

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 72-16785  
Date Received: 5/7/2010  
Receipt No: C090756  
Received By:

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

1. Name of Claimant(s)

ARCHIE SHERWOOD Phone: (208)838-2395  
PO BOX 163  
CLAYTON ID USA 83227

2. Date of Priority: 04/01/1930

3. Source: SALMON RIVER EAST FORK Trib. to: SALMON RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 10N      | 18E   | 13      | SW SW NW              | CUSTER |      |

5. Description of diverting works:

There is one (1) diversion works covered by this claim, designated as EF-4. The diversion has a headgate in the East Fork of the Salmon River, and diverts water into a ditch that has a fish screen installed by the Idaho Department of Fish and Game. The diversion is described in greater detail in the Affidavit of Archie Sherwood in Support of Motion to File Late Notice of Claim.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/01 | 10/31 | 6.54   |            |

7. Total Quantity Appropriated is:  
6.54 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
| 10N      | 18E   | 12      | SW         | NE  | IRRIGATION    | 8     |
|          |       |         | SE         | SW  | IRRIGATION    | 6.5   |
|          |       |         | NW         | SE  | IRRIGATION    | 20    |
|          |       |         | SW         | SE  | IRRIGATION    | 11    |
|          |       |         | NE         | SW  | IRRIGATION    | 3.2   |
|          |       |         |            |     | Section Acres | 48.7  |
| 10N      | 18E   | 13      | NE         | NW  | IRRIGATION    | 14    |
|          |       |         |            |     | Section Acres | 14    |
|          |       |         |            |     | Total Acres   | 62.7  |

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:

This water right is for conveyance losses in conveying water from the point of diversion to the place of use. There is no consumptive use associated with this claim.

Other water rights used at the same place and for the same purpose: 72-228A and 72-229.

The maximum combined diversion for irrigation and conveyance loss at each point of diversion under the claimants water rights is limited as follows (see Exhibit A): EF-4: this claim, 72-228A and 72-229 = 8.10 cfs

15. Basis of Claim: Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

May 17, 2010

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

DANIEL V STEENSON  
RINGERT LAW CHARTERED  
PO BOX 2773  
BOISE ID 83701

Re: Snake River Basin Adjudication (SRBA)  
Late Notice of Claim to a Water Right Nos. 72-16779, 72-16780, 72-16782,  
72-16783, 72-16784, 72-16785, 72-16786, 72-16787, 72-16788, 72-16789

Dear Mr. Steenson:

The Notices of Claim you filed on behalf of your clients were received from the SRBA Court. I have enclosed Receipt No. C090756 for the filing fees paid. Please retain the receipt for your records.

The Notices of Claim will be investigated and reported to the Court in a future supplemental Director's Report. If you have any questions, please feel free to contact our office.

Sincerely,

Lori Harris  
Technical Records Specialist 2  
Adjudication Section

LH:I  
Enclosure