

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: A72-04222B
Date Received: 12/27/1989
Receipt No: 5010762
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOUGLAS ROBINS 208-879-4562
Address: H.C. 63
CHALLIS, ID 83226

2. Date of Priority: JUN 01, 1951

3. Source: WARM SPRING CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

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

5. Description of diverting works:
ROCK DAM, CEMENT DIVERSION, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	09/01	4.000		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is 365.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 200 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	19E	2	SW	NE		IRR	35.0
			SW	NE		STOCK	

A72-04222B

Page 1

Date: 12/27/89

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MAR 18 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	19E	2	SE		NE		IRR	40.0
			SE		NE		STOCK	
			NE		SE		IRR	39.0
			NE		SE		STOCK	
			NW		SE		IRR	32.0
			NW		SE		STOCK	

Section Acres 146.0

Total Acres 146.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-00242

14. Remarks:

SOURCE GIVEN AS WASTE WATER IN WARM SPRING CREEK.
PER THE AGREEMENT BETWEEN CHIVERS AND JOHNSON 72-04222 IS USED
WITH EQUAL SHARES OR 50/50. ROBINS PURCHASED JOHNSON'S INTEREST.
CATTLE DRINK FROM DITCHES AND DIRECTLY FROM STREAM.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: 1

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): Douglas Robins Date: 12-27-89

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 27th day
of Dec. 19 89

[Signature]
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/92

R19E

12' 30"

723

724

725

10'

460 000



MICROFILMED

MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-30

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04222B
DOUGLAS ROBINS
H.C. 63

CHALLIS

ID 83226

RE: Evidence of Priority

RESPONSE DEADLINE

MAY 1, 1992

Dear Claimant:

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

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

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

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

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 18 1993

I, Lynn Johnson testify to the fact that I have used the excess and high water that flowed thru the Warm Springs Creek Channell since I purchased the property described in the following description:
Tract 80-26 81-81 SE4 NE4, Sec. 2 T13N R19E
since 1951.

Lynn Johnson
Lynn Johnson

SUBSCRIBED AND SWORN to before me this 24th day of April, 1992.

Alberta Frederick
Notary Public for Idaho
Residing in Salmon

Commission Expires: 6/14/92

RECEIVED

APR 20 1992

Department of Water Resources
Southern Region Office

MICROFILMED

MAR 18 1993

I, Lynn Johnson testify to the fact that I have used the excess
and high water that flowed thru the Warm Springs Creek Channell since
I purchased the property described in the following description:
Tract 80-26 81-81 SE4 NE4, Sec. 2 T13N R19E
since 1951.

RECEIVED

APR 30 1992

Department of Water Resources
Southern Region Office

Lynn Johnson
Lynn Johnson

SUBSCRIBED AND SWORN to before me this 24th day of April, 1992.

Alberta Friedrick
Notary Public for Idaho
Residing in Salmon

Commission Expires: 6/14/92



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

A72-04222B
DOUGLAS ROBINS
H.C. 63

CHALLIS

ID 83226

RE: Evidence of Priority

RESPONSE DEADLINE
MAY 1, 1992

Dear Claimant:

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RECEIVED
APR 18 1992

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: **A72-04222B**
Date Received: 12/27/1989
Receipt No: S010762
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HAROLD L HORTON 208-879-2406
Address: PO BOX 1089
CHALLIS ID 83226

AND
Name: GWEN HORTON 208-879-2406
Address: PO BOX 1089
CHALLIS ID 83226

2. Date of Priority: JUN 1, 1951

3. Source: WARM SPRING CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

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

5. Description of diverting works:
ROCK DAM, CEMENT DIVERSION, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	09/01	4.000		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is 365.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 200 RANGE

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NOV 01 1994

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	19E	2	SW		NE		IRR	35.0
			SW		NE		STOCK	
			SE		NE		IRR	40.0
			SE		NE		STOCK	
			NE		SE		IRR	39.0
			NE		SE		STOCK	
			NW		SE		IRR	32.0
			NW		SE		STOCK	
Section Acres								146.0
Total Acres								146.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-00242

14. Remarks:

SOURCE GIVEN AS WASTE WATER IN WARM SPRING CREEK.
PER THE AGREEMENT BETWEEN CHIVERS AND JOHNSON 72-04222 IS USED
WITH EQUAL SHARES OR 50/50. ROBINS PURCHASED JOHNSON'S INTEREST.
CATTLE DRINK FROM DITCHES AND DIRECTLY FROM STREAM.

OWNERSHIP CHANGE RECEIVED 10/27/93 JG.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

MICROFILMED
NOV 01 1994

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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NOV 01 1994

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OCT 27 1993

Department of Water Resources
Southern Region Office

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 10-22-93

LEGAL DESCRIPTION OF PROPERTY: Township 13N Range 19E
Section 2, SE 1/4 of NE 1/4 of SE 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) Assigned by IDWR: A 72-04222 B
- ☐ Name and Address of Former Owner/Claimant(s)(Seller):
Douglas Robins
HC 63 Box 1759-1
Challis, Id 83226
- ☐ New Owner/Claimant (Purchaser): _____
- ☐ New Mailing Address: Harold & Gwen Norton
Box 1089
Challis, Id 83226
- ☐ New Telephone Number: (208) 879-2406
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Harold & Gwen Norton Date 10/22/93
Gwen M. Norton Date 10/22/93
- ☐ Signature of Former Owner/Claimant(s): Douglas Robins Date 10/22/93
Camela R. Robins Date 10/22/93

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 10/27/93 By: SC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

Custer County Title Inc.

Box 370
Challis, Idaho 83226
208-879-4424

RECEIVED

OCT 21 1993

Department of Water Resources
Southern Region - Boise

October 25, 1993

IDWR
222 Shoshone Street East
Twin Falls, Idaho 833-1

re: 8240,8264

Hamilton-Robins, Robins-Horton

Dear Sirs:

Please find enclosed water transfer forms for the above referenced sales.

Please call if there are any questions.

Respectfully,



Della Brower
Secretary

sent 73 1/2 on to Eastern - 10/26/93

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NOV 01 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

29-Oct-1993

CUSTER COUNTY TITLE INC
PO BOX 370
CHALLIS ID 83226

RE: ADJUDICATION CLAIM(S) A72-00242/A72-04222B/A72-10335/A72-10336
A72-04178/A72-04222 - ROBBINS TO HORTON

Dear Representatives:

Pursuant to the notification that you are representing the Claimants on the above-referenced Change of Ownership Adjudication Claims, I have changed the Department's record(s) as you have requested. As per telephone with Della, I found in our records A72-04178 and A72-04222 were not valid claims. I have enclosed proof reports of each of these Claims. Please review the record(s) for accuracy. The A73 records were in the Eastern Regional District (Idaho Falls) I sent them on to be processed. You should be hearing from them in the near future.

Should you have any questions, please feel free to contact me at this office or the Eastern Regional Office at 208-525-7161.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

MICROFILMED
NOV 01 1994

/jg



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 26, 1999

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

72-00242
TIMOTHY A INGRAM
JEANNIE A QUIGLEY
HC 61 BOX 3017
CHALLIS ID 83226

RE: Water Rights in Reporting Area 4, Basin 72
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right(s) in part of basin 72 (Upper Salmon River area). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area. Water rights for nearly all domestic and/or stockwater rights were recommended separately in an earlier report, and most of those now have been decreed by the SRBA Court.

Note you have 120 days in which to review the water rights of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouse in Challis and at all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed later this year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

RIGHT NUMBER: 72-00242

NAME AND ADDRESS: TIMOTHY A INGRAM
JEANNIE A QUIGLEY
HC 61 BOX 3017
CHALLIS ID 83226

SOURCE: SALMON RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 7.47 CFS
455.0 AFY

PRIORITY-DATE: 06/01/1890

POINT OF DIVERSION T13N R19E S32 LOT 5 (NWSWNE) Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	7.47 CFS

PLACE OF USE: IRRIGATION Within CUSTER County

T13N R19E S02	SWNE 36	SENE 35	NESE 28	NWSE 31
---------------	---------	---------	---------	---------

130 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 72-04222B IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 130 ACRES IN A SINGLE
IRRIGATION SEASON.

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

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

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

WATER RIGHT NO.	SOURCE
NONE	NONE

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

WATER RIGHT NO.	SOURCE
NONE	NONE

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
WATER IS DELIVERED THROUGH CHALLIS IRRIGATION CO. S-32 CANAL.



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 26, 1999

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

72-04222B
TIMOTHY A INGRAM
JEANNIE A QUIGLEY
HC 61 BOX 3017
CHALLIS ID 83226

RE: Water Rights in Reporting Area 4, Basin 72
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right(s) in part of basin 72 (Upper Salmon River area). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area. Water rights for nearly all domestic and/or stockwater rights were recommended separately in an earlier report, and most of those now have been decreed by the SRBA Court.

Note you have 120 days in which to review the water rights of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouse in Challis and at all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed later this year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

AJ5855NP
1136

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: January 26, 1999
PAGE: 1

RIGHT NUMBER: 72-04222B

NAME AND ADDRESS: TIMOTHY A INGRAM
JEANNIE A QUIGLEY
HC 61 BOX 3017
CHALLIS ID 83226

SOURCE: WARM SPRING CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 4.00 CFS

PRIORITY-DATE: 06/01/1951

POINT OF DIVERSION T13N R19E S02 NWNENE Within CUSTER County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	05-01 09-01	4.00 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MAY 1 AND AFTER SEPTEMBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within CUSTER County
T13N R19E S02 SWNE 36 NESE 6 NWSE 28
70 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 72-00242 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 130 ACRES IN A SINGLE IRRIGATION SEASON.

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

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

WATER RIGHT NO.	SOURCE
NONE	NONE

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

WATER RIGHT NO.	SOURCE
NONE	NONE

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

TWO POINTS OF DIVERSION LOCATED IN T13N, R19E, S02, NWNENE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
RIGHT NO. 72-00242 IS ALSO REDIVERTED THROUGH POINT OF

1137

DATE: January 26, 1999

PAGE: 2

72-04222B CONTINUED

DIVERSION DESCRIBED ABOVE.

NOTICE OF DIRECTOR'S REPORT IDWR REPORTING AREA 4, BASIN 72 FOR IRRIGATION AND OTHER WATER RIGHTS

INTRODUCTION

The Director of the Idaho Department of Water Resources (IDWR) has filed with the Snake River Basin Adjudication (SRBA) District Court the Director's Report for irrigation and other water rights in IDWR Reporting Area 4, Basin 72. A map of the area covered by this Director's Report is attached to this Notice. This Director's Report contains the Director's recommendation to the SRBA court as to how each of your claimed water rights should be decreed in the SRBA.

This Director's Report includes claims for irrigation and uses other than small domestic and stock uses. The Director's Report for small domestic and stockwater rights for all of IDWR Basin 71 was sent to the SRBA court and individual water users on April 30, 1997. Some small domestic and stockwater claims were withheld from the earlier report. If a claim for small domestic and stockwater was withheld from last year's report, it is reported in this Director's Report.

Included with this Notice is the Director's recommendation for your irrigation and other water rights claimed in the SRBA not previously recommended in the small domestic and stockwater report. IDWR is providing individual reports like this one to all claimants of irrigation and other water rights in your area. A complete copy of the Director's Report, listing all of these irrigation and other rights claimed under state law and "dual based" claims by the federal government, is available at the SRBA courthouse in Twin Falls and the locations listed on the third page of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

INSTRUCTIONS FOR REVIEWING YOUR OWN WATER RIGHT

The description of your right which is enclosed is only the Director's recommendation to the SRBA Court on your water right. The Court will decide how it will decree your water right. You are free to agree or disagree with the Director's recommendation. If you agree with the Director's recommendation you do not need to do anything, pending further notice as described below. If you disagree with the Director's recommendation, you need to file an objection as described below.

INSTRUCTIONS FOR REVIEWING THE WATER RIGHTS OF OTHERS

The complete Director's Report contains recommendations to the SRBA Court on your water right and all other irrigation and other rights in your area. The Court will decide how it will decree all water rights. The Director's recommendations in the full report are listed in two sections of the report:

- 1) **List of Recommended Water Rights** -- Water right recommendations are listed alphabetically by source and then chronologically by priority date within each source.

- 2) **List of Claims Recommended to Be Disallowed --** Water rights recommended to be disallowed are listed numerically by water right number. A short statement of the reason for IDWR's recommendation for disallowance is provided.

Also included in the complete Director's Report are descriptions of the United States' claims under federal law that have also been claimed under a state law basis. These are called "dual based" claims. The Director does not investigate the federal portion of these claims and makes no recommendation whether they should be granted or not.

If you want to review someone else's water right you need to look at the complete Director's Report, which is available at the SRBA courthouse in Twin Falls and the locations listed on the third page of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

INSTRUCTIONS FOR TAKING A WATER RIGHT CLAIM TO COURT

What do I do if I disagree with a recommendation?

If you disagree with any element of the recommendation for your water right or anyone else's water right and want to be heard in court, file an objection with the SRBA Court. Objections must be made on the standard objection form available from any IDWR office or from the SRBA Court.

Your objection must be **received** by the SRBA Court on or before **June 2, 1999**.

What do I do if someone else objects to my water right recommendation?

If someone files an objection to your water right, or anyone else's water right, you may file a response to that objection. Responses to objections must be made on the standard response form available from any IDWR office or from the SRBA Court.

Your response must be **received** by the SRBA Court on or before **October 4, 1999**.

What do I do if I want to participate in the court case on someone else's water right?

If you want to be involved in the court case on any water right in the Director's Report, you must file either an objection or a response by the dates listed above.

What happens if there are no objections to a water right?

After the deadline for filing objections, IDWR will file a list of all water right recommendations with no objections. The SRBA Court will hear the uncontested recommendations on **August 6, 1999**, at **9:00 A.M.** at the **SRBA Courthouse**. Partial decrees will be issued following this hearing.

How will I know about the proceedings on water right recommendations to which objections were filed?

A notice will be mailed to you for court dates on your water right or for those where you filed an objection or a response. You will not receive notice of court dates on any other water right recommendations. (See Note.)

Note: The SRBA Court publishes a monthly Docket Sheet listing all objections and responses filed. It does not list court dates for individual water right cases, but provides general information helpful to all participants in the SRBA.

The Docket Sheet is available at your county courthouse and all IDWR offices, or you may subscribe by contacting the SRBA Court or IDWR. The annual subscription fee is \$7.50.

CHANGES OF ADDRESS OR OWNERSHIP DURING THE SRBA COURT CASE

You must contact your regional IDWR office with your address change or if the ownership of your water right changes. Failure to notify IDWR may result in the loss of your water rights.

ADDITIONAL INFORMATION

If you have questions about the SRBA, public information brochures are available at any IDWR office. Maps and aerial photography of this reporting area, as well as assistance in using the maps and the photography, are available at the IDWR Southern Region office in Twin Falls. You are also welcome to call IDWR at any of its offices or the SRBA Court. You may also want to consider contacting an attorney to assist you.

**Snake River Basin Adjudication
District Court**

253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
(208) 736-3011

Idaho Department of Water Resources

1301 North Orchard
Box 83720
Boise, Idaho 83720-0098
(208) 327-7906
(800) 451-4129

**Idaho Department of Water Resources
Western Region**

2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

**Idaho Department of Water Resources
Northern Region**

1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 765-1450

**Idaho Department of Water Resources
Southern Region**

1341 Fillmore, Suite 200
Twin Falls, Idaho 83301-3380
(208) 736-3033

**Idaho Department of Water Resources
Eastern Region**

900 North Skyline, Suite A
Idaho Falls, Idaho 83402-3653
(208) 525-7161

Custer County

801 Main St.
Challis, ID 83226

DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

RIGHT NUMBER: Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number; for example, 55 or 56.

NAME AND ADDRESS: Your name and address should appear here. IDWR will use the most recent name and address in their records for the water right.

SOURCE: The name and/or type of the source where you divert your water. For example: "*groundwater*," "*unnamed spring*," "*Common Creek*."

QUANTITY: The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY).

PRIORITY DATE: The date used to determine the priority of your right in relation to other rights using water from the same source.

POINT OF DIVERSION: The legal location where you divert water from its source; generally described as 1/4 1/4 sections down to a 40-acre tract, or smaller. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys and other survey information.

PURPOSE OF USE: The general category of the type of use you can make of your water. Typical purposes of use include irrigation, domestic, and stock watering.

PERIOD OF USE: The period of time during the year when you can use the water for your right.

PLACE OF USE: The legal location where you use your water right; generally described as 1/4 1/4 sections down to a 40-acre tract. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys and other survey information.

BASIS OF CLAIM: The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, permit.

DUAL BASED CLAIMS: In some cases, the federal government has claimed one right under two theories: a state basis and a federal law basis. Both theories will be reported on one form for that single water right. In most cases, the priority dates are different and will be listed separately. The federal law basis is separately indicated in a box such as this:

```
*****
*                                     *
*                                     *
*                                     *
*****
```

IDWR does not investigate or make recommendations regarding federal law based claims.

Dept. of Water Resources
Adjudication Bureau
P.O. Box 83720
Boise, ID 83720

ADDRESS SERVICE
REQUESTED

JAN 20 1999
1P

0555
U.S. POSTAGE
7078757
P3 METER



Get All That's Coming To You!
Please notify the sender of
your complete and correct
postal service address.

New Address
HC 63 Box 1763

R72-04222B
TIMOTHY A INGRAM
JEANNIE A QUIGLEY
HC 61 BOX 3017
CHALLIS

ID 83226

RECEIVED
FEB 12 1999
Department of Water Resources
Southern Region

RECEIVED
FEB 03 1999
Department of Water Resources

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED
DEC 21 1998

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

Department of Water Resources

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: 72-04222B - *warm springs*

TIMOTHY A INGRAM
JEANNIE A QUIGLEY
HC 61 BOX 3017
CHALLIS ID 83226

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:

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

DATE: 12/18/98 SIGNATURE: *Jeannie A. Quigley*
Please print your name: Jeannie Quigley

AJ0749NP
No. R72-04222B

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

DATE: 11/16/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TIMOTHY A INGRAM	06/01/1951	IRRIGATION	04-01 10-31	4.00 CFS	
C	JEANNIE A QUIGLEY					
	HC 61 BOX 3017					
	CHALLIS ID 83226					
	(208) 879-4721					
TOTAL DIVERSION:					4.00 CFS	

Water Source: WARM SPRING CREEK Tributary to: SALMON RIVER Stage: BENEFICIAL USE
Point(s) of Diversion: T13N R19E S02 NWNESE CUSTER County

Place of Use Legal Description for: IRRIGATION											
NENE			NW			SW			SE		
T	R	S	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt
13N	19E	2	: 36	:	:	:	:	:	:	:	:
										06	28
										TOTAL ACRES	70.0

POU County: CUSTER
Other Rights: 72-00242

Remarks: POU1 USE OF THIS RIGHT WITH RIGHT NO. 72-00242 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 130 ACRES IN A SINGLE
IRRIGATION SEASON.

GEN TWO POINTS OF DIVERSION LOCATED IN T13N, R19E, S02, NWNESE.

EXP RIGHT NO. 72-00242 IS ALSO REDIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 08/03/1993 Verified Date: 11/16/1998 Objection Filed Date:

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

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: **A72-04222B**
Date Received: 12/27/1989
Receipt No: S010762
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: TIMOTHY A INGRAM
Address: HC 61 BOX 3017
CHALLIS ID 83226
OR
Name: JEANNIE A QUIGLEY
Address: HC 61 BOX 3017
CHALLIS ID 83226
208-879-4721
208-879-4721
2. Date of Priority: JUN 1, 1951
3. Source: WARM SPRING CREEK Trib. to: SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	19E	2	SE	NE	SE		CUSTER
5. Description of diverting works:
ROCK DAM, CEMENT DIVERSION, DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	09/01	4.000		
STOCKWATER	01/01	12/31	0.050		
7. Total Quantity Appropriated is:
4.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 365.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/ 200 RANGE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	19E	2	SW		NE		STOCK	
			SW		NE		IRR	35.0
			SE		NE		STOCK	
			SE		NE		IRR	40.0
			NE		SE		STOCK	
			NE		SE		IRR	39.0
			NW		SE		STOCK	
			NW		SE		IRR	32.0
							Section Acres	146.0
							Total Acres	146.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-00242

14. Remarks:

SOURCE GIVEN AS WASTE WATER IN WARM SPRING CREEK.
PER THE AGREEMENT BETWEEN CHIVERS AND JOHNSON 72-04222 IS USED
WITH EQUAL SHARES OR 50/50. ROBINS PURCHASED JOHNSON'S INTEREST.
CATTLE DRINK FROM DITCHES AND DIRECTLY FROM STREAM.

OWNERSHIP CHANGE RECEIVED 10/27/93 JG.

10/30/98 tf; OWNERSHIP CHANGED HORTON TO INGRAM/QUIGLEY PER
1409(6) AND WARRANTY DEED REC'D 11/18/96.

15. Basis of Claim: STATUTORY CLAIM

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

A72-00242

A72-4222B

DATE: 10/8, 1998

REVIEWED BY Sec

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>WB2</u>			<u>70</u>	<u>.13</u>	<u>9.10</u>	<u>cfs</u>
<u>TD1</u>			<u>78</u>	<u>.13</u>	<u>10.14</u>	<u>CFS</u>
<u>CHA</u>			<u>31</u>	<u>.04</u>	<u>1.24</u>	<u>CFS</u>
			<u>20</u>	<u>.21</u>	<u>4.20</u>	<u>CFS</u>
						<u>CFS</u>
TOTAL					<u>15.58</u>	
TOTAL ACRES					<u>129</u>	<u>ACRE</u>
DECREED RATE					=	
CLAIMED DIVERSION RATE					=	<u>7.47</u>
MEASURED DIVERSION RATE					=	

- 4222 B
limited
claim
4.00

AIM NUMBER

A72-00242

DATE

10/8/98

TRANSFER NUMBER

CLAIMED ACRE TOTAL 146

AGENT

sa

GIS ACRE TOTAL

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
AIM	13N	19E	2			35	40									39	32			146
GIS						35.6	34.9									27.5	30.8			128
COM						36	35									28	31			130
AIM	13N	19E	1							0										0
GIS										1										1
COM										0										0
AIM																				
GIS																				
COM																				

2-DBPOU.SHP

Land in Section 01 was not claimed & not transferred or Rec'd

LAPE NOS.

140 = 51 ac

A72-00242 = 140, 141, 142

141 = 8 ac

A72-04222B = 142 only

142 = 70 ac

2-DBPOD.SHP

DESCRIPTION

72-04222B - Warm Spring Creek - 2 pools

72-00242 - Challis irrig Canal.

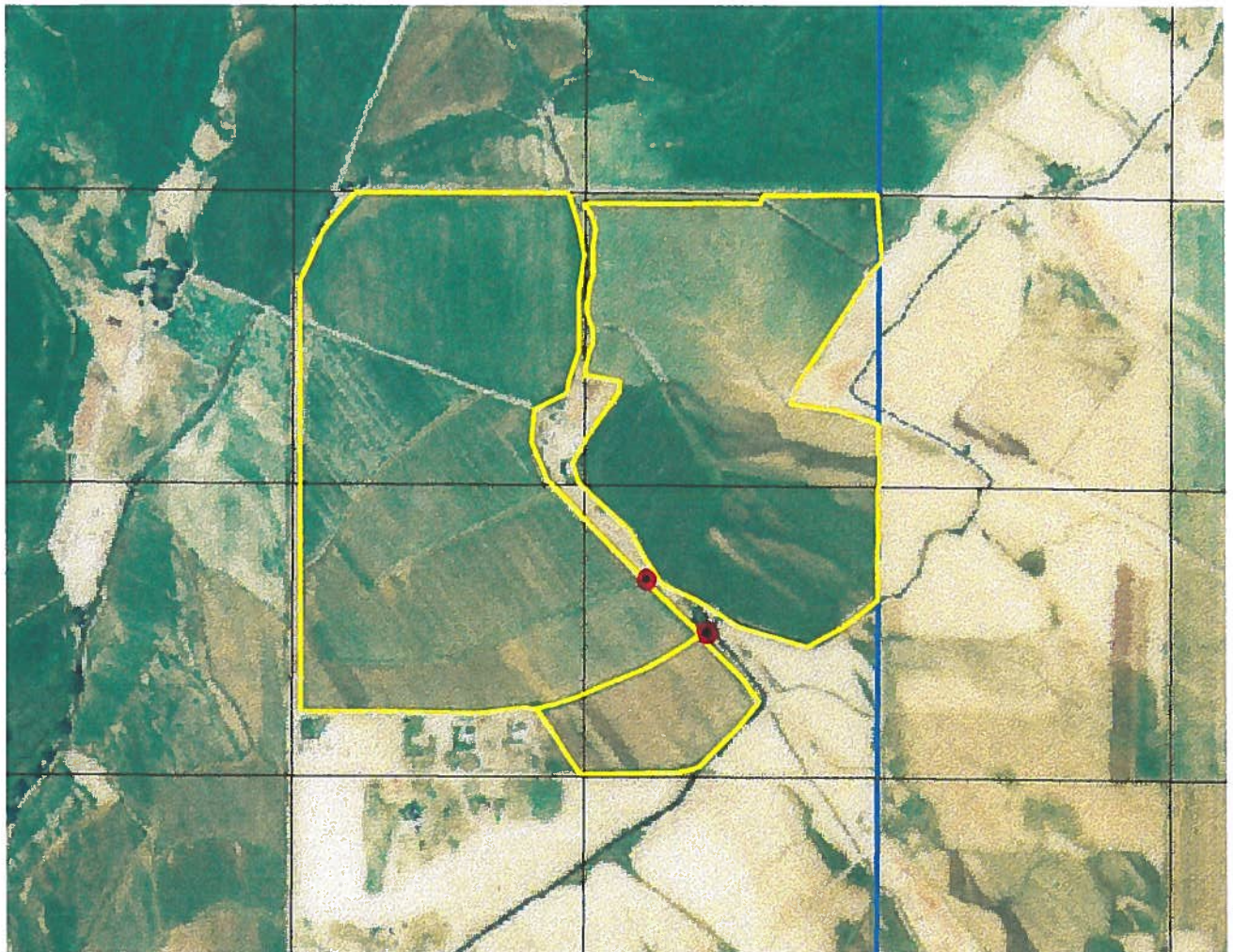
F TABLES UPDATED

2-DBPOU.DBF 10/8/98

2-DBPOD.DBF 10/8/98

IDAHO DEPARTMENT OF WATER RESOURCES

72-00242 & 72-04222B



660 0 660 1320 Feet



TWN: 13N

RNG: 19E

SEC: 02

NE & SE

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

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

DATE: OCT. 8, 1998

JAMES R. BENNETTS

ATTORNEY AT LAW

P.O. Box 36

CHALLIS, IDAHO 83226-0036

FAX

(208) 879-4248

TELEPHONE
(208) 879-4488

July 29, 1997

JUL 30 1997

Jeannie Robertson
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

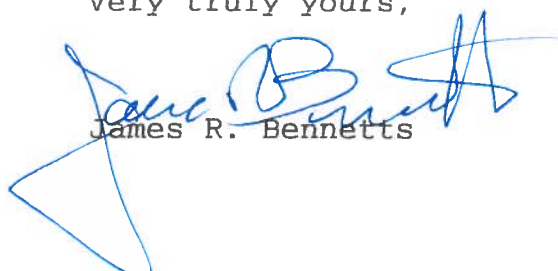
RE: Horton to Ingram
72-04222B?
72-00242
72-10335
72-10336

Dear Jeannie:

Please bear with me. I have attempted to get my clients in to get the questions you had on the above resolved, but they have not been available.

We will get it done.

Very truly yours,


James R. Bennetts

JRB:k

A72-00242
A72-10336

STATE OF IDAHO
IDAHO 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.

NOV 18 1996

1. Water Right Number(s) A72-10335 A72-04222B
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) Harold and Gwen Horton
Box 1089, Challis, ID 83226

4. New Owner/Claimant(s) Timothy A. Ingram/Jeannie A. Quigley
Name connector (Check one): ☐ AND, ☒ OR, ☐ AND/OR
New Mailing Address HC 61 BOX 3017

City, State and ZIP Code Challis, ID 83226

New Telephone Number (208) 879-4721

5. Date you acquired the property November 13, 1996

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 spaces 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) X Timothy A. Ingram Date 11/13/96
Jeannie A. Quigley Date 11/13/96

(Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
8. 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.



RECEIVED

NOV 18 1996

0212458

WARRANTY DEED

Department of Water Resources
Custer County, Idaho

FOR VALUE RECEIVED, HAROLD L. HORTON and GWENDOLYN M. HORTON, husband and wife, the Grantors, do hereby Sell and Convey unto TIMOTHY A. INGRAM AND JEANNIE A. QUIGLEY, the Grantees, whose current address is HC 61 Box 3017, Challis, Idaho 83226, the following described premises, in Custer County, Idaho, to-wit:

See Exhibit "A" attached hereto and made a part hereof.

SUBJECT HOWEVER TO Canal and Lateral right of way as shown on Deed dated July 15, 1913, from Earl J. Michael and Mabel R. Michael, husband and wife, to Salmon River Land and Irrigation Company, Limited, a Corporation, recorded July 19, 1913, in Book 9, Deeds, Page 500, records of Custer County, Idaho. (Tract I and II)

ALSO SUBJECT TO Canal and Lateral right of way as shown on Deed dated April 15, 1913, from Mary C. Daly to Salmon River Land and Irrigation Co., Ltd., recorded July 18, 1913, in Book 9, Deeds, Page 495, records of Custer County, Idaho. (Tract I, II and III)

ALSO SUBJECT TO Easements contained in the deed dated October 30, 1979, from Lynn Johnson, et.ux., Grantor to William R. Millick, et.ux., Grantee, recorded January 2, 1980, as Instrument No. 152745, records of Custer County, Idaho. (Tract I)

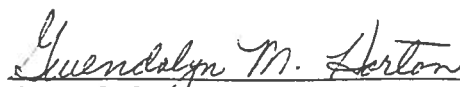
ALSO SUBJECT TO Road Easement contained in the Deed dated January 30, 1981, from Donald L. Johnson and Jacqueline K. Johnson, husband and wife, Grantors, to Evan L. Murray and JoEllen C. Murray, husband and wife, Grantees, recorded february 9, 1981, as Instrument No. 157387, records of Custer County, Idaho. (Tract III)

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said grantees, their successors 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 save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

11/13/96


Harold L. Horton


Gwendolyn M. Horton

STATE OF IDAHO)
 : ss.
County of Custer)

On this 13th day of
November, 1996, before
me, a Notary Public, per-
sonally appeared HAROLD
L. HORTON and GWENDOLYN
M. HORTON, 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.

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

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instru-
ment was filed for record at the
request of Custer County Title
at 55 minutes past 2
o'clock P.M., this 13 day of
Nov., 1996, in my office,
and duly recorded in Book _____
of Deeds at page _____.

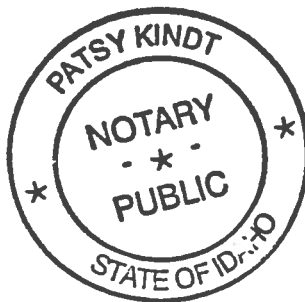
Ethel M. Peck

Ex-Officio Recorder

BY

Wendy Murphy
Deputy

Fee: \$ 12.00
Mail to:



Description

TRACT I

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

Section 2: S $\frac{1}{2}$ NE $\frac{1}{4}$, EXCEPTING THEREFROM a fraction of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 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.

N $\frac{1}{2}$ SE $\frac{1}{4}$ EXCEPTING THEREFROM a fraction of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, commencing at the South Quarter Corner of said Section 2; thence North 00°20'49" East, 1580.40 feet; thence South 89°46'15" East, 512.5 feet; to the Point of Beginning; thence continuing South 89°46'15" East, 339 feet; thence South 00°20'49" West, 255 feet; thence North 89°46'15" West, 339 feet; thence North 00°20'49" East, 255 feet to the Point of Beginning.

ALSO EXCEPTING THEREFROM

A portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, Township 13 North Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the South 1/4 corner of Section 2, Township 13 North, Range 19 East, thence North 0°20'49" East, 1325.40 feet, thence South 89°46'15" East, 851.5 feet to the point of beginning and the SW corner of said property herein described. Thence North 0°20'49" East, 255 feet, thence North 84°30'59" East, 367 feet, thence South 38°33'33" East, 374 feet, thence North 89°46'15" West, 600 feet to the point of beginning.

ALSO EXCEPTING THEREFROM

A portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, Township 13 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the South quarter corner of Section 2, Township 13 North, Range 19 East, Boise Meridian, Custer County, Idaho, thence North 00°02'49" East 1325.40 feet to the Point of Beginning and the Southwest corner of the tract of land herein described; thence North 00°20'49" East 255.0 feet; thence South 89°46'15" East, 512.5 feet; thence South 00°20'49" West, 255.0 feet; thence North 89°46'15" West, 512.5 feet to the Point of Beginning.

ALSO EXCEPTING THEREFROM

Beginning at the East 1/4 Corner on Section 2, Township 13 North, Range 19 East of the Boise Meridian; running thence South along the Section line 1320 feet more or less to the Southeast Corner of the N $\frac{1}{2}$ SE $\frac{1}{4}$ of Said Section 2; thence West 990 feet along the South Line of Said N $\frac{1}{2}$ SE $\frac{1}{4}$; thence North 1320 feet parallel with the East line of said Section 2; thence East 990 feet to the Point of Beginning.

TRACT II

Beginning at the East 1/4 Corner of Section 2, Township 13 North, Range 19 East of the Boise Meridian; running thence South along the Section Line 1320 feet more or less to the Southeast Corner of the N $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 2; thence West 990 feet along the South Line of Said N $\frac{1}{2}$ SE $\frac{1}{4}$; thence North 1320 feet parallel with the East line of said Section 2; thence East 990 feet to the Point of Beginning.

TRACT III

A parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 13 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the Northwest Corner of Said Section 1, a distance of 1,239.47 feet on a bearing of South 0°17'46" West to the Real Point Of Beginning; thence South 89°22'44" East, 314.44 feet; thence South 25°26'15" West, 731.05 feet; thence North 0°17'46" East 661.76 feet to the REAL POINT OF BEGINNING.

EXCEPTING THEREFROM:

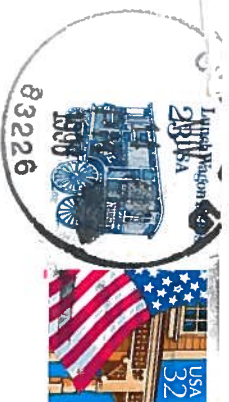
A parcel of land located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, and the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 2, Township 13 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the NW Corner of said Section 1, run thence South 00°19'17" West, a distance of 1285.97 feet to a point on the Southerly right-of-way of an existing County Road and the POINT OF BEGINNING;
Thence the following courses and distances along said right-of-way; South 89°53'27" East, 97.30 feet; 153.24 feet along a curve to the left having a chord of North 73°01'39" East, 150.97 feet, a delta of 34°12'28", a radius of 256.66 feet;
thence South 15°24'13" East, a distance of 29.00 feet;
thence North 87°12'37" East, a distance of 53.98 feet;
thence South 25°45'56" West, a distance of 703.78 feet to a point on the Westerly boundary of said Section 1;
thence South 00°17'46" West, along said boundary 139.78 feet;
thence North 77°23'23" West, a distance of 230.14 feet;
thence North 17°55'15" East, a distance of 740.73 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM County Road Right of Way.

JAMES R. BENNETTS
ATTORNEY AT LAW
P.O. BOX 36
CHALLIS, IDAHO 83226-0036

879-4488



IDWR SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301-6105

NOV 13 1996

Department of Water Resource

3/25/97 called & left message
@ Bennett's office
about other two night.
A 72-00242 ?
A 72-10336 ?
3/26/97 had me for all 4 to him...
6/27/97 called Bennett's office to
note in case...

R PROOF

CVR

MAPS

PHOTOS

MISC

UNCL: UC/10/74
PAGE: 1

Stage: BENEFICIAL USE

CUSTER County

70.0

Other Rights: 72-00242

TWO POINTS OF DIVERSION LOCATED IN MNWSE, S02, T13N, R19E. RIGHT NO. 72-00242 IS ALSO REDIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

USE OF THIS RIGHT WITH RIGHT NO. 72-00242 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.70 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 322.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 129.0 ACRES IN A SINGLE IRRIGATION SEASON.

02/15/1994

Field Inspection Flag:

Comments: Date: 10/28/1993 User-Id: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 10/27/93 FORMER OWNER DOUGLAS
ROBINS NEW OWNERS HAROLD L. & GWEN M. HORTON. FORMER OWNER
SIGNED FORM.

Date: 02/08/1994 User-ID: CLELLAND Subject: COPIED FROM REMARKS
SOURCE GIVEN AS WASTE WATER IN WARM SPRING CREEK.
PER THE AGREEMENT BETWEEN CHIVERS AND JOHNSON 72-04222 IS USED

NOV 01 1934

AJ0749NP
No. R72-042228

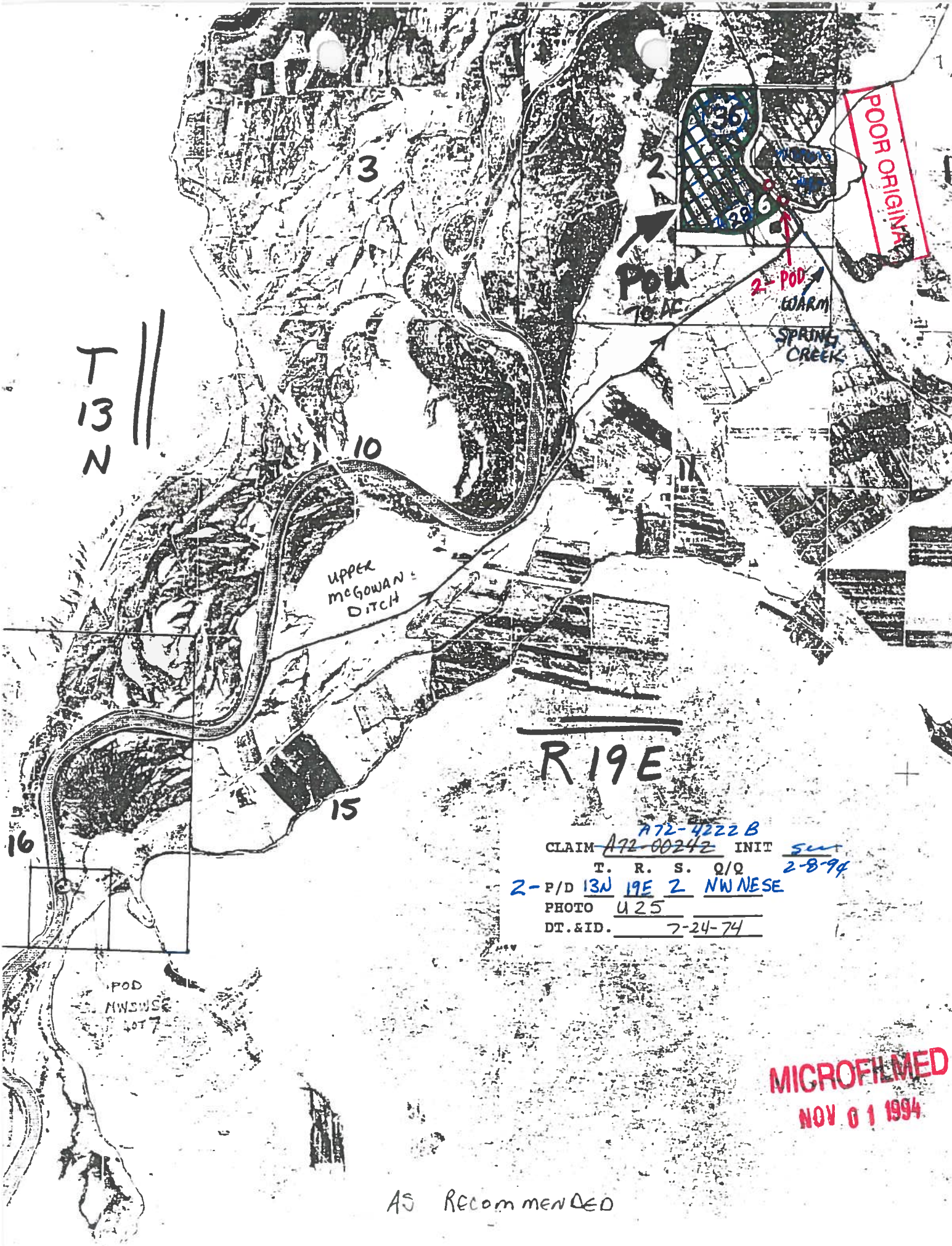
IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/11/77
PAGE: 2

Comments: Date: 02/08/1994 User-ID: CLELLAND Subject: COPIED FROM REMARKS
WITH EQUAL SHARES OR 50/50. ROBINS PURCHASED JOHNSON'S INTEREST.
CATTLE DRINK FROM DITCHES AND DIRECTLY FROM STREAM.

Audit: 02/15/94 CLELLAND

MICROFILMED
NOV 0 1 1994



772-4222 B
CLAIM 772-00242 INIT SW
T. R. S. Q/Q 2-8-94
2-P/D 13N 19E 2 NW NESE
PHOTO U 25
DT.&ID. 7-24-74

MICROFILMED
NOV 01 1994

AS RECOMMENDED

~~LAST: CHIVERS~~
~~ADDRESS: MA~~
~~CITY: MA~~
~~PHONE NUMBER: 208-000-0000~~
~~OWNER CODE: 0~~
FIRST: GLENIS
STATE: ID ZIP: 00

~~LAST: JOHNSON~~
~~ADDRESS: BOX 87~~
~~CITY: CHALLIS~~
~~PHONE NUMBER: 208-000-0000~~
~~OWNER CODE: 0~~
FIRST: LYNN
STATE: ID ZIP: 83226

~~LAST: JOHNSON~~
~~ADDRESS: BOX 87~~
~~CITY: CHALLIS~~
~~PHONE NUMBER: 208-000-0000~~
~~OWNER CODE: 0~~
FIRST: ROSE
STATE: ID ZIP: 83226

~~LAST: ROYING~~
~~ADDRESS: H.C. 63~~
~~CITY: CHALLIS~~
~~PHONE NUMBER: 208-879-4562~~
~~OWNER CODE: 0~~
FIRST: DOUGLAS
STATE: ID ZIP: 83226

~~LAST: HUIVUS~~
~~ADDRESS: MA~~
~~CITY: MA~~
~~PHONE NUMBER: 208-000-0000~~
~~OWNER CODE: 0~~
FIRST: GARTH
STATE: ID ZIP: 0

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: SOURCE GIVEN AS WASTE WATER IN WARM SPRING CREEK.
DATABASE
FIELD EXAMINER

*New "C" owner
Horton*

MICROFILMED
NOV 0 1 1994

FIELD EXAMINATION INFORMATION

CONTACT PERSON:

Doug Robins

DATE OF FIELD EXAM:

8/3/93

APPOINTMENT MADE:

(X) ()

TIME:

() A () P ()

ACCOMPANIED BY:

PHONE NUMBER:

() () ()

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

Doug showed me the Diversion from Warm Spring Creek. They are identical to the systems used in Casim / A72-00242. No measuring devices were found to account for the flow from the Upper McGowan Ditch or from the Warm Spring Creek itself. see

A. AJ CLAIM: # 472-04222P PRIORITY DATE: 06-01-1951 STAGE: 5
 B. MR RECORD: # 72-04222 PRIORITY DATE: 06-01-1951 STAGE: 5

(5)

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

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

REMARKS: *Lynn Johnson & Frank Burnett (A72-042224 affiant) both support the 1951 priority date w/ affidavits.*

RECOMMENDED PRIORITY DATE:

06-01-1951

DECLUTTER BY

See

DATE

2-8-94

MICROFILMED

NOV 01 1994

A. A1 CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-04222B	13N	19E	2	SE	NE	SE		CUSTER

OTHER A1 CLAIMS WITH SAME A1 POD

A PREFIX NONE
R PREFIX NONE

WR RECORDS IN SAME 40 ACRE TRACT

72-07364

SOURCE: WARM SPRING CREEK

TRIE: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
72-04222	13N	19E	2	NE	NE	SE		CUSTER
72-04222	13N	19E	2	NW	NW	NE		CUSTER

OTHER WR RECORDS WITH SAME WR POD

A1 CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
R PREFIX

72-07364

A72-00146A
A72-04222A
A72-10118
A72-10119

NONE

SOURCE: WARM SPRING CREEK

TRIE: SALMON RIVER

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
N

FIELD EXAMINER
Yes

REMARKS:

Confirmed by Exam, April 25 i Ben David #10-10C-6, Soda May
243-381 (HAP #441915)

Change in 10 Acre 1/4 claim - 2 PODs found.

See
2-8-96

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

13N 19E 2

NW

NE

SE

LOT

COUNTY

SOURCE: WARM SPRING CREEK

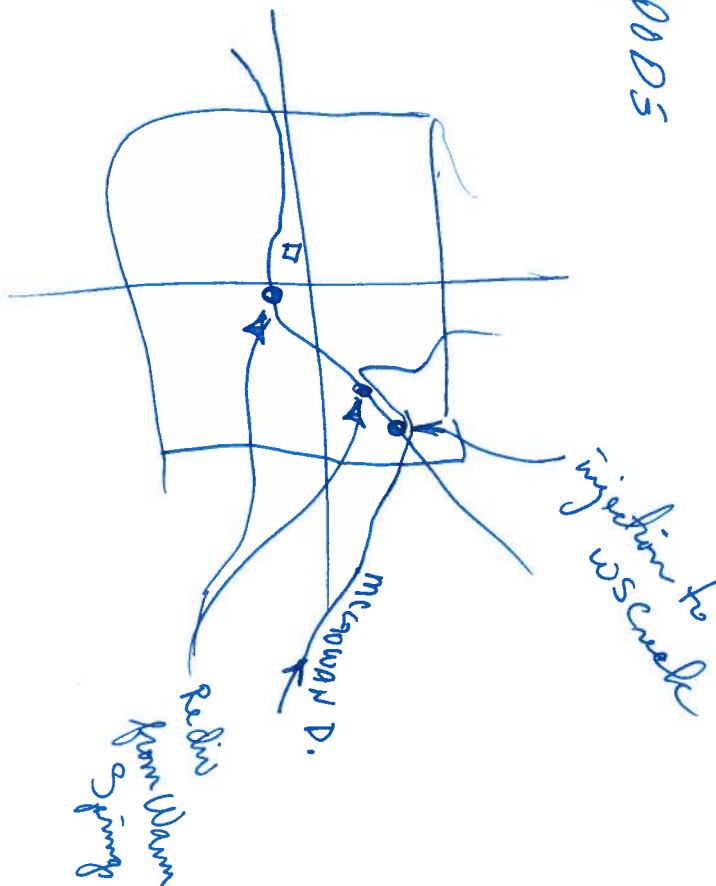
TRIB: SALMON RIVER

REVIEWED BY:

DATE:

2-8-94

For 2005



for full Eam
MICROFILMED
8-3-93
NOV 01 1994

A. ROOT WATER RIGHT NUMBERS: A72-04222
A72-04222A

A72-04222B

B. FCU LISTING

TWP	RNG	SEC	1/4	1/4	LQT	NAME	AJ \$/ACRES	WR \$/ACRES	LANDSAT DATA	FIELD EXAM.	RECON. ACRES
13N	19E	2	SW	NE		ROBINS, DOUGLAS	A72-04222B /35.0	72-00242 /	39.0		
			SW	NE		ROBINS, DOUGLAS	A72-00242 /	72-00242 /			
			SW	NE		BURSTETT, FRANK	A72-10335 /	72-04005 /			
			SW	NE		WESTERGARD, GOLDEN C.	72-04178 /40.0	72-04178 /40.0			
			SW	NE		JOHNSON, LYNN	72-04222 /40.0	72-04222 /40.0			
13N	19E	2	SW	NE		ROBINS, DOUGLAS	A72-04222B /40.0	72-00242 /	39.0		
			SW	NE		ROBINS, DOUGLAS	A72-00242 /40.0	72-00242 /			
			SW	NE		ROBINS, DOUGLAS	A72-10336 /	72-04178 /40.0			
			SW	NE		WESTERGARD, GOLDEN C.	72-04222 /40.0	72-04222 /40.0			
			SW	NE		JOHNSON, LYNN	72-04222 /40.0	72-04222 /40.0			
13N	19E	2	SE	NE		ROBINS, DOUGLAS	A72-04222B /40.0	72-00242 /	42.0		
			SE	NE		ROBINS, DOUGLAS	A72-00242 /	72-00242 /			
			SE	NE		ROBINS, DOUGLAS	A72-10336 /	72-04178 /40.0			
			SE	NE		WESTERGARD, GOLDEN C.	72-04222 /40.0	72-04222 /40.0			
			SE	NE		JOHNSON, LYNN	72-04222 /40.0	72-04222 /40.0			
13N	19E	2	SE	NE		ROBINS, DOUGLAS	A72-04222B /39.0	72-00242 /	39.0		
			SE	NE		CHALLIS, IRRIGATION CO.	A72-07051 /10.0	72-00242 /			
			SE	NE		CHALLIS, IRRIGATION CO.	A72-07269 /10.0	72-00242 /			
			SE	NE		CHALLIS, IRRIGATION CO.	A72-10335 /10.0	72-00242 /			
			SE	NE		ROBINS, DOUGLAS	A72-00242 /39.0	72-00242 /			
			SE	NE		CHALLIS, IRRIGATION CO.	A72-10334 /10.0	72-04178 /40.0			
			SE	NE		WESTERGARD, GOLDEN C.	72-04222 /40.0	72-04222 /40.0			
			SE	NE		JOHNSON, LYNN	72-04222 /40.0	72-04222 /40.0			
13N	19E	2	SE	NE		ROBINS, DOUGLAS	A72-04222B /39.0	72-00242 /	39.0		
			SE	NE		CHALLIS, IRRIGATION CO.	A72-07051 /10.0	72-00242 /			
			SE	NE		CHALLIS, IRRIGATION CO.	A72-07269 /10.0	72-00242 /			
			SE	NE		CHALLIS, IRRIGATION CO.	A72-10335 /10.0	72-00242 /			
			SE	NE		ROBINS, DOUGLAS	A72-00242 /39.0	72-00242 /			
			SE	NE		CHALLIS, IRRIGATION CO.	A72-10334 /10.0	72-04178 /40.0			
			SE	NE		WESTERGARD, GOLDEN C.	72-04222 /40.0	72-04222 /40.0			
			SE	NE		JOHNSON, LYNN	72-04222 /40.0	72-04222 /40.0			

cannot be
delivered
w/ USC,
upside.

6.0

6.0

USC. 42.0
cannot
be delivered.

2

36.0

36

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

NE SE CHALLIS IRRIGATION CO. A72-10324 710.0 72-04178 140.0 28 28
NE SE WESTERGARD, GOLDEN C. 72-04222 140.0
NE SE JOHNSON, LYNN

NE SE ROBINSON, DOUGLAS A72-04222 38.0 72-00242 140.0 28 28
NE SE SALMON RIVER HERFORD RANCH A72-04005 140.0
NE SE MILLICK, WILLIAM R. A72-10429 140.0
NE SE WESTERGARD, GOLDEN C. 72-04222 140.0
NE SE JOHNSON, LYNN 72-07250 140.0
NE SE TUSBERG, STEVE O. 72-07465 140.0
NE SE TUSBERG, STEVE O. 72-07465 140.0

NE SE ROBINSON, DOUGLAS A72-04222 38.0 72-00242 140.0 28 28
NE SE SALMON RIVER HERFORD RANCH A72-04005 140.0
NE SE MILLICK, WILLIAM R. A72-10429 140.0
NE SE WESTERGARD, GOLDEN C. 72-04222 140.0
NE SE JOHNSON, LYNN 72-07250 140.0
NE SE TUSBERG, STEVE O. 72-07465 140.0
NE SE TUSBERG, STEVE O. 72-07465 140.0

TOTAL ACRES A72-04222 146.00 316.00

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

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

under A72-00242

70 70.0

MICROFILMED

... 01 1994

this claim + POU is overlapped 100% by the Deced right 72-00242.

- appears the decree can supply all the water needed for this POU but due to the separate source, and combined delivery system this Warm Spring Creek water probably gets used as claimed when upon McGowan ditch water is unavailable. Currently no way exists to distinguish between the two sources at the POU.
see 2-8-94

No

PRESUMPTION PLAT: C

REMARKS:

Confirmed DBA by Exam DDC 425 dated 7-24-74. Ben Leis
10-10-6 dated 7-6-88, Site Map 243-38 (HAP 44146) dated 2-2-84.

RECOMMENDATIONS:

TOTAL ACRES: ~~1000~~ 70 ac.

REVIEWED BY: Su DATE: 2-8-94

70 acs developed
completely by A72-00242.

A. ALL CLAIMED USES:

PURPOSES
A72-04222B IRRIGATION
A72-04222B STORAGE

MONTH/DAY
FROM 05-01 TO 09-01
FROM 01-01 TO 12-31

4-15 to 10-15

DIVERSION QUANTITY
4,000 CFS
1,050 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

4,000 CFS

B. WR RECORDED USES:

PURPOSES
72-04222 IRRIGATION

MONTH/DAY
FROM 05-01 TO 09-01

DIVERSION QUANTITY
8,000 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

8,000 CFS

DIVERSION FLAG: C

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)

DATABASE EXAMINER
Y Y Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHERS?

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

Explain in remarks, below.

REMARKS:

Std season - seasons set by DWR but
due to continued use w/ 72-00242 it would be
difficult to separate that season from the season if
recommended for different seasons.

Storage was not originally claimed in **STANDARDIZED**
and is incidental to irrigation use and **STANDARDIZED**
on Warm Spring Creek.

4. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y () N ()

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

4.000 CFS
8.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

part A & B combine

FLOW MEASUREMENT REQUIRED?

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

FIELD DATABASE EXAMINER
Y *yes*

MEASUREMENT METHOD

None

FLOW MEASUREMENT

~~SEE ATTACHED CALCULATIONS.~~

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

OTHER RIGHTS LISTED IN CLAIM: A72-00242

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.

SOURCE

NAME

DIV. RATE

DIV.
RATE/ACRE

DIV. VOL.

VOL./ACRE

A72-04222B WARM SPRING CREEK
A72-00242 SALMON RIVER
A72-07051 SALMON RIVER
A72-07269 SALMON RIVER
A72-10334 SALMON RIVER
A72-10325 SALMON RIVER

ROBINS, DOUGLAS
ROBINS, DOUGLAS
CHALLIS IRRIGATION CO.
CHALLIS IRRIGATION CO.
CHALLIS IRRIGATION CO.
CHALLIS IRRIGATION CO.

4.000
7.470
47.400
1.200
52.520
24.950

0.027
0.051
0.012
0.013
0.006

6. AT ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.

PURPOSES

NAME

MONTH/DAY

RATE

VOLUME

A72-10335

DOMESTIC

ROBINS, DOUGLAS

FROM 01-01 TO 12-31 .040 CFS

for claimed Div.

See 2-8-94

Water in use at time of exam was from the Div. upon McGowan Div. Re diversion in use at Warm Spring Creek water.

Diversion in use at Warm Spring Creek water. Diversion in use at Warm Spring Creek water. Diversion in use at Warm Spring Creek water. Diversion in use at Warm Spring Creek water. Diversion in use at Warm Spring Creek water.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 70 $\times$ 0.02 CFS/ACRE = 1.40 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 = 365.0 AF/A
ACRES 70 $\times$ CONSUMPTIVE VOL. AF/A FOR AREA 2.5 = combined CU.
TOTAL CONSUMPTIVE USE 175 AF/A 4/72-00242

3. IRRIGATION DIVERSION VOLUME

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

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations of CONSUMPTIVE USE for combined rights)

limited to a total
322.5 AF/A

1b. CALCULATIONS

(see Hubble analysis
in 472-00242)

HA review:

allows 0.049 cfs/Ac
on these soils

70 $\times$ 0.049 cfs/Ac

= 3.42 cfs

is limited to 3.81 cfs
when combined w/.

72-00242

No Contingance loss w/ this Right

MICROFILMED

NOV 01 1994

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. COMS.
USE

IRRIGATION

4-15 10-15

3.42

N/A

Combined Remarks
to 322.5

DATABASE EXAMINER

DATABASE EXAMINER

DATABASE EXAMINER

TOTAL FOR THIS RIGHT

OPENED BY:

San

DATE:

2-8-94

Ex9

F02

F05

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNER'S
CORRECT/AMOUNT
ADDITIONAL DIV. AMOUNT

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-04222

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
8.000

EXAMINER

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

472-04222
472-04222

472-04222A
472-04222B

4.000
4.000

-

72-04222
72-04222

8.000
8.000

TOTAL CFS

8.000

8.000

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:

Split OK

AUTHENTICATION:

SIGNATURE:

Steve Dadd

DATE:

2-8-94

NAME OF FIELD EXAMINER:

TITLE:

MICROFILMED

NOV 01 1994

DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A72-042228

06/05/92

WATER 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			8-3-93 See	N	6.	See 2-8-94	See 2-8-94	See 2-8-94
POINT OF DIV	Y			(Y)	1456			
SOURCE				N				
PLACE OF USE	Y			(Y)				
DIV. AMOUNT CFS/VOLUME	Y			(Y)	1456			
CONSUMPTIVE USE	-			(Y)				
PURPOSES	Y			(Y)				
PERIOD OF USE	Y			(Y)	6.			
RIGHTS OF CLAIM	Y			(Y)				
REMARKS	Y			(Y)	6.			

*VERIFIED BY CODES

- TOPO MAP/ORTHO-PH = 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 01 1994

CLAIM NUMBER: A72-04222B

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
0	DOUGLAS ROBBINS H.C. 63 CHALLIS ID 83226 (208) 879-4562	06/01/1951	IRRIGATION ~~STOCKWATER~~	4-15-10-15 06/01/09/01 01/01/10/01	3.42 100 CFS 100 CFS	2250 AFA
				TOTAL DIVERSION: CONSUMPTIVE USE:		3.42 2250 AFA

Water Source: WARM SPRING CREEK

Tributary to: SALMON RIVER

Point(s) of Diversion:

T13N R19E S02

~~NW~~ ~~NESE~~

Statutory Claim
Challis County

Place of use	Legal Description for: IRRIGATION	NE	NW	SW	SE	SUM
T R S	NESE NWSE SENE SESE	NESE NWSE SENE SESE	NESE NWSE SENE SESE	NESE NWSE SENE SESE	NESE NWSE SENE SESE	NESE NWSE SENE SESE
13N 19E 2	36 X	36 X	36 X	36 X	36 X	36 X
TOTAL ACRES						70

Place of use Legal Description for: STOCKWATER

Place of use	Legal Description for: STOCKWATER	NE	NW	SW	SE	SUM
T R S	NESE NWSE SENE SESE	NESE NWSE SENE SESE	NESE NWSE SENE SESE	NESE NWSE SENE SESE	NESE NWSE SENE SESE	NESE NWSE SENE SESE
13N 19E 2	36 X	36 X	36 X	36 X	36 X	36 X
TOTAL ACRES						70

POU County: CHIEFER

Non-Irrigation Uses: ~~67-200 RANGE~~

Other Rights: A72-00242

Non-Irrigation Use: ~~67-200 RANGE~~

Remarks: SOURCE GIVEN AS WASTE WATER IN WARM SPRING CREEK. PER THE AGREEMENT BETWEEN CHIEVERS AND JOHNSON 72-04222 IS USED WITH EQUAL SHARES OR 50/50. ROBBINS PURCHASED JOHNSON'S INTEREST. CATTLE DRINK FROM DITCHES AND DIRECTLY FROM STREAM.

Dates: Exam Made Date: 8-3-93

Verified Date:

Misc: Water District Number:

Field Inspection Flag: ~~No~~ ~~Presumption Flag:~~

Comm.

MICROFILMED

Remarks: Filed 01 1994

F05

E09

2-8-94

BLM

24 ID 88AC

CLAIM A72-4222 B INIT SW
T. R. S. Q/Q 2-8-94
P/D _____
PHOTO BLM Aerial 10-10-C-6
DT.&ID. 7-16-88

70 AC
POU

POD
IN
WARM
SPRING
CREEK

WARM
SPRING
CREEK

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NOV 01 1994

POOR ORIGINAL

See original
in A72-0024

Hubble
Analysis
Review:

(See field Notes
Sketch also
8-3-93)

TOTAL WIDTHS

FLOOD - 92 Ac.
1100 1800 = 800
1000 1000
900 800
1400

CORR - 37 Ac.
1100
500 = 470
800
500
1800

̄ RUNS:

FLOOD = 50
CORR = 343

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A72-42225



POOR ORIGINAL

Td1 Soils

FL = 14 AC.

CR = 17 AC.

CHA Soils

CR = 20 AC.

Wb2 Soils

FL = 78 AC.

3.81 cts

0.35 cts

SSA

0.34 cts

1.60 cts

CHA

78 AC.

(70 AC)

20 AC.

(8 AC)

Wb2

POD

REDIVERSION
FROM
WUSE

A72-4222B

A72-00242 overlap

SOILS MAP

243-38

9-2-84

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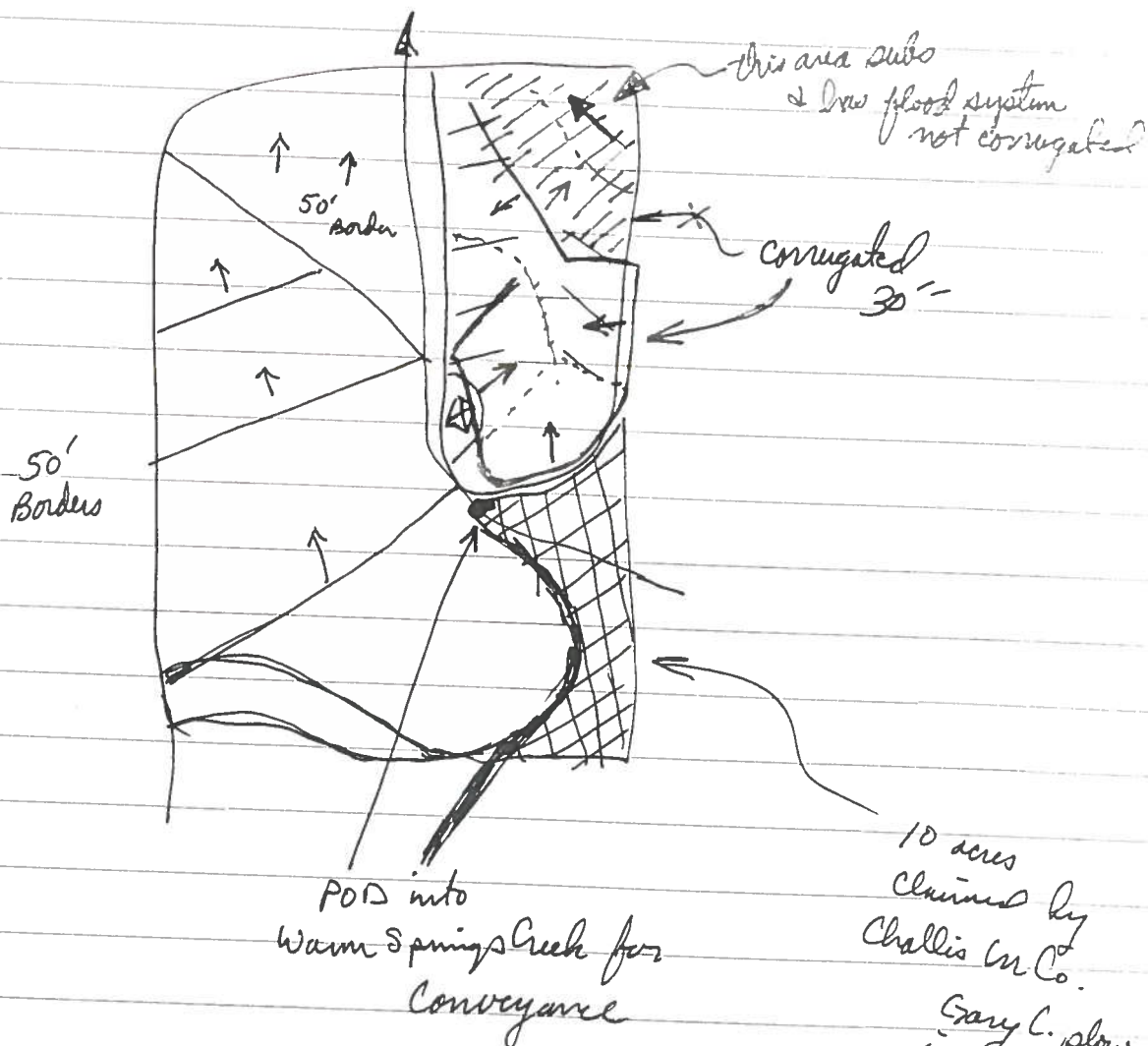
FIELD NOTES

8-3-93

by SC

POOR ORIG

Revised
by SC
2-8-94



12-24 Hn Sets

rot: 2-3 weeks

runs:

10 acres
claimed by
Challis Co.
Gary C. plowed
in the ditches
when sprinklers were
put in.

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NOV 01 1994

A72-04222B

A72-4222B

CLAIM NO. --- A72-00242
 AGENT ----- SCC
 DATE ----- 02/08/94

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

SOIL CHARACTERISTICS

Soil Type = WB2; Zer...GRAVELLY LOAM
 Source of Soils Data = Printout From SCS State Office

soil depth (inches)		AWC (in/in)		PH		organic (%)		soil depth (ft)	AWC (inches)	intake family
lower	upper	lower	upper	lower	upper	lower	upper			flood furrow
0	3	0.11	0.16	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)

crop	root depth (ft)	stress point (INCHES)	MAD
alfalfa (hay or seed)	5	0.5	2.07
corn (field or silage)	4	0.5	1.83
grain (winter or spring)	4	0.5	1.83
pasture (or grass hay)	3	0.5	1.59
other (enter below)			

FIELD NOTES AND CALCULATIONS

	FIELD 1	FIELD 2	FIELD 3	FIELD 4
FIELD WIDTH	7200	0		
IRRIGATION DAYS	14			
DRY DAYS	0			
SET TIME(hours)	8			
CALCULATED RUN (run = acres*43560/width)				
RUN =	472			
CALCULATED BORDER WIDTH (ditch length/irr days * cha				
WIDTH =	171			
THEORETICAL ROTATION (mad/net irr req in inches per				
SELECTED MAD =	2.07			
ROTATION =	8.4 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		FLOOD	12.7		1.47	3.84	4.87	5.86	4.56	3.23	2.07
ALFALFA	78	FLOOD	12.7		1.28	4.51	5.65	6.25	4.45	2.52	0.7

Summary 78 13 1.28 4.51 5.65 6.25 4.45 2.52 0.70

Peak Net Irrigation Requirement (mm/day) = 6.25

Based on the minimum 14 day Rotation as stated by Claimant's Exam.

Program Operation based upon

"GUIDELINES FOR THE EVALUATION OF IRRIGATION DIVERSION" 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: A72-00242, **A72-4222B**
By: SCC

Location: WB2 SOIL 78 AC ALF
Date: Feb 8, 1994

Roughness coefficient (n)= 0.150

Intake family (If)=2.00

Slope (S)= 0.0100 ft/ft

Border width (W)= 171 ft

Net application (Fn)= 2.07 inches

Border length (L)= 472 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
3.75	Gross depth is less than required					gross application depth
3.76	Gross depth is less than required					gross application depth
3.77	Gross depth is less than required					gross application depth
3.78	Gross depth is less than required					gross application depth
3.79	Gross depth is less than required					gross application depth
3.80	Gross depth is less than required					gross application depth
<u>3.81</u>	0.022	16.31	14.22	0.02	12.7	
3.82	0.022	16.36	14.22	0.06	12.7	
3.83	0.022	16.40	14.22	0.11	12.6	
3.84	0.022	16.44	14.22	0.15	12.6	
3.85	0.023	16.49	14.22	0.19	12.6	
3.86	0.023	16.53	14.22	0.24	12.5	
3.87	0.023	16.57	14.22	0.28	12.5	
3.88	0.023	16.61	14.22	0.32	12.5	3.81 cfs
3.89	0.023	16.66	14.22	0.36	12.4	75 40 =
3.90	0.023	16.70	14.22	0.41	12.4	
3.91	0.023	16.74	14.22	0.45	12.4	
3.92	0.023	16.79	14.22	0.49	12.3	
3.93	0.023	16.83	14.22	0.53	12.3	0.049 cfs
3.94	0.023	16.87	14.22	0.58	12.3	
3.95	0.023	16.91	14.22	0.62	12.2	
3.96	0.023	16.96	14.22	0.66	12.2	
3.97	0.023	17.00	14.22	0.71	12.2	
3.98	0.023	17.04	14.22	0.75	12.1	
3.99	0.023	17.08	14.22	0.79	12.1	
4.00	0.023	17.13	14.22	0.83	12.1	
4.01	0.023	17.17	14.22	0.88	12.1	
4.02	0.024	17.21	14.22	0.92	12.0	
4.03	0.024	17.26	14.22	0.96	12.0	
4.04	0.024	17.30	14.22	1.01	12.0	
4.05	0.024	17.34	14.22	1.05	11.9	
4.06	0.024	17.38	14.22	1.09	11.9	
4.07	0.024	17.43	14.22	1.13	11.9	
4.08	0.024	17.47	14.22	1.18	11.8	
4.09	0.024	17.51	14.22	1.22	11.8	
4.10	0.024	17.56	14.22	1.26	11.8	
4.11	0.024	17.60	14.22	1.31	11.7	
4.12	0.024	17.64	14.22	1.35	11.7	
4.13	0.024	17.68	14.22	1.39	11.7	
4.14	0.024	17.73	14.22	1.43	11.7	
4.15	0.024	17.77	14.22	1.48	11.6	
4.16	0.024	17.81	14.22	1.52	11.6	
4.17	0.024	17.86	14.22	1.56	11.6	
4.18	0.024	17.90	14.22	1.61	11.6	

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BLM

244D

804C

CLAIM A72-00242 INIT 5
T. R. S. Q/Q 2-8-94
P/D _____
PHOTO BLM AERIAL 10-10C-6
DT.&ID. 7-16-88

-PDU

HEADGATES
IN
M. MCGOWAN
DITCH

REDIVERSIONS
FROM
WARM
SPRING
CREEK

MICROFILMED
NOV 01 1984

A72-4222B

Water Right Number - 72-04222

Prefix Translation:

WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***

JOHNSON

LYNN

1 - BOX 87

State- ID Zip- 83226

JOHNSON

ROSE

2 -

State- ID Zip- 83226

CHIVERS

GARTH

3 -

State- Zip-

CHIVERS

GLENIS

1 -

State- Zip-

Priority Date - 06/01/1951 Region - 17 SOUTHERN Stage - S - STATUTORY CLAIM Status -

Source - WARM SPRING CREEK Tributary - SALMON RIVER

Turn Rng Sec Tract Lot Rflg County Point of Diversion - Stream Index (Blank if no Index Code)

13N 19E 2 NW NE (37) CUSTER
NE SE (37) CUSTER

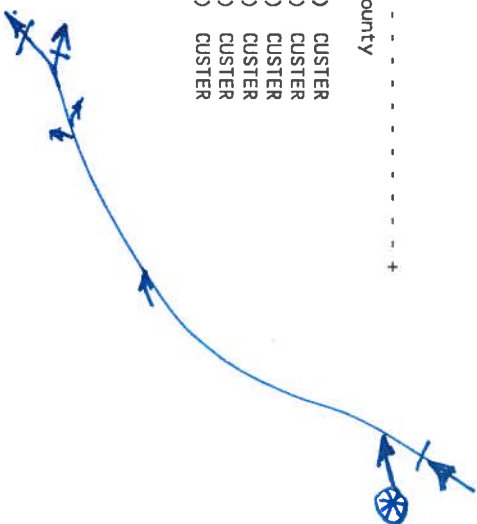
Code Description Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION 05/01 09/01 8.000

Total Div. Rate - 8.000 Total Div. Volume - Total Div. Capacity -

Turn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
13N	19E	2	NE NE		40.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	NW NE		40.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	SW NE		40.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	SE NE		40.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	NE SE		40.0	01	IRRIGATION	(37) CUSTER
13N	19E	2	NW SE		40.0	01	IRRIGATION	(37) CUSTER

NOV 01 1994 MICROFILMED



Water right number - 72-04222

Prefix Translation:

WATER RIGHT

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

Total Acres: 240.0

- - - Diversion Means - ROCK DAM, CEMENT DIVERSION, DITCH

- - - Non-Irrigation Use -

- - - Other Rights for Same Use -

SOURCE GIVEN AS WASTE WATER IN WARM SPRING CREEK.

No Old Water Right Numbers found.

No Conditions of Approval found.

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

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	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 01/28/1986	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

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