

10/18/2006

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

RIGHT NUMBER: 75-11614

NAME AND ADDRESS: ELISABETH MORGAN
803 14TH ST
SALMON ID 83467

STANNLEY MORGAN
803 14TH ST
SALMON ID 83467

SOURCE: JESSIE CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 04/01/1961

POINT OF DIVERSION:

T21N R21E S1 NENE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.020 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T21N R21E S01 Lot 2 NWNE 0.50

0.5 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.

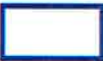
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



Idaho Department of Water Resources

SRBA Claim:
75-11614

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Lemhi County
IDWR Basin 75



0 0.2 0.4 Miles



Prepared by R. Brown
On Friday, May 19, 2006
1987/88 Aerial Photography

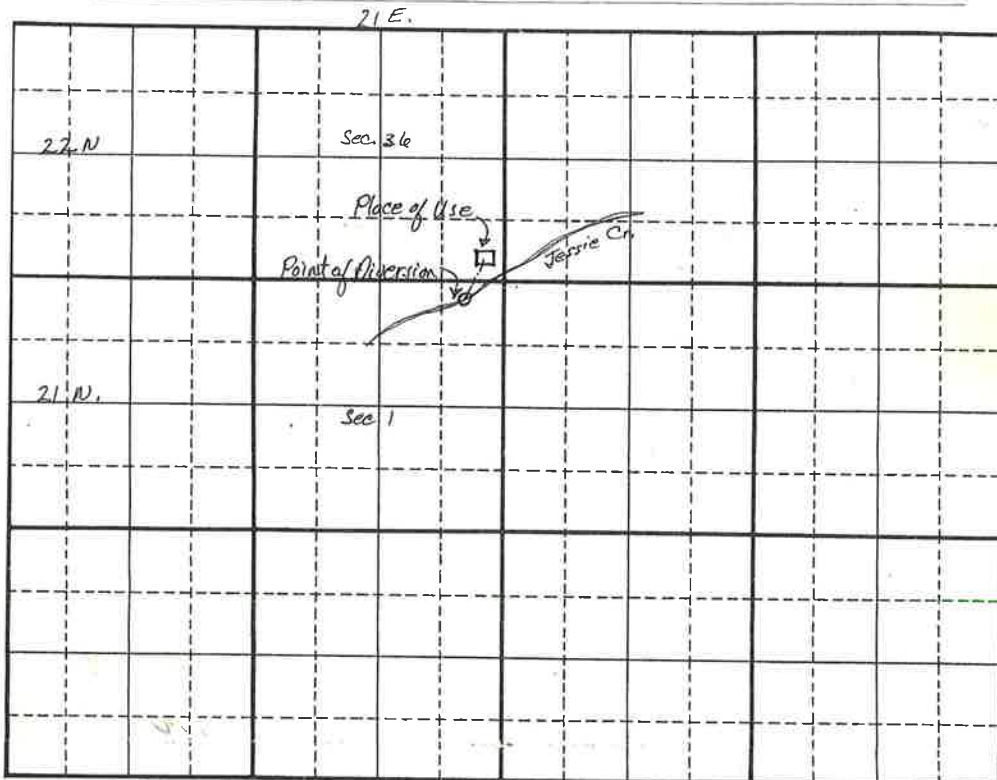
SCANNED
11/25/2003

(8) Remarks

POOR ORIGINAL

MICROFILMED

APR 19 1994



Scale: 2 Inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Lemhi) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 21st day of February, 1979.

x Stanley Morgan
(Claimant)

Notary Public
Residing at Salmon, Idaho

My commission expires 12-21-82

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by DMC Date 2/21/79 claimant by: _____
\$20.00 fee received by _____ Date _____
Published in _____
Dates _____



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

October 18, 2006

Robert Morgan
1119 Hwy 93 N
Salmon, ID 83467

RE: 75-11614

Dear Mr. Morgan:

On August 14, 1992, Stannley & Elisabeth Morgan submitted a Notice of Claim in the Snake River Adjudication. We understand from our field examiner that you may now own the property. If you do own the property, and the water is still being used, and you want your name in the final recommendation, then you need to file a change in water right ownership form and mail it to this office. Be sure to include a copy of the warranty deed or other document as described in item 2. B.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kenneth Knoblock', written in a cursive style.

Kenneth Knoblock
Water Resources Agent

SCANNED

JAN 25 2008

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

CLAIM NO(s). 75-11614

1. ☐ No Change NAME IS SAME
☒ NEW OWNER: Robert Morgan
☐ No Change ADDRESS
☒ NEW ADDRESS: 1119 Hwy 93 N 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.: A0014938 File # 412 PJ0802

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

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

headgate 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: 7-11-06

FIELD EXAMINER: Bob Foster

Print Name

Bob Foster

Signature

August 31, 1993

To whom it may concern;

I, Ed Smith, lived on property at the foot of Leeshurg Hill from 1938 to 1946 and later in 1950, the property now owned by Robert Wiederrick, I used the water in the ditch on that property to water a small orchard I had at that time. What water I didn't use, went on down the hill across the property now owned by Mrs. Betty and across the road and down the property now owned by Stanley Morgan.

Edgar W. Smith

Water right
Stanley Morgan

975-1161-1

Notarized by Edgar W. Smith - on 9-2-93 Edgar W. Smith appeared before me & signed said document. Notary expires 4-2-98.

Simon, Idaho

9-2-93
Edgar W. Smith

RECEIVED

SEP 07 1993

MICROFILMED
Department of Water Resources
Eastern District Office

APR 19 1994

SCANNED

JAN 25 2008

attach to claim

8-12-93

IDAHO DEPARTMENT OF WATER RESOURCES
900 North Skyline
Idaho Falls, ID 83402

RECEIVED

AUG 16 1993

Department of Water Resources
Eastern District Office

RE Case #A75-11614

I, Robert Morgan, wish to make this statement concerning
the water rights case of Stan Morgan, #A75-11614.

Stan, my father, and my family moved to the property at
14th and Bryan Streets in 1960. I recall the ditch in
question being there then and being used by us for lawn
and garden irrigation from 1960 continuously until just
recently when it was blocked off by Mr. Bielby.

Sincerely,

Robert Morgan
1119 Hwy 93 N.
Salmon, ID 83467

Robert Morgan

Carl V. Mope

MICROFILMED

APR 19 1994 2008

Aug 9, 1993

To whom it may concern

In 1950, I was buying and forming the acreage north of the fire lot and now own (as of 1960) at that time there was a ditch running through the property the Buelly now own, and across the road ~~the~~ east. When I bought the fire lot, there was water running through the Buelly property and across the road east to my property. I filed water right for that water April 1, 1961 when I first used it to water the lawn & there are my property and I have used the water since that time Stanley Morgan

RECEIVED

AUG 11 1993

Department of Water Resources
Eastern District Office

Stanley Morgan

MICROFILMED
APR 19 1994
JAN 25 2008

Stanley Morgan
(905 Bingham Canyon)
803 14 (property)
Salmon Creek
83467

W. J. Knight Jr.
#175-11614

Claim No.

CLAIM TO A WATER RIGHT

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Stanley Morgan (Name of Claimant)
P.O. Box 248 Salmon, Idaho 83467 Telephone No. 756-3786
 (Mailing Address) (Zip Code)

(1) Date of priority: (When was the water first applied to a beneficial use) April 1, 1961
 A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Jessie Creek tributary to Salmon River.

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.01</u>	Use	<u>Irrigation</u>	Period of Use From <u>April 1</u>	To <u>Nov. 1</u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	To <u> </u>

(4) 0.01 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1 Twp. 21N Rge. 21E B.M., County of Lemhi.
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Water diverted into private ditch 6" deep 12" wide & about 1/8 mile long.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 1

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

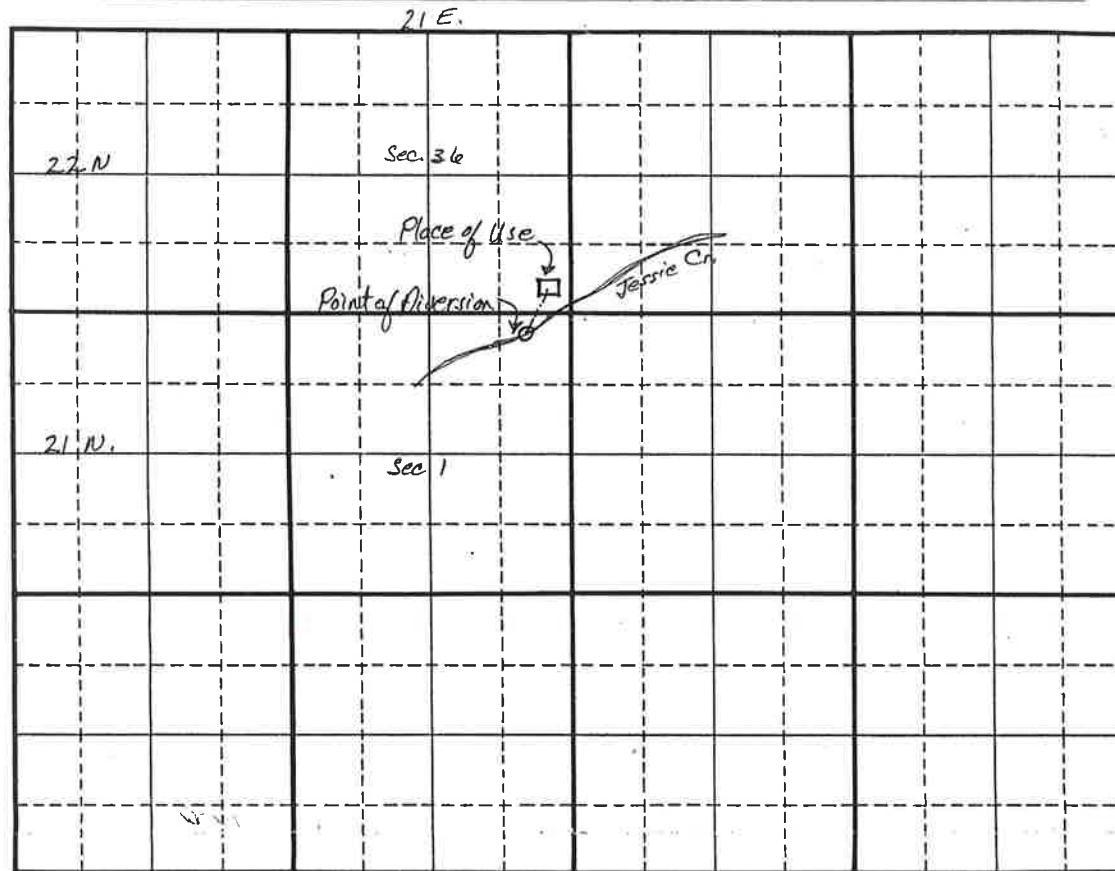
FROM ORIGINAL

SCANNED
JAN 25 2008

(8) Remarks

POOR ORIGINAL

MICROFILMED
APR 19 1994



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of

Lemhi

ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 21st day of February, 1979.

x Stanley Morgan
(Claimant)

James Burek
Notary Public
Residing at Salmon, Idaho

My commission expires 12-21-82

FOR DEPARTMENT USE ONLY

Received by _____ Date _____
Prelim. check by ENC Date 4/21/79
\$20.00 fee received by _____ Date _____
Published in _____
Dates _____

Exception filed by: _____ Date _____
Forwarded to claimant by: _____ Date _____

SCANNED

2008 JAN 25 2008

FOR ORIGINAL

RECEIVED

SEP 30 1993

Department of Water Resources
Eastern District Office

Dear Mr. Dunn,

I'm writing this letter at the request of my friend Robert Wiederrick of Salmon Idaho regarding a certain ditch at the base of Leesburg Hill that supplies his property with irrigation water at 1403 Cleaveland.

We used this same ditch for our place back in 1964 to 1966. We owned the old Smith place which was across the road from where he is now.

Hopefully this will verify the long term existence of that ditch and help Mr. Wiederrick to establish his right to the present use of it.

MICROFILMED

APR 19 1994

Thank you
Jim Watson

Case # A7511614

SCANNED

JAN 25 2008

POOR ORIGINAL

9-28 93

Mr. Dunn

What is the next step for getting this situation out here taken care of. I think you should have enough letters by now to have proof the ditch has been there for a long time - longer than the Bielby's ownership of the plot across the street West. Please let us know what we should do.

Stan Morgan

905 Bryan

Salmon Id. 83467

MICROFILMED

RECEIVED

APR 19 1994

SEP 30 1993

Department of Water Resources
Eastern District Office

SCANNED

JAN 25 2008

\$50 - LATE FEE
 \$50 - CLAIM FEE
 \$100 - ACQUISITION FEE
 \$10100 DUE

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 A75-11614 / 90
 Date Received _____
 Receipt Number E017718
 8-7-92

NOTICE OF CLAIM
 TO A
 WATER RIGHT
 ACQUIRED UNDER STATE LAW

RECEIVED
 AUG 14 1992
 Department of Water Resources
 Eastern District Office

Please type or print clearly

1. Name of Claimant (s) STANLEY OR ELISABETH MORGAN Phone (208) 756-3786
 Mailing Address 803 14th STREET, SALMON, ID Zip 83467

2. Date of Priority (Only one (1) per claim) APRIL 1, 1961

3. Source of water supply (a) JESSIE CREEK
 which is tributary to (b) SALMON RIVER

4. a. Location of existing point of diversion is: Township 21N Range 21E Section 1
1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of LEWIS

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.

WATER IS DIVERTED INTO A
PRIVATE DITCH, 6" DEEP 12" WIDE 1/2 ABOUT 1/8 MILE LONG

A751614



SCANNED MICROFILMED

DEC 15 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/15 to 10/15 amount 0.03 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.03 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 2.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

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>22N</u>	<u>21E</u>	<u>36</u>																<u>1</u>	<u>1</u>

Total number of acres irrigated 1

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

12. Do you own the property listed above as place of use? Yes X No _____
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:

Last Name MORGAN Ident No. _____

SCANNED

JAN 25 2008

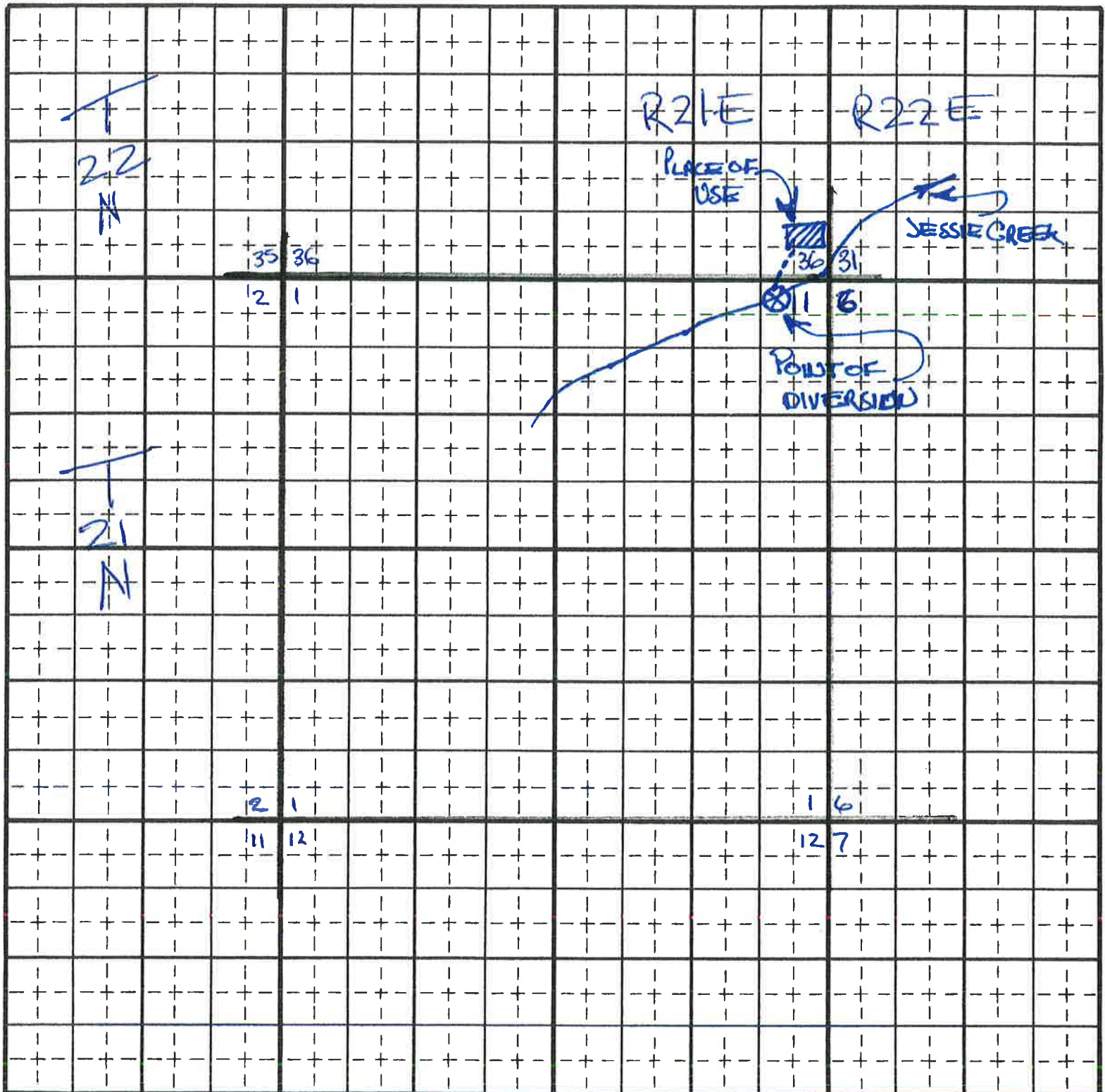
MICROFILMED

DEC 15 1992

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



Last Name

Morgan

Ident No.

Copies: White-State, Yellow-Claimant

MICROFILMED
SCANNED
DEC 15 1992
JAN 25 2008

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.

X Signature of Claimant (s) Stanley Morgan Date _____
Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Lemhi) SS.

X Subscribed and sworn (or affirmed) before me this 12 day of Aug 19 92

SEAL

Notary Public Carl U. Meyer

Residing at Salmon

My Commission Expires 4-25-1997

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 _____ Ident. Number _____

SCANNED MICROFILMED
DEC 15 1992
Copies White-State, Yellow-Claimant

⊗ Serving Block #8 - Lots 1, 2, 5, 6 —
 and Block #12 - Lots 1, 2, 5, 6, 7 —
 and Block #13 - Lots 1, 2, 3 —

MILEAGES FROM PINEHAVEN

NORTH: LAST CHANCE — 6
 PONDS LODGE — 11
 MACKS INN — 17
 WEST YELLOWSTONE — 40
 SOUTH: ASHTON — 17
 IDAHO FALLS — 70

Microfilmed
 AUG 31 1990

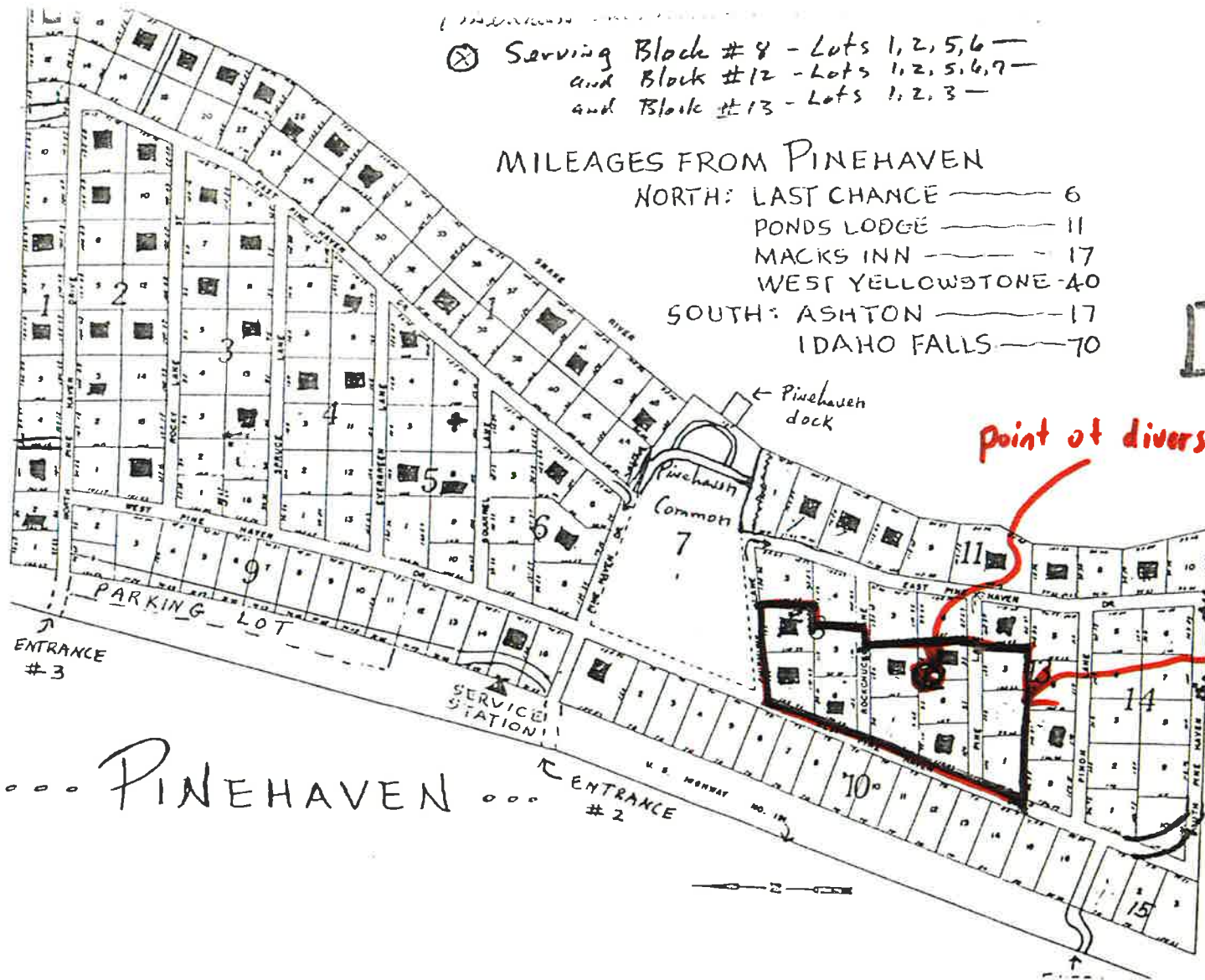


Buildings served 6/43
 by Well #10

point of diversion

place of use
 (Blocked in)

21-7324



... PINEHAVEN ...

FOR ORIGINAL

RECEIVED

SEP 30 1993

Department of Water Resources
Eastern District Office

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MICROFILMED

APR 19 1994

Case # A7511614

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9-28 93

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Stan Morgan

90.5 Bryan

Solomon Id. 83467

MICROFILMED

RECEIVED

APR 19 1994

SEP 30 1993

Department of Water Resources
Eastern District Office