

11/14/2006

NOTICE OF ERROR  
REPLY

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: 67-2074

MARY LOUISE PURCELL  
2264 WEISER RIVER RD  
WEISER ID 83672  
Telephone Number: (208)549-1457

FRANK ROBERT CHRESTESEN  
2264 WEISER RIVER RD  
WEISER ID 83672  
Telephone Number: (208)549-1457

MICHAEL CRAIG CARPENTER  
2264 WEISER RIVER RD  
WEISER ID 83672  
Telephone Number: (208)549-1457

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:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11/29/06 SIGNATURE: Frank Chrestesen

Please print your name: Frank Chrestesen

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

SCANNED  
DEC 9 2006

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-2074 V1

WATER RIGHT NUMBER: 67-2074 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                              |
|-------------------|--------------------------------------------------------------------------------------|
| Current Owner     | MARY LOUISE PURCELL<br>2264 WEISER RIVER RD<br>WEISER, ID 83672<br>(208)549-1457     |
| Current Owner     | FRANK ROBERT CHRESTESEN<br>2264 WEISER RIVER RD<br>WEISER, ID 83672<br>(208)549-1457 |
| Current Owner     | MICHAEL CRAIG CARPENTER<br>2264 WEISER RIVER RD<br>WEISER, ID 83672<br>(208)549-1457 |
| Original Owner    | CLARENCE C CHRESTESEN<br>2264 WEISER RIVER RD<br>WEISER, ID 83672                    |

Priority Date: 06/21/1912

Basis: License

Status: Active

| <u>Source</u>         | <u>Tributary</u>           |
|-----------------------|----------------------------|
| BEAR CREEK<br>SPRINGS | WEISER RIVER<br>BEAR CREEK |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 03/01 to 11/15          | 0.800 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.800 CFS             |                      |

Location of Point(s) of Diversion

|                   |                 |                                 |
|-------------------|-----------------|---------------------------------|
| BEAR CREEK        | NE1/4NW1/4SW1/4 | Sec. 29, Twp 11N, Rge 03W, B.M. |
| WASHINGTON County |                 |                                 |
| SPRINGS           | NW1/4SE1/4NE1/4 | Sec. 29, Twp 11N, Rge 03W, B.M. |
| WASHINGTON County |                 |                                 |
| SPRINGS           | NE1/4SE1/4NW1/4 | Sec. 29, Twp 11N, Rge 03W, B.M. |
| WASHINGTON County |                 |                                 |
| BEAR CREEK        | NW1/4NW1/4SE1/4 | Sec. 29, Twp 11N, Rge 03W, B.M. |
| WASHINGTON 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 |        |
| 11N | 03W | 29  |    |    |    |    | .6 | 8.5 | 22.0 | 7.5 |    |    | 4.0 |    |    |    |    |    | 42.6   |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-2074 V1

|            |     |     |      |     |      |
|------------|-----|-----|------|-----|------|
| 11N 03W 30 | 1.2 | 7.0 | 11.0 | 3.1 | 22.3 |
|------------|-----|-----|------|-----|------|

Total Acres: 64.9

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. K06 This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.

Remarks:Comments:

1. segbert 4/15/2004 POD

Comment: There are 2 pods on the license and 4 on the claim. I digitized the 4 on the claim.

2. segbert 4/15/2004 POU

Comment: POU for license and claim are different. The shape was made according to the claim.

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: AND

Water District Number:

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:

| Element       | Last Reviewed Date   | Reviewer | Last Verified Date | Verifier | Status |
|---------------|----------------------|----------|--------------------|----------|--------|
| Priority Date | 4/15/2004 7:32:00 AM | segbert  |                    |          | Active |
| POD           | 4/15/2004 8:02:44 AM | segbert  |                    |          | Active |
| Source        | 4/15/2004 9:06:01 AM | segbert  |                    |          | Active |
| POU           | 4/15/2004 9:11:00 AM | segbert  |                    |          | Active |
| Use           | 4/15/2004 9:15:38 AM | segbert  |                    |          | Active |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-2074 V1

|               |                       |            |        |
|---------------|-----------------------|------------|--------|
| Season        | 4/15/2004 9:20:40 AM  | segbert    | Active |
| Quantity      | 4/15/2004 9:21:59 AM  | segbert    | Active |
| Season        | 6/1/2004 1:26:38 PM   | mcase      | Active |
| Contacts      | 12/28/2005 1:55:31 PM | mvanbussum | Active |
| Priority Date | 12/28/2005 1:56:54 PM | mvanbussum | Active |
| POD           | 12/28/2005 2:18:12 PM | mvanbussum | Active |
| Source        | 12/28/2005 2:27:19 PM | mvanbussum | Active |
| Use           | 12/28/2005 2:28:23 PM | mvanbussum | Active |
| Season        | 12/28/2005 2:29:33 PM | mvanbussum | Active |
| Quantity      | 12/28/2005 2:39:26 PM | mvanbussum | Active |
| POU           | 12/28/2005 2:44:20 PM | mvanbussum | Active |
| Summary       | 12/28/2005            | mvanbussum | Active |

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                                                                                                                                                                                                                                                                  |
|----------------|------------------------|-----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POD            | 4/15/2004 8:01:59 AM   | segbert         | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                            |
| POD            | 4/15/2004 8:02:45 AM   | segbert         | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a POD?<br>(No) 5. Can the claimed POD be verified using the water right file?<br>(No) 6. Is there evidence that there has been a change in the POD?                                                                                                                                                                         |
| POU            | 4/15/2004 9:11:02 AM   | segbert         | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2a. Is the POU required?<br>(Yes) 5. Does the Decree or License have a POU?<br>(No) 6. Can the claimed POU be verified using the water right file?<br>(No) 7. Is there evidence that there has been a change in the POU?<br>Description for Question 13 - True                                                                                                 |
| Priority Date  | 4/15/2004 7:32:01 AM   | segbert         | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(Yes) 4. Is the basis of claim decree or license?<br>(Yes) 5. Does the decree or license have a Priority Date?<br>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required? |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-2074 V1

|          |                        |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|----------|------------------------|----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Use      | 4/15/2004 9:15:40 AM   | segbert  | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a Purpose of Use?<br>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Season   | 4/15/2004 9:20:42 AM   | segbert  | (Yes) 1. Is the basis of claim Decree or License?<br>(No) 4. Does the Decree or License have a Period of Use?<br>(No) 6. Is there evidence that there has been a change in the Period of Use?<br>(No) 12. Does the file contain all the necessary information to verify the Period of Use?<br>(Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?<br>(Yes) 14. Is irrigation claimed as a Purpose of Use?<br>(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? |
| Quantity | 4/15/2004 9:22:01 AM   | segbert  | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?<br>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?<br>(No) 8. Does the parent right have an annual diversion volume limit?<br>(No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?<br>(No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?                                                                                                                                          |
| POD      | 4/15/2004 7:57:50 AM   | segbert  | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Source   | 4/15/2004 9:06:03 AM   | segbert  | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a source?<br>(Yes) 5. Can the claimed source be verified using the water right file?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| POD      | 4/15/2004 7:54:03 AM   | segbert  | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| POD      | 4/15/2004 7:59:31 AM   | segbert  | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| POU      | 12/31/2003 10:53:57 AM | awarntje | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| POU      | 12/31/2003 11:03:12 AM | awarntje | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| POU      | 12/31/2003 11:12:49 AM | awarntje | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| POU      | 12/31/2003 11:19:34 AM | awarntje | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| POU      | 12/31/2003 11:23:42 AM | awarntje | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-2074 V1

|          |                       |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|----------|-----------------------|------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Season   | 6/1/2004 1:26:38 PM   | mcase      | (Yes) 1. Is the basis of claim Decree or License?<br>(No) 4. Does the Decree or License have a Period of Use?<br>(No) 6. Is there evidence that there has been a change in the Period of Use?<br>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?<br>(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?<br>(Yes) 15. Is irrigation claimed as a Purpose of Use? |
| Contacts | 12/28/2005 1:55:33 PM | mvanbussum | (No) 1. Do you want to schedule an appointment?<br><br>Comment for 1: Desktop review.                                                                                                                                                                                                                                                                                                                                                                                                                      |
| POU      | 12/28/2005 2:14:11 PM | mvanbussum | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POD      | 12/28/2005 2:18:14 PM | mvanbussum | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a POD?<br>(Yes) 5. Can the claimed POD be verified using the water right file?<br>(No) 10. Is a POD remark and/or condition required?                                                                                                                                                                                                                                                                 |
| General  | 12/28/2005 1:56:56 PM | mvanbussum | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(Yes) 4. Is the basis of claim decree or license?<br>(Yes) 5. Does the decree or license have a Priority Date?<br>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required?                                                                           |
| POU      | 12/28/2005 2:14:40 PM | mvanbussum | Updated PLS for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Use      | 12/28/2005 2:28:25 PM | mvanbussum | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a Purpose of Use?<br>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?<br>(No) 13. Is a Purpose of Use remark and/or condition required?                                                                                                                                                                                                                                |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-2074 V1

|          |                       |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|----------|-----------------------|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POU      | 12/28/2005 2:44:22 PM | mvanbussum | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 2a. Is the POU required?</p> <p>(Yes) 5. Does the Decree or License have a POU?</p> <p>(No) 6. Can the claimed POU be verified using the water right file?</p> <p>(Yes) 7. Is there evidence that there has been a change in the POU?</p> <p>(Yes) 8. Can the claim be verified as an accomplished transfer?</p> <p>(Yes) 13. Does the file contain all the necessary information to verify the POU?</p> <p>(Yes) 14. Is a POU remark and/or condition required?</p> <p>Description for Question 8 - Recommended as PPU through historical practice. MVB 12-28-2005</p> <p>Description for Question 13 - Contact with claimant and aerial photography.</p> |
| Source   | 12/28/2005 2:27:21 PM | mvanbussum | <p>(Yes) 1. Is the basis of claim Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a source?</p> <p>(Yes) 5. Can the claimed source be verified using the water right file?</p> <p>(No) 11. Is a Source remark and/or condition required?</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Season   | 12/28/2005 2:29:35 PM | mvanbussum | <p>(Yes) 1. Is the basis of claim Decree or License?</p> <p>(No) 4. Does the Decree or License have a Period of Use?</p> <p>(No) 6. Is there evidence that there has been a change in the Period of Use?</p> <p>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?</p> <p>(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?</p> <p>(Yes) 15. Is irrigation claimed as a Purpose of Use?</p> <p>(No) 18. Is a Period of Use remark and/or condition required?</p>                                                                                                                          |
| Quantity | 12/28/2005 2:39:28 PM | mvanbussum | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?</p> <p>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?</p> <p>(No) 8. Does the parent right have an annual diversion volume limit?</p> <p>(No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?</p> <p>(No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?</p> <p>(No) 12. Is a Quantity remark or condition required?</p>                                                                                                              |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-2074 V1

|         |                       |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|---------|-----------------------|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Summary | 12/28/2005 3:39:23 PM | mvanbussum | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?<br>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?<br>(No) 5. Does this right have any combined use limits with other rights?<br>(Yes) 6. Is an additional remark and/or condition required?<br>(Yes) 7. Would you like to view the recommended right?<br>(No) 8. Is this a split or combined right?<br>(No) 9. Do you have documents you would like to attach or link to the file?<br>(Yes) 10. Would you like to set the verification date? |
|---------|-----------------------|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

Water Supply Bank:

12/28/2005

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

RIGHT NUMBER: 67-2074

NAME AND ADDRESS: MARY LOUISE PURCELL  
2264 WEISER RIVER RD  
WEISER ID 83672

FRANK ROBERT CHRESTESEN  
2264 WEISER RIVER RD  
WEISER ID 83672

MICHAEL CRAIG CARPENTER  
2264 WEISER RIVER RD  
WEISER ID 83672

SOURCE: BEAR CREEK  
SPRINGS

TRIBUTARY: WEISER RIVER  
TRIBUTARY: BEAR CREEK

QUANTITY: 0.800 CFS

PRIORITY DATE: 06/21/1912

POINT OF DIVERSION:

T11N R03W S29 NWSENE Within WASHINGTON County  
T11N R03W S29 NESENW Within WASHINGTON County  
T11N R03W S29 NENWSW Within WASHINGTON County  
T11N R03W S29 NWNWSE Within WASHINGTON County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

IRRIGATION

PERIOD OF USE

03/01 11/15

QUANTITY

0.800 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T11N R03W S29 | NENW | 0.6  | T11N R03W S29 | NWNW | 8.5  |
| T11N R03W S29 | SWNW | 22.0 | T11N R03W S29 | SENW | 7.5  |
| T11N R03W S29 | NWSW | 4.0  | T11N R03W S30 | SWNE | 1.2  |
| T11N R03W S30 | SENE | 7.0  | T11N R03W S30 | NESE | 11.0 |
| T11N R03W S30 | NWSE | 3.1  |               |      |      |

64.9 ACRES TOTAL

This right is limited to the irrigation of 40 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.

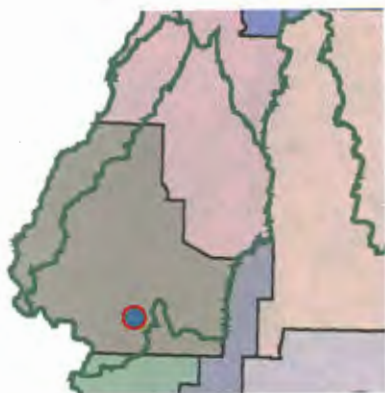
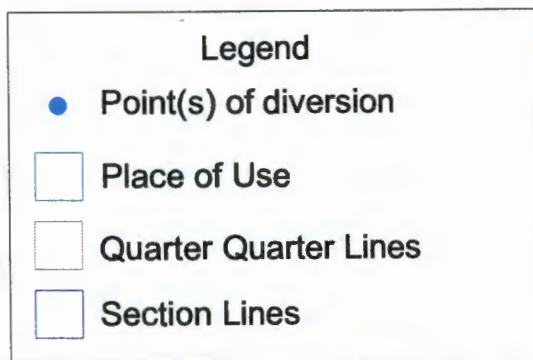
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

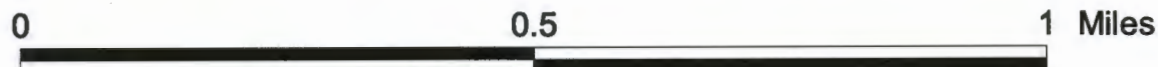


# Idaho Department of Water Resources

Adjudication Claim Number: **67-2074**



Total Irrigated Acres: 40



Prepared by M. Van Bussum  
On Wednesday, December 28, 2005  
1987 Aerial Photography

RECEIVED

AUG 26 2005

Department of Water Resources

Frank R. "Bud" Chrestesen  
2264 Weiser River Road  
Weiser, Idaho 83672  
208-549-1457

August 25, 2005

Monica P. Van Bussum  
Water Resource Agent/GIS Technician  
Adjudication Bureau  
DEPARTMENT OF WATER RESOURCES  
Post Office Box 83720  
Boise, Idaho 83720-0098

Re: Snake River Basin Adjudication (SRBA) Claim 67-02074

Dear Monica:

In response to your letter of April 17, 2005, enclosed please my affidavit duly signed before a notary public as evidence of the permissible place of use for the above claim. In a telephone conversation with Jacque Wray, you indicated that this would be sufficient to establish the PPU.

Permit No. 8626 was approved on September 7, 1912, covering the use of .80 cfs of water on 40 acres located the following described property:

T11N R03W S29 NWSW, SENW, NWNW, SWNW and  
T11N R03W S30 NESE

The filing made by my uncle, Clarence Chrestesen, in 1987 added the following described property for use of the .80 cfs:

T11N R03W S30 SWNE, NWSE, SENW

If there is any additional information you require, please do not hesitate to get in touch with me.

Sincerely,

*Frank R. Chrestesen*

Frank R. ("Bud") Chrestesen

Encl.

SCANNED

AUG 30 2005

AFFIDAVIT

STATE OF IDAHO                     )  
                                              : ss.  
COUNTY OF WASHINGTON        )

COMES NOW, FRANK ROBERT CHRESTESEN, under oath, depose and state as follows:

That I am one of the applicants in the Notice Of Claim to a Water Right, 67-14549 filed with the Department of Water Resources of the State of Idaho;

That the real property described for the point of diversion and place of use for the claim has been owned by my grandfather, Chris Chrestesen, since prior to 1914. That the property has been in my family continuously since that time, having been passed down through the estates of my father, mother and uncle. That the applicants to said claim to a water right are the current owners of such property.

That during my lifetime, I have resided on this property off and on my entire life and have lived there continuously since 1981. During those times when I was not residing there, I visited the property from time to time and helped with irrigating the fields.

I am personally aware that the lands described as the place of use in Notice of Claim to a Water Right #67-2074 have been irrigated prior to 1987. As indicated in the application, the right is for 40 acres of irrigation and is not used for more than 40 acres in any one year. The 40 acres being irrigated vary within the described 71 acres depending on the crops planted that particular year, but in no event is it used on more than the 40 acres in any given year.

Dated this 25 day of August, 2005.

Frank Robert Chrestesen  
Frank Robert Chrestesen

SUBSCRIBED AND SWORN to before me, this 25<sup>th</sup> day of August, 2005.

Nicki Davies  
Notary Public  
Residing at Weiser, Idaho  
My commission expires 12/18/09



SCANNED

AUG 30 2005

**CONVERSATIONAL MEMORANDUM**

To: File

From: Monica Van Bussum

Date: 24 August 2005

RE: SRBA claim 67-02074

This memo is to serve as a record of my conversation with Jackie Wray this afternoon. Jackie has been in touch with Bud Chrestesen (Frank Robert Chrestesen on the claim) regarding the letter I sent about 67-02074. She said there is an affidavit on the way explaining the PPU.

During the conversation, Jackie mentioned some of Bud's family tree. The licensee, Chresten Chrestesen (aka Chris Chrestesen) had two boys, Clarence and Chris (hereafter Chris II). Chris II married Martha and had three children. Bud was one of those children. After Chris II died, Clarence then married Martha. When Clarence and Martha died, they left different proportions of the property to their descendants. Bud owns approximately 8/15 of the property. Mary Louise Purcell is Bud's sister and Michael Craig Carpenter is the son of a deceased sister of Bud and Mary Louise's.

August 17, 2005

67-02074

FRANK ROBERT CHRESTESEN  
MARY LOUISE PURCELL  
MICHAEL CRAIG CARPENTER  
2264 WEISER RIVER RD  
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA) Claim 67-02074

Dear Claimants:

The Idaho Department of Water Resources is currently in the process of reviewing SRBA claims filed in basin 67. In my review, I find I need additional information regarding the above-referenced claim. SRBA claim 67-02074 is based on a license issued in 1914 for 0.80 cfs and 40 acres. You claim 71 acres and 0.80 cfs with a note that only 40 acres is irrigated in a single year. We call this a permissible place of use (PPU). In order to recommend this as a PPU, I need some evidence the PPU was established prior to 1987. In other words, you need to furnish evidence that the acreage not licensed in 1914 was irrigated prior to 1987. For your reference, I have included the IDWR Evidence of Priority pamphlet, which lists some possible sources for the evidence I require.

Please submit, in writing, confirmation of your place of use by **September 1, 2005, referencing all documents with the corresponding Notice number.** Failure to provide the requested evidence could result in IDWR recommending the acreage as defined by license 67-02074. If you have any questions not answered by this letter, please feel free to contact me at (208) 287-4907.

Respectfully submitted,

Monica P. Van Bussum  
Water Resource Agent/GIS Technician  
Adjudication Bureau

Enclosure: Notice of Claim 67-02074

## Van Bussum, Monica

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**From:** Fritschle, Carter  
**Sent:** Thursday, July 21, 2005 4:46 PM  
**To:** Saxton, Craig  
**Cc:** Van Bussum, Monica  
**Subject:** RE: Claimed PPU

Craig,

We do approve transfers for this very thing (some very recently in Basin 37 that I am familiar with). So, as long as it can be shown the PPU was established prior to 1987, we can recommend it. My guess is that we will eventually be monitoring fields by satellite, so we will be able to spot people that violate their acre limit within the PPU.

And, if they are irrigating more than 40 acres in any given year; then yes, they should have an enlargement claim to go with the license.

Carter

-----Original Message-----

**From:** Saxton, Craig  
**Sent:** Thursday, July 21, 2005 3:55 PM  
**To:** Fritschle, Carter  
**Cc:** Van Bussum, Monica  
**Subject:** Claimed PPU

Hey Carter.

Monica found a claim based on a license where the license was for 0.8 cfs and 40 acres. They claimed 0.8 cfs and something like 72 acres. Then in remarks it says that only 40 acres are irrigated in a particular season. But they move it around from 40 to 40. Could a PPU be established through historical use? My understanding was that we frowned upon this because people would just irrigate the 72 acres anyway. What do you think? Enlargement claim?

Thanks,

Craig

County, Washington  
Stream, Bear Creek and tributary springs.  
Amount, 4/5 sec. ft.  
Use, irrigation  
Priority, June 21, 1912

## STATE OF IDAHO

Water License No. 8628

WHEREAS, On the 21st day of June, A. D. 1912,

Chresten A. Chrestensen

of Weiser, County of Washington, State of Idaho, duly made application (No. 12648) to me for a permit to use 4/10 of 1 cubic foot per second of the waters of Bear Creek and 1/10 of 1 cubic foot per second of the waters of tributary springs

County of Washington, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 7th day of September, A. D. 1912, Permit No. 8628 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 7th day of September, A. D. 1915, and for the application to beneficial use of said water on or before the 7th day of September, A. D. 1917, and,

WHEREAS, On the 20th day of December, A. D. 1913,

Chresten A. Chrestensen

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 4/5 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 8628 dated January 23, 1914, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 4/5 of 1 cubic foot per second of said water, with date of priority of June 21, 1912, and

WHEREAS, On the 7th day of March, A. D. 1914,

Chresten A. Chrestensen

the holder of said permit, duly made proof of the application to beneficial use of 4/5 of 1 cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to Chresten A. Chrestensen

of Weiser, County of Washington, State of Idaho, the holder and owner of said Permit No. 8628, a perpetual right, dating from June 21, 1912, to the use of 7/10 of 1 cubic foot per second of the waters of Bear Creek and 1/10 of 1 cubic foot per second of the waters of tributary springs,

in the County of Washington and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the NE Cor. of SE $\frac{1}{4}$  of NW $\frac{1}{4}$  and NE Cor. of NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 29, T. 11 N., R. 3 W. B. M.,

and conducted to and upon 40 acres, divided as follows: 10 acres in SE $\frac{1}{4}$  NW $\frac{1}{4}$ , 5 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$ , 15 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$ , 5 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$ , Sec. 29, and 5 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Sec. 30, T. 11 N., R. 3 W. B. M.

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

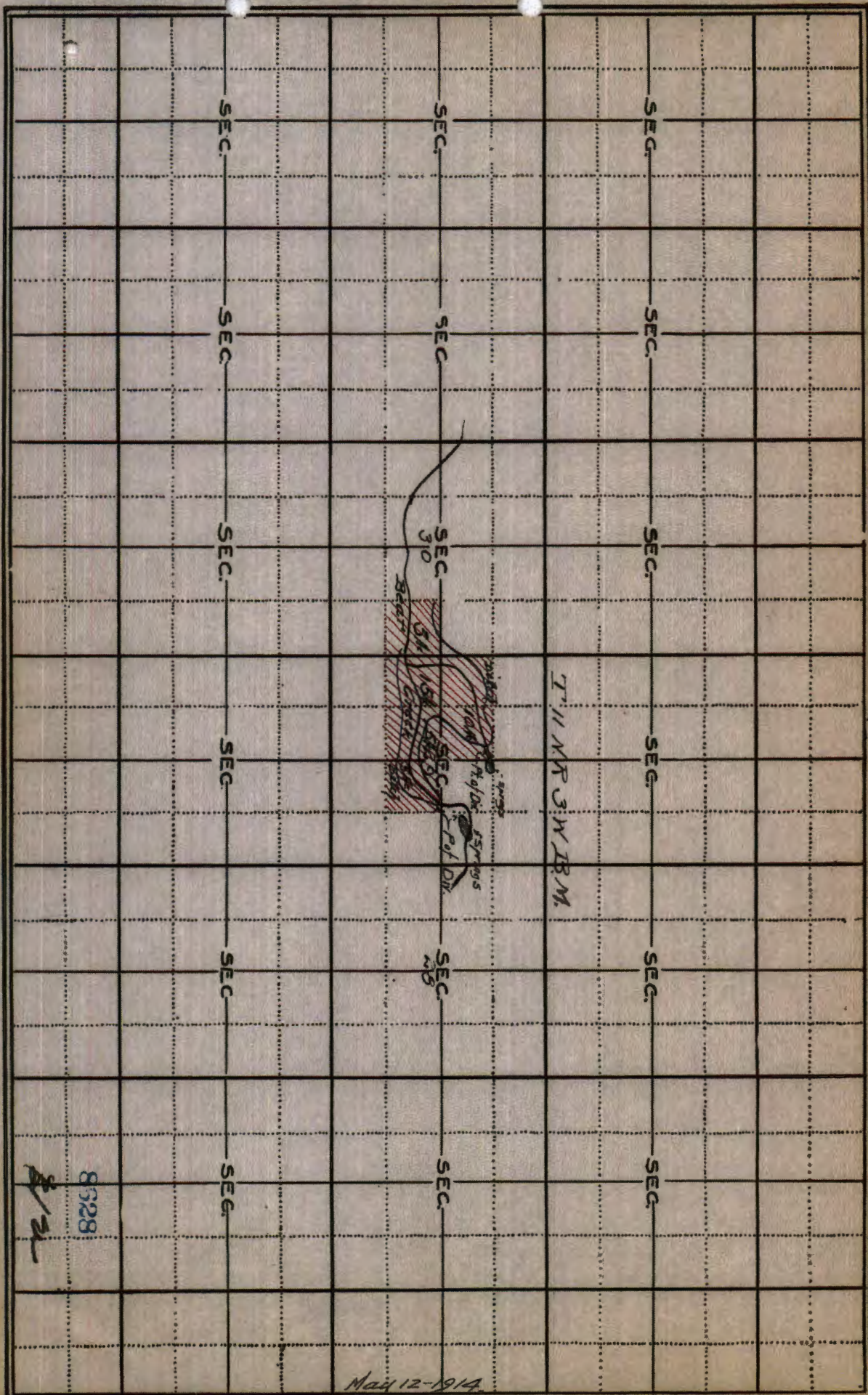
WITNESS, My hand and the seal of my office at Boise, Idaho, this 5th day of June A. D., nineteen hundred and fourteen.

F. P. KING

(Seal)

State Engineer.

Name of Applicant *Chrasten A Christensen* Per. No *8628*



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

Printed and for sale by the Statesman Shop, Boise, Idaho.

**Priority Date Data Entry Form**

Claim Number 67-2074

Claimed Priority Date: 6/21/1912

Claimed Basis: License

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

Water Right Priority Date: 6/21/1912

Water Right Basis: License

Recommended Priority Date \_\_\_\_

Recommended Basis \_\_\_\_\_

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

as licensedReviewer: MVBDate: 12-28-05

**Point of Diversion and Source Data Entry Form**

Claim Number 67-2074

## Claimed Point of Diversion and Source

T11N R03W S29 NWSNE Within WASHINGTON County Source: SPRINGS BEAR CREEK

T11N R03W S29 NESENW Within WASHINGTON County Source: SPRINGS BEAR CREEK

T11N R03W S29 NENWSW Within WASHINGTON County Source: BEAR CREEK WEISER RIVER

T11N R03W S29 NWNWSE Within WASHINGTON County Source: BEAR CREEK WEISER RIVER

☒ Use Claimed POD and Source as Recommended POD and Source

## Water Right Point of Diversion and Source

## 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? none

Document how the POD and Source were verified:

license, imagery, large map in claimReviewer: MVBDate: 12-28-05

## Place Of Use Data Entry Form

Claim Number 67-2074

## Claimed Place Of Use

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T11N R03W S29 | NWNW | 5.0  | T11N R03W S29 | SWNW | 21.0 |
| T11N R03W S29 | SENW | 10.0 | T11N R03W S29 | NWSW | 5.0  |
| T11N R03W S30 | SWNE | 8.0  | T11N R03W S30 | SENE | 10.0 |
| T11N R03W S30 | NESE | 10.0 | T11N R03W S30 | NWSE | 2.0  |

Total Acres 71

☐ Use Claimed POU as Recommended POU

## Water Right Place Of Use

|               |      |      |               |      |     |
|---------------|------|------|---------------|------|-----|
| T11N R03W S29 | SENW | 10.0 | T11N R03W S29 | NESW | 5.0 |
| T11N R03W S29 | NWSW | 15.0 | T11N R03W S29 | NWSE | 5.0 |
| T11N R03W S30 | NESE | 5.0  |               |      |     |

Total Acres 40

## Recommended Place of Use

See corrections to claimed POU above

| Twp | Rge | Sec | QQ | Q    | County | Lot Num | Acres       | Purpose of Use |
|-----|-----|-----|----|------|--------|---------|-------------|----------------|
|     |     |     | N  | ENW  |        |         | 0.6         | irrigation     |
|     |     |     | N  | WNW  |        |         | 8.5         |                |
|     |     |     | S  | WNW  |        |         | 22          |                |
|     |     |     | S  | ENW  |        |         | 7.5         |                |
|     |     |     | S  | ENE  |        |         | 7           |                |
|     |     |     | S  | NESE |        |         | 11          |                |
|     |     |     | S  | NWSE |        |         | 3.1         |                |
|     |     |     | S  | NWSW |        |         | 4.0         |                |
|     |     |     | S  | WNE  |        |         | 1.2         |                |
|     |     |     |    |      |        |         | 65          |                |
|     |     |     |    |      |        |         | Total Acres |                |

Document how the POU was verified:

map in claim, aerial photo

POU limited to 40 acres ~~within~~ within permissible place of use.

Reviewer:

MVB

Date:

12-28-05

## Purpose of Use Data Entry Form

Claim Number 67-2074

## 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:

imagery, license

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Reviewer:

MVB

Date:

12-28-05

## Period of Use and Quantity Data Entry Form

Claim Number 67-2074

## Claimed Period of Use and Diversion Rate

| Water Use  | Start | End   | Rate | Volume |
|------------|-------|-------|------|--------|
| IRRIGATION | 3/15  | 11/15 | 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 |
|------------|-------|-------|----------|--------|
| Irrigation | 3/1   | 11/15 | 0.80 cfs | N/A    |
|            |       |       |          |        |
|            |       |       |          |        |

Overall Diversion Rate \_\_\_\_\_

Overall Diversion Volume \_\_\_\_\_

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

IDWR standardDiversion rate rec'd as licensed.Reviewer: MVBDate: 12-28-2005

## Contacts Data Entry Form

Claim Number: 67-2074

| Owner Type     | Full Name                  | Address                 | City   | State | Zip   | Phone |
|----------------|----------------------------|-------------------------|--------|-------|-------|-------|
| Original Owner | CLARENCE C<br>CHRESTESEN   | 2264 WEISER RIVER<br>RD | WEISER | ID    | 83672 |       |
| Current Owner  | MARY LOUISE PURCELL        | 2264 WEISER RIVER<br>RD | WEISER | ID    | 83672 |       |
| Current Owner  | FRANK ROBERT<br>CHRESTESEN | 2264 WEISER RIVER<br>RD | WEISER | ID    | 83672 |       |
| Current Owner  | MICHAEL CRAIG<br>CARPENTER | 2264 WEISER RIVER<br>RD | WEISER | ID    | 83672 |       |

Date of Field Exam: \_\_\_\_\_ Time: \_\_\_\_\_

Accompanied By: \_\_\_\_\_ Phone Number: \_\_\_\_\_

Relationship to Claimant: \_\_\_\_\_

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

info. okay

Reviewer: MVBDate: 12-28-05

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 67-2074  
Date Received: 10/17/1989  
Receipt No: C012257  
Received By:

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

1. Name of Claimant(s)

MARY LOUISE PURCELL Phone: (208)549-1457

2264 WEISER RIVER RD  
WEISER ID USA 83672

FRANK ROBERT CHRESTESEN Phone: (208)549-1457

2264 WEISER RIVER RD  
WEISER ID USA 83672

MICHAEL CRAIG CARPENTER Phone: (208)549-1457

2264 WEISER RIVER RD  
WEISER ID USA 83672

2. Date of Priority: 06/21/1912

3. Source: BEAR CREEK , SPRINGS , SPRINGS , BEAR CREEK Trib. to: WEISER RIVER ,  
BEAR CREEK , BEAR CREEK , WEISER RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 | of 1/4 | of 1/4 | Lot | County     | Type |
|----------|-------|---------|-----|--------|--------|-----|------------|------|
| 11N      | 03W   | 29      | NE  | NW     | SW     |     | WASHINGTON |      |
| 11N      | 03W   | 29      | NW  | SE     | NE     |     | WASHINGTON |      |
| 11N      | 03W   | 29      | NE  | SE     | NW     |     | WASHINGTON |      |
| 11N      | 03W   | 29      | NW  | NW     | SE     |     | WASHINGTON |      |

5. Description of diverting works:

DIRT DIV. DAM FROM CREEK (2), CANAL; NATURAL FLOW FROM SPRINGS

6. Water is used for the following purposes:

Purpose  
IRRIGATION

From To C.F.S.  
3/15 11/15 0.8

(or) A.F.A

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 |
|---------------|-------|---------|------------|-----|------------|-------|
| 11N           | 03W   | 29      | NW         | SW  | IRRIGATION | 5     |
|               |       |         | SE         | NW  | IRRIGATION | 10    |
|               |       |         | NW         | NW  | IRRIGATION | 5     |
|               |       |         | SW         | NW  | IRRIGATION | 21    |
| Section Acres |       |         |            |     |            | 41    |
| 11N           | 03W   | 30      | SW         | NE  | IRRIGATION | 8     |
|               |       |         | NE         | SE  | IRRIGATION | 10    |
|               |       |         | NW         | SE  | IRRIGATION | 2     |
|               |       |         | SE         | NE  | IRRIGATION | 10    |
| Section Acres |       |         |            |     |            | 30    |
| Total Acres   |       |         |            |     |            | 71    |

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:

THIS RIGHT IS FOR 40 ACRES OF IRRIGATION AND IS NOT USED FOR MORE THAN 40 ACRES IN ANY IRRIGATION SEASON; HOWEVER, THOSE 40 ACRES MAY VARY WITHIN THE DESCRIBED 71 ACRES.

2 POINTS OF DIVERSION WITH DIVERSION DAMS ON THE CREEK (SEE MAP). SEVERAL SPRINGS LOCATED WITHIN NESENW AND NWSWNE, SEC. 29.

15. Basis of Claim: License

\$121

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: A67-02074

Date Received: 10-16-89

Receipt No: C012757

Received By: D. Keathley

rat

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

RECEIVED

OCT 16 1989

Department of Water Resources

1. Name: CLARENCE C. CHRESTESEN  
Address: 2264 WEISER RIVER ROAD  
WEISER, ID

83672

2. Date of Priority: JUN 21, 1912

3. Source: BEAR CREEK  
SPRINGS

Trib. to: WEISER RIVER  
BEAR CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County     |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 11N      | 03W   | 29      | NW     | SE     | NE     | 5   | WASHINGTON |
|          |       |         | NE     | SE     | NW     | 5   | WASHINGTON |
|          |       |         | NE     | NW     | SW     | 6   | WASHINGTON |
|          |       |         | NW     | NW     | SE     | 6   | WASHINGTON |

5. Description of diverting works:

DIRT DIV. DAM FROM CREEK (2), CANAL; NATURAL FLOW FROM SPRINGS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.800  |      |        |

7. Total Quantity Appropriated is:

0.800 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

213.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A67-02074

Page

1

Date: 10/11/89

SCANNED  
MAY 10 2004

MICROFILMED

OCT 01 1992

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 11N      | 03W   | 29      | NW     | NW  |     | IRR           | 5.0   |
|          |       |         | SW     | NW  |     | IRR           | 21.0  |
|          |       |         | SE     | NW  |     | IRR           | 10.0  |
|          |       |         | NW     | SW  |     | IRR           | 5.0   |
|          |       |         |        |     |     | Section Acres | 41.0  |
|          |       | 30      | SW     | NE  |     | IRR           | 8.0   |
|          |       |         | SE     | NE  |     | IRR           | 10.0  |
|          |       |         | NE     | SE  |     | IRR           | 10.0  |
|          |       |         | NW     | SE  |     | IRR           | 2.0   |
|          |       |         |        |     |     | Section Acres | 30.0  |
|          |       |         |        |     |     | Total Acres   | 71.0  |

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:  
NONE

14. Remarks:

THIS RIGHT IS FOR 40 ACRES OF IRRIGATION AND IS NOT USED FOR MORE THAN 40 ACRES IN ANY IRRIGATION SEASON; HOWEVER, THOSE 40 ACRES MAY VARY WITHIN THE DESCRIBED 71 ACRES.  
2 POINTS OF DIVERSION WITH DIVERSION DAMS ON THE CREEK (SEE MAP).  
SEVERAL SPRINGS LOCATED WITHIN NESENW AND NWSWNE, SEC. 29.

15. Basis of Claim: LICENSE  
Water Right Number: 8628

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: 4

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): Clarence C. Christensen Date: 10, 13, 89  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Washington ) SS.

Subscribed and sworn (or affirmed) before me this 13<sup>th</sup> day  
of OCTOBER 19 89 Juan T. Burton  
Notary Public

Seal

Residing at Wenatchee  
My Commission Expires Sept 27, 1992



Old (D) Number - 8628

State- ID Zip-

**MICROFILMED**

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT CLAIMS PROOF READING REPORT  
(REGIONAL)

06/30/89 14:18:05  
Page 2

Water right number - 67-02074

Adj. flag translation: Standard Water Right Number

+ - - - - Conditions of Approval - - - - -  
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +  
00/00/0000

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000  
Approved/Denied - 00/00/0000  
Proof Made Date - 00/00/0000  
Start Work Date - 00/00/0000  
Order Show Cause - 00/00/0000  
Licensed Date - 01/31/1979  
Decree Date - 00/00/0000

Field Exam Made - 00/00/0000  
Protested Date - 00/00/0000  
Hearing Date - 00/00/0000  
Verified Date - 06/03/1985  
Receipt Number -  
Appl Received - 00/00/0000

Field Exam Fee -  
Swan Falls -  
Temporary Right - P  
DLE/Carey Act -  
Water District -  
Transfer/Amended -

MICROFILMED

OCT 01 1992

4/5/1989

## SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Chrestesen CLAIM IDENT. NO. A67-02074

DATE RECEIVED 10/16/89 CK # CO12257 AMOUNT \$ 121<sup>00</sup>

|                                                                                                                                                                                                                          | YES           | NO       | Required Info? |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|----------|----------------|
| 1. Is the name and address complete with zip code?                                                                                                                                                                       | <u>7</u>      | <u>—</u> | *              |
| 2. Is a priority date entered?<br>Is the priority date acceptable in view of mandatory filing dates?<br>See Adjudication Memos #1 and #4 to determine if a Permit is required.                                           | <u>7</u>      | <u>—</u> | *              |
| 3. (a) Is a source entered?                                                                                                                                                                                              | <u>7</u>      | <u>—</u> | *              |
| (b) Is a tributary to entered? (if required)                                                                                                                                                                             | <u>N/A</u>    | <u>—</u> | *              |
| 4. Is the legal description of the p.d. sufficient?                                                                                                                                                                      | <u>7</u>      | <u>—</u> | *              |
| 5. Is there a description of the diverting works?                                                                                                                                                                        | <u>7</u>      | <u>—</u> | *              |
| 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.              | <u>7</u>      | <u>—</u> | *              |
| Is the period of use included?                                                                                                                                                                                           | <u>7</u>      | <u>—</u> | *              |
| Is a quantity claimed for each use?                                                                                                                                                                                      | <u>7</u>      | <u>—</u> | *              |
| 7. Is a total quantity claimed entered?                                                                                                                                                                                  | <u>7</u>      | <u>—</u> | *              |
| 8. If required is a consumptive use entered?                                                                                                                                                                             | <u>N/A</u>    | <u>—</u> | *              |
| Is the consumptive use correct?                                                                                                                                                                                          | <u>N/A</u>    | <u>—</u> | *              |
| 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. | <u>N/A</u>    | <u>—</u> | *              |
| 10. Is (are) the place(s) of use and purpose(s) indicated?                                                                                                                                                               | <u>7</u>      | <u>—</u> | *              |
| 11. Is (are) the county(ies) entered?                                                                                                                                                                                    | <u>7</u>      | <u>—</u> | *              |
| 12. Is the ownership of p.u. checked?                                                                                                                                                                                    | <u>7</u>      | <u>—</u> | *              |
| 13. Are other water rights listed or "none" indicated?                                                                                                                                                                   | <u>7</u>      | <u>—</u> | *              |
| 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.)                                                                  | <u>N/A</u>    | <u>—</u> | *              |
| 15. Is the basis of the claim indicated?                                                                                                                                                                                 | <u>7</u>      | <u>—</u> | *              |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)                                                                                        | <u>N/A</u>    | <u>—</u> | *              |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.                                                                                           | <u>7</u>      | <u>—</u> | *              |
| 18. Has the claim been signed, sealed, and dated by a notary?                                                                                                                                                            | <u>7</u>      | <u>—</u> | *              |
| 19. Was this claim filed on time, or was an extension granted?                                                                                                                                                           | <u>7</u>      | <u>—</u> | *              |
| 20. Is the fee enclosed correct?                                                                                                                                                                                         | <u>Exempt</u> | <u>—</u> | *              |
| 21. If this claim is based on an existing water right, has the identification number been entered?                                                                                                                       | <u>N/A</u>    | <u>—</u> | *              |
| 22. Should this claim be data entered?                                                                                                                                                                                   | <u>7</u>      | <u>—</u> | *              |

Claim checked by: B Date: 5/17/90Claim must be returned to claimant: — (Yes) — (No)Claimant must be notified of modifications: — (Yes) — (No)

Receipt Prepared by: AS Date: 5/17/90 Checked by: — Date: —  
Claim data entered by: AS Date: 5/17/90  
Sent to claimant by: — Date: —

Comments: —

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OCT 01 1992

BURTON & KROLL

ATTORNEYS AT LAW

P. O. BOX 367

WEISER, IDAHO 83672

IRA T. BURTON  
CHARLES R. KROLL

208 549 1652

October 13, 1989

IDAHO DEPT. OF WATER RESOURCES  
ATTN: Helen Harrington  
1301 N. Orchard  
Boise, ID 83706

RECEIVED  
OCT 16 1989

Re: Water Rights Claims

Department of Water Resources

Dear Helen:

Enclosed for filing please find Notice of Claim to  
A Water Right for the following:

1. James L. Mason (2);
2. Clarence C. Chrestesen (3);
3. Rosemary Wilson (2);
4. Tommy Macomb (2);
5. Blanche A. Beggs (2);
6. Shirley F. Smith (3);
7. L. C. & Myrla Cheney (3); and
8. Myrtle M. Witte & Genevieve L. Witte (1).

If you have any questions concerning these Notices, please  
contact me.

Sincerely yours,

BURTON & KROLL  
*Ira T. Burton*

IRA T. BURTON  
Attorney at Law

ITB:jas  
Enclosure

MICROFILMED..

OCT 01 1992