# IDAHO DEPARTMENT OF WATER RESOURCES

## DAM SAFETY PHOTOGRAPHS

DAM NAME: LITTLE CANYON CREEK WATER DISTRICT

DATE: 6/13/95

BY: J. WESTRA
WESTERN REG.




1. Batrel diversion to Morrow Res. Taken at the Trail Canal crossing above the canyon.

   Flow is for stockwater for Blackwell less than 1 cfs.

Extra copy.




SCANNED
JUL 07 2023

| | WATERMASTER | | | | ASSISTANT WATERMASTER, SECRETARY, STAFF, ETC. | | | OTHER EXPENSES | TOTAL COSTS |
|---|---|---|---|---|---|---|---|---|---|
| YEAR | DAYS | SALARY | TOTAL | | DAYS | SALARY | TOTAL | | |
| 19 91 | 6 | 300 | | | | | | 9 18 | 309 18 |
| 19 92 | 26 | 1300 | | | | | | 8 54 | 1308 54 |
| 19 93 | 18 | 900 | | | | | | 75 93 | 975 93 |
| 19 94 | 15 | 750 | | | | | | 42 95 | 792 95 |
| 19 95 | 10 | 500 | | | | | | 35 30 | 535 30 |
| AVERAGE | | | | | | | | | |
| | | | | WATERMASTER'S PROPOSED BUDGET | | | | $100 00 | $800 00 |
| NEXT YEAR 96 | 14 | $700 00 | | | | | | | |

Complete this proposed budget report form as follows:

1) Enter water right holder name, corresponding IDWR water right number or numbers, and corresponding diversion name and/or remarks on page 2;

2) If you wish to estimate next season's assessments based on the average delivery of past seasons, then enter the actual water deliveries to each user for the past two to five seasons or up to five seasons for averaging. You also have the option of using last year's delivery or one year's delivery as a basis of determining assessments for the next season. Enter deliveries as total 24-hour second feet. Total 24-hour second feet is a flow rate expressed in terms of one day or 24 hours. For example, a continuous diversion of 2 cfs over 20 days would equal 40 24-hour second feet.

3) If using the averaging method, enter the average delivery for past seasons in column 6 of page 3. If you are not averaging, then enter each user's delivery from last year in column 5 and skip column 6.

4) In the work space provided at the top of this page, enter next years proposed watermaster salary, secretary and/or staff salaries, and expenses. You may use the past season costs and expenses, or average past seasons' costs and expenses as an aid in determining next years budget. A more detailed listing or itemization of expenses and salaries can be attached to this form.

5) Divide the total proposed budget amount for next year by the total past season delivery (total of column 5, page 3) or average past seasons deliveries (total of column 6, page 3) to obtain a unit cost factor.

6) Under column 7, page 3, multiply the unit cost factor by each user's past season or average past seasons deliveries to obtain the estimated billing for the next year.

7) Use column 8, page 3, to enter the adjusted billing amount if the district wishes to carry over debits and credits from the previous season. (Refer to the last watermaster report. If a user had a credit, subtract that credit from his or her estimated billing in column 7 of this report, and enter the difference or adjusted amount in column 8. If a user had a debit, then add that debit to his or her billing amount shown in column 7 and show as adjusted billing in column 8.

8) Sign the report and submit the original to the appropriate regional office of the Department of Water Resources. Retain one copy for the Water District.

# Water Master's Proposed Budget

FOR 19 96

Water District No. 61-D

Stream Little Canyon Creek

Name of Watermaster Dan Hall

Post Office Address Box 644 Glenns Ferry, Id. 83623

Name of Secretary Robert Hall

Post Office Address R+1 Box 103, Glenns Ferry, Id 83623

**SECTION 42-615, IDAHO CODE**

PROPOSED BUDGET FOR SUCCEEDING YEAR. Each watermaster shall, at least thirty (30) days prior to the annual meeting of the water users of the water district, also prepare and file with the department of water resources a proposed budget for the succeeding year, together with a distribution of the amount of said budget to the respective water users, using the actual deliveries for the past irrigation season or seasons, as the basis for said distribution as hereinabove provided, which said proposed budget and distribution shall be submitted to the water users for consideration and approval at the next annual meeting.

In conformity with the above statute, I hereby submit a Proposed Budget for the season of 19 96.

D Hall

*Watermaster*

(This report must be made in duplicate, one copy to be forwarded to the appropriate regional office of the Idaho Department of Water Resources, and one copy to the Secretary of the last Annual Water User's Meeting of your District.)

SCANNED
JUL 07 2023

| | WATER RIGHT OWNER | IDWR WATER RIGHT IDENT No. | DIVERSION NAME / REMARKS |
|---|---|---|---|
| 1 | Sam Blackwell | 61-0371 | |
| 2 | | 61-2107A | |
| 3 | Crane Farms | 61-2107A | |
| 4 | | 61-2228A | |
| 5 | 31 sand State Park | 02-222 | |
| 6 | Magic West | 61-0294 | |
| 7 | Dick Viner | 61-0299 | |
| 8 | James Martell | 61-0295 | |
| 9 | | A 61-07039 | |
| 10 | Lee Trail | 61-2107B | |
| 11 | Jody Allen | 61-7011 | |
| 12 | Dick Anderson | 61-2152 | |
| 13 | Peter Batruel | 61-0308 | |
| 14 | Bob Hall | 61-2223 | |
| 15 | Norman Sellman | 61-2084 | |
| 16 | Bill McGrew | 61-0297 | |
| 17 | Van Hall | 61-04041 | |
| 18 | Sam Johns | 61-10462 | |
| 19 | Earl Gardner | 61-2074 | |
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| | PAST SEASON DELIVERIES | | | | | Avg. Delivery for Past Seasons | Estimated Billing | Adjusted Billing |
|---|---|---|---|---|---|---|---|---|
| | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 |
| | 19_____ | 19_____ | 19_____ | 19_____ | 19_____ | | | |
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|---|---|---|---|---|---|---|---|---|---|---|
| | Total Delivery in 24-Hour Sec. Feet | Total Cost | | Adop[redacted]udget | | Credits | | Debits | | Cost Per 24-Hr. Sec. Ft. $ 11.43071 |
| | | $ | cts. | $ | cts. | $ | cts. | $ | cts. | |
| 1 | 2.86 | 32 | 01 | 24 | 00 | | | 8 | 01 | Total No. Days of Watermaster 10 |
| 2 | | | | | | | | | | *10 days at $ 50.00 per day $ 500.00 |
| 3 | 6.40 | 73 | 16 | 56 | 00 | | | 17 | 16 | Total No. Days of Asst. Watermaster |
| 4 | | | | | | | | | | days at $ per day $ |
| 5 | 3.32 | 37. | 95 | 28 | 00 | | | 9 | 95 | Other expenses charged pro rata $ 35 50 |
| 6 | 1.18 | 13 | 49 | 8 | 00 | | | 5 | 49 | **TOTAL COST** $ 535 30 |
| 7 | 8.175 | 93 | 45 | 84 | 00 | | | 9 | 45 | Total No. 24-Hour Sec. Feet Delivered |
| 8 | .41 | 4 | 69 | 12 | 00 | 7 | 31 | | | Cost per 24-Hour Sec. Feet Delivered $ |
| 9 | | | | | | | | | | |
| 10 | 6.26 | 71 | 56 | 52 | 00 | | | 19 | 56 | Other Expenses |
| 11 | .08 | | .91 | 4 | 00 | 3 | 09 | | | Phone $20.00 |
| 12 | 5.52 | 63 | 10 | 36 | 00 | | | 27 | 10 | Fire $15.30 |
| 13 | 5.675 | 64 | 86 | 52 | 00 | | | 12 | 86 | $35.30 |
| 14 | 1.76 | 20 | 12 | 16 | 00 | | | 4 | 12 | = ($24/day x .0765) |
| 15 | .14 | 1 | 60 | 4 | 00 | 2 | 40 | | | |
| 16 | 2.50 | 28 | 58 | 20 | 00 | | | 8 | 58 | * $20/day Salary } $50/day<br>30/day Expenses. |
| 17 | .05 | | .56 | 4 | 00 | 3 | 44 | | | |
| 18 | 2.40 | 27 | 43 | — | | | | 27 | 43 | |
| 19 | .16 | 1 | 83 | — | | | | 1 | 83 | |
| 20 | 46.83 | 535 | 30 | 400 | 00 | 16 | 24 | 151 | 54 | |
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## SECTION 42-606 IDAHO CODE

REPORTS OF WATERMASTERS. All watermasters shall make an annual report to the department of water resources prior to the expiration of the watermaster's appointment for the current year. This report shall show the total amount of water delivered by the watermaster during the preceding year, the amount delivered to each water user, the total expense of delivery and the apportionment of expenses among users and all debits and credits to be carried over to the following year. Such report shall also include records of stream flow the watermaster used or made in the process of distributing water supplies. The director may ask for other information deemed necessary in assuring proper distribution of water supplies within the district. The reports of watermasters to the department of water resources shall be filed and kept in the office of the department.

### Instructions For Completing Annual Watermaster's Report

This form has been developed to assist the watermaster in complying with some of the annual reporting requirements of Section 42-606, Idaho Code. The form provides for summary of the amount of water delivered by the watermaster to each user, the total expense of delivery and the apportionment of expenses among water users, including debits and credits. **Water distribution and hydrologic information including stream flow records, daily diversion data, water right information and water right priority cut summaries should be presented in a separate water distribution report.**

Complete this annual report form of delivery and costs as follows:

1) Enter water right holder name, corresponding IDWR water right number or numbers, and corresponding diversion name and/or remarks on page 2;

2) Enter the total amount of water delivered to each user as total 24-hour second feet under column 1, page 3. Total **24-hour second feet** is a flow rate expressed in terms of one day or 24 hours. For example, a continuous diversion of 2 cfs over 20 days would equal 40 24-hour second feet.

3) Under column 3, page 3, enter the amount of money assessed or billed to each user at the beginning of the year. The assessment may be found in the previous year's adopted budget report.

4) In the work space provided on the right hand side of page 3, add up total watermaster salary costs and expenses and enter as 'TOTAL COST'. Then divide this total cost by the total number of 24-hour second feet delivered (sum of column 1) to obtain the cost per 24 hour second feet delivered, or the unit cost factor.

5) Under column 2, page 3, multiply the unit cost factor (obtained in step number 4 above) by each user's total 24-hour second feet delivery in column 1 to obtain the total cost against each user.

6) For each user, subtract the total cost amount in column 2 from the adopted budget in column 3 and enter the difference either as a credit or debit (negative differences entered as debits, positive differences entered as credits).

7) Sign the report before a notary public and submit the original to the appropriate regional office of the Department of Water Resources. Retain one copy for the Water District.

| | WATER RIGHT OWNER | IDWR WATER RIGHT IDENT No. | DIVERSION NAME / REMARKS |
|---|---|---|---|
| 1 | Sam Blackwell | 61-0371 | |
| 2 | | 61-0372 | |
| 3 | Crane Farms | 61-2107A | |
| 4 | | 61-2228A | |
| 5 | 3 Island State Park | 62-222 | |
| 6 | Magic West | 61-0294 | |
| 7 | Dick Viner | 61-0299 | |
| 8 | James Martell | 61-0295 | |
| 9 | | A-61-073039 | |
| 10 | Lee Trail | 61-2107B | |
| 11 | Jody Allen | 61-7011 | |
| 12 | Dick Anderson | 61-2152 | |
| 13 | Peter Batruel | 61-0308 | |
| 14 | Bob Hall | 61-2223 | |
| 15 | Norman Sellman | 61-2084 | |
| 16 | Bill McGraw | 61-0297 | |
| 17 | Van Hall | 61-04041 | |
| 18 | Sam Johns | 61-10462 | |
| 19 | Earl Gardner | 61-2074 | |
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|---|---|---|---|---|---|---|---|---|---|---|
| | Total Delivery in 24-Hour Sec. Feet | Total Cost $ | cts. | Adopted Budget $ | cts. | Credits $ | cts. | Debits $ | cts. | Cost Per 24-Hr. Sec. Ft. $ 11.43071 |
| 1 | 2.86 | 32 | 01 | 24 | 00 | | | 8 | 01 | Total No. Days of Watermaster 10 |
| 2 | | | | | | | | | | *10 days at $ 50.00 per day $ 500.00 |
| 3 | 6.40 | 73 | 16 | 56 | 00 | | | 17 | 16 | Total No. Days of Asst. Watermaster |
| 4 | | | | | | | | | | days at $ per day $ |
| 5 | 3.32 | 37 | 95 | 28 | 00 | | | 9 | 95 | Other expenses charged pro rata $ 35 30 |
| 6 | 1.18 | 13 | 49 | 8 | 00 | | | 5 | 49 | **TOTAL COST** $ 535 30 |
| 7 | 8.175 | 93 | 45 | 84 | 00 | | | 9 | 45 | Total No. 24-Hour Sec. Feet Delivered |
| 8 | .41 | 4 | 69 | 12 | 00 | 7 | 31 | | | Cost per 24-Hour Sec. Feet Delivered $ |
| 9 | | | | | | | | | | |
| 10 | 6.26 | 71 | 56 | 52 | 00 | | | 19 | 56 | other expenses |
| 11 | .08 | | 91 | 4 | 00 | 3 | 09 | | | phone $20.00 |
| 12 | 5.52 | 63 | 10 | 36 | 00 | | | 27 | 10 | FICA $15.30 |
| 13 | 5.675 | 64 | 86 | 52 | 00 | | | 12 | 86 | $35.30 |
| 14 | 1.76 | 20 | 12 | 16 | 00 | | | 4 | 12 | = ($20/day x Days x .0765) |
| 15 | .14 | 1 | 60 | 4 | 00 | 2 | 40 | | | |
| 16 | 2.50 | 28 | 58 | 20 | 00 | | | 8 | 58 | * $20/day Salary > $50/day |
| 17 | .05 | | 56 | 4 | 00 | 3 | 44 | | | 30/day Expenses. / |
| 18 | 2.40 | 27 | 43 | — | | | | 27 | 43 | |
| 19 | .16 | 1 | 83 | — | | | | 1 | 83 | |
| 20 | 46.83 | 535 | 30 | 400 | 00 | 16 | 24 | 151 | 54 | |
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## SECTION 42-606 IDAHO CODE

REPORTS OF WATERMASTERS. All watermasters shall make an annual report to the department of water resources prior to the expiration of the watermaster's appointment for the current year. This report shall show the total amount of water delivered by the watermaster during the preceding year, the amount delivered to each water user, the total expense of delivery and the apportionment of expenses among users and all debits and credits to be carried over to the following year. Such report shall also include records of stream flow the watermaster used or made in the process of distributing water supplies. The director may ask for other information deemed necessary in assuring proper distribution of water supplies within the district. The reports of watermasters to the department of water resources shall be filed and kept in the office of the department.

### Instructions For Completing Annual Watermaster's Report

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1) Enter water right holder name, corresponding IDWR water right number or numbers, and corresponding diversion name and/ or remarks on page 2;

2) Enter the total amount of water delivered to each user as total 24-hour second feet under column 1, page 3. Total **24-hour second feet** is a flow rate expressed in terms of one day or 24 hours. For example, a continuous diversion of 2 cfs over 20 days would equal 40 24-hour second feet.

3) Under column 3, page 3, enter the amount of money assessed or billed to each user at the beginning of the year. The assessment may be found in the previous year's adopted budget report.

4) In the work space provided on the right hand side of page 3, add up total watermaster salary costs and expenses and enter as 'TOTAL COST'. Then divide this total cost by the total number of 24-hour second feet delivered (sum of column 1) to obtain the cost per 24 hour second feet delivered, or the unit cost factor.

5) Under column 2, page 3, multiply the unit cost factor (obtained in step number 4 above) by each user's total 24-hour second feet delivery in column 1 to obtain the total cost against each user.

6) For each user, subtract the total cost amount in column 2 from the adopted budget in column 3 and enter the difference either as a credit or debit (negative differences entered as debits, positive differences entered as credits).

7) Sign the report before a notary public and submit the original to the appropriate regional office of the Department of Water Resources. Retain one copy for the Water District.

# WATERMASTER'S REPORT

From March, 1995 To November, 1995

Water District No. 61-D

Name of Watermaster Dan Hall

P.O. Address Box 644 Glenns Ferry, Idaho 83623

### AFFIDAVIT OF WATERMASTER

STATE OF IDAHO }
} ss.
COUNTY OF Elmore }

Dan Hall, being first duly sworn, deposes and says that he is Watermaster of Water District 61-D, having been lawfully appointed by R. Keith Higginsin, Director, Idaho Department of Water Resources, and that the volumes of water, as stated in this report and prorated by him to the water right holders of the district are correct.

(Deputy) Watermaster District No._____

Subscribed and sworn to before me, this 30th day of October, 1995

*Notary Public*

(SEAL) My Commission expires 8-24-2000

Boise, Idaho, NOVEMBER 28, 1995

I HEREBY CERTIFY, that DAN HALL was lawfully appointed by me as Water Master of Water District No. 61D, and that the information contained in this report, as herein sworn to, is, to the best of my knowledge and belief, correct.

SCANNED
JUL 07 2023

KARL DREHER
*Director, Department of Water Resources*

By David R. Tuthill, Jr.
MANAGER, WESTERN REGIONAL OFFICE.

## BUDGET ADOPTED AT THE ANNUAL MEETING

## OF THE WATER USERS

WATER DISTRICT No. _____

Estimated Amount for Watermaster's Salary – – – – – – – – – – – – – – – – – – – – $ 700.00

Estimated Amount for Assistant Watermaster – – – – – – – – – – – – – – – – – – – $ _____

Estimated Amount for Other Expenses – – – – – – – – – – – – – – – – – – – – – – $ 100.00

TOTAL ESTIMATED EXPENSES FOR 19____ – – – – – – – – – – – – – – – – – – – $ 800.00

## DISTRIBUTION OF THE BUDGET AMONG USERS

| Individual, Ditch or Canal Company, assessed | Water Right Ident. No. | Address | Amount of Budget |
|---|---|---|---|
| Sam Blackwell | 61-0371 | Rt 1 Box 430, G.F. Id | $ 24 00 |
| | 61-0372 | | |
| Crane Farms | 61-2107A | Box 962, G.F. Id | 56 00 |
| | 61-2228A | | |
| 3 Island State Park | 02-222 | Box 609, G.F. Id | 28 00 |
| Magic West | 61-0294 | Box 968, G.F. Id | 8 00 |
| Dick Viner | 61-0299 | Rt. 1 Box 420, G.F. Id | 84 00 |
| James Martell | 61-0295 | Box 540, G.F. Id | 12 00 |
| | A-61-07039 | | |
| Lee Trail | 61-2107B | Box 66, King Hill, Id | 52 00 |
| Jody Allen | 61-7011 | Box 999, G.F. Id | 4 00 |
| Dick Anderson | 61-2152 | Box 940, G.F. Id | 36 00 |
| Peter Batruel | 61-0308 | Rt 1 Box 426, G.F. Id | 52 00 |
| Bob Hall | 61-2223 | Rt 1 Box 103, G.F. Id | 16 00 |
| Norman Sellman | 61-2084 | Box 669, G.F. Id | 4 00 |
| Bill McGrew | 61-0297 | Box 965 G.F. Id | 20 00 |
| Van Hall | 61-04041 | Box 127, G.F. Id | 4 00 |
| | | | $ 400 00 |

**RESOLUTIONS PERTAINING TO THE TIME AND MANNER OF COLLECTING THE BUDGET AS ADOPTED AT THE ANNUAL MEETING OF THE WATER USERS OF**

**WATER DISTRICT No._____**

(An executed copy of this form must be made and filed with the State Department of Water Resources, Boise, Idaho, and with the County Auditor of each designated county.)

## ADOPTED BUDGET AND RESOLUTIONS

## PERTAINING TO THE COLLECTION THEREOF

FOR 19 95

WATER DISTRICT NO. 61-D

STREAM Little Canyon Creek

COUNTY Elmore

NAME OF SECRETARY Robert Hall

ADDRESS OF SECRETARY Rt 1 Box 103, Glenns Ferry, Id 83623

Sections 42-613 and 42-617, Idaho Code Annotated, provide:

"42-613. Said budget when approved shall be filed with the secretary of said meeting **and thereupon he shall immediately prepare and file a certified copy thereof with the Director Department of Water Resources and a certified copy with the county auditor of such county or counties designated at said water users' meeting.** If more than one county is designated then said budget shall show the amount to be collected in each county and the water users from which each county shall make collection. * * * "

"42-617. * * * All resolutions adopted under the provisions of this section shall be filed with the secretary of said meeting **and thereupon he shall immediately prepare and file a certified copy thereof with the Director Department of Water Resources and a certified copy with the county auditor of such county or counties as designated at said water users' meeting. * * * "**

Glenns Ferry, Idaho, 26 March, 19 95

I HEREBY CERTIFY That the within is a true and correct copy of the budget as adopted at the annual Water Users' Meeting of Water District No. 61-D, held at City Hall on the 6 day of March, 19 95, and all resolutions adopted at said meeting pertaining to the time and the manner of collecting the amounts provided for in the said budget.

Robert K Hall

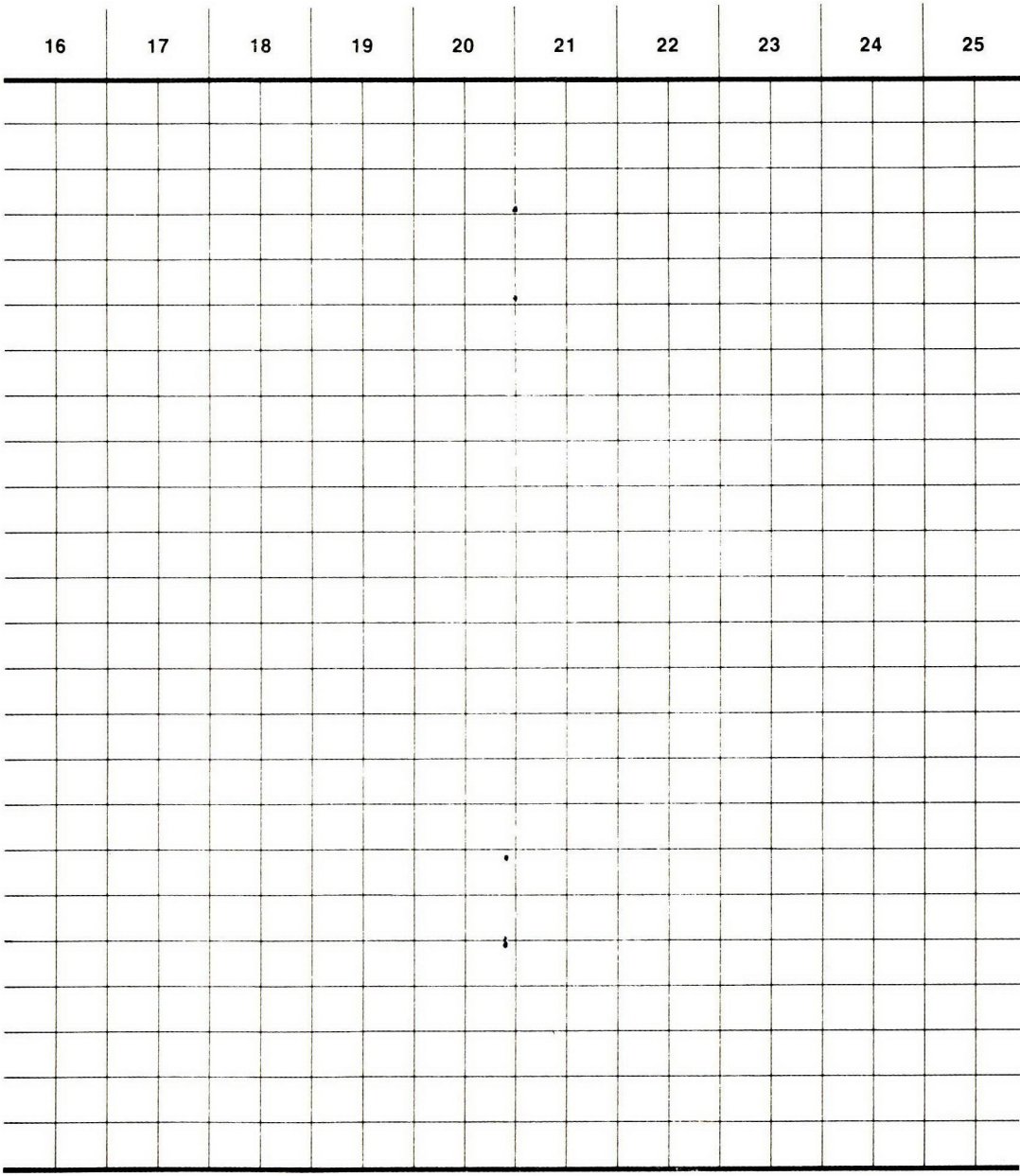
Secretary, Water District No. 61-D

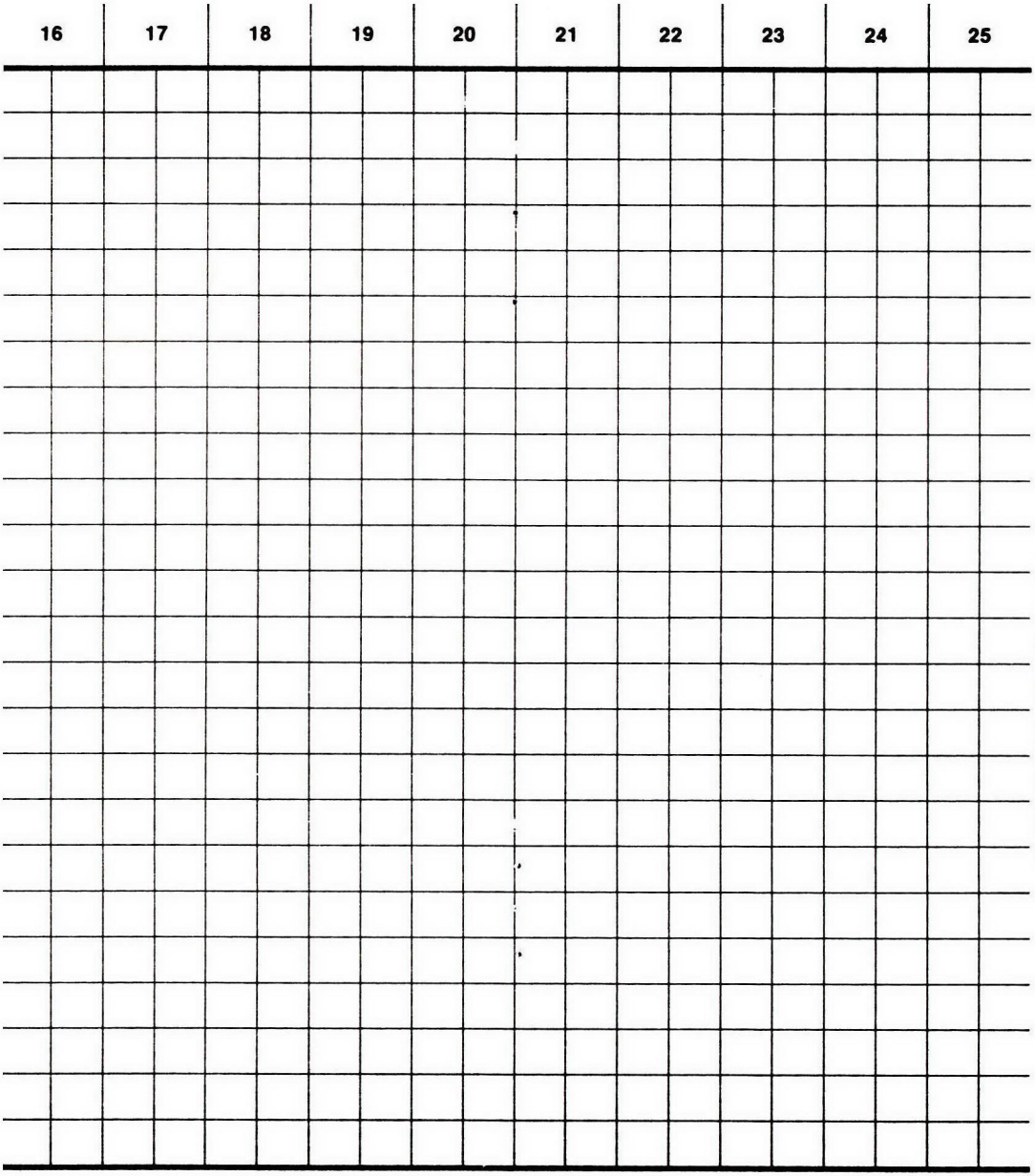
SCANNED
JUL 07 2023

| Name of Present Owner | WATER RIGHT IDENTIFICATION NO. | Amount Second Feet (cfs) | 1 | | 2 | | 3 | | 4 | | 5 | |
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| 6 | | 7 | | 8 | | 9 | | 10 | | 31 | | Total in 24-hour Sec. Feet | | REMARKS |
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| 6 | | 7 | | 8 | | 9 | | 10 | | 31 | | Total in 24-hour | | REMARKS |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | | | | Sec. | Feet | |

Month of Mar - Nov 19 95

NOTE — Figures to be given in cubic feet per second for 24-hour periods, or 24-hour second feet. Give name of owner of water rights, not tenant.

| Name of Present Owner | WATER RIGHT IDENTIFICATION NO. | Amount Second Feet (cfs) | REMARKS |
|---|---|---|---|
| 3/1 Dewey Crane for Batruels | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| 4/10 Crane | | | |
| Did Dam | | | |
| | | | |
| 4/16/95 Smith | | | |
| 5/10 - Batruels | | | |
| 5/24/95 - Smith | | | |
| | | | |
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| | | | |
| 6/2/95 River | | | |
| | | | |
| | | | |
| 7/25/95 Batruel | | | |
| 7/25/95 Smith | | | |
| | | | |
| 10/30/95 Carlene | | | |
| 11/1/95 [illegible] | | | |

## Time of Water Master and Assistants

Month of _____

| NAMES | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 |
|---|---|---|---|---|---|---|---|---|
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| | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 |
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| | 25 | 26 | 27 | 28 | 29 | 30 | 31 | Total |
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**REMARKS**

_____

## GUIDELINES FOR RECORDKEEPING

1. Use the official daily record book. Do not use substitutes. If you prefer to record notes in another text, transcribe to the daily record book immediately.

2. Use a separate daily record book for each stream you administer. Do not mix the users of several streams into one daily record.

3. If the water being delivered is measured and the headgate set on a particular day, record the flow in cubic feet per second in the proper grid space. If water diverted at a particular diversion is not measured on a given day, but you believe that water continues to be delivered without a change in the flow or headgate setting, place an "A" in the grid space for that day. The "A" represents that the previous flow and headgate setting is "assumed." An "A" must always be preceded by an actual numerical flow rate.

4. If the water being delivered is not actually measured, enter an "E" in the fraction portion of the grid space for the particular day that the flow rate is estimated. An "E" should always follow an estimated numerical flow that is observed and set in the field.

5. If water is not being delivered, enter a "0" (zero) in the proper grid space. If the water right is cut off because of unavailability of water, a zero may be entered in the grid space corresponding to the day the right could no longer be satisfied, and all subsequent days when water is not deliverable may be designated with a horizontal line through the grids that represent the days of nondelivery.

6. A blank grid space means that the watermaster has no knowledge of the amount of water being delivered on that day. A grid should never be blank while the watermaster is delivering water.

7. If possible, please list the water right no. in the daily record rather than a number assigned by the district or by the decree. Future users of the records will likely look for a water right reference.

8. Record unusual or noteworthy happenings. For instance, if a senior downstream right holder's water right is no longer available because the creek dries up upstream, and junior upstream rightholders are allowed to divert remaining water upstream, this event should be recorded on the day it happens.

PROPERTY OF THE STATE OF IDAHO

Form No. 300-W

WATERMASTER'S

# DAILY RECORD

Stream Little Canyon Creek

Water District 61-D

Month of Mar - Nov , 19 95

Watermaster Dan Hall

P.O. Address Box 644 Glenns Ferry

Ten days after the close of the Irrigation season the Watermaster must forward this book to

DEPARTMENT OF
WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

If this book is lost, the finder will please return it to the Watermaster of the district, as it contains valuable records.

SCANNED
JUL 07 2023

09-20-170
1990 D-4013, 1,000

B. & A. Engineers, Inc. 619 Grove Street Boise, Idaho 83702

filed
11-21-91
4:35
M. Capell

November 19, 1991

D. Blair Clark, Attorney
Ringert Clark Chartered Lawyers
455 South Third Street
P.O. Box 2773
Boise, Idaho 83701

Howard I. Manweiler, Attorney
Manweiler, Bevis & Cameron, P.A.
960 Broadway Ave., Suite 220
P.O. Box 827
Boise, Idaho 83701-0827

# ADDENDA TO REPORT OF FINDINGS TO DETERMINE THE QUANTIFICATION OF WATER IN SAND SPRINGS GULCH

VINDER-BATRUEL, CASE NO. 8224

On Sunday, November 10, 1991 I traveled to VINER-BATRUEL area and walked the route of a ditch proposed to separate the Viner and Batrule waters, as discussed in my report of August 14, 1991.

I have now verified, on the ground, that this split of water can be accomplished by constructing approximately 400 feet of ditch, to include installation of a culvert under a road, a short distance to the north of the small pond by Batruel's home. The enclosed map is marked to show the ditch route from the Morrow Reservoir to Batruel's pond. The map also shows the location of the approximately 400 feet of new ditch and culvert necessary to separate Batruel's and Viner's water, and to allow all of Batruel's water to be transmitted to the pond in accordance with his expressed need.

Carlyle W. Briggs, P.E.

PROFESSIONAL ENGINEER ★ LAND SURVEYOR
REGISTERED
666
11-19-91
STATE OF IDAHO
CARLYLE W. BRIGGS




D. Blair Clark
RINGERT, CLARK, HARRINGTON, REID,
CHRISTENSON & KAUFMAN, CHARTERED
599 West Bannock, P.O. Box 2773
Boise, Idaho 83701-2773
Telephone No. (208) 342-4591
Attorneys for Plaintiff

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ELMORE

| | |
|---|---|
| RICHARD P. VINER and CARLENE R. VINER, husband and wife,<br><br>Plaintiffs,<br><br>vs.<br><br>PETER BATRUEL, MARY N. BATRUEL, Husband and Wife, and PAUL BATRUEL,<br><br>Defendants. | Case No. 8224<br><br>STIPULATION TO APPOINT SPECIAL MASTER AND ORDER |

COMES NOW, the parties, by and through their attorneys, and stipulate that Carlyle Briggs may be appointed as special master to determine the quantification of the water which rises and flows in Sand Springs Gulch in order to attempt to resolve this matter and the ambiguities in prior Court orders and decrees pursuant to the provisions of IRCP 53. The fees of such master shall be divided between the parties.

Dated this 8 day of March, 1991.

RINGERT, CLARK, HARRINGTON, REID,
CHRISTENSON & KAUFMAN, CHARTERED,

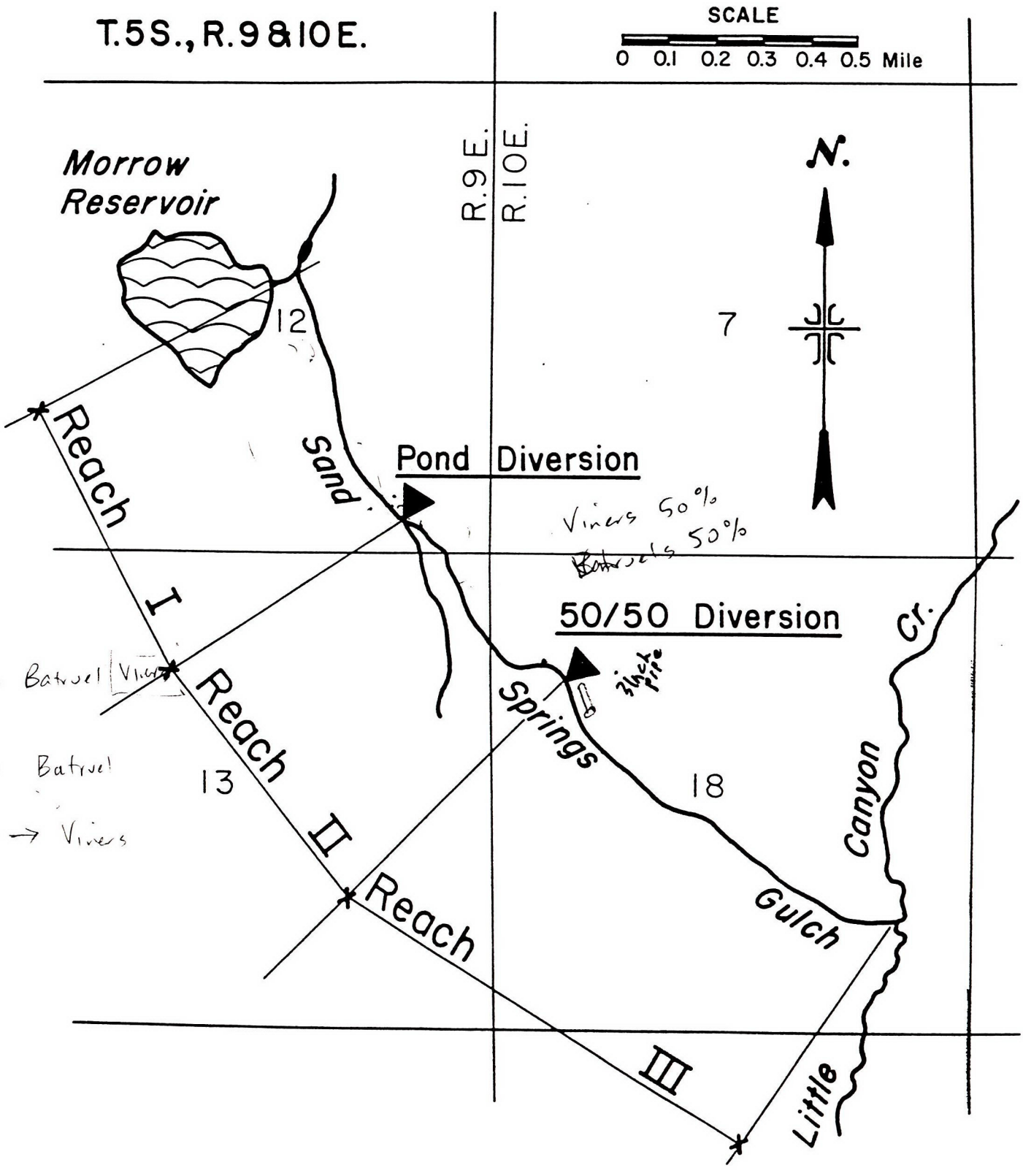
by _____
D. Blair Clark
Attorneys for Plaintiff

It is my understanding that presently it is possible for all of Batruel's water to travel to Batruel lands in ditches that do not commingle with or use any portion of the Sand Springs Creek Gulch. Water is piped or flumed across the gulch in several places, but does not enter the gulch except in the upper reach near the Morrow Reservoir.

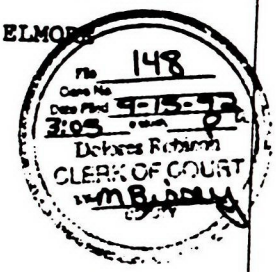
If Batruel uses his ditches instead of the gulch, then there should be no water to split from Morrow Reservoir. Batruel claims that he should be allowed to collect and use water that seeps from the Morrow Reservoir to form at least part of the seeps feeding Sand Spring Creek Gulch, and that when he irrigates lands alongside of the gulch, that additional water seeps into the gulch as springs flow. Both parties have said that for the past 2 or 3 years there has not been enough water coming down the gulch, from springs, to be worth much, and at the time of my April 11, 1991 visit there appeared to be very little water emanating from the springs or seeps along the gulch.

A review of Idaho Department of Water Resources letter September 14, 1989, by David R. Tuthill, Jr., P.E., Manager of the Western Region office, indicates that about a 50-50 split of water was recommended and attempted at that time. This method will work if Morrow Reservoir water is not constantly being diverted to the gulch in varying quantities. Two weirs, just alike, would evenly split any

# REACHES ON SAND SPRINGS GULCH



IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ELMORE




RICHARD P. VINER and CARLENE R. VINER, husband and wife,

Plaintiffs,

vs.

PETER BATRUEL, MARY N. BATRUEL, husband and wife, and PAUL BATRUEL,

Defendants.

Case No. 8224

SUPPLEMENTAL DECISION AND ORDER

In the Memorandum Decision entered herein on January 15, 1992, I acknowledged defendants' contention that it was possible to quantify the water involved in this controversy, rather than separate it by means of new and/or rehabilitated ditches as recommended in the special master's report. I then gave defendants 3 months, or until April 15, 1992, to try to obtain and present expert opinion to support their contention.

In view of the time and expense which the parties and Court have already invested in this matter, I have been reluctant to strictly enforce such time limitation, despite the need to bring a final resolution to this matter without undue delay.

However, defendants have now had almost 5 additional months to produce such an opinion, and have not done so. I feel it is inappropriate and prejudicial to the rights of the parties and effective administration of justice to delay the conclusion of this matter any longer, and that a supplemental order must now be

entered to complete the January 15, 1992 decision.

Accordingly, IT IS HEREBY ORDERED that the Report filed herein by Carlyle Briggs, as Special Master, on October 21, 1991, be, and the same hereby is, in all respects, CONFIRMED and APPROVED.

Dated this 14th day of September, 1992.

ROBERT M. ROWETT
District Judge

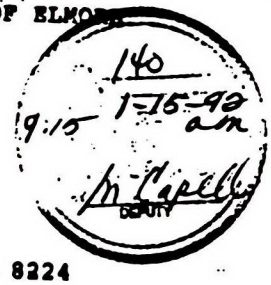
I certify that I mailed a full and true copy of the foregoing, correctly sealed in an envelope with postage prepaid, to:

D. Blair Clark PO Box 2773 Boise ID 83701 & Howard Manwaring 960 Broadway Ave., Suite 220 Boise ID 83706

on the 15th day of September 1992

M Briggs
Deputy Clerk of the District Court

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ELMORE




RICHARD P. VINER and CARLENE R. VINER, husband and wife,

Plaintiffs,

vs.

PETER BATRUEL, MARY N. BATRUEL, husband and wife, and PAUL BATRUEL,

Defendants.

Case No. 8224

MEMORDANDUM DECISION

Ref: Plaintiffs' motion to approve master's report and require payment of costs and expenses of master.

Pursuant to a stipulation and order entered herein on March 19, 1991, Carlyle Briggs, as Special Master, made an inspection and analysis of the problem regarding division of the Sand Springs Gulch water between the parties hereto which has complicated these proceedings since they were initiated in 1982.

On October 21, 1991, Mr. Briggs' written report thereon was filed along with plaintiffs' motion to approve it; and on November 21, 1991, an Addendum thereto was filed. In effect, the report seems to indicate that it is impractical and uneconomical to attempt to quantify such water which is to go to each party here, and that a separation of the reservoir

water by new or rehabilitated ditch instead of co-mingling with gulch water, or use of weirs, would be more feasible.

Defendants contend that it is still possible to quantify the water, as contemplated by Court and counsel. I will give defendants a reasonable opportunity to obtain and present expert opinion to support their claim that it can be quantified. For that purpose, I will reserve decision on the motion to confirm the master's report of Mr. Briggs until April 15, 1992.

With regard to Mr. Briggs fees and costs as Master, I conclude that he made a good faith attempt to perform his duties and applied his expertise as anticipated by the stipulation and order, and that pursuant thereto, the defendants should forthwith pay 1/2 of his fees and costs.

AND IT IS ACCORDINGLY ALL SO ORDERED.

Dated this 10th day of January, 1992.

ROBERT M. ROWETT
District Judge



CERTIFICATE OF MAILING

I certify that I made A true and correct copy of the foregoing, securely sealed in an envelope with postage fully paid, to:

Blair Clark P.O. Box 2773, Boise, Id 83701-2773
and Howard Manweiler PO Box 827, Boise, Id 83701-0827
and
or

on this 15 day of Jan 1992

M. Capelli
Deputy Clerk of the District Court

DRT

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 6, 1993

Barbara J. Layher
Prosecuting Attorney
Elmore County
190 South 4th East
Box 607
Mountain Home, ID 83647

**RE:** Criminal Complaint against Carlene and Ray Smith

Dear Ms. Layher:

The Idaho Department of Water Resources requests that a criminal complaint be filed against Carlene and Ray Smith, residents of Glenns Ferry, located in Elmore County, Idaho for the following reasons:

1) Oscar Stimpson the renter of land owned by Carlene and Ray Smith and irrigated by water from Little Canyon Creek, acting under the direction of Carlene and Ray Smith diverted water from Little Canyon Creek without consent of the Watermaster in violation of §18-4304, Idaho Code.

2) Oscar Stimpson under the direction of Carlene and Ray Smith interfered with the headgate/diversion structure in a manner so as to disturb the distribution of water from Little Canyon Creek, a creek regulated by a Watermaster, thereby violating §18-4305, Idaho Code.

3) Oscar Stimpson under the direction of Carlene and Ray Smith interfered with the proper delivery of water to the Blackwells, persons having the right thereto, thereby constituting a misdemeanor as contemplated by §18-4310, Idaho Code.

Attached is our Investigation Report and file for your information. If I can provide any further information or be of assistance regarding this matter, please contact me at this office.

Sincerely,

Robert B Whitney

ROBERT B. WHITNEY
Sr. Water Resource Agent

Attachment A

**INVESTIGATION REPORT**

August 2, 1993

File: Water District 61D (Little Canyon Creek)

Investigator: Robert B. Whitney, Sr. Water Resource Agent, Idaho Department of Water Resources, 2735 Airport Way, Boise, Idaho, 83705 Ph. 334-2190

Offense: Unauthorized diversion of water under regulation by an appointed Watermaster, tampering with a headgate or diversion structure. Sections 18-4304, 18-4305, 18-4310, Idaho Code.

Suspects: Carlene Smith and Ray Smith, Lava Rim Ranch, Rt. 1, Box 420, Glenns Ferry, Idaho, 83623

Witnesses: Dan Hall, Box 644, Glenns Ferry, Idaho, 83623

Oscar Stimpson, 428 E. 370 S., Dietrich, Idaho, 83324

**Background and Summary of Investigation**

On July 22, 1993 at 11:00 a.m. I met with Dan Hall, Watermaster of District 61D (Little Canyon Creek). The purpose of my visit, at the request of Dan Hall was to inspect and measure the water being diverted from Little Canyon Creek at what is locally known as "Viner's (Smith's) Upper Diversion". Sam Blackwell had called Dan asking for delivery of his water and was concerned that Smiths were getting more water than they should. At this diversion, water is regulated by the Watermaster and can be diverted into the Smith's upper ditch for use in a gravity irrigation system. Water can also be split off at the same diversion and allowed to go down the creek and then diverted into Sam Blackwell's ditch. The diversion structure consists primarily of rocks and plastic tarps that are arranged by the Watermaster to make the appropriate deliveries of water.

At the time of my inspection the upper diversion had been modified to divert most of the water in the creek into Smith's ditch (photo dated 7-22-93). The flow in Smith's ditch was estimated to be about 60 miners inches (running four 1/4 mile wheel lines @ 15 miners inches per line). Smith's ditch did not have a weir installed. The remaining water in the creek was being diverted into Blackwell's ditch and was measured at 0.23 cfs or 12 miners inches. Blackwell's weir was properly installed and in good shape (photo dated 7-22-93).

Based on the Decree, the first priority delivery goes to Smiths at the upper diversion in the amount of 30 miners inches. The second priority goes to Blackwells in the amount of 60 miners inches, 20 miners inches at Blackwells headgate above the pond diversion and 40 miners inches at the lower weir in Blackwell's ditch.

**Action Taken July 22, 1993**

I instructed Mr. Hall to modify the upper diversion to allow about ~~25~~ 15 to 20 inches of water to go down the creek to satisfy Blackwells 40 inch right, which would leave Smiths with their full 30 miners inches plus any water leftover.

Dan and I went to talk with the Smiths after making the change in the water to inform them of what had been done. Additionally, I asked Carlene and Ray Smith about the weir and told them that a weir was to be installed within 24 hours. I also stated that any changes made to the diversion were to be made by Dan Hall. Carlene got mad and started shouting obscenities at Dan and me and then left in a rage to go and install the weir herself. Carlene called me the afternoon of July 22,1993 after I had returned to the office to inform me that the weir had been installed.

**Background of Violations**

Dan Hall inspected the weir on the afternoon of July 23, 1993. I called Dan on July 26, 1993 to verify that he had looked at the weir. Dan had measured the water over the weir at 82 miners inches and said that there was water going around the weir and it may wash out.

On July 28, 1993 I sent a letter to Carlene Smith as a follow-up to our conversation on July 22, 1993 regarding installation of the wier and the Watermasters duties. Dan Hall received a carbon copy of the letter to Carlene on July 29, 1993. This letter stated that I would make another inspection on the morning of July 30, 1993 to verify that the weir had been properly installed.

I met with Dan Hall on July 30, 1993 at 8:30 a.m. to look at the upper diversion and Smith's weir. On our way up to the diversion Dan stopped and talked with Oscar Stimpson who is leasing the ground being irrigated by water form the Smith's ditch. Mr. Stimpson told Dan that he had modified the diversion into the Smith's ditch under Smith's direction. Ray Smith followed us to the upper diversion.

The weir was not properly installed in the ditch and I informed Mr. Smith that it needed to be turned around so that the weir blade was on the upstream side and it needed to be at a right angle to the ditch. Dan measured the water flowing over the weir at 32 miners inches. There was also a small amount of water leaking around one side of the weir that was estimated to be about 3 miners inches.

The diversion had been modified to divert nearly all of the water in the creek into the Smiths ditch. This change was not made by the Watermaster who is the only person authorized to make such a change.

**Action taken on July 30, 1993**

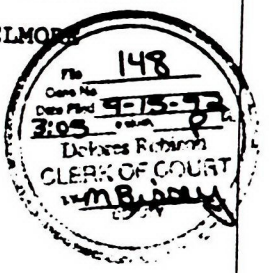
I interviewed Mr. Smith while we were at their upper diversion. He stated that he had directed Mr. Stimpson and two workers to change the diversion to make sure they were getting all their water. He said he had not contacted Mr. Hall to make the change.

I interviewed Mr. Stimpson on our way back from the upper diversion. Mr. Stimpson said he was told by both Carlene and Ray to change the upper diversion and make sure they were getting all of their water. Mr. Stimpson also stated that he had two helpers with him when the diversion was changed.

**Recommendations**

The Department of Water Resources requests that the Elmore County Prosecutor file a criminal complaint against Carlene and Ray Smith for violation of sections 18-4304, 18-4305 and 18-4310, Idaho Code.

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ELMORE




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vs.

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Defendants.

Case No. 8224

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District Judge

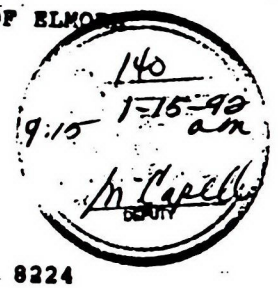
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D. Blair Clark PO Box 2773 Boise ID 83701 + Howard Manwaring 960 Broadway Ave, Suite 220 Boise ID 83706

on the 15th day of September 1992

M Bibbey
Deputy Clerk of the District Court

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District Judge



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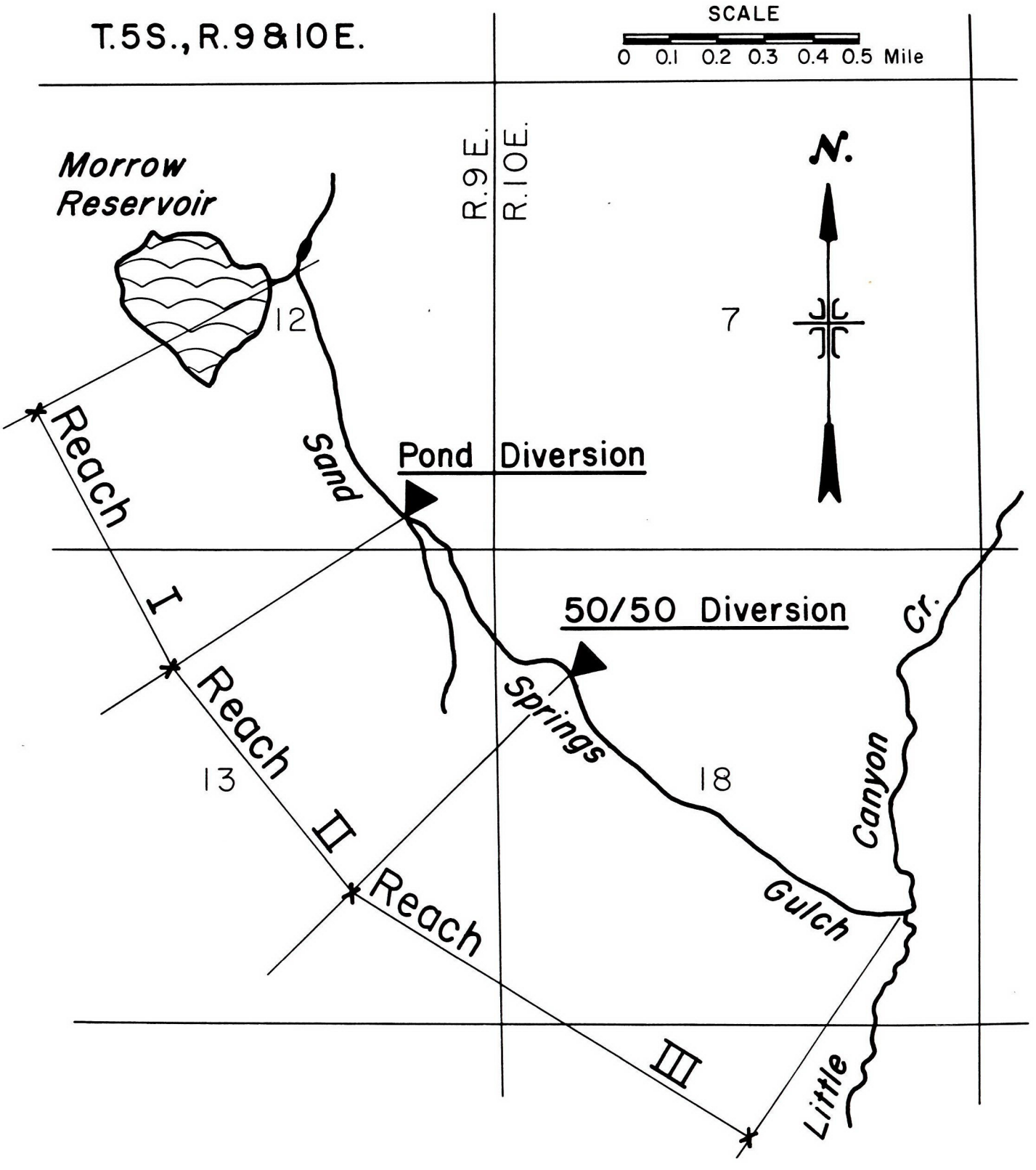
Blair Clark P.O. Box 2773, Boise, Id 83701-2773
and Howard Manweiler PO Box 827, Boise, Id 83701-0827

and

on the 15 day of Jan 1992

M. Capelli
Deputy Clerk of the District Court

# REACHES ON SAND SPRINGS GULCH



State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED
OCT 19 1995
WATER RESOURCES
WESTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 18, 1995

Paul Batruel
Route 1, Box 426
Glenns Ferry, ID 83623

**RE:** Little Canyon (Morrow) Dam - D61-0308

Dear Mr. Batruel:

Recently you informed the Department that you have been unable to find a consultant who is willing to provide engineering services to rebuild Little Canyon Dam, at a reasonable cost to you, and that because winter is fast approaching, it is very unlikely that any construction work will be completed this year. The purpose of this letter is to outline several options for you in order to store water at the dam next year.

During monitoring of the dam and reservoir this past summer, it was noted that when the reservoir level dropped five (5) feet below the spillway crest elevation, seepage and marshy areas along the toe of the dam dried up. Since it appears the embankment is stable with the reservoir at a reduced level, the Department will allow you to store water, if the spillway at the dam is lowered by a minimum of 5.0 feet. As long as the dam and downstream toe area appear to be dry and stable, you can store at this reduced level.

In order to store water at a higher level, you will be required to take the following actions:

- Obtain the services of a consulting engineer to investigate the foundation beneath the dam.
- Prepare plans and specifications for repair/replacement of the dam.
- Plans and specifications for repair/replacement of the dam shall be submitted to the Department for review and approval, prior to construction.

You also indicated that if you could store water at a reduced level at Little Canyon Dam, possibly the BLM would grant you an easement at another location, to build a dam for storing the remainder of your water. The Safety of Dams Statutes require dams that are 20 feet or more in height, or store more than 100 acre-feet of water to be designed by a registered engineer. Plans and specifications for any new dam construction would need to be prepared and submitted to the Department for review and approval.

SCANNED
JUL 07 2023

A Dam that is less than 20 feet in height, or stores less than 100 acre-feet, requires an application for construction be filed and approved by the Department, but does not require submittal of engineering plans and construction specifications. Additionally, a water right transfer would need to be filed to transfer part of your storage right from the old site to the new location.

In summary, the Department will allow you to store water at a reduced level, if the spillway is lowered 5 feet. If water is to be store above the reduced level, or if you plan to build another dam, the work must be done under the supervision of a registered engineer in accordance with plans and specifications approved by the Department.

You also indicated that you would like to replace the outlet pipe at Little Canyon Dam this fall by either replacing the entire pipe or putting an insert inside the existing 12 inch pipe. The Safety of Dams Rules indicate that replacement/modification of an outlet must be done in accordance with plans and supervised by a registered engineer. If you provide the Department with a plan, the Department will provide engineering supervision. Prior to beginning work, please provide us with a plan outlining procedures for replacing/modifying the outlet. You shall not proceed with the work until the plan is approved by the Department.

Storage authorization at Little Canyon Dam expires November 1, 1995. In order to store water for next year, it will be necessary to either reconstruct the dam or reduce the spillway level at the dam by 5.0 feet, as outlined previously. Please let the Department know your intentions by no later than November 1, 1995. After November 1st, you are not authorized to store water and the outlet gate must be opened and remain fully opened at the dam until storage is again authorized. If you delay too long in taking any action at the dam, the Department may order you to breach the dam so that it is incapable of storing water.

Should you have any questions, please contact David Hollingshead, Manager, Safety of Dams Section at (208) 327-7957.

Sincerely,

Bobby D. Fleenor

BOBBY D. FLEENOR, Chief
Resource Protection Bureau

cc: IDWR - Western Region

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JUL 07 2023

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

July 3, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Paul Batruel
Route 1, Box 426
Glenns Ferry, ID 83623

RE: Little Canyon (Morrow) Dam D61-0308

Dear Paul:

Our June 21st letter to you indicated that if the required repairs to Little Canyon Dam were not completed this fall, the dam shall be breached by November 15, 1995. In discussing this matter, you indicated that because of monetary constraints, repair of the dam would possibly have to be done over two seasons. Replacement/repair of the outlet pipe and completion of the cutoff through the maximum section of the dam could possibly be completed this year, and the remainder of the work completed next year. This will be acceptable, if plans and procedures indicate the facility can safely store water, perhaps at restricted levels or storage periods.

Please submit a proposal for repair of the dam, including a schedule and timeframe. The proposal should include the following elements:

-Hire an engineering consultant.

-Perform investigation of the foundation materials (logs of borings and their locations, etc.).

-Prepare plans for repair of the dam and repair/replacement of the outlet pipe.

-Submit an Application for Alteration of an Intermediate Dam, plans for repair, and the foundation investigation report to the Department for review and approval.

-Once the plans are approved, begin repair of the dam. Elaborate in detail each stage of the repair (replacement of the outlet pipe, stage 1 of foundation repair, stage 2 of foundation repair, etc.).

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JUL 07 2023

As indicated, the schedule should include a timeframe for completing each element listed above. You may want to discuss this matter with an engineer first, before submitting your proposal.

Please let me know if you have any questions.

Sincerely,

A. Michael Stubblefield, P.E.
Dam Safety Section

cc: IDWR - Western Region
Jon Gorski, Attorney

SCANNED
JUL 07 2023

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 21, 1995

CERTIFIED MAIL

Paul Batruel
Route 1, Box 426
Glenns Ferry, ID 83623

RE: Little Canyon (Morrow) Dam D61-0308

Dear Mr. Batruel:

Because of seepage and embankment instability problems at Little Canyon Dam, the Department directed you, by letter dated May 19, 1995, to open the outlet at Little Canyon Dam and draw the reservoir down 5 feet below the spillway crest by June 15, 1995. You were also directed to completely empty the reservoir by September 1, 1995.

During the past month, the Department has monitored the dam regularly, 2 to 3 times a week, and the reservoir has dropped an average of about 0.1 feet per day over that period. The seepage along the toe of the dam has continued to decrease and the toe area appears more stable as the reservoir continues to recede. The temporary repair of the piping problem remains stable.

On June 16th, the dam and reservoir were inspected; the reservoir was only 2.2 feet below the spillway crest, instead of 5 feet as required by the May 19th letter. Although the conditions at the dam are improving, there is still a stability concern. We realize that drafting the reservoir was hampered by bad weather and your not being able to release a large amount of water through the outlet. The Department is modifying the conditions setforth in the May 19th letter as follows:

-The outlet shall remain open to release as much water as the downstream channel will carry without flooding, and you shall continue to draft the reservoir until it is completely empty. The dam shall be monitored daily. Any problems noted shall be reported to the Department immediately. The Department will continue to monitor the dam approximately once a week.

-No releases shall be permitted from Little Canyon Creek into the reservoir feeder ditch, except for the small amount to be released for stockwater use along the diversion ditch above the reservoir. No more than 40 inches shall be released into the diversion ditch from Little Canyon Creek, and no more than 10 inches shall be allowed to reach the reservoir at any time.

JUN 26 1995
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2023

-The reservoir shall be emptied as soon as possible, to allow the foundation and toe of the embankment to dry out so that permanent repairs can be made this fall.

-An investigation of the foundation beneath the dam shall be performed under the direction of a registered professional engineer. Once the investigation is completed, plans and specifications for modification of the dam to correct the seepage and stability problem, shall be submitted to the Department by your engineer, for review and approval.

-Once the plans and specifications for modification of the dam are approved, the dam shall be reconstructed accordingly. You will not be allowed to refill the reservoir until the permanent repairs are completed and approved by the Department.

If you decide not to pursue repairing the dam, or if the plans for repair of the dam are not received by November 1, 1995, the dam shall be breached so that no water can be stored. Breaching the dam shall be completed by November 15, 1995.

Enclosed is an application for construction/alteration of an intermediate/large dam, which must be filled out and returned along with the plans and specifications, if you decide to proceed with repairing the dam. No fee will be required. Permanent repairs to the embankment shall not be started prior to receiving approval of the application.

Should you have any questions, please contact Mike Stubblefield, phone 327-7952, in the Dam Safety Section.

Sincerely,

Norman C. Young, Administrator
Water Management Division

enclosure

cc: IDWR - Western Region
Jon Gorski, Attorney

JUN 26 1995

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JUL 07 2023

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JUL 07 1995
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WESTERN REGION

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JUL 6 1995
Department of Water Resources

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1995 JUL -5 AM 9:44
CLERK DISTRICT COURT
DEPUTY

D. Blair Clark
RINGERT CLARK CHARTERED
455 South Third, P.O. Box 2773
Boise, Idaho 83701-2773
Telephone No. (208) 342-4591
Attorneys for Plaintiffs

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ELMORE

| | |
|---|---|
| RICHARD P. VINER and CARLENE R. VINER, husband and wife,<br><br>Plaintiff,<br><br>vs.<br><br>PETER BATRUEL, MARY N. BATRUEL, Husband and Wife, and PAUL BATRUEL,<br><br>Defendants. | Case No. 8224<br><br>SUPPLEMENTAL JUDGMENT |

Plaintiff Carlene Viner Smith having moved the Court to order Defendants to comply with prior orders of this Court, and the Court having considered the pleadings and records in this action, and the Court having determined in conference with counsel for the parties that a hearing thereon is not required, and good cause appearing,

IT IS HEREBY ORDERED AS FOLLOWS:

1. Defendants shall immediately and forthwith construct a good and sufficient ditch in the manner outlined in the reports of Carlyle W. Briggs, Special Master, by constructing approximately 400 feet of ditch, to include installation of a culvert under a road, from the Morrow Reservoir to the Batruel pond located near Batruel's home. The water from the Morrow Reservoir shall be diverted from such reservoir through such new ditch and pond, and shall not be diverted



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JUL 07 2023

into Sand Springs Gulch, except as provided in paragraph 3 hereof.

2. Defendants shall immediately and forthwith remove all obstructions to the flow of Sand Springs Gulch from such Gulch, in order that there can be a full flow of water in such Gulch. Further, Defendants shall not divert water from Sand Springs Gulch at the so-called "pond diversion," but shall allow water to flow to the "50-50" diversion downstream therefrom. Further, the parties shall jointly install two locking headgates in order that the Watermaster may properly allocate the parties' respective water rights. However, if Plaintiff agrees in writing filed in this Court, the equal division of the water that rises and flows in Sand Springs Gulch may occur at the Pond Diversion.

3. Defendants shall, however, be allowed to use Sand Springs Gulch, if directed to do so by the Department of Water Resources to alleviate leaking and structural integrity problems with such dam on the Morrow Reservoir. Defendant shall not divert water through their pond in such fashion as it floods Plaintiff's fields.

4. The Department of Water Resources and the Watermaster with jurisdiction over this region shall be furnished with a copy hereof, and shall endeavor to allocate the water rights of the parties in conformance with this Judgment and the prior orders of this Court.

Dated this 30th day of June, 1995.

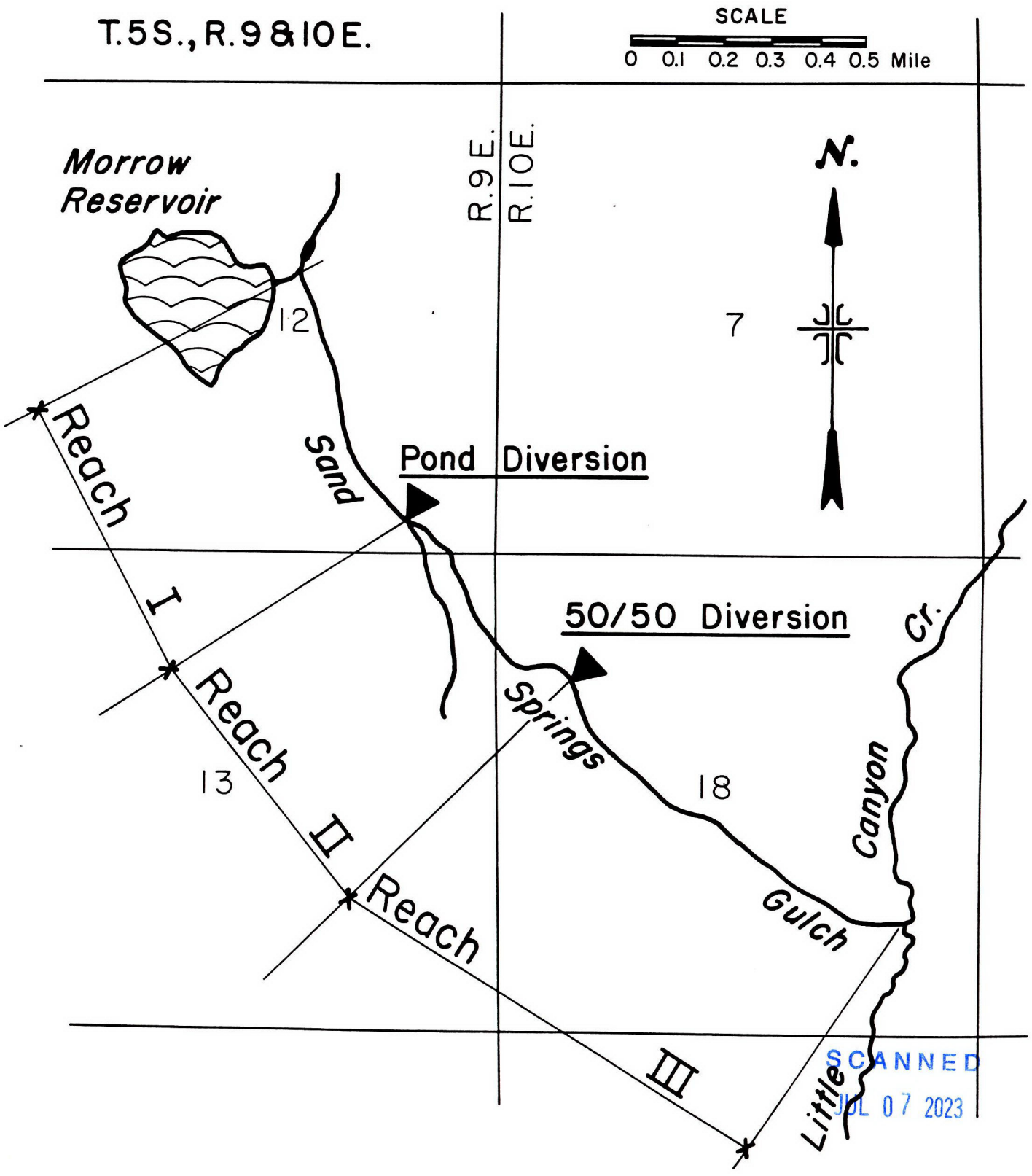
/s/ ROBERT M. ROWETT

Robert M. Rowett, District Judge



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JUL 07 2023

# REACHES ON SAND SPRINGS GULCH




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JUL 07 2023

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 28, 1995

Board of County Commissioners
Elmore County
Elmore County Courthouse
Mountain Home, ID 83647

RE: Water District No: 61D

STREAM: Little Canyon Creek

PERIOD: 1995 Irrigation Season

AMOUNT: Salary & Expenses $535.30
Dan Hall, Watermaster, Box 644, Glenns Ferry, ID 83623

COMMISSIONERS:

Transmitted herewith is the Watermaster's Report and Claim for Services.

The various items in the report have been checked, and have been found to be a proper charge against the waterusers therein named. Section 42-612, 42-613 and 42-6614 of the Idaho Code provides the procedure under which this claim shall be paid from the funds of the above named district.

If you have any questions, please contact me.

Sincerely,

John Westra
Western Region

Enclosure: Watermaster's Report
cc: Watermaster

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JUL 07 2023

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 28, 1995

Bob Hall, Secretary
Rt 1 Box 103
Glenns Ferry, ID 83623

RE: Water District 61D

STREAM: Little Canyon Creek

Dear Mr. Hall:

Enclosed herewith is a copy of the Watermaster's Annual Report for the past season, and proposed budget for the ensuing year. The reports have been prepared by the Watermaster and approved by the Department under Section 42-610, 42-614, and 42-615 of the Idaho Code.

The Secretary should submit these documents at the next Annual Water District meeting.

Please contact me if you have any questions.

Sincerely,

John Westra
Western Region

Enclosures
cc: Watermaster

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John —

Once again I'm sending this report for you to finish. I hope you don't mind. I'm going to owe you big time if I don't learn how to do it. Thanks Again

Karen

P.S. I guess you'll send it to Mt. Home when you're finished?

Thanks!

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JUL 07 2023

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 14, 1995

Dan Hall, Watermaster
PO Box 644
Glenns Ferry, ID 83623

RE: Water District No: 61D

Stream: Little Canyon Creek

Dear Mr. Hall:

The petition requesting that you begin your duties, and your Oath of Office have been received by this office. Your Certificate of Appointment is enclosed.

You will take charge of the water of the district and distribute the same in accordance with the law and the decrees of the courts to the various users in such district in accordance with the terms and conditions of their respective rights and perform such other duties as may be required by the Department of Water Resources, under the laws of the State of Idaho. You are hereby requested to assume your duties for the upcoming irrigation season and continue until the necessity therefore shall cease.

You should note that the enclosed Certificate of Appointment authorizes delivery of natural flow and also stored water pursuant to Section 42-801, Idaho Code.

Please feel free to call upon this office, if we can be of assistance to you.

Sincerely,

John Westra
Western Region

Enclosure

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D. Blair Clark
RINGERT CLARK CHARTERED
455 South Third, P.O. Box 2773
Boise, Idaho 83701-2773
Telephone No. (208) 342-4591
Attorneys for Plaintiffs

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ELMORE

| | |
|---|---|
| RICHARD P. VINER and CARLENE R. VINER, husband and wife,<br><br>Plaintiff,<br><br>vs.<br><br>PETER BATRUEL, MARY N. BATRUEL, Husband and Wife, and PAUL BATRUEL,<br><br>Defendants. | Case No. 8224<br><br>SUPPLEMENTAL JUDGMENT |

Plaintiff Carlene Viner Smith having moved the Court to order Defendants to comply with prior orders of this Court, and the Court having considered the pleadings and records in this action, and the Court having determined in conference with counsel for the parties that a hearing thereon is not required, and good cause appearing,

IT IS HEREBY ORDERED AS FOLLOWS:

1. Defendants shall immediately and forthwith construct a good and sufficient ditch in the manner outlined in the reports of Carlyle W. Briggs, Special Master, by constructing approximately 400 feet of ditch, to include installation of a culvert under a road, from the Morrow Reservoir to the Batruel pond located near Batruel's home. The water from the Morrow Reservoir shall be diverted from such reservoir through such new ditch and pond, and shall not be diverted



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into Sand Springs Gulch, except as provided in paragraph 3 hereof.

2. Defendants shall immediately and forthwith remove all obstructions to the flow of Sand Springs Gulch from such Gulch, in order that there can be a full flow of water in such Gulch. Further, Defendants shall not divert water from Sand Springs Gulch at the so-called "pond diversion," but shall allow water to flow to the "50-50" diversion downstream therefrom. Further, the parties shall jointly install two locking headgates in order that the Watermaster may properly allocate the parties' respective water rights. However, if Plaintiff agrees in writing filed in this Court, the equal division of the water that rises and flows in Sand Springs Gulch may occur at the Pond Diversion.

3. Defendants shall, however, be allowed to use Sand Springs Gulch, if directed to do so by the Department of Water Resources to alleviate leaking and structural integrity problems with such dam on the Morrow Reservoir. Defendant shall not divert water through their pond in such fashion as it floods Plaintiff's fields.

4. The Department of Water Resources and the Watermaster with jurisdiction over this region shall be furnished with a copy hereof, and shall endeavor to allocate the water rights of the parties in conformance with this Judgment and the prior orders of this Court.

Dated this 30th day of June, 1995.

/s/ ROBERT M. ROWETT

Robert M. Rowett, District Judge



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JUL 07 2023

VDRT
Rob
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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

April 19, 1995

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Office of the Governor
Attn: Nate Fisher
Statehouse Mail
Boise, ID 83720

RE: Reply to Letter from Lowell and Carlene Smith

Dear Mr. Fisher:

You have requested information regarding the concerns expressed by Lowell and Carlene Smith in their letter to your office. I will summarize the position of the Department regarding the issues identified by the Smiths, recognizing that some of these issues have been the source of several years of litigation. The items of this response correspond numerically to the items in the Smith's letter.

1. The watermaster of Water District 61-D, Little Canyon Creek, is elected at the annual Water District meeting and is subsequently appointed by me. Since 1985 the watermaster has been Mr. Dan Hall. It is my understanding that Mr. Hall has been judged to be a good watermaster over the years by waterusers other than the Smiths, and by Department personnel.

Our records indicate that during the past five years most of the visits conducted by the watermaster are made for the purpose of delivering water to the Smiths. The average annual water district expense for these years has been $896.

If Mr. and Mrs. Smith find the watermaster to be unresponsive to one of their calls, they should contact Mr. Rob Whitney of the Western Regional Office, who has been designated to provide assistance to the district. If they are still dissatisfied with the outcome, the chain of command proceeds through Mr. Dave Tuthill, Manager of the Western Regional Office; Mr. Norm Young, Administrator of the Water Management Division; to myself.

2. See the response to item (1) above.

3. The watermaster has made many trips to the Blackwell diversions to carry out his duties to limit deliveries to decreed amounts. Concerns about deliveries should be communicated through the chain of command described above.

4. As described in the Smith letter, the owner of the Blair-Trail diversion dam is required to pass through the structure the flows that arrive at the diversion. During some time periods, leaks at the structure have allowed inflows to be passed through. I have requested our regional office personnel to investigate the present status of this matter to ensure that flows are properly passed through the structure this year.

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5. Because the Little Canyon Creek channel is several miles long and winds through a hot basaltic canyon, losses are high and during a dry year there comes a time when water left in the channel would not reach the Smith's point of diversion. At that point in time, which is subject to the judgement of the watermaster, water can be released to be diverted by the upstream Blackwell diversion so water can be placed to a beneficial use. The determination of when to classify a call for water as futile is one which should be open to review and input by the senior downstream water user, in this case the Smiths. Again, I would encourage the Smiths to use the chain of command to participate in this decision-making process if they feel that the judgement call is being made improperly.

6. The watermaster needs to ensure that he maintains control of diversions when there is competition for water, during periods when some water rights are not satisfied. On Little Canyon Creek the presence of return flows from King Hill Irrigation District in the lower reaches results in enough water for all lower diversions and eliminates the need for strict watermaster control of diversions from these reaches.

7. Attachment A identifies the Department position regarding the 1993 unlawful water delivery matter. As a resolution, the Smiths signed the Contingent Dismissal Agreement included with the attachment.

8. Attachment B identifies the Department position regarding the delivery of water from Sand Springs Gulch. Delivery from this gulch has been the source of much debate, and we are anticipating that the outcome of the Snake River Basin Adjudication will clarify this delivery issue.

In summary, the Department attempts to use an even-handed approach to water delivery. The check and balance system that has been used successfully throughout the state involves Department supervision of the watermaster. In the case of Little Canyon Creek as in other stream systems, we welcome use of the chain of command as described to address water delivery problems. By copy of this letter I will instruct the Western Regional Office to communicate to the Smiths the results of their renewed investigation of the flow bypass at the Blair/Trail diversion dam.

Sincerely,

R. Keith Higginson
Director

cc: Western Regional Office

SCANNED
JUL 07 2023

LITTLE CANYON CREEK
61-D
2:00 P.M.

MARCH 6, 1995

CITY HALL

1. Meeting called to order by Sam Blackwell at 2:00 P.M. at Glenns Ferry City Hall.

2. Election of Chairman
   Sam Blackwell was nominated Chairman by Mary Batruel and seconded by Dick Anderson. Elected unanimously.

3. Election of Secretary
   Bob Hall was nominated Secretary by Ralph Crane and seconded by Dick Anderson. Elected unanimously.

4. Credentials Committee will be all waterusers. Unanimous.

5. Dick Anderson nominated Dan Hall watermaster for 1995 with compensation $50.00 call out. Seconded by Mary Batruel and passed unanimously.

6. Treasurer Report / Secretary-Treasurer Robert Hall

   $420.04 on hand
   55.70 owed from 1994.

7. Ralph Crane made motion for $800.00 budget with $700.00 for watermaster and $100.00 miscellaneous. Seconded by Dick Anderson. Passed unanimously.

8. Advisory Committee
   All water users. Passed unanimously.

9. 1996 meeting first Monday in March at 2:00 P.M. Glenns Ferry City Hall. Motion by Ralph Crane and seconded by Dick Anderson. Passed unanimously.

10. People present: Alice Trail, Mary Batruel, Ralph Crane, Ray Smith, Dick Anderson, Samuel Blackwell, Robert Hall

Robert Hall, Secretary

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JUL 07 2023

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

# MEMORANDUM

TO: Dave Tuthill and Rob Whitney

FROM: John Homan

DATE: April 25, 1994

RE: Water Delivery Instructions for Little Canyon Creek

**THIS MEMORANDUM REPLACES THE PREVIOUS DRAFT MEMORANDUM DATED APRIL 11, 1994.**

On April 7, 1994, I accompanied Roxanne McCarthy and Rob Whitney on a visit to Sand Springs Gulch to meet with Watermaster Dan Hall and walk the gulch. Sand Springs Gulch is tributary to Little Canyon Creek and waters from the gulch have historically been delivered by the watermaster of Water District 61-D. The watermaster expressed concern that the most recent court decision was being interpreted to require the delivery of water differently than the historical method. The watermaster requested that the Department provide him with instructions to deliver the water in light of the recent court decisions.

After finishing our business with the watermaster at the site, we drove to the courthouse in Mountain Home to search the court files for any additional decisions that addressed water delivery on Sand Springs Gulch. We discovered that the court had appointed Carlyle Briggs, P.E. as Special Master in an attempt to resolve the water delivery problems. Mr. Briggs filed a preliminary report with the court on August 14, 1991 and filed the final report on November 19, 1991. Briggs' report concluded it was not practical to mix and deliver Batruel's reservoir water with Viner's rising and flowing waters in the gulch. Briggs suggested in his final report that a better solution to the problem is to have Batruel construct 400 feet of new ditch to avoid the commingling of reservoir water with Viner's waters. The court issued a supplemental decision and order dated September 14, 1992 confirming and approving in all respects the report prepared by Briggs.

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I am not sure what effect the court confirming Briggs' report has on the water delivery issue. Evidently, according to the watermaster, Viner believes the court order entitles her to split all the water that rises and flows in the first reach of the gulch with Batruel. The watermaster has not historically delivered the water in this manner and is concerned that this latest court decision changes the delivery as Viner suggests. Historically, under the 1904 decree Batruel received 100% of the waters rising and flowing in the first reach of the gulch (between the reservoir and the pond diversion) and 50% of the waters rising and flowing in the second reach of the gulch (between the pond diversion and the 50/50 diversion. Briggs' suggestion that Batruel construct a new separate ditch as a solution to avoid mixing his reservoir water with Viner's water ignores the obvious fact that Batruel would also lose all his rising and flowing waters he has historically used in the gulch.

It is difficult for me to believe that the court intended in its order to have Batruels forego their traditional water conveyance route, bear the costs of constructing 400 feet of new ditch and just walk away from all the rising and flowing waters that surface in the gulch. The court's supplemental decision and order only confirms the Briggs' report, it does not order Batruel to take any action or specifically order that the water be delivered in a described manner.

The Second Amended Findings of Fact, Conclusion of Law and Judgment dated July 13, 1987 as later clarified by the Memorandum Decision dated March 21, 1989 determined that some of the water had historically flowed from the first reach of the gulch into the second reach of the gulch. Although the 1904 decree originally awarded all of the water in the first reach of the gulch to Batruel's predecessors, the later court decisions appear to have interpreted the original decree to give Viner the right to water in an amount equal to the amount that has historically flowed past the pond diversion. To assure that Viner receive this amount of water, the court ordered Batruel to either:

(a) Make a reasonable good faith attempt to modify his pond diversion so that approximately the same amount of water is allowed to pass on down the gulch at the point as passed prior to 1984; or

(b) Weir his live reservoir water in and out of Sand Springs Gulch so that he do not divert any of the water that rises and flows in Sands Springs Gulch into his pond.

The watermaster indicated that Batruel had replaced the overflow pipe in the pond diversion presumably to allow water to pass on down the gulch and comply with the 1989 court order. Evidently Viner was not satisfied with Batruel's efforts to comply with the court order and has installed a new headgate at the pond diversion as an alternative. The latest report from the watermaster indicates that Batruel has buried the new headgate

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JUL 07 2023

under a large amount of dirt. Except for Batruel's existing headgate, the dirt completely blocks off all water in the gulch from flowing down the gulch past the pond diversion. The watermaster needs to take steps to insure that the headgate at the pond diversion is in working order and can be locked to prevent tampering. The Elmore County Sheriff's Department has informed the Western Region that it intends to explore criminal charges against Batruel for burying Viner's headgate. Batruel has indicated that he is no longer interested in working with attorneys and is ready to go to jail or do whatever to get his water.

**Pending further interpretation by the court, the watermaster should deliver the water according to the following instructions assuming the facts remain as described.**

A. Viner is presently receiving the entire flow of water in the second reach of the gulch as Batruel has not made a call to the watermaster for water at the 50/50 diversion. As long as Batruel does not make a call to the watermaster for water at the 50/50 diversion, the watermaster need not take any action. The watermaster's inaction will allow Viner to continue to take all the water originating in the second reach of the gulch. In the event Batruel does make a call for water at the 50/50 diversion, the watermaster should deliver 50% of the flow to Batruel but allow an equal amount of water to pass through the headgate at the pond diversion.

B. If Viner attempts to make a call for water at the pond diversion based upon her interpretation of the later court decisions, the watermaster should inform Viner that he, the watermaster, cannot deliver the water unless he is provided with some guidance as to how much water needs to be delivered. Presently the 1904 decree provides that only Batruel is to receive water at the pond diversion. The later court decisions suggest that a certain quantity of water is to be passed from the first reach of the gulch into the second reach at the pond diversion to be split equally between Viner and Batruel. Without a specific quantity of water designated by the court to pass at the pond diversion, the watermaster is unable to effectuate delivery.

If the parties on the creek are still in disagreement on how the water should be delivered either party can file a motion for clarification with the court asking for further interpretation of the court's previous order. To the extent the confusion centers around " excess" water spilling past the pond diversion into the second reach of the gulch or quantifying a specific amount of water passing through a new headgate from the first reach of the gulch into the second reach, the court may need to provide additional direction to the parties. I am not sure whether the court has looked at this issue.

Attachments

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JUL 07 2023

DAVID HAMMERQUIST, Esq.
RINGERT CLARK CHARTERED
455 South Third Street
P.O. Box 2773
Boise, ID 83701-2773
Telephone: (208) 342-4591

Attorneys for Defendant

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ELMORE

| | |
|---|---|
| STATE OF IDAHO,<br><br>Plaintiff,<br><br>vs.<br><br>RAYMOND SMITH and CARLEEN SMITH,<br><br>Defendants. | Case Nos. CR-MD-93-00517<br>CR-MD-93-00518<br><br>CONTINGENT DISMISSAL AGREEMENT |

COME NOW the above-named Defendants, and the State of Idaho, by and through its attorney of record, Kenneth N. Robins, Deputy Elmore County Prosecuting Attorney, and hereby stipulate and agree as follows:

1. That this cause of action against the Defendant, Carleen Smith, shall be dismissed.

2. That this cause of action against the Defendant, Raymond Smith, shall be held in abeyance for one (1) year as follows:

a. For one (1) year from the date of execution of this agreement by the Defendant, Raymond Smith, Raymond

SCANNED
JUL 07 2023

Smith agrees not to commit any crime which will constitute a misdemeanor or a felony within the State of Idaho and, in addition, agrees to not divert or aid and abet in the diversion of water unless he has first complied with the laws of the State of Idaho regarding the proper delivery of water.

b. Upon Mr. Smith's compliance, the Court shall dismiss the charge against Mr. Smith on the one (1) year anniversary of the signing of this agreement by Mr. Smith.

c. Mr. Smith further agrees that, should he violate the terms of this agreement, the State is free to re-institute the above charge in this action, and Mr. Smith waives his right to a speedy trial until the date of that reinstitution of these charges. Mr. Smith reserves his right for a jury trial on this charge.

DATED this 17 day of FEBRUARY, 1994.

Raymond Smith
RAYMOND SMITH

Carleen Smith
CARLEEN SMITH

ELMORE PROSECUTING ATTORNEY

By: _____
Kenneth N. Robins

SCANNED
JUL 07 2023

SCANNED JUL 07 2021

STATE OF IDAHO

# DEPARTMENT OF WATER RESOURCES

# *CERTIFICATE OF APPOINTMENT*

*This is to certify that I have this day appointed* DAN HALL *as* WATERMASTER *of* LITTLE CANYON WATER DISTRICT *for* THE 1995 IRRIGATION SEASON *or until his successor is appointed and qualified under the provisions of Section* 42-605 *, Idaho Code, at such rate of compensation as established by applicable law.*

*This certificate has been issued and the seal of the Director affixed at Boise, Idaho this* 14th *day of* JULY *19* 95 .

R. Keith Higginson

# BEFORE THE DEPARTMENT OF WATER RESOURCES
# OF THE
# STATE OF IDAHO

STATE OF IDAHO )
) ss
County of Elmore )

**OFFICIAL OATH**

I do solemnly swear (or affirm) that I will support the Constitution of the United States, the Constitution and laws of the State of Idaho, specifically including the provisions of Section 42-605 and 42-607, Idaho Code and that I will faithfully discharge all the duties of the office of _____ according to the best of my ability. So help me God.

Don Hall
Principal

SUBSCRIBED AND SWORN to before me this 14th day of July, 1995.

Cheryl McCalister
NOTARY PUBLIC
Residing at Glenns Ferry
Commission Expires 8-24-2000

SEAL

SCANNED
JUL 07 2023

PETITION FOR WATERMASTER'S SERVICES

Glenns Ferry Idaho

_____, 1995

RE: Water District No. 61D

Stream: Little Canyon Creek

TO: IDAHO DEPARTMENT OF WATER RESOURCES

We, the undersigned, owners or managers of ditches or persons controlling ditches in Water District No. 61D, hereby request the services of a watermaster for the reason that there is a necessity for the use and control of the waters of the District.

Date watermaster is to start: March 95

If known, the date services of watermaster are to terminate: N/A

Appointed By IDWR to begin duties.

| signature | address | telephone | water right ident no. |
|---|---|---|---|
| | | | |
| signature | address | telephone | water right ident no. |
| signature | address | telephone | water right ident no. |

WARNING: Watermaster cannot begin services until ALL conditions of appointment have been fulfilled.

SCANNED
JUL 07 23