

MEMORANDUM

Date: October 15, 2008
To: Transfer 72805
From: nvandyke
Re: S.O. Review

Upon final review of the transfer and discussion with region staff it was determined an error was made with current adjudication recommendation BEFORE the transfer. It lists the Pashimeroi river as source. Transfer is moving the POD from Spring Creek to the mainstem of the Pashimeroi. Spring Creek is tributary to the Pashimeroi. Note that this change has been in place for years. Transfer updates the record.

10/15/2008

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 73-151 V1

WATER RIGHT NUMBER: 73-151 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RIO B LLC HWHL LLC 3007 CAN-ADA RD MELBA, ID 83641
Current Owner	LONE PINE HOLDING LLC 3007 CAN-ADA RD MELBA, ID 83641
Current Owner	MLS HOLDINGS LLC 3007 CAN-ADA RD MELBA, ID 83641
Directors Report Owner	BEREND FRIEHE 2498 RD S NE MOSES LAKE, WA 98837 (209)765-4585
Directors Report Owner	CARLA FRIEHE 2498 RD S NE MOSES LAKE, WA 98837 (208)756-4584
Original Owner	BERT L HATCH HC 62 BOX 2180 MAY, ID 83235 (208)876-4422
Original Owner	DORIS F HATCH HC 62 BOX 2180 MAY, ID 83235 (208)876-4422
Original Owner	A M HATCH & SONS C/O BERT L HATCH HC 62 BOX 2180 MAY, ID 83253 (208)876-4422

Priority Date: 07/01/1897

Basis: Decreed

Status: Active

Source

PAHSIMEROI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Diversion Rate

3.200 CFS

Annual VolumeTotal Diversion:

3.200 CFS

Location of Point(s) of Diversion

PAHSIMEROI RIVER

NW1/4NW1/4

Sec. 34, Twp 13N, Rge 23E, B.M.

CUSTER County

PAHSIMEROI RIVER

NE1/4SW1/4

Sec. 28, Twp 13N, Rge 23E, B.M.

CUSTER County

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 73-151 V1

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	28					24.0	35.0	18.0	11.0			1.7	16.0					105.7
13N	23E	33		2.0			34.0	13.0											49.0

Total Acres: 154.7

Conditions of Approval:

1. E55 Right Nos. 73-151, 73-12143, 73-12128, 73-12133, 73-12136 and 73-12140 are limited to the irrigation of a combined total of 391.5 acres in a single irrigation season.
2. C18 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.

Remarks:Comments:

1. rbrown 3/1/2006 POD

Comment: claimed in S33 is not on the Pahsimeroi River. The recommended POD is from the Pahsimeroi River. The POD in S33 may be an accomplished change in source, but there is not enough information to recommend it at this time.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: AND
 Water District Number: 73
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 73-151 V1

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		688.1

Combined Water Rights: 73-150B , 73-261 , 73-151 , 73-177 , 73-174D

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		391.5

Combined Water Rights: 73-151 , 73-12128 , 73-12133 , 73-12136 , 73-12140 , 73-12143

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		688.1

Combined Water Rights: 73-150B , 73-261 , 73-151 , 73-177 , 73-174D , 73-12109

SubCase:

SubCase Number: 73-151

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

Attorney Assigned:

Adjudication Agent: rbrown

Basis of Claim: Decreed

Date Filed: 12/17/2007 Objection Status: Active

Water Supply Bank: