

08/15/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-7192

NAME AND ADDRESS: JUANITA E CHARLTON
103 TOWER CREEK RD
CARMEN ID 83462-4517

JOHN R CHARLTON
103 TOWER CREEK RD
CARMEN ID 83462-4517

SOURCE: TOWER CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.090 CFS
4.900 AFY

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 04/17/1981

POINT OF DIVERSION:

T23N R22E S17 NWNE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.090 CFS 4.90 AFY

1

The use of water for irrigation under this right may begin as early as April

and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than

the

date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within LEMHI County

T23N R22E S17 NENW 4.00

4 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 - Permit

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO.:

75-7192

T23N R22E Sec. 17

LEGEND

 Point(s) of Diversion

 Place of Use

Gov. Lot Numbers

 Townships

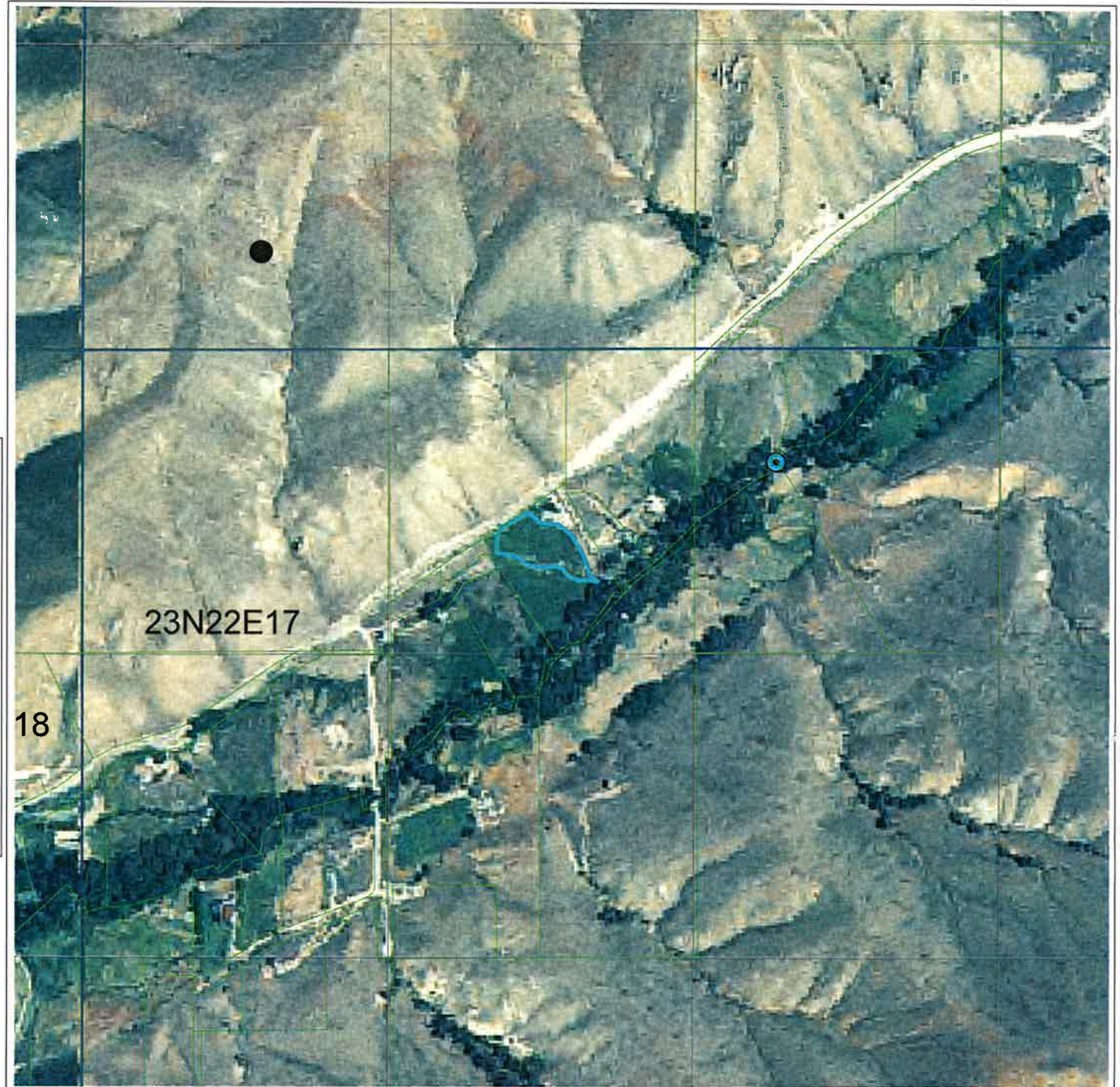
 Sections

 Quarter Quarter

IMAGE 1993 True Color



Prepared By: Asher Barton
November 9, 2005



State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 75-07192

Priority: April 17, 1981

Maximum Diversion Rate:

0.09 CFS

Maximum Diversion Volume:

14.0 AF

This is to certify, that JOHN R CHARLTON

HCR 10 BOX 32A

CARMEN ID 83462

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 17, 1981; and has submitted Proof of Beneficial Use on July 30, 1986. An examination indicates that the works have a diversion capacity of 0.120 cfs of water from:

TOWER CREEK

tributary to SALMON RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.09 CFS	14.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 17, Township 23N, Range 22E
LEMHI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
23N	22E	17	NENW	4		4

Total number of acres irrigated: 4

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 30TH day of

JUNE, 1999.


Acting for KARL J. DREHER, Director

MICROFILMED

AUG 11 1999

Tower Creek Upper ditch

GPS Site Tag No.: A0015036

POD Location: T23N, R22E, S17, NWNE

Rate Measured: 4.59 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	0.230	2/19/1907	0.016	0.653	0.261	0.28	0.15
75-2004H	2/19/1907	0.123	2/19/1907	0.084	0.417	0.167	0.25	0.12
75-2004K	2/19/1907	0.047	2/19/1907	0.046	0.481	0.192	0.24	0.05
75-2004L	2/19/1907	0.110	2/19/1907	0.038	0.581	0.233	0.27	0.11
75-4208A	4/1/1911	0.065	4/1/1912	0.012	0.076	0.030	0.04	0.04
75-4208B	4/1/1911	0.025	4/1/1912	0.010	0.137	0.055	0.06	0.03
75-7192	4/17/1981	0.090	4/17/1981	0.028	0.170	0.068	0.10	0.09
75-10280	8/10/1904	0.180	4/1/1912	0.036	0.170	0.068	0.10	0.10
75-11623	7/10/1906	0.060	4/1/1912	0.046	0.268	0.107	0.15	0.06
75-13710	8/21/1911	0.150	4/1/1912	0.078	0.313	0.125	0.20	0.15
						0.000	0.00	

1.70 0.63

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

W = 3.0 ft.

i = 2.0 ft/day

S = 0.40 cfs/mi.

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

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

CLAIM NO(s). 75-7192

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.: A00/5036 GPS File # T0610208

Township 23N Range 22E Section 17 1/4 NW 1/4 NW 1/4 NE
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

diversion 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: <u>177</u>	Township <u>23N</u>	Range <u>22E</u>	Section <u>17</u>	1/4 <u>NE</u>	1/4 <u>NW</u>
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

place of use changed to correct poa, 75-7192 covers ground
above ditch, shares POD with 75-10280, 75-4208B, 75-4208A
75-11623, 75-13710, 75-2004A, 75-2004H, 75-2004K, 75-2004L, 75-4143

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 6-14-05

FIELD EXAMINER: Bob Foster
 Print Name

Bob Foster
 Signature

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filename: c:\docs\forms\ditch flow computations upgraded.xls
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prepared 8/3/00 by Hightree

Measurement done by: B. Foster

Location of measurement: Tower Creek upper ditch

Date if measurment: 6/10/2005

Global Inputs:

REW value: 1.00

LEW value: 4.00

Space between

readings (ft): **0.50**

Note to user:

Make entries in cells without shading.

[illegible]

SCANNED

OCT 12 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: A75-07192
Date Received: 4/25/1990
Receipt No: 100674P
Received By: gpc

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN R. CHARLTON 208-756-3114
Address: HCR-10 BOX 32A
CARMEN, ID 83462

AND/OR

Name: JUANITA E. CHARLTON 208-756-3114
Address: HCR-10 BOX 32A
CARMEN, ID 83462

2. Date of Priority: APR 17, 1981

3. Source: TOWER CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

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

5. Description of diverting works:
DITCH & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.090		

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

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A75-07192

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Date: 04/25/90

MICROFILMED

DEC 15 1992



10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
23N	22E	17	NW NE		IRR	5.0
Section Acres						5.0
Total Acres						5.0

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:
A74-10

14. Remarks:

15. Basis of Claim: PERMIT

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): John R. Charlton Date: 4-25-90
Janita C. Charlton Date: 4-25-90

State of Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 25 day
of April 19 90

John D. Carter
Notary Public

Seal

Residing at Boise ID
My Commission Expires 4/2/94

