

11/20/2006

**NOTICE OF ERROR
REPLY**

DEC 13 2006

DEPARTMENT OF
WATER RESOURCES

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: 75-14194

CLYDE L PHILLIPS

12 HUSSEY LN

SALMON ID 83467

Telephone Number: (208) 894-2224

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:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12-06-06

SIGNATURE: Clyde L. Phillips

Please print your name: Clyde L. Phillips

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

SCANNED
DEC 13 2006

11/20/2006

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DATE: 12-06-06

SIGNATURE:

Clyde L. Phillips

Please print your name:

Clyde L. Phillips

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

SCANNED

DEC 14 2006



Idaho Department of Water Resources

Adjudication Claim Number:

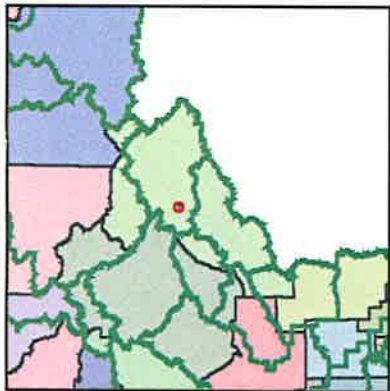
75-99, 75-4403, 75-14194

SCANNED
JUL 30 2003

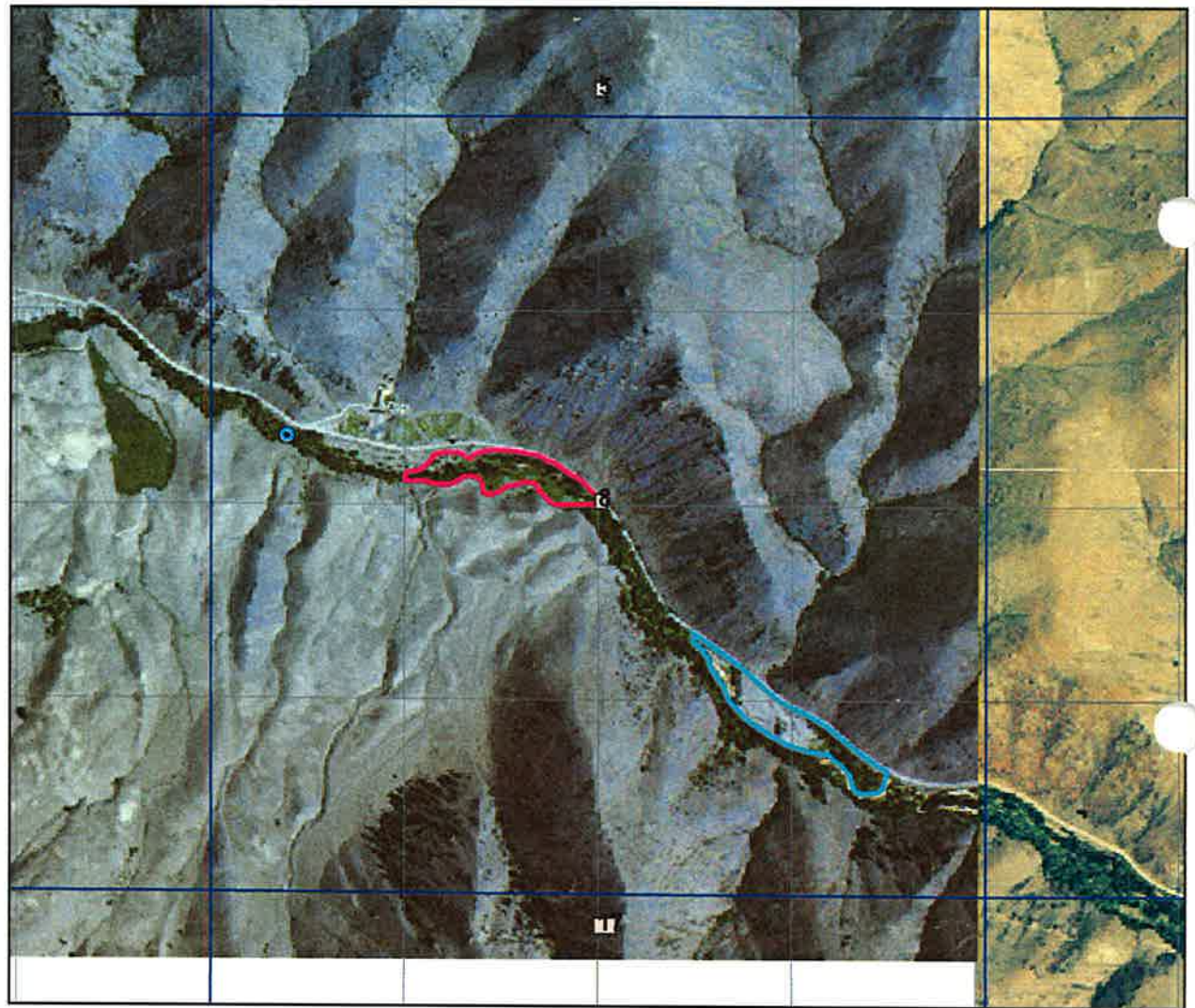
T18N R21E

Legend

- Point of diversion
- 75-4403
- 75-99, 75-14194.shp
- Township/Range
- Sections
- GCDB18N21E GCDB



Lemhi County
IDWR Basin 75



0 0.4 0.8 Miles

Prepared by R. Brown
On Friday, September 30, 2005
1988 Aerial Photography

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Phillips, C. de L. CLAI DENT. NO. 75-14194

DATE RECEIVED 4-1-2005 CK # C077327 AMOUNT \$ 450.00 (9 claims)

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered? Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	☒	☐	
Is the consumptive use correct?	☒	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☐	☒	
13. Are other water rights listed or "none" indicated?	☐	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☒	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct?	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered?	☒	☐	
22. Should this claim be data entered?	☒	☐	

Claim checked by: p. oherma Date: 4-8-05

Claim must be returned to claimant: (Yes) ☒ (No) ☐

Claimant must be notified of modifications: (Yes) ☐ (No) ☐

Receipt Prepared by: P. McGowan Date: 4-8-05
Claim data entered by: P. McGowan Date: 4-8-05 Checked by: _____ Date: _____
Sent to claimant by: _____ Date: _____

Comments: _____

SCANNED

JAN 30 2005

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Phillips, C. de L. CLAI DENT. NO. 75-14194
DATE RECEIVED 4-1-2005 CK # C077327 AMOUNT \$ 450.00
(9 claims)
1. Is the name and address complete with zip code? YES NO Required Info? *
2. Is a priority date entered? YES NO *
Is the priority date acceptable in view of mandatory filing dates? YES NO *
See Adjudication Memos #1 and #4 to determine if a Permit is required.
3. (a) Is a source entered? YES NO *
(b) Is a tributary to entered? (if required) N/A YES NO *
4. Is the legal description of the p.d. sufficient? YES NO *
5. Is there a description of the diverting works? YES NO *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. YES NO *
Is the period of use included? YES NO *
Is a quantity claimed for each use? YES NO *
7. Is a total quantity claimed entered? YES NO *
8. If required is a consumptive use entered? N/A YES NO *
Is the consumptive use correct? N/A YES NO *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A YES NO *
10. Is (are) the place(s) of use and purpose(s) indicated? YES NO *
11. Is (are) the county(ies) entered? YES NO *
12. Is the ownership of p.u. checked? YES NO *
13. Are other water rights listed or "none" indicated? YES NO *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A YES NO *
15. Is the basis of the claim indicated? YES NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A YES NO *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. YES NO *
18. Has the claim been signed, sealed, and dated by a notary? YES NO *
19. Was this claim filed on time, or was an extension granted? YES NO *
20. Is the fee enclosed correct? Exempt YES NO *
21. If this claim is based on an existing water right, has the identification number been entered? N/A YES NO *
22. Should this claim be data entered? YES NO *

Claim checked by: p. o. herman Date: 4-8-05
Claim must be returned to claimant: (Yes) (No)
Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: P. McGarvey Date: 4-8-05
Claim data entered by: P. McGarvey Date: 4-8-05 Checked by: _____ Date: _____
Sent to claimant by: P. McGarvey Date: 4-8-05

Comments: _____
SCANNED
JAN 30 2003

Estimating Conveyance Loss using the Worstell Method**Claim No. 75-14194****Formula:** $S = (w)(i)(0.0667)$ **Where:** S = loss in cfs per mile

w = top width of the high water mark in feet

i = loss rate in feet per day (see Table)

Type of soil	i (ft/day)
medium clay loam	0.5 - 1.5
impervious clay	0.5
medium soils	1.0
somewhat pervious soils	1.5 - 2.0
gravels	2.5 - 5.0

Worksheet: w = 2.7 ft

i = 2

ditch length (mi.) = 0.6 mi

Conveyance Loss: S = 0.36

Loss = 0.22 cfs/mile

SCANNED
JAN 30 2003

File IRON CREEK 5
 Start Date and Time ----- 2004/06/02 11:39:52
 Sensor Type ----- FlowTracker Handheld ADV
 SerialNumber ----- P170
 Averaging Time ----- 20 sec
 Units system ----- ENGLISH
 Staff height ----- 0.00 ft
 Gauge height ----- 0.00 ft
 Rated discharge ----- 0.000 cfs
 Starting edge of water ---- LEW
 Number of stations ----- 8
 Total width ----- 2.7 ft
 Total area ----- 0.82 ft²
 Total discharge ----- 1.572 cfs
 Mean velocity ----- 1.858 ft/s
 Mean SNR ----- 31.9 dB
 Mean std. error of vel. -- 0.09 ft/s
 Mean boundary conditions -- 0 (BEST)
 Boundary condition (Bnd) -- 0: BEST

Jimmy

1: GOOD
 2: FAIR
 3: POOR

ST.	Loc. (ft)	Depth (ft)	IceD (ft)	MDep (*D)	Clock	Npts	Spike (dB)	Vel (ft/s)	SNR (degF)	Angle (degF)	Verr Fact	Bnd (ft/s)	Temp (ft ²)	Corr (cfs)	MeanV	Area	Flow
0	1.0	0.00	0.00	.0	00:00	0	0	0.00	0.0	0	0.0	0	0.00	1.00	0.802	0.00	0.000
1	1.3	0.20	0.00	.6	11:39	20	0	0.802	29.6	1	0.03	0	47.01	1.00	0.802	0.060	0.048
2	1.6	0.20	0.00	.6	11:40	20	0	1.383	31.3	7	0.02	0	46.96	1.00	1.383	0.060	0.083
3	1.9	0.30	0.00	.6	11:41	20	1	2.764	30.5	7	0.07	0	46.87	1.00	2.764	0.090	0.249
4	2.2	0.35	0.00	.6	11:41	20	0	3.227	30.9	5	0.18	0	46.87	1.00	3.227	0.105	0.338
5	2.5	0.40	0.00	.6	11:42	20	0	3.205	31.3	12	0.14	0	46.89	1.00	3.205	0.120	0.384
6	2.8	0.45	0.00	.6	11:43	20	0	2.814	31.3	10	0.09	0	46.89	1.00	2.814	0.135	0.380
7	3.1	0.45	0.00	.6	11:44	20	1	0.665	30.0	-12	0.17	0	46.90	1.00	0.665	0.135	0.090
8	3.4	0.40	0.00	.6	11:45	20	0	0.003	39.9	27	0.00	0	46.94	1.00	0.003	0.120	0.000
9	3.7	0.00	0.00	.0	00:00	0	0	0.00	0.0	0	0.0	0	0.00	1.00	0.003	0.00	0.000

SCANNED

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JAN 30 2003

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: 15-39576
Ident. Number 15-14194
Date Received 4-1-05
Receipt Number C077327

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
APR - 1 2005
Department of Water Resources
RECEIVED
3-22-05
R6st

20 d.e. 4-8-05

Please type or print clearly

1. Name of Claimant (s) Clyde L. Phillips Phone (208) 894-2224
Mailing Address 12 Hussey Lane - Salmon, ID Zip 83467

2. Date of Priority (Only one (1) per claim) 06-01-1916

3. Source of water supply (a) Iron Creek
which is tributary to (b) Salmon River

4. a. Location of existing point of diversion is: Township 18N Range 21E Section 8,
SE 1/4 of SW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Lemhi

Additional points of diversion if any: NONE

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

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

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.

Diversion to Ditch.
(Scheduled for fishscreen installation in
2005 or 2006.)

SCANNED
JAN 30 2005

SCANNED
APR - 8 2005

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 03-15 to 07-01 amount 1.5 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.5 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 3.0 acre feet per annum.

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

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	
18N	21E	8								4				4				4	12
18N	21E	9											3						3

Total number of acres irrigated 15

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

12. Do you own the property listed above as place of use? Yes _____ 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. .6 CFS from 04-01 to 11-01 or None ()

14. Remarks: I am applying for high water rights on water right # 75-99. I base the right on Fish + Game measurements on 06-02-2004.

Last Name Phillips Ident No. 75-14194

SCANNED
JAN 30 2003

SCANNED
APR - 8 2005

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 75-99
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) Clyde L. Phillips Date 3-28-05
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.

Subscribed and sworn to (or affirmed) before me this 29th day of March 10/2005
Notary Public Robert E. Foster
Residing at Salmon Id
My Commission Expires 02-16-07



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 Phillips Ident. Number 75-14194

SCANNED
JAN 30 2003

SCANNED
APR - 8 2005

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 15-14194
Date Received 4-1-05
Receipt Number C077327

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
APR - 1 2005
Department of Water Resources
RECEIVED
3-23-05
(R Post)

as d.e. 4-8-05

Please type or print clearly

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SE 1/4 of SW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Lamhi

Additional points of diversion if any: NONE

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

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

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.

Diversion to Ditch.
(Scheduled for fishscreen installation in
2005 or 2006.)

SCANNED
JAN 30 2008

SCANNED
APR - 8 2005

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 03-15 to 07-01 amount 1.5 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.5 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 3.0 acre feet per annum.

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

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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	
18N	21E	8								4				4				4	12
18N	21E	9											3						3

Total number of acres irrigated 15

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

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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. .6
.6 CFS from 04-01 to 11-01 or None ()

14. Remarks: I am applying for high water rights on
water right # 75-99. I base the right on
Fish + Game measurements on 06-02-2004.

Last Name Phillips Ident No. 75-14194

SCANNED SCANNED
JAN 30 2005 APR - 8 2005

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 75-99
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) Clyde L. Phillips Date 3-28-05
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.

Subscribed and sworn to (or affirmed) before me this 29th day of March 18 2005



Notary Public Robert E. Foster

Residing at Salmon Id

My Commission Expires 02-16-07

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 Phillips Ident. Number 75-14194

SCANNED
JAN 31 2003
APR - 8 2005

04/04/2006

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

RIGHT NUMBER: 75-14194

NAME AND ADDRESS: CLYDE L PHILLIPS
12 HUSSEY LN
SALMON ID 83467

SOURCE: IRON CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.220 CFS

PRIORITY DATE: 07/28/1927

POINT OF DIVERSION:

T18N R21E S8 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.220 CFS

PLACE OF USE:

IRRIGATION Within LEMHI County

T18N R21E S08

NWSE 2.00

T18N R21E S08

SWSE 1.70

T18N R21E S08

SESE 3.10

6.8 ACRES TOTAL

Right Nos. 75-99 and 75-14194 are limited to the irrigation of a combined total of 6.8 acres in a single irrigation season.

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