

12/09/2006

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

RIGHT NUMBER: 75-93D

NAME AND ADDRESS: CHRISTINE G SMITH
BOX 1088
BEAVER UT 84713

SOURCE: LAKE CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.270 CFS

PRIORITY DATE: 06/01/1898

POINT OF DIVERSION:

T19N R21E S2 NWNE Lot 2 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.270 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T19N R21E S01 Lot 5 NWNW	0.40	T19N R21E S01 Lot 6 SWNW	0.90
T19N R21E S02 Lot 1 NENE	1.40	T19N R21E S02 Lot 2 NWNE	1.40
T19N R21E S02 SWNE	1.50	T19N R21E S02 SENE	7.50

13.1 ACRES TOTAL

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

CLAIM A75-00093C FILED BY FIRST FEDERAL SAVINGS & LOAN FOR
1.16 CFS **OWNERSHIP CHANGED 11/3/95/SB/JT**

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



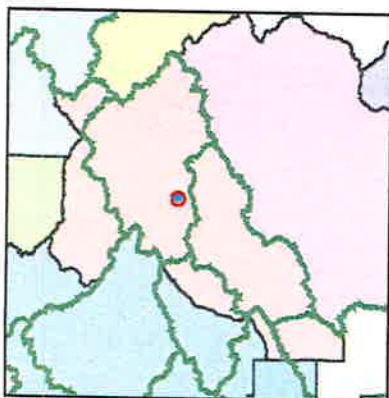
Idaho Department of Water Resources

SRBA Claim:

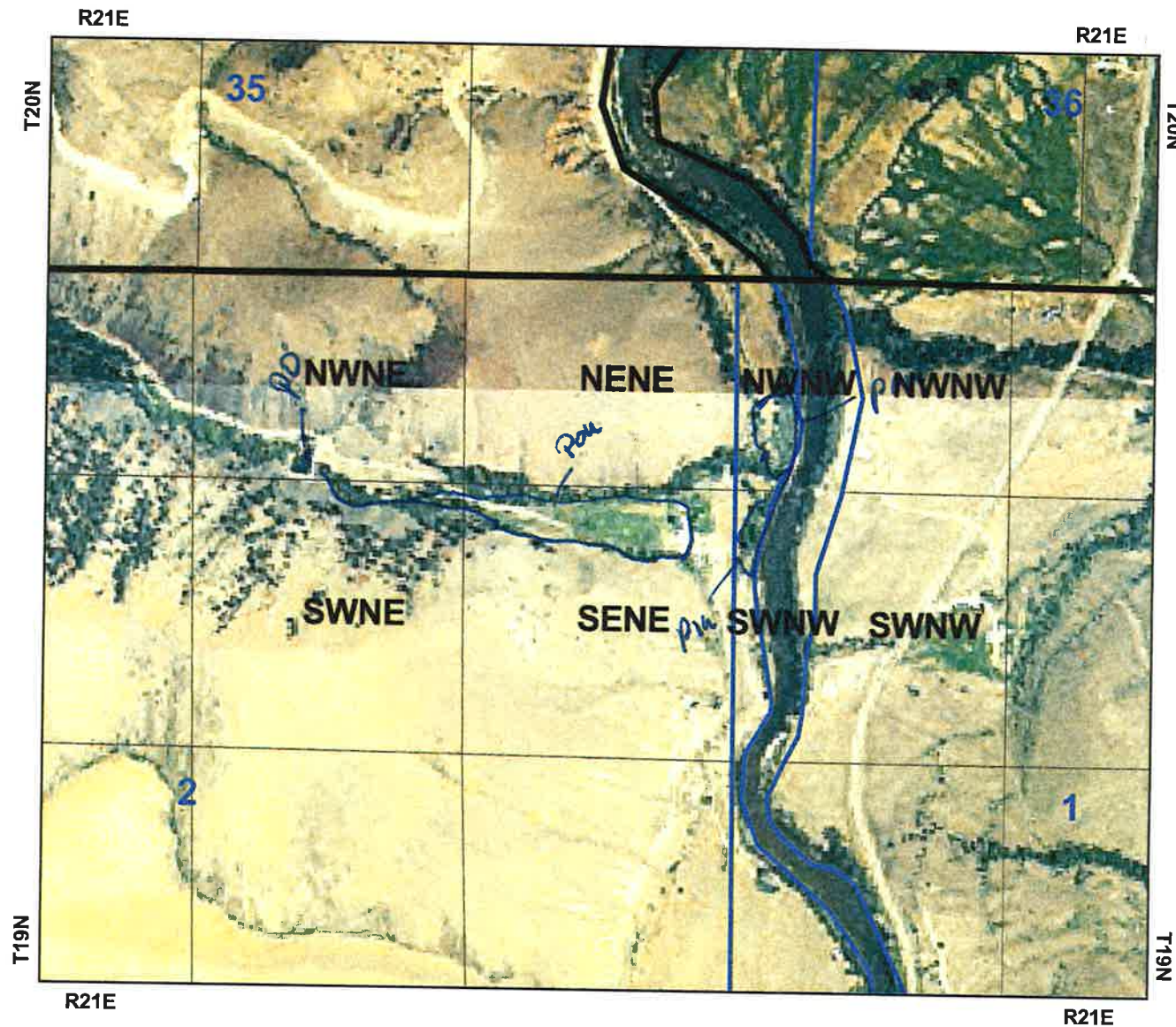
75-93D

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County
IDWR Basin 75



Prepared by R. Brown
On Tuesday, May 2, 2006
1987/88 Aerial Photography

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
OCT 26 2005
 Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
75-07427					
75-07524					
	75-00093D				
75-07419					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Jerry L. McMillan / Christine G. McMillan
123 Lake Creek Dr, Salmon, ID 83467

4. New Owner/Claimant(s)

Christine G. Smith

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 1088

City, State and ZIP Code

Beaver, UT 84713

New Telephone Number

(435) 438-6007

5. Date you acquired the property

Aug 19, 2005

SCANNED
OCT 26 2005

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Christine Smith
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

264112

Quitclaim Deed

For Value Received I, Jerry L McMillan do hereby convey, release, remise and forever quit claim unto Christine G Smith, formerly known as Christine G McMillan, whose current address is PO Box 1088, 2198 Cottontree Lane, Beaver, UT 84713, the following described premises to wit:

See Exhibit A

together with their appurtenances.

Dated:

[Signature]

JERRY L McMILLAN
8-19-05

STATE OF IDAHO

County of NEZ PERCE

On this day of 19TH AUGUST, 2005, before me, the

undersigned, a Notary Public in and for said state, personally appeared

JERRY L McMILLAN, known to me to be the

person whose name is subscribed to the within instrument, and acknowledged to me that

s/he executed the same.



[Signature]
NOTARY PUBLIC for Idaho
Residing at: 835 MAIN ST.
LEWISTON, ID 83501
My Commission Expires:
Aug. 9, 2010

SCANNED
OCT 26 2005

264112

EXHIBIT A

July 2, 2005
Lake Creek Ranch
Legal Descriptions

LAKE CREEK SUB 1ST ADD
LOT 8
BLOCK 9

LAKE CREEK SUB 1ST ADD
LOT 7
BLOCK 9

LAKE CREEK SUB 1ST ADD
LOTS 5 & 9
BLOCK 9

LAKE CREEK SUB 1ST ADD
LOTS 14 THRU 21
BLOCK 8

LAKE CREEK SUB 1ST ADD
LOT 13
BLOCK 8

LAKE CREEK SUB 1ST ADD
LOT 11
BLOCK 8

LAKE CREEK SUB 1ST ADD
LOTS 10 & 12
BLOCK 8

LAKE CREEK SUB 1ST ADD
LOT 7 & 8
BLOCK 8

LAKE CREEK SUB 1ST ADD
LOTS 1 THRU 6
BLOCK 8

LAKE CREEK SUB 1ST ADD
LOTS 2 THRU 19
BLOCK 7

State of Idaho) SS No. _____
County of Lemhi)

This instrument was filed for record at the request

of Christine G. Smith

at 9:55 clock Am 8-22 2005

and duly filed and indexed in the _____

County

Terri J. Morton

Ex-Officio Recorder

By Dana Eagle Deputy

Fee 9-

Return to Christine G. Smith

SCANNED

OCT 26 2005

264112

LAKE CREEK SUB 1ST ADD
LOT 1 LESS FR T-3839
BLOCK 7

LAKE CREEK SUB 1ST ADD
LOT 9 & E 14' OF LOT 10
BLOCK 6

LAKE CREEK SUB 1ST ADD
LOT 8
BLOCK 6

LAKE CREEK SUB 1ST ADD
LOT 1
BLOCK 6

LOT 1 LESS LK CRK SUB (3.09 AC)

LOT 2 LESS LK CRK SUB (21.97 AC)

S2NE4 LESS LK CRK SUB (48.3 AC) LESS FR T-3839 02 19 21

SCANNED

OCT 26 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 75-93D

1. ☒ No Change NAME IS SAME

☐ NEW OWNER:

☒ No Change ADDRESS

☐ NEW ADDRESS:

2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is:

(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE

☐ Source is different than that claimed:

Source found:

4. ☐ No Change — POINT OF DIVERSION

☒ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.: A0017448

Township ^{19N} 21E Range 21E Section 2 1/4 SW 1/4 NW 1/4 NE
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

dam in creek to regulating pond, buried pipeline
to gravity sprinkler system

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

NO PD in 19N 21E 2 SENE

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 7-11-06

FIELD EXAMINER: Bob Foster

Print Name

Bob Foster

Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

December 11, 2006

Christine Smith
Box 1088
Beaver, UT 84713

RE: 75-93D

Dear Ms. Smith:

Enclosed is a new Preliminary Recommendation reflecting the comments you made on the Notice of Error Reply. Please contact me if the changes are incorrect.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kenneth Knoblock', is written over a light blue horizontal line.

Kenneth Knoblock
Water Resources Agent

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 75-07524

Proposed Priority: May 2, 1990

Maximum Diversion Rate:

0.12 CFS

This is to certify, that

DIANE E. BROWN
ALBERT W. BROWN
1207 PEMBROKE LANE
NEWPORT BEACH, CA 92660

has applied for a permit to appropriate water from:

SPRING

tributary of LAKE CREEK

and a permit is APPROVED for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

04/01 to 11/01

0.12 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNE

Sec. 2, Township 19N, Range 21E
LEMMI County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

19N 21E 2

SWNE 3

SENE 3

6

Total number of acres irrigated:

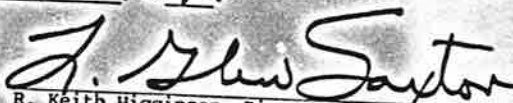
6

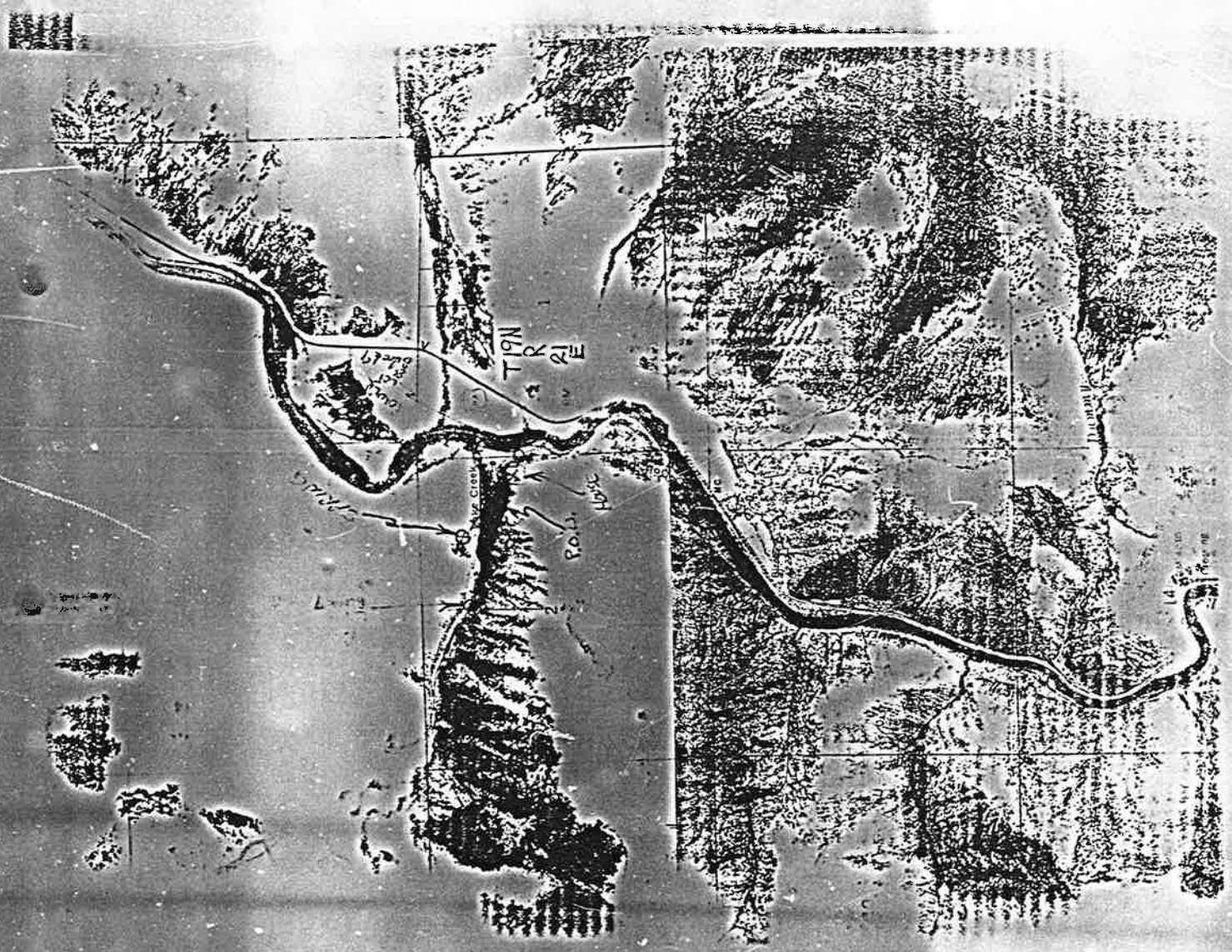
CONDITIONS/REMARKS:

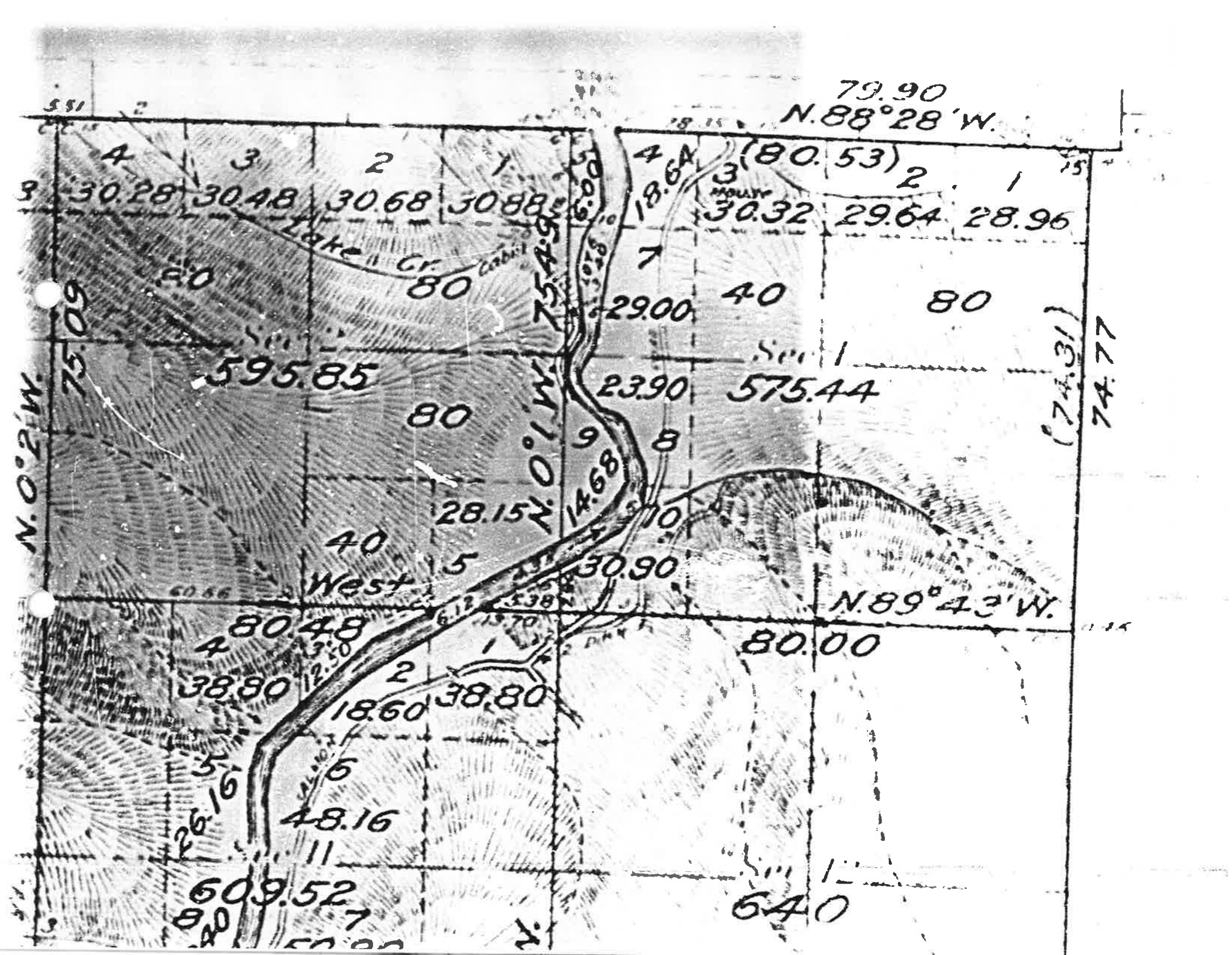
1. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1992.
2. Subject to all prior water rights.
3. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

24th day of September, 1990

for 
R. Keith Higginson, Director





See C

42.55' N. 89° 02' W.

38.35

N. 88° 32' W.

40.03

[illegible][illegible]

Loko Creek

Twelve

Creek

2

10

34.87

River

Salmon

N. 0° 04' W.

N. 0° 06' E.

N. 0° 10' E.

N. 0°15'E.

W.C. N. 59° 00' W. 0.08

N. 89° 34' W.

N. 89° 41' W.

N. 89° 36' W.

80.35	
<u>40.07</u>	

N. 0° 30' E.

40.12

Latitude 44°59'52.95" N.
Longitude 113°55'59.64" W.
NAD 1927

59.64 W.
NAD 1927

20.08
N. 89° 47' W

20.09
N. 89° 47' W

2711

U.S.C.A.G.S.

U.S.C.A.G.S.



State of Idaho

SCANNED

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 11, 1998

JERRY L & CHRISTINE G MC MILLAN
RT 2 BOX 240-47
SALMON ID 83467

RE: CHANGE OF ADDRESS FOR ADJUDICATION CLAIMS A75-00093D, A75-10435

Dear Mr. & Mrs. McMillan:

The above-referenced adjudication claims have been changed to reflect the above-referenced address.

Sincerely,

Jennifer Hoagland
Technical Records Specialist

Enclosure

May 20, 1998
Rt 2 Box 240-47
Salmon, ID 83467

Jim Johnson
Manager
Dept of Water Resources
State of Idaho
1301 No. Orchard St
Box 83720
Boise, ID 83720-0098

RECEIVED
MAY 26 1998
Department of Water Resources

RECEIVED
MAY 28 1998
Department of Water Resources
Eastern Region

Dear Mr. Johnson:
I am writing to inform
you of our change of address:

Former Addresses:

8971 Summer Mesa Cir
Sandy, UT 84093

-or-

Box 336
Fredonia, AZ
86022

Current Address:

Rt 2 Box 240-47
Salmon, ID 83467

See Permit #'s
✓ 75-07427
✓ 75-07419 (Void I believe)
✓ 75-07524
A75-10435
A75-00093D

Sincerely
Chris McMillan
Jerry and Chris McMillan



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

NOVEMBER 3, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JERRY L MC MILLAN
BOX 336
FREDONAI AZ 86022

RE: CHANGE IN OWNERSHIP FOR A75-00093D, A75-10435

Dear Mr. Mc Millan:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are copies of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

Regarding **Permits 75-07419 and 75-07524**, I have enclosed an "Assignment of Permit" form for your use. It will be necessary for the former permit holder to sign the form in the presence of a Notary Public and return to me with a check for \$50.00 (\$25.00 for each permit assignment).

Regarding 75-04467, it is currently under the name of First Federal Savings and Loan and has never been adjudicated. If proof of ownership is provided, you may file a Notice of Claim on this right in your name. The fees for filing this claim are \$50 to file and \$58 for the acres. The total comes to \$108.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notices of Claim/Assignment forms/Adjudication
Notice of Claim for 75-04467

MICROFILMED
NOV 18 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

DATE OF CLOSING: Sept. 30, 95

LEGAL DESCRIPTION OF PROPERTY: Township 19 N Range 21 E
Section 2, 1/4 of 1/4 of NE 1/4 Govt. Lot BM

Lot , Block , Subdivision/Townsite .

If you have additional legal descriptions, please attach separate sheet.

NOV 02 1995

Department of Water Resources
Eastern District Office

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) A75-07419, A75-07524, 75-04467
Assigned by IDWR: A75-00093D, A75-10435, R75-10435,
A75-00093D in the NENE Govt Lot # 1 & in the
☐ Name and Address of Former NWNE Govt Lot # 2, & in SWNE & in SESE Sec 2.
Owner/Claimant(s)(Seller): Brown, Albert W. and Diane E.
1207 Pembroke Ln
Newport Beach, CA 92660
- ☐ New Owner/Claimant
(Purchaser): Jerry L. and Christine G. McMillan
- ☐ New Mailing Address: Box 336
Fredonia Az 86022
- ☐ New Telephone Number: (520) 643 - 7020
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Warranty Deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) [Signature] Date 10-6-95
- ☐ Signature of Former Owner/Claimant(s) Albert W. Brown Date 9/23/95
Diane E. Brown Date 9/23/95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry

Date: 11-2 By: SBH

Further Action Needed: yes

Further Action Taken

Date: 11-3 By: JO

Final Review and Data-Entry

Date: 11-3 By:

Claim Numbers of Split, if any: None

MICROFILMED

NOV 18 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

RECEIVED

DEC 07 1992

Department of Water Resources
Eastern District Office

AUGUST 20, 1992

ALBERT W BROWN
1207 PEMBROKE LANE
NEWPORT BEACH CA 92660

RE: NOTICE OF CLAIM FOR SNAKE RIVER BASIN ADJUDICATION

Dear Mr. Brown:

Enclosed is the claim we started on August 19, 1992 at this office. I have calculated that the land area you described as irrigated totals 13.7 acres. This gives, at 0.02 cfs/acre, a total claimed in Line 7 of 0.27 cfs.

The fee for this claim is \$50.00 plus \$1.00/acre and a \$50.00 late fee. The total needed is \$114.00. You will need to sign and have the claim notarized and return it to this office with the \$114.00 fee.

If you have any questions, please give me a call.

Sincerely,

Harold W Jones
Water Resource Agent

MICROFILMED

DEC 09 1992

MC HILLAN

IRRIGATION

317

POINT OF
DIVERSION
OF SPRING
COLLECTS
AT STORAGE
TANK



STORAGE
TANK AND
PUMP HOUSE



PERMIT
NUMBER

75-07419

MC HILLAN

IRRIGATION

757

PASTURE
ALONG RD
IN SECTION 1
ABOVE RD



PASTURE IN
SECTION #1
BELOW ROAD



PERMIT
NUMBER

75-07419

Mc MILLAN

IRRIGATION

677

UPPER
PASTURE
JUST BELOW
ABOVE
STORAGE
TANK ON
LEFT OF
PICTURE



1/2 ACRE
AROUND
RESIDENCE



PERMIT
NUMBER

75-07419

MC HILLAN

IRRIGATION

457

VIEW OF
10 HP PUMP.



1/2" RAIN
GUN



PERMIT
NUMBER

75-07419

HE MILLARD

IRIGATION

1/7

DISTANCE
VIEW OF
~~LAKE VIEW~~
LAKE CREEK
APPROXIMATE
POINT OF
DISCUSSION
PLACE OF
USE



ADDED SI
PLACE OF
USE



PERMIT
NUMBER

75-07419

75-07419



POINT
OF
DISSECTION
LAKE
CREEK



POOD
OJ
LAKE
CREEK

MC HILLAD
1 (R16 ATION)

2/77

MC HILLAN

IRRIGATION

577



PLACE OF
USE

RAIN GUN
COVER FIELD

PASTURE UP
CANYON
Section #2

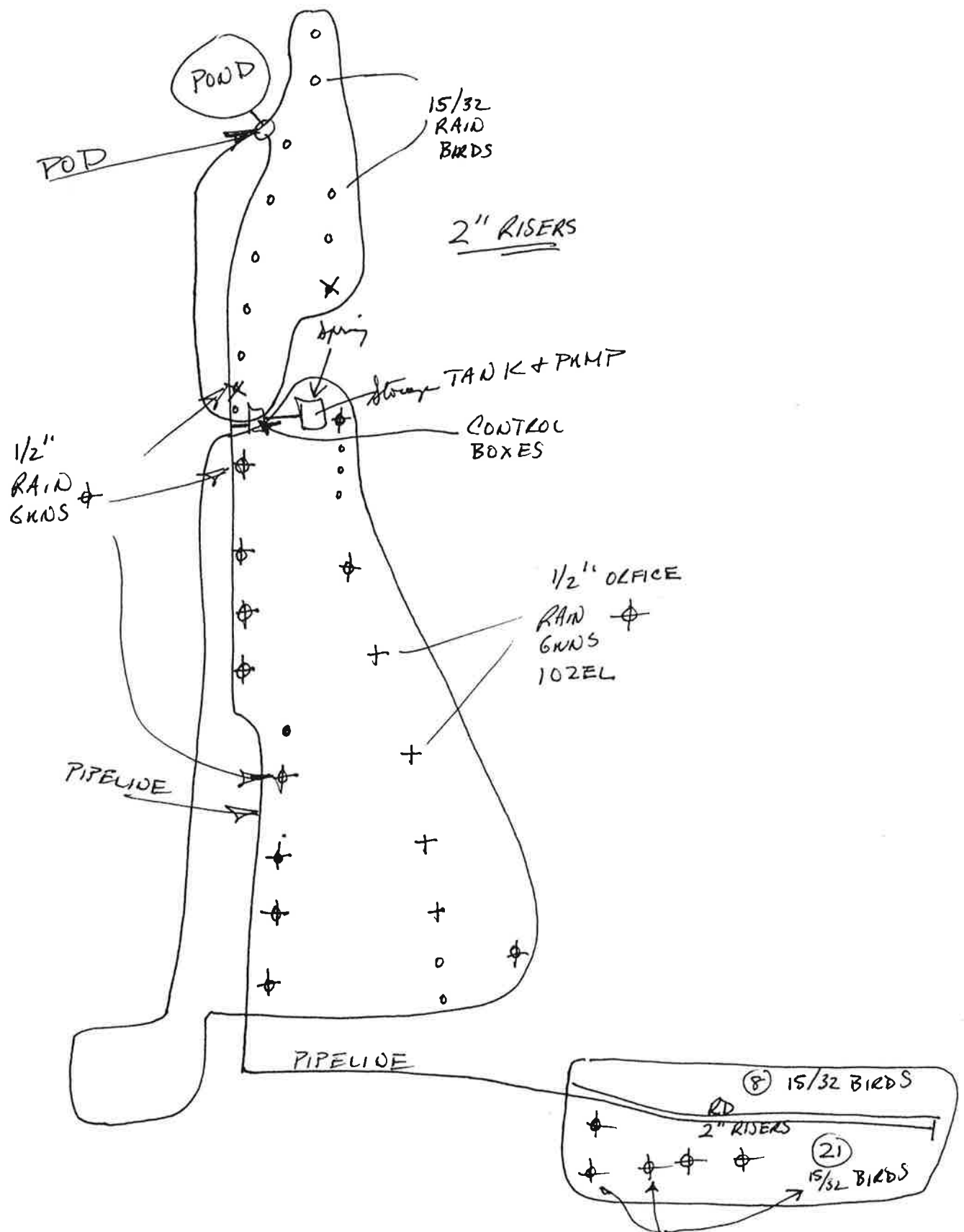


PLACE OF
USE

RAIN GUN
PASTURE
UP CANYON
SECTION #2

PERMIT
NUMBER

75-07419



75-07419

USE as R-record for 175-00093D
(average needs to be amended on claim)

High

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Disallow

A. GENERAL INFORMATION

Permit No. 75-07419

CHRISTINE G. McMILLAN

1. Owner: JERRY L. McMILLAN

Phone No. _____

Current Address: P.O. BOX 336, FREDONIA, AZ 86022

2. Accompanied by: N/A

EXAM DATE: 9/27/95

Address: N/A

Phone No. _____

Relationship to Permit Holder: N/A

3. Source: LAKE CREEK

tributary to SALMON RIVER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: N/A & 75-00093A+B, 75-04467, 75-07524

2. Other water rights with the same point of diversion: 75-07427 (POWER)
75-00093A,

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	NW	NE	2	19N	21E	LEMHI	U.S. G. S. TOPO MAP

2. Place(s) of Use:

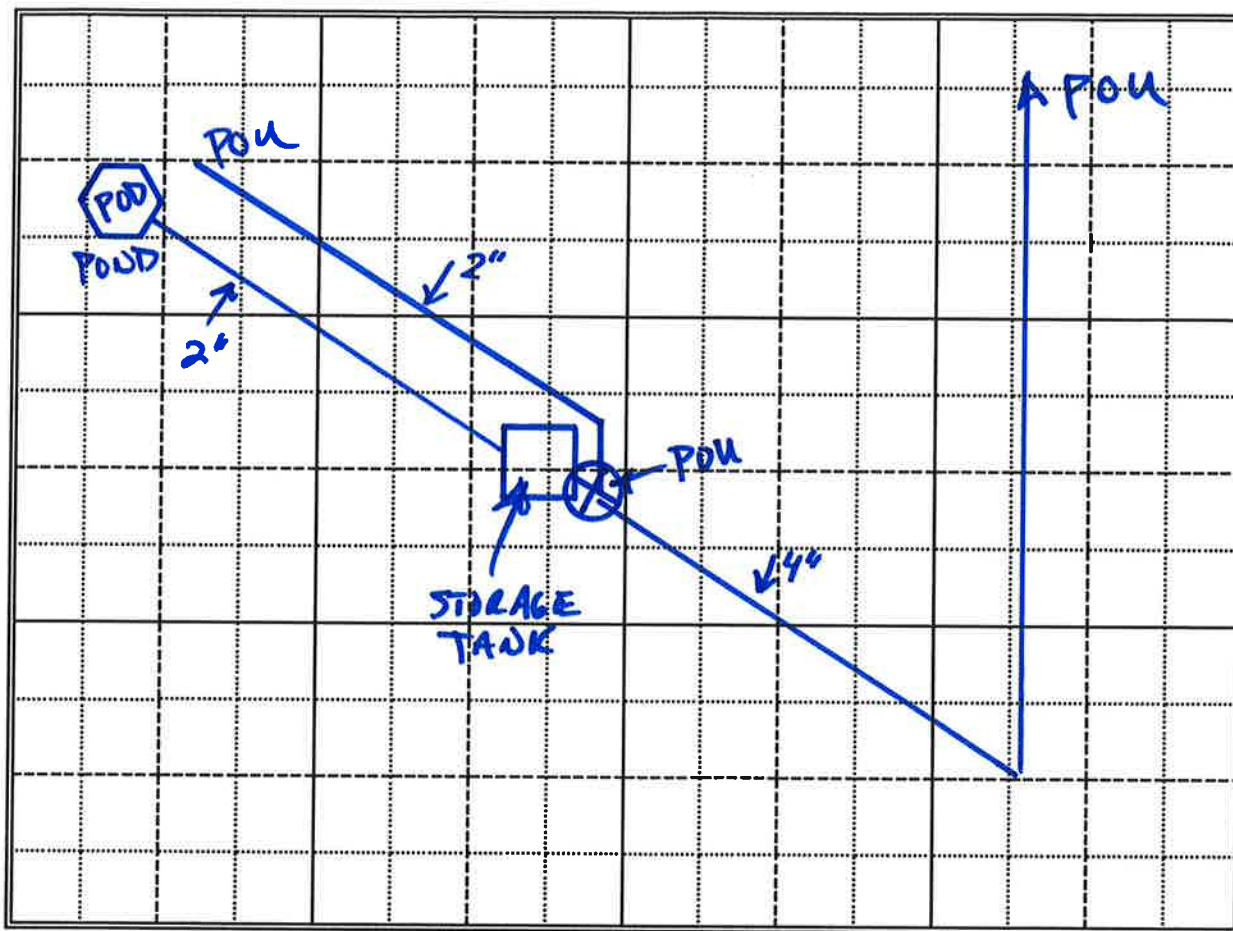
Indicate Method of Determination ON SITE INSP.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	21E	2	10	1.5		.5													12
		1					6.5												6.5
																			18.5

TOTAL

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE PHOTOS



Scale: 1" = _____

_____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

_____ Aerial Photo Attached (required for Irrigation of 10+ acres)

_____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
PUMP AT TANK	BALDOR	10	1883716		3" OUTPUT

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
SYSTEM OFF						

2. Measurements: _____

E. NARRATIVE/REMARKS/COMMENTS

WATER IS PICKED UP BY A 2" PVC BURIED PIPELINE
AND TAKEN DOWN HILL TO AN APPROXIMATE 5,000 GL.
STORAGE TANK. WATER IS PUMPED OUT OF THIS STORAGE
TANK VIA A 2" 10HP PUMP TO A BURIED SPRINKLER
SYSTEM. 3" LINE OUT OF TANK TO PUMP AND 3"
DISCHARGE TO SPRINKLER LINES.

BALDOR MOTOR MOD: 3656 SIZE 2 1/2 X 3-7

2" 10HP MOTOR S/N 1883716 HP6 5/90

STORAGE TANK ALSO RECEIVES WATER FROM A PIPELINE
BURIED AT THE A SPRING SOURCE (75-7424).

DOT CALCULATOR USED FOR ACREAGE

Have conditions of permit approval been met? ☒ yes ☐ no

F. FLOW CALCULATIONS

Measured Method:

☒ Additional Computation Sheets Attached

$Q = 0.534 \text{ CFS AT PUMP OUTFLOW}$
THEORETICAL

PERMIT LIMITS TO 0.44 CFS

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 18.5 \text{ ac} \times 3.5 = 64.8 \text{ AF}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.44 \times 183 \times 1.9835 = 159.7 \text{ AF}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 64.8 \text{ AF}$$

2. Volume Calculations for Other Uses:

$$18.5 \text{ ac} \times 0.02 \text{ cfs} = 0.37 \text{ cfs}$$

WHEN USED IN
COMBINATION WITH
OTHER RIGHTS
NOT TO EXCEED

H. RECOMMENDATIONS

PERMIT LIMITS TO 0.44 CFS

0.02 CFS PER ACRE OR 3.5 AF PER ANNUM (CONDITION R-30).

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/15	10/15	0.44 0.57	64.8
Totals:			0.44 CFS 0.57	64.8 AFA

2. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name ARNOLD SIMPKINS Date 12/17/96

Reviewer _____ Date _____

SEAL

Warranty Deed

3 in Value Returned

ALBERT WILLIAM BROWN AND DIANE ELIZABETH BROWN, TRUSTEES OF THE ALBERT
WILLIAM BROWN AND DIANE ELIZABETH BROWN FAMILY TRUST, DATED SEPT. 19, 1993
the grantor(s), do hereby grant, bargain, sell and convey unto

JERRY LEE McMILLAN AND CHRISTINE G. McMILLAN, husband and wife

whose current address is

BOX 326
FREDONIA, AZ 86022

the grantor(s), the following described premises, in LEMMI County Idaho, to wit:

THE NORTH 135 FEET OF LOT 1 IN BLOCK 5 OF LAKE CREEK
SUBDIVISION NO. 1 ACCORDING TO THE OFFICIAL PLAT THEREOF FILED
FOR RECORD IN BOOK 2 OF PLATS AT PAGE 12, RECORDS OF LEMHI
COUNTY, IDAHO...

RESERVING AND EXCEPTING THEREFROM A FIFTEEN (15) FOOT ROAD
RIGHT-OF-WAY ALONG THE NORTH SAID OF SAID LOT 1.

amb
LOTS 1, 8, 9 AND THE EASTERLY 14' OF LOT 10 IN BLOCK 6, LOTS 2
THROUGH 19, INCLUSIVE, IN BLOCK 7, LOTS 1 THROUGH 6,
INCLUSIVE, LOTS 10 THROUGH 12, INCLUSIVE, LOTS 14 THROUGH 21,
INCLUSIVE, IN BLOCK 8, LOTS 7 AND 8 IN BLOCK 9, LOTS 3, 6, 8
AND THE SOUTH 54.3 FEET OF LOT 11 IN BLOCK 10 AND LOT 11 IN
BLOCK 11 OF FIRST ADDITION TO LAKE CREEK SUBDIVISION NO. 1
ACCORDING TO THE OFFICIAL PLAT THEREOF FILED FOR RECORD IN
BOOK 2 OF PLATS AT PAGE 19, RECORDS OF LEMHI COUNTY, IDAHO...

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s)
their heirs and assigns forever. And the said Grantor(s) do hereby covenant to and with the said
Grantee(s), that the y^e right owner, in fee simple of said premises that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: SEPTEMBER 23, 1995

Albert William Brown Trustee Diane Elizabeth Brown Trustee
ALBERT WILLIAM BROWN DIANE ELIZABETH BROWN

Arizona CAAF
STATE OF IDAHO, COUNTY OF ORANGE
On this 23 day of SEPTEMBER 1995
before me, a Notary Public in and for said State, personally appeared

ALBERT WILLIAM BROWN AND
DIANE ELIZABETH BROWN

known to me to be the persons whose name(s) is/are
subscribed to the within instrument, and acknowledged to me that
they executed the same.



Residing at: 1040 IRVING AVE
AMERICAN CREEK
Carmichael, CA 95626
Signed: 23 SEP 1995

STATE OF IDAHO

COUNTY OF LEMHI

55.

On this 1st day of OCT 19 75, before me a Notary
Public in and for said State, personally appeared

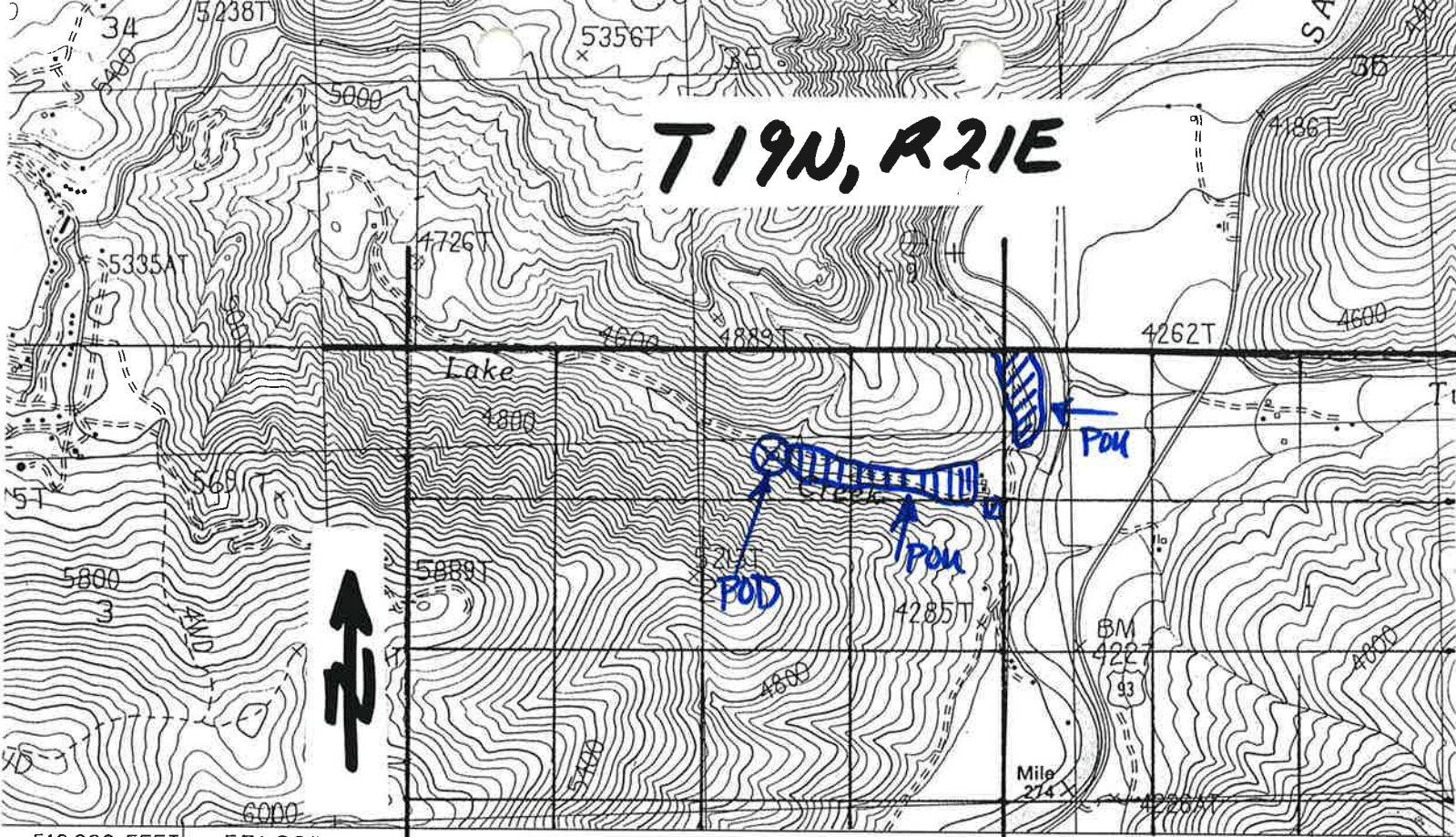
THE FIRST WILLIAM H. CROWN & DAVID LEE BROWN
known to me to be the persons whose name is ABC
subscribed to the within instrument, and acknowledged to me that
they executed the same.

Carroll Park
NOTARY AT: SALMON, ID
Comm. Expires: 7-5-77
PUBLIC

227659
Notary Public for the State of Idaho
Attest: 10-14-75

John J. [Signature]
NOTARY PUBLIC

T19N, R21E



510 000 FEET 57' 30" 267

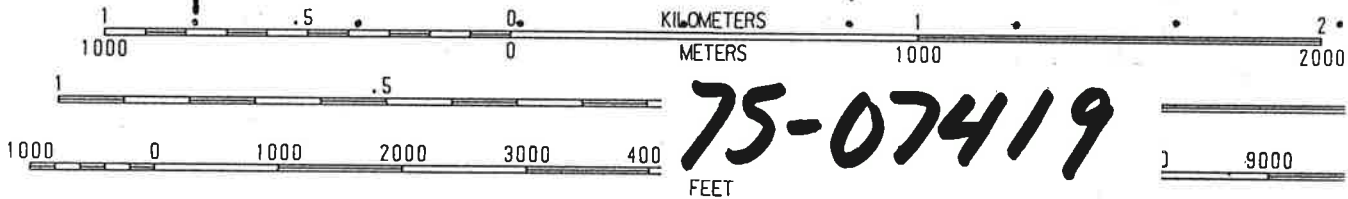
268

269

270

SCALE 1:24 000

INTERIOR-DEOLOGICAL SI



CONTOUR INTERVAL 40 FEET

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

$$Hp = \text{Horsepower} = \underline{10}$$

$$Eff = \text{Efficiency} = \underline{.7} \quad (\text{Usually } 70\%)$$

Lift: (Static Level + Assumed Drawdown)

$$\text{Static Water Level} = \underline{0} \text{ ft.}$$

$$\text{Assumed Drawdown} = + \underline{0} \text{ ft.}$$

$$\text{Lift} = \underline{0}$$

OR

} FROM
STORAGE
TANK

$$\text{Measured Dynamic Water Level} = \underline{\hspace{2cm}} \text{ ft.}$$

$$psi = \text{Operating Pressure} = \underline{50} \text{ psi}$$

ASSUMED

$$Q_{cfs} = \left[\frac{10}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{\hspace{1cm}}{Lift} + \left(\frac{50}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{61.698} \right] \div \left[\underline{115.4} \right]$$

$$Q_{cfs} = \underline{0.534} \text{ cfs}$$

75-07419

SCANNED

OCT 10 2 00

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: A75-00093D
Date Received: 12/ 7/1992
Receipt No: E018148
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JERRY L MC MILLAN 520-643-7020
Address: BOX 336
FREDONIA AZ 86022
AND/OR
Name: CHRISTINE G MC MILLAN 520-643-7020
Address: BOX 336
FREDONIA AZ 86022

2. Date of Priority: JUN 1, 1898

3. Source: LAKE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	21E	2	NW	NE	NE	2	LEMHI
			SE	NE			LEMHI

5. Description of diverting works:
DIVERSION BOX TO A DITCH TO FLOOD IRRIGATION, DIVERSION DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.270		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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NOV 18 1996

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
19N	21E	1	NW		NW	5	IRR	2.9
			SW		NW	6	IRR	0.4
							Section Acres	3.3
		2	NE		NE	1	IRR	2.8
			NW		NE	2	IRR	0.3
			SW		NE		IRR	1.5
			SE		NE		IRR	5.8
							Section Acres	10.4
							Total Acres	13.7

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
PERMIT 75-07524 & 75-07419

14. Remarks:
CLAIM A75-00093C FILED BY FIRST FEDERAL SAVINGS & LOAN FOR
1.16 CFS
OWNERSHIP CHANGED 11/3/95/SB/JT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 2/24/1932

KENNETH MC BRIDE
Decree Plaintiff

W D MC CABE
vs Decree Defendant

MICROFILMED
NOV 18 1996

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: **A75-00093D**
Date Received: 12/ 8/1992
Receipt No: E018148
Received By: _____

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

1. Name: ALBERT W BROWN 714-646-2807
Address: 1207 PEMBROKE LANE
NEWPORT BEACH CA 92660

AND/OR

Name: DIANE E BROWN 714-646-2807
Address: 1207 PEMBROKE LANE
NEWPORT BEACH CA 92660

2. Date of Priority: JUN 1, 1898

3. Source: LAKE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	21E	2	NW	NE	NE	2	LEMHI
			SE	NE			LEMHI

5. Description of diverting works:
DIVERSION BOX TO A DITCH TO FLOOD IRRIGATION, DIVERSION DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.270		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	21E	1	NW	NW	5	IRR	2.9
			SW	NW	6	IRR	0.4
						Section Acres	3.3
		2	NE	NE	1	IRR	2.8
			NW	NE	2	IRR	0.3
			SW	NE		IRR	1.5
			SE	NE		IRR	5.8
						Section Acres	10.4
						Total Acres	13.7

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
PERMIT 75-07524 & 75-07419

14. Remarks:
CLAIM A75-00093C FILED BY FIRST FEDERAL SAVINGS & LOAN FOR
1.16 CFS

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 2/24/1932

KENNETH MC BRIDE
Decree Plaintiff

W D MC CABE
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: _____

MICROFILMED
DEC 09 1992

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 A75-00093D
Date Received 12-7-92/90
Receipt Number EO 18148

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Albert W. or Diane E. Brown Phone (208) 756-6370
(714) 646-2807

Mailing Address 1207 Pembroke Ln Newport Beach, CA Zip 92660

2. Date of Priority (Only one (1) per claim) 6-01-1898

3. Source of water supply (a) Lake Creek
which is tributary to (b) Salmon River

4. a. Location of existing point of diversion is: Township 19N Range 21E Section 2,
1/4 of SE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: NWNE (L-2) Sect 2 T19N R21E

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____

1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Lower Ditch (SENE Sect. 2)

diversion box to a ditch to flood irrigation. Diversion Dam at
NWNE (L-2) Sect. 2 T19N R21E; installed in 1985 as per permit
75-7427.

A7500093D



MICROFILMED
DEC 09 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-15 to 10-15 amount ~~0.54~~ 0.27 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) ~~0.54~~ 0.27 cfs (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
19N	21E	1						(L-5) 2.9	(L-6) 0.4										3.3
		2	2.8	0.3	1.5	5.8													10.4
			L-1	L-2															

Total number of acres irrigated 13.7

11. In which county (ies) are lands listed above as place of use located? Lehigh

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Permit 75-07524 + 75-07419 or None ()

14. Remarks: Claim A75-00093C filed by First Federal Savings +
Loan For 1.16 cfs

MICROFILMED

DEC 09 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree ☒

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date 2-24-1932

Plaintiff vs Defendant Kenneth McBride vs W.D. McCabe

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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Albert W. Brown Date 8-24-92

Heane E. Brown Date 8/24/92

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of ~~Idaho~~ or CALIFORNIA)

County of Orange)

ss. Albert W. Brown Only

Subscribed and sworn (or affirmed) before me this August 24th day of August 1992

SEAL

Notary Public Stacey L. Dahn

Residing at Newport Beach, CA

My Commission Expires June 16, 1995

Please Print Name Stacey L. Dahn

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____



Copies White-State, Yellow-Claimant

