

08/02/2006

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

RIGHT NUMBER: 75-7358

NAME AND ADDRESS: WAYNE ENGLAND
PO BOX 65
NORTH FORK ID 83466

MARGARETTE ENGLAND
PO BOX 65
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.030 CFS
3.500 AFY

PRIORITY DATE: 04/20/1983

POINT OF DIVERSION:

T24N R21E S9 SWSW Within LEMHI County

The issuance of this right does not grant any right-of-way or easement across the land of another.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.030 CFS
FIRE PROTECTION	01/01 12/31	0.030 CFS

PLACE OF USE:

IRRIGATION Within LEMHI County

T24N R21E S08 SESE 1.00

FIRE PROTECTION same as IRRIGATION

1 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 - License

75-7358



0.1 0 0.1 0.2 0.3 Miles

LEGEND

-  Lemhi taxlots
-  Township/Range
-  Sections
-  QQ
-  IMAGE 1991 True Color

Prepared By: Danielle Favreau, 7/13/05, IDWR/IWWRI

24N21E

7

5

4

8

9

15-10248

Transfer
gluch

Irrigated land

Water crosses through here

HUGUNIN, GLENN H

MICHOOTHEA FLORES

ALLEN, BIL

FISHER, SYDNEY T

ENGLAND, MARGARETTE

DAHO FISH AND GAME

GARRETT, TIM R TRUST

PRESTWICH, MARSHA

U S FOREST SERVICE

MILLER, JOHN C

MILLER, JOHN C
SCANNED

AUG 30 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: 75-7358

WAYNE ENGLAND

PO BOX 65

NORTH FORK ID 83466

Telephone Number: (208)865-2153

MARGARETTE ENGLAND

PO BOX 65

NORTH FORK ID 83466

Telephone Number: (208)865-2153

RECEIVED

DEC - 4 2006

IDWR/North

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: 11-17-06

SIGNATURE: Wayne England

Please print your name: Wayne England

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

SCANNED

DEC - 6 2006

*See correction on
Water Right #*

75-10748
75-7358

Aug 8-2005

Ms. Rosanne Brown St. Water Resource agent
State of Idaho
Department of Water Resources
P.O. Box 83720
Boise, Ida. 83720-0098

Dear Ms. Brown

As to our phone conversation of 8-8-05
I am sending this info. to help ~~me~~
file A Claim for Irrigation water
Priority on 3.5 acres^{sec. 8} on the Enclosed

I first came to property in 4-1932
As a Boy it was then occupied by
Tolbert & Opal Barth they were irrigating
said property until I and my folks
Bought the property in Sept. of 1943
at that time we were told it was
Irrigated as early as 1910

Wayne England
Margaret England
PO Box 65
North Fork, Ida. 83466

Sincerely
Wayne England

PH 208-865-2153

SCANNED

AUG 30 2005

8/08/05

PMO100 - PARCEL MASTER INQUIRY

09:55:25

DS

PARCEL: RP 24N21E087201 A

F9=MS

F12=RC F14=HO

F19=SP

F23=AG

LEGAL DESCRIPTION

ENGLAND, MARGARETTE

E2SE4NE4SE4 LESS T-2925

E2E2SE4SE4 LESS T-1376

8 24 21

ProVal Area Number 2

BOX 65

CODE AREA 25-0000 OWNER CD

PARC TYPE LOC CODE 3210

EFFDATE EXPDATE

PREV PARCEL

NORTH FORK ID 83466

2124 HWY 93 NORTH

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
5	2002	4530	AC	240				
10	2002	1000	AC	16000				
31	2002			63899				
32	2002			2920				
TOTALS		5530		83059				

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG
F8=CT F13=TM F18=HS F20=Srch F22=EU

SCANNED

AUG 30 2005

AJ5855NP
600

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: December 2, 1998
PAGE: 1

RIGHT NUMBER: 75-10248

NAME AND ADDRESS: WAYNE ENGLAND
MARGARETTE ENGLAND
PO BOX 1167
NORTH FORK ID 83466

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY-DATE: 06/01/1965

POINT OF DIVERSION T24N R21E S08 SESESE Within LEMHI County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within LEMHI County
T24N R21E S08 SESE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
RP 24N21E087201 A

SCANNED
AUG 3 0 2005

4-1003

Hailey 05766

THE UNITED STATES OF AMERICA

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Hailey, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain", and the acts supplemental thereto, the claim of JEREMIAH BARTL has been established and duly consummated, in conformity to law, for the

East Half of the Southeast Quarter of the Northeast Quarter of the Southeast Quarter and the East Half of the East Half of the Southeast Quarter of the Southeast Quarter of Section Eight and the East Half of the Northwest Quarter of the Southwest Quarter, the Southwest Quarter of the Northwest Quarter of the Southwest Quarter, and the West Half of the Southwest Quarter of the Southwest Quarter of Section Nine in Township Twenty-Four North of Range Twenty-One East of the Boise Meridian, Idaho, Containing Fifty Acres, according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the United States unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, William H. Taft, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed. GIVEN under my hand, at the City of Washington, the Thirteenth day of March in the year of our Lord one thousand nine hundred and eleven and of the Independence of the United States the one hundred and Thirty-fifth.

(SEAL)

By the President Wm. H. Taft
By M. P. LeRoy, Secretary
H. W. Sanford, Recorder of the
General Land Office.

RECORDED: Patent Number 133773

Recorded at the request of Colbert Bartl, January 12th, 1925, at 30 minutes past 4 o'clock P. M., in Book 28 of Deeds page 108 Records of Lamhi County, Idaho.

Fee: 1.00

W. W. Simms
County Recorder

AUG 30 2005

SCANNED

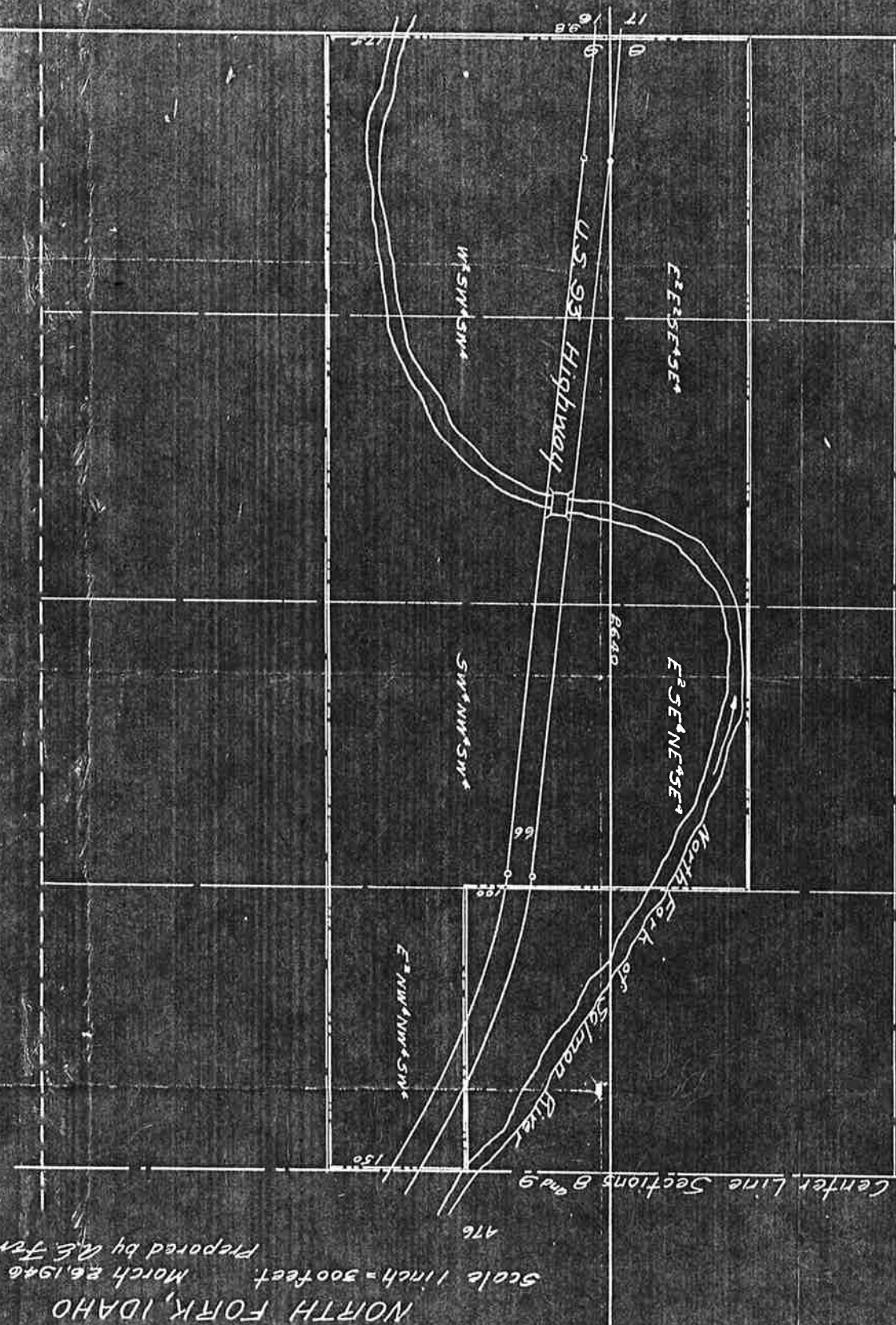
MRS MABEL ENGLAND TRACT

NORTH FORK, IDAHO

Scale 1 inch = 300 feet

March 26, 1946

Prepared by A.E. Ferry



T24N, R21E, B1M

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 75-07358

Priority: April 20, 1983

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

3.5 AF

This is to certify, that WAYNE ENGLAND

MARGARETTE ENGLAND

PO BOX 65

NORTH FORK ID 83466

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 20, 1983; and has submitted Proof of Beneficial Use on May 31, 1988. An examination indicates that the works have a diversion capacity of 0.140 cfs of water from:

SALMON RIVER, NORTH FORK

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	0.03 CFS	3.5 AF
FIRE PROTECTION	01/01 to 12/31	0.03 CFS	
	Totals	0.03 CFS	3.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 9, Township 24N, Range 21E
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>
24N	21E	8	SESE	1		1

Total number of acres irrigated: 1

PLACE OF USE:

FIRE PROTECTION, same as IRRIGATION use

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.
2. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

MICROFILMED

DEC 10 1999

SCANNED

OCT 1 2 1990

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: A75-07358
Date Received: 4/24/1990
Receipt No: M006718
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WAYNE ENGLAND 208-865-2153
Address: P.O. BOX 1167
NORTH FORK, ID 83466

OR

Name: MARGARETTE ENGLAND
Address: P.O. BOX 1167
NORTH FORK, ID 83466

2. Date of Priority: APR 20, 1983

3. Source: SALMON RIVER, NORTH FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	21E	9	SW	SW			LEMHI

5. Description of diverting works:
HEADGATE, DITCH, PUMP & SPRINKLER SYSTEM

6. Water is used for the following purposes:

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

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

8. Total consumptive use is 2.5 Acre Feet Per Annum.

9. Non-irrigation uses:
FIRE PROTECTION.

A7507358



A75-07358

Page 1

Date: 04/24/90

MICROFILMED

DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	21E	8	SE	SE		IRR	1.0
Section Acres							1.0
Total Acres							1.0

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: 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 x 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): Margaret Sanford Date: 4-24-90

Date: _____

State of Idaho)
County of Latah) SS.

Subscribed and sworn (or affirmed) before me this 24 day
of April 19 90.

Ernest Carlson
Notary Public

Seal

Residing at Boise Falls, ID
My Commission Expires 6-14-1990