

11/16/2006

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

RIGHT NUMBER: 75-7031

NAME AND ADDRESS: CLYDE L PHILLIPS
12 HUSSEY LN
SALMON ID 83467

SOURCE: IRON CREEK
SALMON RIVER

TRIBUTARY: SALMON RIVER
TRIBUTARY: SNAKE RIVER

Diversion of water from the Salmon River is limited to those times water is available for diversion under this right and priority from Iron Creek. Availability of water from Iron Creek shall be determined based on the lesser of the flow in Iron Creek at the authorized point(s) of diversion or at the mouth of Iron Creek.

QUANTITY: 2.390 CFS

This right when applied to lands via sprinklers shall be limited to 0.02 cfs per acre and 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 08/10/1972

POINT OF DIVERSION:

T18N R21E S15 NWNESW Within LEMHI County
T18N R21E S15 NWNWSW Lot 8 Within LEMHI County
T18N R21E S16 NWSENE 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	2.390 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T18N R21E S09 Lot 2 NESE	21.00	T18N R21E S09 Lot 3 SESE	28.00
T18N R21E S10 Lot 10 SWSW	12.00	T18N R21E S15 Lot 4 SWNE	18.00
T18N R21E S15 Lot 2 NENW	37.80	T18N R21E S15 SWNW	4.80
T18N R21E S15 Lot 3 SENW	32.00	T18N R21E S15 Lot 8 NWSW	10.00

163.6 ACRES TOTAL

Rights 75-101, 75-102, 75-2093, 75-4003, 75-7031, 75-14196, and 75-14198 when combined shall not exceed the irrigation of 163.6 acres.

This right is limited to the irrigation of 53 acres within the place of use described above in a single irrigation season.

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 - License



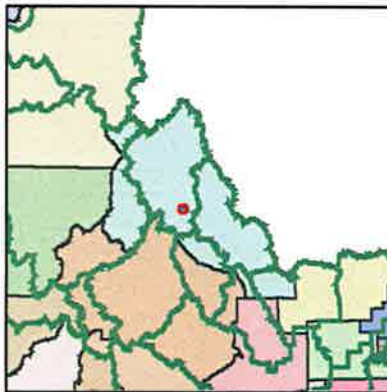
Idaho Department of Water Resources

Adjudication Claim Number: **75-7031**

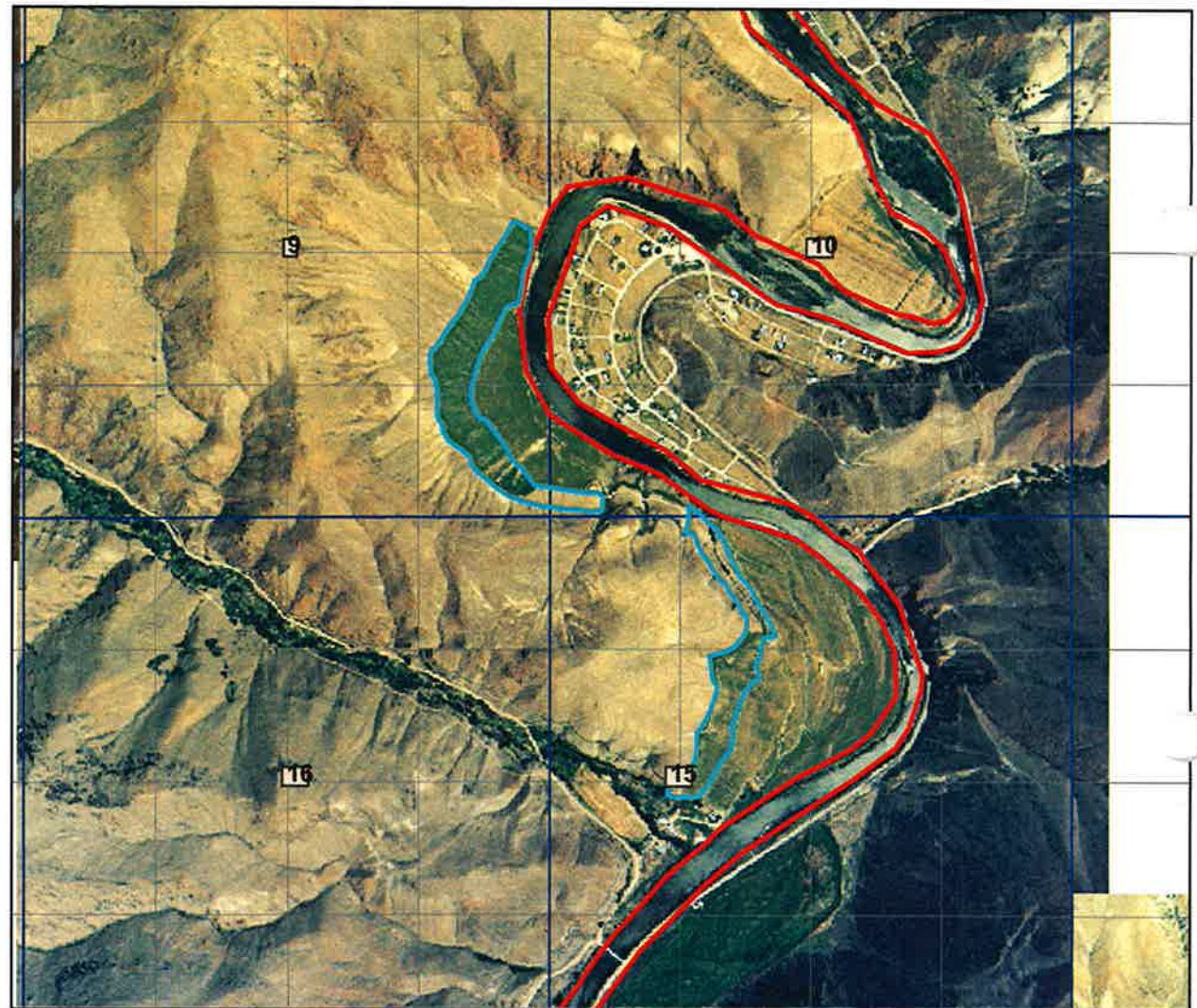
T18N R21E

Legend

-  75-7031
-  Township/Range
-  Sections
-  GCDB18N21E GCDB



Lemhi County
IDWR Basin 75



0 0.6 1.2 Miles

A scale bar showing distances in miles, with markings for 0, 0.6, and 1.2 miles.

Prepared by R. Brown
On Tuesday, September 27, 2005
1988 Aerial Photography

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: 75-7031

CLYDE L PHILLIPS

12 HUSSEY LN

SALMON ID 83467

Telephone Number: (208) 894-2224

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: 12-06-06 SIGNATURE: Clyde L. Phillips
Please print your name: Clyde L. Phillips

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

SCANNED
DEC 13 2006

11/20/2006

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Clyde L. Phillips

Please print your name:

Clyde L. Phillips

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

SCANNED

DEC 14 2006

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

CLAIM NO(s). 75-7031

1. ☐ No Change NAME IS SAME
☒ NEW OWNER: Clyde L. Phillips
☐ No Change ADDRESS
☒ NEW ADDRESS: 12 Hussey Ln 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.: No tag STC-04 on map

Township 18N Range 21E Section 8 1/4 SE 1/4 SE 1/4 SE
Township _____ Range _____ Section _____ 1/4 1/4 1/4

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

dam in creek ditch to place of use

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: 8-17-05

FIELD EXAMINER:

Bob Foster

Print Name

Bob Foster

Signature

New ditch

File IRON CREEK 4

Start Date and Time ----- 2004/06/02 11:12:34
 Sensor Type ----- FlowTracker Handheld ADV
 SerialNumber ----- P170
 Averaging Time ----- 20 sec
 Units system ----- ENGLISH
 Staff height ----- 0.00 ft
 Gauge height ----- 0.00 ft
 Rated discharge ----- 0.000 cfs
 Starting edge of water --- LEW
 Number of stations ----- 10
 Total width ----- 4.4 ft
 Total area ----- 3.56 ft²
 Total discharge ----- 5.562 cfs
 Mean velocity ----- 1.602 ft/s
 Mean SNR ----- 24.7 dB
 Mean std. error of vel. --- 0.05 ft/s
 Mean boundary conditions -- 0 (BEST)
 Boundary condition (Bnd) -- 0: BEST

1: GOOD

2: FAIR

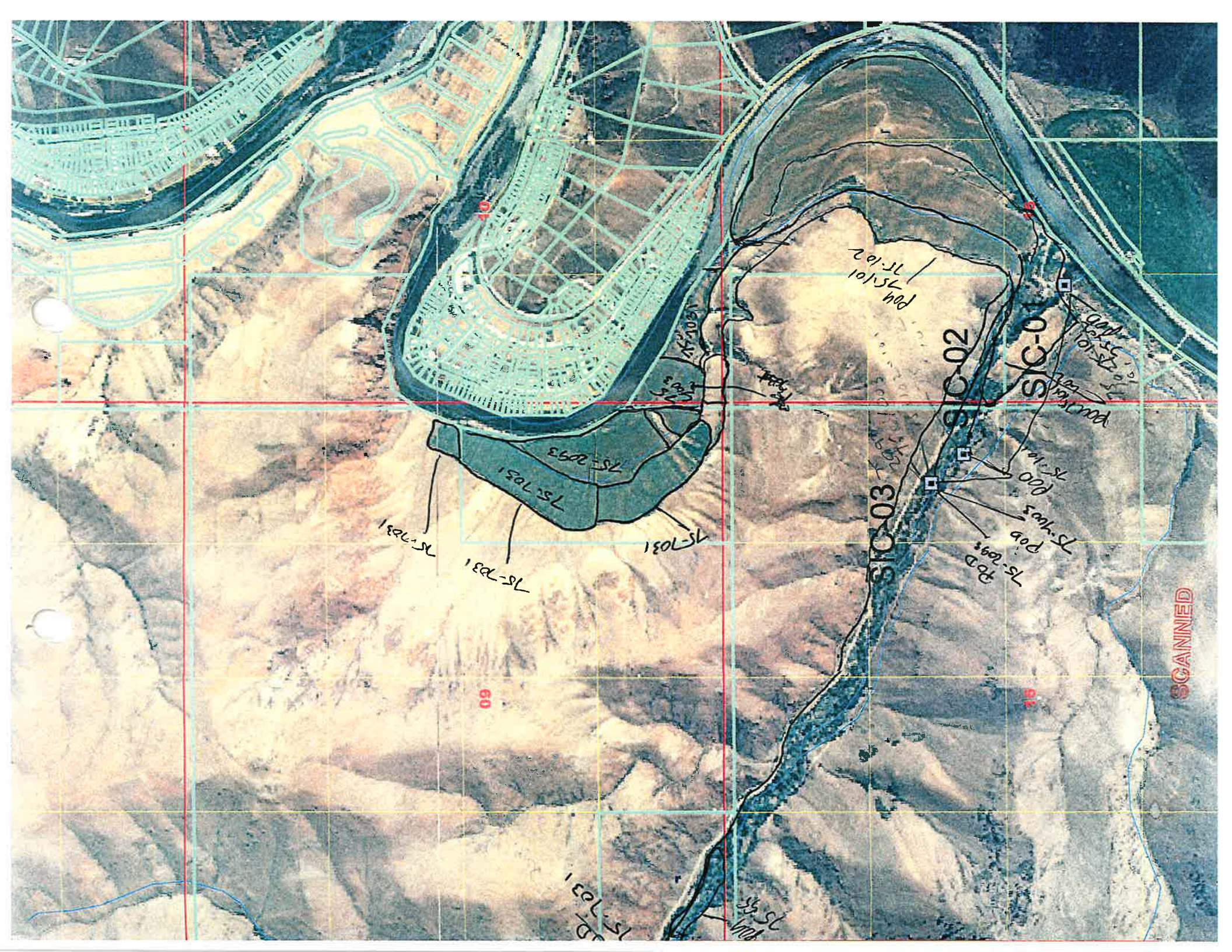
3: POOR

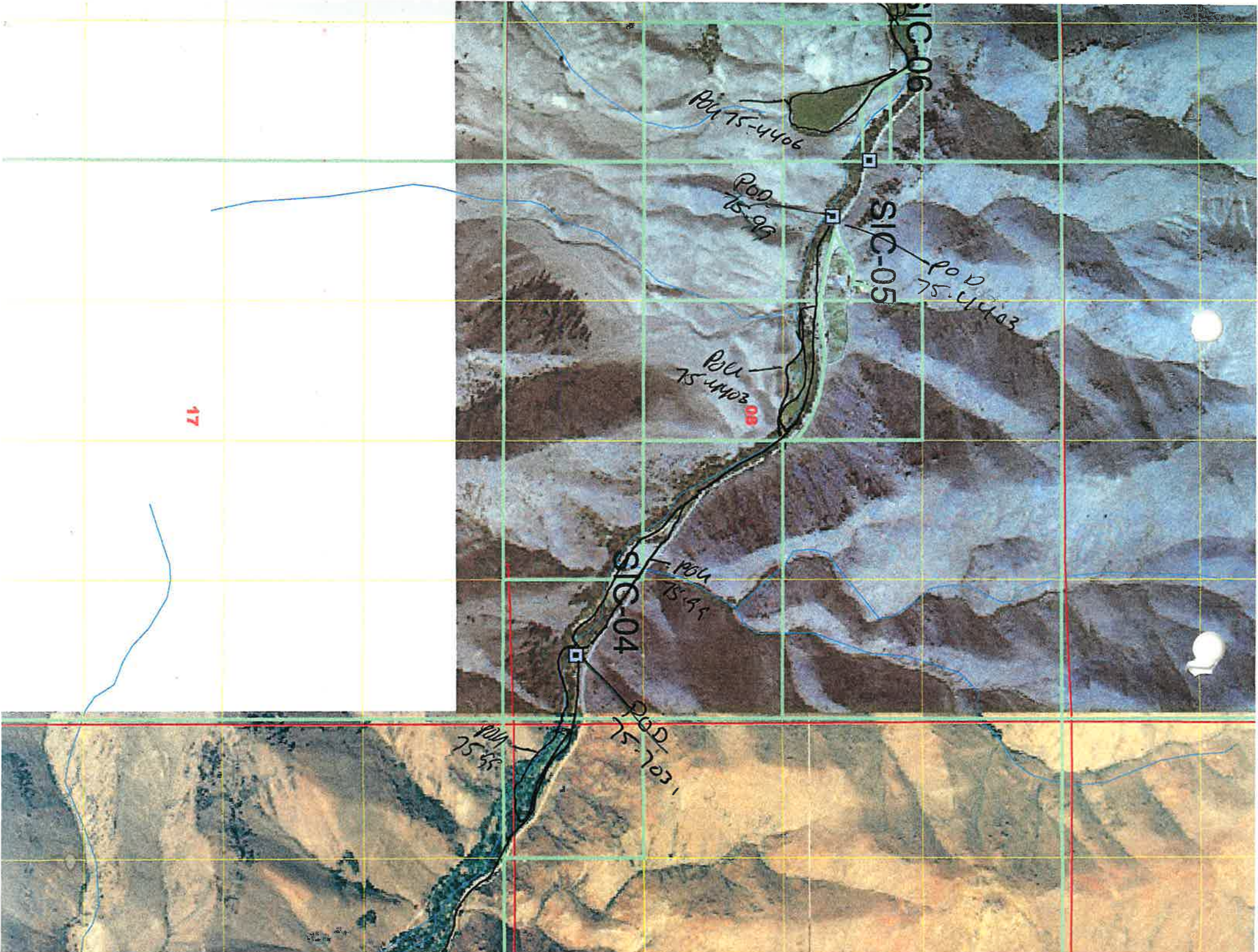
done

$$\frac{5.562}{2.390} = 2$$

ST.	Loc.	Depth	IceD	MDep	Clock	Npts	Spike	Vel	SNR	Angle	Verr	Bnd	Temp	Corr	MeanV	Area	Flow
	(ft)	(ft)	(ft)	(°D)	(ft/s)	(dB)	(deg)	(ft/s)	(degF)	Fact	(ft/s)	(ft ²)	(cfs)				
0	1.0	0.00	0.00	.0	00:00	0	0	0.00	0.0	0	0.00	1.00	1.170	0.00	0.000		
1	1.4	0.20	0.00	.6	11:12	20	0	1.170	24.9	5	0.03	0	46.31	1.00	1.170	0.080	0.093
2	1.8	0.35	0.00	.6	11:13	20	0	1.641	24.9	6	0.05	0	46.17	1.00	1.641	0.140	0.229
3	2.2	0.50	0.00	.6	11:14	20	0	2.130	25.3	6	0.06	0	46.15	1.00	2.130	0.200	0.426
4	2.6	0.70	0.00	.6	11:14	20	0	2.348	24.9	6	0.03	0	46.15	1.00	2.348	0.280	0.657
5	3.0	1.00	0.00	.6	11:15	20	1	2.186	24.9	12	0.04	0	46.13	1.00	2.186	0.400	0.874
6	3.4	1.15	0.00	.6	11:16	20	1	1.976	24.9	16	0.06	0	46.15	1.00	1.976	0.460	0.909
7	3.8	1.30	0.00	.6	11:17	20	1	1.816	24.9	8	0.07	0	46.17	1.00	1.816	0.520	0.944
8	4.2	1.30	0.00	.6	11:17	20	0	1.635	24.0	9	0.05	0	46.17	1.00	1.635	0.520	0.850
9	4.6	1.30	0.00	.6	11:18	20	0	1.082	24.0	13	0.07	0	46.18	1.00	1.082	0.520	0.563
10	5.0	1.10	0.00	.6	11:19	20	1	0.035	24.5	84	0.04	2	46.20	1.00	0.035	0.440	0.015
11	5.4	0.00	0.00	.0	00:00	0	0	0.00	0.0	0	0.00	1.00	0.035	0.00	0.000		

SCANNED





17

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: A75-07031
Date Received: 5/01/1990
Receipt No: 11006819
Received By: BAS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY

1. Name: EUGENE G. HUSSEY
Address: HC 61 BOX 117
SALMON, ID

83467

2. Date of Priority: AUG 10, 1972

3. Source: IRON CREEK

Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	21E	9	SW	SW			LEMHI

5. Description of diverting works:
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	2.390		

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

A.F.A.

8. Total consumptive use is 185.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
18N	21E	9	SE	NE		IRR	2.0
			NE	SE	2	IRR	18.0
			SE	SE	3	IRR	9.0

Section Acres 29.0

A75-07031

Page 1

Date: 05/01/90

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DEC 15 1992

A7507031

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
18N	21E	10	SW	SW	10	IRR	2.0
						Section Acres	2.0
		15	NE	NW	2	IRR	8.0
			SE	NW	3	IRR	10.0
			NE	SW	8	IRR	3.0
			NW	SW		IRR	1.0
						Section Acres	22.0
						Total Acres	53.0

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: 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 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.

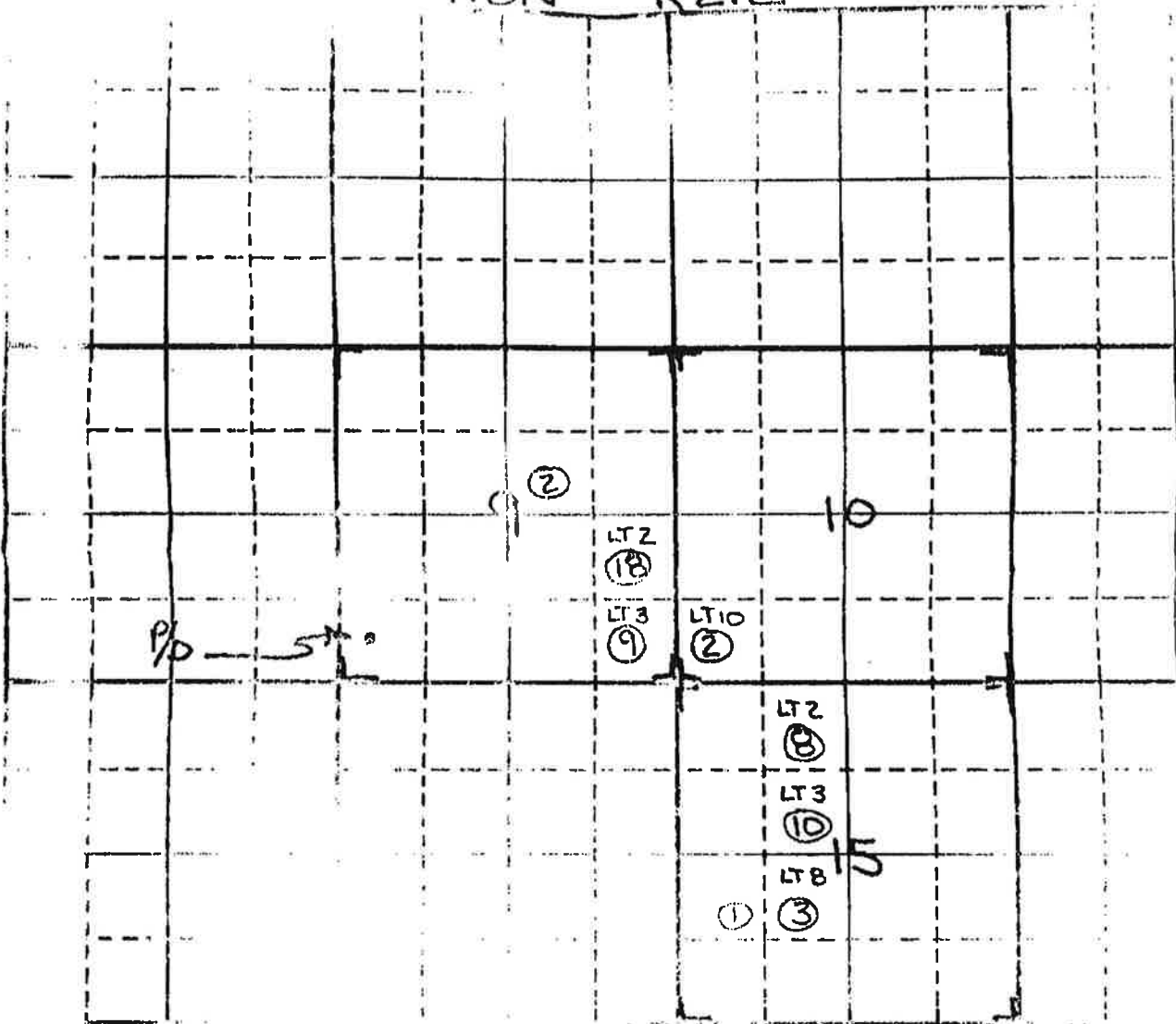
Signature of Claimant(s): Eugene G. Hussey Date: 5-1-90
Date:

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this day
of May 19 90
Seal Notary Public
Residing at Boise Idaho
My Commission Expires 9/11/95

ships, ranges and ditches.

T18N R21E



That such change will be made at per cent

the 6 day of 1900

George W. Dunn

FOR DEPARTMENT USE ONLY

Application prepared by
Application dates

Fee \$20.00
Date

Received by *kg* Date 3-2-88
Published in

MICROFILMED
DEC 15 1992

ACTION OF THE DEPARTMENT OF WATER RESOURCES

A. KENNETH DUNN of the Department of Water Resources

OCT 12 2001

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			SE	SE	3	IRR	9.0

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A75-07031

Page 1

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A7507031



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DEC 15 1992

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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): Eugene G. Hussey Date: 5-1-90
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of May 19 90

Seal

Bruce A. Schulz
Notary Public

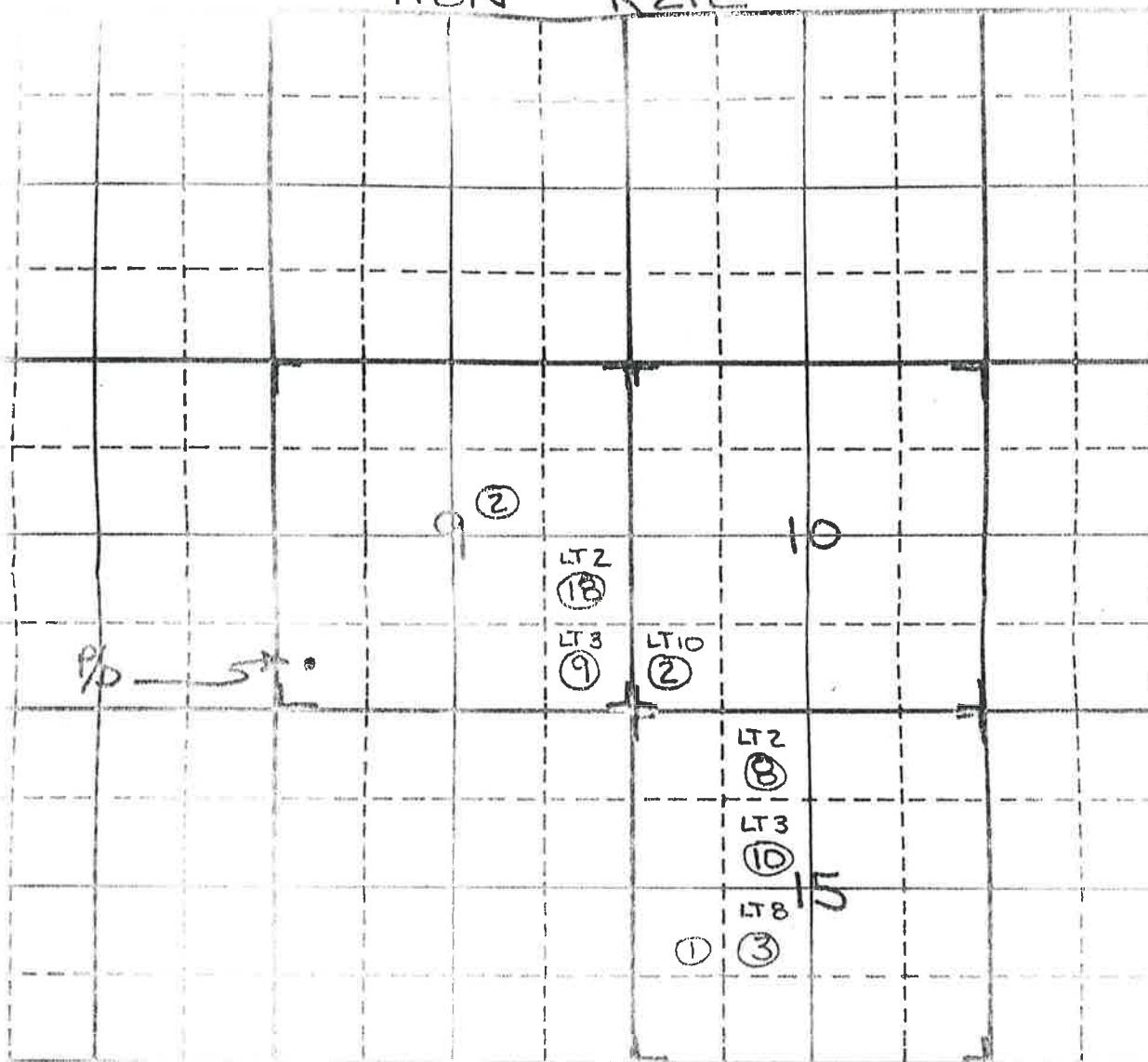
Residing at Boise Idaho

My Commission Expires 9/11/91

ships, ranges and ditches.

T18N R21E

N



1 inch equals 1 mile

That no one shall be bound by such change, and that such change will be made at permit holder's cost.

Signed _____, this 6 day of Dec

Eugene L. Hines
(Signature)

FOR DEPARTMENT USE ONLY

Primary check _____ Fee = \$20.00

Received by *sg* Date 2-4-82

Application prepared by *EP* Date _____

Published in _____

Application dates _____

MICROFILMED
DEC 15 1992

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN

, of the Department of Water Resources hereby