

11/20/2006

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

RIGHT NUMBER: 75-7006
NAME AND ADDRESS: TOM BLACK
PO BOX 845
NORTH FORK ID 83466

TOM RILEY
PO BOX 845
NORTH FORK ID 83466

RON RILEY
PO BOX 845
NORTH FORK ID 83466

SOURCE: SPRINGS TRIBUTARY: INDIAN CREEK
QUANTITY: 0.250 CFS
39.00 AFY
PRIORITY DATE: 11/03/1969
POINT OF DIVERSION:
T25N R20E S20 NESE Within LEMHI County
T25N R20E S20 SESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>		<u>PERIOD OF USE</u>		<u>QUANTITY</u>
	IRRIGATION		6/01 9/01		0.250 CFS 39.00 AFY
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>				
	T25N R20E S19	SESE	4.00	T25N R20E S29	NWNW 2.00
	T25N R20E S29	SWNW	4.00	T25N R20E S29	NWSW 1.00
	T25N R20E S30	NESE	2.00		
	13 ACRES TOTAL				

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

Property is within Homestead Entry Survey No. 366.

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 - License

12/11/2006

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

RIGHT NUMBER: 75-7006
NAME AND ADDRESS: TOM BLACK
302 LOMBARD ST
SALMON ID 83467
RON RILEY
302 LOMBARD ST
SALMON ID 83467
TOM RILEY
302 LOMBARD ST
SALMON ID 83467

SOURCE: SPRINGS TRIBUTARY: INDIAN CREEK
QUANTITY: 0.250 CFS
39.000 AFY
PRIORITY DATE: 11/03/1969
POINT OF DIVERSION:

T25N R20E S19 SESESE Within LEMHI County
T25N R20E S29 SWNNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	6/01 9/01	0.250 CFS 39.00 AFY

PLACE OF USE: IRRIGATION in LEMHI County

T25N R20E S19	SESE	4.00	T25N R20E S29	NWNW	2.00
T25N R20E S29	SWNW	4.00	T25N R20E S29	NWSW	1.00
T25N R20E S30	NESE	2.00			

13 ACRES TOTAL

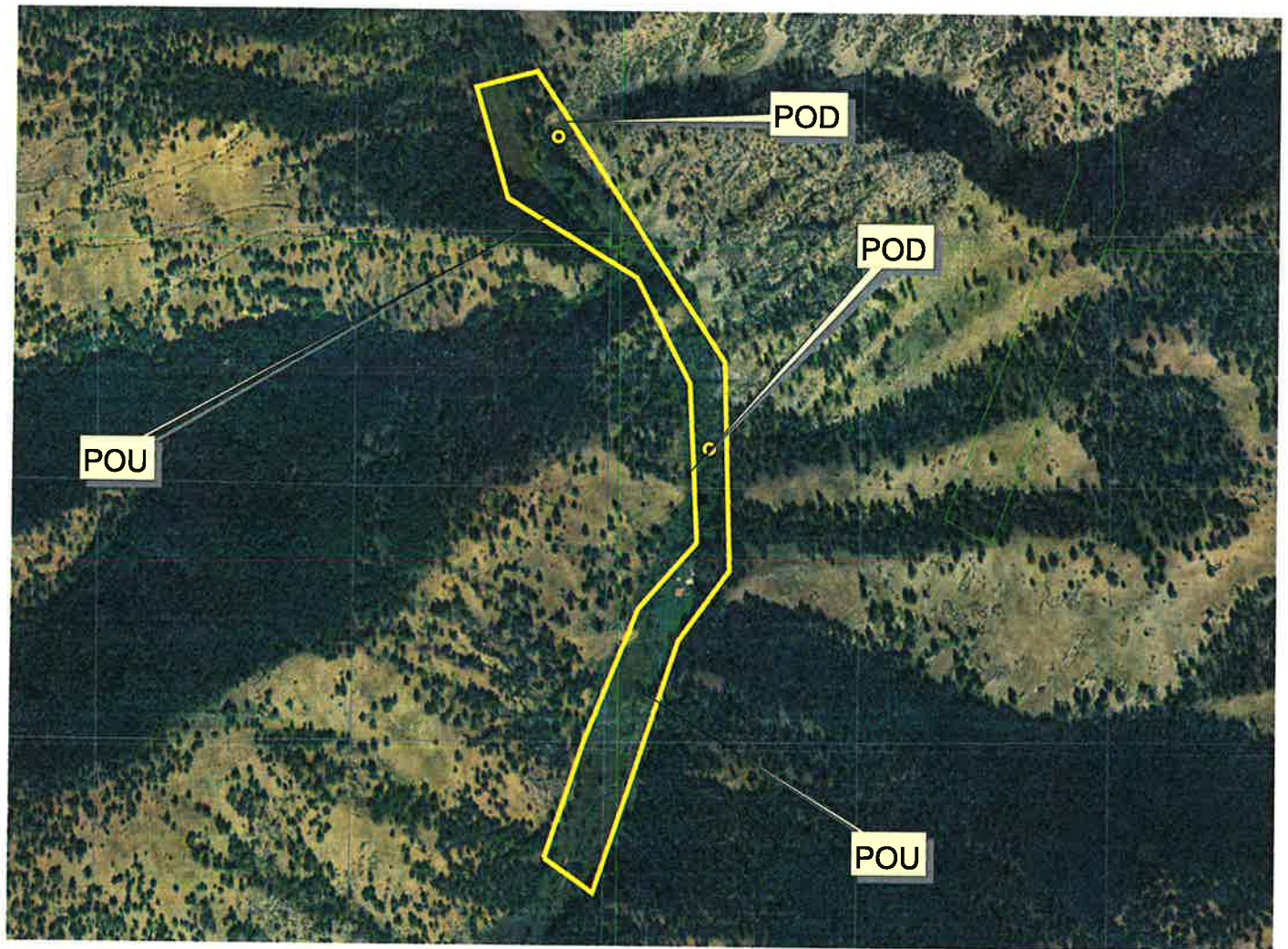
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Property is within Homestead Entry Survey No. 366.

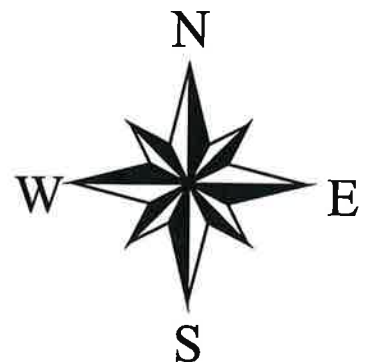
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

75-7006



-  Theme22.shp
-  Lemhi taxlots
-  GCDB25N20E GCDB
-  Theme21.shp
-  Theme20.shp
-  Theme19.shp
-  Foster.shp
-  Pod.shp
-  Administrative BasinsAdminbas.shp





Idaho Department of Water Resources

SRBA Recommendation:

75-7006

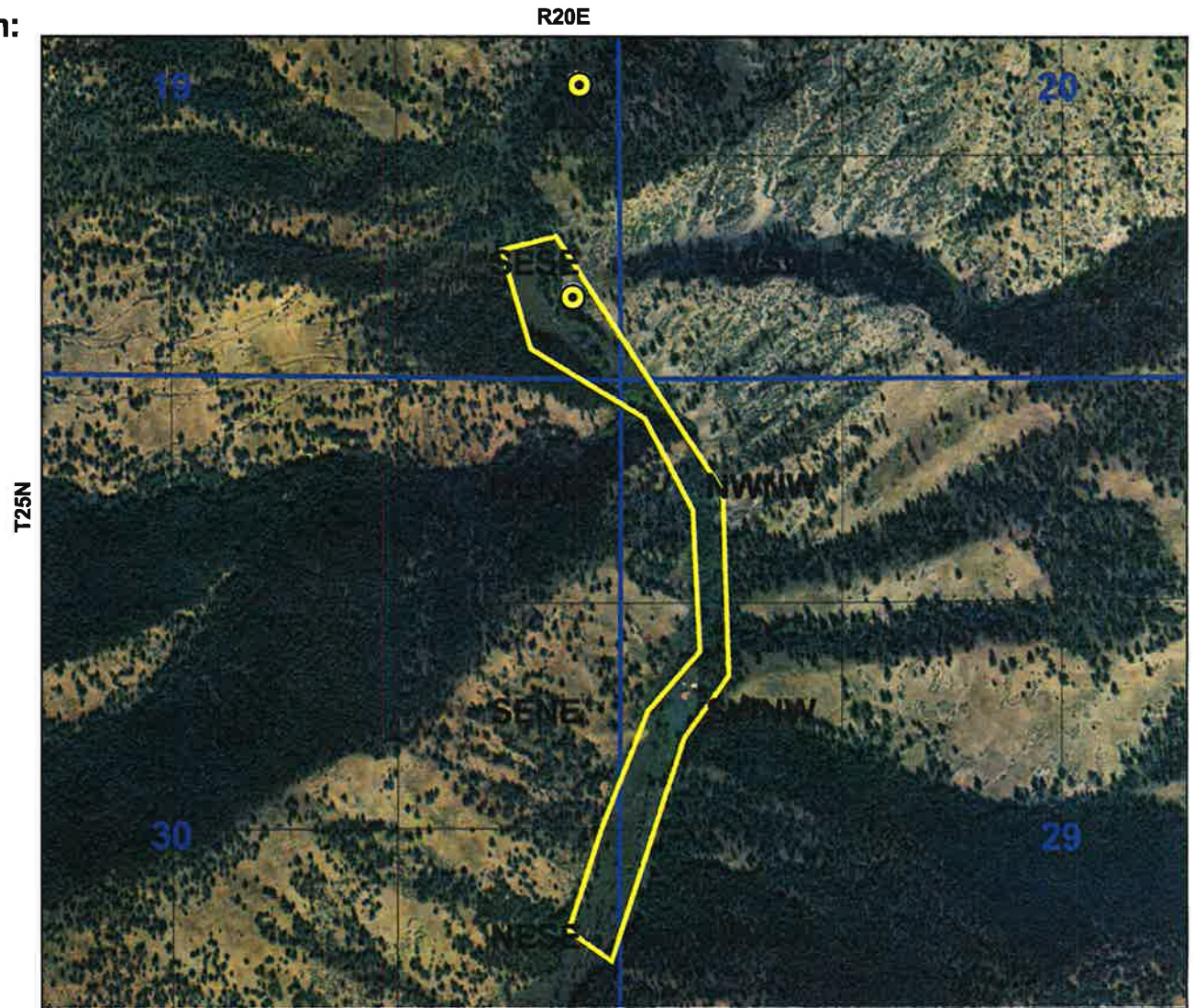
(Irrigation)

Legend

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



Lemhi County
IDWR Basin 75



0 0.4 0.8 Miles



Prepared by M. Ciscell
On Monday, November 20, 2006
2004 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO.:

75-7006

T25N R20E Sec 19

LEGEND

⊙ Point(s) of Diversion

□ Place(s) of Use

Lot Numbers

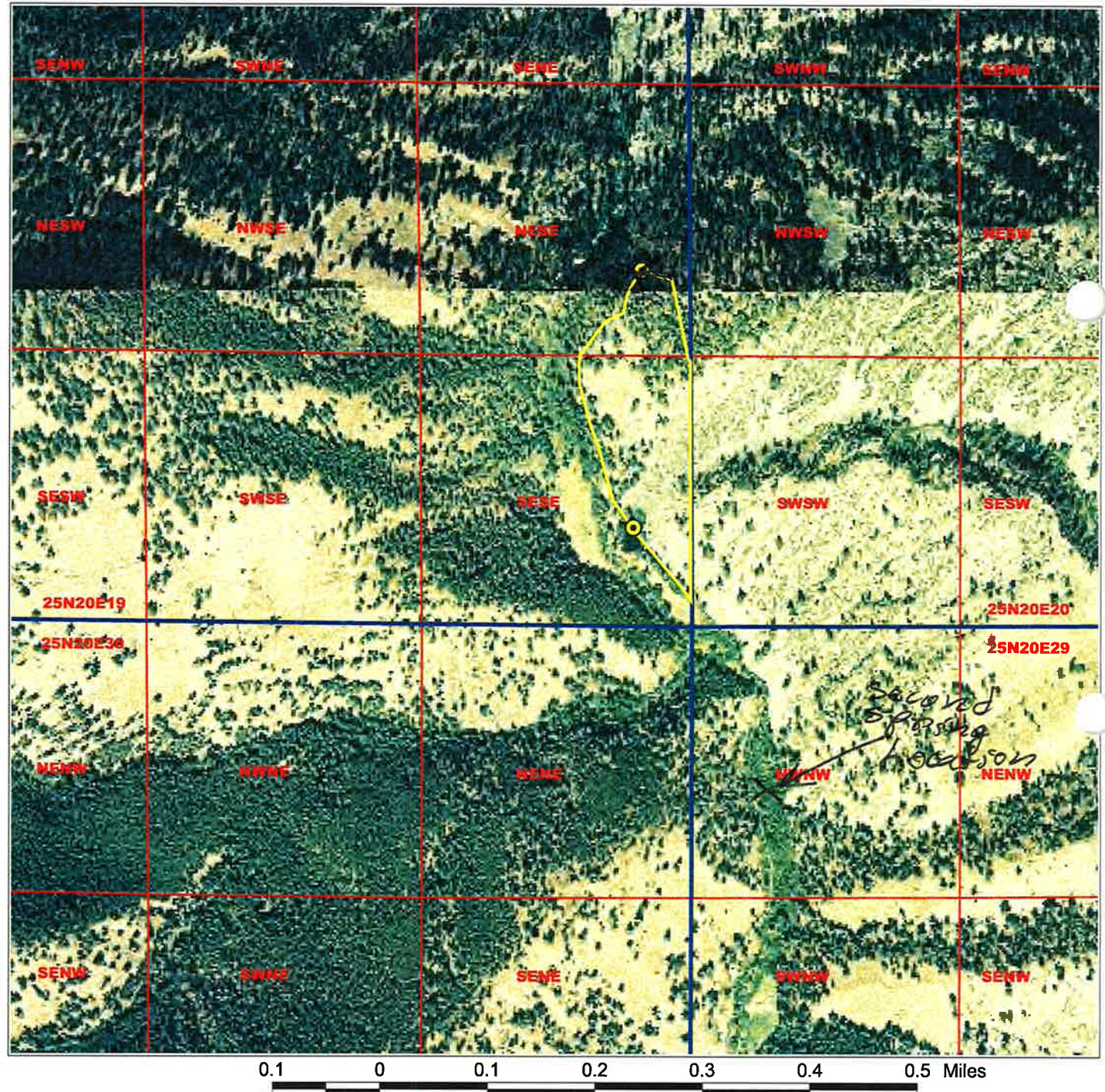
□ Quarter Quarter Lines

□ Section Lines

IMAGE 1993/1994 True Color



Prepared By: Danielle Favreau
April 13, 2005



75-7006

Tom Riley
302 Lombard Street
Salmon, Idaho 83467
208-756-6543
PAYDIRT@centurytel.net

January 5, 2007

RECEIVED
JAN 08 2007
IDWR/North

Keith Franklin
State of Idaho
Department of Water Resources- Northern Region
7600 Mineral Drive – Ste 100
Coeur d' Alene, Idaho 83815

Dear Keith:

I just received the new map and recommendation from you regarding our property up Indian Creek in Lemhi County.

I am enclosing a copy of your map with corrections of the points of diversions.

I labeled the points of diversions "A" through "E".

Points "A" and "E" are the locations of the stream diversions used for irrigation.

Points "B" and "C" are spring locations used for irrigation.

Point "D" is a spring used for domestic water.

Thank you in advance for correcting your map.

Regards,



Tom Riley

75
Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
02 1A
0004310839 NK
MAILED FROM ZIP C

RECEIVED

NOV 27 2006

DEPARTMENT OF
WATER RESOURCES


~~Not Deliverable As Addressed~~
Unable To Forward
☐ Insufficient Address
☐ Moved, Left No Address
☐ Unclaimed ☐ Refused
☐ Attempted - Not Known
☐ No Such Street ☐ Number
☐ Vacant ☐ Illegible
☐ No Mail Receptacle
☐ Box Closed - No Order
☐ Returned For Better Address
☐ Postage Due _____

TOM BLACK

RON RILEY

TOM RILEY
PO BOX 845
NORTH FORK ID 83466

75-4415

7006 ✓



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

December 11, 2006

Tom Black
302 Lombard St
Salmon, Idaho 83467

Re: Claim 75-4415 and 75-7006

Dear Mr. Black:

Enclosed is a new map and a preliminary recommendation reflecting the comments you made on the Notice of Error Reply for 75-7006 and the address change for 75-4415. Please contact me if the changes are incorrect.

Sincerely,

Keith E. Franklin
Water Resources Agent

Encl/kf

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 75-7006 Priority November 3, 1969 Amount 0.25 cfs

THIS IS TO CERTIFY, that WAYNE ENGLAND
of North Fork, Idaho, has complied with the terms and conditions of Permit
No. 75-7006 issued pursuant to Application for Permit dated November 3, 1969,
and has submitted proof to the Department of Water Resources on November 9, 1969,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.95 cfs of water from unnamed springs,
tributary to Indian Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from June 1 to September 1	at 0.25 cfs	and 39 acre feet
	from to at cfs and		
	from to at cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 0.25 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
39 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20,
Twp. 25N, Rge. 20E, B.M. in the County of Lemhi

Description and location of place of use:

Twp.	Range	Sec.	Section																Totals	
			NEW				NW¼				SW¼				SE¼					
			NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼		
25N	20E	20																	10	13

Total number of acres irrigated 13

Remarks:

The above lands are also known as Homestead Entry Survey No. 366.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28 day of
September, 19 79.

Director

NOT RECORDED

RECEIVED

1. Name of permit holder Wayne England 865-2153 NOV 24 1976
 Post office address Box 1167, North Fork, ID 83466 Department of Water Resources
 Person to contact _____ Eastern District Office
 Phone _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ (Two) Springs
Tributary to Indian Cr. (name spring, stream, etc.)

3. Water will be used for the following purposes:

Amount 0.25 c.f.s. for Irrigation
 AF/Annum (nature of use)

Period of Use: from June 1 to Sept. 1
(mo.-day) inclusive (mo.-day)

Amount 8.00 c.f.s. for Fish Propagation
 AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount 0.04 c.f.s. for Domestic (2)
 AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 8.29 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion: (Proof lists the $E\frac{1}{2}SE\frac{1}{4}$, & $NE\frac{1}{4}SE\frac{1}{4}$, Sec. 20, T25N, R20E)

Township 25N N/S, Range 20E E/W, B.M., Section 20, Subdivision NE 1/4 SE 1/4, Lemhi

Township " " N/S, Range " " E/W, B.M., Section " ", Subdivision SE $\frac{1}{4}$ SE $\frac{1}{4}$ " County " "

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____ County _____

Other Points of Diversions: _____

diverted by a  ditch from where it emerges from the ground to the weir

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

TOTAL AC - 2000

13

Permit No. 75-7006
Examination for b/u

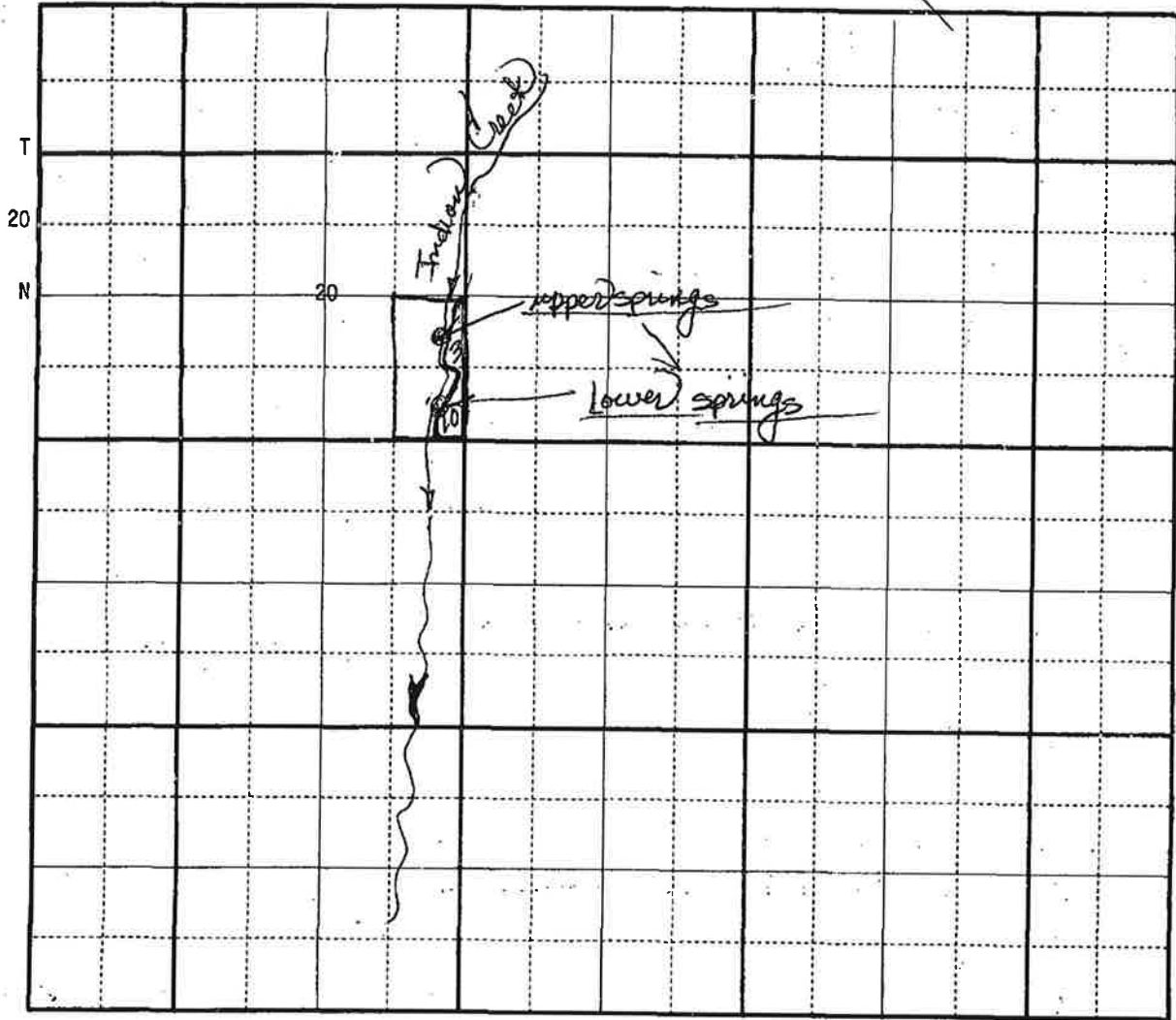
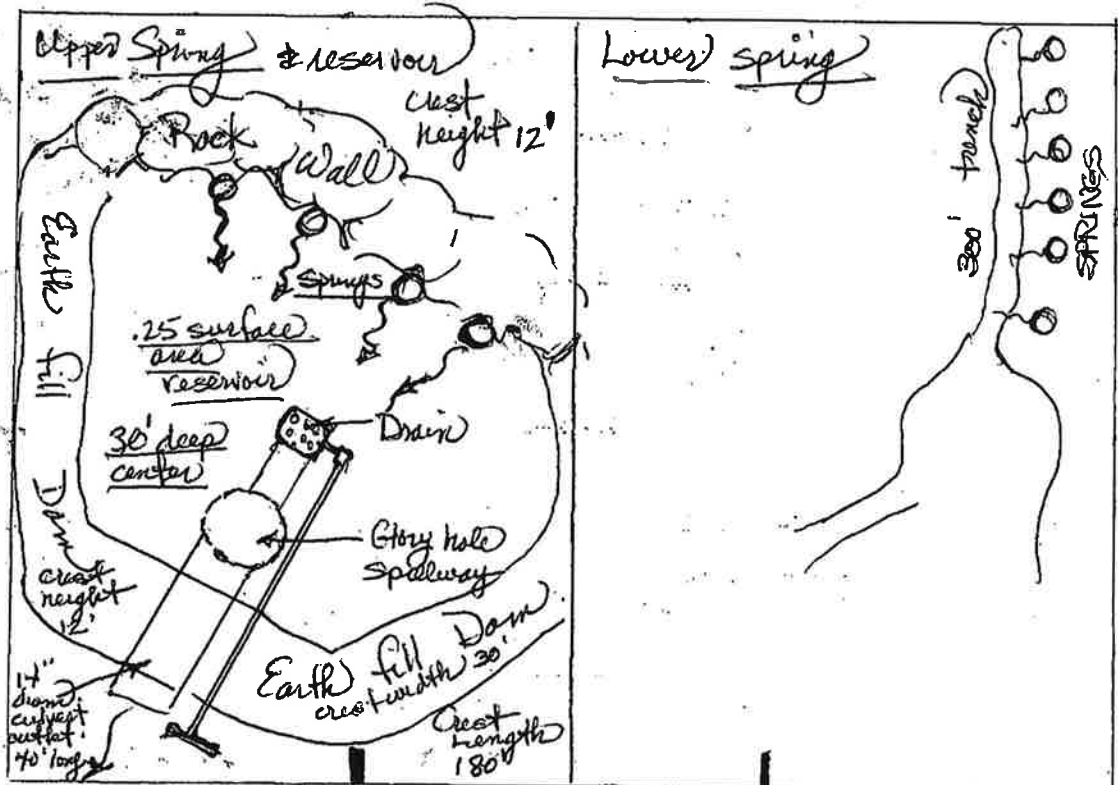


Diagram of System



DATE OF EXAM May 4, 1978

ACREAGE
Found 13ad
Recommended 13ad

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 0.25 c.f.s. V = 39 AF/Ann. from June 1 to Sept 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes no X

Name source: n/a
twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 County _____

Exchange? yes _____ no X

Name source exchanged with: n/a
twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 County _____

Point of injection: n/a
twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 County _____

Point of exchange: n/a
twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 County _____

Total Q measured 3.95 cfs Method of measurement weirs

Total Q recommended 0.25 cfs Meter No. n/a Type 90° V-notch Condition std

Total V recommended 39 AF/yr

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None

MEASUREMENT CALCULATION:

upper springs - measured head = .82' = 1.52 cfs
lower springs - measured head = .99' = 2.43 cfs
Q total = 3.95 cfs
V = 13 x 3 = 39 AF/yr
90 x 1.9835 x .25 = 44.6 AF/yr
From p. 270
Table II of
USBOR
water measured
manual

SYSTEM DESCRIPTION:

Upper springs - water is stored in a small reservoir
for recreational type fishing. However, no fish are
presently being kept. Water passes thru a truck tube outlet
and is used for flood irrigation. Reservoir has a .25' surface
area and is 30' deep (avg. note) in the center.
Lower springs - water is collected by a 300' long funnel and
is piped for flood irrigation.
No domestic works of diversion nor are any fish
being propagated. No fish are grown except naturally.
System shown by Wayne England
No Preexisting rights

Examiner's Signature Anthony R. Kozlowski Date Dec 7, 1978

Checked by Rodney A. Parker Date 11/8/78

Approved by _____ Date _____

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: 75-7006

TOM BLACK
PO BOX 845
NORTH FORK ID 83466

TOM RILEY
PO BOX 845
NORTH FORK ID 83466

RON RILEY
PO BOX 845
NORTH FORK ID 83466

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:

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

DATE: _____ SIGNATURE: _____

Please print your name: _____

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

SCANNED

OCT 11 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. No.

ATTACHMENT TO
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly:

Name of Claimant(s)

TOM RILEY AND/OR
RON RILEY AND/OR
TOM BLACK

Mailing Address
(include Zip Code)

P.O. Box 845
NORTH FORK, ID
83466

Phone Number () -

MICROFILMED
DEC 15 1992

SCANNED

OCT 1 2011

962⁰⁰ X

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: A75-07006

Date Received: 4/16/1990

Receipt No: 0016286

Received By: *[Signature]*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
MAY 11 1990

posted 5-9-90 DMS
Department of Water Resources

1. Name: WAYNE ENGLAND
Address: NORTH FORK, ID

2. Date of Priority: NOV 03, 1969

3. Source: SPRINGS

Trib. to: INDIAN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	20E	20		NE	SE		LEMHI
				SE	SE		LEMHI



5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/01	09/01	0.250		39.00

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

39.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
25N	20E	20		NE	SE	IRR	3.0
				SE	SE	IRR	10.0
						Section Acres	13.0

A75-07006

Page 1

Date: 04/16/90

DEC 15 1992

10. Place of Use: Continued

Total Acres 13.0

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:
H.E. 366.

15. Basis of Claim: LICENSE

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): Tom Riky Date: 5-8-90

Date:

State of ~~Idaho~~ NEVADA)
County of Humboldt) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of MAY 19 90

Nancy E. Hansen
Notary Public

Seal



Residing at 335 W 4th St. WMCA, NV 89405
My Commission Expires MAY 20 1993