

11/15/2006

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

RIGHT NUMBER: 75-4117C

NAME AND ADDRESS: RONALD A COOK
49 SUMMER MEADOWS LN
SALMON ID 83467

JANET F COOK
49 SUMMER MEADOWS LN
SALMON ID 83467

SOURCE: SPRINGS
UNNAMED STREAM

TRIBUTARY: MOGG DITCH
TRIBUTARY: MOGG DITCH

QUANTITY: 0.100 CFS

PRIORITY DATE: 03/10/1928

POINT OF DIVERSION:

T21N R22E S19 SENW Within LEMHI County

T21N R22E S19 SENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 11/01	0.010 CFS
IRRIGATION	04/01 10/31	0.090 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R22E S19 Lot 1 NENW 1.60

STOCKWATER in LEMHI County

T21N R22E S19 Lot 1 NENW

1.6 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

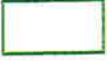


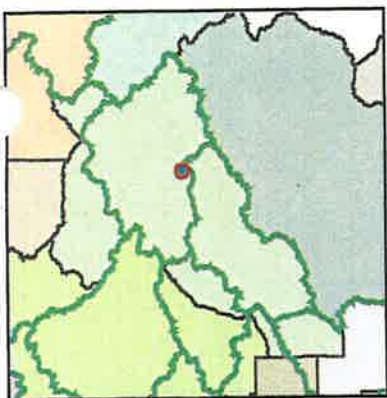
Idaho Department of Water Resources

SRBA Claim:

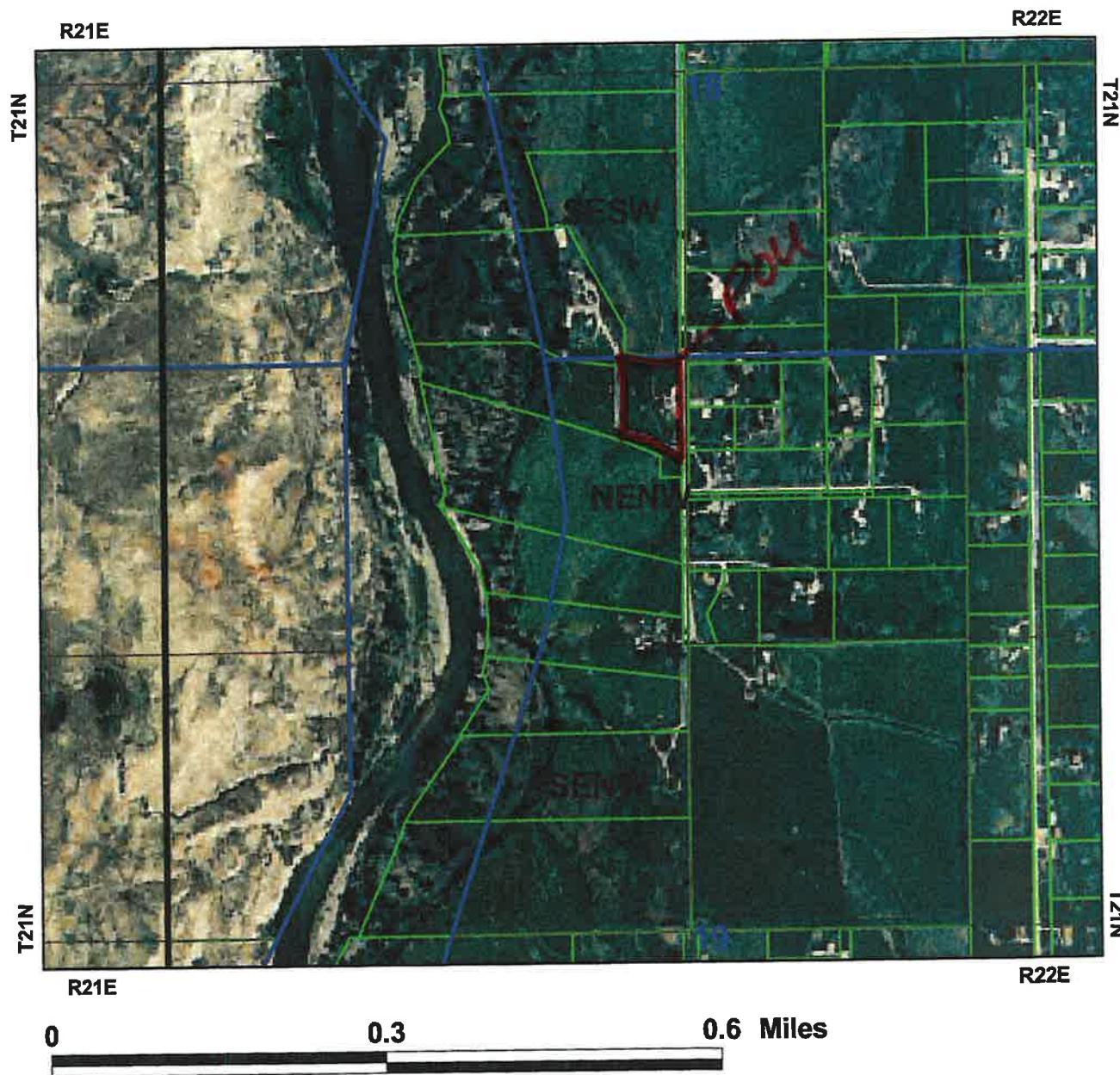
75-4117

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Lemhi County
IDWR Basin 75



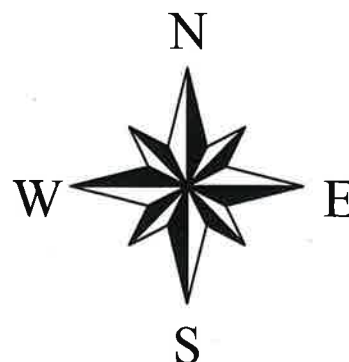
Prepared by R. Brown
On Tuesday, May 16, 2006
1987/88 Aerial Photography

75-4117C



0.09 0 0.09 0.18 Miles

- Lemhi taxlots
- GCDB21N22E GCDB
- GCDB21N21E GCDB
- Pou.shp
- Pod.shp
- Administrative BasinsAdminbas.shp



Estimating Conveyance Loss using the Worstell Method

Claim No.

Formula: $S = (w)(i)(0.0667)$

Where: S = loss in cfs per mile

w = top width of the high water mark in feet

i = loss rate in feet per day (see Table)

Type of soil	i (ft/day)
medium clay loam	0.5 - 1.5
impervious clay	0.5
medium soils	1.0
somewhat pervious soils	1.5 - 2.0
gravels	2.5 - 5.0

Worksheet:

$w = 3'$ assumed

$i = 1.0$ ft/day

ditch length (mi.) = $1250' \div 63360' = 0.2$ miles

Conveyance Loss:

$S = (3)(1)(0.0667) = 0.2$ cfs/mile

Loss = 0.04 cfs

0.2 cfs/mile $\times$ 0.2 miles = 0.04

$(1.6 \text{ Ac})(0.03 \text{ cfs/Ac}) = 0.05$ cfs irrigation
ditch loss = $+0.04$ cfs

<u>0.09 cfs</u>
0.01 cfs stockwater
<u>0.10 cfs Total</u>

Claimed ≈ 0.1 cfs

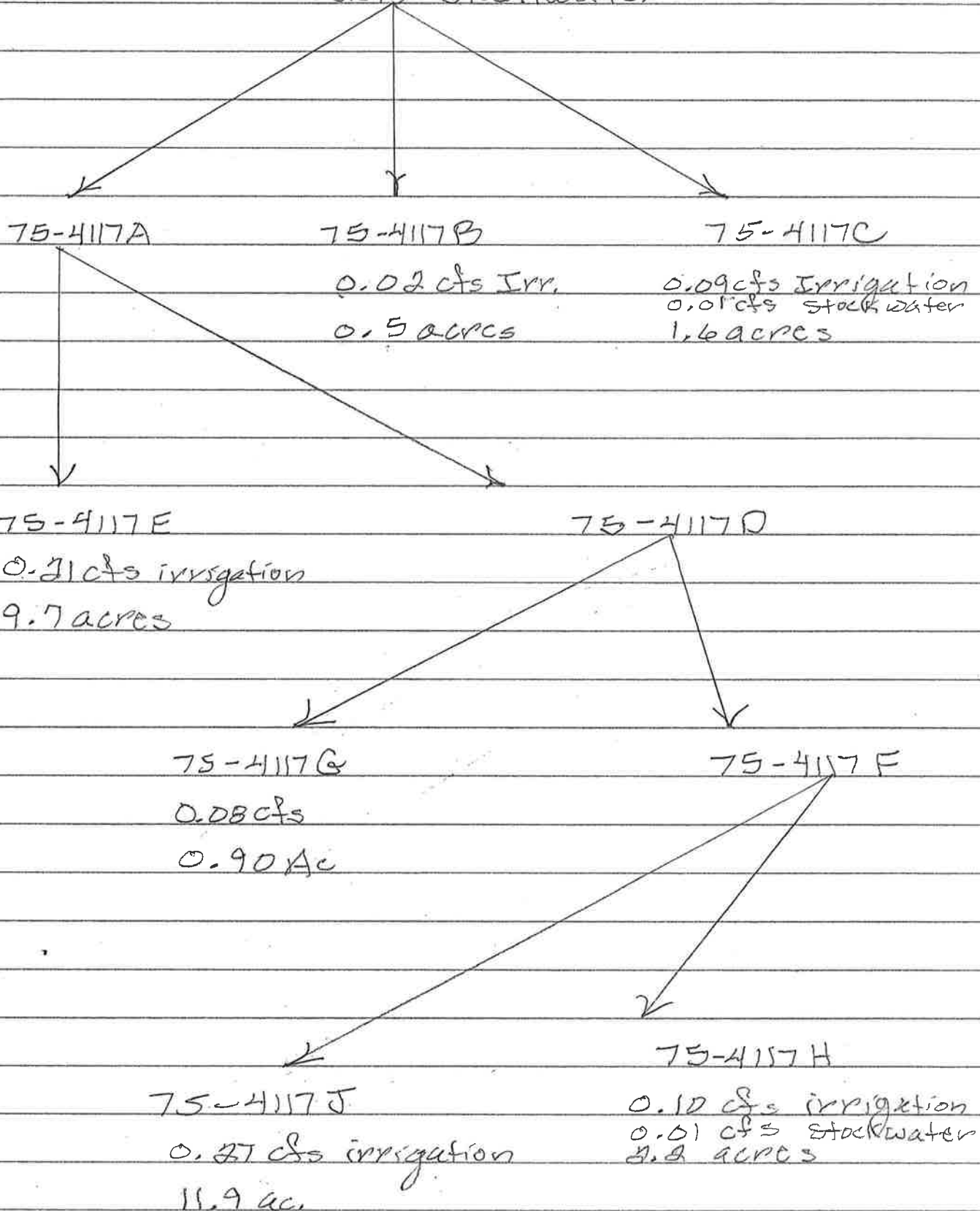
Recommend $\approx$ 0.09 cfs irrigation
 0.01 cfs stockwater
 0.10 cfs Total

Recommended
Parent Claim

75-4117

2.1 cfs Irrigation, 30 Ac.

0.02 cfs Stockwater



11/20/2006

**NOTICE OF ERROR
REPLY**

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: 75-4117C

RONALD A COOK
49 SUMMER MEADOWS LN
SALMON ID 83467
Telephone Number: (208)756-2356

JANET F COOK
49 SUMMER MEADOWS LN
SALMON ID 83467
Telephone Number: (208)756-2356

RECEIVED

DEC - 4 2006

IDWR/North

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:

your total of 1.6 Acres is inaccurate
it should be 4.3 Acres

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

DATE: 11-26-06 SIGNATURE: R. A. Cook
Please print your name: Ronald A. Cook

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

SCANNED

DEC - 6 2006

NOVEMBER 15, 2006

NOTE TO THE FILE:

AT THE TIME OF THE CLAIM VERIFICATION, THE OWNERSHIP HAD
CHANGED FROM RONALD COOK TO DON & LAURI OVITT, 191 S
ST. CHARLES, SALMON, IDAHO, 83467.

KEITH E. FRANKLIN
SENIOR WATER RESOURCES AGENT

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

CLAIM NO(s). 75-4117C

1. ☐ No Change NAME IS SAME
☒ NEW OWNER: DON N + Lauri L. Outh
☐ No Change ADDRESS
☒ NEW ADDRESS: 191 S ST Charles 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.: A0017213

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:

headgate, ditch to pool

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 water being diverted at time of exam

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 9-28-06

FIELD EXAMINER: Bob Foster

Print Name

Bob Foster

Signature

CHERRY, JACK D

BINGHAM, LLOYD

FAYLE, NANCY J

LANGE, GORDON R

OHL, ANDREW B

TATE, JAMES A

PERRY, JOHN W

OHL, ANDREW B

HALL, ROY L

OHL, ANDREW B & L AND

DUTTON, SHARON K

OVITT, DON N

SKINNER, TAWNA ELAINE LIVING

WILE, DONALD R

BOWEN, JASON

OVITT, DON N

COLSTON, BRUCE

BAWITT, LARWOOD STON, ROSALEE ANNE

WOLFLEY, STEPHANISHEN, B

FUGUS, STEVE V

PETERSON, GRANT A

GOSACK, M L

KING, ABNER GARDEN, KE

BURBANK, ARTHUR LAWRENCE JR

ERCA, ALEXIS CHITIS

GEURLOO, ROBERT J

HYBORG, FLOYD BRENT

BURBANK, ARTHUR LAWRENCE JR

FISHER, LARRY C

HENRY, WILLIAM

JAKOVAC, FRED

TERRY, ALLAN

75- 4117C



To:

Idaho Department of Water Resources, July 12 2005

This letter is to inform you of the year I first used the irrigation water on the section of (T21N R22E S19) in Lemhi County. The year was 1948, It has been used continuously since that date, for 57 years. In 1994 I sold a parcel of land (4.1 acres) to Ronald A. and Janet F. Cook, they have used the water to irrigate the above name parcel actively since that time. I do believe this shows a water right priority.

Respectfully:

Ray Cheney

7/12/2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 75-4117C

WATER RIGHT NUMBER: 75-4117C

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RONALD A COOK 49 SUMMER MEADOWS LN SALMON, ID 83467 (208)756-2356
Current Owner	JANET F COOK 49 SUMMER MEADOWS LN SALMON, ID 83467 (208)756-2356

Priority Date: 03/10/1928

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRINGS	MOGG DITCH
UNNAMED STREAM	MOGG DITCH

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	4/01 to 11/01	0.020 CFS	
IRRIGATION	4/01 to 11/01	0.080 CFS	
<u>Total Diversion:</u>		0.100 CFS	

Location of Point(s) of Diversion

SPRINGS	SE1/4NW1/4	Sec. 19, Twp 21N, Rge 22E, B.M.
LEMHI County		
UNNAMED STREAM	SE1/4NW1/4	Sec. 19, Twp 21N, Rge 22E, B.M.
LEMHI County		

Place of UseIRRIGATION Within LEMHI County

T21N R22E S19 NENW 2.0

Total Acres: 2

STOCKWATER same as IRRIGATIONConditions of Approval:Remarks:

SCANNED

OCT 0 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: A75-04117C
Date Received: 5/10/1990
Receipt No: M007012
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RONALD A COOK 208-756-2356
Address: RT 1 BOX 144-AB
SALMON, ID 83467

OR
Name: JANET F COOK 208-756-2356
Address: RT 1 BOX 144-AB
SALMON, ID 83467

2. Date of Priority: MAR 10, 1928

3. Source: SPRINGS Trib. to: MOGG DITCH
UNNAMED STREAM MOGG DITCH

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
21N	22E	19	SE	NW			LEMHI

5. Description of diverting works:
HEADGATE & DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.080		
STOCKWATER	04/01	11/01	0.020		

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

8. Total consumptive use is 5.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ UP TO 12 HEAD STOCK

A75-04117C

Page 1

Date: 05/10/90

A7504117C



MICROFILMED

DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	22E	19	NE	NW		IRR	2.0
Section Acres							2.0
Total Acres							2.0

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:

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 X 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.

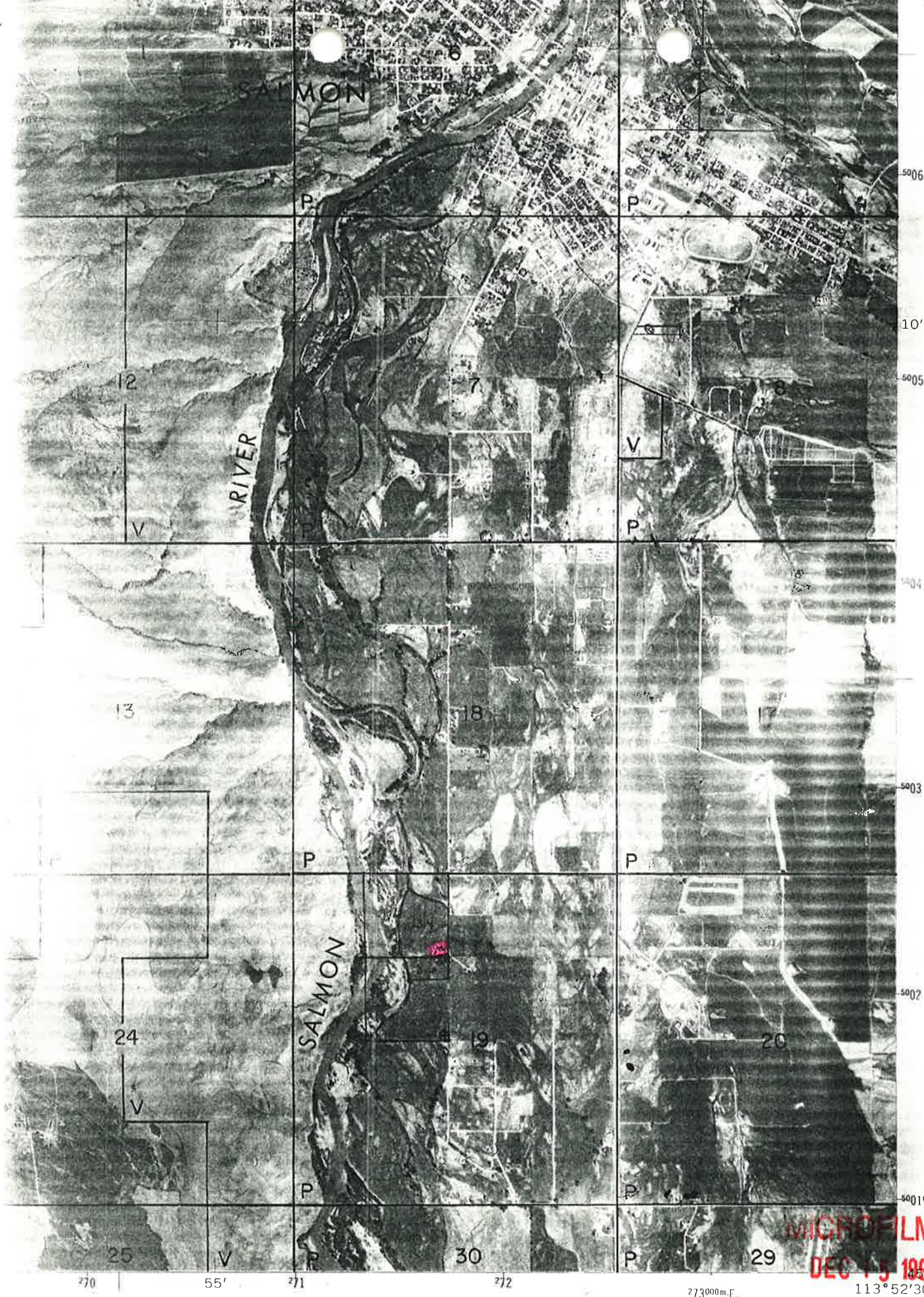
Signature of Claimant(s): X [Signature] Date: 5-10-96
Date: _____

State of Idaho)
County of Benewah) SS.

Subscribed and sworn (or affirmed) before me this 10 day
of May 19 90 [Signature]
Notary Public

Seal

Residing at Heise, Id
My Commission Expires 2/26/96



5006

10'

5005

5004

5003

5002

5001

MICROFILMED
DEC 15 1992

113°52'30"

PRINCIPAL NUMBERED HIGHWAYS

○ Interstate Route □ U. S. Route ○ State Route

1 MILE

0 1000 2000 FEET