

11/15/2006

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

RIGHT NUMBER: 75-102

NAME AND ADDRESS: CLYDE L PHILLIPS
12 HUSSEY LN
SALMON ID 83467

SOURCE: IRON CREEK
SALMON RIVER

TRIBUTARY: SALMON RIVER
TRIBUTARY: SNAKE RIVER

Diversion of water from the Salmon River is limited to those times water is available for diversion under this right and priority from Iron Creek. Availability of water from Iron Creek shall be determined based on the lesser of the flow in Iron Creek at the authorized point(s) of diversion or at the mouth of Iron Creek.

QUANTITY: 0.100 CFS

This right when applied to lands via sprinklers shall be limited to 0.02 cfs per acre and 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 05/01/1911

POINT OF DIVERSION:

T18N R21E S15 NWNESW
T18N R21E S15 NWNWSW Lot 8 Within LEMHI County
T18N R21E S16 NWSENE 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	0.100 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T18N R21E S09 Lot 2 NESE	21.00	T18N R21E S09 Lot 3 SESE	28.00
T18N R21E S10 Lot 10 SWSW	12.00	T18N R21E S15 Lot 4 SWNE	18.00
T18N R21E S15 Lot 2 NENW	37.80	T18N R21E S15 SWNW	4.80
T18N R21E S15 Lot 3 SENW	32.00	T18N R21E S15 Lot 8 NWSW	10.00

163.6 ACRES TOTAL

This right is limited to the irrigation of 5 acres within the place of use described above in a single irrigation season.

Rights 75-101, 75-102, and 75-14196 when combined are limited to the irrigation of 84.6 acres within the place of use described above in a single irrigation season.

Rights 75-101, 75-102, 75-2093, 75-4003, 75-7031, 75-14196, and 75-14198 when combined shall not exceed the irrigation of 163.6 acres.

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



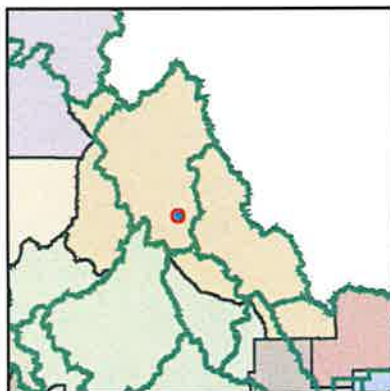
Idaho Department of Water Resources

Adjudication Claims:

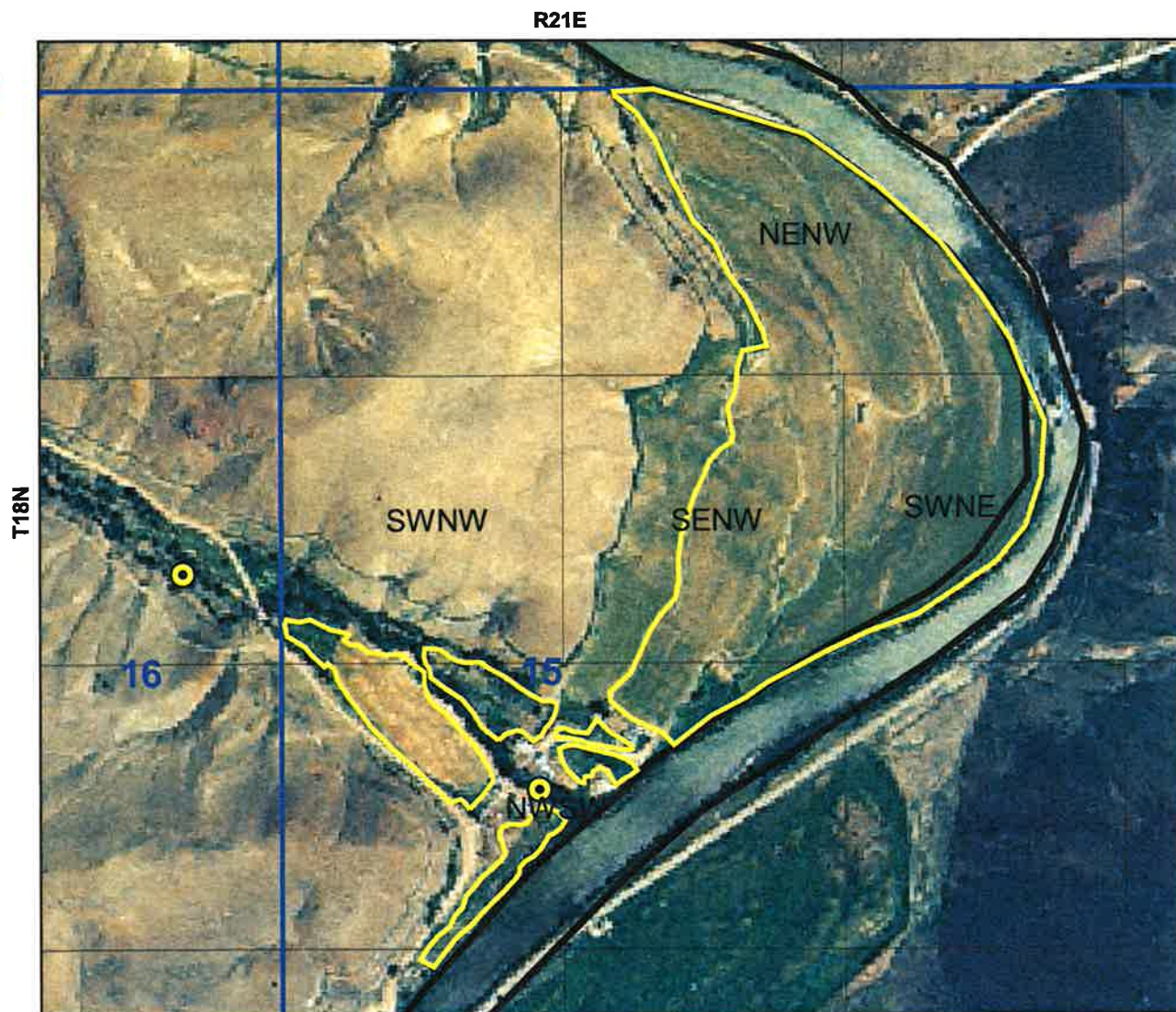
**75-101, 75-102 and
75-14196**

Legend

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



Lemhi County
IDWR Basin 75



0 0.3 0.6 Miles

Prepared by R. Brown
On Wednesday, April 5, 2006
1987/88 Aerial Photography

11/20/2006

**NOTICE OF ERROR
REPLY**

RECEIVED
DEC 13 2006

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 75-102

CLYDE L PHILLIPS
12 HUSSEY LN
SALMON ID 83467

Telephone Number: (208) 894-2224

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 12-06-06 SIGNATURE: Clyde L. Phillips
Please print your name: Clyde L. Phillips

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

SCANNED ✓
DEC 13 2006

11/20/2006

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IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

SCANNED
DEC 14 2006

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

CLAIM NO(s). 75-102

1. ☐ No Change NAME IS SAME
☒ NEW OWNER: Clyde L. Phillips
☐ No Change ADDRESS
☒ NEW ADDRESS: 12 Hussey Ln Salmon ID 83467

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.: NO TAGS BIC-01, STG-02, STG-03 on map

Township 18N Range 21E Section 15 1/4 NE 1/4 NW 1/4 SW SE-01
Township 18N Range 21E Section 16 1/4 SW 1/4 SE 1/4 NE STG-02
18N 21E 16 NW SE NE SE-03

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

dams in creek, ditches to place of use

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

Shares per with 75-101, 75-2093, 75-4003 *Shawn*

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 8-17-05

FIELD EXAMINER: Bob Foster

Print Name

Bob Foster

Signature

File Iron Creek 1
 Start Date and Time — 2004/06/02 10:20:42
 Sensor Type — FlowTracker Handheld ADV
 Serial Number — P170
 Averaging Time — 20 sec
 Units system — ENGLISH
 Staff height — 0.00 ft
 Gauge height — 0.00 ft
 Rated discharge — 0.000 cfs
 Starting edge of water — LEW
 Number of stations — 10
 Total width — 8.8 ft
 Total area — 8.80 ft²
 Total discharge — 15.844 cfs
 Mean velocity — 1.705 ft/s
 Mean SNR — 38.8 dB
 Mean std. error of vel. — 0.08 ft/s
 Mean boundary conditions — 0 (BEST)
 Boundary condition (Bnd) — 0: BEST
 1: GOOD
 2: FAIR
 3: POOR

done

ST.	Loc.	Depth	IceD	MDep	Clock	Npts	Spike	Vel	SNR	Angle	Verr	Bnd	Temp	Corr	MeanV	Area	Flow
	(ft)	(ft)	(ft)	(°D)		(ft/s)	(dB)	(deg)	(ft/s)	(degF)	Fact	(ft/s)	(ft ²)	(cfs)			
0	1.0	0.00	0.00	.0	00:00	0	0	0.00	0.0	0	0.0	0	0.00	1.00	1.818	0.00	0.000
1	1.8	1.40	0.00	.6	10:20	20	0	1.818	39.5	-5	0.11	0	45.88	1.00	1.818	1.120	2.035
2	2.6	1.30	0.00	.6	10:21	20	0	2.439	38.7	2	0.11	0	45.88	1.00	2.439	1.040	2.536
3	3.4	1.10	0.00	.6	10:22	20	1	2.571	39.5	2	0.15	0	45.90	1.00	2.571	0.880	2.261
4	4.2	1.20	0.00	.6	10:23	20	0	1.945	39.5	11	0.08	0	45.91	1.00	1.945	0.960	1.866
5	5.0	1.20	0.00	.6	10:23	20	1	1.608	39.9	6	0.05	0	45.91	1.00	1.608	0.960	1.543
6	5.8	1.20	0.00	.6	10:24	20	1	2.135	39.1	8	0.08	0	45.95	1.00	2.135	0.960	2.049
7	6.6	1.00	0.00	.6	10:25	20	1	2.107	38.7	12	0.09	0	45.99	1.00	2.107	0.800	1.686
8	7.4	1.00	0.00	.6	10:25	20	1	1.456	39.1	11	0.08	0	45.99	1.00	1.456	0.800	1.164
9	8.2	0.90	0.00	.6	10:26	20	0	0.986	37.8	11	0.05	0	46.00	1.00	0.986	0.720	0.709
10	9.0	0.70	0.00	.6	10:27	20	0	-0.011	36.5	44	0.02	0	46.02	1.00	-0.011	0.560	-0.006
11	9.8	0.00	0.00	.0	00:00	0	0	0.00	0.0	0	0.0	0	0.00	1.00	-0.011	0.00	0.000

SCANNED



SCANNED

OCT 03 2011

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: A75-00102

Date Received: 5/01/1990

Receipt No: 10066819

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EUGENE HUSSEY
Address: HC 61 BOX 117
SALMON, ID

83647

2. Date of Priority: MAY 01, 1911

3. Source: IRON CREEK

Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
18N	21E	15	NW	NE	SW		LEMHI
			NW	NW	SW		LEMHI
		16	SE	SE	NE		LEMHI

5. Description of diverting works:
THREE DITCHES AND HEADGATES TO GRAVITY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			0.100		

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

A.F.A.

8. Total consumptive use is 18.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
18N	21E	15	NW	NE	2	IRR	16.0
			SW	NE	4	IRR	15.0

A75-00102

Page 1

Date: 05/01/90

A7500102



MICROFILMED

DEC 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
18N	21E	15	NE	NW	2	IRR	20.0
			SW	NW	3	IRR	20.0
			NE	SW	8	IRR	8.0
			NW	SW	8	IRR	8.0
Section Acres							87.0
Total Acres							87.0

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:

14. Remarks:

P/U ORCHARD & ADJOINING LAND.
THE IRRIGATION SEASON WAS NOT OUTLINED IN THE DECREE AS IRRIGATION SEASONS HAVE BEGUN AS EARLY AS MID FEBRUARY AND ENDED AS LATE AS THE FIRST WEEK IN DECEMBER

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

L. SCHULTZ

Decree Plaintiff

vs

F. HUSSEY

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): Eugene A. Harsanyi Date: 1-5-1-90

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of May 19 90

of May 19 90

Seal

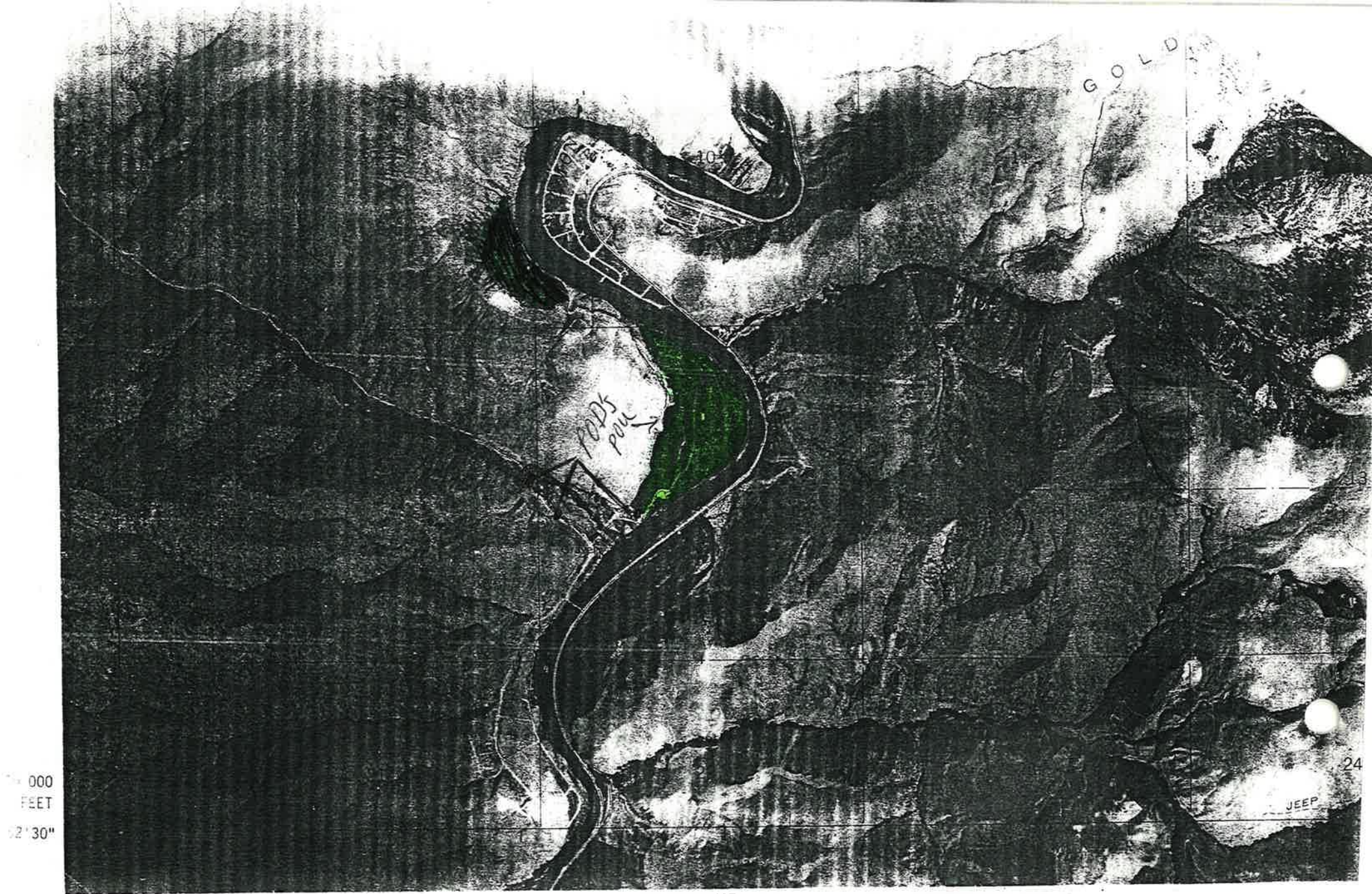
Notary Public

Residing at

My Commission Expires

MICROFILMED

DEC 15 1992



000
FEET
2'30"

114°00'

510 000 FEET

MICROFILMED

DEC 15 1992

SCALE 1:24 000