

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: A36-07314A
Date Received: 7/01/1988
Receipt No: 5000669
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VERNITA TALBOTT
Address: 1354 NE 5TH ST.
BEND, OR 97701 503-389-7070

2. Date of Priority: MAR 15, 1973

3. Source: BILLINGSLEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	13E	11	NE	SE	NW		GOODING

5. Description of diverting works:
HEADGATE & DITCH TO 5 FISH PONDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	20.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
COMMERCIAL FISH PRODUCTION

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	13E	11	SE	NW		FISH	

11. Place of use in counties: GOODING

A36-07314A

Page 1

Date: 07/01/88

MICROFILMED

FEB 03 1993

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
CLAIM COVERS THE UPPER 5 PONDS LICENSED UNDER RT. 36-7314.

15. Basis of Claim: LICENSE
Water Right Number:

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Derrita Talbott Date: 7/1/88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of July 19 88

Mary A. Balderin
Notary Public

Seal

Residing at Gooding Id
My Commission Expires 10/16/1992

CONVERSATION MEMORANDUM

NAME OF PARTY TED TALBOTT
EMPLOYEE: STEVE CLELLAND

DATE 12-27-90
FILE

RE: MR. TALBOTT describes the water relationships
somewhat as claimed. He references an agreement
signed by all three parties. He also mentions how the
entire 56 cfs is prorated in low water years.
I ask him to provide us a copy of this agreement.
He will send it.

MICROFILMED

FEB 03 1993

136-073/4A

CONVERSATION MEMORANDUM

NAME OF PARTY TED TALBOTT
EMPLOYEE: STEVE CLELLAND

DATE 12-26-90 11Am
FILE

RE: TALBOTT PHONE: 837-4796

Mr. Talbott called re: his water measurement on a water right. He did not identify the right as permit, license or adjudication and did not provide a number. Gary Funderburg was familiar with the area and had spoke to Red Griffith about a field exam they are requesting.

Mr. Talbott said he is coming to Idaho tomorrow (from Oregon) to resolve this matter. He says he is not even sure what needs to be done here.

I said I would speak to G.F. and try to resolve the question.

*** MEMO TO FILE ***

After reviewing the information, a permit has been identified, 36-07750 splits A and B. this permit is in the names of Patsy Dunn, part A, and Myrtle Eckles, part B. Talbott does not appear to be involved in the pending water right exam.

Steve Clelland 12-26-90 1:30pm

Proof filed in 1988* Not required to file on this WR.

MICROFILMED

FEB 03 1993

COPY

SCHEDULE "A" to Plan of Liquidation

The Plan of Liquidation shall include the following real property being disbursed. The real property of the corporation exists within Gooding County in two distinct parcels of property being divided. One being located in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, Lot 2 and Lot 3 of Section 11, Township 7 South, Range 13 East Boise Meridian. The second parcel being located primarily in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Lot 2 of Section 21, Township 6 South, Range 13 East, Boise Meridian.

The parcels of real property are to be divided as follows:

TO VERNITA TALBOTT:

Parcel A and Parcel E

TO PATSY DUNN:

Parcel B and Parcel D

TO MYRLE ECKLES:

Parcel C

TO MAURICE SMITH:

Parcel F

TO ~~DICK STRICKLAND~~ and ~~RON STROUD~~, Guardians of the Estate of Laurence Smith:

Parcel G

It is further understood and agreed that the above contained parcels shall contain all the necessary easements for the diversion of water sources to the respective properties, power line easements and roadway easements to said properties reserving thereto the rights of ingress and egress over existing easements and roadways. Said roadway easements shall be designated as 30 foot easements for purposes of designation on the plats attached to this agreement. There shall be, however, granted by this agreement and hereinafter by the parties sufficient roadway easement to insure the dedication of certain roadways to the respective highway districts (strictly that easement running along the easterly boundary of Parcel D contiguous to Parcel C, and that roadway easement running at approximately the midpoint east and west of Parcel F contiguous to Parcels E & G) provided said highway districts require a greater width of roadway easement than the 30 foot roadway easement hereinabove set forth. Roadway easements shall remain the width contained in said plat unless dedicated to the respective highway districts within which the properties are situate.

It is further understood and agreed that certain of the water rights with regards Parcel C and Parcel D, that is Application No. 36-7750 shall be divided equally between Parcel C and Parcel D.

It is further understood and agreed that Idaho Water Right License No. 36-7314 appurtenant to the lands in Section 11 is primarily appurtenant to Parcel A and that subsequent to its leaving Parcel A, five second feet of that

RECORDED
FEB 03 1993

license shall be appurtenant to Parcel C and 15.0 shall be appurtenant to Parcel D.

It is further understood and agreed that Idaho Water License No. 36-7282 for 36 cfs shall be appurtenant to Parcel C.

It is further understood and agreed that Idaho Water Right License No. 37-7082 for 15.84 cfs of water shall be appurtenant to Parcel G.

It is further understood and agreed that Idaho Water Rights License No. 37.2411 for 1.06 cfs of water shall be appurtenant to Parcels E, F, and G, with each parcel receiving the following fractions of the existing right:

PARCEL E: 10.09/62.22

PARCEL F: 18.21/62.22

PARCEL G: 33.03/62.22

All the parties agree to have equal responsibilities for the water easements and maintenance of existing water installations appurtenant to their respective properties including the water source, with consideration of neighboring parties that are sharing the water source.

In regard to priority dates in the licensed water rights, it is understood and agreed that if there is insufficient water to fill both 20 and 36 second feet of water in the Billingsly Creek, then in that event it shall be considered that both water rights are of equal priority and that there will be an adjusted flow rate based on a percentage of the total flow to each of the water rights. That is in the event that there was less than 56 second feet of water available for diversion, Parcel A would be entitled to 20/56ths of the total flow and Parcel C would be entitled to 36/56ths of the total flow. It is further understood and agreed that water permit no. 36-7750 in the amount of 50 second feet from October 1st to April 1st shall be equally divided between Parcels C and D.

It is further understood and agreed that the irrigation rights upon all of said properties shall be divided as they now are contained within said boundaries and that all fish propagation properties shall go with the land to which it is presently appurtenant. There shall be a reservation of water rights for the land presently being developed as gravel pits which shall here after be irrigated with the reserve water right appurtenant thereto. It is further

MICROFILMED

FEB 03 1993

understood and agreed that the irrigation rights upon all the properties shall be divided as they now are contained within said boundaries and that all fish propagation properties shall go with the land to which it is presently appurtenant. There shall be a reservation of water rights for all lands presently being developed as gravel pits or which have been developed as gravel pits or which will be developed as gravel pits in the future by all three parties owning Lots E, F and G which shall hereafter be irrigated with the reserve water right appurtenant thereto. Said water rights are specifically set out in the second main paragraph hereinabove dealing with water right License No. 37-2411.

MICROFILMED

FEB 03 1993

precluded from establishing any such power plant or generating plant without the unanimous consent of the other two.

It is further agreed Laurence Smith shall have ninety (90) days possession of the house on parcel A from May 1, 1988 and ninety (90) days to remove items of personal property from the corporate premises.

IN WITNESS WHEREOF, the parties have caused this document to be executed by their respective duly authorized officers, this 31st day of May, 1988.

RIVERSIDE RANCHES, INC.

Myrtle Eckles
MYRTLE ECKLES

Vernita Talbott
VERNITA TALBOTT

Richard Strickland
Ronald Stroud
ESTATE OF LAURENCE SMITH,
An Incapacitated person,
by RICHARD STRICKLAND and
RONALD STROUD,
co-conservators

Patsy Dunn
PATSY DUNN

Maurice Smith
MAURICE SMITH

MICROFILMED
FEB 03 1993

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED

FEB 03 1993

Water Right Number - R36-07314A

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
TALBOTT

VERNITA

1 - 1354 NE 5TH ST

2 -

3 -

City- BEND

Phone - 503-389-7070

State- OR Zip- 97701

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
03/15/1973 ERROR IN REGION L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BILLINGSLEY CREEK SNAKE RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07S 13E 11 NE SE NW (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
19 - FISH PROPAGATION 01/01 12/31 20.000+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
20.000 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 13E 11 SE NW 19 FISH PROPAGATION (47) GOODING

Total Acres:

+ - - Diversion Means - HEADGATE & DITCH TO 5 FISH PONDS

+ - - Non-Irrigation Use - FISH, COMMERCIAL FISH PRODUCTION

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

FACILITY VOLUME 97,800 CU. FT.
RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF
DIVERSION OF THESE RIGHTS IS LIMITED TO 20.00 CFS.
OTHER RIGHT NOS.: 36-07314B & 36-07314C.
RIGHT NO. 36-07314C IS AN EXPANSION OF THIS RIGHT PURSUANT TO
IDAHO CODE 42-1416(2).MICROFILMED
FEB 03 1993

Water right number - R36-07314A

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
3607314

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

Date: 02/21/1991 User Id: BEDKE Subject: SCC-STAFF REVIEW

Date: 08/04/1992 User Id: WORSTELL Subject: COPIED FROM REMARKS

CLAIM COVERS THE UPPER 5 PONDS LICENSED UNDER RT. 36-7314.

Date: 10/05/1992 User Id: MERRITT Subject: RECOMMENDATION AMENDED PURSUANT TO RESOLUTION OF NOE FOR
36-07314C.

+ - - Audit Fields - - +
10/05/92 MERRITT

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/05/1992	Old Judicial District	-
Claim Received Date	- 07/01/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000669	Water District	- 36A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED

FEB 03 1993

Water Right Number - R36-07314A Prefix Translation: RESEARCH Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
TALBOTT VERNITA 1 - 1354 NE 5TH ST
2 -
3 -
City- BEND State- OR Zip- 97701
Phone - 503-389-7070

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/15/1973 ERROR IN REGION L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BILLINGSLEY CREEK SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
07S 13E 11 NE SE NW (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
19 - FISH PROPAGATION 01/01 12/31 20.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
20.000 0.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
07S 13E 11 SE NW 19 FISH PROPAGATION (47) GOODING

Total Acres:

+ - - Diversion Means - HEADGATE & DITCH TO 5 FISH PONDS

+ - - Non-Irrigation Use - FISH, COMMERCIAL FISH PRODUCTION

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
FACILITY VOLUME 97,800 CU. FT.

+ - - - - Old Water Right Numbers - - - - - +
3607314

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

MICROFILMED
FEB 03 1993

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/04/1992	Old Judicial District	-
Claim Received Date	- 07/01/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000669	Water District	- 36A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
FEB 03 1993

REMARK AND CONDITION CODE WORKSHEET

SYSTEM CLAIM NUMBERS

R36 07314A

AGENT

INITIALS

打打打

DATE _____

$$\underline{8 \mid 3 \mid 92}$$

**CLAIM NO.
OR ENTRY
ORDER**

REMARK
CODE

ENTRY DATA

CONDITION	CODE
-----------	------

**STAGE
OR
STATUS**

**PRESUMPTION
CODE**

DOL

97800 cu. ft.

Add water District 36-#A

MICROFILMED

FEB 03 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:47:13
07/03/90

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-07314A

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			2-13-91 Sec	N		HNT 8/3/92	DB	
POINT OF DIV	Y			N	1,5,2			
SOURCE				N				
PLACE OF USE	Y		7-24-90 SCC/HNT	N	1,2,4,5			
DIV. AMOUNT CFS/VOLUME				N	6. license			
CONSUMPTIVE USE	-			N				
PURPOSES				N				
PERIOD OF USE				N				
BASIS OF CLAIM	Y			N				
REMARKS	Y			N				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

MICROFILMED

FEB 03 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:47:13
07/03/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-07314A

LAST: TALBOTT FIRST: VERNITA
ADDRESS: 1354 N.E. 5TH ST.
CITY: BEND STATE: OR ZIP: 97701
PHONE NUMBER: 503-389-7070

OWNER CODE: C

FIELD EXAM REQUIRED? FIELD
VERIFICATION REQUIRED DUE TO REMARKS? DATABASE EXAMINER
Y

CLAIM REMARKS: CLAIM COVERS THE UPPER 5 PONDS LICENSED UNDER RT. 36-7314.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 7/24/90

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

We spoke to Jack Griffith who manages the fish operation.
2ND EXAM: 2-13-91 SCC

MICROFILMED
FEB 03 1993

A. AJ CLAIM: # A36-07314A PRIORITY DATE: 03-15-1973 STAGE: L
B. WR RECORD: # 36-07314 PRIORITY DATE: 03-15-1973 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)
IF YES EXPLAIN.

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
03-15-1973

REVIEWED BY

Scu

DATE

12-27-90

=====

MICROFILMED
FEB 03 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-07314A	07S	13E	11	NE	SE	NW		GOODING

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-07314C NONE
A36-00106

WR RECORDS IN SAME 40 ACRE TRACT

36-00008
36-00106
36-00107
36-04022
36-07129
36-07282
36-07750A
36-07750B
36-08099

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-07314	07S	13E	11		SE	NW		GOODING

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

36-00008
36-00106
36-00107
36-04022
36-07129
36-07282
36-07750A
36-07750B
36-08099

A36-08099 NONE
A36-07129
A36-07314B
A36-07314C
A36-00106
A36-07282
A36-00037B
A36-00008

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER

N
N

MICROFILMED
FEB 03 1993

REMARKS:

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP. RGE. SEC. 1/4 1/4 1/4 LOT COUNTY

=====

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

REVIEWED BY: SC

DATE: 12-27-90

=====

MICROFILMED
FEB 03 1993

A. ROOT WATER RIGHT NUMBERS: A36-07314A
A36-07314B
A36-07314C

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	13E	11	SE	NW		TALBOTT , VERNITA	A36-07314A /	- /40.0	37.0		
						DUNN , PATSY	A36-00036 /15.0	36-00036 /			
						ECKLES , MYRLE	A36-00037B / 6.0	- /			
						TALBOTT , VERNITA	A36-00037C /10.0	- /			
						ECKLES , MYRLE	A36-07282 /	36-07282 /			
						ECKLES , MYRLE	A36-07314C /	- /			
						CLIFFORD , EDNA N.		36-00037 /			
						CLIFFORD , W. H.		36-00148 /			
						SMITH , O. S.		36-07314 /			
TOTAL ACRES							A36-07314A	40.00	37.00		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N) DATABASE FIELD
Y EXAMINER

PRESUMPTION FLAG:

REMARKS:

FISH USE ONLY

RECOMMENDATIONS:

TOTAL ACRES: 0

REVIEWED BY: SEC

DATE: 12-27-90

MOORE FILMED
FEB 03 1993

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-07314A FISH PROPAGATION	FROM 01-01 TO 12-31	20.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		20.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-07314 FISH PROPAGATION	FROM 01-01 TO 12-31	20.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		20.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	<u>N</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	<u>YES</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	<u>N</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X) Explain in remarks, below.

REMARKS:

MICROFILMED
FEB 03 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 20.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 20.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
N ☒

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-00036	BILLINGSLEY CREEK	DUNN , PATSY	0.500	0.033	56.00	3.73
A36-00037C	BILLINGSLEY CREEK	TALBOTT , VERNITA	0.650	0.043	60.30	4.02

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-07314A	FISH PROPAGATION	TALBOTT , VERNITA	FROM 01-01 TO 12-31	20.000 CFS	
A36-07282	FISH PROPAGATION	ECKLES , MYRLE	FROM 01-01 TO 12-31	36.000 CFS	
A36-07314C	FISH PROPAGATION	ECKLES , MYRLE	FROM 01-01 TO 12-31	5.000 CFS	

MICROFILMED
FEB 03 1993

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(____) N(____)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(____) N(____) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(____) N(____)

per license

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

1b. CALCULATIONS

facility volume:

$$97,800 \text{ ft}^3 \div 43,560 \text{ ft}^2 = 2.25 \text{ Ac. Ft.}$$

See map

MICROFILMED
FEB 03 1993

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
FISH PROPAGATION	01-01 12-31	DATABASE EXAMINER ~~20.000~~ <u>20.0</u>	DATABASE EXAMINER _____	DATABASE EXAMINER 0.0 _____
TOTAL FOR THIS RIGHT		~~20.000~~		0.0

REVIEWED BY: sec

DATE: 2-15-91

(add limits on volume)
for combined +/- separate use.

MICROFILMED
FEB 03 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(X)	()
FORFEIT/ABANDON _____	(X)	()
ADDITIONAL DIV. AMOUNT _____	(X)	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-07314

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	20.000		

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A36-07314	A36-07314A	20.000	-		36-07314	20.000
A36-07314	A36-07314B	15.000	-		36-07314	20.000
A36-07314	A36-07314C	5.000	-		36-07314	20.000
TOTAL CFS		40.000				20.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE	FIELD EXAMINER
N	<u>N</u>

REMARKS:

→ See this file ~~A36-07314~~ for split review

~~A~~ A portion — 20 cfs 2.25 AF volume

~~B~~ C portion (disallowed)

B portion 15 cfs

4.79 AF volume

7.04 total volume (discrepancy due to licensing one of the settling ponds) HHS 8/3/92

AUTHENTICATION:

SIGNATURE: _____

Steve [Signature]

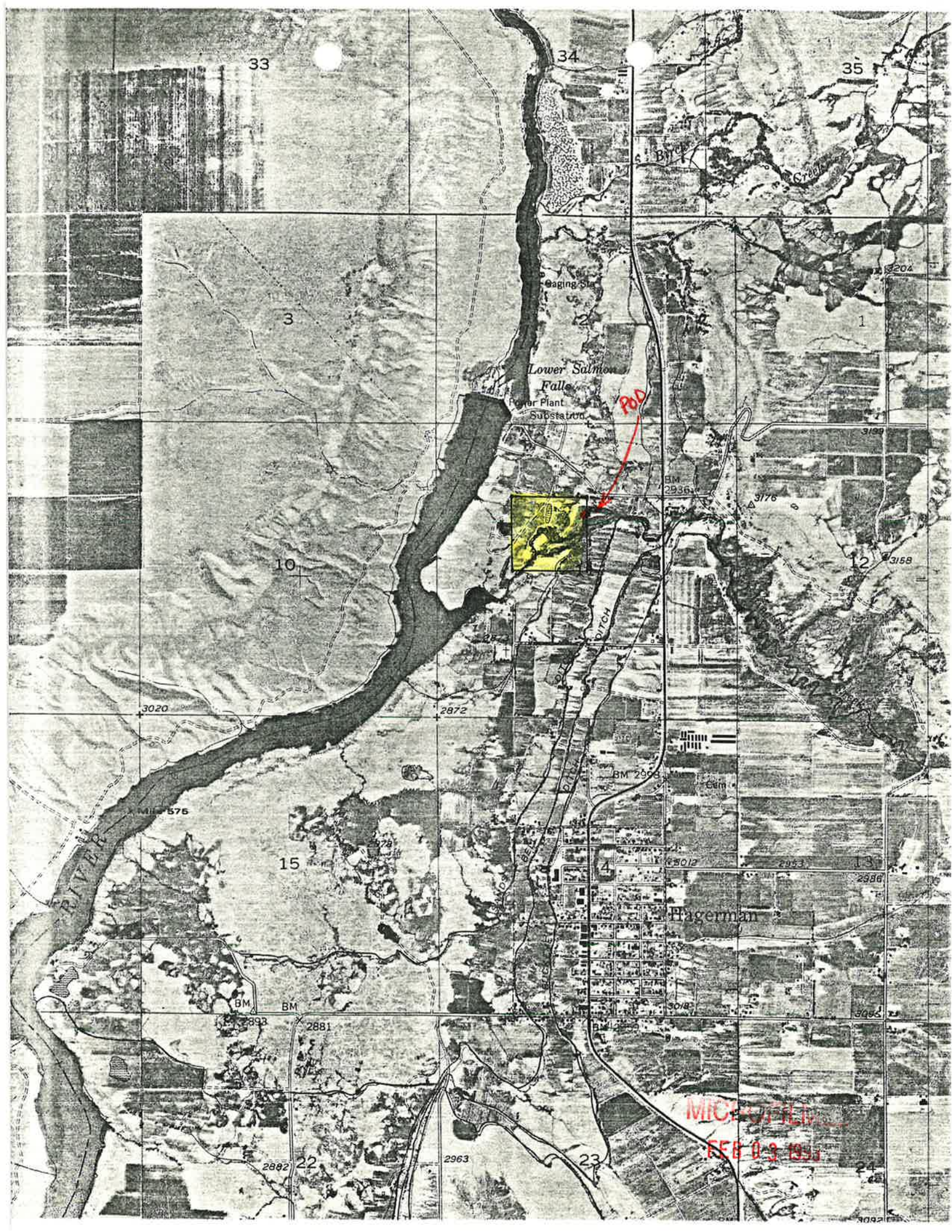
DATE: _____

2-15-91

NAME OF FIELD EXAMINER: _____

TITLE: _____

MICROFILMED
FEB 03 1993



33

34

35

3

1

Lower Salmon Falls
Gaging Sta
Power Plant
Substation

P.O.

10

2

3020

2872

Mile 576

15

BM 2936

Cem

BM 2938

4

3012

2953

13

2986

Hagerman

BM 2893

BM 2881

2882

22

2963

23

MICROFILM
FEB 03 1991

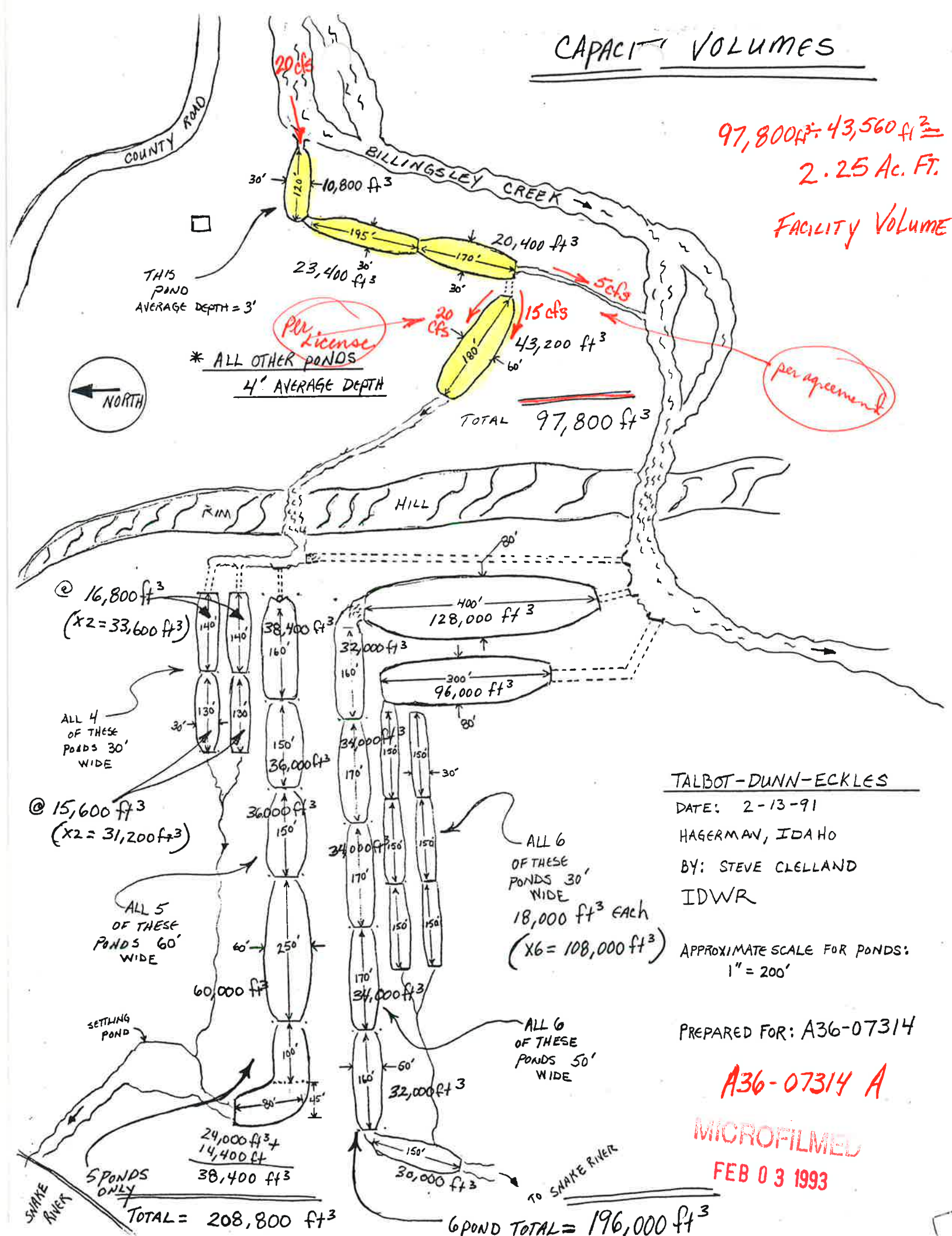
24

CAPACITY VOLUMES

$$97,800 \text{ ft}^3 \div 43,560 \text{ ft}^2 =$$

2.25 Ac. Ft.

FACILITY VOLUME



TALBOT-DUNN-ECKLES

DATE: 2-13-91

HAGERMAN, IDAHO

BY: STEVE CLELLAND

IDWR

APPROXIMATE SCALE FOR PONDS:
1" = 200'

PREPARED FOR: A36-07314

A36-07314 A

MICROFILMED

FEB 03 1993

6 POND TOTAL = 196,000 ft³

SNAKE RIVER

Q.S. Smith F.E.
36-7282
36-7314

Gov't Lot II

Deep Avenue
& width of 50'
to 24/70

Settling
Pool

P.D.
36-7314

Gov't Lot III

SE 1/4 NW 1/4

Hill
Dike

USED
AVERAGE
WORTH OF
55'
24/70

2' base side 5' (check)
2.84 Ht

7-24-95

FEB 13 1993

WATERVILLE

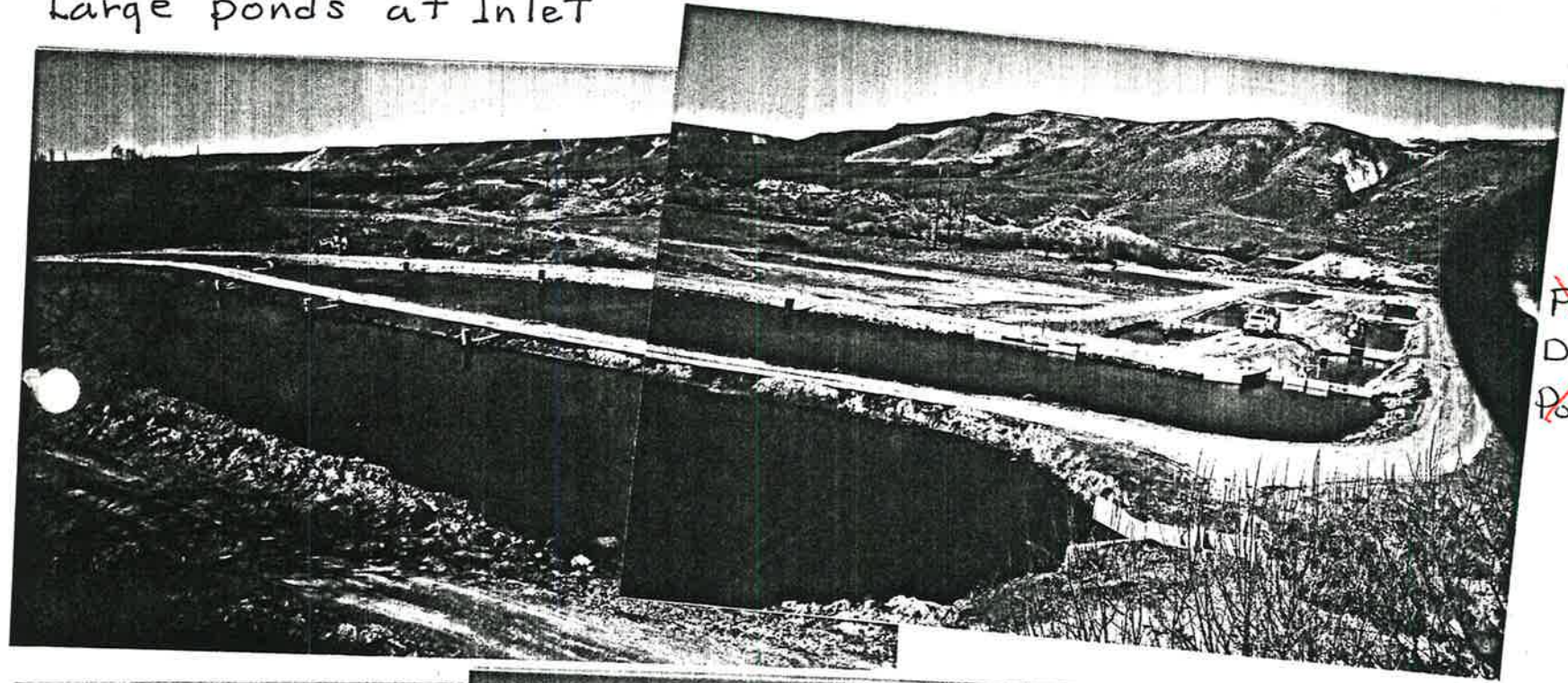
Explosives

50' private



Van Levensfeld ex

Large ponds at Inlet

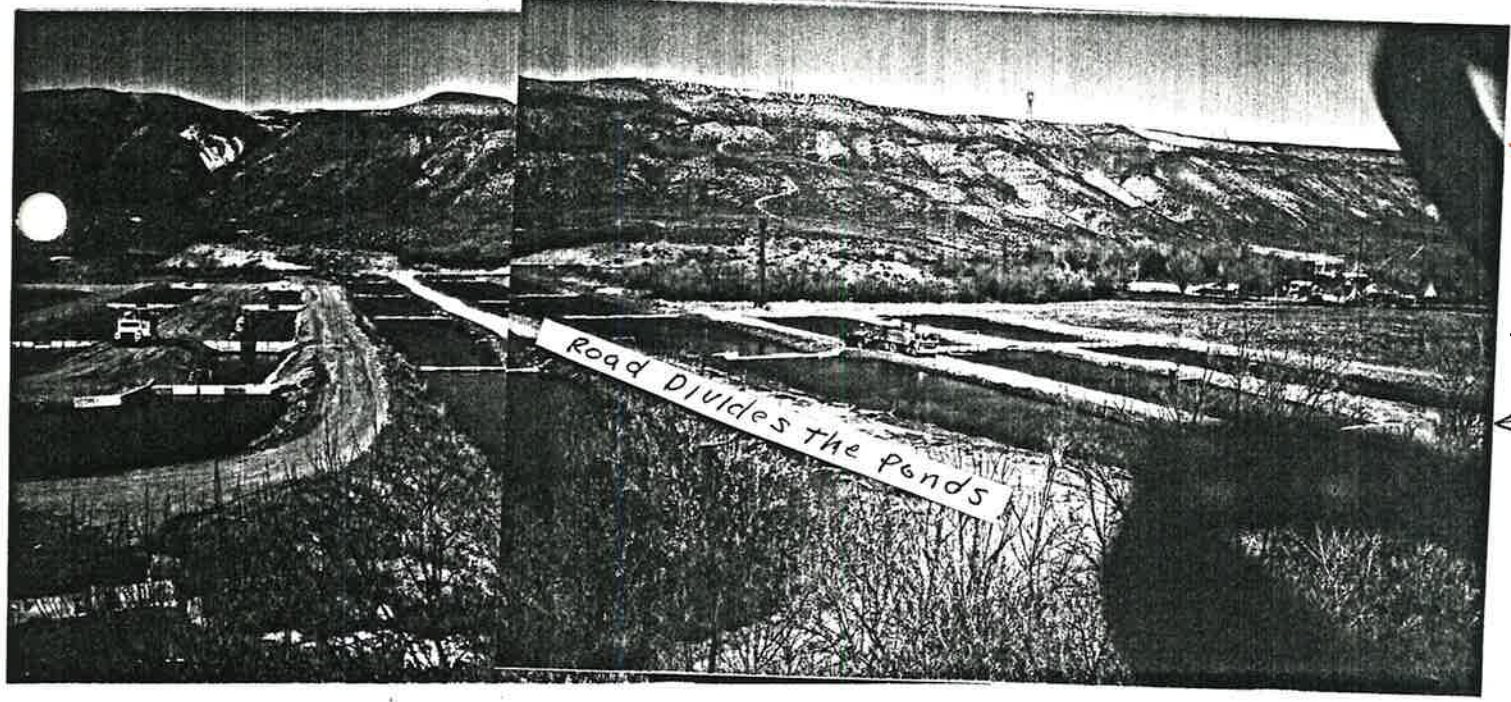


~~Patsy
Dunn
Ponds.~~

Eckles
Pond

MICROFILMED

FEB 03 1993



~~Myrtle
Eckles
Ponds.~~

Dunn





DIVERSION FROM BILLINGSLEY CR.
TO TALBOT PONDS



OVERVIEW OF TALBOT/DUNN PONS
(LOWER PONS)

— VIEW ^{SOUTH} EAST FROM SNAKE RIVER.

PHOTOS: 7-24-90 by SCC

MICROFILMED
FEB 03 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7314 Priority March 15, 1973 Amount 20 cfs

THIS IS TO CERTIFY, that O. S. &/or ETHEL C. SMITH
of Hagerman, Idaho, has complied with the terms and conditions of Permit
No. 36-7314 issued pursuant to Application for Permit dated March 15, 1973
and has submitted proof to the Department of Water Resources on October 22, 1979
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 21.4 cfs of water from Billingsley Creek
tributary to Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use
Fish
Propagation from January 1 to December 31, 20 0 ft and N/A
from 0 ft and 0
from 0 ft and 0

Subject, however, to the condition that no more than 20 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and reserved for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed N/A acre feet per year, said waters to be diverted within the SE 1/4 Sec. 11, Twp. 73,
R. 13E, R. 14 in the County of Gooding

Description and location of place of use:

[illegible]

CONDITIONS:

Total number of acres irrigated

(1) Measuring devices of a type approved by the Department must be maintained at the point of diversion & point of effluent discharge. (2) Use of water under this license is subject to control by the watermaster of State Water District # 38-A, Billingsley Creek. (3) Facility volume = 8.4 acre feet. (4) This license covers 10 earthen ponds.

NOTE: Modifications to or variance from this license must be made within the limits of Section 43-223, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, officed at Boise, Idaho, this May 19 1980 16 day of



MICROFILMED

1993

Licensed for ponds 36-07314

SNAKE RIVER

Q.S. Smith F.E.
36-7282
36-7314

Gov't Lot II

Used Average
L. width of 50'
is 262/20

Settling
Pool

P.D.
36-7314

Gov't Lot III

SE 1/4 NW 1/4

Hill & Rim

USED
AVERAGE
WIDTH OF
50'
262/20 is

MICROFILMED
FEB 03 1993

CLAIMANT'S NAME: Dunn / Eckles / Talbott DATE: 8/27/90

EMPLOYEE: Helen Harrington-Thornton

I reviewed the licensing exams for the above referenced claims. See attached map.

It would appear that Mr. Eckles should claim 36-07282 in total.

There should be 2 splits on 36-07314 - for Dunn & Talbot. It does not appear that Eckles properly overlaps w/ this right.

There does appear to be new ponds installed which were not part of either original license.

MICROFILMED

FEB 03 1993

Snake River

Q.S. Smith F.E.
36-7282
36-7314

Gov't Lot II

Used American
A width of 30"
for 24/70

Settling Pond

P.D.
36-7314

Hill & Pim

Govt Let III

SE 1/4 NW 1/4

USED
AVERAGE
WORTH OF
55'
2/24/50

2nd Low SIDE 5' checked

Am. Vers. w. old ex

7282 - } ponds divided
7314 - } in ownership

but need 100%
flow in all portions

check dig files -
that maps are
reversed

8 ponds covered by 36-7282

10 ponds covered by
36-7314