

SRBA

DIRECTORS REPORT 75-04200

Return to SRBA Home Page

IWT072

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Right Number: 75-04200

Name and Address: ERIK F STORLIE
TAMARA L KAISER
3217 HUMBOLDT AVE SOUTH
MINNEAPOLIS, MN 55408

Source: NORTH FORK HAT CREEK Tributary: HAT CREEK

Quantity: .96 CFS

The rights listed below are limited to a total combined diversion rate of 2.33 cfs. Combined Right Nos.: 75-2137, 75-4199 & 75-4200.

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

Priority Date: 05-01-1889

Diversion Point: T17N R20E S03 SESWSW Within Lemhi County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Irrigation	04-01 TO 10-31	.96 CFS
	Stockwater	01-01 TO 12-31	.03 CFS

Place of Use:	Irrigation	Within Lemhi County
	T17N R20E S10	SWNW 5.4 NWSW 0.6
	S15	SWSE 11
		NWNE 7.7
	24.7 Acres Total	

Stockwater
Same as Other Use

The rights listed below are limited to the irrigation of a combined total of 69.7 acres in a single irrigation season. Combined Right Nos.: 75-2137, 75-4199 & 75-4200.

Other Provisions Necessary for Definition / Administration of this Water Right:

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Explanatory Material: Basis of Claim - Beneficial Use

SRBA

DIRECTORS REPORT 75-02137

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IWT072

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Right Number: 75-02137

Name and Address: ERIK F STORLIE
TAMARA L KAISER
3217 HUMBOLDT AVE SOUTH
MINNEAPOLIS, MN 55408

Source: BIG HAT CREEK Tributary: HAT CREEK
NORTH FORK HAT CREEK Tributary: HAT CREEK

Quantity: .84 CFS

The rights listed below are limited to a total combined diversion rate of 2.33 cfs. Combined Right Nos.: 75-2137, 75-4199 & 75-4200.

Priority Date: 01-11-1960

Diversion Point: T17N R20E S03 SESWSW Within Lemhi County
S08 NWNESE

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Irrigation	04-01 TO 10-31	.84 CFS

Place of Use:	Irrigation	Within Lemhi County
	T17N R20E S10	SWNW 5.4 NWSW 8.8 SWSE 14 NWNE 14
	S15	NESW 0.5 SESW 27
	69.7 Acres Total	

This right is limited to the irrigation of 42 acres within the place of use described above in a single irrigation season. The rights listed below are limited to the irrigation of a combined total of 69.7 acres in a single irrigation season. Combined Right Nos.: 75-2137, 75-4199 & 75-4200.

Other Provisions Necessary for Definition / Administration of this Water Right:

Explanatory Material: Basis of Claim - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Idaho Department of Water Resources

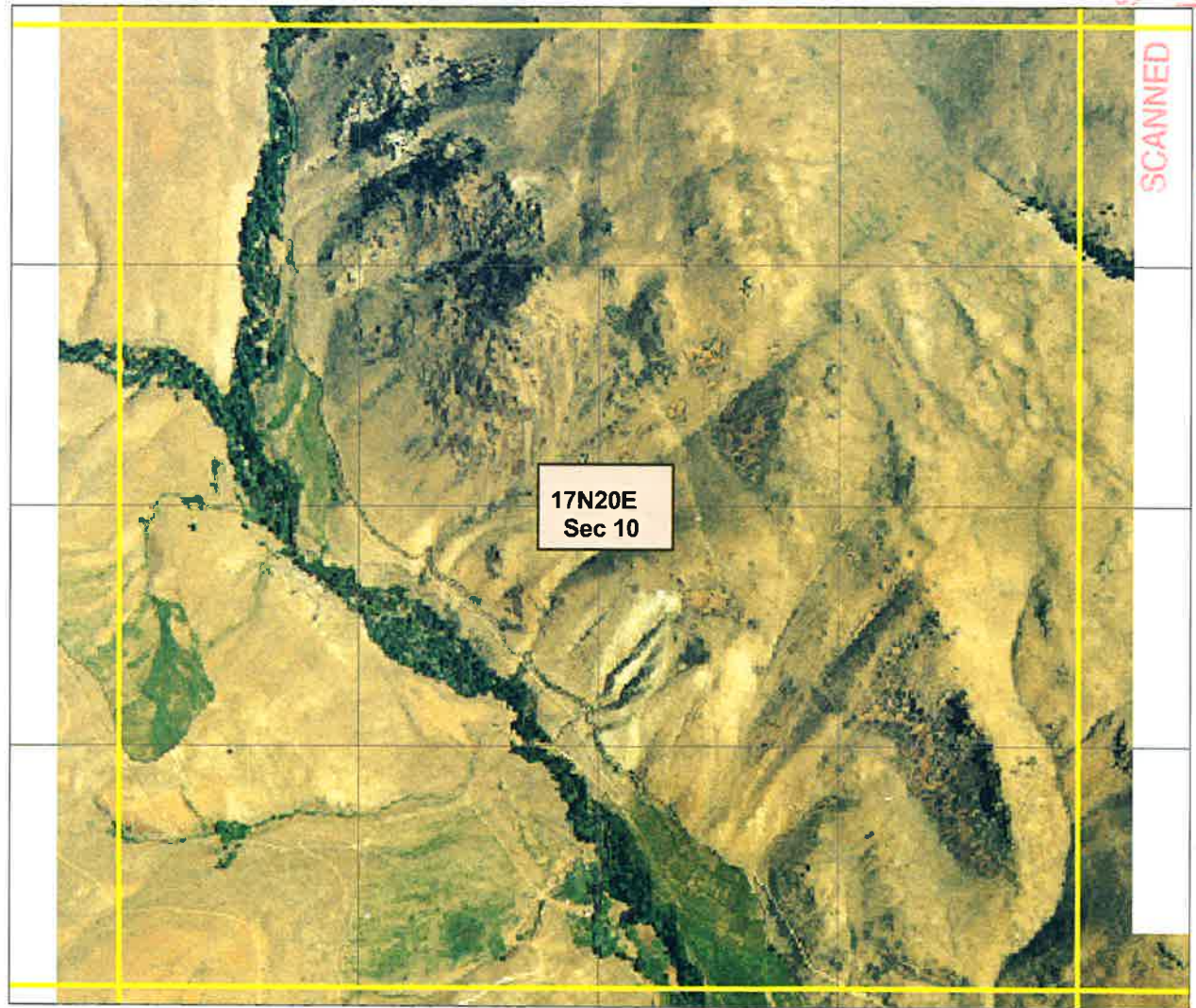


Adjudication Claim Number: **75-4200**



Legend

-  Section Lines
-  17N20E GCDB



Prepared by M. Van Bussum
On Wednesday, May 11, 2005
1988 Aerial Photography

0 0.4 0.8 Miles

A horizontal scale bar with markings at 0, 0.4, and 0.8 miles.

SCANNED
JAN 08 2008
SCANNED
JAN 08 2008

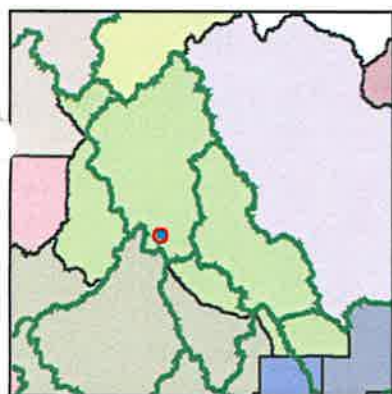


Idaho Department of Water Resources

SRBA Claim:
75-4200

Legend

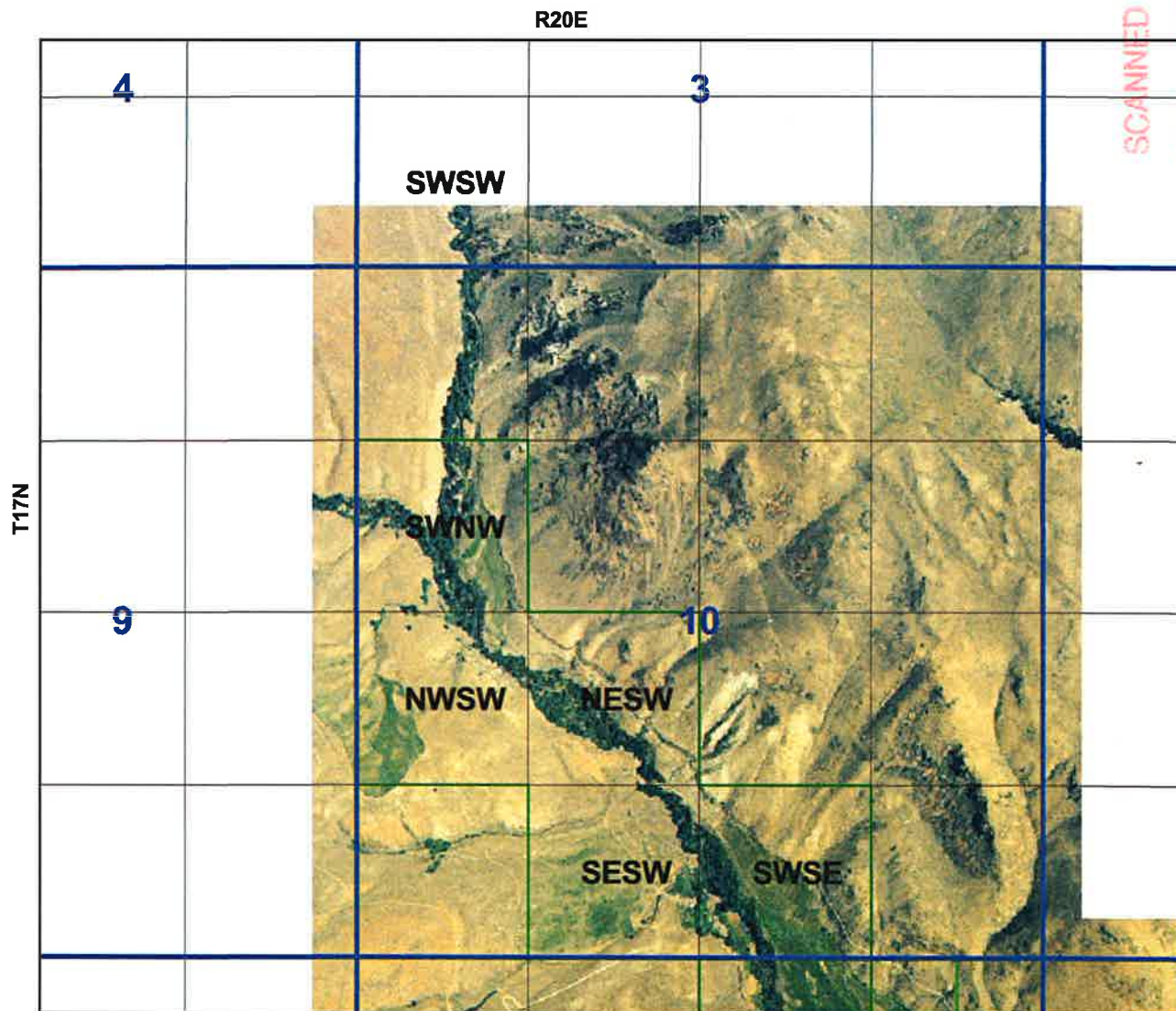
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Lemhi County
IDWR Basin 75



Prepared by R. Brown
On Friday, May 19, 2006
1987/88 Aerial Photography



SCANNED
JAN 16 2008

75-4200



0.1 0 0.1 0.2 0.3 Miles

LEGEND

-  Lemhi taxlots
-  Township/Range
-  Sections
-  QQ
-  1988 True Color

Prepared By: Danielle Favreau, 9/2/05, IDWR/IWWRI

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JAN 08 2008

3

2

9

10

11

16

15

14

17N20E

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

A. Subcase 75-4200

(Insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Erik E. Storlie and Tamarah Kaiser

Address: 3217 Humboldt Avenue South
Minneapolis Minnesota 55408

Daytime Phone: 612-822-8555

Name & Address of Attorney, if any:

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Erik E. Storlie and Tamarah L. Kaiser

Address: 3217 Humboldt Avenue South
Minneapolis, Minnesota 55408

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: see addendum
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: see addendum
10. ☐ **I object because:**
 - ☐ This water right Should not exist.
 - ☐ This water right was not recommended, but Should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTIONS(S): see addendum

Addendum to Objection Form, Water Right 75-4200 – Hat Creek**Objection to #3 Quantity**

should be:

The rights listed below are limited to a total combined diversion rate of
2.64 cfs.

D.

Combined right Nos.: 75-2137, 75-4199, and 75-4200, not the recommended 2.33.

Objection to #9 Place of Use:

The combined total of acres irrigated in a single season should be
73.3 acres
in Combined Rights nos.: 75-2137, 75-4199, and 75-4200
(not the recommended 69.7).

E.**Reasons Supporting Objection to #3 Quantity**

The IDWR recommendations for combined rights 75-2137, 75-4199, and 75-4200 total
2.64 cfs.

Reasons Supporting Objection to #9 Place of Use:

Corrections to 75-2137.

SCANNED

JAN 11 8 2008

F. VERIFICATION (must be completed)

State of Minnesota)
)ss.
 County of Hennepin)

Erik F. Storlie & Tamara L. Kaiser, duly sworn, upon oath, deposes and says:
 (Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Erik F. Storlie Tamara L. Kaiser
 (Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

September 27, 2007



Joseph Winston Struyk
 Notary Public for Minnesota
 Residing at: Hennepin
 My Commission Expires: Jan 31, 2012

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on September 28, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Erik F. Storlie & Tamara L. Kaiser
Address: 3217 Humboldt Avenue South
Minneapolis, Minnesota 55408

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449

Erik F. Storlie
Tamara L. Kaiser

Signature of objector or attorney
mailing on Objector's behalf

SCANNED

OCT 0 2001

MAY 18, 1994

FRED E CRABTREE
RT 1 BOX 88L
KOOSKIA ID 83539

RE: CHANGE OF OWNERSHIP FOR A75-04199, A75-10231, A75-04200,
A75-04198 AND A75-02137

Dear Mr. Crabtree:

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

Enclosed is the typed Notice(s) 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.

If there are no questions or corrections, please keep these Notice for your records.

Respectfully submitted,

Sharla Cox
Adjudication Secretary

CC: WOODROW M CONKLIN
HC 62 BOX 1040
ELLIX ID 83235

SCANNED MICROFILMED

JAN 18 2008 NOV 18 1996



NOTICE

NEW PROPERTY OWNER
CHANGE OF WATER RIGHT OWNERSHIPPlease print or type
(see instructions on back of page)RECEIVED
MAY 16 1994

DATE OF CLOSING: Jan. 3, 1994

LEGAL DESCRIPTION OF PROPERTY: Township 17N Range 20 E. Department of Water Resources
Section 8, NW 1/4 of NE 1/4 of SE 1/4, Govt. Lot _____, BM. Eastern District Office
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

[] 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) A75-04199, A75-10231, A75-04200, A75-04198, A75-02137
Assigned by IDWR: _____

[] Name and Address of Former Owner/Claimant(s)(Seller): Woodrow M. Conklin
HC 62, Box 1040

[] New Owner/Claimant (Purchaser): Ellix, ID 83235
Fred E. Crabtree

[] New Mailing Address: Rt. 1, Box 88L
Kooskia, ID 83539

[] New Telephone Number: (208) 926 - 0804

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: _____

(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) Fred E. Crabtree Date 1/3/94

[] Signature of Former Owner/Claimant(s): Woodrow M. Conklin Date 1-3-94

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:

Further Action Taken
Date: _____ By: _____

Final Review and Data-Entry
Date: _____ By: _____

Claim Numbers of Split, if any:

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

MICROFILMED

NOV 18 1996

SCANNED

JAN 11 2005

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: 75-4200

TAMARA L KAISER
3217 HUMBOLDT AVE SOUTH
MINNEAPOLIS MN 55408
Telephone Number: (612) 822-8555

ERIK F STORLIE
3217 HUMBOLDT AVE SOUTH
MINNEAPOLIS MN 55408
Telephone Number: (612) 822-8555

RECEIVED

DEC 13 2006

IDWR/North

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

acorage, CFS

2. Describe the changes you wish to make in the proposed recommendation:

- 1. increase acorage in SWSE from 11 to 20*
- 2. increase acorage in SWNW from 5.4 to 8*
- 3. increase CFS from .96 to 1.5*

3. Give a brief explanation as to why you disagree with these portions:

These are the facts on the ground. The fields are bigger than the IDWR recommendations report. Therefore we need more CFS.

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

DATE: 12/3/06 SIGNATURE: Tamara L Kaiser

Please print your name: Tamara L. Kaiser

SCANNED

00:00 AM

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: A75-04200

Date Received: 4/24/1990

Receipt No: M006709

Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: FRED E CRABTREE
Address: RT 1 BOX 88L
KOOSKIA ID

208-926-0804

83539

2. Date of Priority: MAY 1, 1889

3. Source: BIG HAT CREEK, NORTH FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	20E	3	SE	SW	SW		LEMHI

5. Description of diverting works:
DAM, HEADGATE & DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.500		
STOCKWATER	01/01	12/31	0.030		

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

A.F.A.

8. Total consumptive use is 187.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 RANGE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
17N	20E	10	SW	NW		IRR	20.0
			NE	SW		IRR	15.0
			NW	SW		IRR	10.0

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JAN 18 2008
Date: 05/18/94
NOV 18 1996

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
17N	20E	10	SE		SW		IRR	5.0
			SW		SE		IRR	25.0
							Section Acres	75.0
							Total Acres	75.0

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:
75-2137.

14. Remarks:
CHANGE OF OWNERSHIP 5/18/94 SC

15. Basis of Claim: STATUTORY CLAIM

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: A75-04200

Date Received: 4/24/1990

Receipt No: M006709

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: W. M. CONKLIN 208-876-4464
Address: HC 62, BOX 1040
ELLIS, ID 83235

OR

Name: FLORENCE A. CONKLIN 208-876-4464
Address: HC 62, BOX 1040
ELLIS, ID 83235

2. Date of Priority: MAY 01, 1889

3. Source: BIG HAT CREEK, NORTH FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	20E	3	SE	SW	SW		LEMHI

5. Description of diverting works:
DAM, HEADGATE & DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.500		
STOCKWATER	01/01	12/31	0.030		

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

A.F.A.

8. Total consumptive use is 187.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 RANGE.

A75-04200

Page 1

Date: 04/24/90

A7504200



SCANNED

JAN 08 2008

MICROFILMEI

DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
17N	20E	10	SW		NW		IRR	20.0
			NE		SW		IRR	15.0
			NW		SW		IRR	10.0
			SE		SW		IRR	5.0
			SW		SE		IRR	25.0
							Section Acres	75.0
							Total Acres	75.0

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:
75-2137.

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 ☒ 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): Florence Alonklin Date: 4/24/90

Date: _____

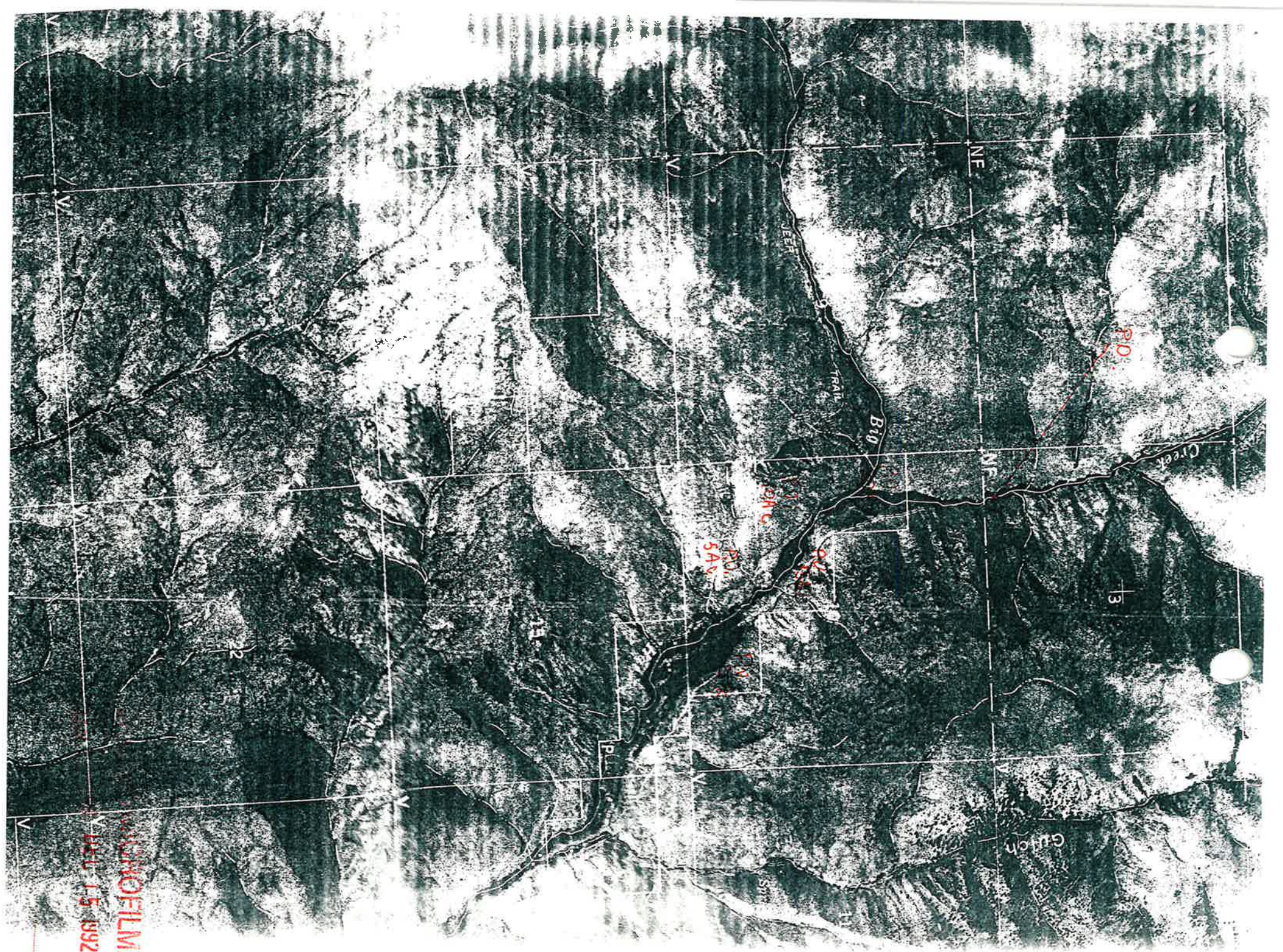
State of Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of Apr. 1990

Forrest E. Luthy
Notary Public

Seal

Residing at Forrest E. Luthy, Notary Public
Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994



PD

Creek

13

Gully

Big

Trail

PD

PD

PD 5A

PD

PD

P.

14

32

ANALOG FILM
JUL 15 1992

11/17/2006

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

RIGHT NUMBER: 75-4200

NAME AND ADDRESS: TAMARA L KAISER
3217 HUMBOLDT AVE SOUTH
MINNEAPOLIS MN 55408

ERIK F STORLIE
3217 HUMBOLDT AVE SOUTH
MINNEAPOLIS MN 55408

SOURCE: NORTH FORK HAT CREEK

TRIBUTARY: HAT CREEK

QUANTITY: 0.960 CFS

The rights listed below are limited to a total combined diversion rate of 2.33 cfs.
Combined Right Nos.: 75-2137, 75-4199 & 75-4200.

PRIORITY DATE: 05/01/1889

POINT OF DIVERSION:

T17N R20E S3 SESWSW 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	0.960 CFS
STOCKWATER	01/01 12/31	0.030 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T17N R20E S10	SWNW	5.40	T17N R20E S10	NWSW	0.60
T17N R20E S10	SWSE	11.00	T17N R20E S15	NWNE	7.70

STOCKWATER same as IRRIGATION

24.7 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 69.7 acres in a single irrigation season. Combined Right Nos.: 75-2137, 75-4199 & 75-4200.

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

Adjudication Claim Report 75-4200

WATER RIGHT NUMBER: 75-4200

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRED E CRABTREE PO BOX 24 ELLIS, ID 83235 (208)926-0804

Priority Date: 05/01/1889
Basis: Statutory Claim
Status: Water Supply Bank Active

<u>Source</u>	<u>Tributary</u>
NORTH FORK BIG HAT CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	1.500 CFS	
STOCKWATER	1/01 to 12/31	0.030 CFS	
	<u>Total Diversion:</u>	1.500 CFS	

Location of Point(s) of Diversion
NORTH FORK BIG HAT CREEK SE1/4SW1/4SW1/4 Sec. 3, Twp 17N, Rge 20E, B.M.
LEMHI County

Place of Use
IRRIGATION Within LEMHI County

T17N R20E S10	SWNW	20.0	T17N R20E S10	NESW	15.0
T17N R20E S10	NWSW	10.0	T17N R20E S10	SESW	5.0
T17N R20E S10	SWSE	25.0			

Total Acres: 75

STOCKWATER same as IRRIGATION

Conditions of Approval: