

03/04/2005

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

RIGHT NUMBER: 37-798

NAME AND ADDRESS: MICHAEL J FLEMING
17826 HWY 30
BLISS ID 83314-5066

SOURCE: BIRCH CREEK
SOUTH FORK BIRCH CREEK

TRIBUTARY: SNAKE RIVER
TRIBUTARY: BIRCH CREEK

QUANTITY: 0.640 CFS

PRIORITY DATE: 06/30/1878

POINT OF DIVERSION:

T06S R13E S34 NWSESE Within GOODING County
T06S R13E S35 NESWSW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.640 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T06S R13E S34	NESE	2.6	T06S R13E S34	SESE	32.0
T07S R13E S02 Lot 2	SWNE	6.1	T07S R13E S02 Lot 1	SENE	7.9

48.6 ACRES TOTAL

Right nos. 37-795, 37-796 and 37-798 are limited to the irrigation of a combined total of 48.6 acres in a single irrigation season.

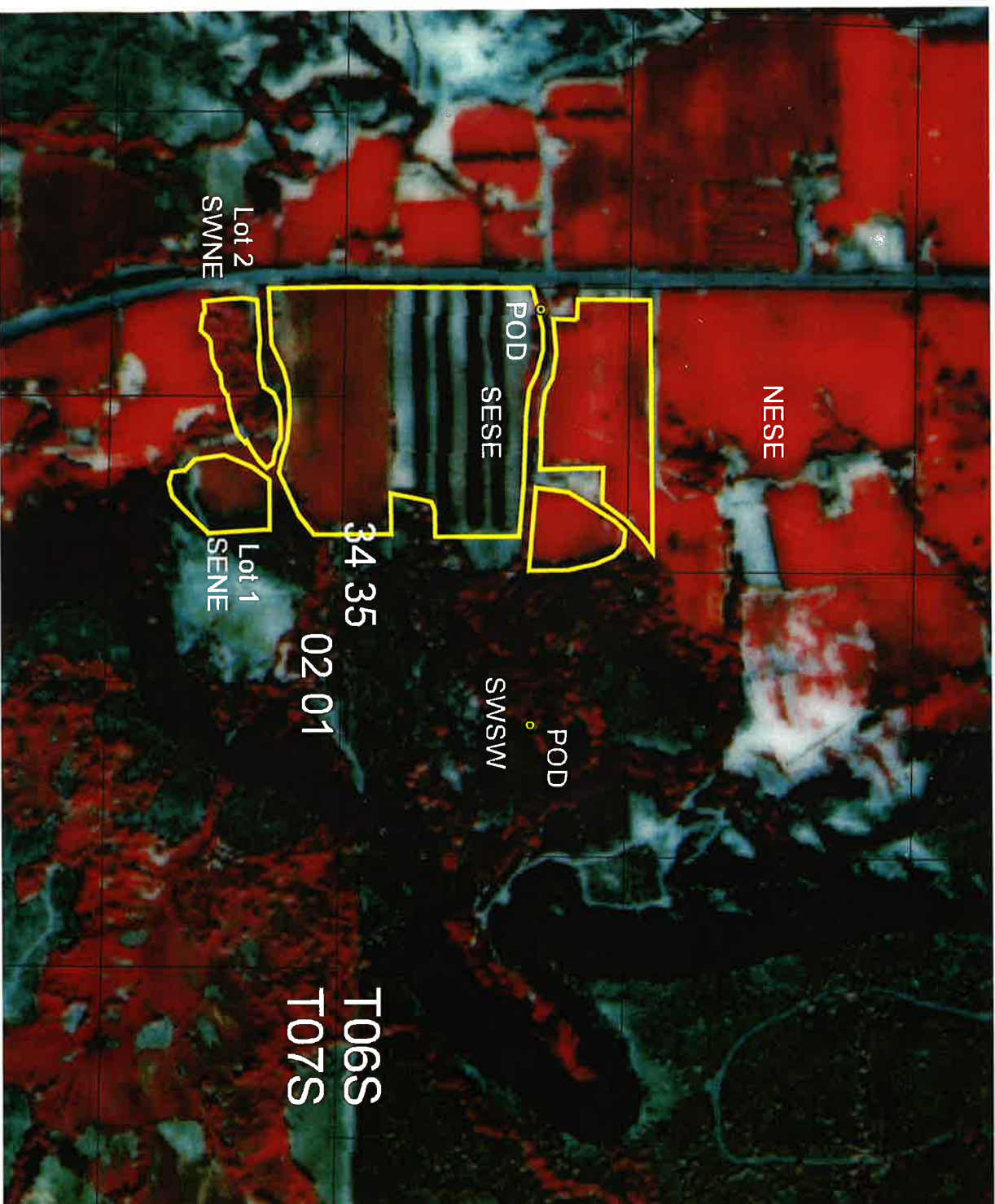
This right is limited to the irrigation of 42 acres within the place of use described above in a single irrigation season.

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

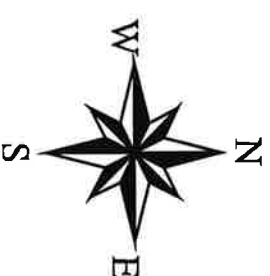
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

37-795, 37-796 & 37-798



T06S R13E S34
T07S R13E S02



Map prepared by: Carter Fritschle
Date prepared: 11/26/02
1987-1988 NAPP photography
Idaho Department of Water Resources

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-00798
Date Received: 8/15/1988
Receipt No: S001436
Received By: rw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MICHAEL J. FLEMING 208-837-4934
Address: RT 1 BOX 7
HAGERMAN, ID 83332

2. Date of Priority: JUN 30, 1878

3. Source: BIRCH CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	13E	34		SE	SE		GOODING
		35		SW	SW		GOODING

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/01	0.640		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/150 HOLSTEIN HEIFERS & BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	13E	34	SW	SE		IRR	10.0

A37-00798

Page 1

Date: 08/15/88

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	13E	34	SE	SE		IRR	37.0
						Section Acres	47.0
		35	SW	SW		IRR	40.0
						Section Acres	40.0
07S	13E	1	NW	NW		IRR	11.0
						Section Acres	11.0
		2	NE	NE		IRR	30.0
			NW	NE		IRR	8.0
						Section Acres	38.0
						Total Acres	136.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

A37-03155, A37-03157, A37-00795, A37-00796

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

SWINEHART ET. AL.

Decree Plaintiff

vs

VADER ET. AL.

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: 1

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): Michael J. Emery Date: Aug 15, 1988
_____ Date: _____

State of Idaho)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 15th day
of August 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id
My Commission Expires 6-30-94

Idaho
Power

C 9
(651c)

B
166(650c)

C
13.3

D
3.1

E
17.4

F
3.5

G
1.8

H
15.8

I
4.2

J
1.5

K
3.9

L
3.0

M
2.0

N
8.6

O
2.5

P
2.4

C 261
(545c)

C
15.2

A
13.4

34 35

2/1

C 35

(519c)

C 19
(595c)

C 34
(1210c)

A
4.5

C 317
(546c)

B
2.7

C
7.0

C 196

9.5

B
3.5

C
8.1

C
1.5

C 315
(649c)

C 36
(546c)

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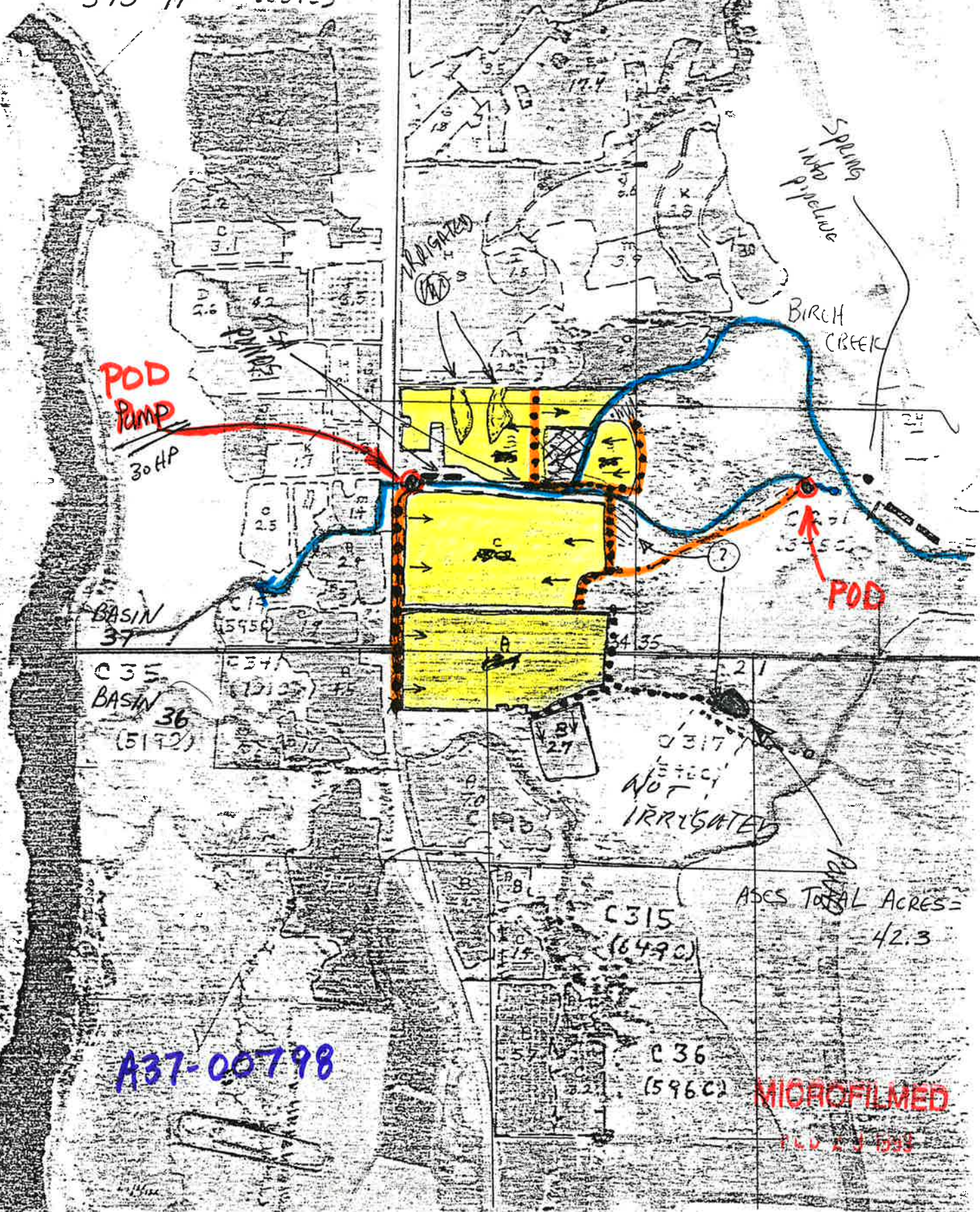
"NOT TO SCALE"

Field
EXAM MAP Notes

By STEVE CLELLAND
NORMAN BROWN C 9

3-15-91 (551C)

FOR MICHAEL FLEMING



RECOMMENDED
ACRES:

44.0

Estimated acres
Based on
- ASCS figures
confirmed by
NAPP
photo

BIRCH
CREEK

+1.8
add to
acreage

BASIN
37

C35
BASIN
36
(5190)

C315
(6490)

C36
(5960)

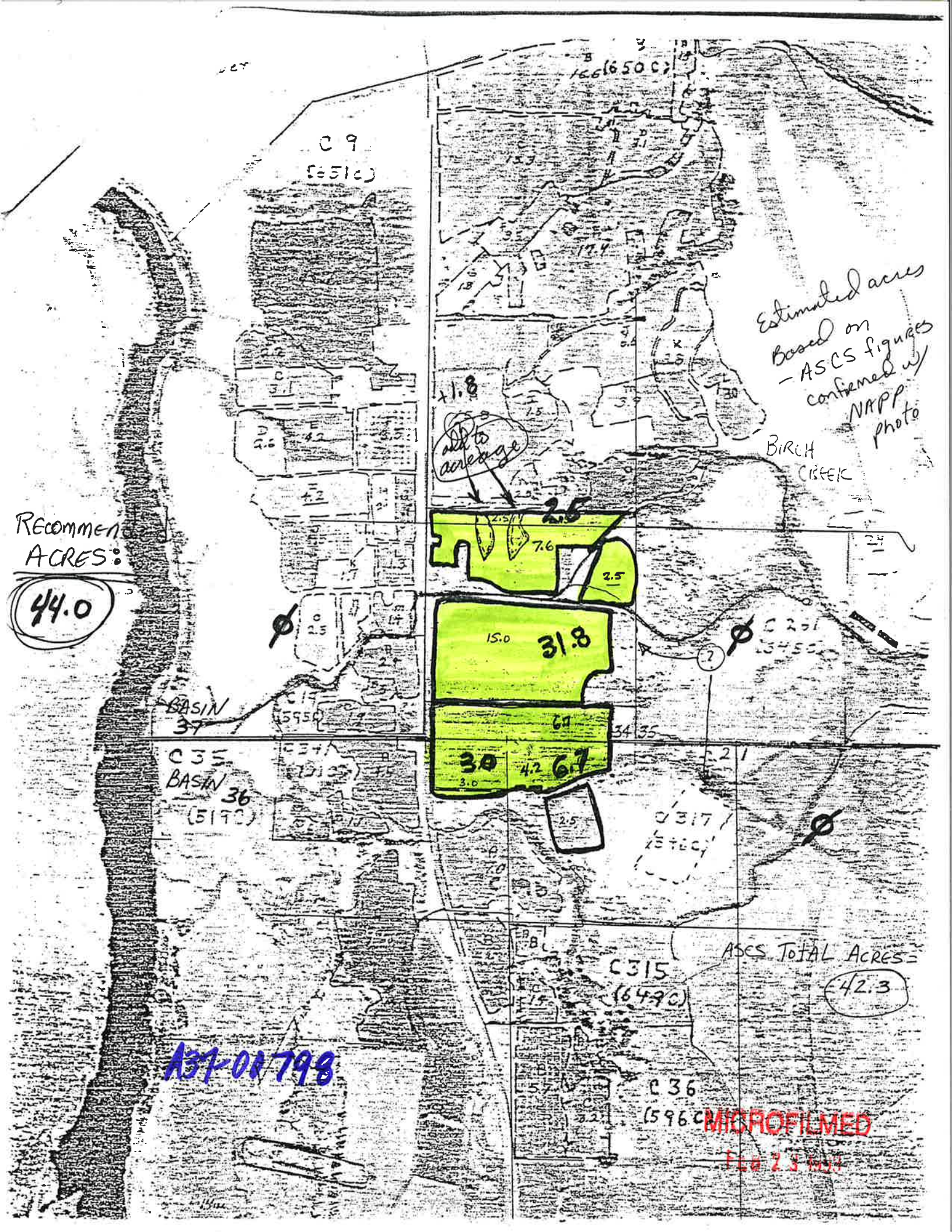
ASCS TOTAL ACRES =

42.3

A37-00798

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Feb 23 1954





MICHAEL
FLEMING
A37-00798

30 H.P.
Pump
DIVERSION



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LOWER FISH POUNDS
A37-07559
JUL 68

COMMUNICATION DOCUMENTATION

30 H.P. 1200'
pilot 6 or 7 yea

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/02/99
PAGE: 1

(REGIONAL)

DIVERSION
VOLUME

166.00 AFA

166.00 AFA
124.50 AFA

Stage: DECREED

GOODING County
GOODING County

SE

[illegible]

TOTAL ACRES

41.3

Non-Irrigation Uses: S/150 HOLSTEIN HEIFERS & BEEF CATTLE

Other Rights: 37-00795, 37-00796, 37-03155

Dates: **Exam Made Date:** **Verified Date:**

Objection Filed Date:

Misc: Water District Number: 37

Field Inspection Flag:
Presumption Flag:

Comments: Date: 03/25/1991 User-ID: BEDKE Subject: SCC-STAFF REVIEW

Date: 09/02/1999 User-ID: SHERMAN
Subject: ADDRESS CHANGE
ADDRESS CHANGE BY CLAIMANT LETTER.

Audit: 09/02/99 SSHERMAN

09/02/99 SSHERMAN

RECEIVED
OCT 06 1999
Department of Water Resources
Southern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

RECEIVED

OCT 06 1999

Department of Water Resources
Southern Region

MICHAEL J FLEMING
17826 HIGHWAY 30
BLISS ID 83314-5066

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 24, 1999

Re: Snake River Basin Adjudication (SRBA)
Water Rights #36-00064B, 36-10446, 36-15094, 37-00795A,
37-00796, 37-03155, 37-03157, 37-07559, 37-00798, 37-10993
& 47-10199

Change of Address

Records changed, MAP prepared

SS 9-2-99

Dear Water Right Holders:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water rights can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by September 17, 1999. Thank you for your help.

None

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Michael J Fleming
Claimant Signature

208-837-6453
Telephone No.

6/9/94

COMMUNICATION DOCUMENTATION

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 Georgia Satterlee

DATE
April 20, 1998 8:20am

CUSTOMER
Fleming, Mike

SUBJECT: 37-07559
phone call (x) walk-in (.)

RE: A37-00795,-00796,-00798,-03157,-07559,-10993
Current Address: 933 E 2700 S, Hagerman, ID home# 837-6453

He says he will be in court next week for the above aj claims, he will call me after that ordeal.

I am going to return 37-07559 file to the "To Do" file drawer and concetrate on the field examination permitees that are willing to have their beneficial use examined today.

Adj. Flag Translation: RESEARCH

Water Right Number - R37-00798

[illegible]

*** C - CURRENT OWNER ***
FLEMING

MICHAEL J.

1 - RT 1 BOX 7
2 -
3 -

State- ID Zip- 83332

Phone - 208-837-4934

+ --	- Priority Date - - +	+ _ _ - Region - - +	+ - - Stage - - +	+ - - Status - - +
	06/30/1878	17 Error in Region	D - DECREED	

```

+ - - - - Source - - - - - +
    BIRCH CREEK
    BIRCH CREEK, SOUTH FORK

+ - - - - Tributary - - - - - +
    SNAKE RIVER
    BIRCH CREEK

```

[illegible]

065	13E	34	NW SE SE	(47)	GOODING
13E	13E	35	NE SW SW	(47)	GOODING

[illegible]

01 - IRRIGATION	04/01	10/01	0.640	166.00
+ - Total Div. Rate - +	+ - Total Div. Volume - +		+ - Total Consumptive Use - +	+ - KW Usage - +
0.640	166.00		124.5	

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
06S	13E	34	NE SE		2.5		IRRIGATION	(47) GOODING
06S	13E	34	SE SE		31.8		IRRIGATION	(47) GOODING
13E	07S	2	SW NE	2	3.0		IRRIGATION	(47) GOODING
07S	13E	2	SE NE	1	4.0		IRRIGATION	(47) GOODING

Total Acres: 41.3

+ - - Diversion Means -

4 - ~~Non~~-Irrigation Use - S/150 HOLSTEIN HEIFERS & BEEF CATTLE

Other Rights for Same Use - 37-00795, 37-00796, 37-03155

No	Date	Remarks
1	1944	No Remarks found.

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

AJ0728NP
(OD-124)

Adj. flag translation: RESEARCH

Water right number - R37-00798
+ - - - - - Old Water Right Numbers - - - - - +
+ - - - - - Old Water Right Numbers - - - - - +
+ - - - - - No Old Water Right Numbers Found
+ - - - - - Conditions of Approval - - - - - +
+ - - - - - No Conditions of Approval found.
+ - - - - - Decree Plaintiff - - - +
SWINEHART ET. AL. + - - - - - Decree Defendant - - - +
+ - - - - - VADER ET. AL. + - - - - - Decree Date - +
+ - - - - - -Comments- - - - - 00/00/0000
Date: 03/25/1991 User Id: BEDKE Subject: SCC-STAFF REVIEW
+ - - - - - Audit Fields - - +
BEDKE
+ - - - - - Water Rights Dates and Flags Area - - - - - +
Temporary Right -p Receipt Number - S001436 Water District - 37

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FEB 23 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:49:13
09/18/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A37-00798

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			3-15-91 Sec/NA	N	0		DB	
POINT OF DIV	Y			Y	1,2,5			
SOURCE				Y	1,2,4,5			
PLACE OF USE	Y			Y	1,2,4,5			
DIV. AMOUNT CFS/VOLUME	Y			Y				
CONSUMPTIVE USE	-			Y				
PURPOSES	Y			Y				
PERIOD OF USE	Y			Y				
BASIS OF CLAIM				N				
REMARKS				N				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:49:13
09/18/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A37-00798

LAST: FLEMING
ADDRESS: RT 1 BOX 7
CITY: HAGERMAN
PHONE NUMBER: 208-837-4934

FIRST: MICHAEL J.

STATE: ID ID ZIP: 83332

OWNER CODE: C

FIELD EXAM REQUIRED?

FIELD
EXAMINER

DATABASE
N

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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A. AJ CLAIM: # A37-00798 PRIORITY DATE: 06-30-1878 STAGE: D
B. WR RECORD: # 37-00798 PRIORITY DATE: 06-30-1878 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y () N (X)
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:

06-30-1878

REVIEWED BY

SCU

DATE

3-15-91

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FEB 23 1993

FIELD
EXAMINER

FEB 23 1993

REMARKS:

2 PODs one pump + Rock dam w/ minline.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
			NW	SE	SE		
			NE	SW	SW		

SOURCE: BIRCH CREEK

BIRCH CREEK, SOUTH FORK

TRIB: SNAKE RIVER

BIRCH CREEK

REVIEWED BY:

SC1

DATE:

3-22-91

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A. ROOT WATER RIGHT NUMBERS: A37-00798

B. POU LISTING

TWP RNG SEC 1/4 1/4 LOT NAME

AJ
#/ACRES

WR
#/ACRES

LANDSAT
DATA

FIELD
EXAM.

RECOMM.
ACRES

06S 13E 34 SE SE
FLEMING, MICHAEL J. /10.0
FLEMING, MICHAEL J. /10.0
FLEMING, MICHAEL J. /10.0
FLEMING, MAICHAEL J. /10.0
FLEMING, MICHAEL J. /10.0
SWENSON, EUGENE P. /9.0
BOYER, ROY C. /9.0

06S 13E 34 SE SE
FLEMING, MICHAEL J. /37.0
FLEMING, MICHAEL J. /37.0
FLEMING, MICHAEL J. /37.0
FLEMING, MAICHAEL J. /37.0
FLEMING, MICHAEL J. /37.0
FLEMING, MICHAEL J. /37.0
TERRY, LILA A. /5.0

06S 13E 35 SW SW
FLEMING, MICHAEL J. /40.0
FLEMING, MICHAEL J. /40.0
FLEMING, MICHAEL J. /40.0
FLEMING, MAICHAEL J. /40.0
FLEMING, MICHAEL J. /40.0
FLEMING, MICHAEL J. /40.0
TERRY, LILA A. /5.0

07S 13E 1 NW NW
FLEMING, MICHAEL J. /11.0
FLEMING, MICHAEL J. /11.0
FLEMING, MICHAEL J. /11.0
FLEMING, MAICHAEL J. /11.0
FLEMING, MICHAEL J. /11.0
FLEMING, MICHAEL J. /11.0
FLEMING, MICHAEL J. /50.0

07S 13E 2 NW NE
FLEMING, MICHAEL J. /8.0
FLEMING, MICHAEL J. /6.0
FLEMING, MICHAEL J. /8.0
FLEMING, MICHAEL J. /8.0
FLEMING, MAICHAEL J. /8.0
FLEMING, MICHAEL J. /8.0
ELGAN, DOUGLAS L. /8.0

07S 13E 2 NE NE
FLEMING, MICHAEL J. /30.0
FLEMING, MICHAEL J. /30.0
FLEMING, MICHAEL J. /30.0
FLEMING, MICHAEL J. /30.0
FLEMING, MICHAEL J. /30.0

TOTAL ACRES

A37-00798

136.00

6.00

46.00

NESE

Sec. 34

6S 13E

2.5

2.5
41.5

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(Other irrigation under A36-15094)

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y (X) N ()

IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG:

REMARKS:

Although 2 POU are used only 15 acres in SESE of S.34 can be covered by both diversions. (See map)

FIELD EXAMINER

DATABASE

Y

TOTAL ACRES:

REVIEWED BY:

DATE:

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FEB 23 1993

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A37-00798 IRRIGATION	FROM 04-01 TO 10-01	.640 CFS
A37-00798 STOCKWATER	FROM 01-01 TO 12-31	.050 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.640 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
37-00798 IRRIGATION	FROM TO	.640 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.640 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	FIELD	DATABASE	EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)		Y	<u>Y</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)		Y	<u>N</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)		Y	<u>N</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X)

Y(X) N()

Explain in remarks, below.

REMARKS:

*Stock water use is fulfilled under A37-00795 with the same priority date
No Stock water is taken from the Pump Diversion line.*

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 0.640 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.640 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***

** If an amount smaller than the original diversion rate is **

** claimed and an exam is NOT required, explain in remarks. **

Y(☒) N(☐)

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) N
FIELD
DATABASE EXAMINER

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(Y) N(☐) IF YES COMPLETE OVERLAP REVIEW.OTHER RIGHTS LISTED IN CLAIM: A37-03155, ~~A37-03157~~, A37-00795, A37-00796

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-00798	BIRCH CREEK	FLEMING , MICHAEL J.	0.640	0.004		
A37-00795	BIRCH CREEK	FLEMING , MICHAEL J.	0.700	0.005		
A37-03157	BIRCH CREEK, SOUTH FORK	FLEMING , MICHAEL J.	0.200	0.001		
A37-04365	UNNAMED STREAM	SWENSON , EUGENE P.	0.500	0.055		
A36-15094	WASTEWATER	FLEMING , MICHAEL J.	1.000	0.020		
A36-10446	SPRING	FLEMING , MICHAEL J.	0.700	0.116		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A37-00798	STOCKWATER	FLEMING , MICHAEL J.	FROM 01-01 TO 12-31	.050 CFS	
A37-07559	FISH PROPAGATION	FLEMING , MICHAEL J.	FROM 01-01 TO 12-31	10.000 CFS	
A37-10993	DOMESTIC	FLEMING , MICHAEL J.	FROM 01-01 TO 12-31	.060 CFS	
A37-10993	STOCKWATER	FLEMING , MICHAEL J.	FROM 01-01 TO 12-31	.040 CFS	
A36-10912	DOMESTIC	ELGAN , DOUGLAS L.	FROM 01-01 TO 12-31	.040 CFS	

FEB 23 1993

NOT FILMED

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 41.5 x 0.02 CFS/ACRE = 0.83 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y () N (X)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y () N () ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 41.5 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 124.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 41.5 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 166 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y () N ()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

1b. CALCULATIONS

WR proportional Rate:

$$\frac{0.64 \text{ cfs}}{41 \text{ Ac}} = 0.0156 \text{ cfs/Ac}$$

$$0.0156 \times 41.5 = 0.6478 \text{ cfs/Ac}$$

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REC.
PURPOSE

REC.	PERIOD	FROM	TO
1	1941	1941	1941
2	1942	1942	1942
3	1943	1943	1943
4	1944	1944	1944
5	1945	1945	1945
6	1946	1946	1946
7	1947	1947	1947
8	1948	1948	1948
9	1949	1949	1949
10	1950	1950	1950
11	1951	1951	1951
12	1952	1952	1952
13	1953	1953	1953
14	1954	1954	1954
15	1955	1955	1955
16	1956	1956	1956
17	1957	1957	1957
18	1958	1958	1958
19	1959	1959	1959
20	1960	1960	1960
21	1961	1961	1961
22	1962	1962	1962
23	1963	1963	1963
24	1964	1964	1964
25	1965	1965	1965
26	1966	1966	1966
27	1967	1967	1967
28	1968	1968	1968
29	1969	1969	1969
30	1970	1970	1970
31	1971	1971	1971
32	1972	1972	1972
33	1973	1973	1973
34	1974	1974	1974
35	1975	1975	1975
36	1976	1976	1976
37	1977	1977	1977
38	1978	1978	1978
39	1979	1979	1979
40	1980	1980	1980
41	1981	1981	1981
42	1982	1982	1982
43	1983	1983	1983
44	1984	1984	1984
45	1985	1985	1985
46	1986	1986	1986
47	1987	1987	1987
48	1988	1988	1988
49	1989	1989	1989
50	1990	1990	1990
51	1991	1991	1991
52	1992	1992	1992
53	1993	1993	1993
54	1994	1994	1994
55	1995	1995	1995
56	1996	1996	1996
57	1997	1997	1997
58	1998	1998	1998
59	1999	1999	1999
60	2000	2000	2000
61	2001	2001	2001
62	2002	2002	2002
63	2003	2003	2003
64	2004	2004	2004
65	2005	2005	2005
66	2006	2006	2006
67	2007	2007	2007
68	2008	2008	2008
69	2009	2009	2009
70	2010	2010	2010
71	2011	2011	2011
72	2012	2012	2012
73	2013	2013	2013
74	2014	2014	2014
75	2015	2015	2015
76	2016	2016	2016
77	2017	2017	2017
78	2018	2018	2018
79	2019	2019	2019
80	2020	2020	2020
81	2021	2021	2021
82	2022	2022	2022
83	2023	2023	2023
84	2024	2024	2024
85	2025	2025	2025
86	2026	2026	2026
87	2027	2027	2027
88	2028	2028	2028
89	2029	2029	2029
90	2030	2030	2030

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

IRRIGATION

4-1 10-1

124.5

TOTAL FOR THIS RIGHT

REVIEWED BY:

DATE: 3-22-91

FEB 23 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
NEEDS
REVIEW

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 37-00798

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

DATABASE
0.640

EXAMINER

CFS

OLD RIGHT
NUMBERS

DIVERSION
RATE

CURRENT
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

A37-00798

0.640

-

0.64

37-00798

0.640

TOTAL CFS

0.640

0.640

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 sheet attached? (Y/N)

DATABASE
Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

DATE:

NAME OF FIELD EXAMINER:

TITLE:

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Water Right Number - 37-00798 Adj. Flag Translation: Standard Water Right Number Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - - + - - - - Address - - - - - + - - - - +

*** C - CURRENT OWNER ***
SWINEHART

E.
1 -
2 -
3 -
City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/30/1878 D - DECREED

+ - - Source - - - - + + - - - - - Tributary - - - - - +
BIRCH CREEK SNAKE RIVER

+ - - - - - - - - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code) - - - - - +
Twn Rng Sec Tract Lot RFlg County

06S 13E 34 SE SE (47) GOODING
06S 13E 35 SW SW (47) GOODING

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

01 - IRRIGATION

0.640

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.640

+ - - - - - - - - - - - Place of Use - - - - - Description - - - - - County - - - - - +
Twn Rng Sec Tract Lot Acres Code

06S 13E 34 SE SE 6.0 01 IRRIGATION (47) GOODING
07S 13E 2 NE NE 1 29.0 01 IRRIGATION (47) GOODING
07S 13E 2 NW NE 2 6.0 01 IRRIGATION (47) GOODING

Total Acres: 41.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - - - - - - - Remarks - - - - - +
P/U INCOMPLETE. SEE FILE.

+ - - - - - - - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

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Adj. flag translation: Standard Water Right Number

Microfilm Roll Number -

FILED 23 1993