

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: A29-11697
Date Received: 4/24/1990
Receipt No: 6013622
Received By: DEW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM D. WARD 208-897-5140
Address: 23010 S. MARSH CREEK RD.
DOWNEY, ID 83234

AND/OR

Name: DIXIE J. WARD 208-897-5140
Address: 23010 S. MARSH CREEK RD.
DOWNEY, ID 83234

2. Date of Priority: JUN 09, 1904

3. Source: BIRCH CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	36E	35	SE	SW		R	BANNOCK
		36	NW	NW			BANNOCK
12S	36E	23	SE	NE			BANNOCK

5. Description of diverting works:
HEADGATE TO DITCH TO PLACES OF USE FOR IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	12/31	6.840		

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

8. Total consumptive use is 855.0 Acre Feet Per Annum.

9. Non-irrigation uses:
N/A

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres		
11S	36E	25	NE		SW		IRR	32.0		
			SW		SW		IRR	21.0		
			NE		SE		IRR	39.0		
			NW		SE		IRR	39.0		
			SW		SE		IRR	8.0		
			SE		SE		IRR	27.0		
					Section Acres					166.0
			26		SE		SE		IRR	5.0
					Section Acres					5.0
			35		NE		NE		IRR	15.0
					NW		NE		IRR	7.0
					SW		NE		IRR	18.0
					SE		NE		IRR	15.0
					Section Acres					55.0
	36		NE		NE		IRR	19.0		
			NW		NE		IRR	3.0		
			SW		NE		IRR	18.0		
			NE		NW		IRR	18.0		
			NW		NW		IRR	24.0		
			SE		NW		IRR	5.0		
			Section Acres					87.0		
	37E	30			NW		SW	IRR	29.0	
			Section Acres					29.0		
			Total Acres					342.0		

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
A29-11697,11698,11699,11700

14. Remarks:
THIS NOTICE OF CLAIM IS PART OF THE GEORGE WAKLEY VS. HENRY WAKLEY, ET AL DECREE OF 06/09/1904. CLAIMANTS' ABSTRACT OF TITLE SHOMS FLOW RATE AS 1/6 OF THE WATERS OF BIRCH CREEK.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 6/09/1904

HENRY WAKLEY, ET AL
Decree Plaintiff

vs GEORGE WAKLEY
Decree 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:

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): William J. Agard Date: 4-24-90
William J. Agard Date: 4-24-90

State of Idaho)
County of BONAVILLE) SS.

Subscribed and sworn (or affirmed) before me this 24 day
of April 19 90

[Signature]
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 4-2-94

UNITED STATES
ARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

R36E R:

398000 E

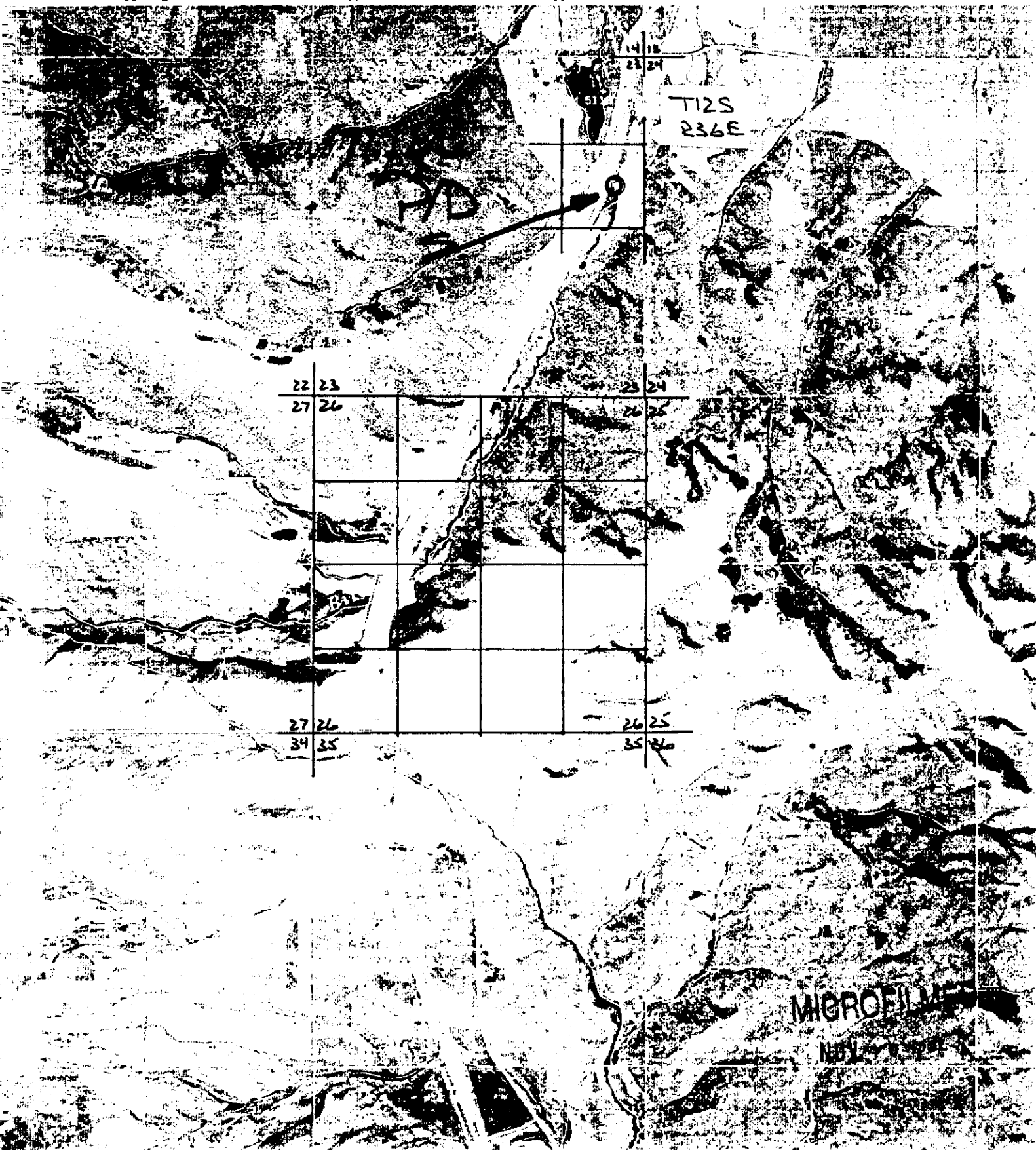
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12' 30"

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TIS
237

A29-11697

A29-11698

A29-11699

A29-11700

~~A29-11701~~

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7/D

A29-11698

A29-11700

24 23

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A29-11698

7/D

A29-11699

MICROFILMED

NOV 10 1962

Log for claim A29-11697

Spatial Dynamics TWB

6/5/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s36e	25	NESW	32	28	
11s36e	25	SWSW	21	22	
11s36e	25	NESE	39	40	
11s36e	25	NWSE	39	40	
11s36e	25	SWSE	8	9.3	
11s36e	25	SESE	27	29	
11s36e	26	SESE	5	4.4	
11s36e	35	NENE	15	16	
11s36e	35	NWNE	7	4.9	
11s36e	35	SWNE	18	19	
11s36e	35	SENE	15	15	
11s36e	36	NENE	19	20	
11s36e	36	NWNE	3	2.7	
11s36e	36	SWNE	18	19	
11s36e	36	NENW	18	19	
11s36e	36	NWNW	24	23	
11s36e	36	SENW	5	4.2	
11s37e	30	NWSW	29	27	
Totals:			342	342.5	

AJ5809NP
No. A29-11697

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 182

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM D WARD	06/09/1904	IRRIGATION	01-01 12-31	6.840 CFS	
C	DIXIE J WARD					
	23010 S MARSH CREEK RD					
	DOWNNEY ID 83234					
	(208) 897-5140					
				TOTAL DIVERSION:	6.840 CFS	
				CONSUMPTIVE USE:		855.00 AFA

Water Source: BIRCH CREEK

Tributary to: SINKS

Stage: DECREED

Point(s) of Diversion: T11S R36E S36

NWNW

BANNOCK County

T12S R36E S23

SENE

BANNOCK County

Point(s) of Re-diversion:

T11S R36E S35

SESW

BANNOCK County

Place of use Legal Description for: IRRIGATION

												NE				NW				SW				SE																																				
												NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSE		NESE		NWSE		SWSE		SESE																				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM																								
11S	36E	25	:									:									:	32				21		:	39	39	08	27	:	166.0																										
11S	36E	26	:									:									:						:					05	:	5.0																										
11S	36E	35	:	15		07		18		15		:									:						:							:	55.0																									
11S	36E	36	:	19		03		18				:	18		24				05		:						:							:	87.0																									
11S	37E	30	:									:									:	29					:							:	29.0																									
																												TOTAL ACRES																																342.0

POU County: BANNOCK

Non-Irrigation Uses: N/A

Other Rights: A29-11697,11698,11699,11700

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

29-04166 A29-00321 A29-00322 A29-00328A A29-00328B A29-04166 A29-11650 A29-11698 A29-11699 A29-11700

Other Water Rights Listing Overlapping Place(s) of Use:

A29-00317 A29-00317A A29-00318 A29-00320 A29-00321 A29-00322 A29-00330C A29-00331 A29-04206 A29-10407
A29-10461 A29-10462 A29-10465 A29-11650 A29-11698 A29-11699 A29-11700

Remarks: GEN THIS NOTICE OF CLAIM IS PART OF THE GEORGE WAKLEY VS. HENRY
WAKLEY, ET AL DECREE OF 06/09/1904. CLAIMANTS' ABSTRACT OF
TITLE SHOWS FLOW RATE AS 1/6 OF THE WATERS OF BIRCH CREEK.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

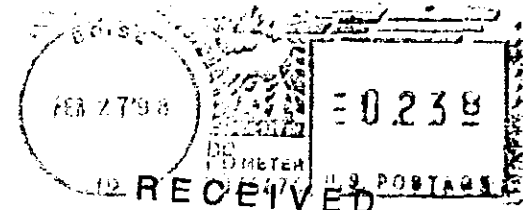
Presumption Flag: C

Audit: 04/24/90 MEYER 09/09/94 JTHOMPSO 03/29/95 POST-STD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

POSTAGE
PAID
BY ADDRESSEE



WARD 225

MAR 09 1998

Department of Water Resources

A29-11697
WILLIAM D WARD
DIXIE J WARD
23010 S MARSH CREEK RD
DOWNEY ID 83234

WARD225 T832343005 1897 05 03/02/98
RETURN TO SENDER
WARD TEMPORARILY AWAY
RETURN TO SENDER

83720-0098 83234

