

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: A37-12746A

Date Received: 1/27/1989

Receipt No: X777777

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JANET LEE ARGYLE 208-879-5570
Address: PO BOX 848
CHALLIS ID 83226

2. Date of Priority: MAR 24, 1883

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	18E	20	SE	SW	NW		BLAINE

5. Description of diverting works:
PUMP, FLOOD IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	08/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	18E	4	SW	SE		IRR	2.0
Section Acres							2.0
Total Acres							2.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:

PORTION OF 37-00577AE DECREE. CLAIMANT SELLING ADDITIONAL WATER
TO ANOTHER PARTY WITH SAME DECREE RIGHTS.
NAME CHANGE MADE 11-1-94 BY TLB.
AMENDED PER TRANSFER 3564.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 6/27/1925

ALBRETHSEN

Decree Plaintiff

WOOD RIVER LAND CO

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For 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: _____

MAY 17, 1995

RECEIVED

MAY 18 1995

Shoshone Water Master

WATER DISTRICT 37 & 37M
P. O. BOX T
SHOSHONE, IDAHO 83352

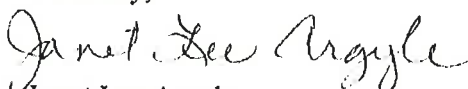
Dear Mr. Peterson,

After receiving this past due statement from you today I thought I had better let you know that I DO NOT own the water right #37-0057 in the Hiawatha Water District any longer. I had applied for an Extension of Time to Avoid Forfeiture for the water right, so that I could sell the right to another party, but my letter from the State denying this Application stated that you indicated in a letter to them that the water right had not been used since 1988. This provided them with cause to deny my extension, due to non-use for 5 years, and lost me the sale of the water right. I have been rather angry over the whole process, as I have made several attempts to straighten this all out, to no avail, even as far as hiring a lawyer and making a trip to Twin Falls to get an error on the original adjudication straightened out. After all the letters back and forth to Boise and Twin Falls, I have just given up and let the State take the water right back.

When I sold the property to Tom & Wendy Johnson in January of 1992, they had no need for the water right so I retained it with the intentions of selling it to someone on the water district that had a use for it. I had sent a letter to Hiawatha Canal Co. earlier but did not receive a reply, so in February of 1994 I sent another letter to Mary Mixer and to Shoshone to you, asking if anyone would like to purchase, I had several interested parties and proceeded in trying to sell the right to John Maine. He had a lawyer in Boise taking care of the sale for him and after much correspondence back and forth with him and with the State of Idaho, I realized that I was kicking a dead horse.

I do not understand the State for not keeping better records of the water rights and notifying the Districts and Canal Companies when a right has been forfeited. Please get this straightened out with the State and take my name off of your water right owners. I would also appreciate it if you would notify the Hiawatha Canal Co. of my forfeiture.

Sincerely,



Janet Lee Argyle

P.O. Box 848

Challis, Idaho 83226

Lot 3 Orrin Estates

02/15/2007

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

RIGHT NUMBER: 37-12746A

NAME AND ADDRESS: JANET LEE ARGYLE
PO BOX 848
CHALLIS ID 83226

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.050 CFS

PRIORITY DATE: 03/24/1883

POINT OF DIVERSION:

T03N R18E S20 SWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
0.050 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T02N R18E S04 SWSE 2.00

2 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 37-577AE.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37, Big Wood River.



Idaho Department of Water Resources

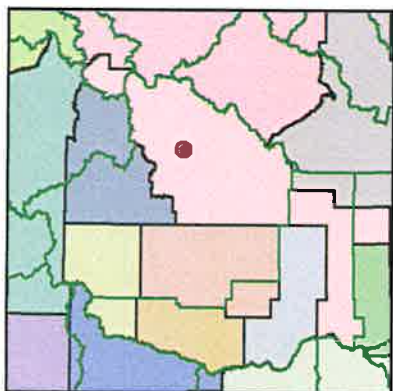
SRBA Recommendation:

37-12746A

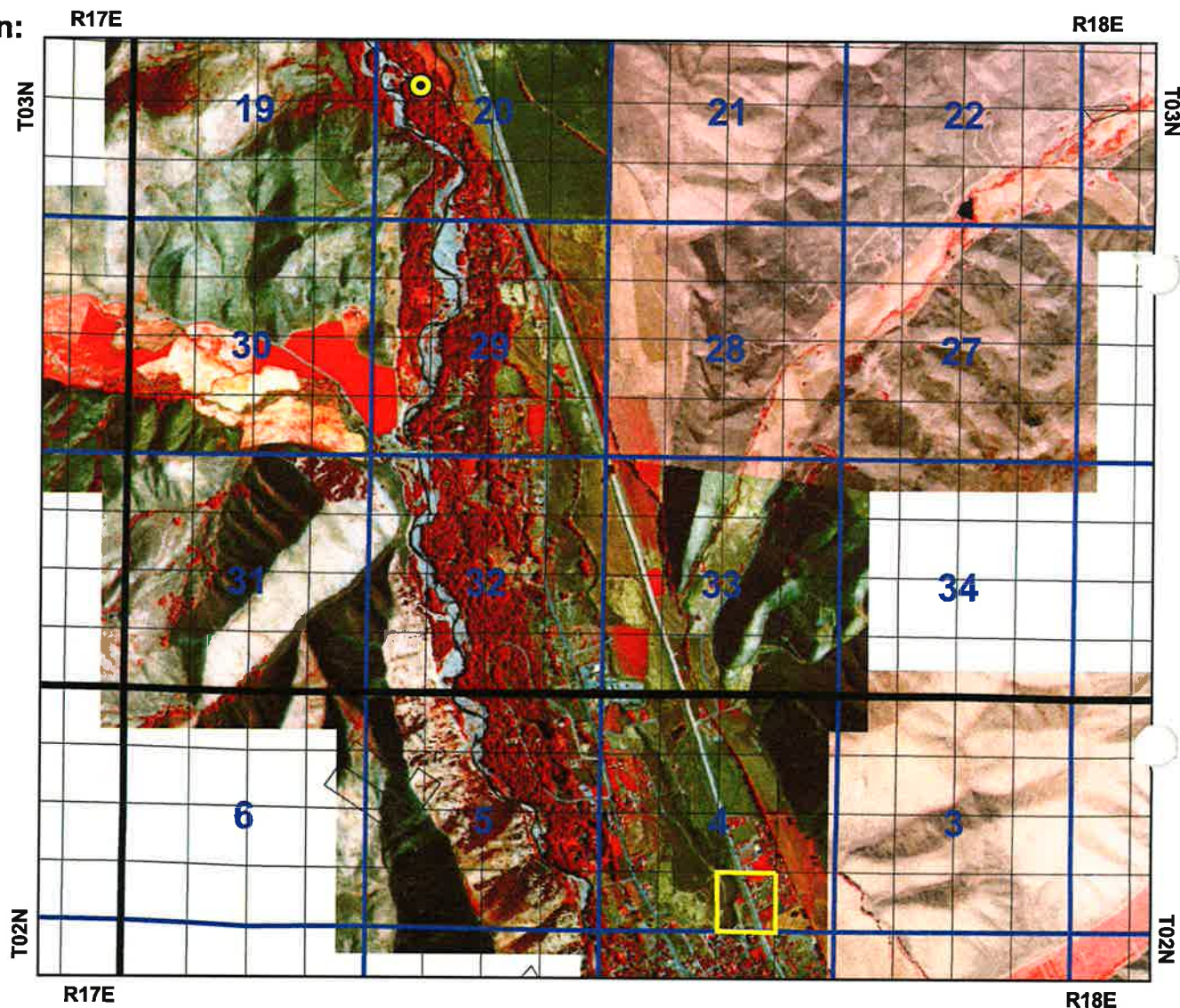
(Irrigation)

Legend

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



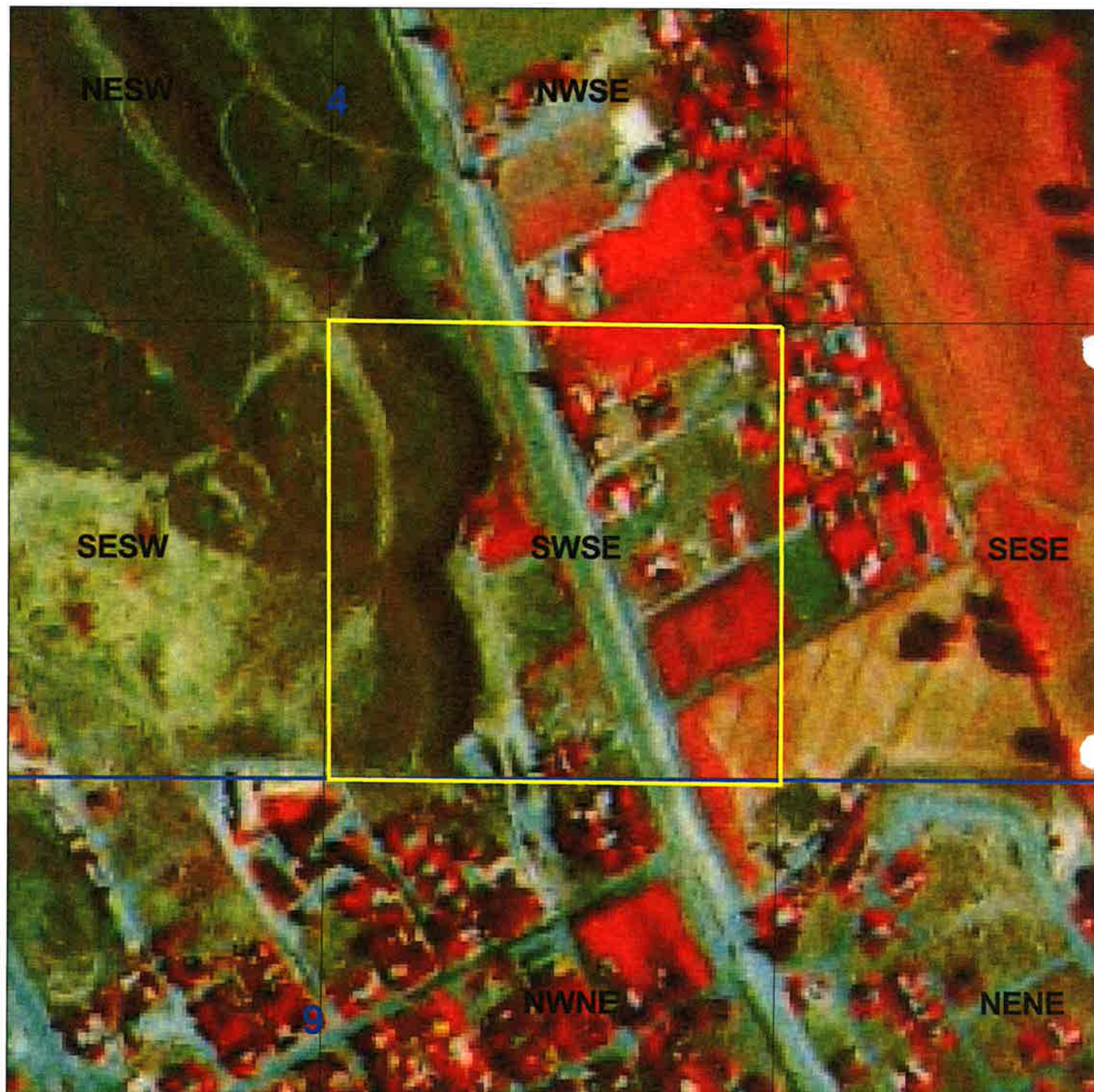
Blaine County
IDWR Basin 37



0 2 4 Miles

Prepared by V. Music
On Thursday, December 21, 2006
1987/88 Aerial Photography

37-12746A



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-12746A V1

WATER RIGHT NUMBER: 37-12746A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JANET LEE ARGYLE PO BOX 848 CHALLIS, ID 83226 (208)879-5570
Original Owner	JANET LEE PO BOX 841 HAILEY, ID 83333 (208)788-2854

Priority Date: 03/24/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 11/15	0.050 CFS	
<u>Total Diversion:</u>		0.050 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

Place of Use

IRRIGATION Within BLAINE County

T02N R18E S04 SWSE 2.0

Total Acres: 2

Conditions of Approval:

1. P21 This right is a split from former right 37-577AE.
2. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37, Big Wood River.
3. 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:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-12746A V1

Comments:

1. SCLELLAN 12/16/1994 COPIED FROM REMARKS

Comment: PORTION OF 37-00577AE DECREE. CLAIMANT SELLING ADDITIONAL WATER TO ANOTHER PARTY WITH SAME DECREE RIGHTS. NAME CHANGE MADE 11-1-94 BY TLB. AMENDED PER TRANSFER 3564. AMENDED PER TRANSFER 3564 THIS PORTION HAS BEEN SPLIT DUE TO THE ABOVE TRANS. SEE MEMO IN FILE OF THIS DATE ON SPLIT ANALYSIS.

2. Vmusic 12/21/2006 POU

Comment: CANNOT FIND PARCEL THAT THIS RIGHT IS APPURTANT TO. NO PHYSICAL ADDRESS OR PARCEL NO IN CLAIM FILE. NO CLAIMANT OF RECORD NAME FOUND IN BLAINE CL TAX LOT INFO. HAD TO USE NOMINAL SHAPE.

3. Vmusic 12/21/2006 BASIS FOR RECOMMENDATION

Comment: RECOMMENDED ALLOWED AS CLAIMED BASED ON WATERMASTER RECORDS THAT STATE WATER CLAIMED HAS BEEN DELIVERED.

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	12/21/2006 9:09:18 AM	Vmusic			Active
Priority Date	12/21/2006 9:09:24 AM	Vmusic			Active
POD	12/21/2006 9:10:32 AM	Vmusic			Active
Source	12/21/2006 9:10:55 AM	Vmusic			Active
POU	12/21/2006 9:11:46 AM	Vmusic			Active
Use	12/21/2006 9:17:37 AM	Vmusic			Active
Season	12/21/2006 9:18:02 AM	Vmusic			Active
Quantity	12/21/2006 9:51:50 AM	Vmusic			Active
Summary			12/21/2006	Vmusic	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	12/21/2006 9:09:18 AM	Vmusic	(No) 1. Do you want to schedule an appointment?
General	12/21/2006 9:09:24 AM	Vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source?
POD	12/21/2006 9:10:33 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree or License?
Source	12/21/2006 9:10:56 AM	Vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-12746A V1

POU	12/21/2006 9:11:47 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	12/21/2006 9:17:38 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Summary	12/21/2006 11:07:29 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Quantity	12/21/2006 9:51:51 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
POU	12/21/2006 9:12:43 AM	Vmusic	Updated shape for Active POU
POD	12/21/2006 9:17:08 AM	Vmusic	Updated shape

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-12746A V1

Season	12/21/2006 9:18:02 AM	Vmusic	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (No) 12. Does the file contain all the necessary information to verify the Period of Use? (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? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
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Water Supply Bank:

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 37-12746A**

12/21/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
183A	Claim	02N	18E	4	SW	SE		IRRIGATION	13/38	BLAINE COUNTY SCHOOL DISTRICT #
298C	Claim	02N	18E	4	SW	SE		IRRIGATION	13/38	BLAINE COUNTY SCHOOL DISTRICT #
334E	Claim	02N	18E	4	SW	SE		IRRIGATION	13/38	BLAINE COUNTY SCHOOL DISTRICT #
177BX	Claim	02N	18E	4	SW	SE		IRRIGATION	13/38	BLAINE COUNTY SCHOOL DISTRICT #
2746A	Claim	02N	18E	4	SW	SE		IRRIGATION	2/2	JANET LEE ARGYLE
14296	Claim	02N	18E	4	SW	SE		IRRIGATION	1.5/1.5	BETTY V MARCROFT
20615	Claim	02N	18E	4	SW	SE		IRRIGATION	2/2	RIGMOR GRABHER
-183	Water Right	02N	18E	4	SW	SE		IRRIGATION		WAYNE CLARK
298A	Water Right	02N	18E	4	SW	SE		IRRIGATION		WAYNE CLARK
334D	Water Right	02N	18E	4	SW	SE		IRRIGATION		WAYNE CLARK
-900	Water Right	02N	18E	4	SW	SE		IRRIGATION		WAYNE CLARK
-904	Water Right	02N	18E	4	SW	SE		IRRIGATION		JOHN DREXLER
-909	Water Right	02N	18E	4	SW	SE		IRRIGATION		FLOYD JOHNSON
20622	Water Right	02N	18E	4	SW	SE		IRRIGATION	0.1/0.8	MORGAN THOMAS
30039	Water Right	02N	18E	4	SW	SE		IRRIGATION		WAYNE CLARK
296A	Claim	02N	18E	4	SW	SE		MUNICIPAL		CITY OF HAILEY
22022	Claim	02N	18E	4	SW	SE		DOMESTIC		TERESE ANN JOHNSON
8808	Water Right	02N	18E	4	SW	SE		DOMESTIC		STEPHEN L DICK
11525	Water Right	02N	18E	4	SW	SE		DOMESTIC		DAVID D MINK
11870	Water Right	02N	18E	4	SW	SE		DOMESTIC		BETTY V MARCROFT

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-12746A

WATER RIGHT NUMBER: 37-12746A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JANET LEE ARGYLE PO BOX 848 CHALLIS, ID 83226 (208)879-5570
Original Owner	JANET LEE PO BOX 841 HAILEY, ID 83333 (208)788-2854

Priority Date: 03/24/1883 ✓
 Basis: Decreed ✓
 Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER ✓	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	5/01 to 8/31	0.050 CFS ✓	
	<u>Total Diversion:</u>	0.050 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SE 1/4 SW 1/4 NW 1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE 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	
02N	18E	4															2.0		2.0 ✓

Total Acres: 2

Conditions of Approval:

1. PORTION OF 37-00577AE DECREE. CLAIMANT SELLING ADDITIONAL WATER TO ANOTHER PARTY WITH SAME DECREE RIGHTS. NAME CHANGE MADE 11-1-94 BY TLB. AMENDED PER TRANSFER 3564.

Remarks:Comments:

Per WM records diversion # 22, Div name: HAWAIIA, "W.T. RILEY" dec. rt.
 delivered per WM records. Rec as claimed ^{canal}
 no tax lot info

Total Acres: 2

Conditions of Approval:

1. FORFEITED/ABANDONED.
2. P14 FORFEITED/ABANDONED: This is included for a claim based on a decree or license that is PROPOSED to be disallowed on the basis that the water right no longer exists because forfeiture of the right by nonuse was confirmed and a defense to forfeiture was not confirmed, or because abandonment of the right was confirmed.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-12746A V1

Comments:

1. SCLELLAN 12/16/1994 COPIED FROM REMARKS

Comment: PORTION OF 37-00577AE DECREE. CLAIMANT SELLING ADDITIONAL WATER TO ANOTHER PARTY WITH SAME DECREE RIGHTS. NAME CHANGE MADE 11-1-94 BY TLB. AMENDED PER TRANSFER 3564. AMENDED PER TRANSFER 3564 THIS PORTION HAS BEEN SPLIT DUE TO THE ABOVE TRANS. SEE MEMO IN FILE OF THIS DATE ON SPLIT ANALYSIS.

2. SCLELLAN 12/19/1994 DISALLOWAL/RECD

Comment: THIS RIGHT HAS BEEN FOUND TO BE UNUSED FROM AT LEAST 1988 TO THE PRESENT DATE.

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: NONE RECEIVED

State or Federal: S

Owner Name Connector:

Water District Number: 37

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:Water Supply Bank:

Water Right Number - R37-12746A

Prefix Translation: RESEARCH

Old (D) Number

VERIFIED BY *jen*

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

*** C - CURRENT OWNER ***
ARGYLE

JANET LEE

1 - PO BOX 848
2 -
3 -
City- CHALLIS
Phone - 208-879-5570

State- ID Zip- 83226

*** O - ORIGINAL OWNER ***
LEE

JANET

1 - PO BOX 841
2 -
3 -
City- HAILEY
Phone - 208-788-2854

State- ID Zip- 83333

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/24/1883 ERROR IN REGION I - DISALLOWED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BIG WOOD RIVER MALAD RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
03N 18E 20 SE SW NW (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 05/01 08/31 0.050

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.050 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
02N 18E 4 SW SE 2.0 01 IRRIGATION (13) BLAINE

Total Acres: 2.0

+ - - Diversion Means - PUMP, FLOOD IRRIG.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
FORFEITED/ABANDONED.

NOV 28 1996

Water right number - R37-12746A

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

3700577AE
A3712746

+ - - - - Conditions of Approval - - - - - +

P04 - FORFEITED/ABANDONED: This is included for a claim based on a
- decree or license that is PROPOSED to be disallowed on the basis
- that the water right no longer exists because forfeiture of the
- right by nonuse was confirmed and a defense to forfeiture was not
- confirmed, or because abandonment of the right was confirmed.

+ - - - - Decree Plaintiff - - - +
ALBRETHSEN

+ - - - - Decree Defendant - - - +
WOOD RIVER LAND CO

+ - Decree Date - +
06/27/1925

+ - - - - -Comments- - - - - +

Date: 12/16/1994 User Id: SCELLELLAN Subject: COPIED FROM REMARKS
PORTION OF 37-00577AE DECREE. CLAIMANT SELLING ADDITIONAL WATER TO ANOTHER PARTY WITH SAME DECREE RIGHTS.
NAME CHANGE MADE 11-1-94 BY TLB. AMENDED PER TRANSFER 3564.
Date: 12/16/1994 User Id: SCELLELLAN Subject: AMENDED PER TRANSFER 3564
THIS PORTION HAS BEEN SPLIT DUE TO THE ABOVE TRANS. SEE MEMO IN FILE OF THIS DATE ON SPLIT ANALYSIS.
Date: 12/19/1994 User Id: SCELLELLAN Subject: DISALLOWAL/RECD
THIS RIGHT HAS BEEN FOUND TO BE UNUSED FROM AT LEAST 1988 TO THE PRESENT DATE.

+ - - Audit Fields - - +

12/19/94 SCELLELLAN

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 06/11/1990	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 12/19/1994	Old Judicial District	-
Claim Received Date	- 01/27/1989	Last Amended Date	- 12/16/1994	Temporary Right	- P
		Receipt Number	- X777777	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

NOV 28 1996

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A37-12746 *A*

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

December 16, 1994 1:04pm

NAME:

NINA @ FIRST AMER. TITLE 726-5688

RE:

LANIER TRANSFER/CLAIM

I CALLED TO INFORM HER THE TRANSFER HAS BEEN APPROVED BUT NOT LISTED ON THE DATABASE YET... THE SRBA CLAIM BY JANET LEE, A37-12746, CLAIMS THE PORTION LISTED UNDER THE TRANSFER. I WILL SPLIT THE CLAIM AS PER THE APPROVED TRANSFER #3564 AND THEN SEND A COPY OF THE PORTION OWNED BY LANIER, TO YOU FOR THE UP COMING CHANGE OF OWNERSHIP PROCESS.

NOV 23 1936

MEMO

TO: A37-12746A & A37-12746B
FROM: STEVE CLELLAND *SW*
CC: GLEN SAXTON, JIM STANTON
DATE: December 16, 1994

RE: SPLIT ANALYSIS OF TRANSFER 3564 ON SRBA CLAIMS

=====

CURRENT PROCEDURE REGARDING APPROVED TRANSFERS IS THAT THE CORRESPONDING SRBA CLAIMS ARE EFFECTIVELY AMENDED BY THE TRANSFER PROCESS.

THE TRANSFER FILED BY FRANK LANIER IS APPROVED TO TRANSFER THE POD AND POU OF A PORTION OF THE BASE WATER RIGHT. THE BASE WATER RIGHT IS 37-00577AE AS SHOWN BY "DRJ 5-6-89" ON THE TRANSFER AND AS CLAIMED IN THE SRBA CLAIM A37-12746. LANIER ALREADY IRRIGATES 6.0 ACRES UNDER THE RIGHT AND SRBA CLAIM 37-00577BH, THIS TRANS. ALLOWS HIM TO MOVE 0.10 CFS TO SUPPLEMENT HIS EXISTING USE, AND NO ACRES ARE MOVED IN THE PROCESS AS DESCRIBED.

THE ORIGINAL POU AS DESCRIBED BY JANET LEE IN A37-12746 LISTS 3.0 ACRES AND 0.15 CFS. THE TRANSFER LEAVES HER PORTION AS 2.0 ACRES, STATING ONE ACRE WILL BE DRIED UP, AND THE REMAINING BALANCE OF THE DIVERSION RATE OF 0.05 CFS.

SINCE THE TRANSFER HAS BEEN APPROVED IT IS ASSUMED THE OWNERSHIP OF HIS PORTION TRANSFERRED WAS ESTABLISHED IN THE TRANSFER PROCESS. AS OF THIS DATE THE TRANSFER 3564 HAS NOT YET BEEN ADDED TO THE WATER RIGHT DATA BASE AND THE RIGHT 37-00577AE REMAINS UNCHANGED. THE WATER RIGHT SPLITS LISTED ON THE TRANSFER, NUMBER THE PORTION NOW OWNED BY LANIER, AS 37-00577BU AND THE REMAINING PORTION OF 37-00577AE TO BE 37-00577BT. THE PORTION OF 37-00577AE (NOW AKA 37-00577BT) THAT BELONGS TO JANET LEE IS NOT IDENTIFIED IN THE WATER RIGHT RECORDS AND IS STILL BEST DESCRIBED WITHIN THE SRBA CLAIM A37-12746A.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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QUICKLOOK INFORMATION

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CLAIM NUMBER: A37-12746A

WR 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		7/94 STANTON	DISALLOWED	12-19-94	See 12-19-94	See 12-19-94	
POINT OF DIV	Y		6-11-90 See		See			
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			①	See 12-19-94			
REMARKS	Y			④	See 12-19-94			

BARCODE UPDATED
WHOM/DATE

12-19-94
See

NOV 28 1996

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO <u>~~X74~~ - 7-24-74</u> IDWR ID NO. <u>X74</u>	Y(☒) N(☐)
☒ TOPOGRAPHIC	DATE FIELD CHECKED <u>1967</u> IDWR ID NO. <u>X74</u>	Y(☒) N(☐)
☒ NAPP	DATE OF PHOTO <u>9-15-88</u> IDWR ID NO. <u>444-60 X74 SE</u>	Y(☐) N(☒)
☒ ASCS AERIAL PHOTO	DATE OF PHOTO <u>c. 1990</u>	Y(☐) N(☒)
☐ ASCS COLOR SLIDE	DATE OF PHOTO _____	Y(☐) N(☐)
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y(☐) N(☐)
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y(☐) N(☐)
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____	Y(☐) N(☐)
☒ SUBDIVISION PLAT MAP	DATE OF MAP <u>BUT ORION Estates</u>	Y(☒) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
☐ WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
☐ SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☒ OTHER <u>Memo</u>	DATE <u>7-19-94</u>	<u>1</u>	<u>memo by Jim Stanton on Exam Review</u>
☐ OTHER _____	DATE _____	_____	_____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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PROFILE REPORT

CLAIM NUMBER: A37-12746A

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JANET LEE ARGYLE PO BOX 848 CHALLIS ID 83226 (208) 879-5570	03/24/1883	IRRIGATION	05-01 08-31	0.05 CFS	
TOTAL DIVERSION:					0.05 CFS	
Water Source: BIG WOOD RIVER		Tributary to: MALAD RIVER			Stage: DECREED	
Point(s) of Diversion:		T03N R18E S20 SESWNW			BLAINE County	
Place of use Legal Description for: IRRIGATION						
NE NW SW SE						
NENE NWNE SWNE SENE : NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE : SUM						
T	R	S	Lt	Ac	Lt	Ac
02N	18E	4	:	:	:	:
					02	2.0
					TOTAL ACRES	2.0

POU County: BLAINE

Other Rights: NONE

Remarks: PORTION OF 37-00577AE DECREE. CLAIMANT SELLING ADDITIONAL WATER
TO ANOTHER PARTY WITH SAME DECREE RIGHTS.
NAME CHANGE MADE 11-1-94 BY TLB.
AMENDED PER TRANSFER 3564.

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

NOV 29 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A37-12746A

LAST: LEE
ADDRESS: PO BOX 841
CITY: HAILEY
PHONE NUMBER: 208-788-2854

FIRST: JANET
STATE: ID ZIP: 83333

OWNER CODE: O

LAST: ARGYLE
ADDRESS: PO BOX 848
CITY: CHALLIS
PHONE NUMBER: 208-879-5570

FIRST: JANET LEE
STATE: ID ZIP: 83226

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: PORTION OF 37-00577AE DECREE. CLAIMANT SELLING ADDITIONAL WATER
TO ANOTHER PARTY WITH SAME DECREE RIGHTS.
NAME CHANGE MADE 11-1-94 BY TLB.
AMENDED PER TRANSFER 3564.

NOV 28 1994

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 7/12/94

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Exam By Jim Stanton (see Memo dated 7-19-94)

NOV 28 1996

A. AJ CLAIM: # A37-12746A PRIORITY DATE: 03-24-1883 STAGE: D

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:

Water Right has been forfeited by Non Use Since 1988 to 1994.

=====

RECOMMENDED PRIORITY DATE:

DISALLOW

REVIEWED BY

su

DATE

12-19-94

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A37-12746A	03N 18E	20	SE	SW	NW			BLAINE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
* **

WR RECORDS IN SAME 40 ACRE TRACT

* 32 A PREFIX CLAIMS WITH THIS POD
** 14 R PREFIX CLAIMS WITH THIS POD
*** 73 WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: BIG WOOD RIVER

TRIB: MALAD 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?

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)

N/A = Disallowed

12-19-94
SC

NOV 28 1996

NOTES: _____

NOV 8 2 10N

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

TWP. 03N	RGE. 18E	SEC. 20	1/4 SE	1/4 SW	1/4 NW	LOT	POD FLAG	COUNTY BLAINE	DIVERSION NAME	DIVERSION NBR
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: _____ TRIB: _____

REVIEWED BY: _____ DATE: _____

=====

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

A. ROOT WATER RIGHT NUMBERS:
R37-00577A
R37-11382
R37-12746
R37-14275
R37-11382A
A37-12746A
A37-12746B
R37-12746A
R37-12746B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02N	18E	4	SW	SE		ARGYLE, JANET LEE	A37-12746A / 2.0	- /	11.0		
			SW	SE		WOOD RIVER VALLEY INVESTORS	A37-00183A /13.0	- /			
			SW	SE		WOOD RIVER VALLEY INVESTORS	A37-00298C /13.0	- /			
			SW	SE		WOOD RIVER VALLEY INVESTORS	A37-00334E /13.0	- /			
			SW	SE		WOOD RIVER VALLEY INVESTORS	R37-00183A /13.0	- /			
			SW	SE		WOOD RIVER VALLEY INVESTORS	A37-00577BX/13.0	- /			
			SW	SE		MARCROFT, BETTY V.	A37-11870 /	- /			
			SW	SE		MINK, DAVID D.	A37-11525 /	- /			
			SW	SE		DREXLER, JUANITA C.	R37-00004 / 6.0	- /			
			SW	SE		DREXLER, JUANITA C.	R37-00024 / 6.0	- /			
			SW	SE		WOOD RIVER VALLEY INVESTORS	R37-00298C /13.0	- /			
			SW	SE		SPECK, JAMES P.	R37-00296 /	- /			
			SW	SE		WOOD RIVER VALLEY INVESTORS	R37-00577BX/13.0	- /			
			SW	SE		MINK, DAVID D.	R37-11525 /	- /			
			SW	SE		MARCROFT, BETTY V.	R37-11870 /	- /			
			SW	SE		CITY OF HAILEY	A37-00296 /	- /			
			SW	SE		WOOD RIVER VALLEY INVESTORS	R37-00334E /13.0	- /			
			SW	SE		DREXLER, JUANITA C.	R37-11596 / 6.0	- /			
			SW	SE		MARCROFT, GARY	A37-14296 / 1.5	- /			
			SW	SE		GRABHER, ELMAR	A37-00004C / 2.0	- /			
			SW	SE		DREXLER, JUANITA C.	A37-00004D / 3.0	- /			
			SW	SE		CLARK, WAYNE		37-00183 /			
			SW	SE		CLARK, WAYNE		37-00298A /			
			SW	SE		CLARK, WAYNE		37-00334D /			
			SW	SE		CLARK, WAYNE		37-00577AE/			
			SW	SE		CLARK, WAYNE		37-00900 /			
			SW	SE		DREXLER, JOHN		37-00904 /			
			SW	SE		JOHNSON, FLOYD		37-00909 /			
			SW	SE		THOMAS, DENISE L.		37-07603 / 5.0			
			SW	SE		DICK, STEPHEN L		37-08808 /			

ADDITIONAL POU FOUND

TOTAL ACRES A37-12746A 2.00 11.00

POU AKA Lot 3 Orien Estates

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POU COUNTY: BLAINE

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
A37-12746A	BIG WOOD RIVER	ARGYLE, JANET LEE	0.050	0.025		
R37-00004	BIG WOOD RIVER	DREXLER, JUANITA C.	2.100	0.025		
A37-00004C	BIG WOOD RIVER	GRABHER, ELMAR	1.100	0.091		
A37-00004D	BIG WOOD RIVER	DREXLER, JUANITA C.	0.590	0.196		
R37-00024	BIG WOOD RIVER	DREXLER, JUANITA C.	3.200	0.039		
A37-00183A	BIG WOOD RIVER	WOOD RIVER VALLEY INVESTORS	0.885	0.023		
R37-00183A	BIG WOOD RIVER	WOOD RIVER VALLEY INVESTORS	0.885	0.023		
R37-00298C	BIG WOOD RIVER	WOOD RIVER VALLEY INVESTORS	0.210	0.005		
A37-00298C	BIG WOOD RIVER	WOOD RIVER VALLEY INVESTORS	0.210	0.005		
A37-00334E	BIG WOOD RIVER	WOOD RIVER VALLEY INVESTORS	0.212	0.005		
R37-00334E	BIG WOOD RIVER	WOOD RIVER VALLEY INVESTORS	0.212	0.005		
R37-00577BX	BIG WOOD RIVER	WOOD RIVER VALLEY INVESTORS	0.212	0.005		
A37-00577BX	BIG WOOD RIVER	WOOD RIVER VALLEY INVESTORS	0.212	0.005		
R37-11596	BIG WOOD RIVER	DREXLER, JUANITA C.	0.390	0.004		
A37-14296	BIG WOOD RIVER	MARCROFT, GARY	0.045	0.030		

LIST OF ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION:

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A37-11870	DOMESTIC	MARCROFT, BETTY V.	FROM 01-01 TO 12-31	.040 CFS	
A37-11525	DOMESTIC	MINK, DAVID D.	FROM 01-01 TO 12-31	.040 CFS	
R37-00296	MUNICIPAL	SPECK, JAMES P.	FROM 01-01 TO 12-31	2.620 CFS	
R37-11525	DOMESTIC	MINK, DAVID D.	FROM 01-01 TO 12-31	.040 CFS	
R37-11870	DOMESTIC	MARCROFT, BETTY V.	FROM 01-01 TO 12-31	.040 CFS	
A37-00296	MUNICIPAL	CITY OF HAILEY	FROM 01-01 TO 12-31	2.620 CFS	

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

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

NOV 28 1996

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()

3561 8 2 AON

CHECK DOCUMENTS USED TO VERIFY POU: ☒ ORTHOPHOTOQUAD, IDWR NO. X74; () TOPOGRAPHIC QUAD, IDWR NO. _____;
☒ NAPP, IDWR NO. X74 SE; ☒ ASCS PHOTO; () OTHER _____

NOTES: Aerial photos support finding of NonUse for irrigation.

RECOMMENDATIONS:

TOTAL ACRES: 0 Disallow N/A ()

REVIEWED BY: SN DATE: 12-19-94

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A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A37-12746A IRRIGATION	FROM 05-01 TO 08-31	.050 CFS	
TOTAL DIVERSION RATE/VOLUME		.050 CFS	

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: _____

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AJ CLAIM TOTAL DIVERSION RATE: 0.050 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 NONE, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

1b. CALCULATIONS

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 = _____ 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 ()

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NOTES:

9581 8 2 AON

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A		REC. CONS. USE	
	FROM	TO		DATABASE	EXAMINER	DATABASE	EXAMINER
~~IRRIGATION~~	~~05-01~~	~~08-31~~	~~0.050~~			~~0.0~~	
Disallow							
TOTAL FOR THIS RIGHT							

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: gn

DATE: 12-19-94

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

P04 Foot/ABAN

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

NOV 2 1994

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	(☒)
FORFEIT/ABANDON _____	()	(☒)
ADDITIONAL DIV. AMOUNT _____	()	(☒)

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 37-12746

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 19.092 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A37-00577AT	R37-00577A	0.350	R37-00577A	0.350	37-00577AT	0.350
→ 37-00577AE	R37-14275	0.030	R37-14275	0.030	37-00577AE	1.006
A37-00577BQ	R37-14275	0.030	R37-14275	0.030	37-00577BQ	0.040
37-00577BL	R37-11382A	0.360	R37-11382A	0.360	37-00577BL	
37-00577BN	R37-11382A	0.360	R37-11382A	0.360	37-00577BN	14.678
A37-11382	R37-11382A	0.360	R37-11382A	0.360	-	
→ 37-00577AE	A37-12746A	0.050	R37-12746A	0.050	37-00577AE	1.006
A37-12746	A37-12746A	0.050	R37-12746A	0.050	-	
→ 37-00577AE	A37-12746B	0.100	R37-12746B	0.100	37-00577AE	1.006
→ A37-12746	A37-12746B	0.100	R37-12746B	0.100	-	
→ 37-00577AE	R37-12746B	0.100	R37-12746B	0.100	37-00577AE	1.006
→ A37-12746	R37-12746B	0.100	R37-12746B	0.100	-	
TOTAL CFS		1.990	1.990		19.092	

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:

Should be included as a portion of "AE" to be forfeited.

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=====

AUTHENTICATION:

SIGNATURE:



DATE:

12-19-94

NAME OF FIELD EXAMINER:

JIM STANTON

TITLE:

WR Agent

=====

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State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

December 16, 1994

JANET LEE ARGYLE
PO BOX 848
CHALLIS ID 83226

RE: AMENDMENT OF SRBA CLAIM A37-12746

DEAR MRS. ARGYLE,

Pursuant to the approval of Transfer No. 3564, the above referenced notice of claim in the Snake River Basin Adjudication has been amended to conform with the transfer.

Please find enclosed a printout showing how your claim records have been modified. Please look the modified record over carefully to be sure it correctly reflects your intended change.

Your original claim has been split and this portion has been retained in your ownership. Please refer to the SRBA claim number **A37-12746A** in future correspondence. The remaining portion of your claim, A37-12746B is now owned by Frank J. Lanier.

If you have any questions please contact me at our office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Steve Clelland'.

STEVE CLELLAND
Water Resource Agent

ENC:

CC: L. GLEN SAXTON

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No

3564

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Frank J. &/or Marilyn Lanier Phone 788-2546

Post Office address P. O. Box 1907, Hailey, ID 83333

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes My land already has some W. T. Riley water, but more
is needed to properly irrigate the ground. The present owner has more water than she
needs, so is willing to sell some of it.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1	Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
1	37-00577AE	3-24-89	0.10 cfs	Irrig.	Apr 1 to May 1
	37-00577BF				
	84				

2. Total amount of water being transferred 0.10 cubic feet per second and/or _____ acre-feet per annum
3. Source of water Big Wood River tributary to Malad River
4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

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PART 1

6. General Information:

a. Description of diversion system Headgate/ditch/ Pump & gravity diversions from Baseline Canal

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? XX Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer.

Of the 3 acres claimed under the adjudication, 1 acre will no longer be irrigated. The land has been subdivided. Water is claimed by present owner Janet Lee under Claim A37-12746.

d. Remarks:

Water has been purchased contingent upon approval of this transfer.

Rt. 37-00577BH is already appurtenant to my land per transfer #3323. The number of acres irrigated will not increase due to this proposed transfer: one less acre will actually be irrigated.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

84

This is to certify that I have examined Application for Transfer of Water Rights No. 37-0577BH

And said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works prior to diversion of water under this right. 2. The use of water on the lands to which the above referenced water rights were appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of this transfer on the new land identified under item B.5 shall constitute loss or forfeiture of the water rights. 3. Use of water under this right is subject to control by the watermaster of State Water District No. 37, Big Wood River.

Witness my hand this 2nd day of May, 1990

L. Glen Saxton
Chief, Water Alloc. Bureau

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-00577AE Decreed to Wood River Land Co.
in case of Albrethsen vs. Wood River Land Co.
dated 6-27-1925 in Fourth District county of Blaine
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 722 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other sale agreement

3. Source of water Big Wood River tributary to Malad River

4. Date or priority 3-24-1883

5. Water is used for the following purpose:

amount 1.006cfs for Irrig. purposes from Apr 1 to Nov 1
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 1.006 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	20	3N	18E	Blaine	Headgate #22 & Hiawatha Canal

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	18E	4					X	X	X	X	X			X		X	X		

See Trans. 722 for further description. Total acres ?

9. Describe any other water rights used for the same purpose as described above _____

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10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.10 cfs for Irrig. purposes from Apr 1 to Nov 1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: Same

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	18E	4															3		3

37-00577 BTTotal acres 3**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 0.906 for Irrig. purposes from Apr 1 to Nov 1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: Same

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

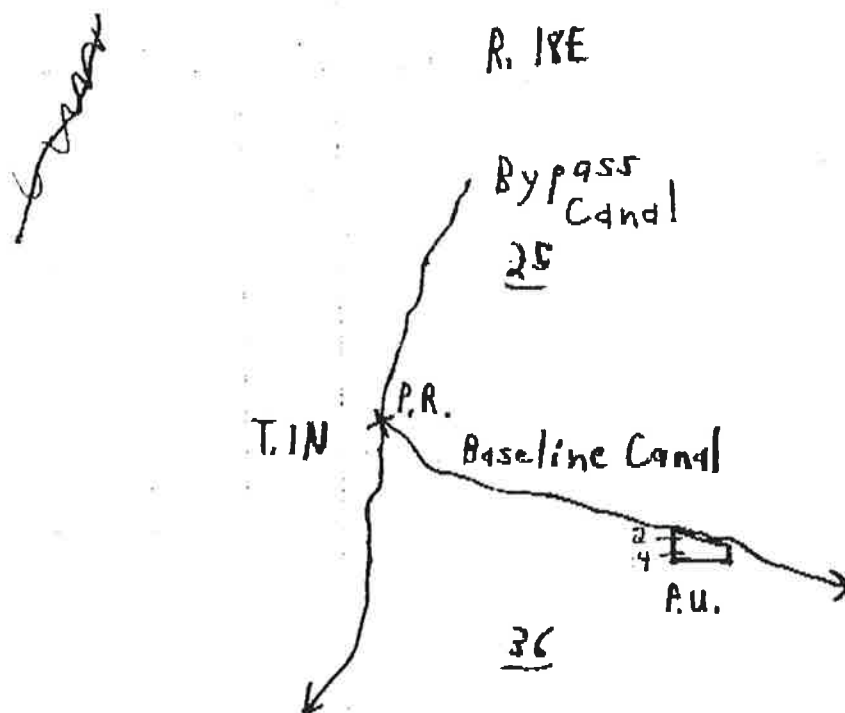
3. Lands irrigated or place of use: Same minus 1 acre

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres NOV 28 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/sec-ft)	Hours/days/year	Period of Use
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval

Frank Lewis
(Signature of Applicant)

Subscribed and sworn to before me this 18th day of February, 19 89

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/1992

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments

Received by J. F. Stanton Date 2-17-89 Pretest filed by _____

Prelim. check by DJ Fee \$20,500.6320

Receipted by J. F. Stanton Date 2-19-89

Published in Wood River Journal Copies of protest forwarded by _____

Pub. dates 5/24 & 5/31/89 Hearing held by _____ Date _____

Watermaster recommendation requested on 5/15/89 Recommended for ☒ approval ☐ denial

_____ rec'd. 5/24/89 by A. H. Gasy

Copy of transfer sent to lien holder _____

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