

**STARTING
LEFT
SIDE OF
FILE**

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 67-658
Date Received: 10/23/1989
Receipt No: C012451
Received By:

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

1. Name of Claimant(s)

CHE ENTERPRISES INC Phone: (208) 257-3491

C/O CAMERON OR BARBARA ERTEL
3054 GOODRICH RD
CAMBRIDGE ID USA 83610

2. Date of Priority: 06/01/1910

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	02W	16	SE SE SW	ADAMS	

5. Description of diverting works:

FLOOD AND SUB IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.8	

7. Total Quantity Appropriated is:
0.8 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
15N	02W	32	SW NE	IRRIGATION	40
			SW NW	IRRIGATION	40

SE	NW	IRRIGATION	40
NE	SW	IRRIGATION	40
NW	SW	IRRIGATION	40
NW	SE	IRRIGATION	40
SW	SW	IRRIGATION	40
SE	SW	IRRIGATION	40

Section Acres 320

Total Acres 320

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

AC. IRR.=64.

15. Basis of Claim: Decreed

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.

MEMORANDUM

Date: August 30, 2005

To: File

From: Craig L. Saxton

Re: CHE Enterprises contact information

On August 22nd, 2005, IDWR received a Change of Ownership request for 67-36 and 67-2212. We also received a request for change in address for 67-497, 67-658, 67-2213, 67-37, and 67-2055B

This issue was on the change of ownership the contact information was listed as:

CHE ENTERPRISES, INC
C/O CAMERON OR BARBARA ERTEL
3054 GOODRICH RD
CAMBRIDGE ID 83610
(208) 257-3491

And on the change of address form the contact information was listed as:

CHE ENTERPRISES, INC
3054 GOODRICH RD
CAMBRIDGE ID 83610
(208) 257-3491

I called and left a message for Barbara Ertel at about 3:45 pm on Monday August 29, 2005 to inquire if she wanted all water rights to be changed to the same contact.

I received a message from Barbara Ertel on August 30, 2005 at 10:10 am saying that she wanted all water rights under CHE Enterprises Inc to list the address as:

CHE ENTERPRISES, INC
C/O CAMERON OR BARBARA ERTEL
3054 GOODRICH RD
CAMBRIDGE ID 83610
(208) 257-3491

Based on the verbal approval from Barbara Ertel, I will change the addresses as requested.

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: A67-00658
Date Received: 10/20/1989
Receipt No: C012451
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: C.H.E. ENTERPRISE 208-257-3491
Address: C/O PETER H. ERTEL
RT. 1 BOX 152
COW CREEK RANCH
CAMBRIDGE, ID 83610

2. Date of Priority: JUN 01, 1910

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	02W	16	SE	SE	SW		ADAMS

5. Description of diverting works:
FLOOD AND SUB IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.800		

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

8. Total consumptive use is 224.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	02W	32	SW	NE		IRR	40.0

A67-00658

Page 1

Date: 11/02/89

SCANNED
APR 07 2004

MICROFILMED
OCT 01 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	02W	32	SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NW	SE		IRR	40.0

Section Acres 320.0

Total Acres 320.0

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
67-00497, 67-02213

14. Remarks:
AC. IRR.=64.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

LAUGHLIN

Decree Plaintiff

vs

TALBOY

Decree 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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 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: A67-00658
Date Received: 10/09/1989 10/20/89
Receipt No: C012451
Received By: DK

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: C.H.E. ENTERPRISE
Address: C/O PETER H. ERTEL
RT. 1 BOX 152
COW CREEK RANCH
CAMBRIDGE, ID

208-257-3491

83610

RECEIVED
OCT 20 1989

2. Date of Priority: JUN 01, 1910

3. Source: WEISER RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Department of Water Resources

Township	Range	Section	1/4	of 1/4	of 1/4	Lot
15N	02W	21 16	SE	NE SE	NE SW	

County
WASHINGTON ADAMS

5. Description of diverting works:
FLOOD AND SUB IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.800		

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

A.F.A.

8. Total consumptive use is 224.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
15N	02W	32	SW	NE		IRR	40.0

A67-00658

Page 1

Date: 10/09/89

MICROFILMED

OCT 01 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	02W	32	SW	NW	<i>P. 15</i>	IRR	40.0
			SE	NW	<i>P. 16</i>	IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			NW	SE		IRR	40.0
			<i>SW</i>	<i>SW</i>		"	40.0
			<i>SE</i>	<i>SW</i>			40.0
						Section Acres	240.0
						Total Acres	240.0 320.0

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
67-00497, 67-02213

14. Remarks:
AC. IRR.=64.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

LAUGHLIN

Decree Plaintiff

VS

TALBOY

Decree Defendant

MICROFILMED
OCT 01 1992

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): Barbara A. Eitel Date: _____

Vice President for Operations Date: 10/19/89
C.H.C. Enterprises, Inc.

State of Idaho)

County of Washington) SS.

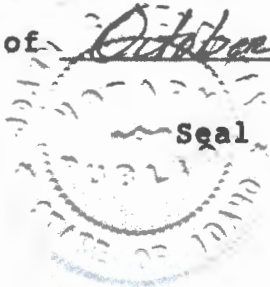
Subscribed and sworn (or affirmed) before me this 19th day

of October 19 89

William C. Semmway
Notary Public

Residing at Cambridge

My Commission Expires 11-8-93



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 Organizations:

I do solemnly swear or affirm that I am V.P. for Operations of
C.H.E. Enterprises, Inc. Title
Organization that I have signed the foregoing
document in the space below as V.P. for Operations of
C.H.E. Enterprises, Inc. Title
Organization and that the statements contained in the
foregoing document are true and correct.

Barbara A. Eitel
Signature of Authorized Agent

V.P. for Ops, C.H.E. Enterprises, Inc.
Title and Organization

Oct. 27, 1989
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 27th day
of October 19 89

Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

AG7-00658

Page 4

Date: 10-27-89

MICROFILMED

OCT 01 1992

1/30/1988

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

C.H.E. Enterprises

CLAIM IDENT. NO.

C012451
A67-00658

DATE RECEIVED

10/20/89

CK #

AMOUNT \$

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☒ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO N/A *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? ☒ YES ☐ NO N/A *
- Is the consumptive use correct? ☒ YES ☐ NO N/A *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO N/A *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO N/A *
15. Is the basis of the claim indicated? ☒ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO N/A *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☒ YES ☐ NO Exempt *
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO N/A *
22. Should this claim be receipted and data entered? ☒ YES ☐ NO *

Claim checked by:

hat

Date:

10-20-89

Claim must be returned to claimant:

(Yes)

(No)

Claimant must be notified of modifications:

(Yes)

(No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

Date:

Comments:

MICROFILMED

OCT 01 1992

**STARTING
RIGHT
SIDE OF
FILE**

11/14/2006

NOTICE OF ERROR
REPLY

RECEIVED

DEC 06 2006

DEPARTMENT OF
WATER RESOURCES

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-658

CHE ENTERPRISES INC
C/O CAMERON OR BARBARA ERTEL
3054 GOODRICH RD
CAMBRIDGE ID 83610
Telephone Number: (208) 257-3491

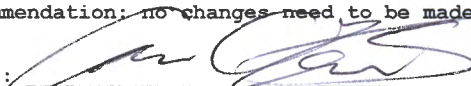
1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation; ~~no changes need to be made.~~

DATE:

12-4-06

SIGNATURE:



Please print your name:

Cameron C. Ertel

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

DEC 07 2006

06/20/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-658

NAME AND ADDRESS: CHE ENTERPRISES INC
C/O CAMERON OR BARBARA ERTEL
3054 GOODRICH RD
CAMBRIDGE ID 83610

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 06/01/1910

POINT OF DIVERSION:

T15N R02W S16 SESESW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.800 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T15N R02W S32	SWNW	40.00	T15N R02W S32	SESW	22.00
T15N R02W S32	NESW	38.00	T15N R02W S32	NWSW	40.00
T15N R02W S32	SWSW	40.00	T15N R02W S32	SESW	40.00
T15N R02W S32	NWSE	5.30			

225.3 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 225.3 acres in a single irrigation season. Combined Right Nos.: 67-497, 67-658, 67-2213

This right is limited to the irrigation of 64.0 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

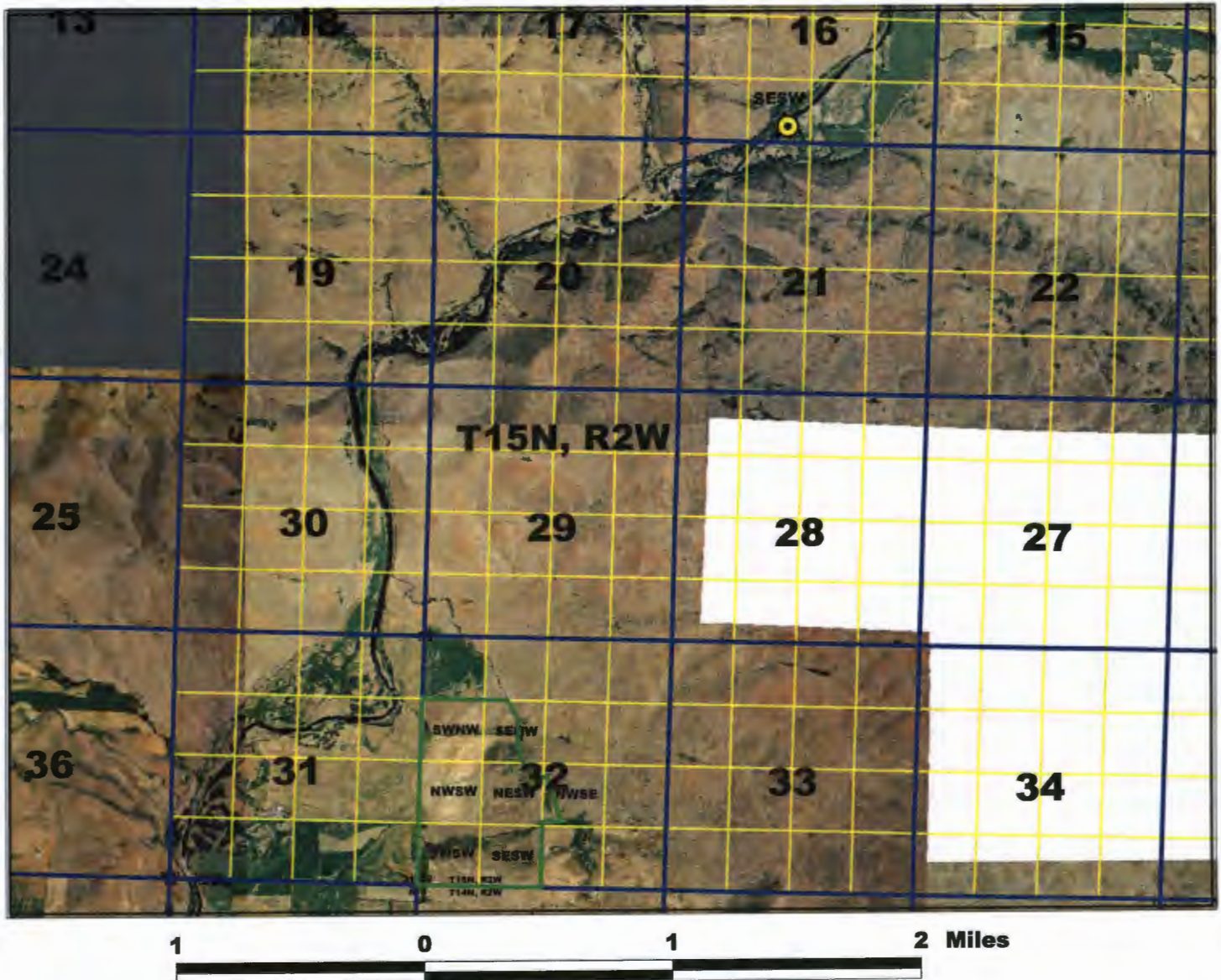
Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.



STATE OF IDAHO

Department of Water Resources

Water Right(s): 67-497, 67-658, & 67-2213



● Point(s) of Diversion

Place of Use

Quarter Quarter Lines

Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: August 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-658 V1

WATER RIGHT NUMBER: 67-658 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CHE ENTERPRISES INC C/O CAMERON OR BARBARA ERTEL 3054 GOODRICH RD CAMBRIDGE, ID 83610 (208) 257-3491
Original Owner	E C LAUGHLIN CAMBRIDGE, ID

Priority Date: 06/01/1910

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
WEISER RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.800 CFS	
	<u>Total Diversion:</u>	0.800 CFS	

Location of Point(s) of Diversion

WEISER RIVER	SE1/4SE1/4SW1/4	Sec. 16, Twp 15N, Rge 02W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	02W	32							40.0	22.0	38.0	40.0	40.0	40.0			5.3		225.3

Total Acres: 225.3

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. 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.
3. E56 The rights listed below are limited to the irrigation of a combined total of 225.3 acres in a single irrigation season. Combined Right Nos.: 67-497, 67-658, 67-2213
4. K06 This right is limited to the irrigation of 64.0 acres within the place of use described above in a single irrigation season.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-658 V1

Comments:

1. awarntje 6/25/2004 POU

Comment: Claim has more acreage than on decree

2. awarntje 6/25/2004 Period of Use

Comment: Decree does not list period of use for this right

3. csaxton 6/20/2006 Quantity

Comment: Ditch loss was calculated to be 1.36 cfs so there is no limiting remarks on quantity for 67-437, 67-658, and 67-2213.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: OR

Water District Number: 67

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits: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	6/25/2004 2:52:48 PM	awarntje			Active
Source	6/25/2004 2:53:05 PM	awarntje			Active
POU	6/25/2004 2:59:24 PM	awarntje			Active
Use	6/25/2004 3:00:49 PM	awarntje			Active
Season	6/25/2004 3:00:59 PM	awarntje			Active
Quantity	6/25/2004 3:01:59 PM	awarntje			Active
Contacts	8/9/2005 2:53:24 PM	csaxton			Active
Summary			08/09/2005	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Source	6/25/2004 2:53:05 PM	awarntje	(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?

Adjudication Recommendation Report 67-658 V1

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-658 V1

POU	8/9/2005 2:55:01 PM	csaxton	Updated shape for 0
POU	8/9/2005 2:55:01 PM	csaxton	Updated shape for 0
POU	8/9/2005 2:55:02 PM	csaxton	Updated shape for 0
POU	8/9/2005 2:55:02 PM	csaxton	Updated shape for 0
POU	8/9/2005 2:55:02 PM	csaxton	Updated shape for 0
POU	8/9/2005 2:55:02 PM	csaxton	Updated shape for 0
POU	8/9/2005 2:55:02 PM	csaxton	Updated shape for 0
Summary	8/9/2005 2:58:36 PM	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? (Yes) 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?
Contacts	8/9/2005 2:53:32 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
POD	8/9/2005 2:54:08 PM	csaxton	Updated shape
POU	8/9/2005 2:55:00 PM	csaxton	Updated shape for Active POU
POU	8/9/2005 2:55:22 PM	csaxton	Updated PLS for Active POU
POU	8/9/2005 2:55:02 PM	csaxton	Updated shape for 0

Water Supply Bank:

ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER: Craig L. Saxton

FIELD EXAM DATE: 6/19/2006

FOR CLAIM(S) 67-497 67-658 67-2213

FORMULA: $S = (W)(i)(0.0667)$

i TABLE:

S = Loss in CFS per Mile

W = The top width of the high water mark in feet

i = The loss rate in feet per day (see table)

0.0667 is a factor used to convert to CFS per mile

Type of Soil	Loss Rate i (Ft/Day)
Medium clay loam.....	0.5 to 1.5
Impervious clay.....	0.5
Medium soils.....	1
Somewhat pervious soils.....	1.5 to 2.0
Gravel.....	2.5 to 5.0

WORK SHEET

W = 6 FT

i = 1 FT/DAY

S = 0.4002 CFS/MILE

CONVEYANCE LOSS = (S) (LENGTH OF DITCH IN MILES)

CONVEYANCE LOSS = (CFS/MILE)(MILE)

LENGTH OF DITCH IN MILES = FT / 5280 ft

Measured feet = 17956
Miles = 3.40

CONVEYANCE LOSS = 1.36098 CFS

TOP OF DITCH = W

Section 1 = 6
Section 2 = 0
Section 3 = 0

Total... = 6

/2or 3... = 6 =W feet

MAP MEASUREMENT
Length in Inches = _____ = A
Map Scale: _____ In. = 1 Mile = B
A/X: B/5,280 = Ft./5,280 = Mile

Notes: Ditch can be seen on aerial photography so it is probably wider than 6 feet across, however, a similar ditch in the area that can be seen in aerial photography was measured to be 6 feet across on average.

* i value was assumed.

KEY
Data Entry Cells
Ditch Loss in CFS

Contacts Data Entry Form

Claim Number: 67-658

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	CHE ENTERPRISES INC	C/O BARBARA A ERTEL 3054 GOODRICH RD	CAMBRIDGE	ID	83610	(208)257-3491
Original Owner	E C LAUGHLIN		CAMBRIDGE	ID		

Date of Field Exam: N/A Desktop Time: _____
Review

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

Ownership looks Accurate

_____Reviewer: C. GarberDate: 8-1-05

Priority Date Data Entry Form

Claim Number 67-658

Claimed Priority Date: 6/1/1910

Claimed Basis: Decreed

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 6/1/1910

Water Right Basis: Decreed

Recommended Priority Date _____ Recommended Basis _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Reviewer: C. E. [Signature]Date: 8-9-05

Point of Diversion and Source Data Entry Form

Claim Number 67-658

Claimed Point of Diversion and Source

T15N R02W S16 SESESW Within ADAMS County Source: WEISER RIVER SNAKE RIVER

☒ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T15N R02W S21 NENE Within WASHINGTON County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? _____

Document how the POD and Source were verified:

GPS'd By Bosco Becker on 7-7-04
A 6014603

Reviewer: C. [Signature]Date: 8-9-05

Place Of Use Data Entry Form

Claim Number 67-658

Claimed Place Of Use

T15N R02W S32	SWNE	40.0	T15N R02W S32	SWNW	40.0
T15N R02W S32	SENE	40.0	T15N R02W S32	NESW	40.0
T15N R02W S32	NWSW	40.0	T15N R02W S32	SWSW	40.0
T15N R02W S32	SESW	40.0	T15N R02W S32	NWSE	40.0

Total Acres 320

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T15N R02W S32	SWNE	T15N R02W S32	SWNW
T15N R02W S32	SENE	T15N R02W S32	NESW
T15N R02W S32	NWSW	T15N R02W S32	NWSE

Total Acres

Recommended Place of Use

_____ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres 225.3

Document how the POU was verified:

See Attached Map.

* 645

* this Right limited to 64 ac

* This Right + 67-447, 67-2213 is limited to 225.3 ac

Reviewer: C. EubankDate: 8-7-05



State of Idaho

Map Source: 1987 True Color

Claim #(s): 67-658

Acreage Distribution Map



1320 0 1320 Feet

● Point of Diversion

Claimed Place of Use

Tax Lot Property Bndy

Quarter Quarter Lines

Section Lines

Claimed Irrigated Acres: 320.0

**Initial Acres Found: ~~255.3~~
225.3**



Prepared By: Craig L. Saxton

Date: August 2005

Purpose of Use Data Entry Form

Claim Number 67-658

Claimed Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

Recommended Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Number of Other

Document how the Purpose of Use was verified:

Reviewer:



Date:

8-9-05

Period of Use and Quantity Data Entry Form

Claim Number 67-658

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	10/31	0.8	

Overall Diversion Rate 0.8 Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	/	/	0.8	

Overall Diversion Rate 0.8 Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRR	3/15	10/31	0.8	N/A

Overall Diversion Rate 0.80 Overall Diversion Volume N/A

Document how the Period of Use and/or Diversion Rate were verified:

As Devised.

* this and 67-447, 67-2213 limited to 4.51 cfs

Reviewer: C. J. [Signature]Date: 8-9-05

5-11-05 : This claim overlaps POU with 67-497

: Same PoD as Cambridge

: Deeded @ 64 acres : 160 ac total with 67-497

: Found 225 ac overlap w/ 67-2213

67-A-1

1. DECREE -- E. C. Laughlin -vs- W. E. Talboy 67-411-1000-100-0458

2. DECREE -- J. F. Mitchell -vs- E. E. Talboy

MICROFILMED

MICROFILMED

JUL 24 1996

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE
OF IDAHO, IN AND FOR THE COUNTY OF WASHINGTON.

E C LAUGHLIN

vs

Plaintiff

W E TALBOY, Water Master of
District No 41 of the State of
Idaho,

Defendant

67-A-1
D E C R E E.

This action coming on for trial on the 8th day of July, 1924, before the Court without a jury, the plaintiff appearing by counsel and the defendant neither appearing at the trial in person nor by counsel, the default of the defendant having been duly entered herein, and it appearing that due notice has been published as provided by law, witnesses were thereupon sworn and testified in behalf of the plaintiff, and the Court being fully advised in the premises,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

I

That the defendant, W E Talboy, is now and for several months last past has been the duly appointed, qualified and acting water master of District No 41 of the State of Idaho, having charge of the distribution of the water of the Weiser River and its tributaries; that said water District No 41 is a duly and legally classified, segregated and named water District of the State of Idaho, and comprises the water of said Weiser River and its tributaries.

II

That the plaintiff is now and for several months last past has been the owner of title in fee simple of

The North Half of the Southwest Quarter, South Half of the Northwest Quarter, Southwest Quarter of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter of Section Thirty-two, Township Fifteen North, Range Two West of the Boise Meridian,

and that said premises are situate in Washington County, State of Idaho; that on the 17th day of June, 1915, a suit was instituted in the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Washington, by John T Muir and William H Muir, doing business under the firm name and style of Muir Brothers, against William Allison, Weiser Irrigation District, a corporation, et al, for the adjudication of the priorities and of the rights to the use of the waters of the Weiser River and its tributaries, and thereafter on the 21st day of July, 1921, a decree was made and entered in said action decreeing all of said priorities and determining and establishing the rights and priorities of the parties to said suit.

III

That the plaintiff became the owner of said premises by means conveyance through a warranty deed on the 21st day of January, 1924, which said deed was duly executed and recorded in the office of the County Recorder of Washington County, Idaho, and that the plaintiff ever since the date of the purchase of said premises has been and still is owner of the same.

IV

That the predecessors in interest and the owners and holders of the legal title during the pendency of said suit to adjudicate the water rights of Weiser River were neither made parties nor made for or in behalf of any of them, although

during the pendency of said suit they held the legal title and record in the office of the County Recorder of Washington County, Idaho, in and to said premises and every part thereof and were the owners of the same.

V

That said lands of the plaintiff are arid in character and require the application of water for irrigation in order to produce profitable crops thereon and upon the application of such water, said lands will produce remunerative crops.

VI

That said lands require for their proper irrigation five-eighths miners inch of water per acre, measured under a four inch pressure and that 160 acres of said lands have been and can be irrigated from the water of said Weiser River through ditches now constructed and leading to and upon and across said lands as hereinafter set forth, but that this plaintiff agrees to accept the duty of water as determined in said Weiser River adjudication suit for the irrigation of said lands and that the decree made and entered in this suit may provide that the duty of water shall be five-eighths miner's inch per acre, measured under a four inch pressure.

VII

That on the 28th day of October, 1895, R E Wilson, L D Looney, Albert Abernethy and Bernard Haas, the predecessors in interest of this plaintiff and others, executed a notice of water right claiming the right to the use of the water of the Weiser River in the irrigation of the above described lands of the plaintiff and other lands, a copy of which said notice was marked Exhibit "A" and attached to the complaint on file herein and made a part thereof; that said notice was on the 28th day of October, 1895, duly posted on the bank of the Weiser River at a point in the

the Boise Meridian,
and close to the north line of said Southwest Quarter, a copy of said notice duly executed and acknowledged was, as provided by law, duly filed in the office of the County Recorder of Washington County, Idaho, on the 1st day of November, 1895, and recorded in Book One of Water Rights at pages 401-402.

VIII

That immediately after the filing of said notice as aforesaid the predecessors in interest of this plaintiff, and others, commenced the construction of a ditch leading from the South bank of the Weiser River at the point where said notice was posted, to the above described lands of the plaintiff and other lands, and that the work on said ditch was prosecuted diligently and continuously to, upon and across said lands of the plaintiff and by the 1st of June, 1904, there was conveyed through said ditch to the said lands of the plaintiff and for the irrigation thereof 60 miner's inches of water, measured under a four inch pressure, and during said year there was irrigated of said lands of the plaintiff at least 96 acres thereof, and continuously during each and every year thereafter, additional acreage of said lands was irrigated until by June 1st, 1910 there was irrigated of said lands 160 acres; that from the year 1904 until the year 1910, there was irrigated during each and every year 96 acres of said lands and from the year 1910 until this date, there has been irrigated of said lands out of the water of said Weiser River, at least 160 acres.

IX

That on or about the 1st day of May, 1910, the point of diversion and head of said ditch was changed to a place in the

North Half of the Northeast Quarter, Section Twenty-one, Township Fifteen North,

JUL 24 1996

Range Two West of the Boise Meridian,

but that no appropriator or user of the water of the Weiser River and no person claiming a right to the use of any of said water was injured in any manner whatsoever by reason of the change in the point of diversion and head of said ditch.

X

That the plaintiff hereby accepts as binding upon him the said decree and findings of fact and conclusions of law upon which said decree is based in the said former adjudication suit of the water of Weiser River, and agrees to abide by the same.

XI

That the plaintiff has no plain, speedy or adequate remedy at law for the redress of grievances herein complained of and for that reason seeks relief in equity.

67 0497

X

That the plaintiff is entitled to, and there is hereby decreed to him, the right to the use of the water of said Weiser River for the irrigation of said premises with date of priority of June 1st, 1904, for the irrigation of 96 acres thereof, of 60 miner's inches of water measured under a four inch pressure and for 64 acres additional of said lands of 40 miner's inches of water measured under a four inch pressure, with date of priority June 1st, 1910, and providing that said amount of water be distributed to the plaintiff in accordance with said priority.

Dated and signed at Weiser, Idaho, July 9, 1924.

B S VARIAN, District Judge.

Filed and Entered July 9, 1924
Frank E Smith, Clerk District Court

STATE OF IDAHO }
County of Washington } ss

I, FRANK E SMITH, Clerk of the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Washington, hereby certify that the above and foregoing is a full, true and complete copy of the Decree rendered and entered in the action entitled E C LAUGHLIN, plaintiff, against W E TALBOY, WATER MASTER OF DISTRICT NO 41 of the State of Idaho, Defendant, as the same appears of record in Judgment Book F, at page 417, records of said Court.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Court this 9th day of July, 1924.

FRANK E SMITH
Clerk of the District Court
By B. B. Hunt Deputy

JUL 24 1924