

FEB-10-1997
0016

1

RIGHT NUMBER: 72-11753

NAME AND ADDRESS:

DAVID S RICHMOND
KATHRYN RICHMOND
HC 67 BOX 680
CLAYTON ID 83227

SOURCE:

SPRING

TRIBUTARY: SINKS

QUANTITY:

0.02 CFS

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

PRIORITY DATE:

07/01/1970

POINT OF DIVERSION:

T11N R17E S31

Within CUSTER County

NESW
SWE
SENE
SENE
SESW
NENE
NENE
SWE
SESE

PURPOSE AND

PERIOD OF USE:

STOCKWATER

PERIOD OF USE
01-01 12-31

QUANTITY
0.02 CFS

PLACE OF USE:

STOCKWATER
T11N R17E S31

Within CUSTER County

NESW
SESW
SESE

SWE
NENE

SWE
NENE

SWE
NENE

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
PARCEL NO. RP11N17E313601
STOCKWATER, 4 HORSES

VERIFIED BY
6RC
2-13-97
Potential chgs pending
clarment contact

OWNER CODE C NAME & ADDRESS DAVID S RICHMOND HC 67 BOX 680 CLAYTON ID 83227 (619) 668-2222 PRIORITY DATE 07/01/1970 WATER USE STOCKWATER DIVERSION VOLUME 0.02 CFS TOTAL DIVERSION: 0.02 CFS

Water Source: SPRINGS Tributary to: SINKS T11N R17E S31 Stage: BENEFICIAL USE CUSTER County

Place of use Legal Description for: STOCKWATER

NE												
NENE NWNE SWNE SENE : NENW NWNW SUNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE :												
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
11N	17E	31	:	:	:	:	:	:	:	:	:	:

POU County: CUSTER Non-Irrigation Uses: STOCKWATER, 4 HORSES 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.

Remarks: GEN PARCEL NO. RP11N17E313601 Dates: Exam Made Date: Verified Date: Objection Filed Date: Misc: Water District Number: Field Inspection Flag: Presumption Flag: Comments: Date: 07/28/1993 User-ID: SMITH Subject: COPIED FROM REMARKS A72-11752 ALSO SUPPLIES WATER TO STOCK. Audit: 07/28/93 SMITH 03/30/95 POST-STD 01/14/97 D&S-DSHA

Checked Basin 72 ownership map. found Sec 31 all private

VERIFIED BY KKC 1-23-97

DAVID & KATHY RICHMOND

HC 67, BOX 680 • CLAYTON, IDAHO 83227

RECEIVED

FEB 20 1997

Department of Water Resources
Southern Region

15 February, 1997

Kelly K. Christensen
Sr. Water Resource Agent
State of Idaho Dept. of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301

re: Snake River Basin Adjudication Claims A72-11752 and A72-11753

Dear Ms Christensen,

It appears that our water claims are correctly stated.

Sincerely,



David S. Richmond, MD
HC 67 Box 680
Clayton, ID 83227
208-838-2431



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

February 13, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DAVID S RICHMOND
HC 67 BOX 680
CLAYTON ID 83227

RE: SNAKE RIVER BASIN ADJUDICATION CLAIMS A72-11752 AND A72-11753

Dear Mr Richmond

I am verifying domestic/stockwater adjudication claims in the Stanley to Challis area that were previously reviewed by an independent contractor. For both claims the contractor has corrected the point of diversion and the place of use to reflect the following legal description TNS 11N; RNG 17E; SEC 31; NE $\frac{1}{4}$ SW $\frac{1}{4}$ B.M.

The claim was submitted with the point of diversion and place of use reflecting all quarter/quarters within section 31 except for government lots 2, 3, and 4. Your water rights should reflect the actual point of diversion and place of use.

Please notify me if the contractor corrected the claims properly. If there is an error in the way he corrected the claims please send a plat map or aerial photo with the system diagrams sketched on that document. The sketch must show the location of the point of diversion, the approximate route of any pipelines, and the places of use whether it is a home or a stock tank(s). The document must show section corners to allow for the identification of the correct quarter/quarter(s).

The enclosed claim printouts show the original information contained on your claim with new information added by the department shown as underlined entries and anything deleted by the department strike out entries. Please provide the information by March 15, 1997 as the department must submit its recommendation in April. If you have any questions you should contact me as I am the agent reviewing your claims at this time.

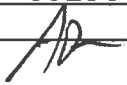
Sincerely

Kelly K Christensen
Sr Water Resource Agent
Enclosures

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: **A72-11753**
Date Received: 7/31/1992
Receipt No: C013007
Received By: 

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

1. Name: DAVID S RICHMOND 619-668-2222
Address: HC 67 BOX 680
CLAYTON ID 83227
AND
Name: KATHRYN RICHMOND 619-668-2222
Address: HC 67 BOX 680
CLAYTON ID 83227

2. Date of Priority: JUL 1, 1970

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	17E	31	SW	NE			CUSTER
			SE	NE			CUSTER
			SE	NW			CUSTER
			NE	SW			CUSTER
			SE	SW			CUSTER
			NE	SE			CUSTER
			NW	SE			CUSTER
			SW	SE			CUSTER
			SE	SE			CUSTER

5. Description of diverting works:
500 GALLON COLLECTION BOX WITH UNDERGROUND PIPELINE TO STOCK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		

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

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

9. Non-irrigation uses:
STOCKWATER/ 4 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	17E	31	SW	NE		STOCK	
			SE	NE		STOCK	
			SE	NW		STOCK	
			NE	SW		STOCK	
			SE	SW		STOCK	
			NE	SE		STOCK	
			NW	SE		STOCK	
			SW	SE		STOCK	
			SE	SE		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:

14. Remarks:

A72-11752 ALSO SUPPLIES WATER TO 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): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Identification No. A72-11753
Date Received _____
Receipt Number CØ13ØØ7

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) DAVID S. & KATHRYN K. RICHMOND Phone (619) 668-2222
Mailing Address HC 67 Box 680 CLAYTON ID Zip 83227

2. Date of Priority (Only one per claim) JULY 1, 1970 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other (X) (a) Spring, unnamed
which is tributary to (b) "sinks" Name or kind of source

4. Location of point of diversion is: Township 11 NORTH Range 17 EAST
Section 31, SE 1/4 NW 1/4 of E 1/2 SW 1/4 of S 1/2 NE 1/4 and SE 1/4
County of CLUSTER BM., _____

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. collection Box (500 gallon), underground pipeline TO STOCK

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For STOCKWATER purposes from 1-1 to 12-31 amount .02 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .02 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 4 HEAD OF HORSES

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MAR 19 1993

10. Place of use is: Township: 11 NORTH Range 17 EAST
Section 31, SE 1/4 NW 1/4 of E 1/2 SW 1/4, Govt. Lot OF S 1/2 NE 1/4 and SE 1/4, B.M.,
County of CUSTER for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? CUSTER

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
WELL (claim filed concurrently) will also supply stock
when Spring dries up each year

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) David S. [Signature] Date 7-27-92

Kathryn K. Richmond Date 7-27-92

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

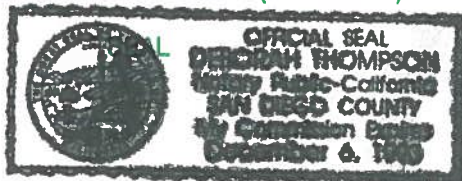
Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or CALIFORNIA)

County of SAN DIEGO) SS.

Subscribed and sworn (or affirmed) before me this 27th day of JULY 1992



Notary Public DEBORAH THOMPSON Deborah Thompson

Residing at SAN DIEGO, CALIFORNIA

My Commission Expires DECEMBER 6, 1993

Last Name THOMPSON Ident No. _____

Copies: White-State, Yellow-Claimant

MAR 19 1993

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RECEIPT IS FROM THE STATE FILE
Idaho Department of Water Resources
Receipt Entry

Date: 07/31/92
Time: 13:33:54

Receipt No: C013007 AR No: _____ Date: 11/24/1989 Payoff Part of Acct? N
From: PLEUS, EMMA OR H. W. _____ Payment Type: CK CHECK Doc No: 1183____
Remarks: _____

Description	Fund	FD	PCA	Obj	Subsid	
ADJUDICATION FEE	9337	___	410162	6490	_____	25.00
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
Total Amount:						25.00

(Enter=Inq) (GOLD1=Add/Print) (GOLD2=Change) (GOLD3=Void) (GOLD5=Laser Print)
(GOLD6=Print 2nd Copy) (GOLD7=Enter WR Nos) (GOLD8=Cancel) (Menu _____)

Assign to A72-11753

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MAR 19 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

R. KEITH HIGGINSON
Director

22-Jul-1992 08:56

David and Kathy K. Richmond
HC 67 Box 680
Clayton, ID 83227

copy to
8851 Center Dr. #520
LaMesa, CA 91942

RE: Adjudication Claim in the name of Pleus

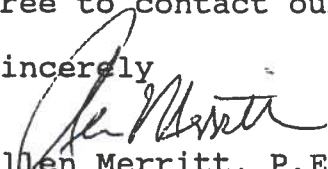
Dear Mr. & Mrs. Richmond:

Our office recently received the Notice of Change of Ownership you submitted. **I am returning this notice without action.** We find no Adjudication Claim has been finalized by the Pleus. Our records indicate that they submitted two claims in late November 1989 and paid fees which were receipted under receipts #C012993 & #C013007. In reviewing the claims some problems were discovered and the claims were returned with the cover letter dated 2/12/1990 (Find copy enclosed).

To resolve this situation I have enclosed claim forms for your use to file appropriate claims. The \$50.00 already paid by the Pleus will be applied toward the fees required by your claims. Since the deadline for filing timely claims in Custer County has passed by this letter I am granting you an extension to file timely claims until **AUGUST 24, 1992.** When submitting claims please attach a copy of this letter. If after August 24, 1992 our office has not received any claims by you I will initiate a refund of the \$50.00 already paid to be refunded to the Pleus and any claim filed by you after the August 24, 1992 will be considered late and subject to additional late fees.

If you have questions regarding completing the claim forms please feel free to contact our office.

Sincerely


Allen Merritt, P.E.
Water Rights Supervisor

Encl:

CC: H.W. Pleus
PO Box 2010
Sparks, NV 89432

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MAR 19 1993

WARRANTY DEED

194475

For Value Received

HERMAN W. PLEUS, JR. and EMMA LEE PLEUS, husband and wife,

The grantors, do hereby grant, bargain, sell and convey unto

DAVID S. RICHMOND and KATHRYN RICHMOND, husband and wife,
the grantees, whose current address is 7202 Melotte, San Diego, CA 92119

the following described premises, in Custer County Idaho, to-wit:

TOWNSHIP 11 NORTH, RANGE 17 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.
SECTION 31: Lots 2, 3, and 4, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$.
SECTION 32: SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$.

TOGETHER WITH the access rights or other rights granted in that certain Memorandum of Understanding dated December 31, 1971, by and between Allen Getty and Carol Getty, husband and wife, and Clayton D. Hurless and Bernadine M. Hurless, husband and wife, Grantees, recorded June 28, 1978, as instrument No. 146951, records of Custer County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s ,
their heirs and assigns forever. And the said Grantor s do hereby covenant to and
with the said Grantee s, that they are the owner s in fee simple of said premises; that they are free
from all incumbrances

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

Dated: January 18, 1990.

Herman W. Pleus, Jr.
Herman W. Pleus, Jr.

Emma Lee Pleus
Emma Lee Pleus

STATE OF ~~IDAHO~~ ^{Florida} COUNTY OF ~~CUSTER~~ ^{Hillsborough}
On this 18th day of January, 1990,
before me, a notary public in and for the said State, personally
appeared HERMAN W. PLEUS, JR. and
EMMA LEE PLEUS, husband and wife,

STATE OF IDAHO, COUNTY OF CUSTER
I hereby certify that this instrument was filed for record at the
request of Custer County **DATA 9 1993**
at 48 minutes past 3 o'clock P.M.,
this 26th day of January

INSTRUMENT NO



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

03-Aug-1992

RE: ADJUDICATION CLAIM NO. A72-11752, A72-11753

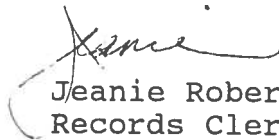
DAVID S RICHMOND
KATHRYN RICHMOND
HC 67 BOX 680
CLAYTON ID 83227

Dear Claimant(s):

Enclosed please find a copy of a computer-generated claim(s) based on the information from your original claim(s), which has been entered in our records.

Please review the claim(s) for accuracy. In a few instances, clarifications may have been added by the Department at the time of data entry. Should you have any questions or objections regarding this record of your claim, please contact this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures

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MAR 19 1993

WATER RIGHT NUMBER - A72-11753 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
RICHMOND

DAVID S

1 - HC 67 BOX 680
2 -
3 -
CITY- CLAYTON
PHONE - 619-668-2222

STATE- ID ZIP- 83227

RICHMOND

KATHRYN

1 - HC 67 BOX 680
2 -
3 -
CITY- CLAYTON
PHONE - 619-668-2222

STATE- ID ZIP- 83227

+ - - PRIORITY DATE - - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - +
07/01/1970 17 SOUTHERN J - BENEFICIAL USE

+ - - - - SOURCE - - - - + + - - - - TRIBUTARY - - - - - + + - - - - SINKS

SPRING

+ - - - - POINT OF DIVERSION - - - - - + + - - - - STREAM INDEX (BLANK IF NO INDEX CODE)

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY
11N	17E	31	SW NE	(37)	CUSTER	
			SE NE	(37)	CUSTER	
			SE NW	(37)	CUSTER	
			NE SW	(37)	CUSTER	
			SE SW	(37)	CUSTER	
			NE SE	(37)	CUSTER	
			NW SE	(37)	CUSTER	
			SW SE	(37)	CUSTER	
			SE SE	(37)	CUSTER	

+ - - - - CODE DESCRIPTION PERIOD FROM PERIOD TO WATER USE DIVERSION RATE DIVERSION VOLUME

04 - STOCKWATER 01/01 12/31 0.020

+ - - - - TOTAL DIV. RATE - + + - - - - TOTAL DIV. VOLUME - + + - - - - TOTAL DIV. CAPACITY - + + - - - - TOTAL CONSUMPTIVE USE - + + - - - - KW USAGE - +

0.020

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE	CODE	DESCRIPTION	COUNTY
11N	17E	31	SW NE			04 STOCKWATER	04	STOCKWATER	(37) CUSTER
11N	17E	31	SE NE			04 STOCKWATER	04	STOCKWATER	(37) CUSTER
11N	17E	31	SE NW			04 STOCKWATER	04	STOCKWATER	(37) CUSTER
11N	17E	31	NE SW			04 STOCKWATER	04	STOCKWATER	(37) CUSTER
11N	17E	31	SE SW			04 STOCKWATER	04	STOCKWATER	(37) CUSTER
11N	17E	31	NE SE			04 STOCKWATER	04	STOCKWATER	(37) CUSTER
11N	17E	31	NW SE			04 STOCKWATER	04	STOCKWATER	(37) CUSTER
11N	17E	31	SW SE			04 STOCKWATER	04	STOCKWATER	(37) CUSTER
11N	17E	31	SE SE			04 STOCKWATER	04	STOCKWATER	(37) CUSTER

WATER RIGHT NUMBER - A72-11753

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - DIVERSION MEANS - 500 GALLON COLLECTION BOX WITH UNDERGROUND PIPELINE TO STOCK
+ - - NON-IRRIGATION USE - STOCKWATER/ 4 HORSES
+ - - OTHER RIGHTS FOR SAME USE -

+ - - - - - REMARKS - - - - -
A72-11752 ALSO SUPPLIES WATER TO STOCK.

+ - - - - - OLD WATER RIGHT NUMBERS - - - - -
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDUCTIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - DECREE DEFENDANT - - - +
+ - - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 08/11/92 THORNTON

+ - - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING - 00/00/0000
OBJECTION FILED DATE - 00/00/0000
RESPONSE FILED DATE - 00/00/0000
CLAIM RECEIVED DATE - 11/24/1989
PROOF DUE DATE - 00/00/0000
LICENSED DATE - 00/00/0000
CLAIMS TAPE ERROR FLG -
FEE EXEMPT FLAG -

FIELD INSPECTION MADE - 00/00/0000
FIELD INSPECTION FLAG -
VERIFIED DATE - 00/00/0000
LAST AMENDED DATE - 00/00/0000
PROOF MADE DATE - 00/00/0000
RECEIPT NUMBER - C013007
POU OWNERSHIP FLAG - Y
NAME CONNECTOR - AND

CIVIL CASE NUMBER - 39576
OLD CASE NUMBER -
OLD JUDICIAL DISTRICT -
TEMPORARY RIGHT - P
WATER DISTRICT -
FEDERAL/STATE INDICATOR - S
PRESUMPTION FLAG -
NOTICE OF ERROR FLAG -

RP 11N7E313601

"Verified By"
Tina L. B. Orha-PQ
A. B. B. B. B.
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
AUG 26 1992

CERTIFIED
AUG 28 1992
WATER EXAMINER

DATA ENTRY

ENTERED 1-28-92 DW

CHECKED 2/21/94 DW