

Memorandum

To: 37-11770, 37-11771, 37-11782, 37-11783, 37-11790, 37-11791, 37-11795
CC: Files
From: Jeanie Robertson
Date: 02/17/00
Re: Claimant Contact

Mr. Gardner was in the other day with questions regarding these stockwater rights.

37-11782 and 37-11795 were both recommended for disallowal and he wondered WHY? I explained that their priority dates were 1975, after the mandatory permit statues were passed, which required a permit for surface water uses established after May 20, 1971. He said those uses were actually in existence long before 1975 and he didn't know why he had picked that date. I gave him some SF4 forms to amend those claims and told him to petition the court to file a late objection...

37-11770 has no competing claim but is likely on BLM land. (He also thinks there may be a mistake in the location and it should be the NWSESE.)

37-11771 has a competing claim filed by the BLM (37-16867)

37-11783 has a competing claim filed by the BLM (37-16561)

37-11790 has a competing claim filed by the BLM (37-02873) - which is actually a licensed right

37-11791 has no competing claim but is likely on BLM land. He wasn't sure about the actual location and may want to amend that...

He also wondered why Norm Semanko filed Responses to the Objections? I told him Mr. Semanko represents many local cattlemen and their organizations and that he should probably check with him on that.

The original files on rights that have been objected to were previously forwarded to the State Office, so Roxanne will probably be handling these. ..

AJ5809NP
No. 37-11770

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/15/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT GARDNER	06/03/1925	STOCKWATER	01-01 12-31	0.050 CFS	
C	KATHRYN GARDNER					
TOTAL DIVERSION:					0.050 CFS	

Water Source: SPRING

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion: T01N R19E S35

SESENW

BLAINE County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac
01N 19E 35 :															

POU County: BLAINE

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. 01N19035136BA
STOCKWATER, 200 BEEF

Dates: Exam Made Date: Verified Date: Objection Filed Date: 09/10/1999

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

Comments: Date: 12/24/1993 User-ID: DUNN1 Subject: COPIED FROM REMARKS
OWNERSHIP IS BLM.

Audit: 12/22/93 DUNN1 12/24/93 DUNN1 03/30/95 POST-STD 02/03/99 SOUTH2
02/10/99 SOUTH2 03/03/99 CPDSHAFF 04/05/99 ADT-DSHA 09/27/99 UPD-SEGB