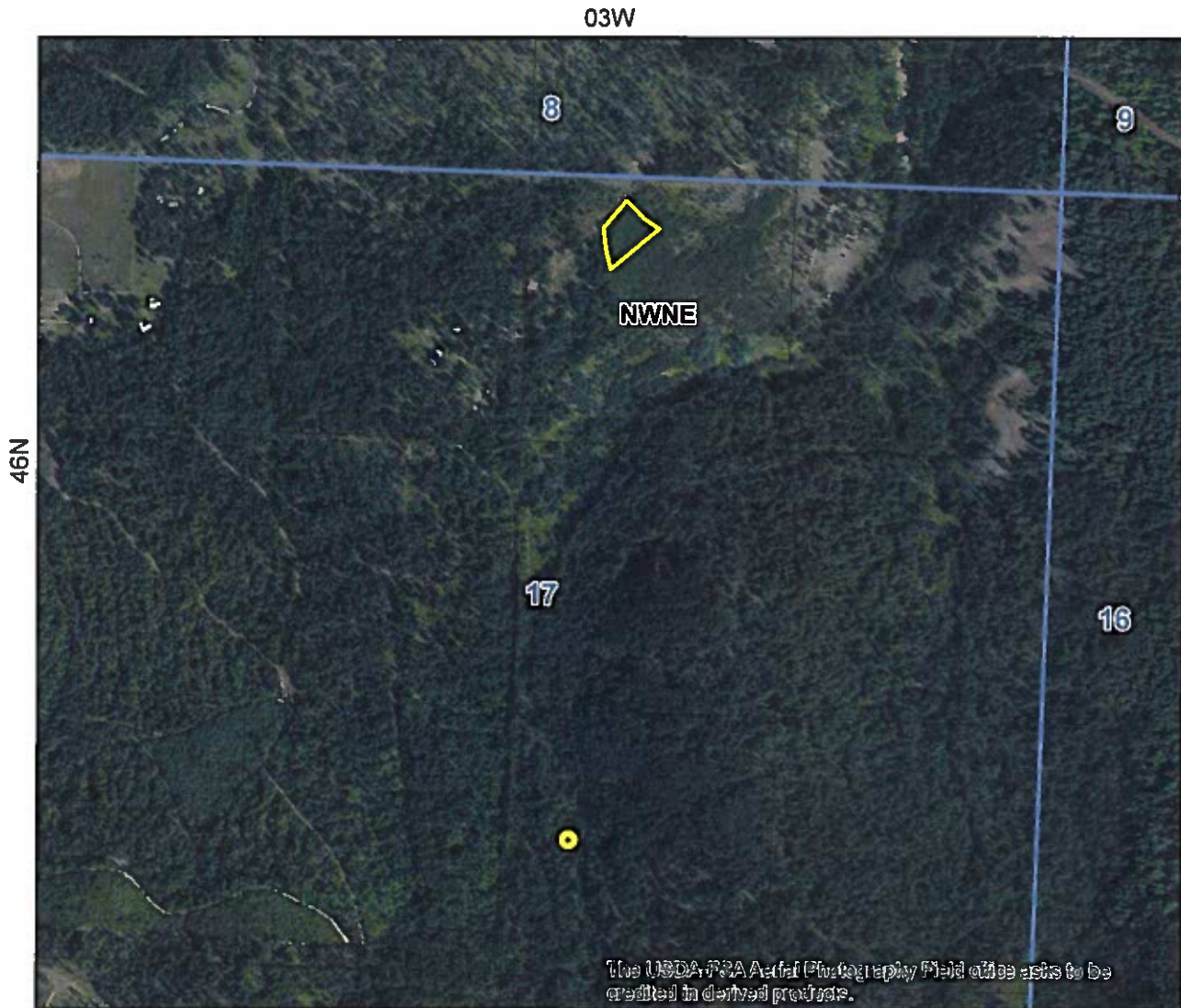


State of Idaho
Department of Water Resources
Adjudication Recommendation
95-2187



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.1 0.2 0.4 Miles



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Owner Type **Name and Address**
 Current Owner DONNA ODEKIRK
 2840 E 775 N
 LAYTON, UT 84040
 801-564-2895

Priority Date: 7/1/1966

Basis: License

Status: Active

Source
 UNNAMED STREAM

Tributary
 CHATCOLET LAKE

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/15	11/15	0.030 CFS	3.0 AF
STOCKWATER	1/01	12/31	0.030 CFS	1.4 AF
DOMESTIC	1/01	12/31	0.040 CFS	1.2 AF
<u>Total Diversion</u>			0.100 CFS	5.6 AF

Source and Point(s) of Diversion

UNNAMED STREAM NWSE Sec. 17, Twp 46N, Rge 03W, BENEWAH County

Place Of Use

IRRIGATION within BENEWAH County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
46N	03W	17		1.0															1.0

POU Total Acres: 1.0

DOMESTIC within BENEWAH County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
46N	03W	17		X															

STOCKWATER within BENEWAH County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
46N	03W	17		X															

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. PIN Parcel No. RP46N03W171200A
3. N14 The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

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- 4. X01 Domestic use is for 1 home.
- 5. X02 Stockwater use is for 100 head.

Comments:

- 1. csaxton 10/17/2014 Domestic & Stock
I spoke with Donna Odekirk on October 16, 2014 and asked about the domestic use as I could not see a domestic structure in the aerial photography. She told me that the small home was torn down 8 - 10 years ago but water was used up till that time. The claim was filed on 11/24/10 which stopped the forfeiture clock. 10 years from today would make last use sometime in 2006 ish. 2006 is within 5 years of when the claim was filed so no forfeiture of domestic and associated stockwater use. Recommended 100 head of stock as licensed despite that there is not stock currently on the property.
- 2. csaxton 10/17/2014 POD Location
Recommended claimed POD from the claim map.
- 3. csaxton 10/17/2014 SOU
The Licensed SOU is longer than the current standard of 4/1 - 10/31. Recommend licensed SOU of 3/15 - 11/15.
- 4. csaxton 10/17/2014 Fees
Paid \$51 under C092226 (\$50 claim fee, \$1 irrigation, \$0 domestic, \$0 Stock)

Dates and Other Information

Owner Name Connector: OR
Mitigation Plan: False

Combined Use Limits

N/A

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	10/17/2014	csaxton			Active
POD	10/17/2014	csaxton			Active
Source	10/17/2014	csaxton			Active
POU	10/17/2014	csaxton			Active
Use	10/17/2014	csaxton			Active
Season	10/17/2014	csaxton			Active
Quantity	10/17/2014	csaxton			Active
Summary	10/17/2014	csaxton	10/17/2014	csaxton	Active

Verification Log

<u>Element</u>	<u>Date</u>	<u>User</u>	<u>Log Text</u>
POD	6/10/2013	mciscell	Bulk Generate Shape From PLS
General	10/17/2014	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?

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			(Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	10/17/2014	csaxton	Updated Shape
POD	10/17/2014	csaxton	Updated PLS
POD	10/17/2014	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	10/17/2014	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	10/17/2014	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	10/17/2014	csaxton	Updated Shape
Use	10/17/2014	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	10/17/2014	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	10/17/2014	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Recommended as licensed.
Summary	10/17/2014	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

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SubCase:

N/A

Water Supply Bank:

N/A