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INTER-DEPARTMENT MEMO - 1

FROM Mike Turnipseed

SEP 8 1971

DATE September 1, 1971

TO Glen Saxton

Department of Water Administration

file

SUBJECT Water Rights in Lemhi River Adjudication

Robert Steele, Rt. #1, Box 504, Elbert, Colorado 80106, called inquiring about use rights and/or claims of Ernest Andrew on McDevitt Creek in 19N, 24E, Sec. 31 & 36, and 18N, 24E, Sec. 6.

We would like for you to write the letter to Mr. Steele.

Mike

SIGNATURE

MICROFILMED

6.2.
September 1, 1972

Mr. Robert Steele
Route 1, Box 504
Elbert, Colorado 80106

Dear Mr. Steele:

This office is in receipt of your inquiry concerning use rights and/or claims of Andrews Livestock Co. c/E.J. Andrews on McDevitt Creek trib., to Lemhi River in Lemhi County, Idaho.

Mr. E. M. Andrews has filed the following "Notice of Claim to a Water Right" forms with the Department of Water Administration on McDevitt Creek Water uses:

Claim Identification No's.:

74-2336	74-0674
74-2337	74-0675
74-0533	74-0678
74-0664	74-0679
74-0673	

Copies of the claims are available from the Department upon request at a cost of 25¢ per copy.

If this office can be of further assistance please do not hesitate to contact us

Sincerely,

L. GLEN SATON
Adjudication Supervisor

LGS/rr

September 9, 1972
Elbert, Colorado

Mr. L. Glen Saxton
State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. Saxton:

Thank you for your letter of September 6, 1972 in regard to my inquiry concerning use rights and/or claims of Andrews of Andrews Livestock Co.c/ E.J. Andrews on McDevitt Creek trib., to Lemhi River in Lemhi County, Idaho.

Enclosed is my check in the amount of \$2.25 in payment for copies of the form "Notice of claim to a Water Right" filed by Andrews Livestock Co.c/ E.J. Andrews on McDevitt Creek. As per your letter of September 6th, the Claim Identification No.'s are:

74-2336	74-0664	74-0675
74-2337	74-0673	74-0678
74-0533	74-0674	74-0679

I presume that all these "Claims to a Water Right" is for water to be used on lands located in sections 31, 32, 33, 36 Township 19 North, Range 23 East and in Section 6, Township 18 North, Range 24 East. This water to be used in the irrigation of approximately 574.3 acres and to water the livestock thereon. If this is not correct, please, so advise.

In looking at the plat that I obtained from the Bureau of Land Management, I find that they list the deeded land in the name of E.M. Andrews. You list it as E.J. Andrews. Why should there be this discrepancy?

I stopped in Dillon, Montana to talk to Mr. Dick Briggs who drilled the well for Mr. Andrews. Mr. Briggs gave me a copy of the well log. At 900 feet he began encountering a porous red lava formation that he thought would produce good water if drilled to the bottom of the strata. This seems to be strictly "Wildcat territory". Does the State of Idaho have any kind of program to assist in the financing of such deep exploratory wells?

It was nice visiting with you while I was in Salmon, Idaho the middle of August. Thank you for your attention to this matter. I will appreciate any suggestions you might have concerning the investigation of these Water rights and the process of securing a Court Decree.

Sincerely yours,

Robert E. Stea

September 13, 1972

Mr. Robert Steele
Route 1, Box 104
Elbert, Colorado 80106

RE: Lemhi River Adjudication, Civil No. 4948

Dear Mr. Steele:

This office is in receipt of your letter dated September 9, 1972 with enclosed check in the amount of \$2.25 for nine (9) copies of "Notice of Claim to a Water Right" forms filed by Andrews Livestock Co. c/E.M. Andrews.

The claims were filed for domestic, stockwater and irrigation uses appurtenant to the following lands in the vicinity of McDevitt Creek, Lemhi County:

Sec. 6, T18N, R 24EEM
Sec. 32, 33, 36, T19N, R 23EMB
Sec. 31, T19N, R 24EEM

The preliminary maps prepared by this Department, of irrigated lands in the Lemhi River Basin indicate that approximately 570 acres are irrigated on the land described above of E.M. Andrews.

In my letter of September 6, 1972, the name of E.M. Andrews was incorrectly shown as E.J. Andrews.

This Department has no program to assist in the financing of deep exploratory wells that you mentioned in your letter.

I would like to emphasize that the enclosed nine (9) copies of claims filed by E.M. Andrews are as the name suggests, only claims. These claims as well as the other approximately eighteen hundred (1800) claims of water use in the Lemhi Basin have not yet been recommended to the Seventh District Court in the form of a Proposed Finding of Water Right. After the report is recommended to the court, however, and any protests are settled, the court will enter a decree accordingly.

I hope this letter will answer your questions adequately and if this office can be of further assistance, please contact us.

Sincerely,

L. GLEN SAXTON
Adjudication Supervisor

LGS/rr

Enclosures: Claims & Receipt