

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

RECEIVED

OCT 26 1988

Ident. Number: A37-12434
Date Received: 10/12/1988
Receipt No: C004983
Received By: _____

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES RUSSELL GAMMON, JR. 208-823-4331
Address: BOX 218
CAREY, ID 83320

2. Date of Priority: JUN 30, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	21E	34	NE	SE	NW		BLAINE

5. Description of diverting works:
WELL IS APPROX. 65' DEEP AND PUMP IS A 3 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
LAMINATED BEAM PLANT, INCLUDES BATHROOMS, KITCHEN IN STUDIO APT.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01S	21E	34	SE	NW		INDUST	

11. Place of use in counties: BLAINE

A37-12434

Page 1

Date: 03/13/89

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FEB 26 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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 A37-12434
Date Received 10/12/88
Receipt Number 221/09/89

RECEIVED
JAN 06 1989

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

RECEIVED
OCT 12 1988
Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Charles Russell Gammon, Jr. Phone (208) 823-4331
Mailing Address Box 218 Carey, Idaho Zip 83320

2. Date of Priority (Only one (1) per claim) 1961 (approximately June)
Groundwater well

3. Source of water supply (a) _____
which is tributary to (b) n/a

4. a. Location of existing point of diversion is: Township 1 South Range 21 EBM Section 34,
NE 1/4 of SE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Blaine

Additional points of diversion if any: n/a

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

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. _____

The well is approximately 65 feet deep and the pump is a three horse pump.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Industrial purposes from Jan. 1 to Dec. 31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .04 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is de minimous acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) The facility which uses the water is a laminated beam plant which also has bathroom facilities, as well as a kitchen area in a studio apt.

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
1 S	21 E	34								I									

Total number of acres irrigated n/a

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

12. Do you own the property listed above as place of use? Yes x No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (x)

14. Remarks:

Last Name Gammon Ident No. _____

MICROFILMED
Copies: White -State, Yellow-Claimant
FEB 26 1993

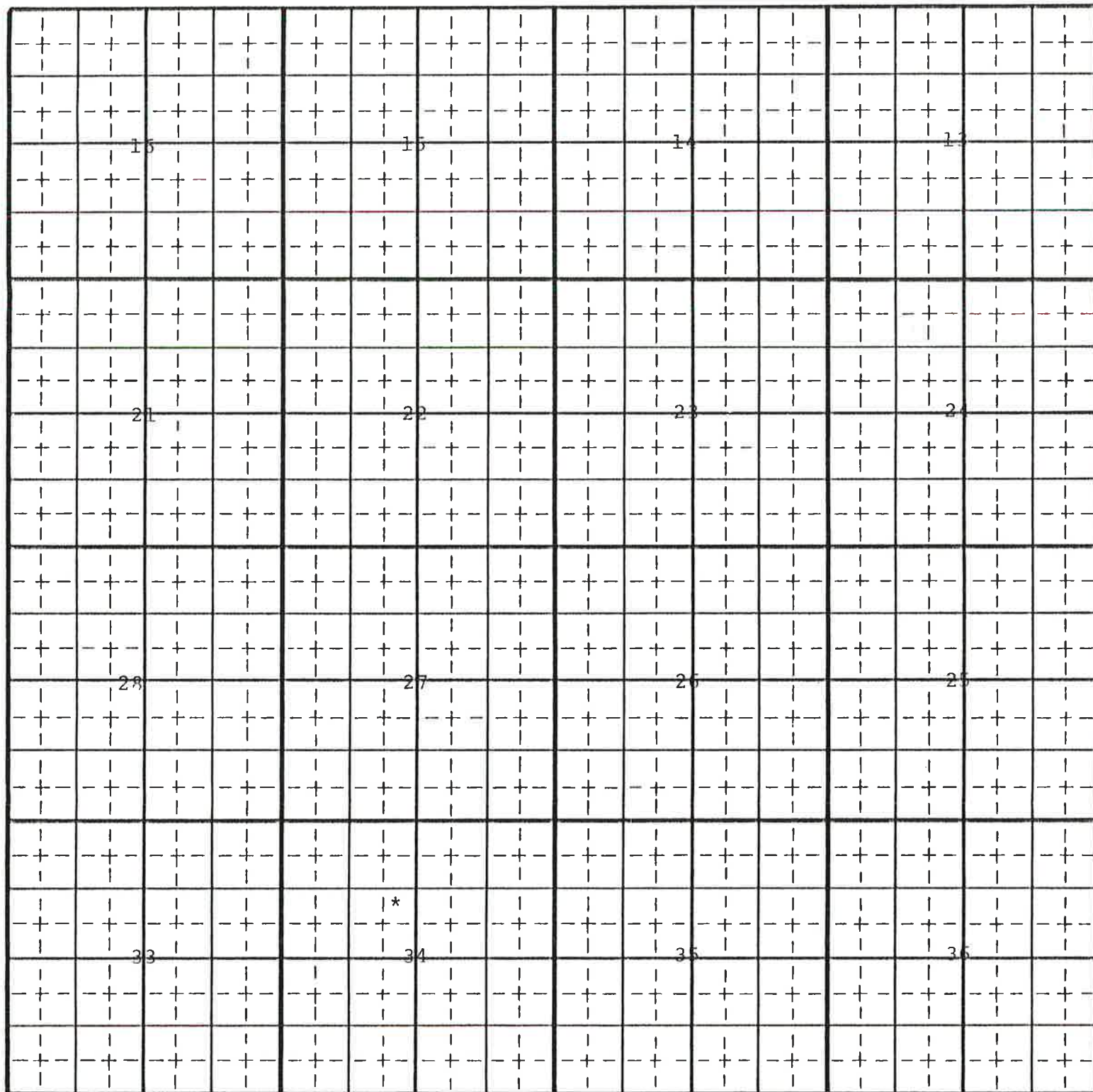
Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Note: see attachment which better identifies well location.

* approximate well site in §34

Township 1 South, Range 21 East Boise Meridian



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Last Name Gammon

Ident No. _____

Copies: White-State, Yellow-Claimant
FEB 26 1993

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒

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

Number of attachments 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s)

Charles Russell Gammon, Jr.

Date October 7th 1988

Christopher Dennis Gammon

Date October 7th, 1988

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 Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 7th day of October 19 88

SEAL

Notary Public Ann Legg

Residing at Hailey, Idaho

My Commission Expires life

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 Gammon Ident. Number _____

MICROFILMED

FEB 26 1993

Copies White-State, Yellow-Claimant

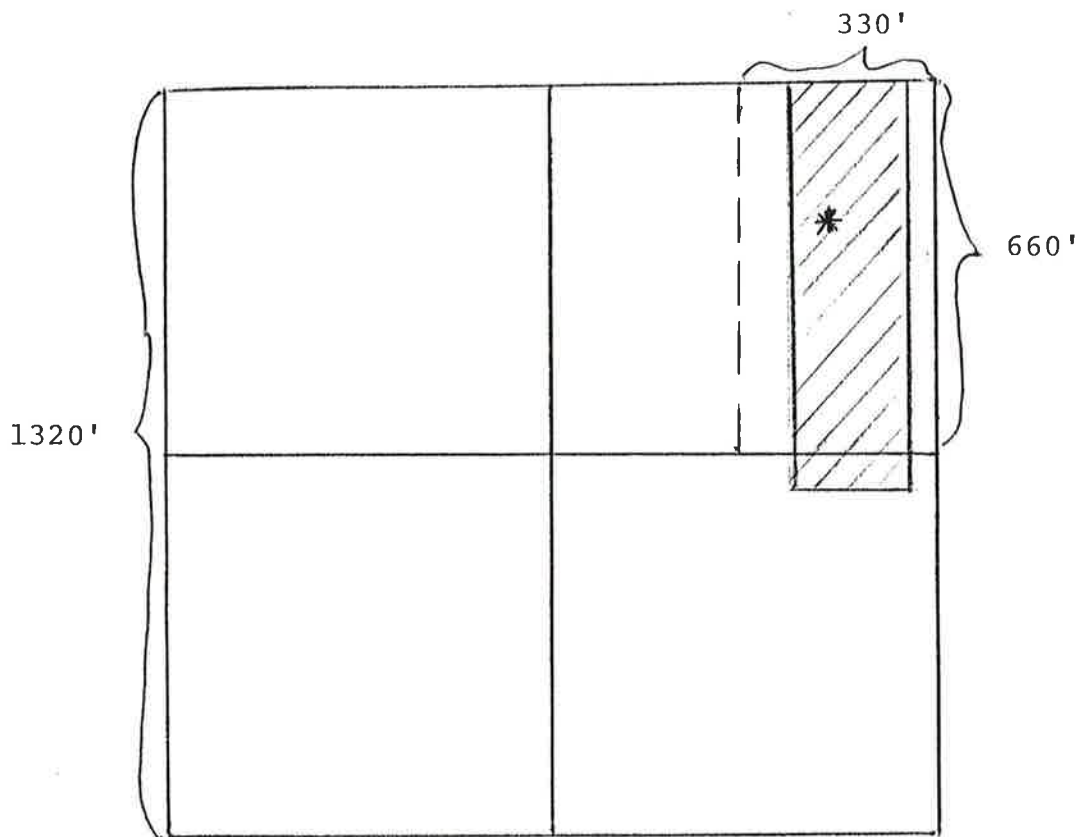
Map of Well Location

This drawing shows the approximate property lines of the Gammon property and their well location. The property and well are within the Southeast Quarter of the Northwest Quarter of Section 34, Township 1 South, Range 21 East Boise Meridian, Blain County, Idaho. This map shows only the SE 1/4 NW 1/4, an area of 40 acres.

Most of the Gammon property is within the NE 1/4 SE 1/4 NW 1/4 of S34 and the well is within the NE 1/4 SE 1/4 NW 1/4.

1 inch = 330'

property = 215.78' x
678' appr.
3 1/3 acres





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

September 29, 1989

Christopher Dennis Gammon
Charles Russel Gammon, Jr.
P. O. Box 218
Carey, Idaho 83320

Re: Snake River Basin Adjudication SRBA
Claims #A37-12434/A37-12435/#A37-12436 - Blaine County

Dear Claimants:

We are forwarding to you data-entered copies of claims #A37-12434 and #A37-12436 you filed for your property in Blaine County. We are also enclosing Receipt #C004983 in the amount of \$104.00, for the filing fees.

Please review the enclosed claims to assure that the information correctly states your water right.

If you agree the data is correct do not return it to the Department but keep the claim in your files.

Only if we have incorrectly entered the data from the claim you submitted, do you need to return it. Before returning the corrected claim for any changes to the data, initial the changes, sign the form, having your signature notarized, and return it to this office.

Also your adjudication claim #A37-12435 in Blaine County, for diversion from a an unnamed ditch which is tributary to Big Wood River is being returned. You are given the opportunity to withdraw the claim for the unnamed ditch. Any water right developed from surface water after May 20, 1971, is required to have an application for permit filed. Normally, any claim for a diversion from a surface water source with a priority date after May 20, 1971, is disallowed and no water right decreed for the use claimed. We can find no record of a permit for this property. This claim as you have submitted it, is in conflict with §42-201 Idaho Code.

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FEB 26 1993

Mr. Christopher Dennis Gammon

Page 2

September 29, 1989

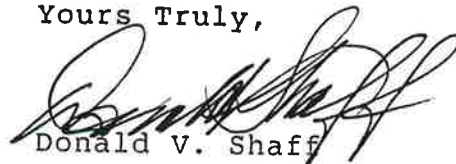
From the enclosed map I think you will see the source of the water in the ditch (Purdum Canal) is probably the Big Wood River. These conditions may account for stockwater use on your property earlier than what you claimed, although you may have no irrigation water right from the river through the ditch.

I have enclosed an application for permit, with instructions for your possible use in this matter if you conclude stockwater use from the river water in the ditch did not occur earlier. We will be happy to proceed if you will return the completed forms to:

Idaho Department of Water Resources
Southern Region Office
2148 Fourth Avenue East
Twin Falls, Idaho 83301
(208) 734-3578

Should you wish to pursue before the court the exact or altered water right you have presented on this claim, simply return the claim form to this office. The claim form should be delivered to our office or postmarked by October 29, 1989, otherwise we will assume you wish to withdraw the claim. If you do not wish to file your Notice of Claim, please complete the enclosed Request For Withdrawal Of Claim and return it to the address shown. Your request for refund will be processed as quickly as possible. Do not hesitate to contact this office if you have any questions or concerns.

Yours Truly,



Donald V. Shaff
Manager, Adjudication Section

DVS:mcc:state/south

Enclosures:

Notice of Claim

Permit Application w/Instructions

Request For Withdrawal Of Claim

MICROFILMED

FEB 26 1993

7

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: A37-12434
Date Received: 10/12/1988
Receipt No: C004983
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES RUSSELL GAMMON, JR. 208-823-4331
Address: BOX 218
CAREY, ID 83320

2. Date of Priority: JUN 30, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	21E	34	NE	SE	NW		BLAINE

5. Description of diverting works:
WELL IS APPROX. 65' DEEP AND PUMP IS A 3 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
LAMINATED BEAM PLANT, INCLUDES BATHROOMS, KITCHEN IN STUDIO APT.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	21E	34	SE	NW		INDUST	

11. Place of use in counties: BLAINE

A37-12434

Page 1

Date: 03/13/89

MICROFILMED

FEB 26 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

12/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME CHARLES RUSSELL GAMMON JR. CLAIM IDENT. NO. A37-12434

DATE RECEIVED 4/6/89 10/12/88 CK # 04378 AMOUNT \$ 104 (3 CLAIMS) YES NO Required Info?

1. Is the name and address complete with zip code? YES *
2. Is a priority date entered? 6/30 *
- Is the priority date acceptable in view of mandatory filing dates? YES *
3. (a) Is a source entered? YES *
- (b) Is a tributary to entered? (if required) N/A
4. Is the legal description of the p.d. sufficient? YES *
5. Is there a description of the diverting works? YES
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 *
- Is the period of use included? YES
- Is a quantity claimed for each use? YES *
7. Is a total quantity claimed entered? YES
8. If required is a consumptive use entered? N/A STATED AS DE MINIMOUS
- Is the consumptive use correct? N/A
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 *
10. Is (are) the place(s) of use and purpose(s) indicated? YES *
11. Is (are) the county(ies) entered? BLAINE
12. Is the ownership of p.u. checked? YES
13. Are other water rights listed or "none" indicated? YES
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
15. Is the basis of the claim indicated? YES
16. Has the claimant requested a monthly docket sheet? (If yes, describe payment status in "Comments" below.) YES
17. Is the claim signed by the claimant, and is the signature appropriate? YES *
18. Has the claim been signed, sealed, and dated by a notary? YES *
19. Was this claim filed on time, or was an extension granted? YES *
20. Is the fee enclosed correct? Exempt *
21. If this claim is based on an existing water right, has the identification number been entered? N/A
22. Should this claim be receipted and data entered? YES

Claim checked by: JP Date: 3/13/89

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

Claimant must be sent a copy of amended claim for approval: (Yes) (No)

Receipt Prepared by: DON SHAFF Date: 1/9/89

Claim data entered by: JP Date: 3/13/89

Sent to claimant by: JP Date: 3/13/89

Checked by: JP Date: 3/13/89

Comments: SEND DATA ENTRY COPY FOR APPROVAL (#2)

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FEB 26 1993

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

~~444-A37~~-12434

Date Received

10/12/88

Receipt Number

C004983 9

10/09/89

RECEIVED
JAN 06 1989

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

RECEIVED
OCT 12 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Charles Russell Gammon, Jr. Phone (208) 823-4331

Mailing Address Box 218 Carey, Idaho Zip 83320

2. Date of Priority (Only one (1) per claim) 1961 (approximately June)

Groundwater well

3. Source of water supply (a) _____

which is tributary to (b) n/a

4. a. Location of existing point of diversion is: Township 1 South Range 21 EBM Section 34,
NE 1/4 of SE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Blaine

Additional points of diversion if any: n/a

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

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.

The well is approximately 65 feet deep and the pump is a three horse pump.

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FEB 26 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Industrial purposes from Jan. 1 to Dec. 31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .04 (cfs) and/or (b) _____ (acre feet)

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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	
1 S	21 E	34								I									

Total number of acres irrigated n/a

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

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

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (x)

14. Remarks:

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FEB 26 1993

Last Name Gammon Ident No. _____

Copies: White -State, Yellow-Claimant

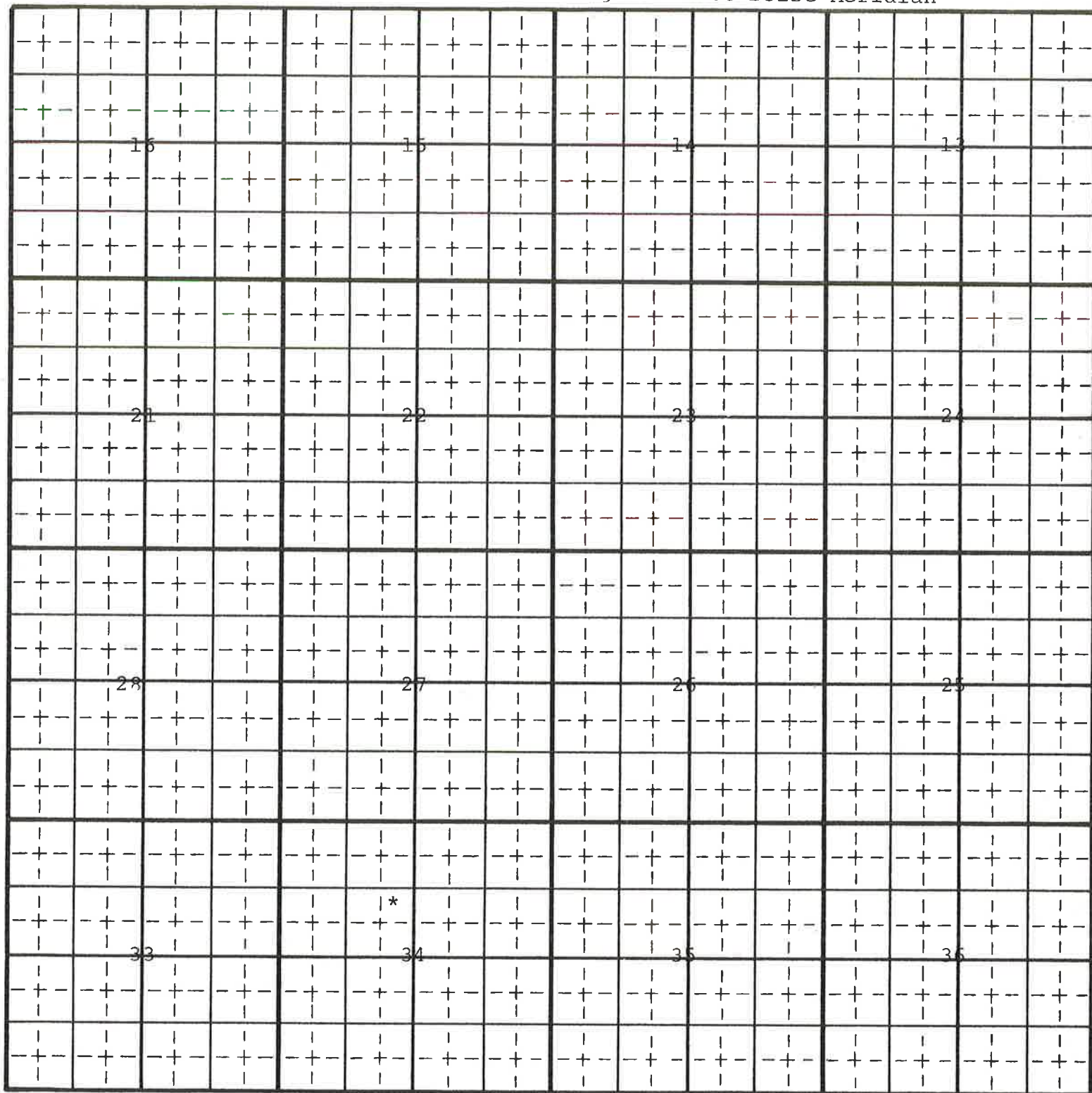
Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Note: see attachment which better identifies well location.

* approximate well site in §34

Township 1 South, Range 21 East Boise Meridian



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FEB 26 1993

Last Name Gammon

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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Signature of Claimant (s)

Charles Russell Gammon, Jr.

Date October 7th 1988

Christopher Dennis Gammon

Date October 7th, 1988

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 Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 7th day of October 19 88

SEAL

Notary Public Ann Legg

Residing at Hailey, Idaho

My Commission Expires life

Please Print Name

17. Notice of Appearance:

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Address _____

Date _____

Last Name Gammon Ident. Number _____

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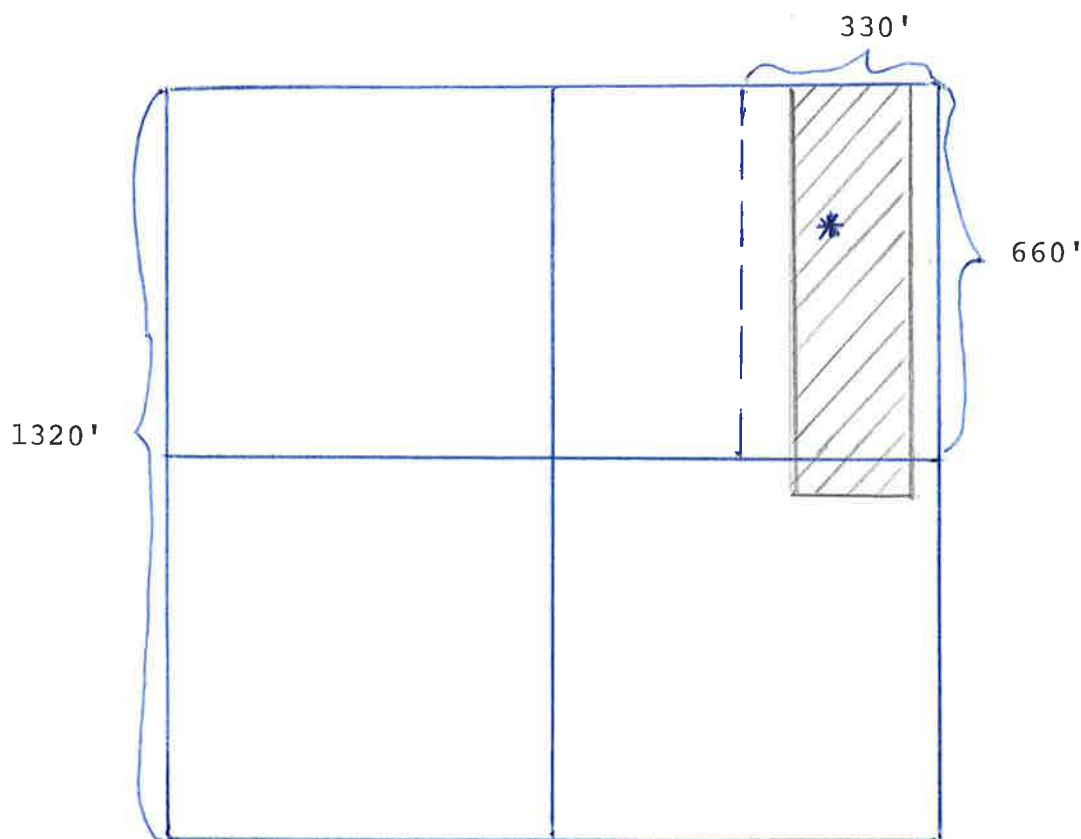
Map of Well Location

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1 inch = 330'

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678' appr.
3 1/3 acres





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RECEIVED

APR 10 1990

Department of Water Resources
Southern Region Office

September 29, 1989

Christopher Dennis Gammon
Charles Russel Gammon, Jr.
P. O. Box 218
Carey, Idaho 83320

Re: Snake River Basin Adjudication SRBA
Claims #A37-12434/A37-12435/#A37-12436 - Blaine County

Dear Claimants:

We are forwarding to you data-entered copies of claims #A37-12434 and #A37-12436 you filed for your property in Blaine County. We are also enclosing Receipt #C004983 in the amount of \$104.00, for the filing fees.

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Mr. Christopher Dennis Gammon

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September 29, 1989

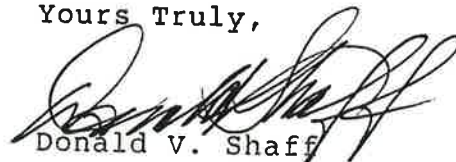
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Southern Region Office
2148 Fourth Avenue East
Twin Falls, Idaho 83301
(208) 734-3578

Should you wish to pursue before the court the exact or altered water right you have presented on this claim, simply return the claim form to this office. The claim form should be delivered to our office or postmarked by October 29, 1989, otherwise we will assume you wish to withdraw the claim. If you do not wish to file your Notice of Claim, please complete the enclosed Request For Withdrawal Of Claim and return it to the address shown. Your request for refund will be processed as quickly as possible. Do not hesitate to contact this office if you have any questions or concerns.

Yours Truly,



Donald V. Shaff
Manager, Adjudication Section

DVS:mcc:state/south

Enclosures:

Notice of Claim

Permit Application w/Instructions

Request For Withdrawal Of Claim

MICROFILMED

FEB 26 1993

CLAIMANT'S NAME GAMMA CLAI' DENT NO. A97-12434
DATE RECEIVED 10/12 CK # 04378 AMOUNT \$ 10400

1. Is the name and address complete with zip code? YES 1/1 NO 1/1

2. Is a priority date entered? YES 1/1 NO 1/1

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS. 1/1 1963

3. (a) Is a source entered? YES 1/1 NO 1/1

(b) Is a tributary to entered? (if required) YES 1/1 NO 1/1 N/A 1/1

4. Is the legal description of the p.d. sufficient? YES 1/1 NO 1/1

5. Is there a description of the diverting works? YES 1/1 NO 1/1

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 1/1 NO 1/1

Is the period of use included? YES 1/1 NO 1/1

Is a quantity claimed for each use? YES 1/1 NO 1/1

7. Is a total quantity claimed entered? YES 1/1 NO 1/1

8. If required is a consumptive use entered? YES 1/1 NO 1/1 N/A 1/1

Is the consumptive use correct? YES 1/1 NO 1/1 N/A 1/1

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. YES 1/1 NO 1/1 N/A 1/1

10. Is (are) the place(s) of use and purpose(s) indicated? YES 1/1 NO 1/1

11. Is (are) the county(ies) entered? YES 1/1 NO 1/1 ASSUME SAME A POD 1/1 AS N/A 1/1

12. Is the ownership of p.u. checked? YES 1/1 NO 1/1

13. Are other water rights listed or "none" indicated? YES 1/1 NO 1/1

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.) YES 1/1 NO 1/1 N/A 1/1

15. Is the basis of the claim indicated? YES 1/1 NO 1/1

16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) YES 1/1 NO 1/1

Has the claim been signed, sealed, and dated by a notary? YES 1/1 NO 1/1

Was this claim filed on time, or was an extension granted? YES 1/1 NO 1/1

Is the fee enclosed correct? YES 1/1 NO 1/1 Exempt 1/1

If this claim is based on an existing water right, has the identification number been entered? YES 1/1 NO 1/1 N/A 1/1

Should this claim be receipted and data entered? YES 1/1 NO 1/1

L.F. 50.00
0.04 CFS
54.00

Claim checked by: B

Comments:

MICROFILMED

FEB 20 1993

05/01/2002

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

RIGHT NUMBER: 37-12434

NAME AND ADDRESS: CHARLES RUSSELL GAMMON JR
PO BOX 218
CAREY ID 83320

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 2,500
GALLONS PER DAY.

PRIORITY DATE: 06/30/1961

POINT OF DIVERSION:

T01S R21E S34 NESENW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS

PLACE OF USE: DOMESTIC Within BLAINE County

T01S R21E S34 SENW

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.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

T1S
R21E

29 28

33 34

37-12434
42-111(b) de minimis
POU & POD locations
5/1/02 scc

5/1/02
GIS link to POD,
Not to this POU.
No proof submitted.
scc





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 4, 2002

37-12434

CHARLES RUSSELL GAMMON JR

PO BOX 218

CAREY, ID 83320

Re: Evidence of Priority Date for SRBA Claim

RESPONSE DEADLINE
MARCH 29, 2002

Dear Claimant:

The Notice of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical 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 by a License, Decree or Permit. The Department will, at a later date, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

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 the Department. 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 the Department in order to receive future mailings and to continue to be a party in the adjudication.

Enclosed you will find a computer printout of your Notice of 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: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date is submitted. 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.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice number. If you have questions not covered by this letter or the enclosed pamphlet, please contact the office listed above.

Sincerely,

Steve Clelland
Water Resource Agent, Sr.

Enclosures