

01/14/2009

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

RIGHT NUMBER: 67-15002

NAME AND ADDRESS: ROBERT J GILMAN
2168 MIDDLEFORK RD
COUNCIL ID 83612

SOURCE: MIDDLE FORK WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.250 CFS

The quantity of water under this right and 67-15003 for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 10/31/1925

POINT OF DIVERSION:

T15N R01W S3 SWSWSW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	03/15 10/31	0.010 CFS
IRRIGATION	03/15 10/31	0.250 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T15N R01W S04	SWSE	17.00	T15N R01W S04	SESE	5.40
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STOCKWATER same as IRRIGATION

22.4 ACRES TOTAL

Right Nos. 67-00084 and 67-15002 are limited to the irrigation of a combined total of 22.4 acres in a single irrigation season.

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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

This right is a split from former right 67-4138 .

Split/Overlap Analysis

Water Right Number: 67-4138

Diversion Rate: 0.34 CFS

Diversion Volume: 0 AF

Street water Irrigation

[illegible]

Total acre: 31

67-4138 (31.0 ac & 0.34 cfs)	Gilman (22.4 ac & 0.25 cfs)
	Ratcliff (8.6 ac & 0.09 cfs)

Right No:	Rate of Diversion	Irrigated Acres	CFS / Acre	Volume
67-4138	0.34	31	0.011	0
Gilman	0.25	22.4	0.011	0.0
Ratcliff	0.09	8.6	0.011	0.0

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stockwater

Diversion Rate: 0.02 CFS

AF

Total acre: 31

(31.0 ac & 0.02 cfs)

(22.4 ac & 0.01 cfs)

(8.6 ac & 0.01 cfs)

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

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

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DEPARTMENT OF
WATER RESOURCES

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
	67-4138	X			

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)



Beulah Gilman

545 E 2nd St. Apt. 328

Weiser, ID 83672

4. New Owner/Claimant(s)

Robert J Gilman Norma J Ratcliff

Name Connector (Check one): [] and, [] or, ☒ and/or

New Mailing Address

268 Middlefork Rd

City, State and ZIP Code

Council, ID 83612

New Telephone Number

(208) 253-0203 / 253-0225

5. Date you acquired the property

1998 / 2001

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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>67-4138</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>0.060 CFS</u>	<u>8.4 acres</u>
Stock	<u>0.010 CFS</u>	<u>Stockwater</u>
Domestic	_____	_____
Other	_____	_____
Total	<u>0.070 CFS</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 <u>67-84</u> (minus)		
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>0.280 CFS</u>	<u>22.4 acres</u>
Stock	<u>0.010 CFS</u>	<u>Stockwater</u>
Domestic	_____	_____
Other	_____	_____
Total	<u>0.290 CFS</u>	

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

Robert J. Gilman
Norma J. Hatcliff

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

Mary Saxton 1-13-09