

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

02/09/2006

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

RIGHT NUMBER: 75-4141
NAME AND ADDRESS: NELDA ENOCH
PO BOX 2225
SALMON ID 83467

O A ENOCH
PO BOX 2225
SALMON ID 83467

SOURCE: TOWER CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.150 CFS
PRIORITY DATE: 04/01/1912
POINT OF DIVERSION:

T23N R22E S17 SWNW 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	0.150 CFS

PLACE OF USE: IRRIGATION Within LEMHI County
T23N R22E S18 SWNE 1.20

✓ 0.150

1.2 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

0.46815



IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO.:

75-4141

T23N R22E Sec. 18

LEGEND

 Point(s) of Diversion

 Place of Use

Gov. Lot Numbers

 Townships

 Sections

 Quarter Quarter

IMAGE 1993 True Color



Prepared By: Asher Barton
November 1, 2005





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

January 11, 2007

NELDA & O A ENOCH
PO BOX 2225
SALMON ID 83467

Re: Tower Creek Adjudication Recommendation

Dear Mr. and Mrs. Enoch:

Enclosed is a spreadsheet that summarizes recommendations filed with the SRBA court for claims for water from Tower Creek for properties that were settled in the 1890's or early 1900's. The claims had a wide array of priority dates and evidence in support of those priority dates was received. Some of you filed a Notice of Error in response to the Recommended Findings that were mailed out to claimants in November 2006. Some of you may have already received a response from us regarding your Notice of Error.

After looking at each right separately, we concluded that a more systematic approach to how recommendations were made was required. It seemed to us that it made sense to have the same priority date recommended for all of the property that was originally part of a single homestead. To that end we evaluated the Evidence of Priority information that was submitted and used the earliest date that we felt could be verified. In some cases documents were submitted that may reference dates earlier than what we have recommended, but the extent of development was not quantified. The spreadsheet lists the various water rights and the basis for the selection of the date used. Please note that you still have the option of filing an objection with the court if you disagree with these recommendations

If you have any questions please don't hesitate to contact us.

Sincerely

Robert G. Haynes P.E.
Regional Manager

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

CLAIM NO(s). 75-4141

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.: A0015035 GPS File # 160720A

Township 23N Range 22E Section 17 1/4 ^{NE} ~~SE~~ 1/4 SW 1/4 NW
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

diversion in creek, ditch to place of use, no pond in

23N 22E 18 NWSE

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: <u>irr</u>	Township <u>23N</u>	Range <u>22N</u>	Section <u>18</u>	<u>1/4 SW</u>	<u>1/4 NE</u>
Use: _____	Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>
Use: _____	Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>
Use: _____	Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>

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

NO POD in 23N 22E 18 NWSE, Pou corrected to reflect actual Pou
Shares POD with 75-2004F, 75-2004G, 75-2004K, 75-2004L
75-4067, 75-4168, 75-4314, 75-4497

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

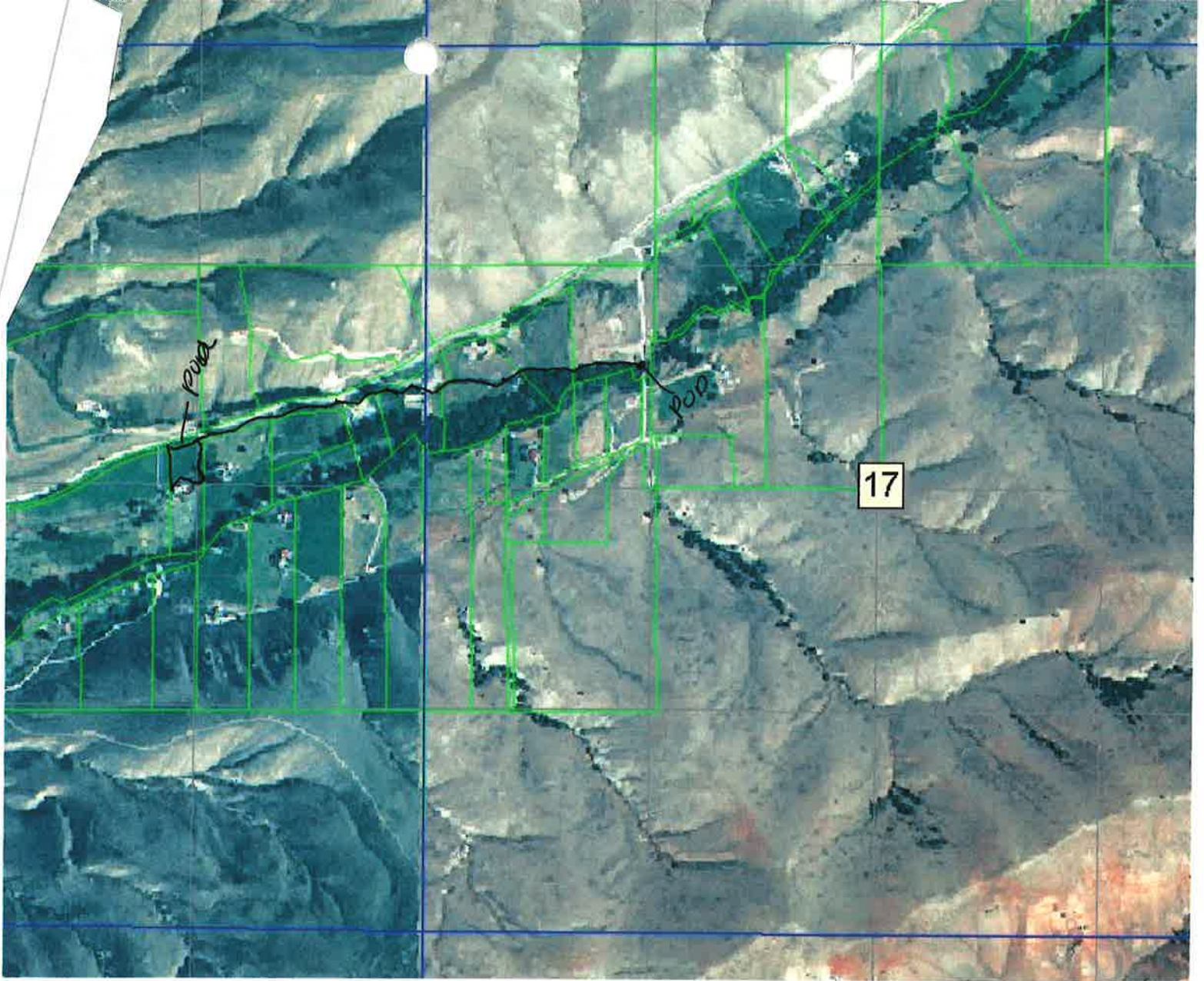
☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 6-8-05

FIELD EXAMINER: Bob Foster
 Print Name

Bob Foster
 Signature



75-4141

~~75-4141~~

```
filename: c:\docs\forms\ditch flow computations upgraded.xls
```

Measurement done by: B. Foster

Date if measurment: 6/10/2005

REW value: 1.00

LEW value: 6.00

Space between

readings (ft): 0.50

Note to user:

Make entries in cells without shading.

[illegible]

Tower Creek Lower ditch

GPS Site Tag No.: A0015035

POD Location: T23N, R22E, S17, SWNW

Rate Measured: 2.34 cfs

Claim No.	Priority Claimed	Rate Claimed (cfs)	Priority Rec.	Rate (0.02 cfs/acre)	Ditch Length (mi.)	Conveyance Loss (cfs)	Max. Rate (cfs)	Rec. Rate (cfs)
75-2004A	2/19/1907	0.23	2/19/1907	0.024	0.192	0.051	0.08	0.08
75-2004F	2/19/1907	0.04	2/19/1907	0.062	0.312	0.083	0.15	0.04
75-2004G	2/19/1907	0.10	2/19/1907	0.018	0.269	0.072	0.09	0.09
75-2004K	2/19/1907	0.05	2/19/2007	0.006	0.044	0.012	0.02	0.02
75-2004L	2/19/1907	0.11	2/19/1907	0.074	0.101	0.027	0.10	0.10
75-4067	6/7/1897	0.14		0	0	0.000	0.00	0.00
75-4141	6/7/1897	0.20	4/1/1912	0.024	0.477	0.127	0.15	0.15
75-4143	6/7/1897	0.34	4/1/1912	0.140	0.523	0.140	0.28	0.28
75-4168	2/19/1907			0	0	0.000	0.00	0.00
75-4314	2/19/1907			0	0	0.000	0.00	0.00
75-4497	6/15/1948	0.24	6/15/1948	0.072	0.788	0.210	0.28	0.24
		1.45					1.14	0.67

Conveyance Loss (Worstell Method)

$$S=(W)(i)(0.0667)$$

where: S = loss in cfs/mile

W = top width of ditch high water mark in feet

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

0.0667 is a factor to convert to cfs/mile

Type of Soil	Loss Rate i (ft/day)
med. Clay loam	0.5 to 1.5
impervious clay	0.5
med. Soils	1.0
somewhat pervious	1.5 to 2.0
gravel	2.5 to 5.0

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: A75-04141
Date Received: 4/19/1990
Receipt No: MO06679
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: O. A. ENOCH
Address: P.O. BOX 2225
SALMON, ID

83467

OR

Name: NELDA ENOCH
Address: P.O. BOX 2225
SALMON, ID

208-756-3038

83467

2. Date of Priority: JUN 07, 1897

3. Source: TOWER CREEK

Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
23N	22E	17	SW	NW			LEMHI
		18	NW	SE			LEMHI

5. Description of diverting works:
PRIVATE 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	0.200		

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

8. Total consumptive use is 7.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A75-04141

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Date: 04/19/90



MICROFILMED

DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
23N	22E	18	NW SE		IRR	3.0
Section Acres						3.0
Total Acres						3.0

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 Melba Enock Date: 4-19-90

Date: _____

State of Idaho)
County of Lewistown) SS.

Subscribed and sworn (or affirmed) before me this 19 day
of April 19 90 Dave Carl
Notary Public

Seal

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



DEC 15 1992

UNRECORDED