS

Figure No = 10-15

			Net Irrigation Requirement (mm/day)							
crop	acres	system	recomm. eff.	mar	apr	may	jun	jul	aug	sep
PASTURE	19.5	FLOOD	12.7		1.47	3.84	4.87	5.86	4.56	3.23
ALFALFA		FLOOD	12.7		1.28	4.51	5.65	6.25	4.45	2.52

Summary 19.5 13 1.47 3.84 4.87 5.86 4.56 3.23 2.07

Peak Net Irrigation Requirement (mm/day) = 5.86

Based on Main Ditches as field width is shown on Map Review.

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

CONVEYANCE LOSS - WORSTELL

AGENT -----SCC
 DATE -----11-Feb-94
 CONVEYANCE OR
 SOURCE NAME -----SALMON RIVER; LOWER MCGOWAN DITCH
 RELATED CLAIMS -A72-04192C & A72-00185A

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	5000	8.0	1.50	0.76	6.29	12.64	0.0600	0.38	15.06
2	7000	6.0	1.50	0.80	3.38	6.35	0.1253	0.63	8.01
3	7600	6.0	1.50	0.86	2.97	2.97	0.2909	1.41	3.83
4				0.00		0.00	0.0000	0.00	-0.00
5				0.00		0.00	0.0000	0.00	-0.00
6				0.00		0.00	0.0000	0.00	-0.00
7				0.00		0.00	0.0000	0.00	-0.00
8				0.00		0.00	0.0000	0.00	-0.00
9				0.00		0.00	0.0000	0.00	-0.00
10				0.00		0.00	0.0000	0.00	-0.00
11				0.00		0.00	0.0000	0.00	-0.00
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	19600			2.42	12.64			2.42	

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

*Based on the 30 portion of the North 19.5 portion of the 1000' point. 2-11-94
 Westburg
 Porton
 1.01 cfs*

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

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A72-4092 C

RE: MEASUREMENTS @ S25

DATE 2-3-94

NAME OF PARTY

Phyllis Rose IDFG

She called to update Various Measurements
made & Coordinate Efforts.

She reported these Measurements for
FISH SCREEN S25
on the lower McGowan Ditch.

5-18-93 23.7 cfs

9-9-93 5.8 cfs

IDFG Archive meas: 8234959 14.4 cfs
c. 1958 23.1 cfs

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

A72-04192c

Water Right No.
(if applicable)

Open Channel Discharge Measurement Notes

A. GENERAL INFORMATION

1. Name of stream or ditch: Louise McGowan Ditch @ Fish Screen 525
2. Location: 200' below fish screen
3. Person conducting measurement: STEVE CLELLAND
4. Date and time of measurement: 6-30-93 3:30 pm —
5. Accompanied by: N/A
6. Measuring device size and ID no.: AA #090148
7. Spin test before measurement OK? OK 2:30 min after measurement OK? 2:30 min
8. Purpose of measurement: ATZ-4192

B. MEASUREMENT DATA

[illegible]

DATE

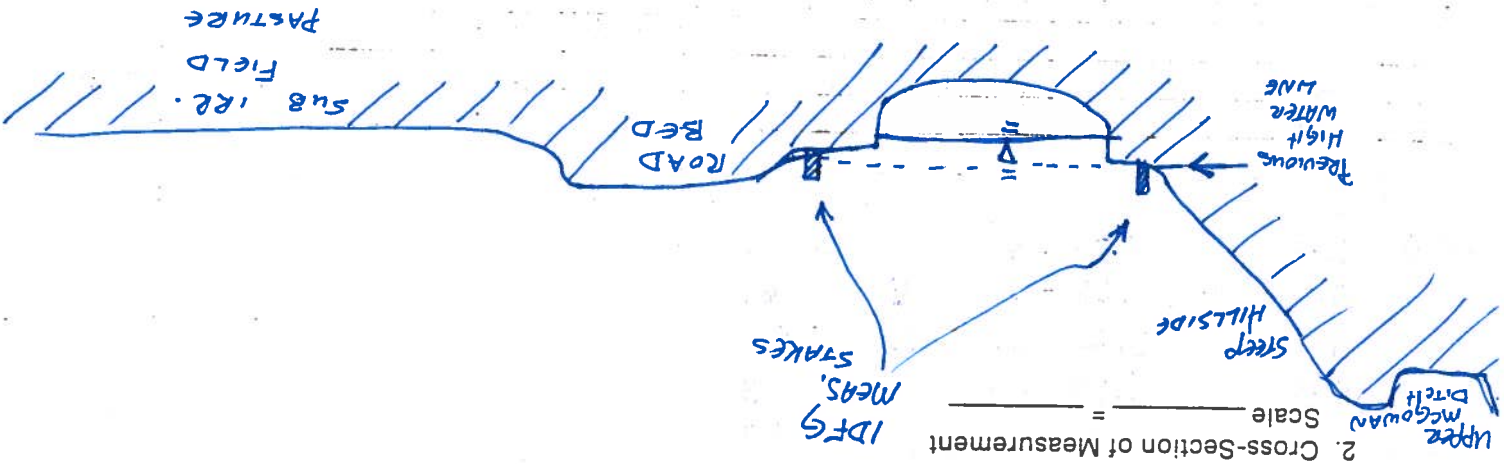
SIGNATURE OF PERSON CONDUCTING MEASUREMENT

D. SUMMARY INFORMATION

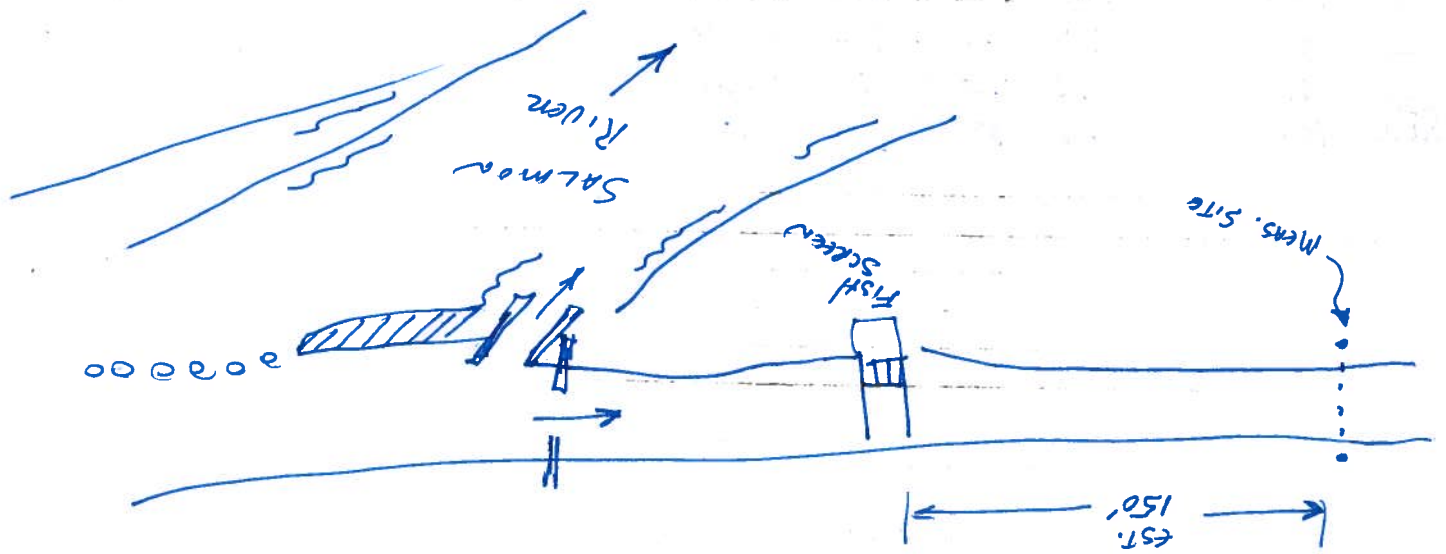
1. Measurement rated
_____ excellent
_____ good
_____ fair
_____ poor
2. Remarks: High water marks visible at 1 foot above current levels
3. Width: 13.5' right bank. Probably not a typical flow.

Discharge in cubic feet per second: _____

2. Cross-Section of Measurement



1. Measurement Location



C. DIAGRAMS

NAME OF STREAM OR DITCH LOWER MCGOWAN DITCH; SALMON RIVER
 LOCATION ----- BELOW FISH SCREEN S25 200 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

WATER RIGHT NUMBER IF APPLICABLE -----
 AGENT CONDUCTING MEASUREMENT & DATE --
 ACCOMPANIED BY ----- N/A
 PREMEASUREMENT SPIN TEST (MIN/SEC) ---
 POST MEASUREMENT SPIN TEST (MIN/SEC) - OK 2:30

FOLLOWING THE LAST ENTRY IN: "END"
 "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 MEASUREMENT TIME/SEC	2ND MEASUREMENT TIME/SEC			1ST POINT VELOCITY	2ND POINT VELOCITY	MEAN VELOCITY	
		1.99	0.20	0.10	0			0.00	0.000	0.17		0.00	0.00
		2.00	0.65		9	62.0		0.51	0.101	0.24		0.34	0.00
		3.00	1.20		15	56.0		1.00	0.650	0.34		0.22	0.22
		4.00	1.45		14	63.0		1.00	1.200	0.60		0.60	0.72
		5.00	1.50		10	53.0		1.00	1.450	0.50		0.50	0.73
		6.00	1.50		10	43.0		1.00	1.500	0.43		0.43	0.65
		7.00	1.50		15	43.0		1.00	1.500	0.78		0.78	1.17
		8.00	1.50		10	43.0		1.00	1.500	0.53		0.53	0.79
		9.00	1.20		7	64.0		1.00	1.200	0.26		0.26	0.31
		10.00	0.60		0			0.51	0.303	0.18		0.00	0.05
		10.01		0.30				0.01	0.002	0.13		0.00	4.59
END													0.05

4.66 cfs

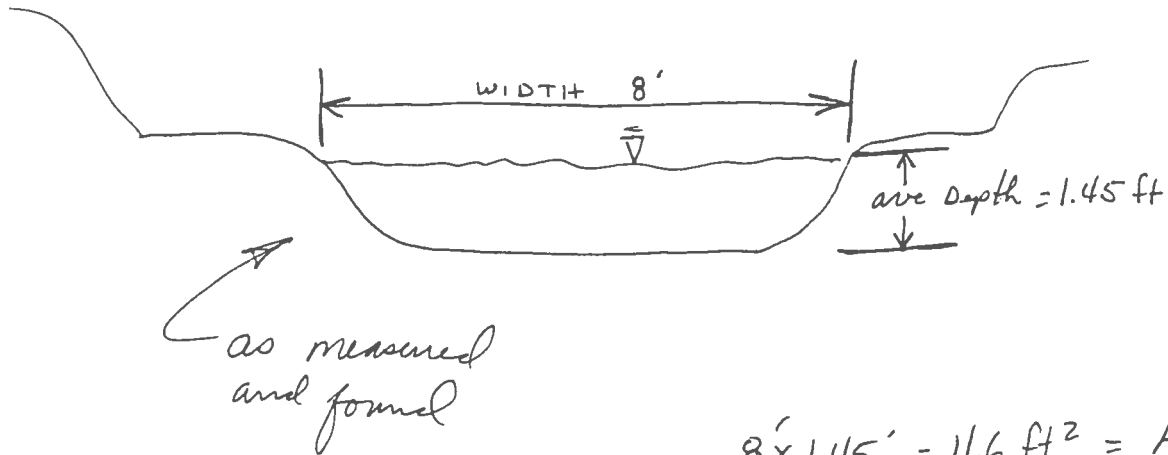
calculated the flow based on 70% velocity of previous station.

10-20-93
 Sa

REVIEW OF LOWESS MCGOWAN Ditch Capacities

ACTUAL FLOW:

SCC
2-2-94



$$8' \times 1.45' = 11.6 \text{ ft}^2 = A$$

$$Q_{\text{meas.}} = 4.66 \text{ cfs}$$

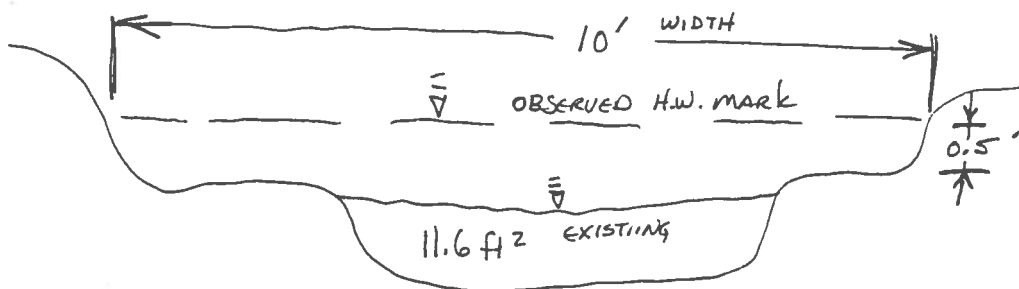
$$Q = AV$$

$$V = \frac{Q}{A}$$

$$V = \frac{4.66 \text{ cfs}}{11.6 \text{ ft}^2}$$

$$V = 0.40 \text{ ft/sec}$$

ESTIMATED FLOW:
@ CAPACITY



$$11.6 \text{ ft}^2 + (10' \times 0.5') = A = 16.6$$

$$Q_{\text{CLAIMED}} = 21.19 \text{ cfs}$$

$$V = \frac{21.19 \text{ cfs}}{16.6 \text{ ft}^2} = 1.27 \text{ ft/sec} \quad \left(\text{not an uncommon velocity rate.} \right)$$



Lower
McGowan
Ditch

Fish Screen S25



6-30-98

Photo:
A72-18
by SCC

IDFG & IDWR meas. site

A72-4192C

A72-4192 C



SALMON
RIVER
FLOW
→

PHOTO: R72-1B
by SEC

6-30-93

LOWER MCGOWAN DITCH
CONTROL HEADGATE

A72-4192C



6" picture
shows ditch
has been
flowing at
much higher
levels than
measured.

Photo:
A72-18
by Sec



Lower McGowan Ditch
meas. site

6-30-93

A72-4192C

WESTERGARD

BELOW LOWER MCGOWAN DITCH,
SUB-IRRIGATED PASTURE



6-30-93

PHOTO:

R72-18

mysec

NOT IRRIGATED.
NO IRRIGATION SYSTEM FOUND.
NOT CLAIMED AS IRRIGATED.

4/16/97 SC

REVIEW W/ WESTERGARD

THIS IS NOT HIS PASTURE
BUT HE AGREED IT IS A SUB-IRRIGATED SYSTEM.

Copy from Microfiche
Record of 72-4092.
SW
2-1-94

NOTICE

I the undersigned Citizen of the United States Claim fifteen hundred (1500) inches of the Water of Salmon River for Agricultural purposes.

Said water to be taken from the River at the place Where this Notice is posted, being on the East Side of Salmon River. about two (2) miles North from Calvins Bridge in Kound Valley Custer County Idaho. -- I also Claim the right-of-way for a ditch ten (10) feet wide to carry said water from this point to a tract of Land lying about One Half ($\frac{1}{2}$) mile North from this Notice, being Desert Land Entry No. 24.

THIS IS
ONLY A
CLAIM TO
FUTURE USES

2 miles is the
approximate
POD
of the ISLAND
DITCH.

Wm. T. Stethem.

Dated Kound Valley Custer)
County Idaho May 21st 1884)

Recorded at the request of Wm Stethem June 1st, 1884 at 9. O'clock A.M.
in Book A. of Water Claims page 77

E. C. Whitsett
County Recorder.

Right Not developed
at this filing.
But helps confirm
the Warranty Deed in 1898

William H. Felkner,)
Grantor,)
-to-) W A R R A N T Y D E E D
George McGowan,)
Grantee.)

Dated - - - - - April 1st, 1898

Acknowledged - - - - April 10, 1898, before L. M. Johnston, Notary Public.

Sealed and regular

Recorded - - - - - April 18, 1898, in Book F of Deeds at page 113.

Consideration - - - - Five Dollars

Granting words - - - - grant, bargain, sell, convey and confirm

Conveys - - - - - An undivided one half interest of in and to; the
west half of the North west quarter, and the west half
of the south west quarter of Section Thirty six and the

undivided one half interest of in and to the Northeast quarter of the
Northeast quarter; the south half of the North east quarter; The south
east quarter, and the lots numbered one and Six of Section Thirty Five in
Township fourteen North, and an undivided one half interest of in and to
Lot numbered Four of Section One, and lot numbered One of Section two, and
also an undivided one half interest of in and to all that part of Lot two
of section two in Township thirteen, North of Range Nineteen East, not
heretofore conveyed to Charles Mengsteler being described as follows: Com-
mencing at a point on the west side line of Lot 2 of Section 2 in Township
13 North of Range 15 east, fifty nine feet south of the Northwest corner of
said Lot 2 and running south along the west side line of said Lot 2, twelve
hundred and sixty one feet to the southwest corner of said Lot 2; thence
easterly along the south line of said Lot 2, one hundred and seventy feet to
a rock planted in the ground thence in a northeasterly direction ten hundred

Pou
NESW
S.35

and sixty nine feet to a rock planted in the ground, thence in a westerly direction six hundred feet to a rock planted in the ground on the west side line of said Lot 2 the point of commencement. The intention of this conveyance being to convey to George McGowan an undivided one half interest in that piece or parcel of land situate in Round Valley Custer County, Idaho and known as the William H. Falkner Desert Land Claim, less and excepting from the conveyance the part of said tract of land heretofore conveyed to Charles Bengteler. Also an undivided one fourth interest in that certain irrigation ditch and water right known as the William T. Spethem Ditch & water right. Also an undivided one half interest in the Falkner and McGowan irrigation Ditch and water right.

Together with appurtenances.

E. CLAIM BASED ON POSTED NOTICE

Prior to 1903, Idaho had a "posted notice" statute, which described the means to perfect a statutory appropriation. An appropriator was required to post and record a notice describing the intended appropriation, which was required to contain certain minimum elements. Diversion works were then required to be completed and water applied to a beneficial use with due diligence. If the requirements of the statute were satisfied, then the priority date of the water right related back to the date of posting.



A posted notice is evidence of the intent to appropriate water, but it is not evidence of application of water to beneficial use nor due diligence in completing the appropriation. Some evidence of completion of the appropriation within a reasonable time after the date of posting will therefore be required before a claim may be recommended based on a posted notice. Completion within five years will be deemed reasonable; the reasonableness of longer periods will depend on the circumstances.

NOTE: This analysis assumes that a field exam will show at least some beneficial use pursuant to the right claimed. (See Part V.E.1 as to verification of current use.)

1. Sufficiency of posted notice

Are all minimum elements present?

The first issue is whether the posted notice meets the statutory requirements. The posted notice must contain the following:

- a. Name of appropriator
- b. Source
- c. Amount of water
- d. Location of point of diversion
- e. Purposes of use
- f. Location of place of use
- g. Description of means of diversion
- h. For notices posted or recorded between March 7, 1895 and February 24, 1899, the length of time necessary to complete the appropriation, which may not be more than five years.
 - i. Date of recording between February 10, 1881 and March 10, 1903, and within the following time limits from the date of posting:
 - Prior to June 1, 1887 - 15 days
 - June 1, 1887 to February 19, 1895 - 10 days
 - February 20, 1895 to March 10, 1903 - 15 days

NOTE: The date of recording is the date the notice was recorded with the office of the county recorder for the county

Water Right Number - 72-04192

Prefix Translation:

WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***
WESTERGARD
Last Name -
First Name -
Address -
GOLDEN C.
1 - HC 63 BOX 1760
2 -
3 -
City- CHALLIS
Phone -
State- ID Zip- 83226

LANE

JOSEPH M.

State- Zip-
City-
Phone -

Priority Date - 05/21/1884
Region - 17 SOUTHERN
Stage - S - STATUTORY CLAIM
Status -

Source - SALMON RIVER
Tributary - SNAKE RIVER

Tw	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Stream Index (Blank if no Index Code)
13N	19E	11	NW SW	4		(37) CUSTER		
14N	19E	35	SE SW	9		(37) CUSTER		

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01		30.000	
+ - Total Div. Rate - + - Total Div. Volume - + - Total Div. Capacity - +						
30.000						

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
13N	19E	2	NW NE	2	12.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	NE NW	3	39.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	NW NW	3	13.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	SW NW	5	37.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	SE NW		40.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	NE SW		19.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	NW SW		40.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	SW SW		38.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	SE SW		2.0	01	IRRIGATION	(37) CUSTER
13N	19E	3	NE SE	6	13.0	01	IRRIGATION	(37) CUSTER
13N	19E	3	SE SE	10	18.0	01	IRRIGATION	(37) CUSTER
13N	19E	10	NE NE	1	1.0	01	IRRIGATION	(37) CUSTER
13N	19E	11	NW NW	1	17.0	01	IRRIGATION	(37) CUSTER
14N	19E	35	NE SW	6	35.0	01	IRRIGATION	(37) CUSTER
14N	19E	35	SE SW	9	30.0	01	IRRIGATION	(37) CUSTER
14N	19E	35	NE SE		31.0	01	IRRIGATION	(37) CUSTER

WATER RIGHT

Total Acres: 446.0

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

```

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

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[illegible]

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

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

+ - - Audit Fields - 01/28/86 05/28/88 CONVERT

+-----Water Rights Dates and Flags Area-----+

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-
Exam to S.O. Date	-	00/00/0000	Verified Date	-	01/28/1986	DLE/Carrey 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	Presumption Flag	-			-