

12/13/2006

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

RIGHT NUMBER: 75-4058

NAME AND ADDRESS: LOWELL CERISE
56 WHITING RD
SALMON ID 83467

SOURCE: HUGHES CREEK

TRIBUTARY: NORTH FORK SALMON RIVER

QUANTITY: 0.690 CFS

PRIORITY DATE: 08/02/1901

POINT OF DIVERSION:

T25N R21E S16 SWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.690 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T25N R21E S16

SWNW

6.00

T25N R21E S16

NESW

6.00

T25N R21E S16

SESW

6.00

18 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 - Beneficial Use

05/25/2006

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

RIGHT NUMBER: 75-4058

NAME AND ADDRESS: LOWELL CERISE
56 WHITING RD
SALMON ID 83467

SOURCE: HUGHES CREEK

TRIBUTARY: NORTH FORK SALMON RIVER

QUANTITY: 0.360 CFS

PRIORITY DATE: 08/02/1901

POINT OF DIVERSION:

T25N R21E S16 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.360 CFS

PLACE OF USE:

IRRIGATION Within LEMHI County

T25N R21E S16

SWNW

6.00

T25N R21E S16

NESW

6.00

T25N R21E S16

SESW

6.00

18 ACRES TOTAL

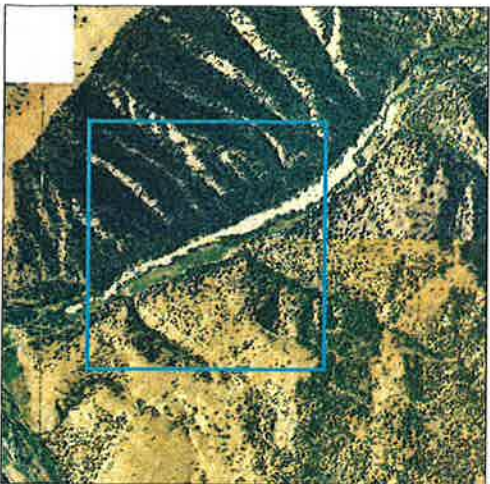
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 - Beneficial Use

*Gravelly field adjacent
to Hughes Creek needs
a great amount of water.*

75-4058

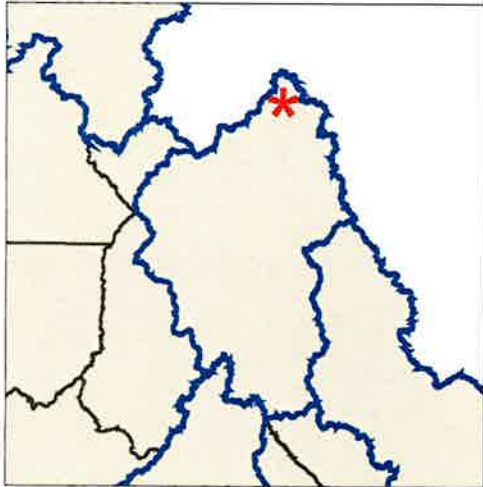


pod

Idaho Department of Water Resources

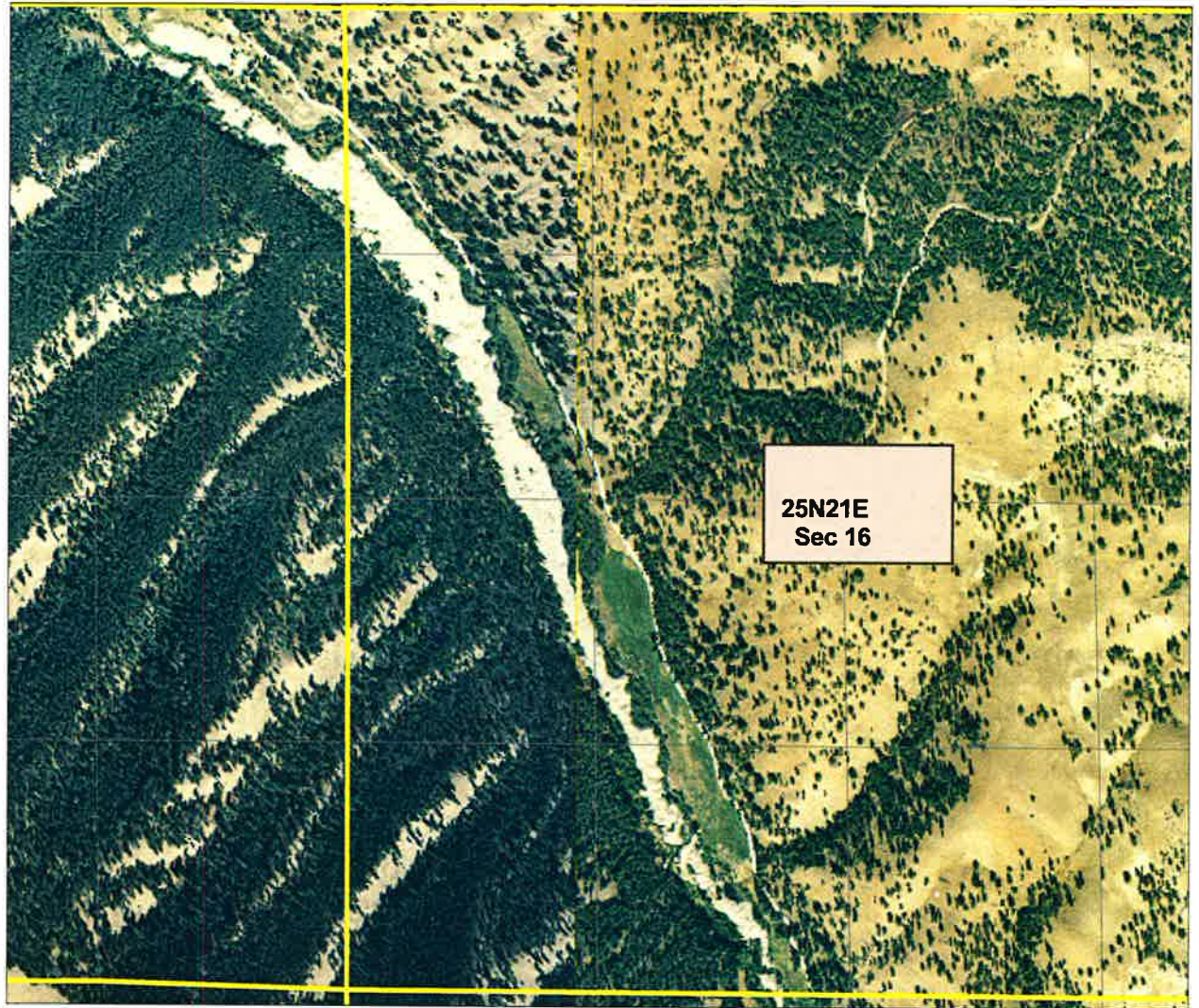


Adjudication Claim Number: **75-4058**



Legend

Section Lines
25N21E GCDB



Prepared by M. Van Bussum
On Tuesday, May 10, 2005
1991 Aerial Photography

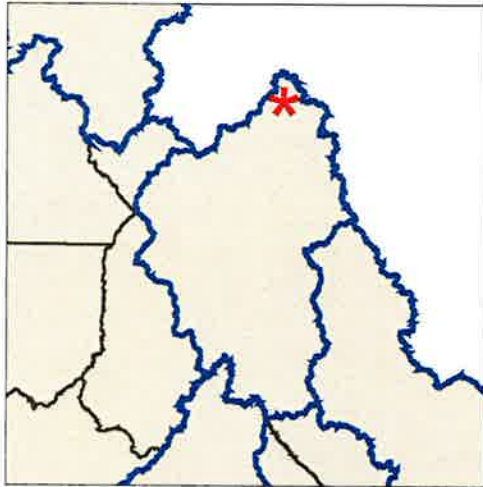
0 0.3 0.6 Miles

A scale bar with markings for 0, 0.3, and 0.6 miles.

Idaho Department of Water Resources

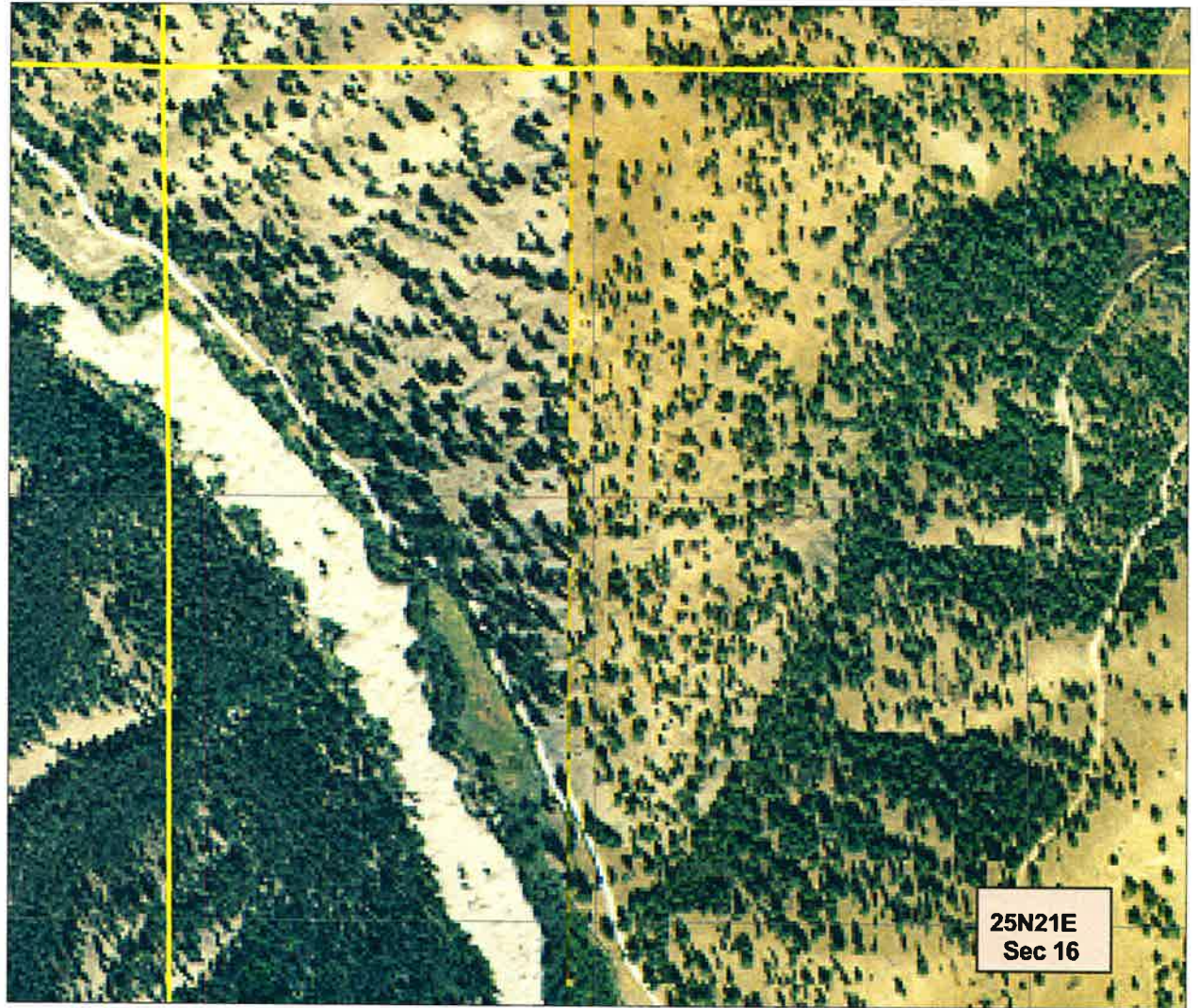


Adjudication Claim Number: **75-4058**



Legend

 Section Lines
 25N21E GCDB



Prepared by M. Van Bussum
On Tuesday, May 10, 2005
1991 Aerial Photography

0 0.2 0.4 Miles

A horizontal scale bar with markings at 0, 0.2, and 0.4 miles.



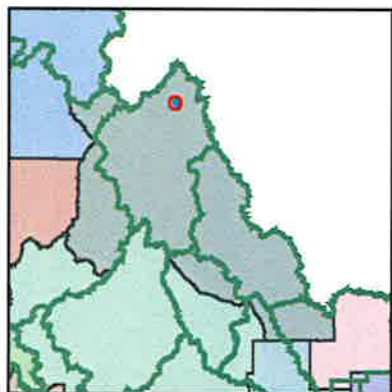
Idaho Department of Water Resources

Adjudication Claim:

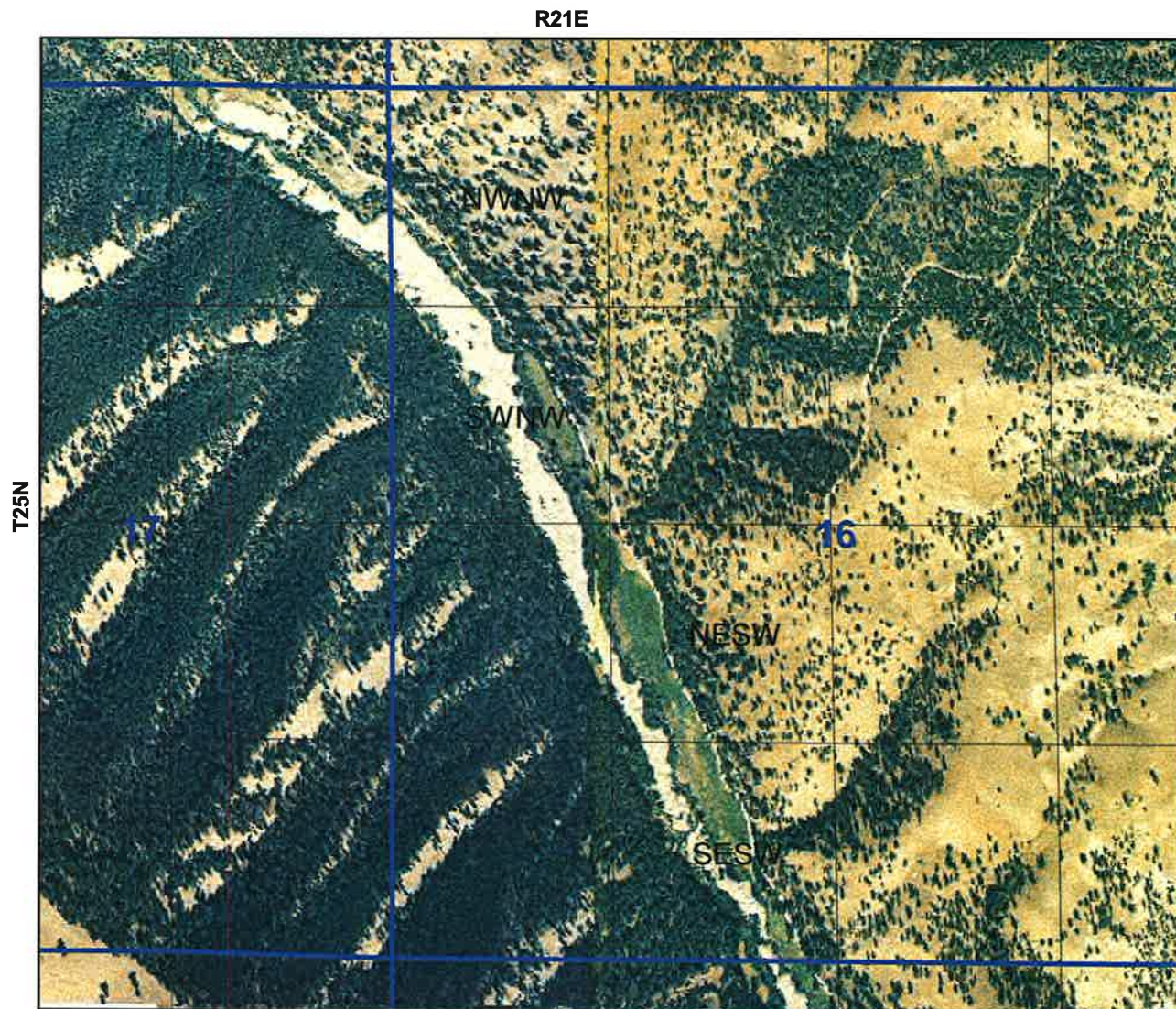
75-4058

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County
IDWR Basin 75



Prepared by R. Brown
On Sunday, March 5, 2006
1987/88 Aerial Photography

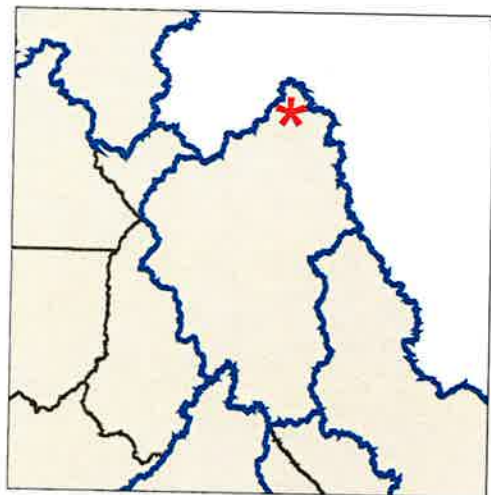
Owner: **LOWELL CERISE**

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.

Idaho Department of Water Resources

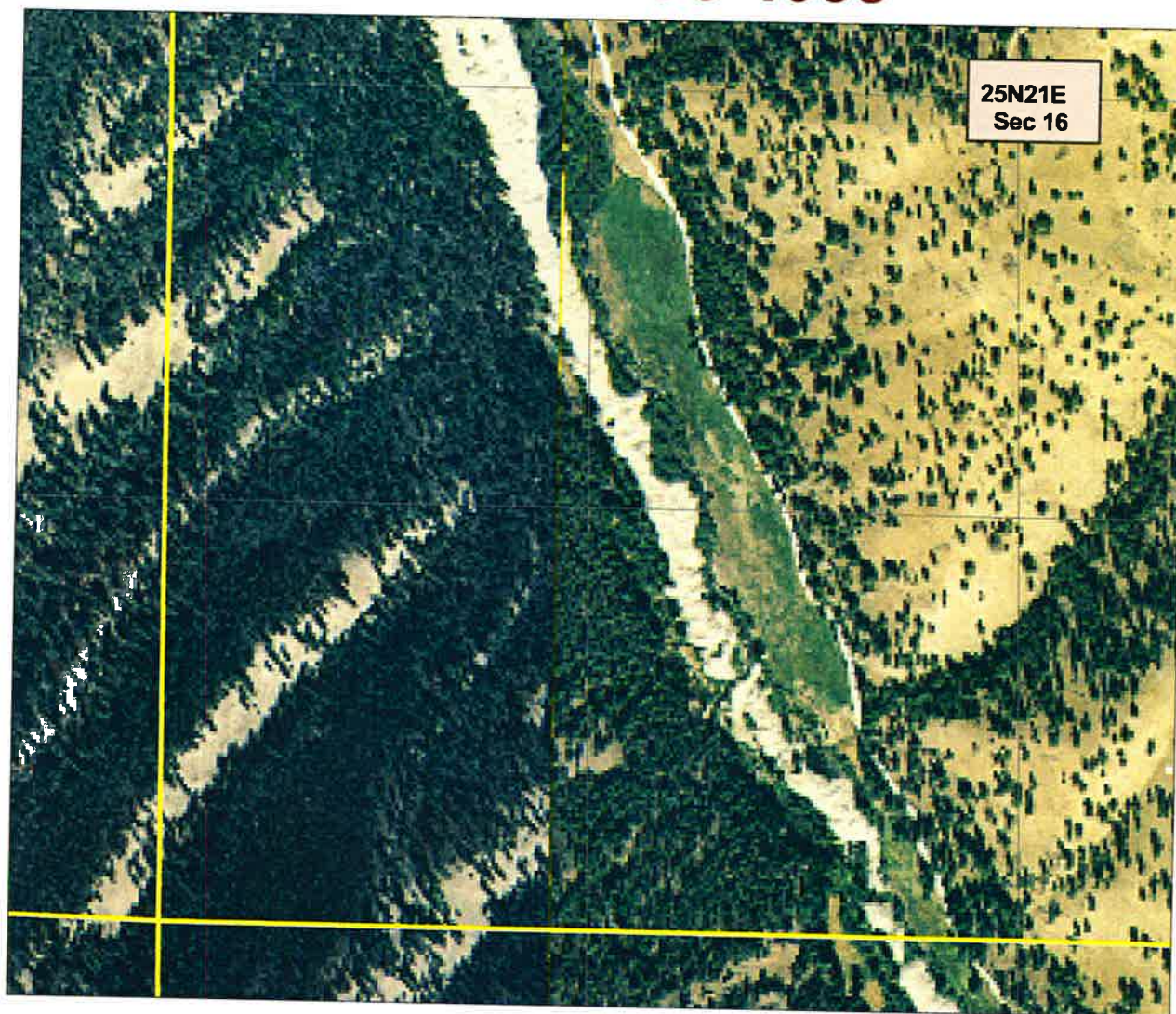


Adjudication Claim Number: **75-4058**



Legend

 Section Lines
 25N21E GCDB



0 0.2 0.4 Miles

A horizontal scale bar with markings at 0, 0.2, and 0.4 miles.

Prepared by M. Van Bussum
On Tuesday, May 10, 2005
1991 Aerial Photography



SCANNED

OCT 08 2000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 2, 1998

DOUGLAS CERISE RANCH CO
RT 1 BOX 82-A
SALMON ID 83467

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A75-04058, A75-
10784, A74-00817, A74-00820, A74-00824, A74-00825, A74-
00826, A74-04005B, A74-04005C

Dear Mr. Cerise:

The request for Change of Water Right Ownership concerning the above-referenced Notices of Claim have been processed and the Department's records updated to reflect you as the new claimant.

The enclosed reports show this change along with the elements of the water right being claimed. Please review these reports and contact this office if there are corrections or questions.

Please keep these reports for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

DELOG-GT
7/27/98
RECEIVED
JUL 27 1998

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page. Department of Water Resources
Eastern Region
Incomplete forms will be returned.

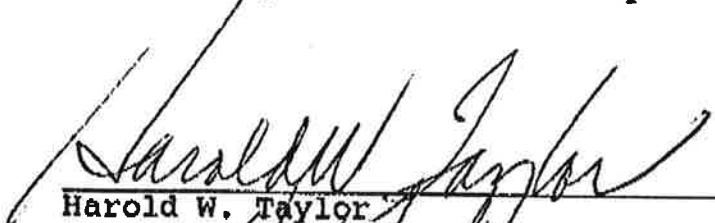
- On Hughes Creek: ^{OIC} A75-04058 and A75-10784.
1. Water Right Number(s) A74-00817, A74-00820, A74-00824, A74-00825, A74-00826,
A74-04005B, A74-04005C, 74-07327, 74-07332 and a portion of A74-04005A
Adjudication Claim Number(s) W.R., W.R.
2. The following **REQUIRED** information must be submitted with this form.
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Darline Newman & the Deloy B. Newman Estate
3661 Woodhaven Idaho Falls, Id. 83404
4. New Owner/Claimant(s) Douglas Cerise Ranch Co.
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address Rt. 1 Box 82-A
City, State and ZIP Code Salmon, Idaho 83467
New Telephone Number (208) 756- 3085
5. Date you acquired the property _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. A74-04005A is split
Number of acres actually irrigated 224.884 Number and type of stock _____
Diversion rate in CFS 6.747 Number of homes 2 Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) [Signature] for Douglas Cerise Ranch CO. Date 7/16/98
Date _____
8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

SPECIAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS that I, Harold W. Taylor of 5 Silver Queen Court, Park City, Utah, do hereby make, constitute and appoint David Couch of Lemhi County, Idaho, my true and lawful attorney-in-fact for me and in my name, place, and stead, and on my behalf, and for my use and benefit.

To sign my name to any instrument regarding any and all business pertaining to water rights and water shares which I own in Lemhi County, Idaho, and to do any other act or acts, which the undersigned can do through an agent, with respect to my interest in my water rights and water shares in Lemhi County, Idaho.

IN WITNESS WHEREOF, I hereto sign my name this 10th day of May, 1990.

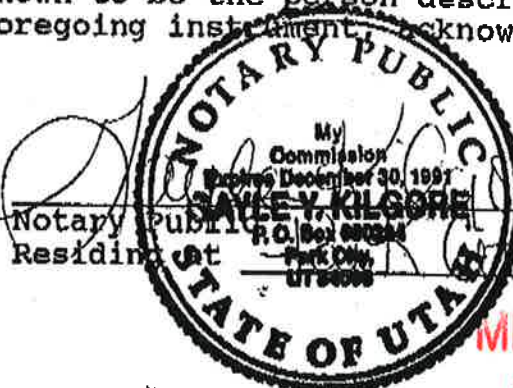

Harold W. Taylor

STATE OF UTAH)
 : ss.
COUNTY OF SUMMIT)

On this 10th day of May, 1990, personally appeared before me, Harold W. Taylor, to me known to be the person described herein and who executed the foregoing instrument, acknowledged to me that he executed the same.

My Commission Expires:

12/30/91



MICROFILMED

DEC 15 1992

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

CLAIM NO(s). A75-04058 208-756-3085

1. ☐ No Change NAME IS SAME
☒ NEW OWNER: Douglas Cerise Ranch Co.
☐ No Change ADDRESS
☒ NEW ADDRESS: 56 Whiting Rd 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.: A0014989 GPS 078

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

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

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

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: _____

FIELD EXAMINER: _____

Print Name
<i>Jack F. Ellis</i>
Signature

SCANNED

OCT 08 2001

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: A75-04058
Date Received: 5/10/1990
Receipt No: M007030
Received By: JB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HAROLD W. TAYLOR
Address: P.O. BOX 804
PARK CITY, UT

84060

2. Date of Priority: AUG 02, 1901

3. Source: HUGHES CREEK

Trib. to: SALMON RIVER, NORTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	21E	16	NW	NW			LEMHI

5. Description of diverting works:
DIVERSION DAM AND WOOD HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.690		

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

A.F.A.

8. Total consumptive use is 43.2 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
25N	21E	16	SW	NW		IRR	6.0
			NE	SW		IRR	6.0
			SE	SW		IRR	6.0

Section Acres 18.0

A75-04058

Page 1

Date: 05/10/90

MICROFILMED

DEC 15 1992

10. Place of Use: Continued

Total Acres 18.0

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:
NONE

14. Remarks:
AC. IRR.=17.3.

15. Basis of Claim: STATUTORY CLAIM

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: _____

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 A75-04058
Date Received 5-10-96
Receipt Number MOD 7030

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Harold W. Taylor Phone (801) 649-8496
Mailing Address P.O. Box 804, Park City, Utah Zip 84060

2. Date of Priority (Only one (1) per claim) August 2, 1901

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

4. a. Location of existing point of diversion is: Township 25N Range 21E Section 16,
_____ 1/4 of NW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Lemhi

Additional points of diversion if any: _____

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. Wood 2"x8" gate and diversion
dam, 16 ft long, 4 ft high, width at bottom and top is 3 ft.

A7504058



MICROFILMED

DEC 15 1992

Taylor #5

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Oct 31 amount 0.69 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.69 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 43.25 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	
25N	21E	16							5 $\frac{3}{4}$		5.76			5.78					17.3

Total number of acres irrigated 17.3

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 X 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.
_____ or None (X)

14. Remarks:

MICROFILMED

DEC 15 1992

Last Name Taylor #5 Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 75-04058
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Arnold W. Taylor Date 5/10/90

by [Signature] Date 5/10/90
Power of Attorney

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 _____)
County of Lent) SS.

Subscribed and sworn (or affirmed) before me this 10th day of May 1990

SEAL

Notary Public [Signature]

Residing at _____

My Commission Expires _____

Please Print Name

Anna Baumhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires December 7, 1994

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 Taylor #5 Ident. Number _____

MICROFILMED

DEC 15 1992

Copies White-State, Yellow-Claimant

AJ0749NP
No. A75-04058

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

DATE: 11/02/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DOUGLAS CERISE RANCH CO RT 1 BOX 82-A SALMON ID 83467 (208) 756-3085	08/02/1901	IRRIGATION	04-01 10-31	0.69 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					0.69 CFS	43.20 AFA

Water Source: HUGHES CREEK

Tributary to: SALMON RIVER, NORTH FORK

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T25N R21E S16

NWNW

LEMHI County

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE									
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
25N	21E	16	:									:			06		:			06		06	:					:	18.0
																												TOTAL ACRES	18.0

POU County: LEMHI

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: GEN AC. IRR.=17.3.
CHANGED OWNERSHIP PER REQUEST/JH/11-2-98

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

