

RECEIVED

AUG 21 1992

ORIGINAL

Department of Water Resources
Southern Region Office

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: A72-04195
Date Received: 12/18/1989
Receipt No: E011329
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ANN FINLAYSON
Address: 374 FAIRWAY DR
POCATELLO ID

208-237-2234

83201

2. Date of Priority: DEC 31, 1912

3. Source: ALDER CREEK

Trib. to: MORGAN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	19E	18	SW	NE			CUSTER
			NE	NW			CUSTER
			SE	NW			CUSTER

5. Description of diverting works:
CANVAS DAMS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	3.500		
STOCKWATER	04/01	10/31	0.020		

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

A.F.A.

8. Total consumptive use is 125.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER/ 100 MIXED BEEF CATTLE OR HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
17N	19E	18	SW	NE		IRR	15.0

A72-04195

Page 1

Date: 08/14/92

MICROFILMED

[illegible]

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

14. Remarks:

16. Signature(s)

Number of attachments:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct. .

Signature of Claimant(s): [Signature] Date: 8-18-92
[Signature] Date: _____

Date: 08/14/92

MAR 18 1993

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 18 day

of August 19 92

Judy J. Brady
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires 8-15-94

17. Notice of Appearance:

Notice is hereby given that I, Lloyd J. Webb will be
Print Name

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

Signature [Signature]

Address Box 1768 Twin Falls, Id. 83303-1768

Date 8-18-92

RECEIVED

AUG 21 1992

COPY

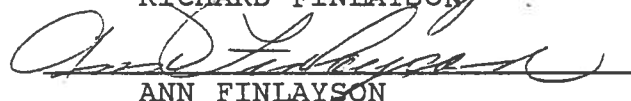
Department of Water Resources
Southern Region Office

SPECIAL POWER OF ATTORNEY

BE IT KNOWN that we, RICHARD FINLAYSON and ANN FINLAYSON, husband and wife, hereby constitute and appoint LLOYD J. WEBB to be our attorney-in-fact, with full authority to act in our stead in the processing of our "Amended Claim to a Water Right" with the State of Idaho, Department of Water Resources. We, and each of us, further grant to our attorney-in-fact the authority to execute and file the necessary documents required for the purpose of processing our "Amended Claim to Water Right" with the State of Idaho, Department of Water Resources, and to that end to execute such documents, in our stead and on our behalf, as may be necessary.

WITNESS MY HAND this 15TH day of August, 1992.


RICHARD FINLAYSON


ANN FINLAYSON

STATE OF IDAHO)
County of Bannock) ss.

On this 15TH day of August, 1992, before me, the undersigned, a Notary Public in and for said State and County, personally appeared RICHARD FINLAYSON and ANN FINLAYSON, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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


NOTARY PUBLIC FOR IDAHO

Residence: Pocatello, Idaho 83202
My Commission expires 11/23/93

MICROFILMED

MAR 18 1993

SPECIAL POWER OF ATTORNEY

WEBB, PEDERSEN & WEBB
ATTORNEYS AT LAW
188 SECOND AVENUE NORTH
BOX 1788
TWIN FALLS, ID 83303-1788
PHONE 208/734-1616

WEBB, PEDERSEN & WEBB

ATTORNEYS AT LAW

LLOYD J. WEBB, CHARTERED
KENNETH L. PEDERSEN, CHARTERED
CURTIS R. WEBB

155 2ND AVENUE NORTH
P. O. BOX 1768
TWIN FALLS, ID 83303-1768
TELEPHONE 208/734-1616
FAX NO. 208/734-5769

August 20, 1992

RECEIVED

AUG 21 1992

Department of Water Resources
Southern Region Office

ALLEN MERRITT, P.E.
Water Rights Supervisor
Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

Re: Finlayson -- No. A72-04195
Our File No. 4475-1

Dear Allen:

Enclosed please find the original "Amended Notice of Claim to a Water Right Acquired Under State Law", together with a copy of the Special Power of Attorney granting authority from the Finlaysons to myself to act for them in this matter.

Sincerely yours,



LLOYD J. WEBB

LJW:jg
Enc.

MICROFILMED

MAR 18 1993

RECEIVED

APR 29 1992

Department of Water Resources
Southern Region Office

374 Fairway Drive
Pocatello, ID 83201
April 23, 1992

Mr. Allen Merritt
Department of Water Resources
222 Shoshone St. East
Twin Falls, ID 83301

Re: Claim #A72-04195

Dear Mr. Merritt:

In response to your request for Evidence of Priority, deadline May 1, 1992, on our water claim #A72-04195 we would like to request an extension of that dateline. We are in the process of acquiring affidavits of use and are awaiting information from The National Archives, Washington, D. C.

Yours truly,



Ann Finlayson

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

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04195
ANN FINLAYSON
374 FAIRWAY DR.

POCATELLO

ID 83201

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

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: A72-04195
Date Received: 12/18/1989
Receipt No: EO 11329
Received By: HWS

RECEIVED

DEC 20 1989

Department of Water Resources
Southern Region Office
**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: ANN FINLAYSON 208-237-2234
Address: 374 FAIRWAY DR.
POCATELLO, ID 83201

2. Date of Priority: MAY 05, 1935

3. Source: ALDER CREEK Trib. to: MORGAN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	19E	18		NE	NW		CUSTER

5. Description of diverting works:
CANVAS DAMS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/01	10/31	2.000		
STOCKWATER	05/01	10/31	0.020		

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

8. Total consumptive use is 125.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 RANGE, HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	19E	18	SW	NE		IRR	15.0
			SE	NW		IRR	10.0

MICROFILMED
MAR 18 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
17N	19E	18	NW SE		IRR	25.0
Section Acres						50.0
Total Acres						50.0

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:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): [Signature] Date: 12-18-89
_____ Date: _____

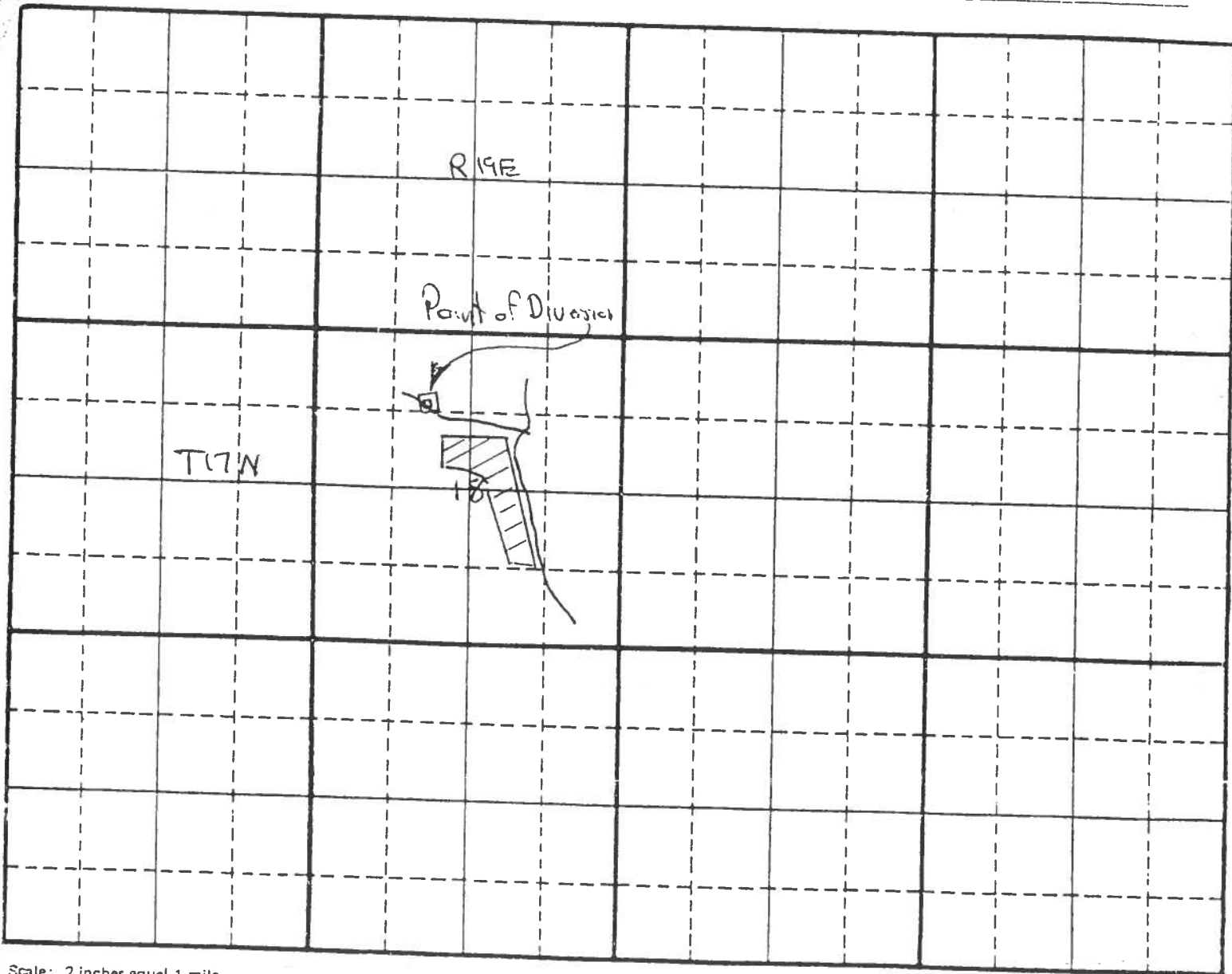
State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of Dec 19 89 [Signature]
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC
My Commission Expires RESIDING AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES: 6-30-94

(8) Remarks This right recorded in Hughes vs Jones but for only
1 cfs (Mike Hogan property). The decree incorrectly describes the
ground also.



Scale: 2 inches equal 1 mile.

MICROFILMED

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

MAR 10 1993

WEBB, PEDERSEN & WEBB

ATTORNEYS AT LAW

LLOYD J. WEBB, CHARTERED
KENNETH L. PEDERSEN, CHARTERED
CURTIS R. WEBB

June 12, 1992

155 2ND AVENUE NORTH
P. O. BOX 1768
TWIN FALLS, ID 83303-1768
TELEPHONE 208/734-1616
FAX NO. 208/734-5769

ALLEN MERRITT, P.E.
Water Rights Supervisor
Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

RECEIVED

JUN 15 1992

Re: A72-04195
Ann Finlayson
Our File No. 4475-1

Department of Water Resources
Southern Region Office

Dear Allen:

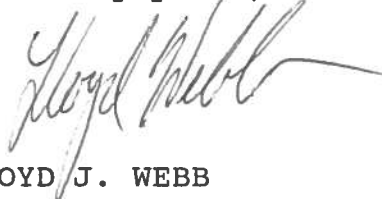
You will recall that I contacted you concerning the "response deadline" in this matter, advising you that I thought that we would have additional proof of historical use of water by June, 1992. We now have a notarized statement from Verl Jones, dated April 25, 1992, addressing the use of the Alder Creek water by Ms. Finlayson, and her predecessors, since 1923.

Because I believe that the form of the notarized statement is not quite sufficient, I am in the process of obtaining an affidavit in appropriate form from Mr. Jones with detailed information as to the historical use of the water. I had hoped to have this project completed by today, but find that I cannot. I will be gone next week (June 15), but I should be able to complete my work and submit the affidavit to Mr. Jones during the week of June 22, 1992.

I believe that you earlier indicated to me that if we could have this material to you during June, 1992, the situation would be adequately addressed. We plan to do that.

Thank you for your indulgence.

Sincerely yours,



LLOYD J. WEBB

LJW:jg
cc: Ann Finlayson (Challis)

MICROFILMED

MAR 18 1993

WEBB, PEDERSEN & WEBB

ATTORNEYS AT LAW

LLOYD J. WEBB, CHARTERED
KENNETH L. PEDERSEN, CHARTERED
CURTIS R. WEBB

155 2ND AVENUE NORTH
P. O. BOX 1768
TWIN FALLS, ID 83303-1768
TELEPHONE 208/734-1616
FAX NO. 208/734-5769

July 23, 1992

ALLEN MERRITT, P.E.
Water Rights Supervisor
Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

RECEIVED

JUL 23 1992

Re: A72-04195
Ann Finlayson
Our File No. 4475-1

Department of Water Resources
Southern Region Office

Dear Allen:

Please find enclosed the Affidavit of Verl Jones, which we believe supplies the needed evidence of priority to the use of the water of Alder Creek, as well as evidence as to the quantity used through the years.

The Finlaysons are in the process of preparing an amended "Claim to a Water Right", which will reach you as soon as signed by Ann Finlayson and notarized.

Sincerely yours,



LLOYD J. WEBB

LJW:jg
Enc. (original and 2 copies of Affidavit)

MICROFILMED

MAR 18 1993

AFFIDAVIT OF VERL JONES

RECEIVED

JUL 23 1992

ORIGINAL

STATE OF IDAHO
County of Custer

)
) SS.
)

Department of Water Resources
Southern Region Office

VERL JONES, BEING FIRST DULY SWORN, deposes and states:

1. The Affiant is a resident of Custer County, Idaho. He was born February 13, 1916, on Morgan Creek at its confluence with Corral Creek, in Custer County.

2. The Affiant has lived and ranched in the Morgan Creek area during all of his lifetime. He presently lives on Morgan Creek in Custer County, Idaho.

3. During all of his lifetime the Affiant has been familiar with what is generally referred to as the Quarter Circle D ranch located on Morgan Creek at the confluence of Alder Creek in Custer County, Idaho. The Quarter Circle D ranch, which has also been known as the "McKenney Place" and the "Donahue Ranch".

4. The Affiant's first recollection of irrigation practices on the Quarter Circle D ranch was in 1923 when the property was in the ownership and management of Thomas McKenney.

5. From 1923 to the present time, all of the waters of Alder Creek have been diverted into the irrigation ditches on the Quarter Circle D ranch and used for the irrigation of the lands of the ranch. At times these waters flows have been extremely large but, nevertheless, all of the waters have been diverted into the irrigation ditches and used for that irrigation.

6. The Affiant has often observed the diversion of quantities of water exceeding 2.0 cubic feet per second from

AFFIDAVIT OF VERL JONES - 1

MICROFILMED

MAR 18 1993

Alder Creek onto the lands of the Quarter Circle D ranch. Of course the flows have varied from year to year and from time to time. In the high water season of the year there will generally be 3½^{V.J.} cubic feet per second of water flow from Alder Creek onto the lands of the Quarter Circle D ranch.

7. The real property upon which the waters of Alder Creek has historically been diverted is described in Exhibit A attached hereto, situated in Custer County, Idaho.

Verl Jones

VERL JONES

SUBSCRIBED AND SWORN TO ME before me this 8th day of July, 1992.

Jami L. Brown

NOTARY PUBLIC

Residing in: Challis

My commission expires: 6-8-98

EXHIBIT A

H.E. Survey No. 263, embracing a portion of, approximately Sections eighteen and nineteen in Township seventeen north of Range nineteen east of the Boise Meridian, Idaho, more particularly bounded and described as follows: Beginning at corner No.1, from which the U.S. Location Monument No. 70, bears south 7 degrees 42 minutes east 98.05 chains distant; thence north 29 degrees 20 minutes west 39.99 chains to corner No. 2; thence north 35 degrees 48 minutes west 33.7 chains to corner No. 3; thence north 9 degrees 26 minutes west 12.47 chains to corner No. 4; thence north 80 degrees 40 minutes east 22.62 chains to corner No. 5; thence south 19 degrees 10 minutes east 71.24 chains to Corner No. 6; thence south 22 degrees 26 minutes west 11.6 chains to Corner No. 1, the place of beginning, containing 128.36 acres, according to the official plat of the survey of the said land, returned to the General Land Office by the Surveyor-General.

MICROFILMED

MAR 18 1993

RECEIVED

JUL 23 1992

AFFIDAVIT OF VERL JONES

Department of Water Resources
STATE OF IDAHO
Southern Region Office
County of Custer

)
) SS.
)

RECEIVED

JUL 23 1992

Department of Water Resources
Southern Region Office

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4. The Affiant's first recollection of irrigation practices on the Quarter Circle D ranch was in 1923 when the property was in the ownership and management of Thomas McKenney.

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AFFIDAVIT OF VERL JONES - 1

MICROFILMED

MAR 18 1993

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7. The real property upon which the waters of Alder Creek has historically been diverted is described in Exhibit A attached hereto, situated in Custer County, Idaho.

Verl Jones
VERL JONES

SUBSCRIBED AND SWORN TO ME before me this 8th day of July, 1992.

Lami L. Brown
NOTARY PUBLIC
Residing in: Challis
My commission expires: 10-8-98

EXHIBIT A

H.E. Survey No. 263, embracing a portion of, approximately Sections eighteen and nineteen in Township seventeen north of Range nineteen east of the Boise Meridian, Idaho, more particularly bounded and described as follows: Beginning at corner No.1, from which the U.S. Location Monument No. 70, bears south 7 degrees 42 minutes east 98.05 chains distant; thence north 29 degrees 20 minutes west 39.99 chains to corner No. 2; thence north 35 degrees 48 minutes west 33.7 chains to corner No. 3; thence north 9 degrees 26 minutes west 12.47 chains to corner No. 4; thence north 80 degrees 40 minutes east 22.62 chains to corner No. 5; thence south 19 degrees 10 minutes east 71.24 chains to Corner No. 6; thence south 22 degrees 26 minutes west 11.6 chains to Corner No. 1, the place of beginning, containing 128.36 acres, according to the official plat of the survey of the said land, returned to the General Land Office by the Surveyor-General.

MICROFILMED
MAR 18 1993

RECEIVED

AFFIDAVIT OF VERL JONES

JUL 23 1992

STATE OF IDAHO)
)
County of Custer) SS.

Department of Water Resources
Southern Region Office

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5. From 1923 to the present time, all of the waters of Alder Creek have been diverted into the irrigation ditches on the Quarter Circle D ranch and used for the irrigation of the lands of the ranch. At times these waters flows have been extremely large but, nevertheless, all of the waters have been diverted into the irrigation ditches and used for that irrigation.

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AFFIDAVIT OF VERL JONES - 1

MICROFILMED
MAR 18 1993

Alder Creek onto the lands of the Quarter Circle D ranch. Of course the flows have varied from year to year and from time to time. In the high water season of the year there will generally be 3½ ^{V.J.} cubic feet per second of water flow from Alder Creek onto the lands of the Quarter Circle D ranch.

7. The real property upon which the waters of Alder Creek has historically been diverted is described in Exhibit A attached hereto, situated in Custer County, Idaho.

Verl Jones

VERL JONES

SUBSCRIBED AND SWORN TO ME before me this 8th day of July, 1992.

Jani L. Brawner

NOTARY PUBLIC

Residing in: Challis

My commission expires: 10-8-98

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MICROFILMED

MAR 18 1993

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED
DEC 07 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: 72-04195

ANN FINLAYSON
374 FAIRWAY DR
POCATELLO ID 83201

Daytime Telephone Number:

Evening Telephone Number:

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

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

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

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

DATE: 12-5-98

SIGNATURE: 

Please print your name: Ann Finlayson

Water Right Number - R72-04195

Prefix Translation: RESEARCH

Old (D) Number -

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

*** A - ATTORNEY ***

WEBB

LLOYD

1 - PO BOX 1768

2 -

3 -

City- TWIN FALLS

State- ID Zip- 833031768

Phone - 208-734-1616

*** C - CURRENT OWNER ***

FINLAYSON

ANN

1 - 374 FAIRWAY DR

2 -

3 -

City- POCA TELLO

State- ID Zip- 83201

Phone - 208-237-2234

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
05/03/1935 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
ALDER CREEK MORGAN CREEK

+ - - - - Point of Diversion - - - - - +

Twn	Rng	Sec	Tract	Lot	RFlg	County	Diversion Name
17N	19E	18	NE NW SE ⁶⁵ -67		(37)	CUSTER	
			NW NW SE -66		(37)	CUSTER	
			SE NW SE -68		(37)	CUSTER	

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/15	10/15	2.980	
04 - STOCKWATER		04/15	10/15	0.020	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
2.980 0.0

+ - - - - Place of Use - - - - - +

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
17N	19E	18	NE SE		8.1	01	IRRIGATION	(37) CUSTER
17N	19E	18	NW SE		11.0	01	IRRIGATION	(37) CUSTER
17N	19E	18	SW SE		4.6	01	IRRIGATION	(37) CUSTER
17N	19E	18	SE SE		16.0	01	IRRIGATION	(37) CUSTER
17N	19E	19	NE NE		1.6	01	IRRIGATION	(37) CUSTER
17N	19E	18	NE SE			04	STOCKWATER	(37) CUSTER
17N	19E	18	NW SE			04	STOCKWATER	(37) CUSTER
17N	19E	18	SW SE			04	STOCKWATER	(37) CUSTER
17N	19E	18	SE SE			04	STOCKWATER	(37) CUSTER
17N	19E	19	NE NE			04	STOCKWATER	(37) CUSTER

Total Acres: 41.3

Water right number - R72-04195

Prefix Translation: RESEARCH

+ - - Diversion Means - CANVAS DAMS TO EARTHEN DITCHES TO FLOOD IRRIGATION

+ - - Non-Irrigation Use - STOCKWATER, 100 MIXED BEEF CATTLE OR HORSES

+ - - Other Rights for Same Use - 72-00165 AND 72-00166

+ Remarks +

QNT USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 3.85 CFS.
COMBINED RIGHT NOS.: 72-00165, 72-00166, AND 72-04195.

POU1 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 41.3 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00165, 72-00166, AND 72-04195.

GEN PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 263.

EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINTS OF
DIVERSION DESCRIBED ABOVE: 72-00165, 72-00166, AND 72-04195.

```
+-----+ Old Water Right Numbers -----+
```

No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - - +

N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
- SHALL NOT EXCEED 13,000 GALLONS PER DAY.

N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.

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

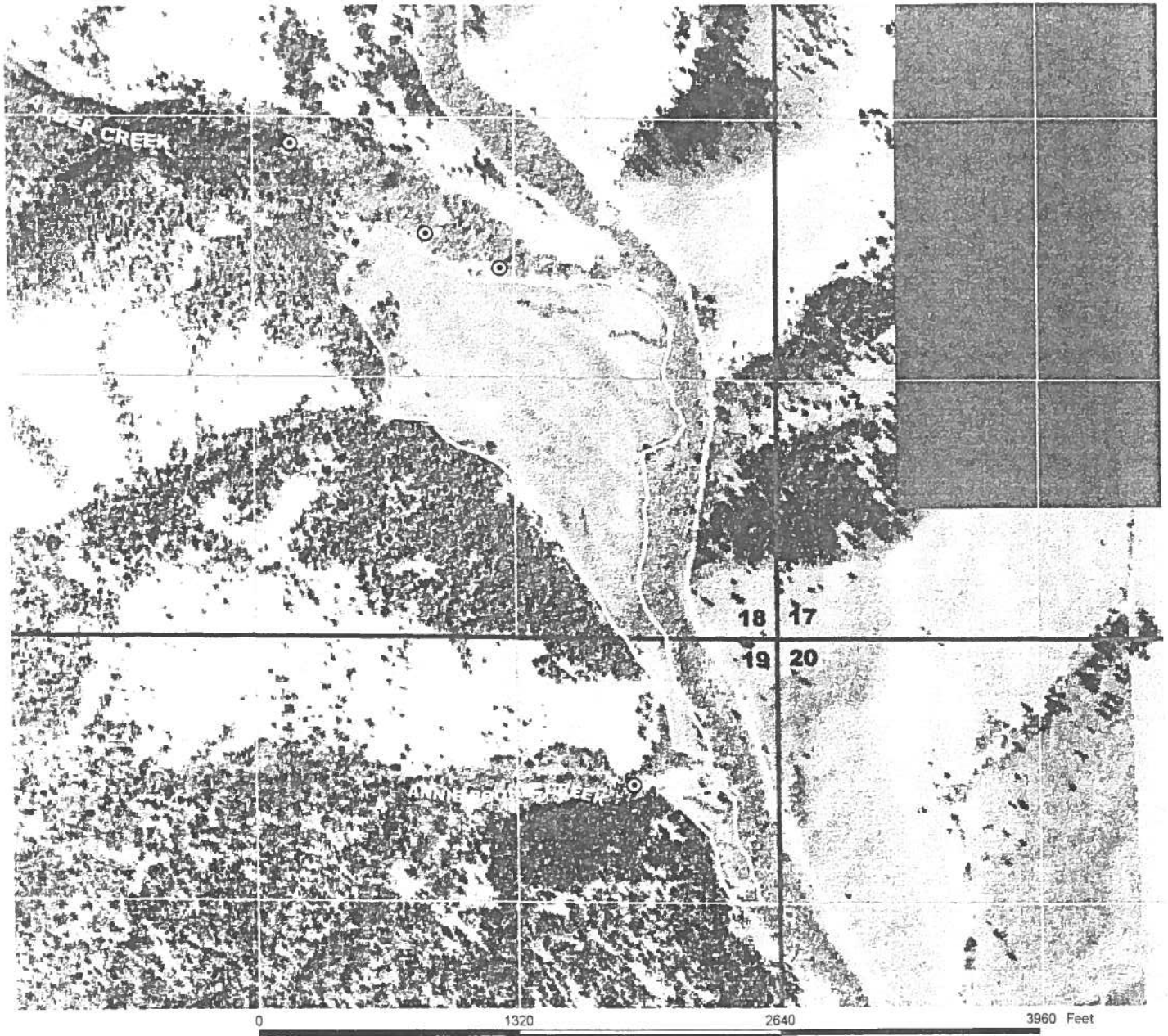
+ - - Audit Fields - 11/14/92 CLELLAND 01/04/94 CHRISTEN 03/30/95 POST-STD 10/09/98 KCHRISTE

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

+ Adjudication Rights Dates and Flags Area

Court Report Filing	- 00/00/0000	Field Inspection Made	- 08/02/1993	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 12/18/1989	Last Amended Date	- 08/14/1992	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 72F
Licensed Date	- 00/00/0000	Receipt Number	- E011329	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-

**72-00165, 72-00166, & 72-04195 ALDER CREEK
72-04194 ANNIE ROONIE CREEK
FENLAYSON**



**RECOMMENDED PLACE OF USE
TWP 17N RNG 19E, SEC 18 & 19
data entry on October 8, 1998**



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

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

				NE				NW				SW				SE				
	TWP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
AIM	17N	19E	18			5					10						25			50
GIS																8.1	10.7	4.6	15.6	
COM																8.1	11	4.6	16	39.7
AIM	17N	19E	19	-0-																-0-
GIS				1.6																
COM				1.6																1.6
AIM																				
GIS																				
COM																				
AIM																				
GIS																				
COM																				

72-DBPOU.SHP

HAPE NOS.
154
Alder Co P/u. claimed Soil Analysis limiting factor
72-00165 - .70 CFS 3.85 4.23
00166 .175 CFS
04195 3.50
4.375 CFS

72-DBPOD.SHP

OS. DESCRIPTION
66 Sec 18
NWNWSE 3.85
67 Sec 18
NENWSE .70
.175
.875
2.98 CFS
68 Sec 18
SENWSE

BF TABLES UPDATED

72-DBPOU.DBF

72-DBPOD.DBF

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

72-00165 72-00166
72-04195

 DATE: 10-8, 1998

 REVIEWED BY KKC

CHALLIS AREA SOIL REVIEW

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
ATC	.15	.13			6.49	7.62
BB1	.09	.09			6.09	6.17
BC1	.16	.17			5.82	5.46
BK1	.07	.06			10.62	11.86
BT1	.18	.16			3.99	4.19
BT2	.41	.32			2.34	2.87
CB1	.06	.06			11.55	13.47
CHA	.21	.21			4.52	4.76
CP1	.36	.36			2.61	2.78
DB1	.13	.11			5.66	6.65
DBB	.13	.11			5.71	6.69
DBC	.13	.11			5.71	6.69
DMF	.18	.21			5.12	4.72
DRF	.18	.19			9.08	9.68
DT2	.05	.04			12.46	16.50
DWA	.14	.14			4.79	5.01
G01	.10	.12			12.47	10.51
KEG	.08	.07			8.73	10.06
MBF	.15	.12			7.65	5.81
MUG	.15	.14			4.54	4.98
NDL	.13	.12			5.30	6.06

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

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

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

SOIL TYPE	OPTIMAL / ROTATION (chart)	ACTUAL / ROTATION (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
BC1	5.82	10	41.3	.16	3.85 CFS
	/		*	*	= CFS
	/		*	*	= CFS
	/		*	*	= CFS

TOTAL ACRES _____

DECREED RATE = _____

CLAIMED DIVERSION RATE = _____

MEASURED DIVERSION RATE = _____

Water Right Number - R72-04195

Prefix Translation:

RESEARCH

Old (D) Number -

*** A - ATTORNEY ***
WEBB

LLOYD

1 - PO BOX 1768
2 -
3 -
City- TWIN FALLS
Phone - 208-734-1616

VERIFIED BY *AKC*

State- ID Zip- 833031768

*** C - CURRENT OWNER ***
FINLAYSON

ANN

1 - 374 FAIRMWAY DR
2 -
3 -
City- POCATELLO
Phone - 208-237-2234

State- ID Zip- 83201

Priority Date - - +
05/03/1935

Region - - - +
17 SOUTHERN

Stage - - - +
J - BENEFICIAL USE

Status - - - +

Source - - - - +
ALDER CREEK

Tributary - - - - +
MORGAN CREEK

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
17N	19E	18	NE NW SE NW NW SE SE NW SE	(37) (37) (37)	CUSTER CUSTER CUSTER		

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/15	10/15		3.380	
04 - STOCKWATER		04/15	10/15		0.020	

+ - Total Div. Rate - + - Total Div. Volume - + - Total Consumptive Use - + - KW Usage - +
3.380 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
17N	19E	18	NE SE		6.0	01	IRRIGATION	(37) CUSTER	
17N	19E	18	NW SE		13.0	01	IRRIGATION	(37) CUSTER	
17N	19E	18	SW SE		9.0	01	IRRIGATION	(37) CUSTER	
17N	19E	18	SE SE		14.0	01	IRRIGATION	(37) CUSTER	
17N	19E	19	NE NE		3.0	01	IRRIGATION	(37) CUSTER	
17N	19E	18	NE SE			04	STOCKWATER	(37) CUSTER	
17N	19E	18	NW SE			04	STOCKWATER	(37) CUSTER	
17N	19E	18	SW SE			04	STOCKWATER	(37) CUSTER	
17N	19E	18	SE SE			04	STOCKWATER	(37) CUSTER	
17N	19E	19	NE NE			04	STOCKWATER	(37) CUSTER	

REPROFILMED
JUN 01 1994

Prefix Translation: RESEARCH

Total Acres: 45.0

+ - - Non-Irrigation Use - STOCKWATER, 100 MIXED BEEF CATTLE OR HORSESSES

+ - - Other Rights for Same Use - 72-00165 AND 72-00166

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 72-00165, AND 72-00166.

PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 263.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.26 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 112.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 45 ACRES IN A SINGLE IRRIGATION SEASON.

COMBINED RIGHT NOS.: 72-00166, AND 72-00166.

No Old Water Right Numbers Found

--- Conditions of Approval ---
No Conditions of Approval found.

•
•
•
+

- - -Comments- -
No Comments Found

01/

Adjudication Rights Dates and Flags Area

- 00/00/0000
- 00/00/0000
- 00/00/0000
- 12/18/1989

- 3 Civil Case Number
- Old Case Number
- Old Judicial District
- Temporary Right
- P Water District
- 7222 Federal/State Indicator
- S Presumption Flag
- Notice of Error Flag

NOV 01 1994

MR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y		8-2-93 KHC	Y	12456	KHC 11-1-94		
POINT OF DIV	Y		"	Y	"	"		
SOURCE			"	N	"	"		
PLACE OF USE	Y		"	Y	"	"		
DIV. AMOUNT CFS/VOLUME	Y		"	Y	"	"		
CONSUMPTIVE USE	-		"	Y	"	"		
PURPOSES			"	N	"	"		
PERIOD OF USE	Y		"	Y	"	"		
BASIS OF CLAIM	Y		"	Y	"	"		
REMARKS			"	Y	"	"		

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

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

MICROFILMED
NOV 8 1 1994

LAST: FINLAYSON
ADDRESS: 374 FAIRMAY DR
CITY: POCATELLO
PHONE NUMBER: 208-237-2234

FIRST: ANN
STATE: ID ZIP: 83201

OWNER CODE: C

LAST: WEBB
ADDRESS: PO BOX 1768
CITY: TWIN FALLS
PHONE NUMBER: 208-734-1616

FIRST: LLOYD
STATE: ID ZIP: 833031768

OWNER CODE: A

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM

DATABASE N FIELD EXAMINER

MICROFILMED
NOV 01 1994

CONTACT PERSON: Dick Finlayson

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 8/2/93

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: husband

DIRECTIONS TO PROPERTY / NOTES:

MICROFILMED
NOV 01 1994

A. AJ CLAIM: # A72-04195 PRIORITY DATE: 12-31-1912 STAGE: J
B. WR RECORD: # 72-04195 PRIORITY DATE: 05-05-1935 STAGE: S

C. FIELD EXAM REQUIRED?

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

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

NOTES: *This claim represents special law established during the original
decree action for the original P. 4. The recognized priority date
is the day after the decree date.*

RECOMMENDED PRIORITY DATE:

5-2-1935

REVIEWED BY *X X C*

DATE *1-4-94*

MICROFILMED
NOV 01 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-04195	17N	19E	18		SW	NE		CUSTER
A72-04195	17N	19E	18		NE	NW		CUSTER
A72-04195	17N	19E	18		SE	NW		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
A72-00165 NONE
A72-00166

WR RECORDS IN SAME 40 ACRE TRACT

72-00165
72-00166

SOURCE: ALDER CREEK

TRIB: MORGAN CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
72-04195	17N	19E	18		NE	NW		CUSTER

OTHER WR RECORDS WITH SAME WR POD

72-00165
72-00166

A72-00165
A72-00166

NONE

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

SOURCE: ALDER CREEK

TRIB: MORGAN CREEK

C. FIELD EXAM REQUIRED?

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

NOTES:

claimed this is a 3/8th of an acre NW of the found this is. Actual was has been changed. The change represents the interpretation of action course in an unmeasured area rather than an actual change.

MICROFILMED
NOV 01 1994

A. ROOT WATER RIGHT NUMBERS: A72-04195
R72-04195

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #ACRES	WR #ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
17N	19E	18	SW	NE		FINLAYSON, ANN	A72-04195 /	72-04195 /15.0			3.0
			SW	NE		FINLAYSON, ANN	R72-04195 /	- /			
			SW	NE		WEBB, LLOYD	A72-00165 /	72-00165 /			
			SW	NE		FINLAYSON, ANN	A72-00166 /	72-00166 /			
17N	19E	18	SW	NE		FINLAYSON, ANN	A72-04195 /15.0	72-04195 /15.0			3.0
			SW	NE		FINLAYSON, ANN	R72-04195 /	- /			
			SW	NE		WEBB, LLOYD	A72-00165 /	72-00165 /			
			SW	NE		FINLAYSON, ANN	A72-00166 /	72-00166 /			
17N	19E	18	SE	NW		FINLAYSON, ANN	A72-04195 /	72-04195 /10.0			
			SE	NW		FINLAYSON, ANN	A72-00166 /10.0	72-00166 /			
			SE	NW		FINLAYSON, ANN	R72-04195 /	- /			
			SE	NW		WEBB, LLOYD	A72-00165 /	72-00165 /			
17N	19E	18	SE	NW		FINLAYSON, ANN	A72-04195 /10.0	72-04195 /10.0			
			SE	NW		FINLAYSON, ANN	A72-00166 /10.0	72-00166 /			
			SE	NW		FINLAYSON, ANN	R72-04195 /	- /			
			SE	NW		WEBB, LLOYD	A72-00165 /	72-00165 /			
17N	19E	18	NW	SE		FINLAYSON, ANN	A72-04195 /	72-04195 /25.0			35.0
			NW	SE		WEBB, LLOYD	R72-00165 /	72-00165 /			
			NW	SE		FINLAYSON, ANN	R72-04195 /	- /			
			NW	SE		WEBB, LLOYD	A72-00165 /	- /			
			NW	SE		FINLAYSON, ANN	A72-00166 /	72-00166 /			
			NW	SE		WEBB, LLOYD	R72-00166 /	- /			
17N	19E	18	NW	SE		FINLAYSON, ANN	A72-04195 /25.0	72-04195 /25.0			35.0
			NW	SE		WEBB, LLOYD	R72-00165 /	72-00165 /			
			NW	SE		FINLAYSON, ANN	R72-04195 /	- /			
			NW	SE		WEBB, LLOYD	A72-00165 /	- /			
			NW	SE		FINLAYSON, ANN	A72-00166 /	72-00166 /			
			NW	SE		WEBB, LLOYD	R72-00166 /	- /			
TOTAL ACRES							A72-04195	50.00	100.00		76.00

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

C. FIELD EXAM REQUIRED? DATABASE EXAMINER POU COUNTY: CUSTER
DUE TO POU DISCREPANCY? (Y/N) Y

MICROFILMED
NOV 01 1994

see next page

PRESUMPTION FLAG: *It is recognized with a legal description*
NOTES: *change T & 1 sec*

17N	19E	18	NESSE	6
			NWSE	13
			SWSSE	9
			SESE	14
		19	NENE	3
				45

RECOMMENDATIONS:

TOTAL ACRES: 45
REVIEWED BY: W. H. Christian DATE: 1-4-94

MICROFILMED
NOV 01 1994

A. AJ CLAIMED USES:

PURPOSES
A72-04195 IRRIGATION
A72-04195 STOCKWATER

TOTAL DIVERSION RATE/VOLUME CLAIMED

3.520 CFS

FROM 04-01 TO 10-31
FROM 04-01 TO 10-31

DIVERSION QUANTITY
3.500 CFS
.020 CFS

15 Re com. to Dept Standards

B. WR RECORDED USES:

PURPOSES
72-04195 IRRIGATION
72-04195 STOCKWATER

TOTAL DIVERSION RATE/VOLUME CLAIMED

2.020 CFS

MONTH/DAY
FROM 06-01 TO 10-31
FROM 05-01 TO 10-31

DIVERSION QUANTITY
2.000 CFS
.020 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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

NOTES:

Y() N()
Y() N()

Explain in notes, below.

*Check for analysis
legal limit to the claims
see Attached narrative*

3.38 CFS

MICROFILMED

NUV 01 1984

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 3.520 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.020 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 NOTES. **

FLOW MEASUREMENT REQUIRED?

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

B.

MEASUREMENT METHOD

4.23

FLOW MEASUREMENT

SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-04195	ALDER CREEK	FINLAYSON, ANN	3.520	0.070		
A72-00165	ALDER CREEK	WEBB, LLOYD	0.700	0.014		
R72-00165	ALDER CREEK	WEBB, LLOYD	0.700	0.015		
A72-00166	ALDER CREEK	FINLAYSON, ANN	0.175	0.003		
R72-00166	ALDER CREEK	WEBB, LLOYD	0.175	0.003		
R72-04195	ALDER CREEK	FINLAYSON, ANN	3.520	0.070		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-04195	STOCKWATER	FINLAYSON, ANN	FROM 04-01 TO 10-31	.020 CFS	
R72-04195	STOCKWATER	FINLAYSON, ANN	FROM 04-01 TO 10-31	.020 CFS	
A72-00165	STOCKWATER	WEBB, LLOYD	FROM 04-01 TO 10-31	.020 CFS	
A72-00166	STOCKWATER	FINLAYSON, ANN	FROM 04-01 TO 10-31	.020 CFS	
R72-00165	STOCKWATER	WEBB, LLOYD	FROM 04-15 TO 10-15	.020 CFS	
R72-00166	STOCKWATER	WEBB, LLOYD	FROM 04-15 TO 10-15	.020 CFS	

MICROFILMED

NOV 01 1994

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 45 x 0.02 CFS/ACRE = .9 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE?

Y(☒) N(☐)

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 125.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☐)

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

*Combined
uses
see attached
remarks worksheet*

MICROFILMED

NOV 01 1994

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
	FROM	TO			
IRRIGATION	04-04 ¹⁵	10-34 ¹⁵	3.500		
STOCKWATER	04-01	10-31	0.020		
TOTAL FOR THIS RIGHT			3.520		

REVIEWED BY: KKC

DATE: 1-4-94

MICROFILMED
NOV 01 1994

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ☒ NEEDS REVIEW ☐
() ()
() ()
() ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-04195
TOTAL DIVERSION RATE OF WR SPLITS

N/A
DATABASE 2.020

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A72-04195	3.520	R72-04195	3.520	72-04195	2.020
TOTAL CFS		3.520		3.520		2.020

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

NOTES:

AUTHENTICATION:

SIGNATURE:

Felix J. Christensen

DATE:

1-11-94

NAME OF FIELD EXAMINER:

Felix J. Christensen

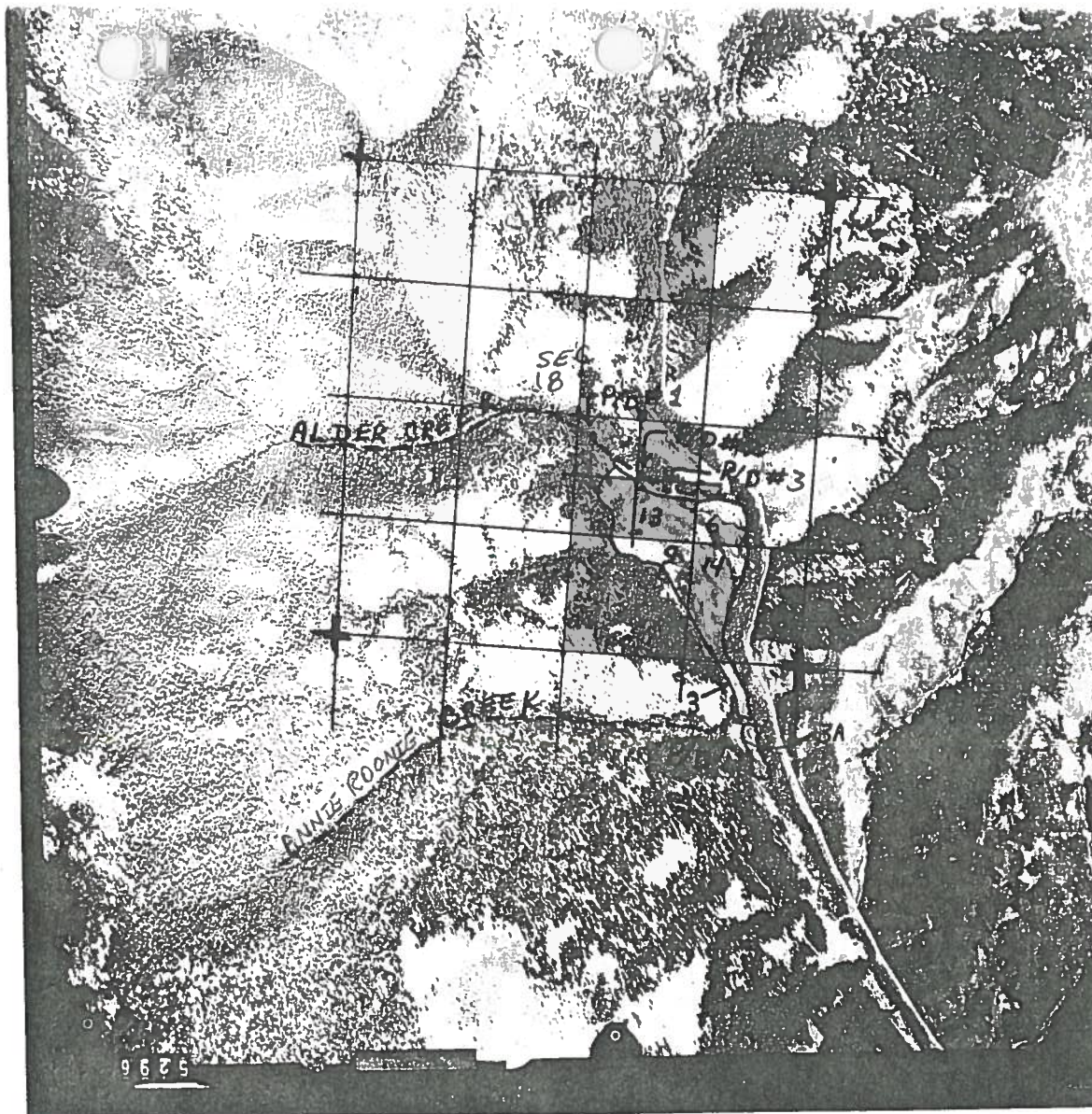
TITLE:

SR Water Resource Agent

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NOV 01 1994

POOR ORIGINAL



Section overlay determined by creating a transparency of the Black Mountain 1974 Quad map and aligning the roads on each map and then marking the Section corners.

Reduced 74%
USDA-F AERIAL PHOTO
1789-122
9-4-91 Flight

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A72-00165, 00166
CLAIM 04194, 04195 INIT KKC
T. R. S. Q/Q
P/D 17N 19E 18
PHOTO USDA-F
DT. & ID. 9-4-91 Flight

P/Ds 17N-19E 5-18 NW NWSE
NE NW SE
SE NW SE

1966 Field

HEB 263
17N AP4
19E

1966 survey

POOR ORIGINAL

8-2-93
Baldern
M. J. K.

30m

29.5

A72-00165, 00166
CLAIM 04194, 04185 INIT KKC
T. R. S. Q/Q
P/D
PHOTO ASCS Z-3
DT. RID. 1968 ELIGHT

RECEIVED
HEB 263
NOV 12 1994

ANITE ROUTE
GR P/D

FENCE
LINE

Wagon
Creek

Home
Pit location

side ditch

specimen
ditch

PD
location

PD

PD

PD

PD

PD

PD

PD

PD

PD

PD

PD

PD

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PD

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PD

FIELD EXAM ATTACHMENT

DATE: 1-3-93PAGE: 1 / 2AGENT: KKCFILES: A72-00165, 0016604194, 04195

ATTACHMENT SUBJECT: _____

Of the four claims two represent the original decreed rights; A72-04195 represents effluent flows using the same delivery system for the same P/U as the decreed rights; and A72-04194 represents a beneficial use claim for irrigation from Annie Reonic Creek for the irrigation of 3 Acres.

The original decree incorrectly lists the source as Van Horn Creek rather than Alder Cr. The source was transposed with the source on Claims A72-00163/164. Claims to be recommended with conclcode CØ2 to reflect the change to Alder Cr.

I found three P/O's delivering water to ground within Hcs 263. No clear evidence of effluxion of the P/U found therefore I accept the found flows as representative of the original decreed P/U. The addition 2 P/O's req concl code CØ3 to recognize the added points.

The P/U is irrigated via flood irrigation with 3 main ditches from the 3 P/O's & a few catch laterals within the P/U. Analysis is based upon flood irrigation & Boxley characteristics.

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FIELD EXAM ATTACHMENT

DATE: _____

PAGE: 2/2

AGENT: _____

FILES: _____

ATTACHMENT SUBJECT: _____

~~94~~ - 3 - 94 - Called Dick Fealyson to confirm irrigation clamp rotation. He stated that with a full head of water that it took approx 4 days to irrigate the ground along the NE portion of the R/W and another 6 to 7 days to irrigate the balance of the R/W. No dry clamps. I used 10 days as the basis for excess flow analysis.

Estimated System Capacity	- 4.23 CFS	} additional Analysis sheet Attached
Excess flow analysis	4.26 CFS *	
Claimed rate	4.37 CFS	

* As the estimated capacity is very close to the determined requirement of 4.26 CFS I am using the required rate as the limiting factor.

Rate recommendations:

claim	Claim	Recommend
A72-00165	0.70 CFS	0.70 CFS
A72-00166	0.175	0.175 CFS
Total	0.875	limit 4.26 CFS
A72-04195	3.50 CFS	less .875 = 3.38 CFS
	Total	4.255 CFS

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NAME OF STREAM OR DITCH ALDER CREEK
 LOCATION ----- EASTERN MOST P/D OF TH
 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 ----- 1
 FOLLOWING THE LAST ENTRY IN:
 "DISTANCE FROM INIT PT" ENTRY MUST = "END"

WATER RIGHT NUMBER IF APPLICABLE ----- A72-04195, 00165, & 00166
 AGENT CONDUCTING MEASUREMENT AND DATE- KKC 9-2-93
 ACCOMPANIED BY ----- DICK FINLAYSON
 PREMEASUREMENT SPIN TEST (MIN/SEC) ---
 POST MEASUREMENT SPIN TEST (MIN/SEC) -

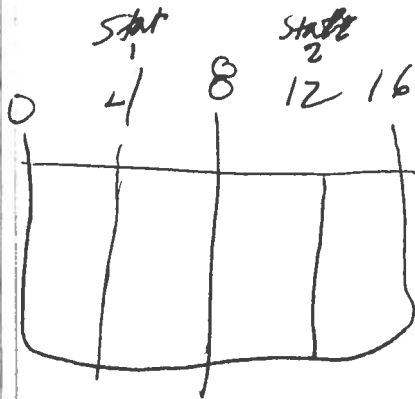
INITIAL POINT	ANGLE OF COEFFICIENT	DISTANCE FROM INIT PT	DEPTH IN FEET	CALC DEPTH END PTS	1ST MEASUREMENT REVS	VELOCITY DATA		CALC WIDTH	AREA IN SQ FT	CALCULATED VELOCITY			DISCHARGE IN CFS
						2ND MEASUREMENT TIME/SEC	1ST TIME/SEC			1ST VELOCITY	2ND VELOCITY	MEAN VELOCITY	
0.00		0.00	0.00	0.00	0	0.0		0.00	0.000				0.00
0.33		0.33	0.33		60	53.9		0.33	0.111	1.11		1.11	0.12
0.67		0.33			60	71.9		0.50	0.167	0.83		0.83	0.14
1.33				0.17				0.33	0.056			0.42	0.02
END													
													0.29

The ditch was carrying very little water with respect to ditch capacity. Stream flows were low on this date; the western dike was carrying most of the water. The measured flow was estimated to represent approx 15% therefore the ditch capacity would be $.29 / .15 = 1.93 \text{ CFS}$

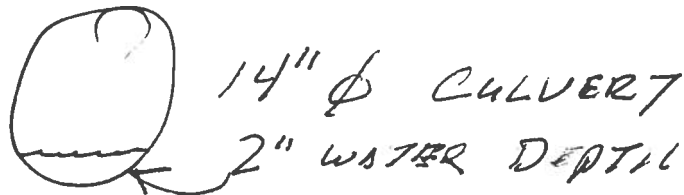
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 NOV 01 1994

9-2-93

Fen layson
Eastern most diu
on Alder Creek



Stat	Depth	Rev	Sec
1	4"	60	53.22 54.59
2	4"	60	1:10:77" 1 MIN 10.77 SEC 1.13.



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NAME OF STREAM OR DITCH ALDER CREEK
 LOCATION ----- MAIN DIV, WESTERN MOST
 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 ----- = 1
 FOLLOWING THE LAST ENTRY IN:
 "DISTANCE FROM INIT PT" ENTRY MUST = "END"

WATER RIGHT NUMBER IF APPLICABLE ----- A72-00165, 00166, & 04195.
 AGENT CONDUCTING MEASUREMENT & DATE -- KKC 8-2-93
 ACCOMPANIED BY ----- DICK FINLAYSON
 PREMEASUREMENT SPIN TEST (MIN/SEC) ---
 POST MEASUREMENT SPIN TEST (MIN/SEC) -

INITIAL POINT	ANGLE OF COEFFICIENT	DISTANCE FROM INIT PT	DEPTH IN FEET	CALC DEPTH END PTS	1ST MEASUREMENT REVS	VELOCITY DATA			CALC WIDTH	AREA IN SQ FT	CALCULATED VELOCITY			DISCHARGE IN CFS
						2ND MEASUREMENT	TIME/SEC	TIME/SEC			1ST POINT VELOCITY	2ND POINT VELOCITY	MEAN VELOCITY	
		0.25		0.14	30	40.1			0.21	0.030	0.75		0.37	0.01
		0.67	0.28		33	34.7			0.42	0.117	0.95		0.75	0.09
		1.08	0.31		30	57.1			0.49	0.153	0.53		0.95	0.15
		1.65	0.23						0.46	0.105			0.53	0.06
		2.00		0.11					0.18	0.020			0.26	0.01
END														
														0.30

ditch was not at capacity & estimated the maximum flow as representing 50% of capacity therefore the Ditch capacity was .30/50% = .60 CFS

KKC

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 NOV 01 1994


$$\begin{array}{r} 5 \\ 4 \overline{) 21} \end{array}$$

$\begin{array}{r} 2 \text{ मी } \\ 15.5 \\ \hline 2 \overline{) 8.5} \end{array}$

Stat	REV	Sec	Depth
1	30	40.6	3 3/8
		39.65	
2	~~30~~	34.94	3 3/4
	33	38.97	
3	30	58.94	2 3/4
		55.18	

water clear, channel bottom
smooth some moss slope on in it po
side other side fairly straight
Ditch uniformity (with) fair.
measurment considered good.

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8" steel pipe culvert approx 30' from
meas. point $\frac{1}{2}$ full $\frac{1}{4}$ is considered the
restrictive element of system from P/D to
P/U. Culvert to the beginning of the
P/U. (west of homestead)

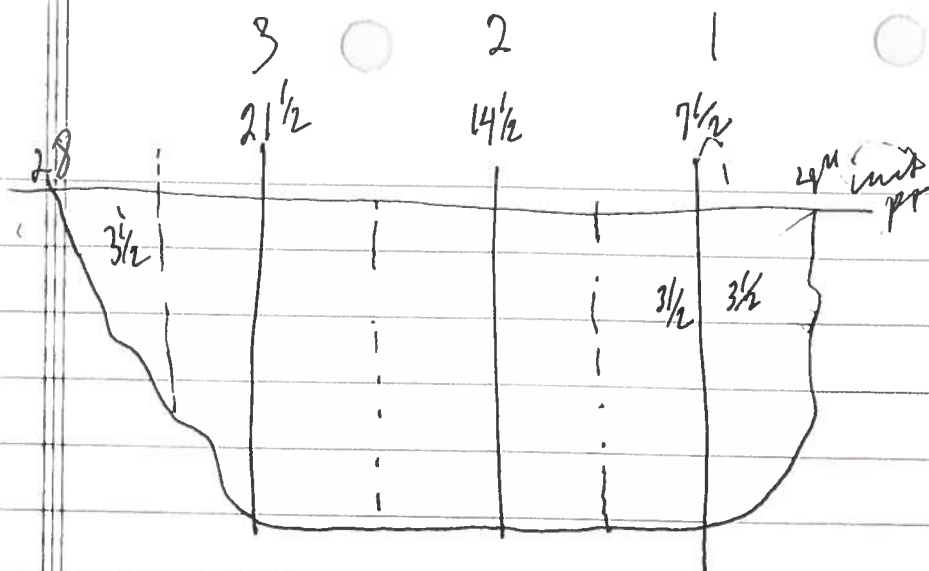
NAME OF STREAM OR DITCH ALDER CREEK middle Ditch
 LOCATION ADJUDICATION REVIEW
 PURPOSE OF MEASUREMENT ADJUDICATION REVIEW
 BASIS OF VELOCITY CALCULATIONS
 IF YOU ARE USING A PYGMY METER ENTER ----- 1
 IF YOU ARE USING A AA METER ENTER ----- 2
 ENTRY ----- 1
 FOLLOWING THE LAST ENTRY IN:
 "DISTANCE FROM INIT PT" ENTRY MUST = "END"

WATER RIGHT NUMBER IF APPLICABLE -----
 AGENT CONDUCTING MEASUREMENT & DATE -----
 ACCOMPANIED BY -----
 PREMEASUREMENT SPIN TEST (MIN/SEC) -----
 POST MEASUREMENT SPIN TEST (MIN/SEC) -----
 AZ2-00165, 00166, & 04195.
 KKC 8-2-93
 DICK FINLAYSON

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	
0.33				0.23	30	30.1		0.15	0.033	1.00		0.50	0.02
0.63			0.46		30	19.3		0.44	0.201	1.55		1.00	0.20
1.21			0.50		30	24.7		0.58	0.292	1.21		1.55	0.45
1.79			0.46					0.56	0.258			1.21	0.31
2.33				0.23				0.27	0.062			0.61	0.04
END													
													1.02

The ditch was not at capacity. & estimated that the ditch could carry an additional 40%, therefore the ditch capacity is $1.02/60\% = \underline{1.70 \text{ cfs}}$
 KKC

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8-2-93 5:20

Middle P/O

Approx 400 yds from
P/O.

me

	REV	SEC	DEPTH
Stat 1	~~30~~	29.38	5 1/2
		30.9	
Stat 2		18.94	6
		19.72	
Stat 3		24.5	5 1/2
		24.91	

water clear bottom flat with
small gravel, sides clear of veg.
ditch sed in somewhat.

measurement considered good.

pitch not at capacity.
a culvert (16") at measurement
point is the reduction factor on
system between P/O & P/U.

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CLAIM NO. --- A72-00165, 00166, & 04195 Lotus Program:
 AGENT ----- KKC IRR-PRAC.WK3
 DATE ----- 01/03/94 Date form revised:
 4/21/93 by KKC

 SOIL CHARACTERISTICS

Soil Type = BC1; BIGLOST...GRAVELLY FINE SANDY 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	5	0.11	0.14	6.6	7.8	2	3	1	1.57	3	0.7
5	23	0.12	0.15	6.6	7.8			1	1.71		
23	60	0.02	0.04	6.6	7.8			3	3.44		
								4	3.80	alternate	
								5	4.17	method	
										NA	NA

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (INCHES)	MAD
alfalfa (hay or seed)	5	0.5	2.08
corn (field or silage)	4	0.5	1.90
grain (winter or spring)	4	0.5	1.90
pasture (or grass hay)	3	0.5	1.72
other (enter below)			

=====

FIELD NOTES AND CALCULATIONS

	FIELD 1	FIELD 2	FIELD 3	FIELD 4
FIELD WIDTH	7001	0		
IRRIGATION DAYS	10			
DRY DAYS	0			
SET TIME(hours)	8			
CALCULATED RUN (run = acres*43560/width)				
LENGTH (RUN) =	280			
CALCULATED BORDER WIDTH (ditch length/irr days * cha				
WIDTH =	233			
THEORETICAL ROTATION (mad/net irr req in inches per				
SELECTED MAD =	1.72			
ROTATION =	7.5 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	45	FLOOD	7.6		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	45		8		1.47	3.84	4.87	5.86	4.56	3.23	2.07
Peak Net Irrigation Requirement (mm/day) =					5.86						

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

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GRADED BORDER EVALUATION

Job name: A72-00165, 00166
By: KKC

Location: BC1 SOILS FOR 45 ACRES
Date: Jan 3, 1994

Roughness coefficient (n)= 0.250

Intake family (If)=3.00

Slope (S)= 0.0200 ft/ft

Border width (W)= 233 ft

Net application (Fn)= 1.72 inches

Border length (L)= 280 ft

Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
4.25	Gross depth is less than required gross application depth					
4.26	0.018	22.57	20.84	0.01	7.6	
4.27	0.018	22.62	20.84	0.06	7.6	
4.28	0.018	22.67	20.84	0.11	7.6	
4.29	0.018	22.73	20.84	0.17	7.6	
4.30	0.018	22.78	20.84	0.22	7.6	
4.31	0.018	22.83	20.84	0.27	7.5	
4.32	0.019	22.88	20.84	0.33	7.5	
4.33	0.019	22.94	20.84	0.38	7.5	
4.34	0.019	22.99	20.84	0.43	7.5	
4.35	0.019	23.04	20.84	0.49	7.5	

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8-2-93

- Roll #1
- ✓ Pic # 5 shows the Northern most P/D and is looking NW
 - ✓ Pic #6 shows the next down stream P/D (approx 60' from Woodshed) looking NNE
 - ✓ #7 last P/D looking W approx 100 east of second P/D
 - ✓ 3 pan shots looking E to Ea. (so looks toward end of old corner stake.

Roll #2, then pan shots showing P/G out side ASCS Field boundary south of farmstead.

- ✓ #4 looking east across 2nd ditch south of ASCS boundary
- ✓ #5 looking N NW near same spot.
- ✓ #6 at Southern end of P/G looking N showing flume crossing Annie Roonie.

change systems

- ✓ #7 P/D on Annie Roonie not distinct look E
- ✓ #8 approx 100 E of #7 looking SE showing flume over channel & current ditch
- ✓ #9 P/D looking NNE to NNW P/G for Annie Roonie Div.
- ✓ 11. looking NW showing Annie Roonie diw flume, old Annie roonie channel.

end of roll 2

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FIELD EXAM ATTACHMENT

DATE: 12-13-93

PAGE: 1/1

AGENT: KKC

FILES: Claims where SCS soils

BASIS FOR SOIL TYPE ANALYSIS Info. not available as of this date

ATTACHMENT SUBJECT: AREA OF CONCERN:

17 N 18 E SEC. 25, 36

17 N 19 E SEC. 18, 19, 20, 21, 29 & 31

16 N 19 E SEC. 6

Available soils identification of Ground surrounding Morgan Creek ends with SCS map 243-32 which covers the junction of Morgan Creek & West Fork of Morgan Creek. The irrigated ground in this area (covered by claims A72-00158A, 00159A & 00160A) is classified as BCL. The physical appearance of this ground is similar to the irrigated parcels within the above legal descriptions therefore I have selected this soil type for the excess flow analysis.

Soils analysis conducted by the Forest Service and provided by the claimant for rights A72-00165/00166 excludes private ground from their descriptions. The surrounding analyzed grounds are the steeper, timbered slopes that do not match the irrigated ground profile.

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8-2-93

A72-00165 cont

Roll#3.

Flume first installed in 1983 to carry
Alder creek wastewater So. of Annie Rooney Creek
Annie Rooney Creek flow was too small to measure.

✓ Pic# Pan 14m 3: showing P/U & ditch carrying water to
P/U North of P/U outlined by ASCS. (old system)

1 pic taken at each measurement point
starting upstream & going down, in order.

X X X

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Forest service soils information referenced
in system description Attachment (dated 1-3-94)
is found in A72-00165 only.

Claimant request for information & Frank Hitchcock's
response is found in A72-00165 only.

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MAR 01 1994