

08/03/2006

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

RIGHT NUMBER: 75-11608

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707

SOURCE: NORTH FORK SALMON RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 12/31/1962

POINT OF DIVERSION:

T25N R21E S15 SENW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

FISH PROPAGATION

04/01 10/31

0.800 CFS

PLACE OF USE:

FISH PROPAGATION Within LEMHI County

T25N R21E S15

NWSE

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



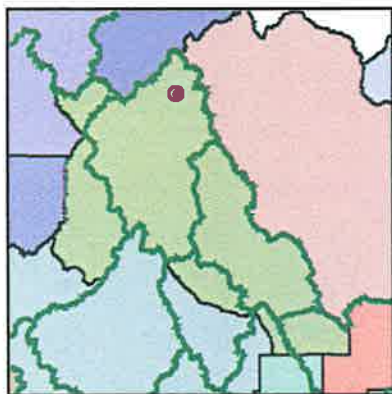
Idaho Department of Water Resources

SRBA Recommendation:

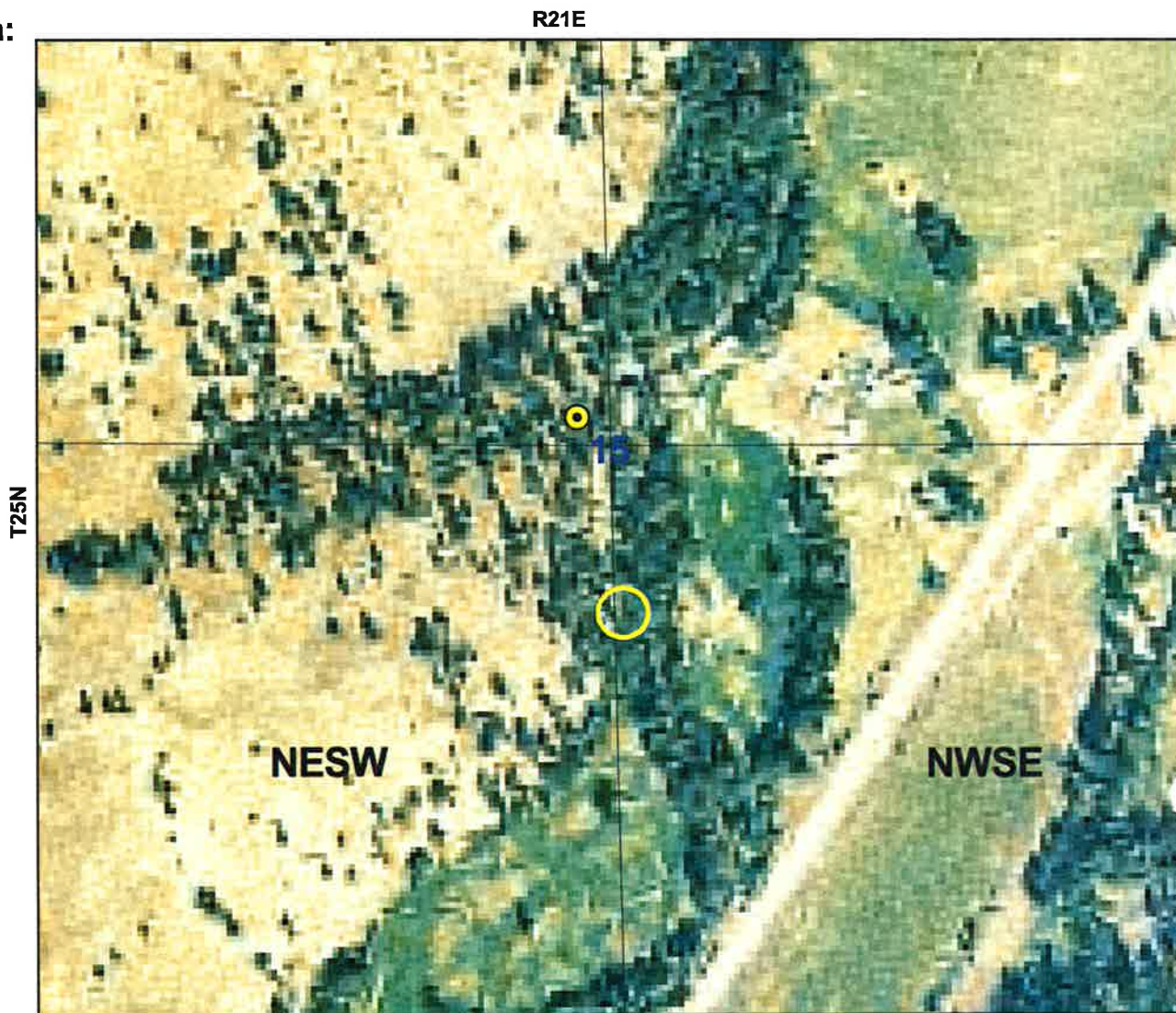
75-11608

Legend

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



Lemhi County
IDWR Basin 75



0 0.1 0.2 Miles

Prepared by R. Brown
On Thursday, August 3, 2006
1987/88 Aerial Photography

82
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: 75-11608

STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707
Telephone Number: (208)334-3700

RECEIVED
DEC 07 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: 27 Nov 2006 SIGNATURE: Cynthia Robertson
Please print your name: Cynthia Robertson

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

SCANNED
DEC 11 2006



IDAHO FISH & GAME

600 South Walnut
P.O. Box 25
Boise, ID 83707-0025

RECEIVED
MAY 14 1992

Department of Water Resources

May 13, 1992

Mr. Jeff Peppersack
Idaho Department of Water Resources
STATEHOUSE MAIL
1301 North Orchard Street
Boise, Idaho 83720

Re: Adjudication claim for fish screen on the North Fork Salmon River

Dear Jeff:

I have enclosed an adjudication claim form for a fish screen on the North Fork Salmon River (NF-7A). This is a late claim and the check enclosed covers the cost of the filing (\$58.00) plus the late filing fee of \$50.00 (total \$108.00). I also have included evidence of the proposed priority date, as the basis of the claim is a beneficial use.

If you have any questions regarding this claim, please call me at 334-2597.

Sincerely,

Cindy

Cindy Robertson
Fishery Biologist

CR:kdd

Cecil D. Andrus / Governor
Jerry M. Conley / Director

Equal Opportunity Employer



Working for wildlife since 1938

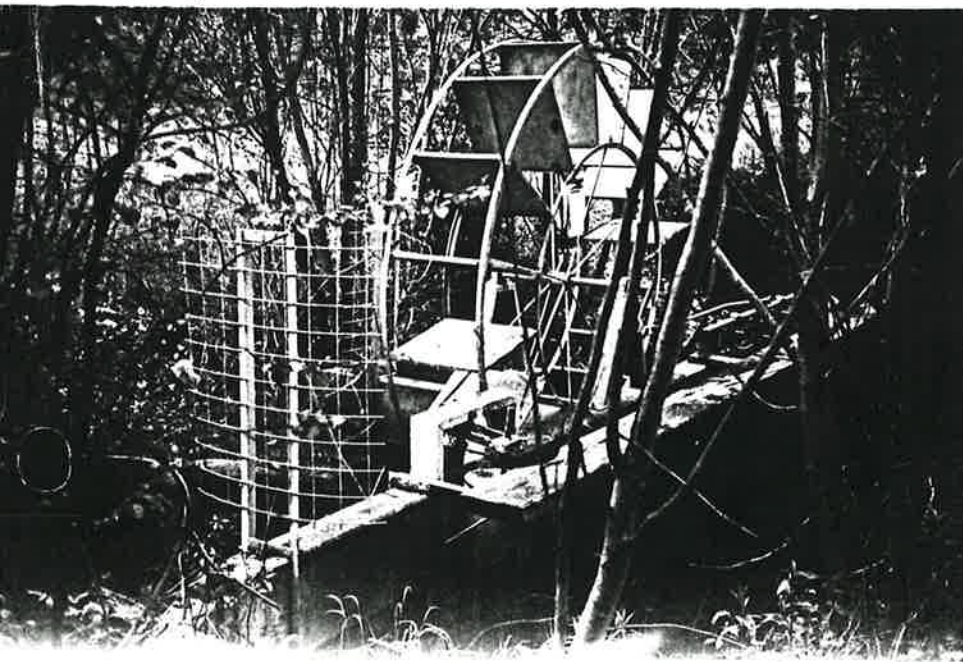
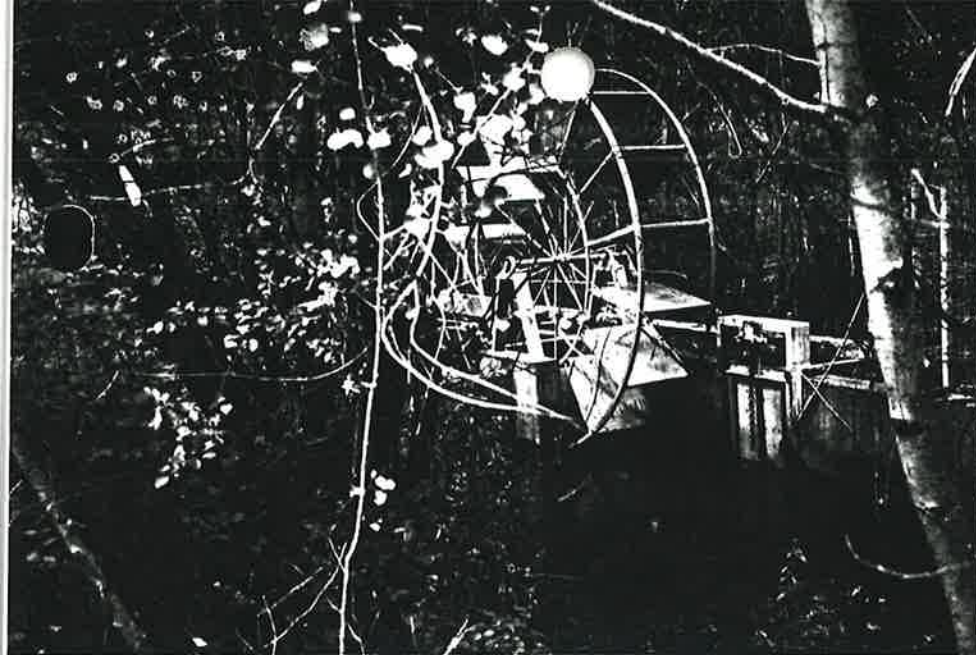
MICROFILMED
DEC 15 1992

EVIDENCE OF PRIORITY DATE FOR ADJUDICATION CLAIM NO. **NF-7A**

*(This is a new filing
under the SRBA)*

MICROFILMED

DEC 15 1992



1962

SCREEN # NF 7A

APPROACHMENT DITCH SIZE 6" x 12"

USE Yes

TYPE OF SCREEN Wipes, Water Wheel

SIZE OF SCREEN 3' x 8'

MODIFIED Yes

STRUCTURE Fair

CATWALKS Fair

HANDRAILS None

BYPASS SIZE 6"

HOW REDUCED Not

APPROX. LENGTH 40ft

TRASH RACK None

CONDITION OF ROAD None

CONDITION OF GATES

ADDITIONAL COMMENTS

Needs Road to Screen

SCHEDULED REPLACEMENT

1995-2000

MICROFILMED
DEC 15 1992

9

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: **A75-11608**

Date Received: 5/14/1992

Receipt No: C024145

Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: STATE OF IDAHO
Address: DEPT. OF FISH & GAME
P.O. BOX 25
BOISE ID

208-334-3700

83720

2. Date of Priority: DEC 31, 1962

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	21E	15	SW	NE			LEMHI

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	03/15	11/15	0.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
FISH PROPAGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
25N	21E	15	NE	SE		FISH	

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:

DESCRIPTION OF DIVERSION WORKS: CONCRETE STRUCTURE WITH METAL SCREEN WHICH PREVENTS FISH FROM ENTERING IRRIGATION DITCH. STRUCTURE INCLUDES A BYPASS PIPE WHICH RETURNS FISH AND WATER TO THE RIVER.

-
EASEMENT AGREEMENT NF-7A IS BEING PURSUED WITH LANDOWNERS. SCREEN WAS BUILT IN 1962 AND HAS OPERATED SINCE THAT TIME. EVIDENCE OF PRIORITY DATE FOR BASIS OF BENEFICIAL USE CLAIM IS IDFG PHOTO RECORDS. RECORDS ARE UNPUBLISHED AND ON FILE IN REGION 7 FISH AND GAME OFFICE IN SALMON, ID.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED

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

A75-11608

Date Received

5/14/92 ap

Receipt Number

C024145

RECEIVED
MAY 14 1992

Department of Water Resources

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

Please type or print clearly

1. Name of Claimant (s) Idaho Department of Fish & Game Phone (208) 334-3700Mailing Address 600 S. Walnut, P.O. Box 25 Boise, ID Zip 837072. Date of Priority (Only one (1) per claim) 12/31/623. Source of water supply (a) North Fork Salmon River
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 25 N Range 21 E Section 15,
SW NE
_____ 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Lemhi

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Concrete structure with metal
screen which prevents fish from entering irrigation ditch.
Structure includes a bypass pipe which returns fish and water
to the river.

A7511608



MICROFILMED

DEC 15 1992

NF-7A

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For fish propagation purposes from 3/15 to 11/15 amount 0.8 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.8 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is — acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) fish propagation

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>25N</u>	<u>24E</u>	<u>16</u>													<u>H</u>				

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? _____

12. Do you own the property listed above as place of use? Yes _____ No X
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks: NF-7A
Easement agreement¹ is being pursued with landowners.
Screen was built in 1962 and has operated since that time.
Evidence of priority date for basis of beneficial use claim is IDFG
photo records. Records are unpublished and on file in Region 7
Fish and Game office in Salmon, ID.

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DEC 15 1992

Last Name IDFG Ident No. _____

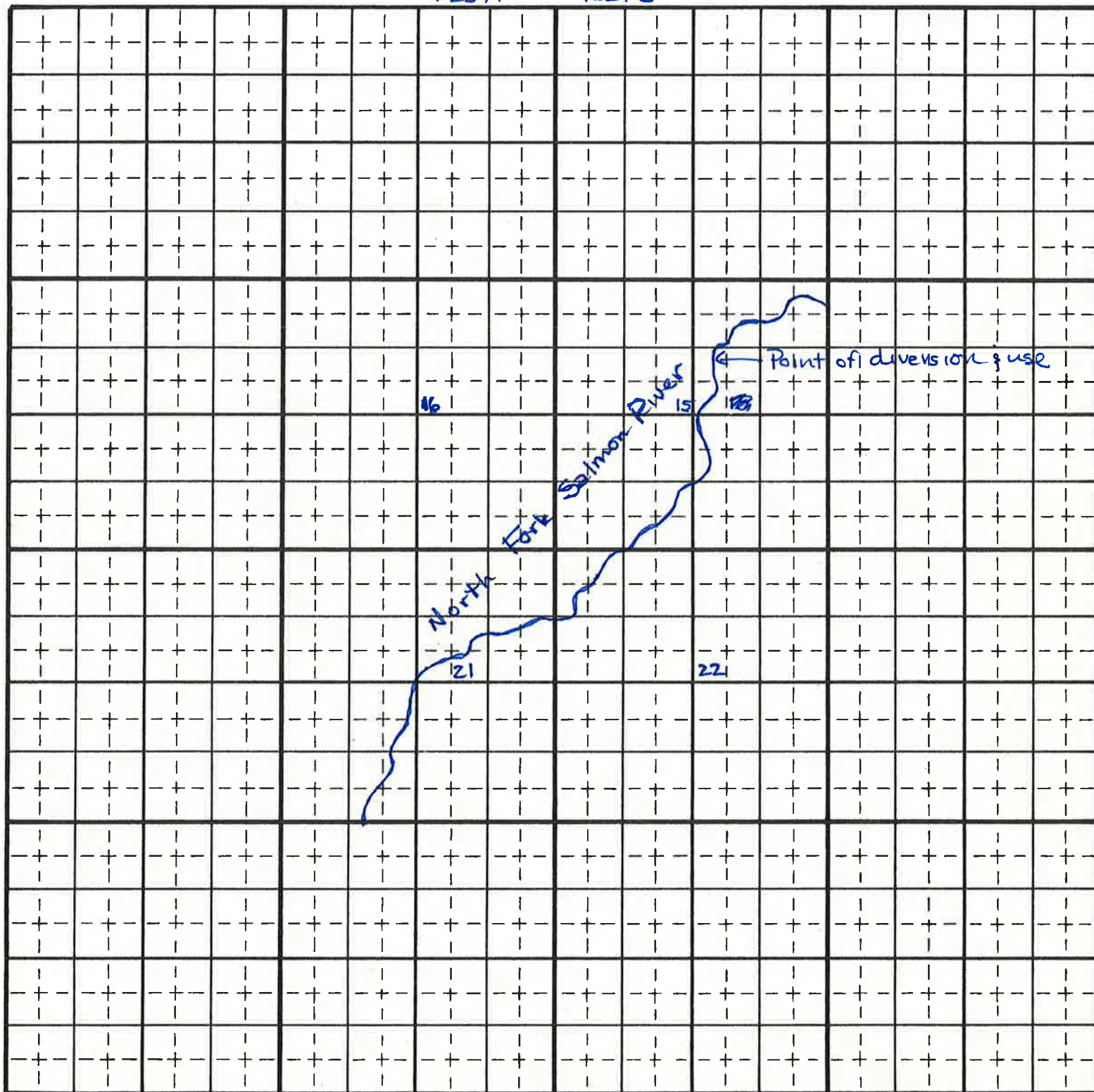
Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T25N

R21E



MICROFILMED

DEC 15 1992

Last Name IDFG

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Acting Director
Title
of Idaho Department of Fish & Game Organization, that I have signed the foregoing
document in the space below as Acting Director Title of Idaho Dept. of Fish & Game Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]

Title and Organization Acting Director Date 5-7-92
Idaho Dept. of Fish and Game

State of Idaho/or Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 7th day of May 19 92

SEAL

Notary Public [Signature]

Residing at Emmett, Idaho

My Commission Expires 8-15-93

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name IDFG Ident. Number _____

MICROFILMED

DEC 15 1992

Copies White-State, Yellow-Claimant