

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: A61-10834
Date Received: 11/21/1989
Receipt No: W006762
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: PAUL BATRUEL
Address: RT 1 BOX 428
GLENN'S FERRY ID 83623 208-366-7272
OR
Name: MARY BATRUEL
Address: RT 1 BOX 426
GLENN'S FERRY ID 83623 208-366-2375
OR
Name: BATRUELS DAIRY
Address: RT 1 BOX 426
GLENN'S FERRY ID 83623 208-366-7272
2. Date of Priority: DEC 28, 1918
3. Source: LITTLE CANYON CREEK Trib. to: SNAKE RIVER
4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County
04S 10E 9 NE NW NE ELMORE
5. Description of diverting works:
SEE REMARKS.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION ✓	03/15	11/15	0.600		
IRRIGATION STORAGE ✓	01/01	12/31			750.00
IRRIGATION FROM STORAGE ✓	03/15	11/15			750.00
STOCKWATER ✓	01/01	12/31	0.020		
STOCKWATER STORAGE ✓	01/01	12/31			14.50
STOCKWATER FROM STORAGE ✓	01/01	12/31			14.50
DOMESTIC ✓	01/01	12/31	0.060		
DOMESTIC STORAGE ✓	01/01	12/31			8.00
DOMESTIC FROM STORAGE ✓	01/01	12/31			8.00

6. Water is used for the following purposes: Continued

Purpose	From	To	C.F.S (and/or)	A.F.A.
DIVERSION TO STORAGE ✓	01/01	12/31	0.600	

7. Total Quantity Appropriated is:

0.600 C.F.S. (and/or) 750.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER, 300 DAIRY COWS; DOMESTIC, 4 HOMES LAWN IRRIGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	09E	12	NW	SE		IRR	8.0
			SW	SE		IRR	10.0
			Section Acres				18.0
		13	NW	NE		IRR	3.0
			SW	NE		IRR	24.0
			SW	NE		DOMEST	
			SE	NE		IRR	16.0
			SE	NE		DOMEST	
			NE	NW		IRR	16.0
			NW	NW		IRR	5.0
			SW	NW		IRR	4.0
			SE	NW		IRR	16.0
			NE	SE		IRR	40.0
			NW	SE		IRR	16.0
			SE	SE		IRR	13.0
			Section Acres				153.0
	10E	18	SE	NW		IRR	37.0
			NW	SW		IRR	39.0
			NW	SW		DOMEST	
			SW	SW		IRR	38.0
			NE	SE		IRR	17.0
			NW	SE		IRR	40.0
			Section Acres				171.0
			Total Acres				342.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

CLAIM NO.'S A61-00308 & A61-04132, 3038, 3048, 2938

14. Remarks:

DESC. OF DIVERTING WORKS - DIV. DAM IN CREEK (^{NONE}~~SWNE~~ SEC. 9) TO PIPE INTO DITCH 15 MILES LONG TO MORROW RESERVOIR. DAM IS 24' HIGH WITH A CAPACITY OF 750 AF IN THE NESW, SEC. 12. DIV. VIA DITCHES-1 INTO SAND SPRINGS GULCH & 1 TO SOME IRRIGATED LAND FOR SPRINKLER AND FLOOD IRRIGATION. ***** THIS CLAIM IS A COMBINATION OF RIGHT NOS. 61-02055 & 61-02224.

15. Basis of Claim: LICENSE

Water Right Number: 13858

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):

Paul D. Deane

Date: 03/24/2000

Date: _____

For Organizations:

I do solemnly swear or affirm that I am _____ 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

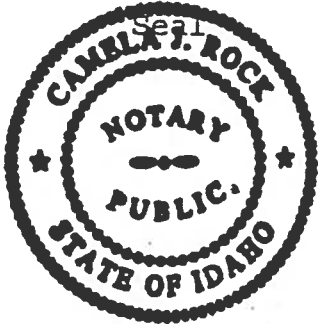
Title and Organization

Date

State of Idaho)
County of Elmore) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of March 20 00

Carmela J. Rock
Notary Public



Residing at Glenns Ferry, ID 83623
My Commission Expires 04-26-05

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: 03

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): Ray m. Batrud Date: Nov. 21-89
Date: _____

State of Idaho)
County of AOA) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of November 19 89

Jan Shunte
Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-94

RECEIVED

MAR 27 2000

Department of Water Resources

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

) Subcase 61-10834
) (Insert water right number)
)

Case 39576

) STANDARD FORM 4
)
)

) MOTION TO FILE:
)

) ☐ LATE NOTICE OF CLAIM
)

) ☒ AMENDED NOTICE OF CLAIM
)

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form for each** late or amended Notice of Claim.

This form has been adopted by the court in **SRBA Administrative Order 1, Rules of Procedure** (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

☒ I have read **SRBA Administrative Order 1, Rules of Procedure** (amended Sept. 30, 1996).

My name is Paul V. Batruel, dba: Batruel's Dairy

My address is Rt. 1, Box 426, Glenns Ferry, Id. 83623

My phone number is: Work (208) 366-7272 Home (208) 366-7272

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____
(Insert Date and Time)
at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A *Motion to File an Amended Notice of Claim* may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

☒ I must amend my Notice of Claim to the use of water in the SRBA because:

I intend for the Notice of Claim for 61-10834 to accurately reflect the manner in which this water right was administered under the original licence, 61-02055, and the manner in which it has historically been used.

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

I have attached:

☒ An amended Notice of Claim (available from IDWR).

☐ Payment of the following additional fees required by IDWR:

VERIFICATION (Must be completed)

State of Idaho

County of Elmore

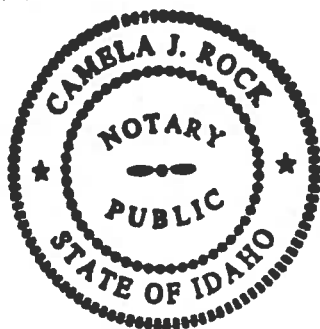
Paul V. Batruel, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Paul V. Batruel
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on March 24th, 2000.
(Insert Date)



Camela J. Rock
Notary Public for Penner & Fink, Inc.
Residing at: Glenns Ferry, ID 83623
My Commission expires: 04-26-05

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on March 24th, 2000, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)

USDI, BLM
Represented by:
US Department of Justice
Environment & Nat'l Resources
550 West Fort Street, MSC 033
Boise, ID 83724


Signature of person or attorney mailing the form

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: A61-02055

Date Received: 11/02/1989

Receipt No: W066762

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PAUL BATRUEL 208-366-2375
Address: RT. 1, BOX 426
GLENNS FERRY, ID 83623
OR
Name: MARY BATRUEL 208-366-2375
Address: RT. 1, BOX 426
GLENNS FERRY, ID 83623
OR
Name: PETER BATRUEL 208-366-2375
Address: RT. 1, BOX 426
GLENNS FERRY, ID 83623

2. Date of Priority: DEC 28, 1918

3. Source: LITTLE CANYON CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	10E	9	SW	NE			ELMORE
05S	09E	12	NE	SW			ELMORE

5. Description of diverting works:
SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.600		
IRRIGATION STORAGE	01/01	12/31			700.00
IRRIGATION FROM STORAGE	04/01	11/01			700.00

7. Total Quantity Appropriated is:
0.600 C.F.S. (and/or) 700.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

A61-02055

Page 1

Date: 11/21/89

MICROFILMED

AUG 14 1992

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	09E	13	NE	SE		IRR	8.0
			SE	SE		IRR	7.0
						Section Acres	15.0
	10E	18	NW	SW	3	IRR	8.0
			SW	SW	4	IRR	7.0
						Section Acres	15.0
						Total Acres	30.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
CLAIM NO.'S A61-00308 & A61-04132.

14. Remarks:

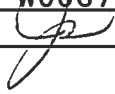
DESC. OF DIVERTING WORKS - DIV. DAM IN CREEK(SWNE SEC. 9) TO PIPE INTO DITCH 15 MILES LONG TO MORROW RESERVOIR. DAM IS 24' HIGH WITH A CAPACITY OF 700 AF IN THE NESW, SEC. 12. DIV. VIA DITCHES-1 INTO SAND SPRINGS GULCH & 1 TO SOME IRRIGATED LAND FOR SPRINKLER AND FLOOD IRRIGATION. *****
NOTE: THIS CLAIM IS A COMBINATION OF WATER RIGHT NO. 61-02055 & 61-02224. WATER RIGHT NO. 61-02224 WAS THE STORAGE RIGHT FOR THIS RESERVOIR AND 61-02055 WAS THE LIVE FLOW RIGHT. THE DATA BASE FOR THE WATER RIGHTS HAS ALREADY COMBINED THE TWO - BOTH HAVE THE SAME PRIORITY DATE AND SAME SOURCE.

15. Basis of Claim: LICENSE
Water Right Number: 13858

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: **A61-10834**
Date Received: 11/21/1989
Receipt No: W006762
Received By: 

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

1. Name: PAUL BATRUEL 208-366-2375
Address: RT 1 BOX 426
GLENNS FERRY ID 83623
OR
Name: MARY BATRUEL 208-366-2375
Address: RT 1 BOX 426
GLENNS FERRY ID 83623
OR
Name: PETER BATRUEL 208-366-2375
Address: RT 1 BOX 426
GLENNS FERRY ID 83623

2. Date of Priority: DEC 28, 1918

3. Source: LITTLE CANYON CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	10E	9	SW	NE			ELMORE
05S	09E	12	NE	SW			ELMORE

5. Description of diverting works:
SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.600		
IRRIGATION STORAGE	01/01	12/31			700.00
IRRIGATION FROM STORAGE	04/01	11/01			700.00

7. Total Quantity Appropriated is:
0.600 C.F.S. (and/or) 700.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

MICROFILMED
AUG 14 1992

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	09E	13	NE	SE		IRR	8.0
			SE	SE		IRR	7.0
						Section Acres	15.0
	10E	18	NW	SW	3	IRR	8.0
			SW	SW	4	IRR	7.0
						Section Acres	15.0
						Total Acres	30.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
CLAIM NO.'S A61-00308 & A61-04132.

14. Remarks:
DESC. OF DIVERTING WORKS - DIV. DAM IN CREEK(SWNE SEC. 9) TO PIPE INTO DITCH 15 MILES LONG TO MORROW RESERVOIR. DAM IS 24' HIGH WITH A CAPACITY OF 700 AF IN THE NESW, SEC. 12. DIV. VIA DITCHES-1 INTO SAND SPRINGS GULCH & 1 TO SOME IRRIGATED LAND FOR SPRINKLER AND FLOOD IRRIGATION. ***** THIS CLAIM IS A COMBINATION OF RIGHT NOS. 61-02055 & 61-02224.

15. Basis of Claim: LICENSE

Water Right Number: 13858

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: _____

MICROFILMED
AUG 14 1992

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 _____

MICROFILMED
AUG 14 1992

Water Right Number - R61-10834

Prefix Translation: RESEARCH

Old (D) Number - 13858

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

*** C - CURRENT OWNER ***

BATRUEL

MARY

1 - RT 1 BOX 426

State- ID Zip- 83623

BATRUEL

PETER

1 - RT 1 BOX 426

State- ID Zip- 83623

BATRUEL

PAUL

1 - RT 1 BOX 426

State- ID Zip- 83623

*** O - ORIGINAL OWNER ***
MORROW

JAMES C

1 -
2 -
3 -
City- GLENN'S FERRY
Phone - 208-366-2375

State- ID Zip- 83623

+ - - Priority Date - - +
12/28/1918

+ - - Region - - - +
14 WESTERN

+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - - +
LITTLE CANYON CREEK

+ - - Tributary - - - - +
SNAKE RIVER

+ - - - - Point of Diversion - - - - +
Twn Rng Sec Tract Lot Rflg County
04S 10E 9 NE NW NE (39) ELMORE

+ - - - - Water Use - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

02 - IRRIGATION STORAGE 01/01 12/31 150.00
03 - IRRIGATION FROM STORAGE 03/15 11/15 150.00

+ - Total Div. Rate - + - Total Div. Volume - + - Total Consumptive Use - + - KW Usage - +
0.600 150.00 0.0

+ - - - - Place of Use - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
05S 09E 12 SW NE 02 IRRIGATION STORAGE (39) ELMORE
05S 09E 12 SW NW 02 IRRIGATION STORAGE (39) ELMORE
05S 09E 12 SE NW 02 IRRIGATION STORAGE (39) ELMORE
05S 09E 12 NE SW 02 IRRIGATION STORAGE (39) ELMORE
05S 09E 12 NW SW 02 IRRIGATION STORAGE (39) ELMORE
04S 09E 12 NW SE 03 IRRIGATION FROM STORAGE (39) ELMORE
5.0 03 IRRIGATION FROM STORAGE (39) ELMORE

Water right number - R61-10834

Prefix translation: RESEARCH

Twn		Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
04S	09E	12	SW SE			7.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	09E	13	NW NE			3.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	09E	13	SW NE			24.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	09E	13	SE NE			9.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	09E	13	NE NW			16.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	09E	13	NW NW			5.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	09E	13	SW NW			4.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	09E	13	NE SE			36.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	09E	13	NW SE			16.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	09E	13	SE SE			13.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	10E	13	SE NW			16.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	10E	18	SE NW			28.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	10E	18	NW NW			30.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	10E	18	SW NW			38.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	10E	18	NE SE			17.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
04S	10E	18	NW SE			40.0		03	IRRIGATION FROM STORAGE	(39) ELMORE
Total Acres:						307.0				

+ - - Diversion Means - SEE REMARKS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - CLAIM NO.'S A61-00308 & A61-04132.

POU1
USE OF THIS RIGHT WITH RIGHT NO. 61-00308 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 307 ACRES IN A SINGLE
IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

A6102224

Conditions of Approval
No Conditions of Approval found.

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

Date: 11/23/1998 User Id: RBROWN Subject: COPIED FROM REMARKS
DESC. OF DIVERTING WORKS - DIV. DAM IN CREEK(S)NE SEC. 9)TO PIPE INTO DITCH 15 MILES LONG TO MORROW RESERVOIR. DAM IS 24' HIGH
WITH A CAPACITY OF 700 AF IN THE NESW, SEC. 12. DIV. VIA DITCHES-1 INTO SAND SPRINGS GULCH & 1 TO SOME IRRIGATED
LAND FOR SPRINKLER AND FLOOD IRRIGATION. ***** THIS CLAIM IS A COMBINATION OF RIGHT NOS. 61-02055 & 61-02224.

Prefix Translation: RESEARCH

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

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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	-	11/21/1989	Last Amended Date	-	00/00/0000	Temporary Right	-	P
			Receipt Number	-	W006762	Water District	-	61D
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S
			Name Connector	-	OK	Presumption Flag	-	
						Notice of Error Flag	-	

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PETER BATRUEL	12/28/1918	IRRIGATION	04-01-11-04	0.6	0.60 CFS
C	PAUL BATRUEL		IRRIGATION STORAGE	01-01 12-31		700.00 AFA
C	MARY BATRUEL		IRRIGATION FROM STORAGE	04-01-11-04		700.00 AFA
	RT 1 BOX 426					
	GLENN'S FERRY ID 83623					
	(208) 366-2375					
			TOTAL DIVERSION:		0.60 CFS	700.00 AFA

Water Source: LITTLE CANYON CREEK

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion:

T04S R10E S09
T05S R09E S12

SNW
NESW

NE NW NE

ELMORE County
ELMORE County

Place of use Legal Description for: IRRIGATION												
NE			NW			SW			SE			
T	R	S	NE	NW	SE	NE	NW	SW	SE	T	R	S
055	09E	13	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac
055	10E	18	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

10:09:13
08/18/94
104
CLAIM NUMBER: A61-10834

LAST: BATRUEL
ADDRESS: RT 1 BOX 426
CITY: GLENN FERRY
PHONE NUMBER: 208-366-2375
STATE: ID ZIP: 83623

OWNER CODE: C

LAST: MORROW
ADDRESS:
CITY: GLENN FERRY
PHONE NUMBER: 208-000-0000
STATE: ID ZIP: 83623

OWNER CODE: 0

LAST: BATRUEL
ADDRESS: RT 1 BOX 426
CITY: GLENN FERRY
PHONE NUMBER: 208-366-2375
STATE: ID ZIP: 83623

OWNER CODE: C

LAST: BATRUEL
ADDRESS: RT 1 BOX 426
CITY: GLENN FERRY
PHONE NUMBER: 208-366-2375
STATE: ID ZIP: 83623

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS? Y
DATABASE Y
FIELD EXAMINER Y () N ()

CLAIM REMARKS: DESC. OF DIVERTING WORKS - DIV. DAM IN CREEK(S) SEC. 9) TO PIPE INTO DITCH 15 MILES LONG TO MORROW RESERVOIR. DAM IS 24' HIGH WITH A CAPACITY OF 700 AF IN THE NESW, SEC. 12. DIV. VIA DITCHES-1 INTO SAND SPRINGS GULCH & 1 TO SOME IRRIGATED LAND FOR SPRINKLER AND FLOOD IRRIGATION. ***** THIS CLAIM IS A COMBINATION OF RIGHT NOS. 61-02055 & 61-02224.

105
CLAIM NUMBER: A61-10836

PHONE NUMBER: () -

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

PHONE NUMBER: () -

1

A. AJ CLAIM: # A61-10834 PRIORITY DATE: 12-28-1918 STAGE: L

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:

*Two claims to load on priority. Received
white 61-03055 and 61-03034. Priority date
recommended matches that of 61-03055. 61-03034
was previously awarded by the department to
be covered by 61-03055 (see attached copy of memo
dated 2-17-1968).*

RECOMMENDED PRIORITY DATE:

12-28-1918

REVIEWED BY

RJF

DATE

8-18-94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A61-10834	04S	10E	9	SW	NE			ELMORE		
A61-10834	05S	09E	12	NE	SW			ELMORE		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX	MR RECORDS IN SAME 40 ACRE TRACT
A61-00308	NONE	61-02055
A61-04132		61-02224
A61-11618		61-04132

SOURCE: LITTLE CANYON CREEK

TRIB: SNAKE RIVER

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()

I. HOW WAS THE POD AND SOURCE VERIFIED? Y() N()

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)

dec. 1/9

NOTES: State is divided from each at same PO No 61-00308. 8/12 withdrawn as from - Reservoir

TWP.		RGE.	SEC.	1/4		LOT	POD	COUNTY	DIVERSION NAME	DIVERSION NBR
04S	10E	9		~~SW~~	~~NE~~		FLAG	ELMORE		
~~05S~~	~~09E~~	~~12~~		~~NE~~	~~SW~~			ELMORE		

REVIEWED BY: [Signature] DATE: 1/23/97

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

A. ROOT WATER RIGHT NUMBERS: A61-02055
R61-02055
A61-10834

B. POU LISTING											
TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	MR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05S	09E	13	NE	SE		BATRUEL, PETER	A61-10834 / 8.0	-	/		41.0
			NE	SE		BATRUEL, PETER	A61-002938 / 37.0	-	/		
			NE	SE		BATRUEL, PETER	A61-04132 / 20.0	61-04132	/ 20.0		
			NE	SE		MORROW, JAMES C.	61-02055 / 8.0	61-02055	/ 8.0		
			NE	SE		MORROW, JAMES C.	61-02224 / 8.0				
05S	09E	13	SE	SE		BATRUEL, PETER	A61-10834 / 7.0	-	/		24.0
			SE	SE		BATRUEL, PETER	A61-04132 / 5.0	61-04132	/ 5.0		
			SE	SE		BATRUEL, PETER	A61-002938 / 10.0	-	/		
			SE	SE		MORROW, JAMES C.	61-02055 / 7.0	61-02055	/ 7.0		
			SE	SE		MORROW, JAMES C.	61-02224 / 7.0				
05S	10E	18	NW	SW	3	BATRUEL, PETER	A61-10834 / 8.0	-	/		26.0
			NW	SW		BATRUEL, PETER	A61-04132 / 15.0	61-04132	/ 15.0		
			NW	SW		BATRUEL, PETER	A61-002938 / 30.0	-	/		
			NW	SW		VINER, RICHARD P.	61-04039 / 40.0	61-04039	/ 40.0		
			NW	SW	3	MORROW, JAMES C.	61-02055 / 8.0	61-02055	/ 8.0		
			NW	SW	3	MORROW, JAMES C.	61-02224 / 8.0	61-02224	/ 8.0		
05S	10E	18	SW	SW	4	BATRUEL, PETER	A61-10834 / 7.0	-	/		41.0
			SW	SW		BATRUEL, PETER	A61-04132 / 25.0	61-04132	/ 25.0		
			SW	SW		BATRUEL, PETER	A61-002938 / 38.0	-	/		
			SW	SW	4	MORROW, JAMES C.	61-02055 / 7.0	61-02055	/ 7.0		
			SW	SW	4	MORROW, JAMES C.	61-02224 / 7.0	61-02224	/ 7.0		
ADDITIONAL POU FOUND											

ADDITIONAL POU FOUND

TOTAL ACRES A61-10834 30.00 132.00
POU COUNTY: ELMORE

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
A61-10834	LITTLE CANYON CREEK	BATRUEL, PETER	0.600	0.020	700.00	23.33
A61-002938	SAND SPRING GULCH	BATRUEL, PETER	1.150	0.004		
A61-04132	LITTLE CANYON CREEK	BATRUEL, PETER	10.230	0.045		
NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION						

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

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: CLAIM NO.'S A61-00308 & A61-04132.

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()

A. AD CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A61-10834 IRRIGATION	FROM 04-01 TO 11-01	.600 CFS	
A61-10834 IRRIGATION STORAGE	FROM 01-01 TO 12-31		700.00 AF/A
A61-10834 IRRIGATION FROM STORAGE	FROM 04-01 TO 11-01		700.00 AF/A
TOTAL DIVERSION RATE/VOLUME		.600 CFS	700.00 AF/A

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: 0.600 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 1b. CALCULATIONS
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

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 CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 700.00 AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

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

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 EXAMINER 0.600	DATABASE EXAMINER 700.00	DATABASE EXAMINER 0.0
IRRIGATION STORAGE	01-01 12-31			
IRRIGATION FROM STORAGE	04-01 11-01		700.00	
TOTAL FOR THIS RIGHT				

NON-IRRIGATION USES CLAIMED: NONE.

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

REVIEWED BY: _____ DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE): _____

EXPLANATORY CONDITIONS (CODE): _____

EXPLANATORY REMARKS (CODE): _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()
() ()
() ()
() ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 61-10834

DATABASE

EXAMINER

TOTAL DIVERSION RATE OF WR SPLITS

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A61-02224	A61-10834	0.600	-		61-02224	
TOTAL CFS		0.600				

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: _____

MR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	ELEMENT DOCUMENTED 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	Y							

BARCODE UPDATED
WHOM/DATE

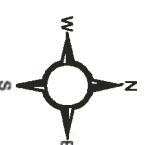
The map displays the Lake Superior watershed, divided into 10 subbasins. The areas of these subbasins are as follows:

Subbasin Number	Area (km²)
1	4.0
2	7.0
3	4.0
4	16.0
5	16.0
6	16.0
7	3.0
8	1.0
9	9.0
10	1.0

The map also shows a grid and a scale bar indicating distances in kilometers (0, 10, 20, 30, 40, 50, 60, 70, 80, 90, 100).

T04S R09E and R10E
T05S R09E

Irrigated lands
50-50 diversion
Pond diversion
Batruel ditch





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 24, 1992

Paul, Mary and Peter Batruel
Rt. 1, Box 426
Glenns Ferry, ID 83623

Re: Identification Number Change for a Notice of Claim in the
Snake River Basin Adjudication (SRBA)
Elmore County - Claim No. A61-10834

Dear Claimants,

The identification number of your Notice of Claim to a Water Right has been changed from A61-02055 to A61-10834. The claim you filed actually combines two existing rights: 61-02055 and 61-02224. The Idaho Department of Water Resources assigns identification numbers to claims that will allow processing without duplication or confusion; this change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new identification number. Refer to this record number in any future inquiries or correspondence. Please do not hesitate to contact this office, if you have any questions.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:rm:west

Enclosures:

copy of Notice of Claim

MICROFILMED

AUG 14 1992

2808

State of Idaho
License and Certificate of Water Right

Water License No. 15050

Amount, 0.6 cusecs, f.c.

Water District No. 2

Priority, 15-12-12

THIS IS TO CERTIFY that JAMES G. HODGSON
of Blaine, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 22, 1912; that Permit No. 15050
was issued under said application; that Certificate of Completion of work, with a carrying capacity of
2.0 cusecs, was issued thereunder on April 11, 1913; showing that said work
was completed on the 11th day of April, 1913; and that on the 1st
day of July, 1913.

JAMES G. HODGSON
of Blaine, Idaho, made proof to the satisfaction of the
Department of Reclamation of Idaho, of his right to use the waters of the said
stream, under Use Permit No. 15050, for the purpose of irrigation,
and that said right to the use of said waters has been perfected in accordance with the laws of
Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in
Volume 5 of Licenses, at page 699, on the 12th day of July, 1913.

The right hereby confirmed shall from December 22, 1912.

The Right of Diversion is located
in the SE 1/4 of Sec. 12, T. 3 N., R. 3 E., S. 12 N.

That the amount of water to which said right is entitled and hereby confirmed, for the purpose
aforesaid, is limited to an amount actually needed and beneficially used for said purpose, and shall not
exceed 0.6 cusecs.

Description and location of water

Tract	Rate	Sec.	Part-own Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
	0.6	12	Part of Sec. 12	30	7
	1.0	12	Part of Sec. 12	40	8

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, at Boise, Idaho,
this 14th day of December, 1913.

V. W. HODGSON,
Commissioner of Reclamation.

(141)

61 2224

MICROFILMED

AUG 14 1992

Storage right

State of Idaho

Certificate of Completion of Reservoir and
Right to Store Water

Water District No. 2

Amount 700 ac.ft.

Priority 12-28-1918

THIS IS TO CERTIFY that James C. Morrow

of Glenns Ferry, State of Idaho, has made proof to the satisfaction
Commissioner of Reclamation
of the ~~State Engineer~~ of Idaho of a right to store the waters of Little Canyon Creek,
tributary of Snake River

for the purpose of irrigation and domestic use

under Use Permit No. 13858 and Reservoir Permit No. 128 of the State

Engineer, and that said right to store said waters has been perfected in accordance with the laws of Idaho
Commissioner of Reclamation

and is hereby confirmed by order of the ~~State Engineer~~ of Idaho, and entered of record at Boise, in volume

1 Reservoir
of/Permits, at page 128, on the 12th day of April

1919; that the right hereby confirmed dates from December 28, 1918; that the amount

of water entitled to be stored each year under such right, for the purposes aforesaid, shall not exceed

700 acre feet.

The Reservoir is located in Section 9, Twp. 4 S., R. 10 E. B. M.

Commissioner of Reclamation

WITNESS the seal and signature of the ~~State Engineer~~ at Boise, Idaho, this 12th

day of April, 1919.


State Engineer
Commissioner of Reclamation.

MICROFILMED

AUG 14 1992

MEMORANDUM

R-128 (61-02224)

February 12, 1968
(date)

Examination of this permit shows that proof of completion of works and beneficial use of water for this project was submitted under Permit No. 13858 ⁶¹⁻²⁰⁵⁵. Therefore action on this storage filing may be considered completed, the same as if proofs had been submitted and certificate and license issued.

per RKH

February 12, 1968

7

State of Idaho

License and Certificate of Water Right

Water License No. 13858 (61-02055)

Water District No. 2

Amount 0.6 sec. ft.

Priority 12-28-18

THIS IS TO CERTIFY that JAMES C. MORROW of Glenns Ferry, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 28, 1918; that Permit No. 13858 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.8 second feet, was issued thereunder on April 12, 1919, showing that said works were completed on the 8th day of April, 1919; and that on the 1st day of July, 1921,

JAMES C. MORROW of Glenns Ferry, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Herron Reservoir, a tributary of Little Canyon Cr., for the purpose of irrigation & domestic use, under Use Permit No. 13858 of the State Engineer and that said right to the use of said waters has been perfected in accordance with the laws of Idaho and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 3 of Licenses, at page 2893, on the 19th day of December, 1921; The right hereby confirmed dates from December 28, 1918;

The Point of Diversion is located in the NE 1/4 SW 1/4 Sec. 12, Tp. 5 S; R. 9 E., B. M. County of Elmore. That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 S.	9 E.	13	NE 1/4 SE 1/4 SE 1/4 SE 1/4	30 30	8 7
	10 E.	18	Lot 3 " 4	40 40	8 7

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 29th day of December, 1921.

(SEAL)

W. G. SWENDSEN,
Commissioner of Reclamation.

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 2

1. State name of applicant and number of permit: Jas. C. Morrow p Permit 13858
2. State source of water supply: Herron Reservoir, from Little Canyon Creek
3. Location of point of diversion: NE $\frac{1}{4}$ Sec. 12-58-9E., B.M.

4. Describe works as they exist, giving dimensions and capacities of same: Concrete head gate 4 ft wide, 4 ft high. Spillway 8 ft long at Little Canyon Creek, ditches & canals for about 9 miles to Reservoir. Reservoir dam is 300 ft long, 75 ft wide on top & 10 ft high constructed of puddled earth. Steel gate, stems, & outlet tunnel. About 3 miles of ditches to land

5. State whether or not water has been turned into works of diversion: yes

6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): Lots 3 & 4 (W $\frac{1}{2}$ Sec. 18, 58. R. 10 East; and E $\frac{1}{2}$ Sec. 13, 58. - 9 E.

NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 13, 8 Acres

SE $\frac{1}{4}$ " " 7. "

Lot 3 "18 8. "

" 4 " " 7. "

Total 30 Acres

7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system?
9. Give names and amount of each right:

10. What large stream would the water here appropriated finally reach? Snake River

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Remarks: Water course above Reservoir has a probable capacity of 75 Sec FT

This examination was made on the 3rd day of Oct 1921

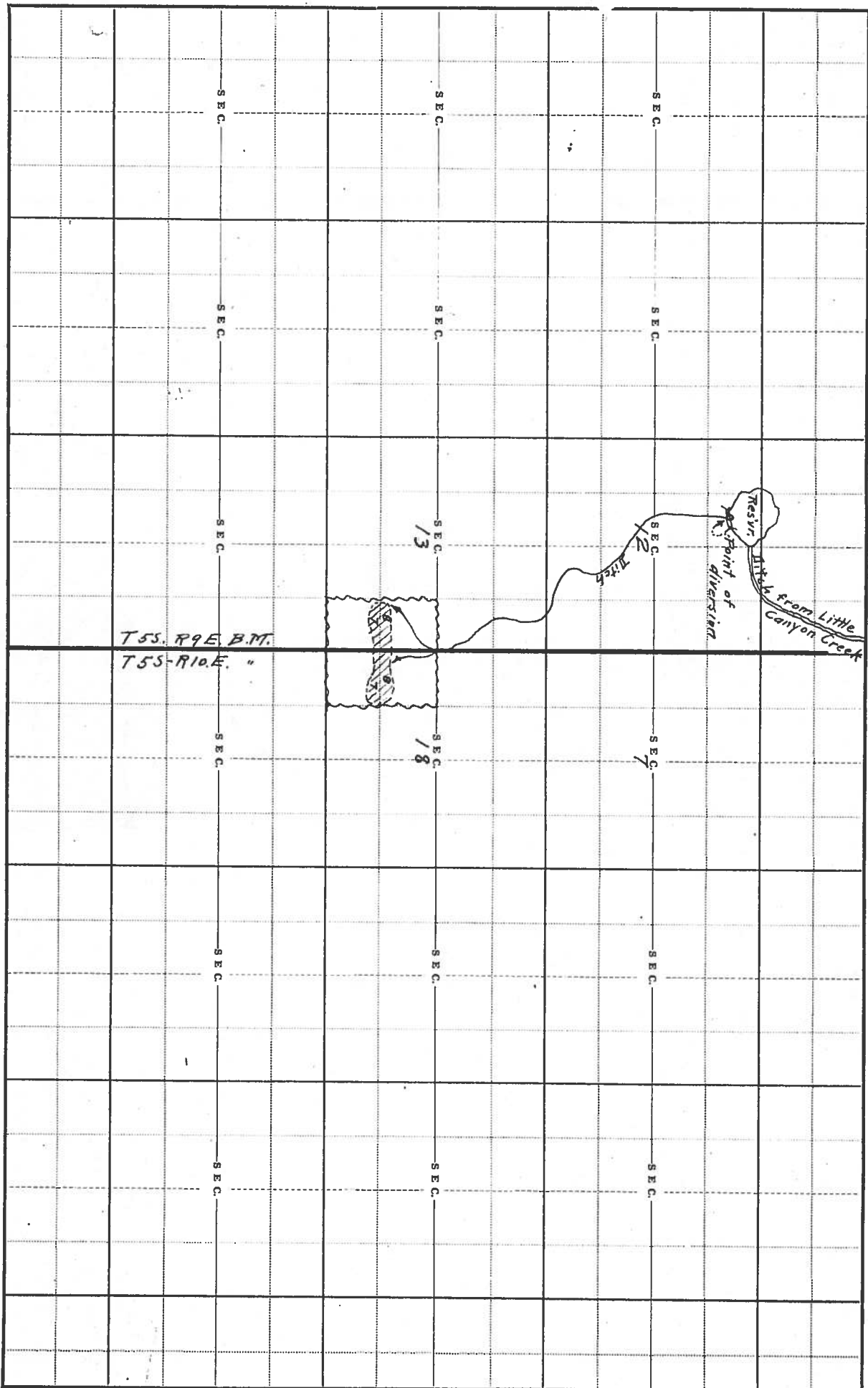
(Signed)

Fred J. Johnson

Examiner.

13858

OVER



SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK.

13858

State of Idaho License and Certificate of Water Right

Water License No. 13858

Amount 0.6 sec. ft.

Water District No. 2

Priority 12-28-18

THIS IS TO CERTIFY that JAMES G. MORROW of Glenns Ferry, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 28, 1918; that Permit No. 13858 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.8 second feet, was issued thereunder on April 12, 1919, showing that said works were completed on the 8th day of April, 1919; and that on the 1st day of July, 1921,

JAMES G. MORROW of Glenns Ferry, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Herron Reservoir, a tributary of Little Canyon Cr., for the purpose of irrigation & domestic use, under Use Permit No. 13858 of the State Engineer and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 8 of Licenses, at page 2893 on the 19th day of December, 1921;

The right hereby confirmed dates from December 28, 1918;

The Point of Diversion is located in the 1/4 SW 1/4 Sec. 12, Tp. 5 S; R. 9 E., B. M. County of Elmore

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 S.	9 E.	13	NW 1/4 SE 1/4 SE 1/4 SE 1/4	30 30	8 7
	10 E.	18	Lot 3 " 4	40 40	8 7

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 19th day of December, 1921.

W. O. SHIELDS,
Commissioner of Reclamation.

(Seal)

MICROFILMED
61-2055
AUG 14 1992

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 61-10834 V3

WATER RIGHT NUMBER: 61-10834 V3

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY BATRUEL RT 1 BOX 428 GLENN'S FERRY, ID 83623 (208)366-7272
Original Owner	JAMES C MORROW GLENN'S FERRY, ID 83623
Current Owner	PAUL BATRUEL RT 1 BOX 428 GLENN'S FERRY, ID 83623 (208)366-2375
Current Owner	PETER BATRUEL RT 1 BOX 428 GLENN'S FERRY, ID 83623 (208)366-2375

Priority Date: 12/28/1918

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE CANYON CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION STORAGE	01/01 to 12/31		150.00 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		150.00 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.600 CFS	
	<u>Total Diversion:</u>	0.600 CFS	150.00 AF

Location of Point(s) of Diversion

LITTLE CANYON CREEK	NE1/4NW1/4NE1/4	Sec. 9,	Twp 04S,	Rge 10E, B.M.
ELMORE County				

Place of Use

IRRIGATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	09E	12															X		
05S	09E	12		X				X	X	X	X								

IRRIGATION FROM STORAGE

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 61-10834 V3

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	09E	12														5.0	7.0		12.0
04S	09E	13		3.0	24.0	16.0	19.5	1.5	1.0						39.0	16.0		13.0	133.0
						L 2													
04S	10E	13							19.0										19.0
04S	10E	18							30.0		39.0	38.0			17.0	40.0			164.0
											L 3	L 4							

Total Acres: 328

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.

Remarks:

1. Explanatory THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 61-02055 AND 61-02224.
2. Place of Use USE OF THIS RIGHT WITH RIGHT NOS. 61-00293B, 61-00303B,
- Irrigation 61-00304B, 61-00308, 61-04132, 61-11921 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 328 ACRES IN A SINGLE IRRIGATION SEASON.
3. Place of Use THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30 ACRES WITHIN THE PLACE OF USE
- Irrigation DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

1. Iharris 12/6/2002 SF5
Comment: This recommendation is the result of an approved SF5.

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: 61D
 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