

12/09/2006

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

RIGHT NUMBER: 75-14148

NAME AND ADDRESS: ADAM DEUTCHMAN
19 NORTHERN LIGHTS RD
SALMON ID 83467

ELLA DEUTCHMAN
19 NORTHERN LIGHTS RD
SALMON ID 83467

SOURCE: TWELVEMILE CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.140 CFS

PRIORITY DATE: 10/24/1918

POINT OF DIVERSION:

T19N R21E S1 NENE Lot 1 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.140 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T19N R21E S01 Lot 1 NENE 2.80 T19N R21E S01 Lot 2 NWNE 4.40

7.2 ACRES TOTAL

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

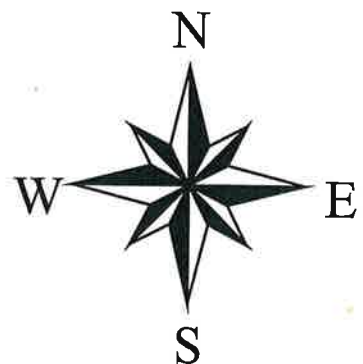
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Statutory Claim

75-14148



- Lemhi taxlots
- GCDB19N21E GCDB
- Theme11.shp
- Pou.shp
- Pod.shp
- Administrative BasinsAdminbas.shp





Idaho Department of Water Resources

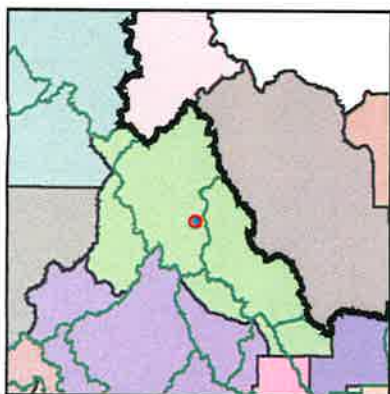
SRBA Recommendation:

75-14148

(Irrigation)

Legend

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



Lemhi County
IDWR Basin 75



Prepared by M. Ciscell
On Monday, November 20, 2006
2004 Aerial Photography



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

December 9, 2006

Adam Deutchman
19 Northern Lights Rd.
Salmon, Idaho 83467

Re: Claim 75-14148

Dear Mr. Deutchman:

Enclosed is a new map and a preliminary recommendation reflecting the comments you made on the Notice of Error Reply. Please contact me if the changes are incorrect.

Sincerely,

Keith E. Franklin
Water Resources Agent

Encl/kf

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: 75-14148

ADAM DEUTCHMAN
19 NORTHERN LIGHTS RD
SALMON ID 83467

ELLA DEUTCHMAN
19 NORTHERN LIGHTS RD
SALMON ID 83467

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Point of diversion location & # of acres to be irrigated were incorrect.

2. Describe the changes you wish to make in the proposed recommendation:

*① Move point of diversion as shown on map in file
② increase acreage as shown on map in file.*

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:

12/4/04

SIGNATURE:

Ella Deutchman

Please print your name:

Ella Deutchman

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

August 30, 2005

75-4112, 75-4506B

State of Idaho
Idaho Department of Water Resources
322 East Front St.
Boise, ID 83720

RECEIVED

SEP 02 2005

Department of Water Resources

75-4112

Re: Evidence of Priority Date

Dear Roxanne Brown

This is in response to your request to furnish evidence to support priority dates and historical water use for the above references water claims.

This appears to be a duplicate request for the same information as supplied in 2004. I also understand that the submittal date for this request was extended from July 29, 2005 for an additional month.

Enclosed are copies of the affidavits, originals were sent last year, to support the referenced water right priority dates and historic use of water. Also enclosed is a copy of the postal receipt of delivery for last years information as proof that the information was delivered.

These are from Blaine White, a former owner of the property. At the time of his ownership, both referenced pieces of property were a part of the same ranch but watered from different ditches with different priority dates.

Please respond with reasons if this is not sufficient proof of priority date.

Richard H. Ellis

Carol J. Ellis

Richard and Carol Ellis
23 Twelve Mile Road
Salmon, Idaho 83467

SCANNED

SEP 06 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 29, 2005

75-4112, 75-4506B
RICHARD H ELLIS
CAROL J ELLIS
23 TWELVE MILE RD
SALMON ID 83467

RESPONSE DEADLINE
JULY 29, 2005

Re: Evidence of Priority Date

Dear Claimant:

The Notice of Claim to a Water Right (claim) identified with the number shown above your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed. Proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: If no evidence is submitted, IDWR will recommend the SRBA Court decree the claim be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. Send the documents in the enclosed envelope to assure it arrives at the correct location. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129.

If you no longer own the property to which the claim is appurtenant, please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property, it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Sincerely,

Roxanne Brown
Sr. Water Resource Agent
Adjudication Bureau

Enclosures

SCANNED

SEP 06 2005

7003 1680 0004 1133 2731

CERTIFIED MAIL RECEIPT

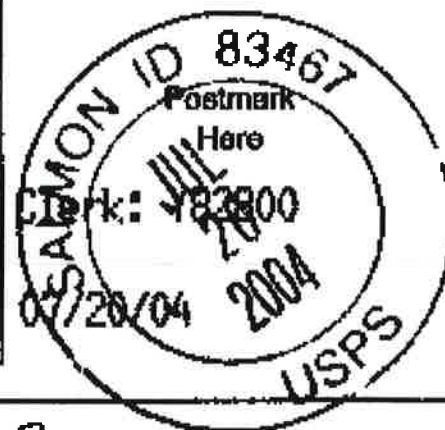
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

BOISE, ID 83720 OFFICIAL USE

Postage	\$ 0.60
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.65

UNIT ID: 0467



Sent To
 Idaho Dept of water Resources
 Street, Apt. No.;
 or PO Box No. Statehouse Mail
 City, State, ZIP+4
 Boise ID 83725-6000

SCANNED

SEP 06 2005

Affidavit of: Blaine White

Purpose:

This affidavit is to provide evidence of Priority Date and Beneficial use for water right.

Water Right Number: 75-4112.

Priority Date: 11/23/1922

Present Owner: Richard H Ellis and Carol J Ellis

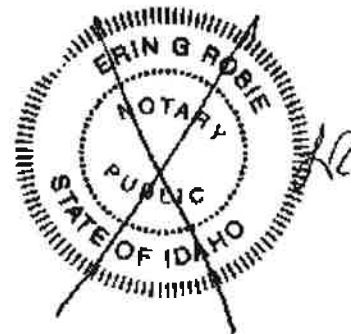
The parcel of land associated with this water right was formerly a part of a larger ranch that I owned from 1964 through 1968.

I personally irrigated portions of the land listed as place of use in this water right, along with the rest of the ranch, with water diverted by a ditch from Twelve Mile Creek. At that time, the ditch had cottonwood trees growing on the banks consistent in size to support a 1922 date of original use.

Signature: Blaine J. White

Witness: _____

Notary: Linda K. Robie
10604



SCANNED

SEP 06 2005

Affidavit of: Blaine White

Purpose:

This affidavit is to provide evidence of Priority Date and Beneficial use for water right.

Water Right Number: 75-4506B.

Priority Date: 12/24/1894

Present Owner: Richard H Ellis and Carol J Ellis

The parcel of land associated with this water right was formerly a part of a larger ranch that I owned from 1964 through 1968.

I personally irrigated portions of the land listed as place of use in this water right, along with the rest of the ranch, with water diverted by a ditch from Twelve Mile Creek. At that time, the ditch had cottonwood trees growing on the banks consistent in size to support a 1894 date of original use.

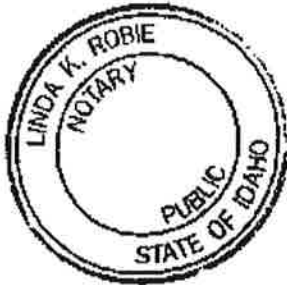
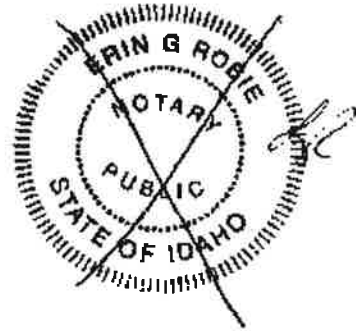
Signature:

Blaine J. White

Witness:

Notary:

Linda K. Robie
10-6-05



SCANNED

SEP 06 2005

July 20, 2004

Water Right Number: 75-14148

State of Idaho
Department of Water Resources
1301 North Orchard St.
Boise, ID 83720

Re: Change of Address

Dear Water Resources Department

Please note the new address for Adam and Ella Deutchman.

19 Northern Lights Road
Salmon, ID 83467

Thank you,



Adam and Ella Deutchman

RECEIVED

AUG 17 2004

DEPARTMENT OF
WATER RESOURCES

*Records Modified
8-25-04
-AS*

SCANNED

AUG 26 2004

RECEIVED

JUL 22 2004

Department of Water Resources

July 20, 2004

Water Right Number: 75-14148

State of Idaho
Department of Water Resources
1301 North Orchard St.
Boise, ID 83720

Re: Evidence of Priority Date

Dear Water Resources Department

Enclosed are affidavits to support the referenced water right priority dates and historic use of water.

The affidavits are from Blaine White, and Marvin Hutchings, both former owners of the property. Historically, the property referenced was part of a larger ranch.

Thank you,



Adam and Ella Deutchman
2705 Plymouth Drive
Cape Girardeau, MO 63701

SCANNED

JUL 23 2004

Affidavit of: Blaine White

Purpose:

This affidavit is to provide evidence of Priority Date and Beneficial use for water right.

Water Right Number: 75-14148.

Priority Date: 12/24/1894

Present Owner: Adam Deutchman and Ella Deutchman

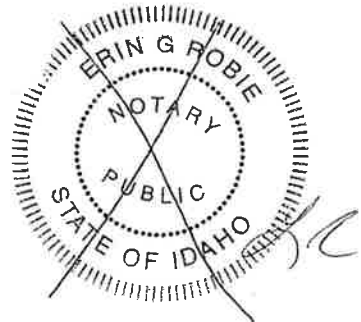
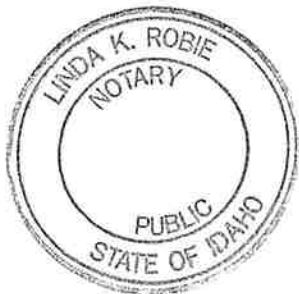
The parcel of land associated with this water right was formerly a part of a larger ranch that I owned from 1964 through 1968.

I personally irrigated portions of the land listed as place of use in this water right, along with the rest of the ranch, with water diverted by a ditch from Twelve Mile Creek. At that time, the ditch had cottonwood trees growing on the banks consistent in size to support a 1894 date of original use.

Signature: Blaine J. White

Witness: _____

Notary: Linda K. Robie
10-6-05



SCANNED

JUL 23 2004

JUL 22 2004

Department of Water Resources

AFFIDAVIT

STATE OF IDAHO
County of Lemhi—ss

MARVIN C. HUTCHINGS and IRENE D. HUTCHINGS, being first
duly sworn according to law deposes and says:

That they presently own the property described on Exhibit "A"
attached hereto. They purchased the property on or about July 11, 1983 and
at that time there were irrigation ditches on the property. From 1983
through 1996 and various other periods of time the property described on
Exhibit "A" was irrigated from water out of Twelve Mile Creek. The land is
now, in August 2003, being irrigated with water from Twelve Mile Creek.

IN WITNESS WHEREOF, MARVIN C. HUTCHINGS and IRENE D.
HUTCHINGS have hereunto set his hand as of this 22nd day of August 2003.


MARVIN C. HUTCHINGS

IRENE D. HUTCHINGS

SCANNED

JUL 23 2004

STATE OF IDAHO

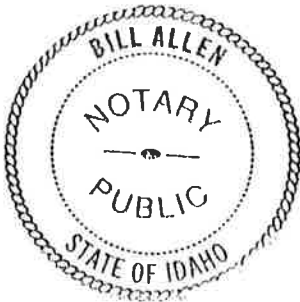
COUNTY OF Lemhi--ss

On this 22ND day of August 2003, before me the undersigned a Notary Public in and for said state personally appeared MARVIN C. HUTCHINGS AND IRENE D. HUTCHINGS known to me to be the person(s) whose name(s) are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Bill Allen

Notary Public for Idaho, residing at Salmon, Idaho
M Y C O M M I S S I O N
expires: 2/19/2009



SCANNED

JUL 23 2004

EXHIBIT A

A PARCEL OF LAND LOCATED IN U.S. GOVERNMENT LOTS 1 AND 2, SECTION 1, TOWNSHIP 19 N., RANGE 21 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 36, T. 20 N., RANGE 21 E., B.M., A DISTANCE OF 342.04 FEET ON A BEARING OF S.88°34'44"E., ALONG THE NORTH SECTION LINE OF SECTION 1; THENCE S.0°20'05"W., 486.22 FEET; THENCE S.0°24'49"W., 30.00 FEET TO A POINT ON THE SOUTH SIDE OF AN EXISTING ROAD EASEMENT AND BEING THE REAL POINT OF BEGINNING. THENCE S.89°32'23"E., 808.61 FEET; THENCE N.0°36'44"W., 502.88 FEET TO A POINT ON THE NORTH BOUNDARY OF SECTION 1; THENCE S.88°34'44"E., 1197.57 FEET TO THE NORTHEAST SECTION CORNER OF SECTION 1; THENCE S.0°28'14"W., 947.39 FEET TO THE SOUTHEAST CORNER OF LOT 1; THENCE N.89°32'31"W., 1994.78 FEET; THENCE N.0°15'30"E., 464.76 FEET TO A POINT ON THE SOUTH SIDE OF AN EXISTING ROAD EASEMENT AND BEING THE REAL POINT OF BEGINNING.

SCANNED

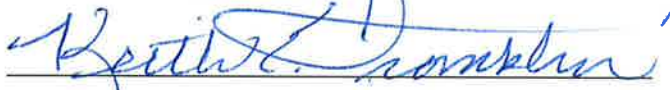
JUL 23 2004

October 31, 2006

changed
12/9/06

NOTE TO THE FILE:

THE RECOMMENDATION FOR THIS CLAIM IS BASED UPON FINDINGS OF THE FIELD EXAMINER. THE FIELD REVIEW COULD ONLY FIND EVIDENCE OF 4.4 ACRES BEING IRRIGATED IN THE NWN OF SECTION 1, TOWNSHIP 19 NORTH, RANGE 21 EAST, BM. NO IRRIGATION WAS FOUND WITHIN THE NENW OR NENE AS WAS CLAIMED. THE CORRESPONDING DIVERSION IS RECOMMENDED TO BE 0.11 CFS. 0.09 CFS FOR THE IRRIGATION OF 4.4 ACRES AND 0.02 CFS TO ALLOW FOR DITCH LOSS FROM THE SOURCE TO THE PLACE OF USE.



Keith E. Franklin
Senior Water Resources Agent

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

CLAIM NO(s). 75-14148

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.: _____

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:

dam in creek, ditch to place of use, pump in
creek 3hp pump approx 5' lift to sprinklers

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>144</u>	Township <u>19N</u>	Range <u>21E</u>	Section <u>1</u>	1/4 <u>NW</u>	1/4 <u>NE</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

NO POH in NENE OC NE NW 19N 21E 1

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 7-6-02

FIELD EXAMINER: Bob Foster
Print Name

Bob Foster
Signature

PUMPING STATION DISCHARGE																	
Pumping Plant Efficiency =															0.8		
Q = 8.8 * Hp * eff/lift + 2.31(psi)															Pressure at Well Head =		
															40		psi
Horsepower																	
		0.5	1	1.5	2	2.5	3	3.5	4	4.5	5	5.5	6	6.5	7	7.5	
	5	0.04	0.07	0.11	0.14	0.18	0.22	0.25	0.29	0.33	0.36	0.40	0.43	0.47	0.51	0.54	
	10	0.03	0.07	0.10	0.14	0.17	0.21	0.24	0.28	0.31	0.34	0.38	0.41	0.45	0.48	0.52	
	15	0.03	0.07	0.10	0.13	0.16	0.20	0.23	0.26	0.29	0.33	0.36	0.39	0.43	0.46	0.49	
	20	0.03	0.06	0.09	0.13	0.16	0.19	0.22	0.25	0.28	0.31	0.34	0.38	0.41	0.44	0.47	
	25	0.03	0.06	0.09	0.12	0.15	0.18	0.21	0.24	0.27	0.30	0.33	0.36	0.39	0.42	0.45	
	30	0.03	0.06	0.09	0.12	0.14	0.17	0.20	0.23	0.26	0.29	0.32	0.35	0.37	0.40	0.43	
	35	0.03	0.06	0.08	0.11	0.14	0.17	0.19	0.22	0.25	0.28	0.30	0.33	0.36	0.39	0.41	
	40	0.03	0.05	0.08	0.11	0.13	0.16	0.19	0.21	0.24	0.27	0.29	0.32	0.35	0.37	0.40	
	45	0.03	0.05	0.08	0.10	0.13	0.15	0.18	0.20	0.23	0.26	0.28	0.31	0.33	0.36	0.38	
	50	0.02	0.05	0.07	0.10	0.12	0.15	0.17	0.20	0.22	0.25	0.27	0.30	0.32	0.35	0.37	
	55	0.02	0.05	0.07	0.10	0.12	0.14	0.17	0.19	0.21	0.24	0.26	0.29	0.31	0.33	0.36	
Depth	60	0.02	0.05	0.07	0.09	0.12	0.14	0.16	0.18	0.21	0.23	0.25	0.28	0.30	0.32	0.35	
	65	0.02	0.04	0.07	0.09	0.11	0.13	0.16	0.18	0.20	0.22	0.25	0.27	0.29	0.31	0.34	
	70	0.02	0.04	0.07	0.09	0.11	0.13	0.15	0.17	0.20	0.22	0.24	0.26	0.28	0.30	0.33	
	75	0.02	0.04	0.06	0.08	0.11	0.13	0.15	0.17	0.19	0.21	0.23	0.25	0.27	0.29	0.32	
	80	0.02	0.04	0.06	0.08	0.10	0.12	0.14	0.16	0.18	0.20	0.22	0.25	0.27	0.29	0.31	
	85	0.02	0.04	0.06	0.08	0.10	0.12	0.14	0.16	0.18	0.20	0.22	0.24	0.26	0.28	0.30	
	90	0.02	0.04	0.06	0.08	0.10	0.12	0.14	0.15	0.17	0.19	0.21	0.23	0.25	0.27	0.29	
	95	0.02	0.04	0.06	0.08	0.09	0.11	0.13	0.15	0.17	0.19	0.21	0.23	0.24	0.26	0.28	
	100	0.02	0.04	0.05	0.07	0.09	0.11	0.13	0.15	0.16	0.18	0.20	0.22	0.24	0.26	0.27	
	105	0.02	0.04	0.05	0.07	0.09	0.11	0.12	0.14	0.16	0.18	0.20	0.21	0.23	0.25	0.27	
Water	110	0.02	0.03	0.05	0.07	0.09	0.10	0.12	0.14	0.16	0.17	0.19	0.21	0.23	0.24	0.26	
	115	0.02	0.03	0.05	0.07	0.08	0.10	0.12	0.14	0.15	0.17	0.19	0.20	0.22	0.24	0.25	
	120	0.02	0.03	0.05	0.07	0.08	0.10	0.12	0.13	0.15	0.17	0.18	0.20	0.22	0.23	0.25	
	125	0.02	0.03	0.05	0.06	0.08	0.10	0.11	0.13	0.15	0.16	0.18	0.19	0.21	0.23	0.24	
	130	0.02	0.03	0.05	0.06	0.08	0.09	0.11	0.13	0.14	0.16	0.17	0.19	0.21	0.22	0.24	
	135	0.02	0.03	0.05	0.06	0.08	0.09	0.11	0.12	0.14	0.15	0.17	0.19	0.20	0.22	0.23	
	140	0.02	0.03	0.05	0.06	0.08	0.09	0.11	0.12	0.14	0.15	0.17	0.18	0.20	0.21	0.23	
	145	0.01	0.03	0.04	0.06	0.07	0.09	0.10	0.12	0.13	0.15	0.16	0.18	0.19	0.21	0.22	
	150	0.01	0.03	0.04	0.06	0.07	0.09	0.10	0.12	0.13	0.15	0.16	0.17	0.19	0.20	0.22	
	155	0.01	0.03	0.04	0.06	0.07	0.09	0.10	0.11	0.13	0.14	0.16	0.17	0.18	0.20	0.21	
	160	0.01	0.03	0.04	0.06	0.07	0.08	0.10	0.11	0.13	0.14	0.15	0.17	0.18	0.20	0.21	
	165	0.01	0.03	0.04	0.05	0.07	0.08	0.10	0.11	0.12	0.14	0.15	0.16	0.18	0.19	0.21	
	170	0.01	0.03	0.04	0.05	0.07	0.08	0.09	0.11	0.12	0.13	0.15	0.16	0.17	0.19	0.20	
	175	0.01	0.03	0.04	0.05	0.07	0.08	0.09	0.11	0.12	0.13	0.14	0.16	0.17	0.18	0.20	
	180	0.01	0.03	0.04	0.05	0.06	0.08	0.09	0.10	0.12	0.13	0.14	0.16	0.17	0.18	0.19	
	185	0.01	0.03	0.04	0.05	0.06	0.08	0.09	0.10	0.11	0.13	0.14	0.15	0.16	0.18	0.19	
	190	0.01	0.02	0.04	0.05	0.06	0.07	0.09	0.10	0.11	0.12	0.14	0.15	0.16	0.17	0.19	
	195	0.01	0.02	0.04	0.05	0.06	0.07	0.09	0.10	0.11	0.12	0.13	0.15	0.16	0.17	0.18	
	200	0.01	0.02	0.04	0.05	0.06	0.07	0.08	0.10	0.11	0.12	0.13	0.14	0.16	0.17	0.18	
	205	0.01	0.02	0.04	0.05	0.06	0.07	0.08	0.09	0.11	0.12	0.13	0.14	0.15	0.17	0.18	
	210	0.01	0.02	0.03	0.05	0.06	0.07	0.08	0.09	0.10	0.12	0.13	0.14	0.15	0.16	0.17	

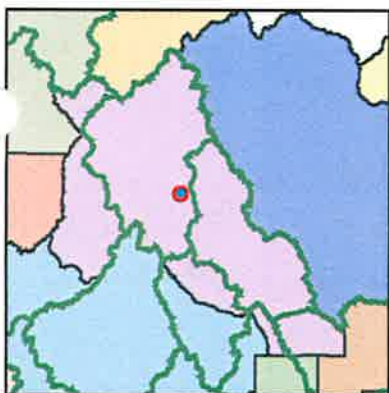


Idaho Department of Water Resources

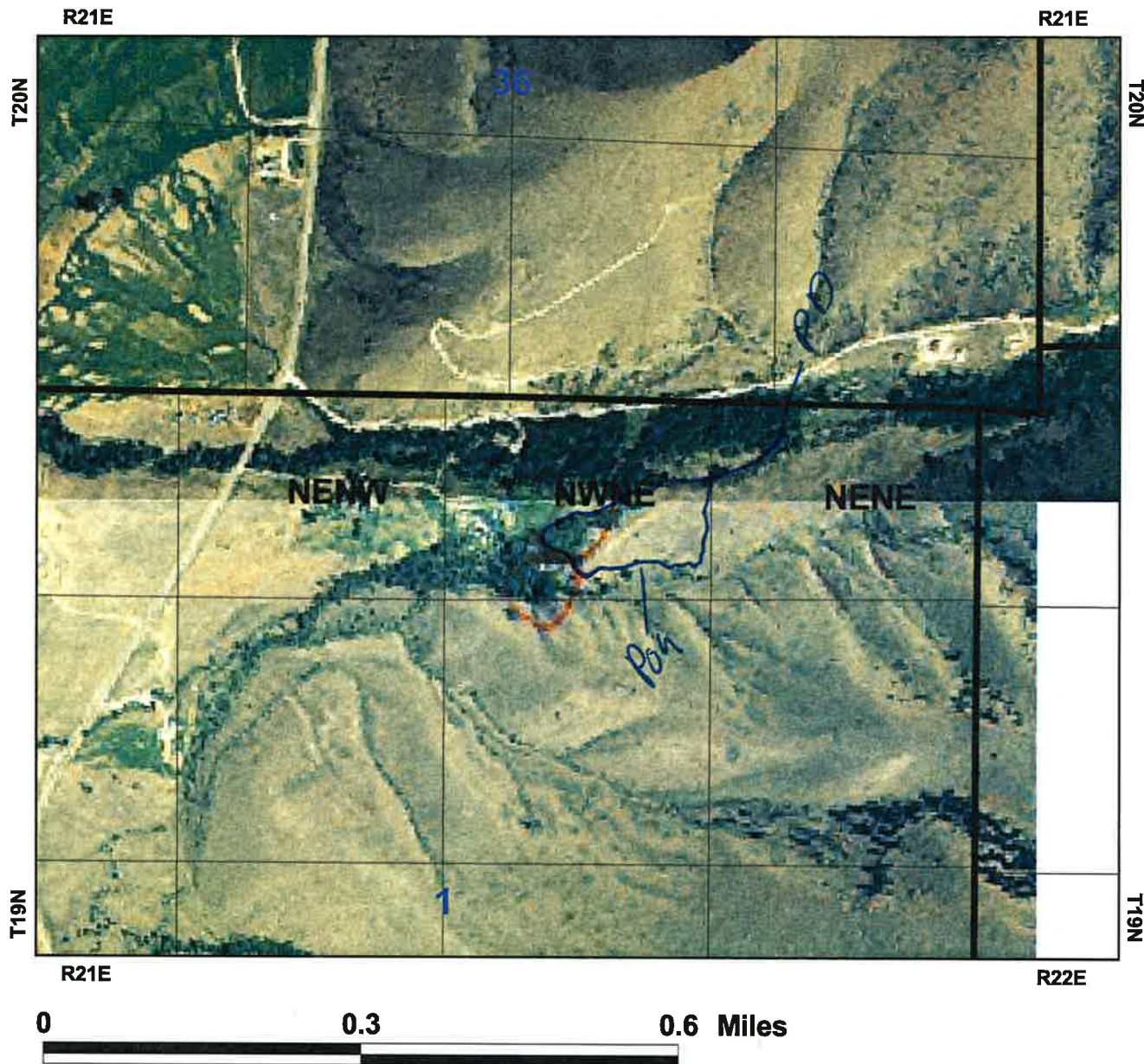
SRBA Claim:
75-14148

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County
IDWR Basin 75



Prepared by R. Brown
On Tuesday, May 2, 2006
1987/88 Aerial Photography

June 16, 2004

75-14148

Adam and Ella Deutchman
2705 Plymouth Dr.
Cape Girardeau, MO 63701

RESPONSE DEADLINE
JULY 23, 2004

Re: Evidence of Priority Date

Dear Claimant:

The Notice of Claim to a Water Right (claim) identified with the number shown above your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed. **Proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.**

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: If no evidence is submitted, IDWR will recommend the SRBA Court decree the claim be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. Send the documents to the address noted on the back of the pamphlet. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129.

If you no longer own the property to which the claim is appurtenant, please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property, it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Sincerely,

Roxanne Brown
Sr. Water Resource Agent

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 18, 2003

ADAM & ELLA DEUTCHMAN
2705 PLYMOUTH DR
CAPE GIRARDEAU MO 63701

RE: CHANGE IN OWNERSHIP FOR 75-4506A

Dear Mr. & Mrs. Deutchman:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

75-4506A split into:

75-14147: 0.35 cfs, 8 acres, Hutchings

75-14148: 1.55 cfs, 35 acres, Deutchman

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

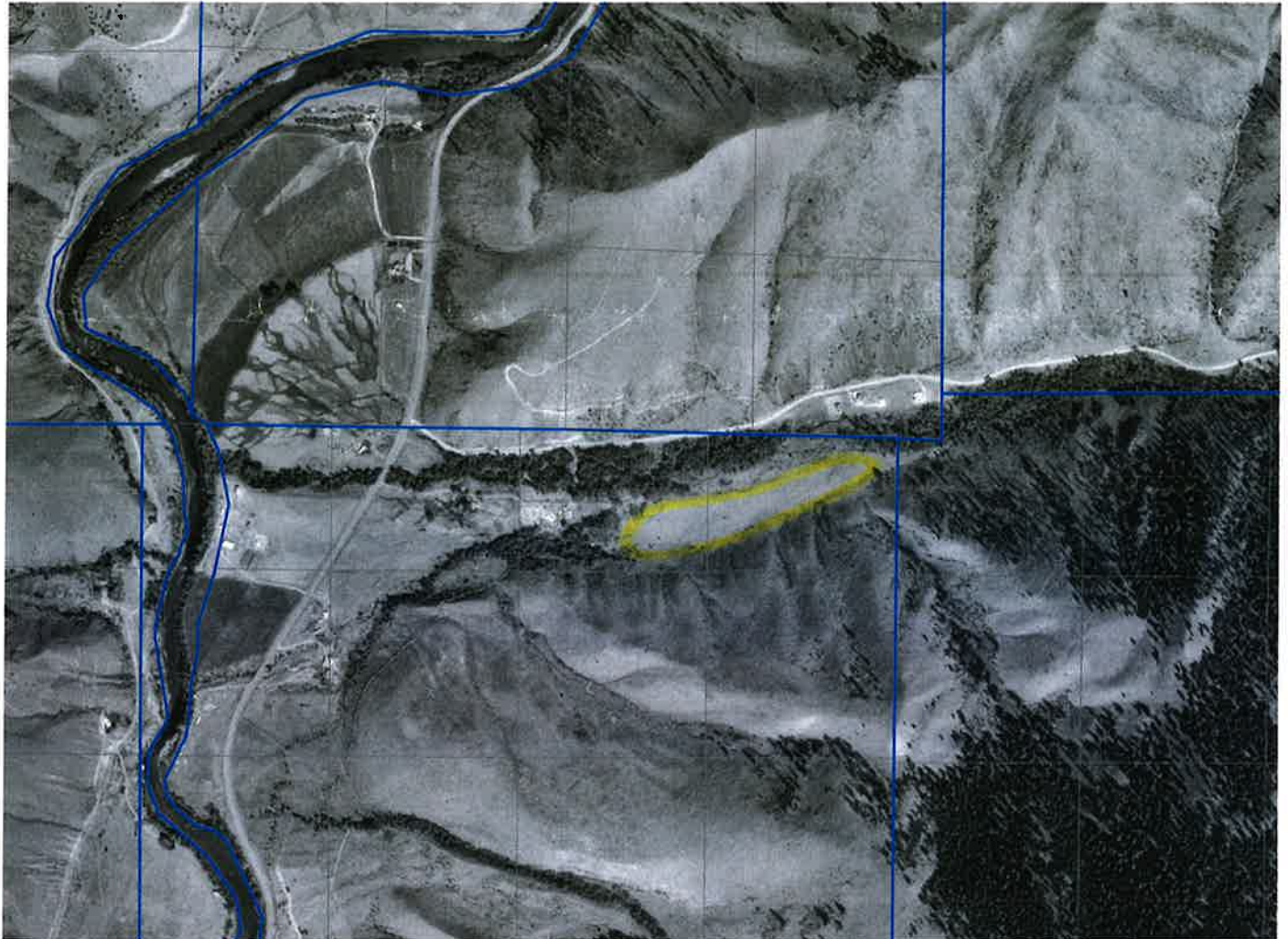
Respectfully submitted,

Jennifer Crabtree

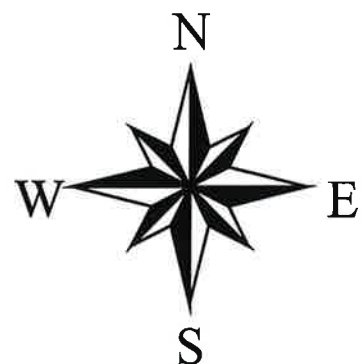
Technical Records Specialist

Lemhi County

T19N, 21E, S1



0.2 0 0.2 0.4 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 21, 2003

MARVIN & IRENE HUTCHINGS
1141 HWY 93 S
SALMON ID 83467

RE: LOCATION OF PROPERTY APPURTENANT TO WATER RIGHT 75-4506

Dear Mr. & Mrs. Hutchings:

Our office recently received a request from Adam and Ella Deutchman to change the ownership on the above referenced water right. I need to determine the location of the irrigated acres, but the map filed with your claim is ambiguous as to the exact location of these acres. Please use the enclosed photo on which to indicate the irrigated acres and the points of diversion.

I cannot process the Deutchman's ownership change until I get this information from you.

Thank you for your help in this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

COPY

Enclosure

cc: Adam and Ella Deutchman

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

SEP 03 2003

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
75-4506A					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Marvin C. and Irene D. Hutchings
1141 Highway 93 S., Salmon ID 83467
4. New Owner/Claimant(s) Adam and Ella Deutchman
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
 New Mailing Address 2705 Plymouth Dr.
 City, State and ZIP Code Cape Girardeau MO 63701
 New Telephone Number (573) 334-6025
5. Date you acquired the property 8/22/2003

RECEIVED

SEP 05 2003

Department of Water Resources
Eastern Region

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number	<u>75-4506A</u>	
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>1.54</u>	<u>35 acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other <u> </u>	<u> </u>	<u> </u>
Total	<u>1.54</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
 (If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

7. Signature of New Owner(s) or Claimant(s) Adam Seurkman
(include title if applicable) Ellie

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

EXHIBIT A

A PARCEL OF LAND LOCATED IN U.S. GOVERNMENT LOTS 1 AND 2, SECTION 1, TOWNSHIP 19 N., RANGE 21 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 36, T. 20 N., RANGE 21 E., B.M., A DISTANCE OF 342.04 FEET ON A BEARING OF S.88°34'44"E., ALONG THE NORTH SECTION LINE OF SECTION 1; THENCE S.0°20'05"W., 486.22 FEET; THENCE S.0°24'49"W., 30.00 FEET TO A POINT ON THE SOUTH SIDE OF AN EXISTING ROAD EASEMENT AND BEING THE REAL POINT OF BEGINNING. THENCE S.89°32'23"E., 808.61 FEET; THENCE N.0°36'44"W., 502.88 FEET TO A POINT ON THE NORTH BOUNDARY OF SECTION 1; THENCE S.88°34'44"E., 1197.57 FEET TO THE NORTHEAST SECTION CORNER OF SECTION 1; THENCE S.0°28'14"W., 947.39 FEET TO THE SOUTHEAST CORNER OF LOT 1; THENCE N.89°32'31"W., 1994.78 FEET; THENCE N.0°15'30"E., 464.76 FEET TO A POINT ON THE SOUTH SIDE OF AN EXISTING ROAD EASEMENT AND BEING THE REAL POINT OF BEGINNING.

WARRANTY DEED

FOR VALUE RECEIVED, MARVIN C. HUTCHINGS and IRENE D. HUTCHINGS, husband and wife, Grantors, do Bargain, Sell and Convey unto ADAM DEUTCHMAN and ELLA DEUTCHMAN, husband and wife, Grantees, whose current address is 2705 Plymouth Drive, Cape Girardeau, Missouri 63701, the following described premises, in Lemhi County, Idaho, to-wit:

A PARCEL OF LAND LOCATED IN U.S. GOVERNMENT LOTS 1 AND 2, SECTION 1, TOWNSHIP 19 N., RANGE 21 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 36, T. 20 N., RANGE 21 E., B.M., A DISTANCE OF 342.04 FEET ON A BEARING OF S.88°34'44"E., ALONG THE NORTH SECTION LINE OF SECTION 1; THENCE S. 0°20'05"W., 486.22 FEET; THENCE S. 0°24'49"W., 30.00 FEET TO A POINT ON THE SOUTH SIDE OF AN EXISTING ROAD EASEMENT AND BEING THE REAL POINT OF BEGINNING.

THENCE S.89°32'23"E., 808.61 FEET; THENCE N. 0°36'44"W., 502.88 FEET TO A POINT ON THE NORTH BOUNDARY OF SECTION 1; THENCE S.88°34'44"E., 1197.57 FEET TO THE NORTHEAST SECTION CORNER OF SECTION 1; THENCE S. 0°28'14"W., 947.39 FEET TO THE SOUTHEAST CORNER OF LOT 1; THENCE N. 89°32'31"W., 1994.78 FEET; THENCE N. 0°15'30"E., 464.76 FEET TO A POINT ON THE SOUTH SIDE OF AN EXISTING ROAD EASEMENT AND BEING THE REAL POINT OF BEGINNING.

Together with all water rights and appurtenances and water rights including but not limited to a split of Idaho Water Right #75-4506A, records of Idaho Department of Water Resources as appropriate.

Subject to and reserving to Grantors, however, a pipeline easement as follows:

A 30 ft. and 50 ft. wide pipeline and maintenance easement, located in Section 1, T. 19 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, the survey line more particularly described as follows:

Commencing at the S $\frac{1}{4}$ Corner of Section 36, T. 20 N., R. 21 E., from which the N $\frac{1}{4}$ Corner of said Section 1 bears N 89°02'00" W 318.45 ft., the Basis Of Bearing of this description, run thence S 33°46'39" E a distance of 614.25 ft. to a point on the easterly boundary of the 0.40 acres parcel shown on Record Of Survey Inst. No. 207029 and the POINT OF BEGINNING of the survey line and of 30 ft. wide easement, being 15 ft. on either side of said survey line:

Thence the following courses and distances along said survey line:

N 88°48'49" E	605.68 ft.;	N 89°41'35" E	202.55 ft.;
N 67°22'42" E	848.54 ft.;	N 85°56'16" E	198.34 ft.

to the POINT OF BEGINNING of the survey line of a 50 ft. wide easement, being 15 ft. on the southerly side and 35 ft. on the northerly side of said survey line;

Thence N 87°33'43" E a distance of 200.00 ft.

The described easement shall be perpetual in duration unless earlier abandoned or released and shall benefit and run with the lands of Grantors lying west of the lands conveyed by this deed with an approximate 8 acre parcel situate on the east side of U.S. Highway 93 and the balance being situate on the west side of U.S. Highway 93 and shall run with the lands conveyed by this deed as to the burdens created.

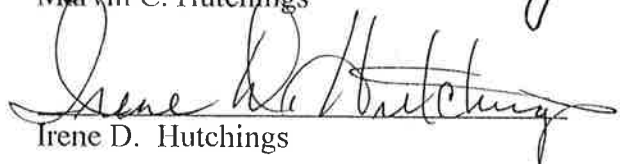
The easement area is provided for the installation, repair, upkeep, maintenance and/or replacement of a buried irrigation pipeline, up to 12 inches in diameter throughout the entire course of the described easement. The portion of the easement described as being 50 ft. in width may also be used for installation, repair, upkeep, maintenance or replacement of diversion facilities, headgates, fish screening facilities and the like associated with the diversion of Grantors and Grantees water and the division of the same to the parties in the appropriate manner.

The use of the easement area, however, shall not be exclusive to Grantors, but may be used by Grantees above, so long as such use is not restrictive or an unreasonable impairment of Grantors' uses. No further uses or burdens shall be placed on the lands conveyed, nor shall the purpose of the easement change, except by consent of Grantees.

Grantors shall appropriately clean up the rocks or other debris occasioned by installation, repair, maintenance or replacement of the systems set in place by them and shall restore the areas disturbed by them to a reasonable condition with reference to condition of the area prior to the work being done.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their successors, administrators and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances save and excepting therefrom all covenants, conditions, easements and restrictions of record, as recorded in the records of Lemhi County, Idaho, and that they will warrant and defend the same from all lawful claims whatsoever.

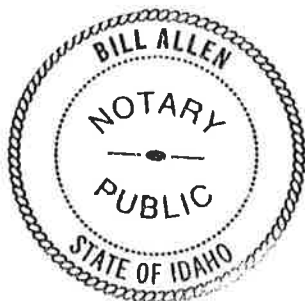
Dated: August 22, 2003


Marvin C. Hutchings

Irene D. Hutchings

STATE OF IDAHO)
 :SS
County of Lemhi)

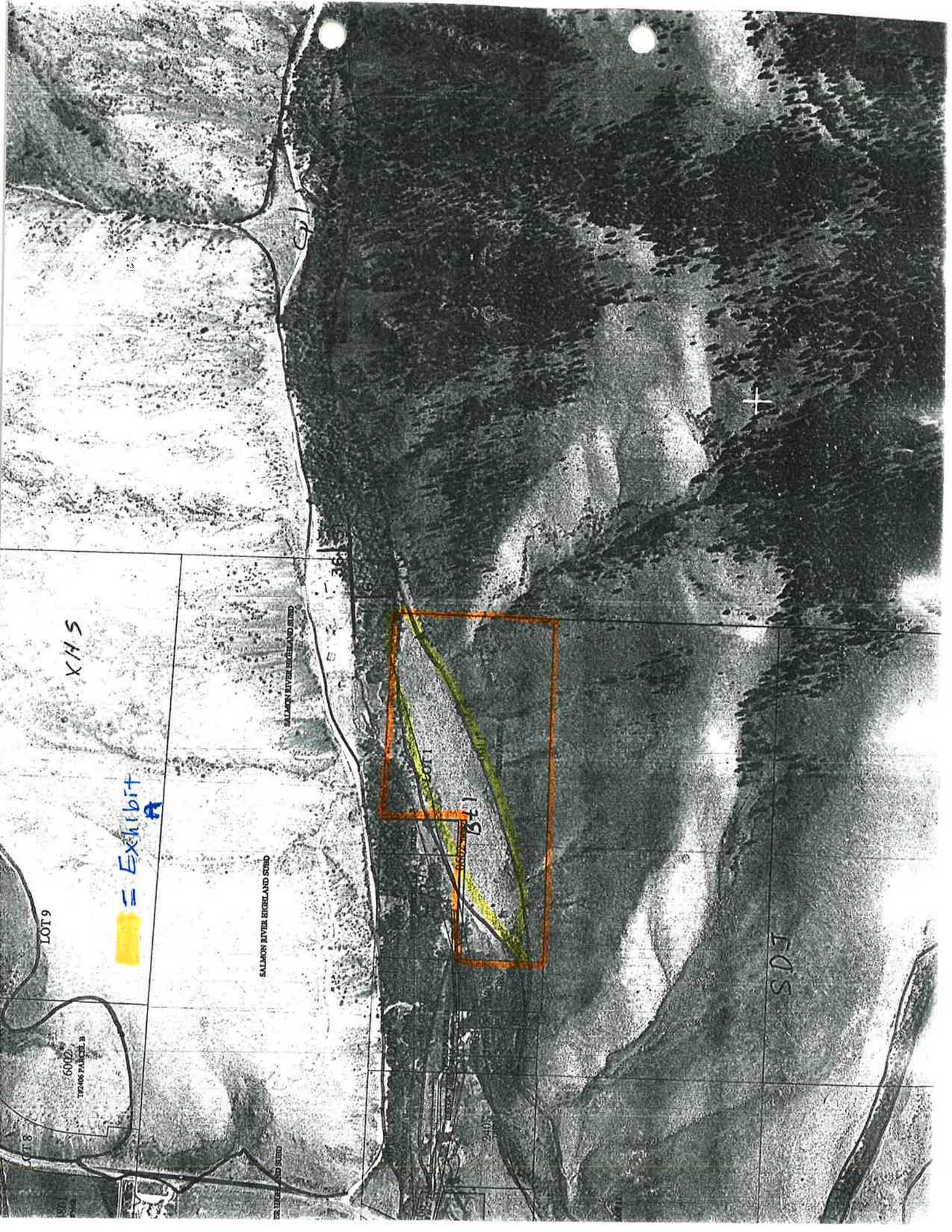
On this 27th day of August, 2003, before me, a Notary Public in and for said State, personally appeared MARVIN C. HUTCHINGS and IRENE D. HUTCHINGS known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate first above written.



Bill Allen
Notary Public
My Commission Expires: 2/19/09

State of Idaho)
County of Lemhi) SS No. 255758
This instrument was filed for record at the request
of Bill Allen Escrow
at 8:33 o'clock a.m. 8/28 2003
and duly filed and indexed in the records of Lemhi
County Terri J. Morton
Ex-Officio Recorder
By Shonda Clifton Deputy
Fee 9.00
Return to BAE



6002
702406 PARCEL B

LOT 9

XHS

SALMON RIVER HIGH AND STEEP

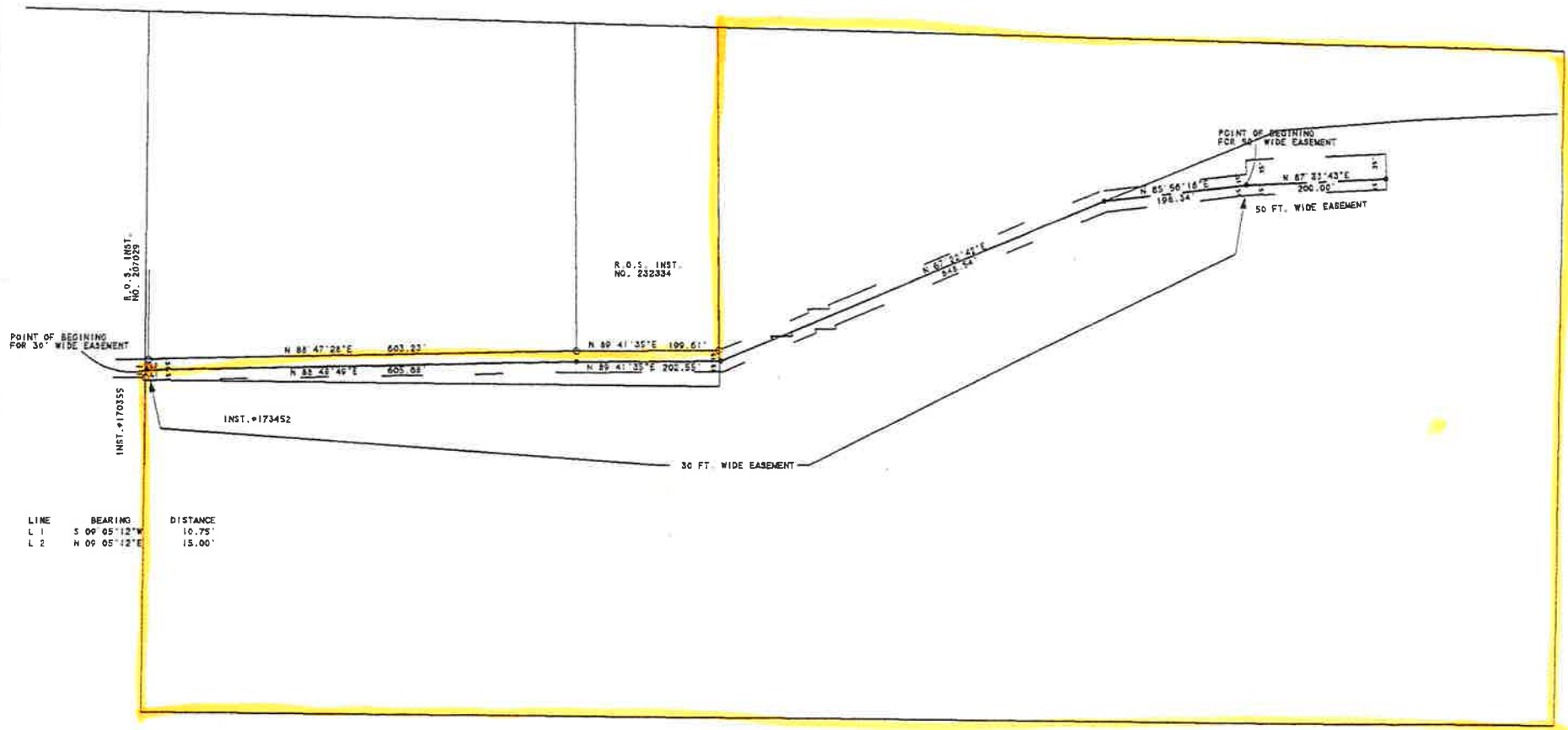
SALMON RIVER HIGH AND STEEP

LOT 1

LOT 2

EQS

EASEMENT SURVEY
 LOCATED IN SECTION 1, T. 19 N.,
 R. 21 E., BOISE MERIDIAN,
 LEMHI COUNTY, IDAHO



LINE	BEARING	DISTANCE
L 1	S 09° 05' 12\"	10.75'
L 2	N 09° 05' 12\"	15.00'



SCALE 1" = 100.00'

LEGEND

- ⊙ GOVERNMENT MONUMENT
- CALCULATED POINTS (NOT SET)
- 5/8" REBAR - PL# 5090
- EASEMENT CENTERLINE
- EASEMENT BOUNDARY

INFORMATIONAL COPY

INFORMATIONAL COPY

FOR MARVIN HUTCHINGS	
DATE: 7/7/2003	DRAWN BY: BW
FILE: MNUCKIN.000	CHK BY: CW
SURVEY FILE: MNUCKIN.ZAK	
WADE SURVEYING	
104 S. WARPETH 208-756-3670	SALMON, IDAHO 83407

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 75-14148
Date Received: 12/18/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

A7514148



1. Name of Claimant(s)

ADAM DEUTCHMAN Phone: (573)334-6025
2705 PLYMOUTH DR
CAPE GIRARDEAU MO USA 63701

ELLA DEUTCHMAN Phone: (573)334-6025
2705 PLYMOUTH DR
CAPE GIRARDEAU MO USA 63701

2. Date of Priority: 12/24/1894

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
19N	21E	1	NW NE NE 1	LEMHI	

5. Description of diverting works:

HEADGATE TO DIVERSION IN CREEK TO FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.55	

7. Total Quantity Appropriated is:
1.55 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
----------	-------	---------	----------------	-----	-------

19N	21E	1	NE	NE	1	IRRIGATION	10
			NW	NE	2	IRRIGATION	17
			NE	NW	3	IRRIGATION	8
Section Acres							35
Total Acres							35

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:

14. Remarks:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 75-4506A

15. Basis of Claim: Statutory Claim