

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: A72-10547
Date Received: 3/12/1991
Receipt No: S013103
Received By: R. J. V.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: W. GARY ROGERS 208-879-4766
Address: HC 63 BOX 1794
CHALLIS, ID 83226

AND/OR
Name: PAMELA A. ROGERS 208-879-4766
Address: HC 63 BOX 1794
CHALLIS, ID 83226

2. Date of Priority: OCT 1, 1970

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	20E	7	NW	SW	SW		CUSTER
			SW	SW			CUSTER

5. Description of diverting works:
CATTLE DRINK FROM WARM SPRINGS CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	10/01	04/30	1.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/600 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	20E	7	NW	SW		STOCK	
			SW	SW		STOCK	

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:
A72-10546-DOMESTIC & STOCK WATER

14. Remarks:

THE AMOUNT CLAIMED IS FOR 1 CFS TO ASSURE A FLOW OF WATER DURING WINTER & ICING CONDITIONS.

THIS CLAIM IS LIMITED TO NOT MORE THAN 13000 GALLONS PER DAY OF WATER ACTUALLY USED BY THE STOCK.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): W. Gary Rogers Date: 7-12-91

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of March 1991

Robert V. Norstell
Notary Public

Seal

Residing at Twin Falls, Idaho
My Commission Expires January 16, 1995

Date Received _____

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Wallace Gary Riggs () 479-4766
Name of Claimant Phone Number
HC 63 Box 1794 Challis IDAHO 83226
Mailing Address City State Zip
Latah Jan 12 1990
County(s) where place of use is located Date claim originally due
Stock water claim and domestic
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

We were in the process of a non compliance
of our property to FEMA. And then
a purchase

Claimant requests an extension to MARCH 1, 19 91
W. Gary Riggs 12-27, 19 90
Signature Date of request

Title _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

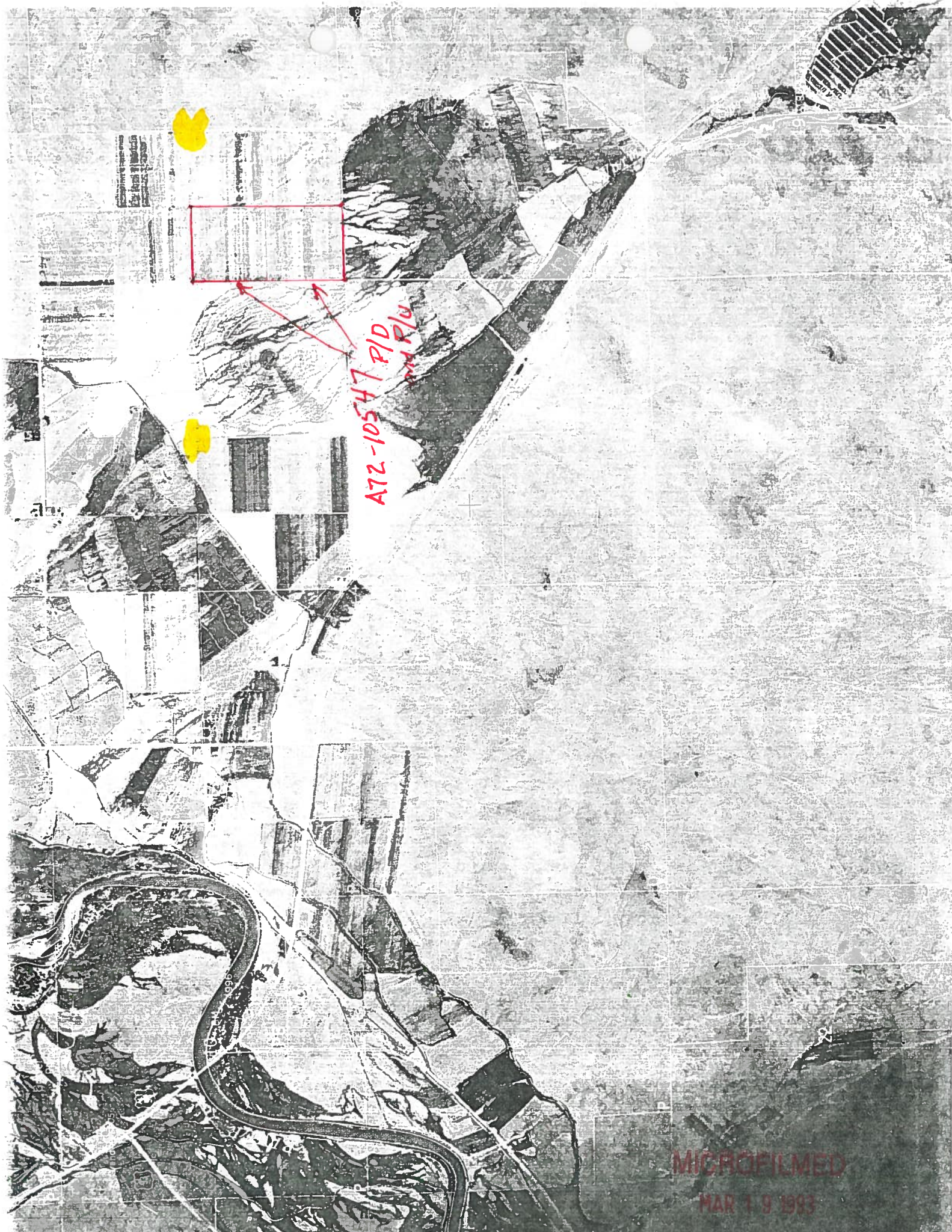
and if granted the filing deadline is extended to March 29, 19 91
Signed this 2 day of March, 19 91

Shaw
Director or his designated agent

DAVID B. SHAW

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

MICROFILMED
A72-14546
MAR 19 1993



A72-10547 P/D
P/D

MICROFILMED
MAR 19 1993

FEB-07-1997
0023

1

RIGHT NUMBER: 72-10547

NAME AND ADDRESS:

W GARY ROGERS
PAMELA A ROGERS
HC 63 BOX 1794
ME 63 BOX 1794
CHALLIS ID 83226

SOURCE:

WARM SPRING CREEK
WARM SPRINGS CREEK

TRIBUTARY: SALMON RIVER
SALMON RIVER

QUANTITY:

0.14 CFS
7100 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE:

10/01/1970

POINT OF DIVERSION:

T13N R20E S07

Within CUSTER County

SUNWSH (E)
SWSWSH (B)
MWSH
SWSH

PURPOSE AND
PERIOD OF USE:

STOCKWATER
STOCKWATER

PERIOD OF USE
Non-Irrigation Season
7/1/01 9/1/01

QUANTITY
0.14 CFS
7100 CFS

PLACE OF USE:

STOCKWATER
T13N R20E S07

Within CUSTER County
NWSH
SWSH

STOCKWATER
T13N R20E S07

Within CUSTER County
MWSH
SWSH

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

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

EXPLANATORY MATERIAL:

BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 600 BEEF CATTLE

2/26/97
JD

See "comments"

RIGHTS FROM: SOURCE: WARM SPRING CREEK TRIBUTARY: SALMON RIVER
RIGHT NUMBER: 72-10547

NAME & ADDRESS: W GARY ROGERS
PAMELA A ROGERS
HC 63 BOX 1794
CHALLIS ID 83226

SOURCE: WARM SPRING CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.14 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 1D/01/1970
POINT OF DIVERSION: T13N R20E S07 SWSWSW (INSTREAM BEGINNING POINT) Within CUSTER County
SWSWSW (INSTREAM ENDING POINT)

PURPOSE AND PERIOD OF USE: STOCKWATER
PURPOSE OF USE: STOCKWATER
PERIOD OF USE: Non-Irrigation Season
QUANTITY: 0.14 CFS

PLACE OF USE: STOCKWATER Within CUSTER County
T13N R20E S07 NWSW

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 600 BEEF CATTLE

OWNER CODE NAME & ADDRESS PRIORITY DATE WATER USE USE PERIOD FROM TO DIVERSION RATE DIVERSION VOLUME
C W GARY ROGERS 10/01/1970 STOCKWATER 10-01 04-30 0.14 CFS
C PAMELA A ROGERS HC 63 BOX 1794 CHALLIS ID 83226 (208) 879-4766 TOTAL DIVERSION: 0.14 CFS

Water Source: WARM SPRING CREEK Tributary to: SALMON RIVER Stage: BENEFICIAL USE
Point(s) of Beginning Stream Reach: T13N R20E S07 SWSWSW CUSTER County
Point(s) of Ending Stream Reach: T13N R20E S07 SWSWSW CUSTER County

Place of use Legal Description for: STOCKWATER

		NE			NW			SW			SE		
		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac
---	---	---	---	---	---	---	---	---	---	---	---	---	---
13N	20E	7	:	:	:	:	:	:	:	S	S	:	:

POU County: CUSTER
Non-Irrigation Uses: STOCKWATER, 600 BEEF CATTLE
Other Rights: 72-10546

Conditions of Approval:
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Dates: Exam Made Date: 09/10/1993 Verified Date: Objection Filed Date:
Misc: Water District Number: Field Inspection Flag: Presumption Flag:

Comments: Date: 01/21/1994 User-ID: CLELLAND Subject: COPIED FROM REMARKS THE AMOUNT CLAIMED IS FOR 1 CFS TO ASSURE A FLOW OF WATER DURING WINTER & ICING CONDITIONS.
THIS CLAIM IS LIMITED TO NOT MORE THAN 13000 GALLONS PER DAY OF WATER ACTUALLY USED BY THE STOCK.

Date: 01/21/1994 User-ID: CLELLAND Subject: RECOMMENDATION CLAIM IS FOR INSTREAM FLOW, RIGHT IS REC'D FOR THE AMOUNT USED. THE ADDED FLOWS IN THE NATURAL STREAM ARE NOT PART OF THIS RIGHT.

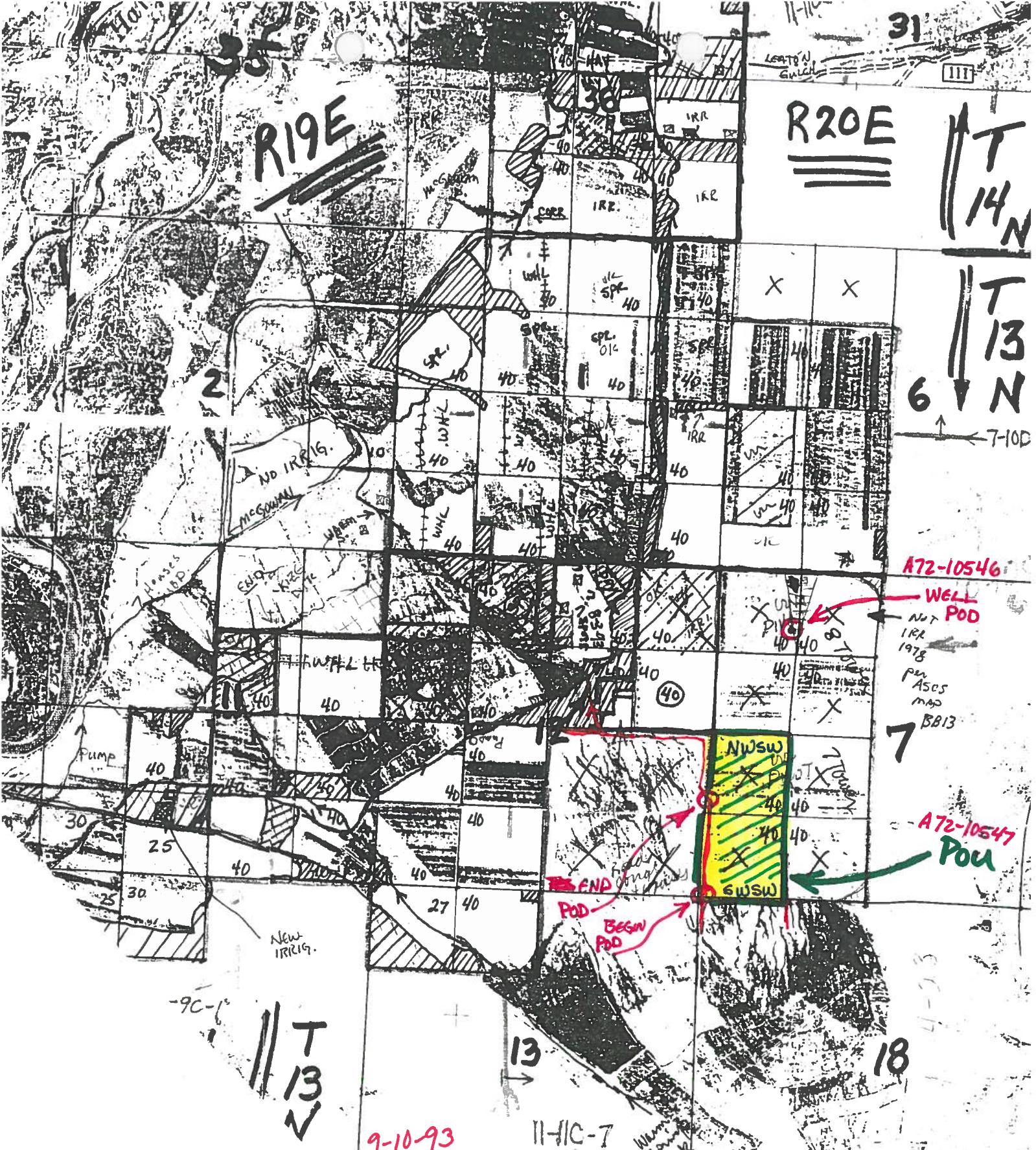
Audit: 01/21/94 CLELLAND 05/11/94 CLELLAND 03/30/95 POST-STD 01/14/97 D&S-DSHA

Instream Flow? rate = .02? Hold for B&I #412

R#03103 \$25 "See comments"

0.14 CFS

MICROFILMED
NOV 01 1994



POOR ORIGINAL

9-10-93
FIELD
EXAM
MAP
SCL

MICROFILMED
NOV 01 1994

CLAIM NO. A72-10547

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
FOR DOMESTIC AND STOCKWATER CLAIMS IN PLACE OF A CVR

POOR ORIGINAL

1. ☒ No Change NAME:
NEW OWNER: _____
☒ No Change ADDRESS: _____
NEW ADDRESS: _____
- ☒ DATA ENTRY STANDARDS CHECKED?
2. ☒ No Change - DATE OF PRIORITY: No Field Verification Needed.
CHANGE- Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable,
explain in COMMENTS.)
3. ☒ No Change - SOURCE:
CHANGE - Different Source found: _____
4. ☒ No Change - POINT OF DIVERSION: (B) SWSWSW
(E) SW NWSW
Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4

Note: If the 10-acre tract is shown on the claim, then
verification of the 10-acre parcel is needed. Otherwise the
10-acre tract is not required, unless the source is a spring.

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS: INSTREAM
Incomplete desc., complete items missing, IF KNOWN.
HP of pump _____ Static water level _____ Well depth _____
Casing size _____ Pumping water level _____ Gravity flow _____
Method of irr. _____
6. ☒ No Change - WATER USES: * AMOUNTS CHANGED
Different uses, (list uses found).
Use _____ From _____ To _____ Amount 0.14 cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☒ No Change - TOTAL VOLUME:
☒ Change found, The new total is, -- -- -- 0.14 cfs _____ af
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____
☒ DATA ENTRY STANDARDS (correct to..)

MICROFILMED
NOV 01 1994

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4, 1/4

11. ☐ Checked: N/A

12. ☐ Checked: N/A

13. ☐ No change - OTHER RIGHTS FOR SAME USE:

☒ CHANGE: 72-10546

14. ☒ None REMARKS: (copy existing remarks to comments in "R")

☐ Add the following standard remarks:

LIST STANDARD REMARKS FOR THE RECOMMENDATION:

15. ☒ BASIS OF CLAIM VERIFIED AS: D - L - P - S - J (circle one)

COMMENTS: (pertinent to field examination)

No Diversion exists. No Beneficial use or Basis for
the additional flows claimed. Stream is Dry during
irrigation Season.

ATTACHMENTS: Attached to This Form. Attachments are in Permit File.

PHOTOS

MAP

SYSTEM DIAGRAM

DATE EXAM CONDUCTED: 9-10-93

FIELD EXAMINER: STEVE CLELLAND

Signature

Steve Clelland

REVIEWED BY/DATE:

See 1-21-94

DATA ENTRY BY/DATE:

VERIFICATION BY/DATE:

MICROFILMED
JAN 21 1994

Gary Rogers

Field Notes

9-10-93
Su

Don/Stoddard - OK

Instream @ Warm Springs

channel is there - but is the water? OK

I have only verified 2 other permanent channels of Warm Sp. Cr. No one has ever mentioned this 3rd leg.

* Call to Will Ingram & describe the notes of his exam for this channel.

— spoke to Harold @ Ingram's, something very nearby,

he said water is put in this channel in November to water cattle for Rogers and Ingram's

MICROFILMED
NOV 9 1 1994