

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 72-16787
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)

CHERYL K BAKER Phone:
HC 68 BOX 350
CLAYTON ID USA 83227

RICHARD DOUGLAS BAKER Phone: (208)838-2269
HC 68 BOX 350
CLAYTON ID USA 83227

2. Date of Priority: 04/01/1930

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	Type
10N	18E	35	NE SE SE	CLEARWATER	
10N	18E	35	SE SW NE	CUSTER	

5. Description of diverting works:

There are two (2) diversion works covered by this claim designated as SEFHC-1 and SEFHC-2. Each diversion has a headgate in Herd Creek, and diverts water into a ditch that has a fish screen installed by the Idaho Department of Fish and Game. The diversions are described in greater detail in the Affidavit of Richard Douglas Baker in Support of Motion to File Late Notices of Claims.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	7	

7. Total Quantity Appropriated is:
7 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	35	NW	NE	IRRIGATION	1.2
			SW	NE	IRRIGATION	6.6
			NW	SE	IRRIGATION	2.6
					Section Acres	10.4
					Total Acres	10.4

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:

Other water right used at the same place and for the same purpose: 72-190.

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):

SEFHC-1: This claim, 72-190 = 3.40 cfs

SEFHC-2: This claim, 72-190 = 4.00 cfs

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

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

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