

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: A72-16275
Date Received: 1/ 3/1990
Receipt No: S010816
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JAMES R BENNETTS 208-879-2567
Address: PO BOX 36
CHALLIS ID 83226
OR
Name: JO ANN BENNETTS 208-879-2567
Address: PO BOX 36
CHALLIS ID 83226
2. Date of Priority: JUN 15, 1966
3. Source: HERD CREEK Trib. to: SALMON RIVER, EAST FORK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 09N | 19E | 18 | NE | SE | | | CUSTER |
| | | | SE | SE | | | CUSTER |
5. Description of diverting works:
HEADGATE, DITCHES, PIPES
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 4.000 | | |
7. Total Quantity Appropriated is:
4.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 1600.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/200 RANGE/FEEDLOT STOCK

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09N	19E	7	SW		NW		IRR	25.0
			NE		SW		IRR	30.0
			NW		SW		IRR	10.0
			SE		SW		IRR	25.0
			SW		SE		IRR	10.0
							Section Acres	100.0
		18	NW		NE		IRR	25.0
			SW		NE		IRR	10.0
			SE		NE		IRR	10.0
			NE		SE		IRR	10.0
			SE		SE		IRR	10.0
							Section Acres	65.0
							Total Acres	165.0

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:
A72-00218

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

Water Right Number - R72-04060

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

BENNETTS

JAMES R.

1 - P.O. BOX 36

2 -

3 -

City- CHALLIS

State- ID Zip- 83226

Phone - 208-879-2567

BENNETTS

JO ANN

1 - P.O. BOX 36

2 -

3 -

City- CHALLIS

State- ID Zip- 83226

Phone - 208-879-2567

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/15/1966 17 SOUTHERN Z - SEE REMARKS+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
HERD CREEK SALMON RIVER, EAST FORK+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County09N 19E 18 NE SE (37) CUSTER
SE SE (37) CUSTER+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01 1.100

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.100 400.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

09N	19E	7	SW NW	25.0	01	IRRIGATION	(37) CUSTER
09N	19E	7	NE SW	30.0	01	IRRIGATION	(37) CUSTER
09N	19E	7	NW SW	10.0	01	IRRIGATION	(37) CUSTER
09N	19E	7	SE SW	25.0	01	IRRIGATION	(37) CUSTER
09N	19E	7	SW SE	10.0	01	IRRIGATION	(37) CUSTER
09N	19E	18	NW NE	25.0	01	IRRIGATION	(37) CUSTER
09N	19E	18	SW NE	10.0	01	IRRIGATION	(37) CUSTER
09N	19E	18	SE NE	10.0	01	IRRIGATION	(37) CUSTER
09N	19E	18	NE SE	10.0	01	IRRIGATION	(37) CUSTER
09N	19E	18	SE SE	10.0	01	IRRIGATION	(37) CUSTER

Total Acres: 165.0

+ - - Diversion Means - HEADGATE, DITCHES, PIPES

Water right number - R72-04060

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use - S/200 RANGE/FEEDLOT STOCK

+ - - Other Rights for Same Use - A72-00218

+ - - - - - Remarks - - - - -
SEE NO. 72-16275.

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers Found

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

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

+ - - - - - Comments - - - - -
Date: 02/10/1994 User Id: SSRBA Subject: REASON FOR NUMBER CHANGE
THE STATUTORY CLAIM WAS FOR 1.1 CFS. THE SRBA CLAIM WAS AMENDED TO 4.0 CFS AND IT SEEMS EASIER TO REPRESENT THIS RIGHT AS
A BENEFICIAL USE CLAIM WITH A DIFFERENT NUMBER.

+ - - Audit Fields - - +
02/10/94 SSRBA

+ - - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/03/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S010816	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	- E
				Notice of Error Flag	-

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CIVIL CASE NUMBER: 39576

renumbered A72-16275
Ident. Number: ~~A72-04060~~
Date Received: 1/ 3/1990
Receipt No: S010816
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AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JAMES R. BENNETTS 208-879-2567
Address: P.O. BOX 36
CHALLIS ID 83226
OR
Name: JO ANN BENNETTS 208-879-2567
Address: P.O. BOX 36
CHALLIS ID 83226
2. Date of Priority: JUN 15, 1966
3. Source: HERD CREEK Trib. to: SALMON RIVER, EAST FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	19E	18	NE	SE			CUSTER
			SE	SE			CUSTER
5. Description of diverting works:
HEADGATE, DITCHES, PIPES
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		
7. Total Quantity Appropriated is:
4.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 1600.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/200 RANGE/FEEDLOT STOCK

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09N	19E	7	SW		NW		IRR	25.0
			NE		SW		IRR	30.0
			NW		SW		IRR	10.0
			SE		SW		IRR	25.0
			SW		SE		IRR	10.0
			Section Acres					100.0
		18	NW		NE		IRR	25.0
			SW		NE		IRR	10.0
			SE		NE		IRR	10.0
			NE		SE		IRR	10.0
			SE		SE		IRR	10.0
			Section Acres					65.0
			Total Acres					165.0

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:
A72-00218

14. Remarks:

ORIGINAL STATUTORY CLAIM FOR 60 ACRES, INCREASED TO 165. PERIOD OF USE FROM 04/15 TO 10/15, CLAIMED 04/01 TO 11/01. P/D ALSO TRANSFERRED FROM SWNE TO SESE. SEE ATTACHED PROOF REPORT.

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: _____

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:

Jan 10-94

Date:

1-10-94

State of Idaho

County of

Custer

) SS.
)

Subscribed and sworn (or affirmed) before me this 10 day

of January 19 94

Joan Ritter
(Notary Public)

Seal

Residing at

Challis

My Commission Expires

8-1-94

NOV 17 1993

Department of Water Resources
Southern Region Office

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1. Name: JAMES R. BENNETTS
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CHALLIS ID 83226

208-879-2567

OR

Name: JO ANN BENNETTS
Address: P.O. BOX 36
CHALLIS ID 83226

208-879-2567

2. Date of Priority: JUN 15, 1966

3. Source: HERD CREEK

Trib. to: SALMON RIVER, EAST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	19E	18	NE	SE	SE		CUSTER
			SE	SE			CUSTER

5. Description of diverting works:
HEADGATE, DITCHES, PIPES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	~~1.100~~ 4.0		

7. Total Quantity Appropriated is:
~~1.100~~ 4.0 C.F.S. (and/or)

A.F.A.

DATA ENTERED BY 71
DATE 01-10-1994

8. Total consumptive use is

400.0 Acre Feet Per Annum.

cc: claimant

9. Non-irrigation uses:
S/200 RANGE/FEEDLOT STOCK

IDAHO DEPT. OF WATER RESOURCES
222 Shoshone Street East
Twin Falls, ID 83301

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09N	19E	7	SW		NW		IRR	25.0
			NE		SW		IRR	30.0
			NW		SW		IRR	10.0
			SE		SW		IRR	25.0
			SW		SE		IRR	10.0
							Section Acres	100.0
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			SW		NE		IRR	10.0
			SE		NE		IRR	10.0
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							Section Acres	65.0
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NOV 17 1993

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1. Name: JAMES R. BENNETTS
Address: P.O. BOX 36
CHALLIS ID

208-879-2567

83226

OR

Name: JO ANN BENNETTS
Address: P.O. BOX 36
CHALLIS ID

208-879-2567

83226

2. Date of Priority: JUN 15, 1966

3. Source: HERD CREEK

Trib. to: SALMON RIVER, EAST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	19E	18	NE	SE	SE		CUSTER
			SE	SE			CUSTER

5. Description of diverting works:
HEADGATE, DITCHES, PIPES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	~~1.100~~		

4.0

7. Total Quantity Appropriated is:
~~1.100~~ C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

400.0 Acre Feet Per Annum.

9. Non-irrigation uses:

S/200 RANGE/FEEDLOT STOCK

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09N	19E	7	SW		NW		IRR	25.0
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			SE		SW		IRR	25.0
			SW		SE		IRR	10.0
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4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 09N | 19E | 18 | NE | SE | | | CUSTER |
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5. Description of diverting works:
HEADGATE, DITCHES, PIPES
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 1.100 | | |
7. Total Quantity Appropriated is:
1.100 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 400.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/200 RANGE/FEEDLOT STOCK

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09N	19E	7	SW		NW		IRR	25.0
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			SE		NE		IRR	10.0
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11. Place of use in counties: CUSTER

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TRANSFERRED FROM SWNE TO SESE. SEE ATTACHED PROOF REPORT.

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: _____

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 _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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CIVIL CASE NUMBER: 39576
Ident. Number A72-04060
Date Received _____
Receipt Number _____

RECEIVED

JAN 2 1990

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) JAMES R. BENNETTS OR JO ANN BENNETTS Phone (208) 879-2567

Mailing Address P. O. BOX 36, Challis, Idaho Zip 83226

2. Date of Priority (Only one (1) per claim) 06/15/1966

3. Source of water supply (a) Herd Creek
which is tributary to (b) East Fork, Salmon River

4. a. Location of existing point of diversion is: Township 09 N Range 19 E Section 18,
1/4 of NE 1/4 of SE 1/4, Govt. Lot, B.M., County of Custer

Additional points of diversion if any: SE $\frac{1}{4}$ SE $\frac{1}{4}$, same section, township and range

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. Gravel diversion to headgate. Ditch
commences at approximately 5 feet in width and diminishes to numerous ditches. Place
of use commences almost immediately. Pipes are used to transfer water across creek.

MICROFILMED

MAR 18 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 04/01 to 11/01 amount 1.1 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.1 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 400 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Livestock use filed under related claim.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
09 N	19 E	18		25	10	10									10			10	65
		7							25		30	10		25			10		100

Total number of acres irrigated 165

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.

Decreed water #72-00218 is mixed and used in same system. or None ()

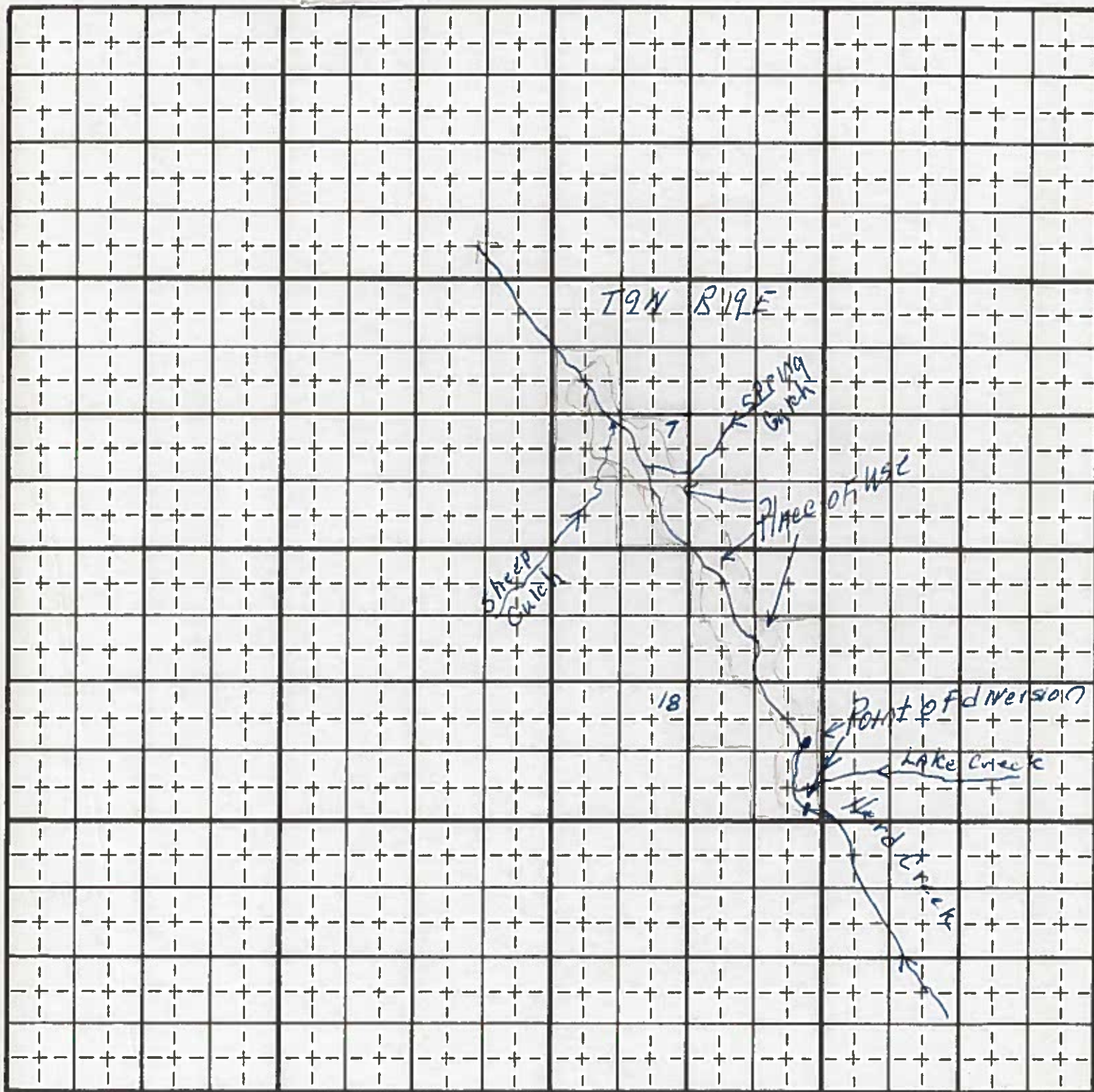
14. Remarks:

Last Name BENNETTS Ident No. _____

Copies: White -State, Yellow -Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



MICROFILMED

Last Name Bennetts

Ident No. _____

Copies: White-Map, Yellow-Chart
MAR 18 1993

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number 72-04060

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Jane Bennett Date Dec 29th, '89

Date _____

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

_____ Title
of _____, that I have signed the foregoing

Organization
document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of CASTER) SS.

Subscribed and sworn (or affirmed) before me this 29 day of December 19 89

SEAL

Notary Public Daisy Kindt

Residing at Challis Id

My Commission Expires 3/12/92

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name BENNETTS Ident. Number _____

Copies White-State, Yellow-Claimant

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Douglas Jones

DATE:
August 13, 1996 ~10:30AM

CUSTOMER:
DAVE SHAW

SUBJECT: A72-00218, A72-07066, A72-12675
phone call (X) walk-in (.)

Had question of whether -07066 overlapped p/u with -00218?
-- arranged to call him back at 373-7983 after locating files
and researching information.

Files had copies of -07066 lic. exam and notes of SRBA field review observations. Completed maps and recommendations not finalized. Information in file indicates that -07066 is a gravity delivery sprinkle irrigation system from Lake Cr on high ground above Herd Cr ditch system. The lic exam did not identify p/u overlap and the maps compared to air photos seem to show different areas irrigated for the two systems.

I called Shaw back and told him that though the recommendations are not finalized it appeared from the lic exam and SRBA notes that there isn't an overlap. He said he understood the preliminary nature of my conclusions and this rough cut was all he needed at this time.

Social amenities exchanged and willingness to assist him with such questions extended.

cc: files

INTER-DEPARTMENT MEMO

TO: MR & MRS BENNETTS

FROM: FH

BENEFICIAL USE #
SUBJECT: RENUMBERING

DATE: 02-15-1994

You remember amending the -04060 claim for the
Herd Creek Flows to 4 CFS from 1.100 CFS?

The expert from the state office who was here
last week suggested an entire new #.

I enclose the prev report from -04060 as well
as one for the new # and a subsequent
claim form representing the new #. I hope to
get to recommending Herd Creek Claims soon!

() For your information

() Response required

best,
Frank
signature
04060
16275
claim - 11

JAMES R. BENNETTS
ATTORNEY AT LAW
P.O. Box 36
CHALLIS, IDAHO 83226

(208) 879-4488

January 13, 1994

RECEIVED

JAN 18 1994

Department of Water Resources
Southern Region Office

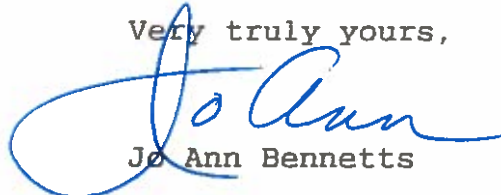
Francis G. Hitchcock
Sr. Water Resource Agent
Idaho Department of Water Resources
222 Shoshone St. E.
Twin Falls, ID 83301

Dear Frank:

Enclosed is the signed amended claim for A72-04060, as requested.

Thanks for your help and all the best in the new year.

Very truly yours,



Jo Ann Bennetts

Enclosures

JAMES R. BENNETTS
ATTORNEY AT LAW
P.O. Box 36
CHALLIS, IDAHO 83226

(208) 879-4488

November 16, 1993

Francis G. Hitchcock
Sr. Water Resource Agent
Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

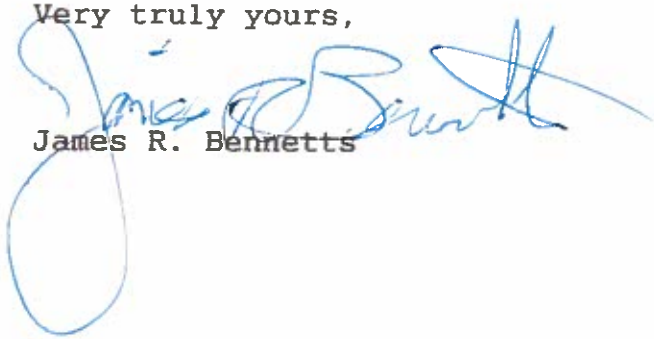
Dear Frank:

I was very surprised to note the use figures shown by Fish and Game were as high as they were but I know that we are using no more (perhaps less) than was used back in the early 60's when we bought the place. I guess I had better amend as enclosed which is still considerably less than their figures of use. This is the problem with some of these old use rights that were never measured.

Perhaps the file could note their measurements (copy enclosed). Also, by September 15th our cows had been removed and not only had we slowed the system but historically it becomes impossible to keep our ditches going full bore with beaver, freezing, and other problems.

Given the short runs with water lost back to the river, I know we can't survive with much, if any, less than what we were using in May and July.

Very truly yours,


James R. Bennetts

JRB:jab
Enclosures

JAMES R. BENNETTS
ATTORNEY AT LAW
P.O. Box 36
CHALLIS, IDAHO 83226

(208) 879-4488

March 27, 1992

RECEIVED

MAR 31 1992

Department of Water Resources
Southern Region Office

State of Idaho
Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

Re: Water Right Nos. A72-04060
A72-04160
A72-04020

Dear Sirs:

Please place the enclosed Affidavits in the appropriate files.

Very truly yours,


James R. Bennetts

JRB:jab
Enclosures

MICROFILMED
MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04060
JAMES R. BENNETTS
JO ANN BENNETTS
P.O. BOX 36
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

RECEIVED

AFFIDAVIT - WATER USE

RE: WATER RIGHT NO. A72-04060

MAR 31 1992

Department of Water Resources
Southern Region Office

STATE OF IDAHO)
: ss.
County of Custer)

The undersigned, first being duly sworn, deposes and says as follows:

1. That I was born in September, 1934, and have resided in North Custer County continuously since 1963. In May, 1964, my wife and I purchased the Herd Creek Ranch which encompasses the lands described under place of use on the attached Exhibit A which is made a part of this Affidavit.

2. That during the years of 1964 and 1965, substantial work was done by us to deliver water to the described lands. Although exact acreages have never been surveyed, it is my honest belief that the approximate acreages listed on attached Exhibit A were irrigated by the early spring of 1966. I would state that due to a changing course in the creek, and due to improvements to combine and to simplify the irrigation system, certain of the ditches were modified within the few years following 1966, however, to the best of my recollection and belief, water was being applied to beneficial use on the listed lands on or before 06/15/1966.

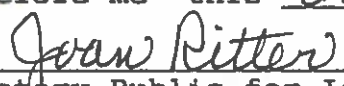
3. More specifically, I state that a contractor, Willis Gross, was negotiating a lease of land from us near Challis, Idaho, in early 1964. As part of the rental Mr. Gross took a D7 Cat to the Herd Creek Ranch in the summer of 1964 and roughed in numerous ditches which we commenced to put to use. I have verified these recollections by reference to various letters and agreements I have on file.

4. The above is accurate to the best of my knowledge and belief.

DATED: March 27th, 1992.


James R. Bennetts

SUBSCRIBED AND SWORN TO before me this 27th day of March, 1992.


Joan Ritter
Notary Public for Idaho
Residing at: Challis
My Comm. Expires: 8-1-94

MICROFILMED

MAR 18 1993

Water Right Number - A72-04060

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***

BENNETTS

JAMES R.

1 - P.O. BOX 36

2 -

3 -

City- CHALLIS

State- ID Zip- 83226

Phone - 208-879-2567

1 - P.O. BOX 36

2 -

3 -

City- CHALLIS

State- ID Zip- 83226

Phone - 208-879-2567

BENNETTS

JO ANN

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/15/1966 17 SOUTHERN S - STATUTORY CLAIM+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
HERD CREEK SALMON RIVER, EAST FORK+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)09N 19E 18 NE SE (37) CUSTER
SE SE (37) CUSTER+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 1.100+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.100 400.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09N 19E 7 SW NW 25.0 01 IRRIGATION (37) CUSTER
09N 19E 7 NE SW 30.0 01 IRRIGATION (37) CUSTER
09N 19E 7 NW SW 10.0 01 IRRIGATION (37) CUSTER
09N 19E 7 SE SW 25.0 01 IRRIGATION (37) CUSTER
09N 19E 7 SW SE 10.0 01 IRRIGATION (37) CUSTER
09N 19E 18 NW NE 25.0 01 IRRIGATION (37) CUSTER
09N 19E 18 SW NE 10.0 01 IRRIGATION (37) CUSTER
09N 19E 18 SE NE 10.0 01 IRRIGATION (37) CUSTER
09N 19E 18 NE SE 10.0 01 IRRIGATION (37) CUSTER
09N 19E 18 SE SE 10.0 01 IRRIGATION (37) CUSTER

Total Acres: 165.0

+ - - Diversion Means - HEADGATE, DITCHES, PIPES

+ - - Non-Irrigation Use - S/200 RANGE/FEEDLOT STOCK

MICROFILMED

MAR 1 8 1993

Prefix Translation: ADJUDICATION CLAIM

+ - - Other Rights for Same Use - A72-00218

+	-----	Remarks	-----	+
		ORIGINAL STATUTORY CLAIM FOR 60 ACRES, INCREASED TO 165. PERIOD OF USE FROM 04/15 TO 10/15, CLAIMED 04/01 TO 11/01. P/D ALSO TRANSFERRED FROM SWNE TO SESE. SEE ATTACHED PROOF REPORT.		

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

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

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

+ - - Audit Fields - 01/03/90 WHITE

+ -Comments-
No Comments Found

+ Adjudication Rights Dates and Flags Area

Court Report Filing	-	00/00/0000	Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-		Old Case Number	-	
Response Filed Date	-	00/00/0000	Verified Date	-	00/00/0000	Old Judicial District	-	
Claim Received Date	-	01/03/1990	Last Amended Date	-	00/00/0000	Temporary Right	-	P
Proof Due Date	-	00/00/0000	Proof Made Date	-	00/00/0000	Water District	-	
Licensed Date	-	00/00/0000	Receipt Number	-	S010816	Federal/State Indicator	-	S
Claims Tape Error Flg	-		POU Ownership Flag	-	Y	Presumption Flag	-	E
Fee Exempt Flag	-		Name Connector	-	OR	Notice of Error Flag	-	

MICROFILMED

MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

. Jan. 4, 1990

. JAMES R BENNETTS
. P O BOX 36
. CHALLIS ID 83226

A72-07003
A72-10360
A72-04160
Re: A72-07066A
A72-00184
A72-04020
A72-04060
A72-00218

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

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

Yours truly,

A handwritten signature in cursive script, likely belonging to Judy Givens.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 18 1993

NAME:

Bennetts

CLAIM: 72- 16275

CORRESPONDENCE

✓

EVIDENCE OF

PRIORITY

✓

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)11/06/98 15:04:36
Page 1

Water Right Number - R72-16275

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

BENNETTS

JAMES R

1 - PO BOX 36

2 -

3 -

City- CHALLIS

State- ID Zip- 83226

Phone - 208-879-2567

BENNETTS

JO ANN

1 - PO BOX 36

2 -

3 -

City- CHALLIS

State- ID Zip- 83226

Phone - 208-879-2567

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/15/1966 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
HERD CREEK SALMON RIVER, EAST FORK+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County09N 19E 18 NW NE SE (37) CUSTER HC-3
SE SE SE (37) CUSTER+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 4.000+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
4.000 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
09N 19E 7 SW NW 8.8 01 IRRIGATION (37) CUSTER
09N 19E 7 NE SW 16.0 01 IRRIGATION (37) CUSTER
09N 19E 7 NW SW 1.7 01 IRRIGATION (37) CUSTER
09N 19E 7 SE SW 15.0 01 IRRIGATION (37) CUSTER
09N 19E 7 SW SE 7.8 01 IRRIGATION (37) CUSTER
09N 19E 18 NW NE 21.0 01 IRRIGATION (37) CUSTER
09N 19E 18 SW NE 6.0 01 IRRIGATION (37) CUSTER
09N 19E 18 SE NE 6.9 01 IRRIGATION (37) CUSTER
09N 19E 18 NE SE 2.8 01 IRRIGATION (37) CUSTER
09N 19E 18 SE SE 3.0 01 IRRIGATION (37) CUSTER

Total Acres: 89.0

+ - - Diversion Means - HEADGATE, DITCHES, PIPES

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 72-00218

..... Remarks

POU1 USE OF THIS RIGHT WITH RIGHT NO.72-00218 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 89 ACRES IN A SINGLE IRRIGATION SEASON.

EXP S/200 RANGE/FEEDLOT STOCK
RIGHT NO.72-00218 IS ALSO DIVERTED THROUGH THE POINTS OF
DIVERSION DESCRIBED ABOVE.

----- Old Water Right Numbers -----
A7204060

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

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

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

+ - - Audit Fields - - +
11/06/98 VHANCOCK

+ Adjudication Rights Dates and Flags Area +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/03/1990	Last Amended Date	- 01/10/1994	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	- E
				Notice of Error Flag	-

CLAIM NUMBER 22-00218
22-16275

DATE 10-6-98
AGENT UA

TRANSFER NUMBER _____
CLAIMED ACRE TOTAL 165
GIS ACRE TOTAL 89

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	9N	19E	7							25		30	10		25			10	
GIS										8.8		16	1.7		15			7.8	
RECOM										8.8		16	1.7		15			7.8	
CLAIM	9N	19E	18		25	10	10									10			10
GIS					21	6.0	6.9									2.8			3
RECOM					21	6.0	6.9									2.8			3
																			39.7
CLAIM																			
GIS																			
RECOM																			

B72-DBPOU.SHP Acres located within deeded tracts 70.5

SHAPE NOS. _____

1666 88 ac

B72-DBPOD.SHP _____

NOS.	DESCRIPTION
81	SESESE T09N R19E Sec 18
82	NW NESE T09N R19E Sec 18

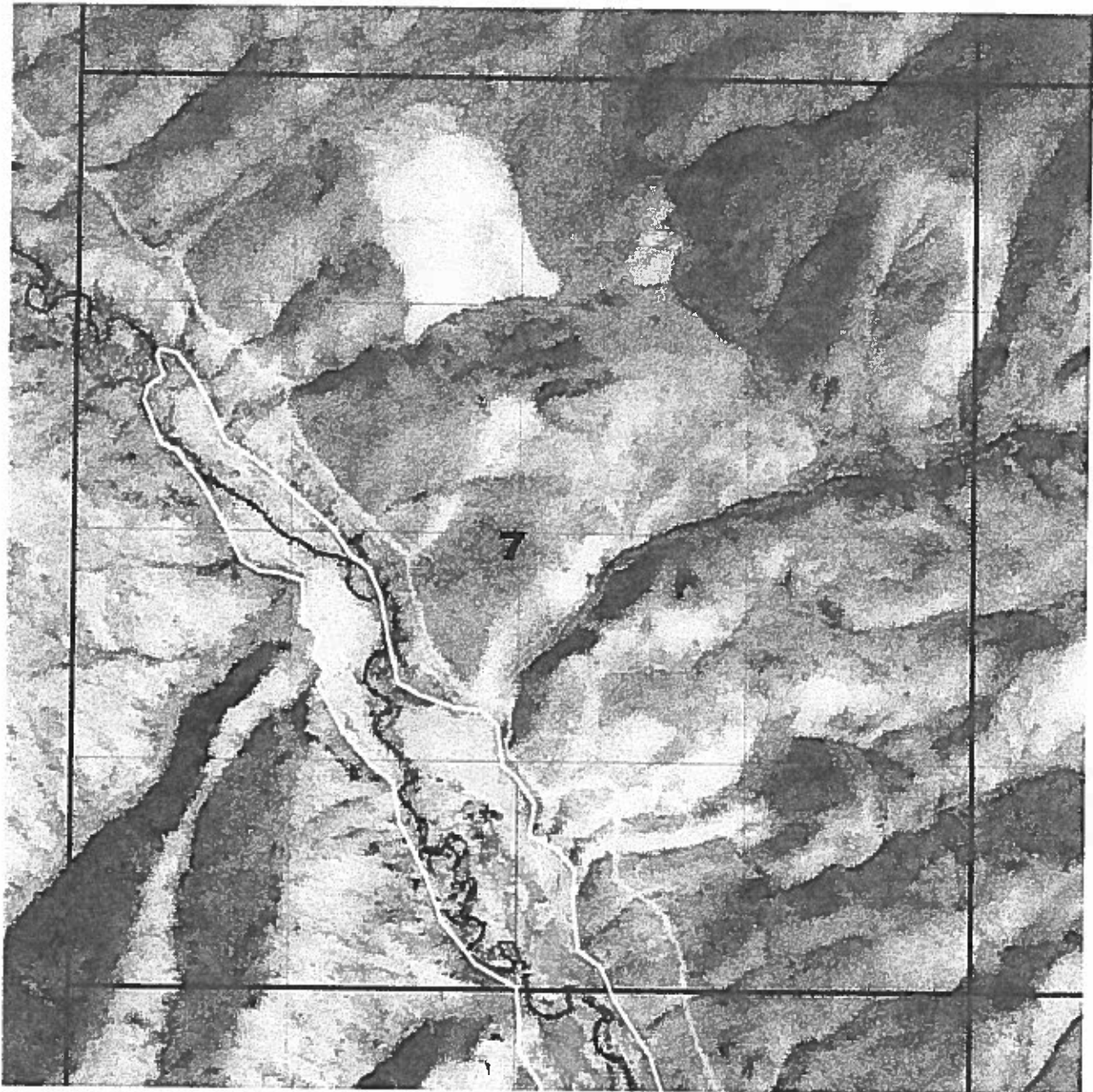
DBF TABLES UPDATED _____

372-DBPOU.DBF ☒

372-DBPOD.DBF ☒

**RIGHT 72-00218 and 72-16275
BENNETTS**

**RECOMMENDED PLACE OF USE
TWP 09N, RNG 19E, SEC 07 and 18
data entry on October 6, 1998**



0 1320 2640 3960 5280 Feet



RECOMMENDED PLACE OF USE

⊙ **RECOMMENDED POINT OF DIVERSION**

▬ **SECTION LINES**

▬ **QUARTER/QUARTER LINES**

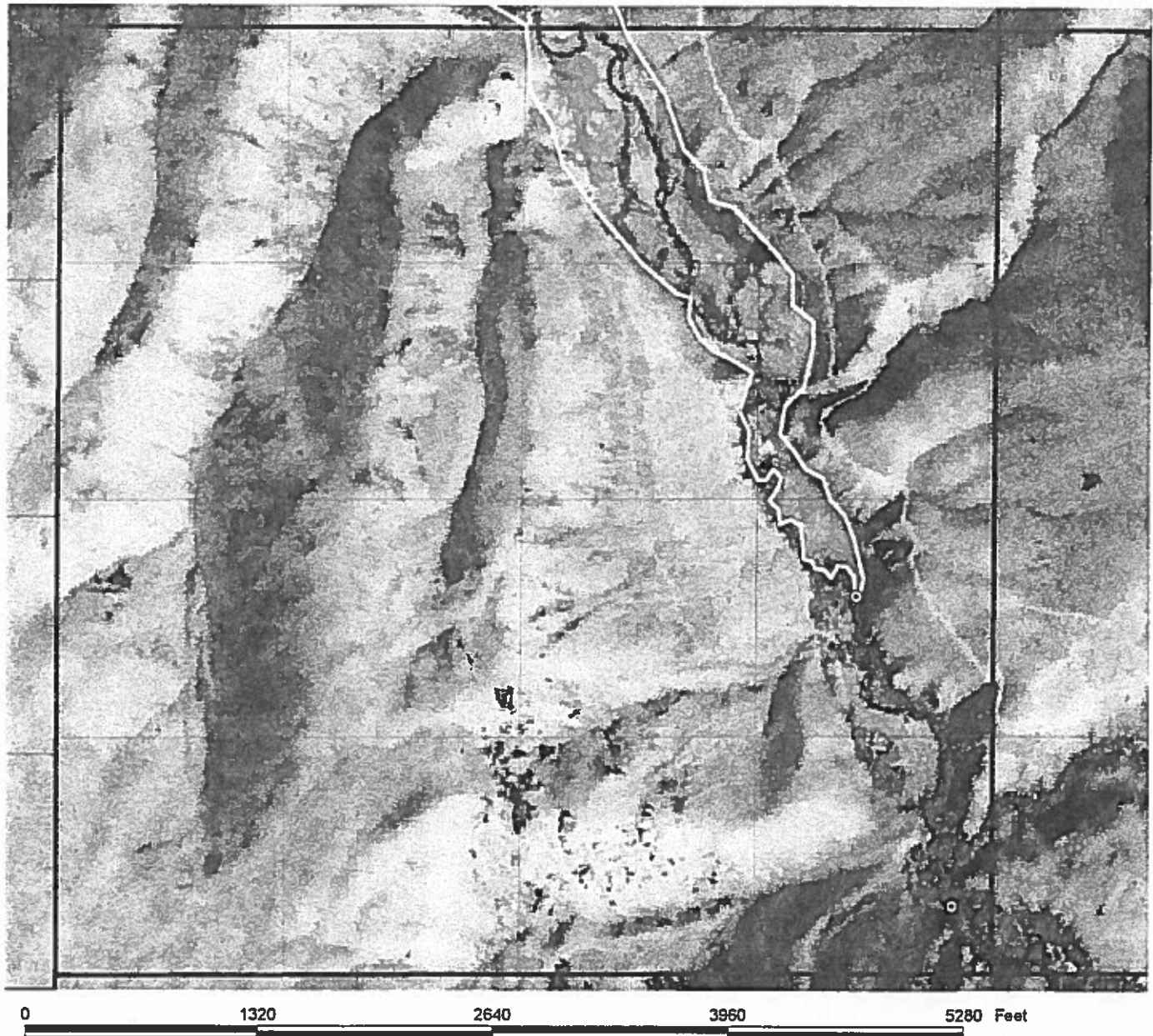
▬ **SUBDIVISION LOT BOUNDARIES**

**GIS PLACE OF USE PRESENTATION
1987 OR 1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY VIKIE HANCOCK**

PAGE 2 of 2

RIGHTS 72-00218 and 72-16275

RECOMMENDED PLACE OF USE
TWP 09N, RNG 19E, SEC 7, 18
data entry on November 4, 1998



- ⊙ RECOMMENDED PLACE OF USE
- ⊙ RECOMMENDED POINT OF DIVERSION
- ▭ SECTION LINES
- ▭ QUARTER/QUARTER LINES
- ▭ SUBDIVISION LOT BOUNDARIES

GIS PLACE OF USE PRESENTATION
1987 OR 1988 NAPP AERIAL PHOTOTGRAPHY
DATA ENTRY BY VIKIE HANCOCK

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

72-00218
72-16275

 DATE: 11-6, 1998

 REVIEWED BY DH

CHALLIS AREA SOIL REVIEW

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
ATC	.15	.13			6.49	7.62
BB1	.09	.09			6.09	6.17
BBD						
BC1	.16	.17			5.82	5.46
BK1	.07	.06			10.62	11.86
BT1	.18	.16			3.99	4.19
BT2	.41	.32			2.34	2.87
CB1	.06	.06			11.55	13.47
CHA	.21	.21			4.52	4.76
CP1	.36	.36			2.61	2.78
DB1	.13	.11			5.66	6.65
DEB	.13	.11			5.71	6.69
DBC	.13	.11			5.71	6.69
DMF	.18	.21			5.12	4.72
DT2	.05	.04			12.46	16.50
DWA	.14	.14			4.79	5.01
GO1	.10	.12			12.47	10.51
HAYSE						
KEG	.08	.07			8.73	10.06
MUG	.15	.14			4.54	4.98
NDL	.13	.12			5.30	6.06

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

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

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

SOIL TYPE	OPTIMAL / ROTATION (chart)	ACTUAL / ROTATION (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
<u>WC1</u>	<u> </u> / <u> </u>	<u> </u> / <u> </u>	* <u>69</u>	* <u>.07</u>	= <u>4.83</u> CFS
<u>SSA</u>	<u> </u> / <u> </u>	<u> </u> / <u> </u>	* <u>8</u>	* <u>.15</u>	= <u>1.2</u> CFS
<u>BAF</u>	<u> </u> / <u> </u>	<u> </u> / <u> </u>	* <u>10</u>	* <u> </u>	= <u> </u> CFS
<u>CP1</u>	<u> </u> / <u> </u>	<u> </u> / <u> </u>	* <u>1</u>	* <u>.36</u>	= <u>.36</u> CFS

 TOTAL ACRES

 DECREED RATE =

 CLAIMED DIVERSION RATE =

 MEASURED DIVERSION RATE =

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:33:08
05/03/95
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A72-16275

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES R BENNETTS	06/15/1966	IRRIGATION	04-01 11-01	4.00 CFS	
C	JO ANN BENNETTS					
TOTAL DIVERSION:					4.00 CFS	
CONSUMPTIVE USE:						1600.00 AFA

Water Source: HERD CREEK

Tributary to: SALMON RIVER, EAST FORK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T09N R19E S18

NW NESE

SE SESE

CUSTER County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
09N	19E	7	:									25				30	10				100.0
09N	19E	18	:			25		10		10									10		65.0
																			TOTAL ACRES	165.0	

See gas log

POU County: CUSTER

Non-Irrigation Uses: S/200 RANGE/FEEDLOT STOCK

Other Rights: A72-00218

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag: E

F05- 00218

ROAD
E-11-89ac
00218

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

A72-1627

Water Right No
(if applicable)

Open Channel Discharge Measurement Notes

(A72-16275)

A. GENERAL INFORMATION

1. Name of stream or ditch: HEAD CREEK - BENNETT'S RANCH
2. Location: 25' below H.C. 3
3. Person conducting measurement: BOB FOSTER
4. Date and time of measurement: 06-14-95 3:30/4:00
5. Accompanied by: 7
6. Measuring device size and ID no.: SNOFFOR 2100
7. Spin test before measurement OK? OK after measurement OK?
8. Purpose of measurement: SRBA CLAIM REVIEW - B.V. Claim

B. MEASUREMENT DATA

muddy bottom - bank vegetation

Angle co-efficient	Dist. from initial point	Width	Depth	Observation depth	Revolutions	VELOCITY		Adjusted for hor. angle or	Area	Discharge
						Time in seconds	Mean in vertical			
R/W	1.0			.06		20				
	1.5	.50	.9	.06		"	.02		.450	.004
	2.0	.50	.9	.06		"	.22		.450	.099
	2.5	.50	1.0	.06		"	.63		.500	.315
	3.0	.50	1.3	.06		"	.81		.650	.527
	3.5	.50	1.4	.06		"	1.25		.700	.875
	4.0	.50	1.4	.06		"	1.20		.700	.840
	4.5	.50	1.4	.06		"	1.19		.700	.833
	5.0	.50	1.4	.06		"	1.12		.700	.784
	5.5	.50	1.35	.06		"	.81		.675	.547
	6.0	.50	1.35	.06		"	.84		.625	.547
	6.5	.50	1.1	.06		"	.83		.550	.457
	7.0	.50	1.1	.06		"	.63		.550	.347
L/W	7.5									6.18

ORIGINAL

MEASUREMENTS

claimers reports large
variance in day/night flows

L.E.W = 8.0'

R.E.W = 1.3'

6.7'

Heard Creek - Sim Bennetts
Measurement Taken Approx.

10 yds below HC-3

Silty Bottom

L.E.W = 8.0'

1st Reading

Depth 0.7'

5 rev in 30 s

7.3'

2nd

Depth

0.5'

9 rev in 30 s

6.8'

3rd

Depth

0.625'

18 rev in 30 s

6.3'

4th

Depth

0.65'

23 rev in 30 s

5.8'

5th

Depth

0.625'

27 rev in 30 s

5.3'

6th

Depth

0.65'

22 rev in 30 s

4.8'

7th

Depth

0.65'

21 rev in 30 s

4.3'

8th

Depth

0.70'

24 rev in 30 s

3.8'

9th

Depth

0.70'

24 rev in 30 s

3.3'

10th

Depth

0.70'

24 rev in 30 s

2.8'

11th

Depth

0.70'

24 rev in 30 s

2.3'

12th

Depth

0.70'

24 rev in 30 s

1.8'

Measurement Ruling
2 board

9-7-93

1:00 P.M.

L.E.W = 8.0'

0.5'

1st

7.0'

Depth

0.375'

6 rev in 30 s

.05 (38)

2nd

6.5'

Depth

0.625'

15 rev in 30 s

.16 (25)

3rd

6.0'

Depth

0.625'

21 rev in 30 s

.22

4th

5.5'

Depth

0.6'

18 rev in 30 s

.28

5th

5.0'

Depth

0.55'

18 rev in 30 s

.24

6th

4.5'

Depth

0.65'

22 rev in 30 s

.30

7th

4.0'

Depth

0.675'

27 rev in 30 s

.22

8th

3.5'

Depth

0.70'

25 rev in 40 s

.20

9th

3.0'

Depth

0.75'

16 rev in 30 s

.24

10th

2.5'

Depth

0.70'

23 rev in 30 s

.24

11th

1.8'

Depth

0.70'

23 rev in 30 s

.24

R.E.W = 1.8'

2.2 cfs

Revised

NAME OF STREAM OR DITCH HERD CREEK
 LOCATION ----- 10 YDS. BELOW HC #3
 PURPOSE OF MEASUREMENT -- ADJUDICATION REVIEW
 BASIS OF VELOCITY CALCULATIONS
 IF YOU ARE USING A PYGMY METER ENTER ----- 1
 IF YOU ARE USING A AA METER ENTER ----- 2
 ENTRY ---- = 1
 FOLLOWING THE LAST ENTRY IN:
 "DISTANCE FROM INIT PT" ENTRY MUST = "END"

WATER RIGHT NUMBER IF APPLICABLE ----- A72-00218 *BENNETTS*
 AGENT CONDUCTING MEASUREMENT & DATE -- FH 9-07-93
 ACCOMPANIED BY ----- BB
 PREMEASUREMENT SPIN TEST (MIN/SEC) ---
 POST MEASUREMENT SPIN TEST (MIN/SEC) -
 DATE REPORT PREPARED ----- 10-Feb-94

INITIAL POINT

ANGLE OF COEFFICIENT	DISTANCE FROM INIT PT	DEPTH IN FEET	CALC DEPTH END PTS	VELOCITY DATA				CALC WIDTH	AREA IN SQ FT	CALCULATED VELOCITY			DISCHARGE IN CFS
				1ST MEASUREMENT REVS	2ND MEASUREMENT TIME/SEC	1ST MEASUREMENT REVS	2ND MEASUREMENT TIME/SEC			1ST POINT VELOCITY	2ND POINT VELOCITY	MEAN VELOCITY	
	1.80		0.35					0.35	0.123			0.38	0.05
	2.50	0.70		23	30.0			0.60	0.420	0.77		0.77	0.32
	3.00	0.75		16	33.0			0.50	0.375	0.48		0.48	0.18
	3.50	0.70		25	40.0			0.50	0.350	0.63		0.63	0.22
	4.00	0.68		27	30.0			0.50	0.340	0.90		0.90	0.31
	4.50	0.65		22	30.0			0.50	0.325	0.73		0.73	0.24
	5.00	0.55		18	30.0			0.50	0.275	0.60		0.60	0.17
	5.50	0.60		18	30.0			0.50	0.300	0.60		0.60	0.18
	6.00	0.63		21	30.0			0.50	0.315	0.70		0.70	0.22
	6.50	0.63		15	30.0			0.50	0.315	0.50		0.50	0.16
	7.00	0.50		6	30.0			0.75	0.375	0.20		0.20	0.08
	8.00		0.25					0.50	0.125			0.10	0.01
END													2.12

See also measurement done 6-14-95 in Claim #

TELEPHONE MEMORANDUM

✓ Incoming Call 10 30
 _____ Outgoing Call
 _____ Returning Call

TO: H
 DATE: 10-19-93
 FROM: PHYLLIS ROSE, F+G TECH, SALMON
 FILE: MISC.
 FILE NO: _____
 SUBJECT: FISH SURFEN MEASUREMENTS - E.F.

EF 6
 05-25-93 1.6
 07-12-93 0.8
 08-11-59 0.8
 5B/59 1.4
#14 F+G
 09-15-93 5.3
 08-24-59 4.6

EF 20
 09-20-93 0.9
 08-24-59 2.0

EF 27
 06-01-93 2.6
 08-05-59 5.9

GC 29
 06-01-93 0.5
 08-05-59 1.2

BENNETTS
 05-25-93 7.2
 7-19-93 7.5
 9-15-93 3.9
 08-27-59 4.8
 5B/59 2.0

BENNETTS

BOWLEY PEAK QUADRANGLE
IDAHO

7.5 MINUTE SERIES (ORTHOPHOTOQUAD)

16

17° 30"

17

18

430 000

FEET

19

14° 15'

44° C

189

188

630 000
FEET

187

186

185

184

183

T
9
N

12

13

18

19

24

FIELD EXAM NOTES,
MAPS OF POUL & POD'S
IN CLAIM FILE 72-00218

R19E

R18E

CLAIM _____ INIT _____
T. R. S. Q/Q
P/D _____
PHOTO V74
DT.&ID. 7-24-74

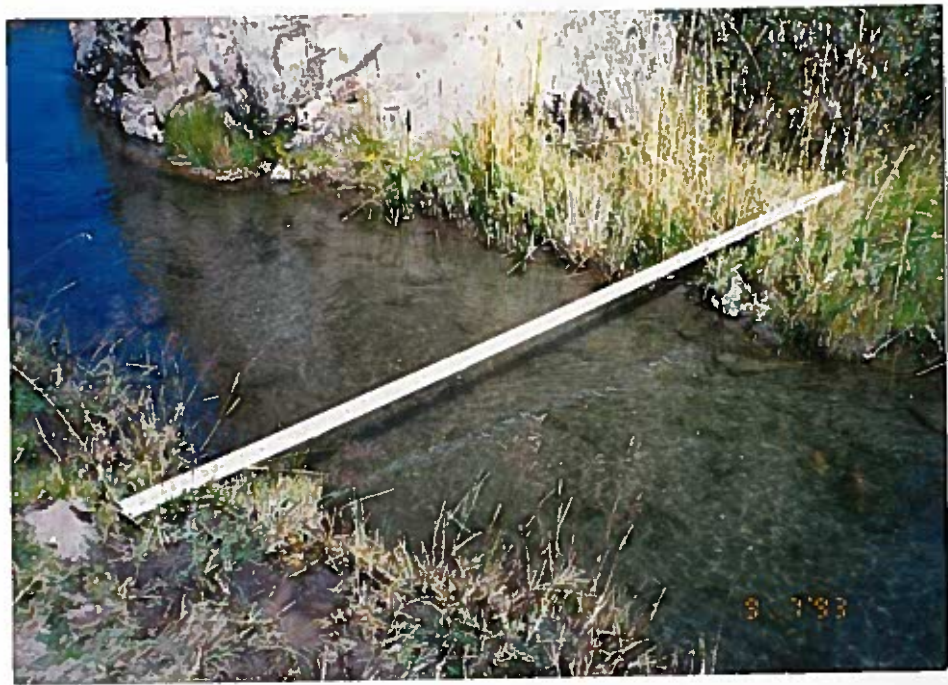
SEE MAPS IN 72-00218



PHOTO ~~1~~

06-14-95
MEASUREMENT

BRUNFETT.S



09-07-93
MERCIDEMENT

BENNETT'S

+	-----	Remarks	-----	+
		No Remarks found.		

IDWR-CPS-02, Ed. 3/93

PAGE 1 OF 1

RECEIVER SERIAL NO. _____

[illegible]

COPY

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:33:28
06/01/95

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A72-16275

LAST: BENNETTS
ADDRESS: PO BOX 36
CITY: CHALLIS
PHONE NUMBER: 208-879-2567

FIRST: JAMES R
STATE: ID ZIP: 83226

OWNER CODE: C

LAST: BENNETTS
ADDRESS: PO BOX 36
CITY: CHALLIS
PHONE NUMBER: 208-879-2567

FIRST: JO ANN
STATE: ID ZIP: 83226

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

need ac of orig. statutory claim -

Pods located? see orig claim map

1) headgate @ end of roadway across H.C.

2) continue E. along fence line to headgate

measurements letter(ccs) in -00218

Pod map in -00218

*DRAFT
USE
CUR*

*(from notes
08-43-01/9m)*

A. AJ CLAIM: # A72-16275 PRIORITY DATE: 06-15-1966 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N()

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N()

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y() N()

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A() Y() N()

FIELD EXAM COMPLETED N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE N/A() Y() N()

LICENSE ISSUED N/A() Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A() Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y() N()

NOTES: _____

=====

RECOMMENDED PRIORITY DATE:

REVIEWED BY _____

DATE _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A72-16275	09N 19E	18		NE	SE			CUSTER		
A72-16275	09N 19E	18		SE	SE			CUSTER		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX

A72-00218 72-16091

A72-04060 72-16094

72-16097

72-16173

72-16176

72-16179

72-16253

72-16256

72-16259

R72-00218

WR RECORDS IN SAME 40 ACRE TRACT

72-00218

72-04060

72-07485

SOURCE: HERD CREEK

TRIB: SALMON RIVER, EAST FORK

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

1. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y(____) N(____)
AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y(____) N(____)
OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (____)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY CUSTER CUSTER	DIVERSION NAME	DIVERSION NBR
09N	19E	18		NE	SE					
09N	19E	18		SE	SE					
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: _____ TRIB: _____

REVIEWED BY: _____ DATE: _____

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (____), SEE LICENSE FILE (____), OR SEE ATTACHMENT (____)

A. ROOT WATER RIGHT NUMBERS: A72-16275

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09N	19E	7	SW	NW		BENNETTS, JAMES R	A72-16275 / 25.0	- /			
			SW	NW		BENNETTS, JAMES R	R72-00218 / 25.0	- /			
			SW	NW		US DEPT OF INTERIOR	A72-15919 /	- /			
			SW	NW		BENNETTS, JAMES R	A72-04060 / 25.0	72-04060 / 10.0			
			SW	NW		BENNETTS, JAMES R	A72-00218 / 25.0	- /			
09N	19E	7	NE	SW		BENNETTS, JAMES R	A72-16275 / 30.0	- /			
			NE	SW		BENNETTS, JAMES R	A72-07003 /	72-07003 /			
			NE	SW		BENNETTS, JAMES R	R72-00218 / 30.0	72-00218 /			
			NE	SW		BENNETTS, JO ANN	R72-07003 /	- /			
			NE	SW		BENNETTS, JAMES R	A72-04060 / 30.0	72-04060 / 10.0			
			NE	SW		BENNETTS, JAMES R	A72-00218 / 30.0	- /			
09N	19E	7	NW	SW		BENNETTS, JAMES R	A72-16275 / 10.0	- /			
			NW	SW		BENNETTS, JAMES R	A72-04060 / 10.0	72-04060 / 15.0			
			NW	SW	3	BENNETTS, JAMES R	R72-00218 / 10.0	72-00218 /			
			NW	SW	3	BENNETTS, JAMES R	A72-00218 / 10.0	- /			
09N	19E	7	SE	SW		BENNETTS, JAMES R	A72-16275 / 25.0	- /			
			SE	SW		BENNETTS, JAMES R	R72-00218 / 25.0	72-00218 /			
			SE	SW		BENNETTS, JAMES R	A72-04060 / 25.0	72-04060 / 20.0			
			SE	SW		BENNETTS, JAMES R	A72-00218 / 25.0	- /			
09N	19E	7	SW	SE		BENNETTS, JAMES R	A72-16275 / 10.0	- /			
			SW	SE		BENNETTS, JAMES R	R72-00218 / 10.0	72-00218 /			
			SW	SE		BENNETTS, JAMES R	A72-04060 / 10.0	- /			
			SW	SE		BENNETTS, JAMES R	A72-00218 / 10.0	- /			
09N	19E	18	NW	NE		BENNETTS, JAMES R	A72-16275 / 25.0	- /			
			NW	NE		BENNETTS, JAMES R	R72-00218 / 25.0	72-00218 /			
			NW	NE		BENNETTS, JAMES R	A72-04060 / 25.0	- /			
			NW	NE		BENNETTS, JAMES R	A72-00218 / 25.0	- /			
			NW	NE		BENNETTS, JAMES R		72-07066 / 2.0			
09N	19E	18	SW	NE		BENNETTS, JAMES R	A72-16275 / 10.0	- /			
			SW	NE		BENNETTS, JAMES R	R72-00218 / 10.0	72-00218 /			
			SW	NE		BENNETTS, JAMES R	A72-04060 / 10.0	- /			
			SW	NE		BENNETTS, JAMES R	A72-00218 / 10.0	- /			
			SW	NE		BENNETTS, JAMES R		72-07066 / 19.0			
09N	19E	18	SE	NE		BENNETTS, JAMES R	A72-16275 / 10.0	- /			
			SE	NE		BENNETTS, JAMES R	R72-00218 / 10.0	- /			
			SE	NE		BENNETTS, JAMES R	A72-04060 / 10.0	72-04060 / 5.0			
			SE	NE		BENNETTS, JAMES R	A72-00218 / 10.0	- /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SE	NE		BENNETTS, JAMES R		72-07066 / 7.0			
			SE	NE		STATE OF IDAHO		72-07485 /			
09N	19E	18	NE	SE		BENNETTS, JAMES R	A72-16275 / 10.0	- /			
			NE	SE		BENNETTS, JAMES R	R72-00218 / 10.0	72-00218 /			
			NE	SE		US DEPT OF INTERIOR	A72-15919 /	- /			
			NE	SE		BENNETTS, JAMES R	A72-04060 / 10.0	- /			
			NE	SE		BENNETTS, JAMES R	A72-00218 / 10.0	- /			
			NE	SE		BENNETTS, JAMES R		72-07066 / 12.0			
09N	19E	18	SE	SE		BENNETTS, JAMES R	A72-16275 / 10.0	- /			
			SE	SE		BENNETTS, JAMES R	R72-00218 / 10.0	- /			
			SE	SE		US DEPT OF INTERIOR	A72-15919 /	- /			
			SE	SE		BENNETTS, JAMES R	A72-04060 / 10.0	- /			
			SE	SE		BENNETTS, JAMES R	A72-00218 / 10.0	- /			
			SE	SE		BENNETTS, JAMES R		72-07066 / 6.0			

ADDITIONAL POU FOUND

TOTAL ACRES A72-16275 165.00

POU COUNTY: CUSTER

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-16275	HERD CREEK	BENNETTS, JAMES R	4.000	0.024		
R72-00218	HERD CREEK	BENNETTS, JAMES R	1.800	0.010		
A72-00218	HERD CREEK	BENNETTS, JAMES R	1.850	0.011		
A72-04060	HERD CREEK	BENNETTS, JAMES R	4.000	0.024		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-15919	STOCKWATER	US DEPT OF INTERIOR	FROM 01-01 TO 12-31	0.010 CFS	
A72-15919	WILDLIFE	US DEPT OF INTERIOR	FROM 01-01 TO 12-31	0.010 CFS	
A72-07003	DOMESTIC	BENNETTS, JAMES R	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R72-07003	DOMESTIC	BENNETTS, JO ANN	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A72-00218

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

NOTES:

REVIEWED BY: _____ DATE: _____

[illegible]

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A72-16275 IRRIGATION	FROM 04-01 TO 11-01	4.000 CFS	
TOTAL DIVERSION RATE/VOLUME		4.000 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
----------------	---------------------------	------------------------	------------------------

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 4.000 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 1600.0 AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE 4.000	EXAMINER _____	DATABASE 1600.0
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT		_____	_____	_____

NON-IRRIGATION USES CLAIMED: S/200 RANGE/FEEDLOT STOCK

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REVIEWED BY: _____ DATE: _____

FLAG: E _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-16275

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

TOTAL CFS

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 DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE
N

FIELD
EXAMINER
Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:33:28
06/01/95

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A72-16275

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y							
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS								

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:43:03
06/01/95
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A72-16275

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES R BENNETTS	06/15/1966	IRRIGATION	04-01 11-01	4.00 CFS	
C	JO ANN BENNETTS					
					TOTAL DIVERSION:	4.00 CFS
					CONSUMPTIVE USE:	1600.00 AFA

Water Source: HERD CREEK

Tributary to: SALMON RIVER, EAST FORK

Stage: BENEFICIAL USE

Point(s) of Diversion: T09N R19E S18 NESE SESE CUSTER County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: SUM
09N	19E 7	:				:				:				:				:
09N	19E 18	:		25	10	10	:			:		25	30	10	25	:		100.0
		:					:			:				10		10	:	65.0
																	TOTAL ACRES	165.0

POU County: CUSTER

Non-Irrigation Uses: S/200 RANGE/FEEDLOT STOCK

Other Rights: A72-00218

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag: E

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - A72-16275

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***

BENNETTS

JAMES R

1 - PO BOX 36

2 -

3 -

City- CHALLIS

State- ID Zip- 83226

Phone - 208-879-2567

BENNETTS

JO ANN

1 - PO BOX 36

2 -

3 -

City- CHALLIS

State- ID Zip- 83226

Phone - 208-879-2567

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/15/1966 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
HERD CREEK SALMON RIVER, EAST FORK

Tw	Rng	Sec	Tract	Lot	RFlg	County
09N	19E	18	NE SE		(37)	CUSTER
			SE SE		(37)	CUSTER

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01		4.000	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage
4.000 1600.0

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09N	19E	7	SW NW		25.0	01	IRRIGATION	(37) CUSTER
09N	19E	7	NE SW		30.0	01	IRRIGATION	(37) CUSTER
09N	19E	7	NW SW		10.0	01	IRRIGATION	(37) CUSTER
09N	19E	7	SE SW		25.0	01	IRRIGATION	(37) CUSTER
09N	19E	7	SW SE		10.0	01	IRRIGATION	(37) CUSTER
09N	19E	18	NW NE		25.0	01	IRRIGATION	(37) CUSTER
09N	19E	18	SW NE		10.0	01	IRRIGATION	(37) CUSTER
09N	19E	18	SE NE		10.0	01	IRRIGATION	(37) CUSTER
09N	19E	18	NE SE		10.0	01	IRRIGATION	(37) CUSTER
09N	19E	18	SE SE		10.0	01	IRRIGATION	(37) CUSTER

Total Acres: 165.0

+ - - Diversion Means - HEADGATE, DITCHES, PIPES

*paper trail of
72-04060 to
72-16275. #*

*numbering
changed*

Prefix Translation: ADJUDICATION CLAIM

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/03/1990	Last Amended Date	- 01/10/1994	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	- E
				Notice of Error Flag	-

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - R72-04060

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

BENNETTS

JAMES R.

1 - P.O. BOX 36

2 -

3 -

City- CHALLIS

State- ID Zip- 83226

Phone - 208-879-2567

BENNETTS

JO ANN

1 - P.O. BOX 36

2 -

3 -

City- CHALLIS

State- ID Zip- 83226

Phone - 208-879-2567

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/15/1966 17 SOUTHERN Z - SEE REMARKS+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
HERD CREEK SALMON RIVER, EAST FORK+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County09N 19E 18 NE SE (37) CUSTER
SE SE (37) CUSTER+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 1.100+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.100 400.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09N 19E 7 SW NW 25.0 01 IRRIGATION (37) CUSTER
09N 19E 7 NE SW 30.0 01 IRRIGATION (37) CUSTER
09N 19E 7 NW SW 10.0 01 IRRIGATION (37) CUSTER
09N 19E 7 SE SW 25.0 01 IRRIGATION (37) CUSTER
09N 19E 7 SW SE 10.0 01 IRRIGATION (37) CUSTER
09N 19E 18 NW NE 25.0 01 IRRIGATION (37) CUSTER
09N 19E 18 SW NE 10.0 01 IRRIGATION (37) CUSTER
09N 19E 18 SE NE 10.0 01 IRRIGATION (37) CUSTER
09N 19E 18 NE SE 10.0 01 IRRIGATION (37) CUSTER
09N 19E 18 SE SE 10.0 01 IRRIGATION (37) CUSTER

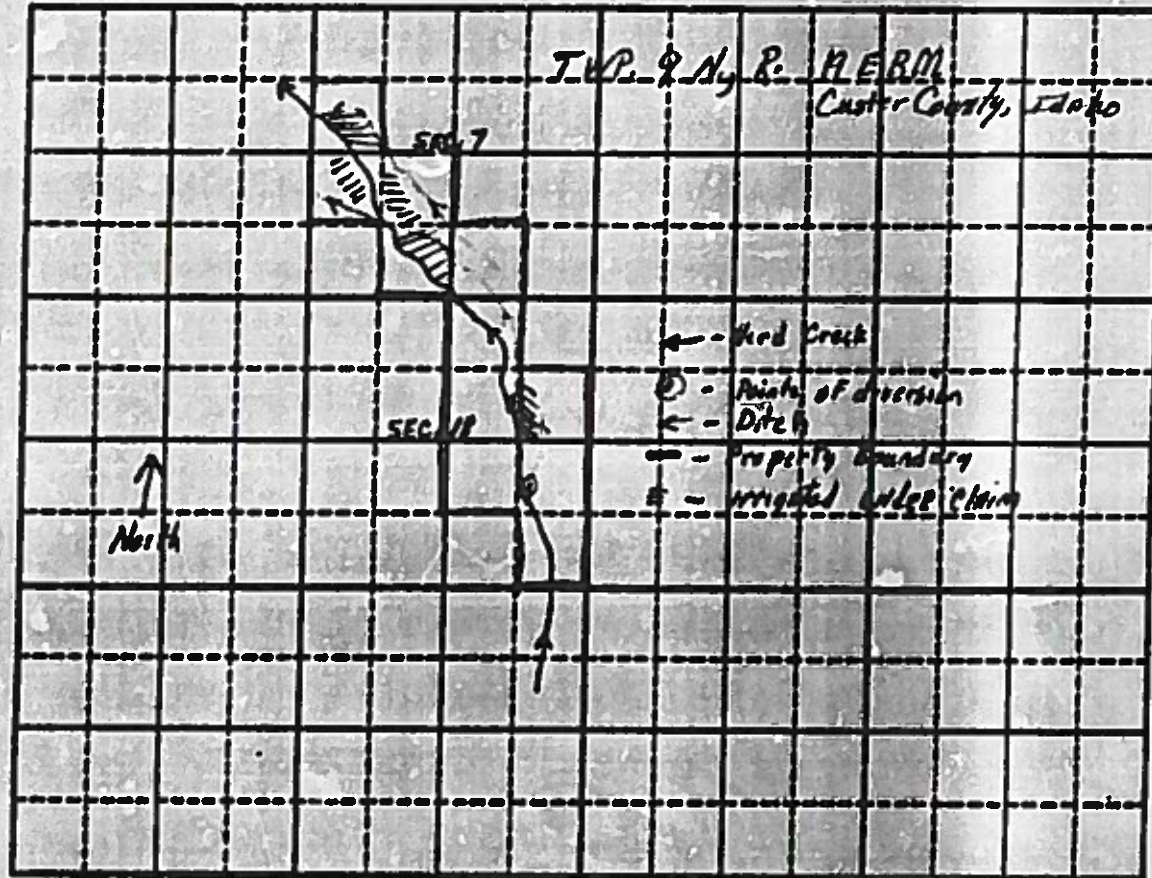
Total Acres: 165.0

+ - - Diversion Means - HEADGATE, DITCHES, PIPES

Prefix Translation: RESEARCH

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/03/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S010816	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	- E
				Notice of Error Flag	-

(8) Remits Claimant holds a decreed right to 1.8 C.F.S. with priority of May 1, 1900, in addition to water claimed. This claim regards waters put on additional lands after the decree was filed in Custer County, on February 14, 1938 and on lands acquired March of 1966.



Scale: 2 inches equal 1 mile.

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

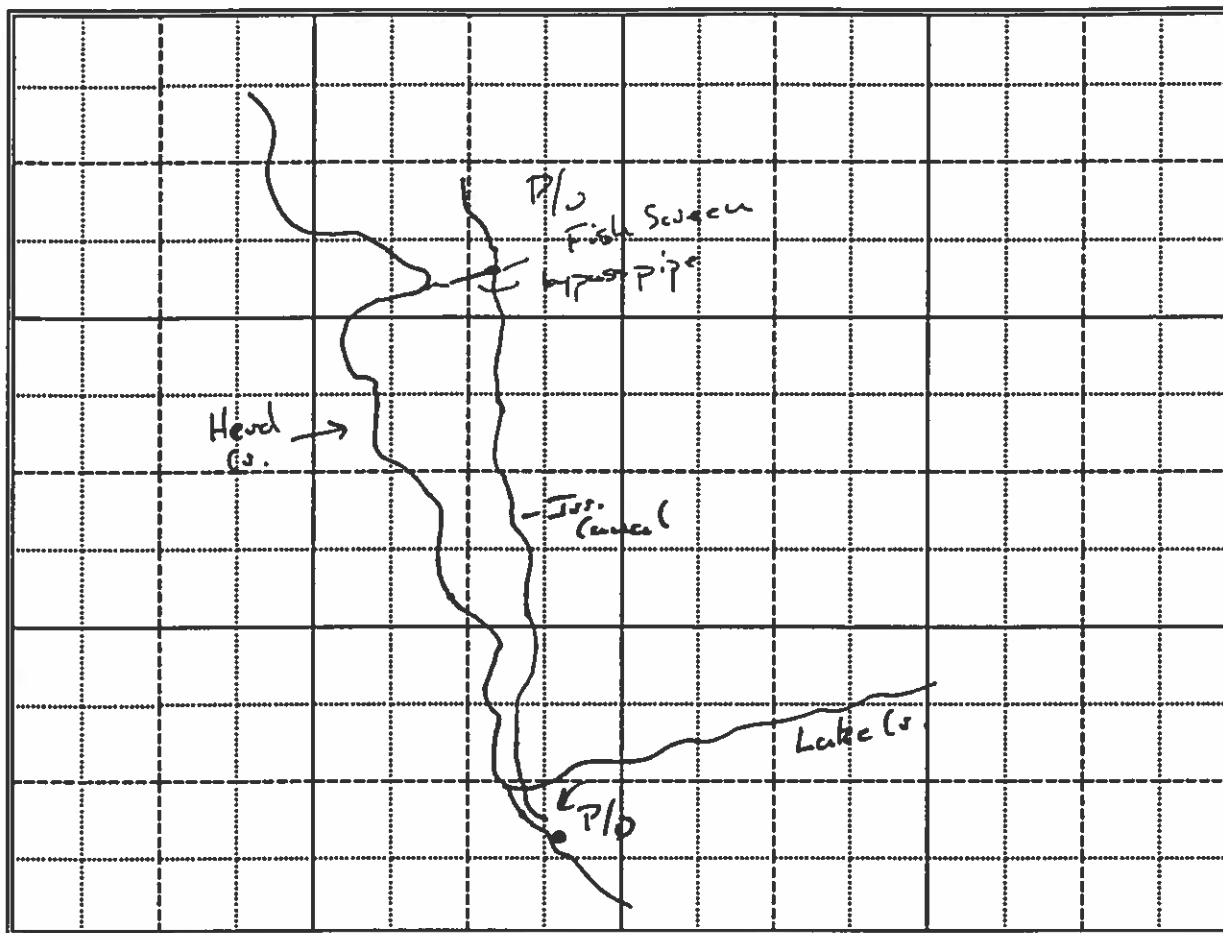
State of Idaho)
County of Custer)

Be it known that the undersigned, being duly sworn, depose and say that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Subscribed before me this 24th day of March 1980.

James B. Smith
(Claimant)
Notary Public
Challie

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable



Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
N/A					

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NowE						

2. Measurements: NowE

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - 72-04060

Adj. flag translation: Standard Water Right Number

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

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields -

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

Proof Due Date - 00/00/0000
Approved/Denied - 00/00/0000
Proof Made Date - 00/00/0000
Start Work Date - 00/00/0000
Order Show Cause - 00/00/0000
Licensed Date - 00/00/0000
Decree Date - 00/00/0000

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 01/28/1986
Receipt Number -
Appl Received - 00/00/0000

Field Exam Fee -
Swan Falls -
Temporary Right - P
DLE/Carey Act -
Water District -
Transfer/Amended -

R PROOF

CVR

MAPS

PHOTOS

MISC

~~_____~~

~~_____~~
