

02/20/2004

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-14

CELESTE B BEAM
PO BOX 91
SWAN VALLEY ID 83449
Telephone Number: (208)483-3183

FRANCIS R BEAM
PO BOX 91
SWAN VALLEY ID 83449
Telephone Number: (208)483-3183

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation: no changes need to be made.

DATE: 3/25/04 SIGNATURE: Celeste B. Beam
Please print your name: Celeste Beam

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

02/20/2004

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

RIGHT NUMBER: 23-14
NAME AND ADDRESS: CELESTE B BEAM
PO BOX 91
SWAN VALLEY ID 83449
FRANCIS R BEAM
PO BOX 91
SWAN VALLEY ID 83449

SOURCE: RAINEY CREEK TRIBUTARY: SOUTH FORK SNAKE RIVER
QUANTITY: 2.400 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 2.67 CFS. COMBINED RIGHT NOS.: 23-00014, 23-00017,
23-00021, AND 23-00046.

PRIORITY DATE: 06/01/1895

POINT OF DIVERSION:

T02N R44E S33 SENESE Within BONNEVILLE County
T02N R44E S33 SENWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	2.400 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R44E S04 Lot 1 NENE	12.0	T01N R44E S04 Lot 2 NWNE	40.0
T01N R44E S04 Lot 3 NENW	16.0	T02N R44E S33 SESW	32.0
T02N R44E S33 SWSE	32.0	T02N R44E S33 SESE	1.3

133.3 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 133.3 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 23-00014, 23-00017,
23-00021, 23-00046, 23-00090.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120.0 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF
DIVERSION DESCRIBED ABOVE: 23-00014, 23-00017, 23-00021, 23-00046,
23-00090.

12/11/2003

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

RIGHT NUMBER: 23-14
NAME AND ADDRESS: CELESTE B BEAM
PO BOX 91
SWAN VALLEY ID 83449

FRANCIS R BEAM
PO BOX 91
SWAN VALLEY ID 83449

SOURCE: RAINEY CREEK TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 2.400 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.67 CFS. COMBINED RIGHT NOS.:
23-00014, 23-00017, 23-00021, 23-00046, ~~23-00090~~.

~~THIS RIGHT WHEN COMBINED WITH RIGHT NO. 23-00014, 23-00017,
23-00021, 23-00046, 23-00090 SHALL PROVIDE NO MORE THAN .02 CFS
PER ACRE.~~

PRIORITY DATE: 06/01/1895

POINT OF DIVERSION:
T02N R44E S33 SENESE Within BONNEVILLE County
T02N R44E S33 SENWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	2.400 CFS

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T02N R44E S33 SWSE	32.0	T02N R44E S33 SESE	1.3

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later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

12/11/2003

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

RIGHT NUMBER: 23-14
NAME AND ADDRESS: CELESTE B BEAM
PO BOX 91
SWAN VALLEY ID 83449

FRANCIS R BEAM
PO BOX 91
SWAN VALLEY ID 83449

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QUANTITY: 2.400 CFS

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COMBINED DIVERSION RATE OF 2.67 CFS.. COMBINED RIGHT NOS.: 23-00014,
23-00017, 23-00021, 23-00046, 23-00090.

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 23-00014, 23-00017, 23-00021,
23-00046, 23-00090 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 06/01/1895

POINT OF DIVERSION:

T02N R44E S33 SENESE Within BONNEVILLE County
T02N R44E S33 SENWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	2.400 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R44E S04 Lot 1 NENE	12.0	T01N R44E S04 Lot 2 NWNE	40.0
T01N R44E S04 Lot 3 NENW	16.0	T02N R44E S33 SESW	32.0
T02N R44E S33 SWSE	32.0	T02N R44E S33 SESE	1.3

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later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF
DIVERSION DESCRIBED ABOVE: 23-00014, 23-00017, 23-00021, 23-00046,
23-00090.

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: A23-00014
Date Received: 8/03/1989
Receipt No: EO10422/90
Received By: _____

Dep. _____ Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANCIS R. BEAM 208-483-3183
Address: P. O. BOX 91
SWAN VALLEY, ID 83449

OR

Name: CELESTE B. BEAM 208-483-3183
Address: P. O. BOX 91
SWAN VALLEY, ID 83449

2. Date of Priority: JUN 01, 1895

3. Source: RAINEY CREEK Trib. to: SNAKE RIVER, SOUTH

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	44E	33	NE	SE			BONNEVILLE
			NW	SE			BONNEVILLE

5. Description of diverting works:
HEADGATES TO DITCHES TO PLACE OF USE FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.400		

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

8. Total consumptive use is 370.0 Acre Feet Per Annum.

9. Non-irrigation uses:
N/A

A23-00014

Page 1

Date: 08/09/89

A2300014



MICROFILMED
NOV 07 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	44E	4	NE	NE	1	IRR	13.0
			NW	NE	2	IRR	40.0
			NE	NW	3	IRR	30.0
						Section Acres	83.0
02N	44E	33	SE	SW		IRR	31.0
			SW	SE		IRR	32.0
			SE	SE		IRR	2.0
						Section Acres	65.0
						Total Acres	148.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

A23-00017, A23-00021, A23-00046, A23-00090

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRRIGATION CO. ET AL
Decree Plaintiff

vs

TETON IRR. CANAL CO. ET AL.
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): Travis M. Beam Date: 11 Sept 89
Celeste B. Beam Date: 9/11/89

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 11th day
of Sept. 19 89 Patricia L. Weeks
Notary Public

Seal

Residing at Idaho, ID.
My Commission Expires 10-8-94

Contacts Data Entry Form

Water Right No. 23-14

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	FRANCIS BEAM					
Name connector: and _____, or _____, and/or _____						
Current Owner						
Current Owner						
Representing Attorney:		Phone Number:				
Accompanied By:		Phone Number:				
Relationship to Claimant:						
Date of Field Exam:		Time:				

Directions to Property (if different from above) and/or update owner information:

DECREED UNDER Redburg Irrig. vs Teton Irrig., circa 1910,
As #129 TO CHARLES BEAM, JUNE 1, 1895, @ 120".

10/2/03 FB:

FB INDICATED: POD/PROV. DELIVERY, OVERLAP, CANAL SHARES
OVERLAP w/ 23-17, 21, 46, 90

Reviewer: _____

Date: _____

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 6/1/1895 Claimed Basis: DecRecommended Priority Date: 6/1/1895 Recommended Basis: Decrees

____ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Claim matches Decrees

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____, County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T 2N, R 44E, Sec. 33,____, NE, SE County: BONNEVILLE
NW SESource: RAINIER CK Tributary: SNAKE RIVERRecommended Point of Diversion: T 2, R____, Sec.____,____,____,____, County: _____

Source: _____ Tributary: _____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
<u>2N</u>	<u>44E</u>	<u>33</u>		<u>SE NW SE</u>	<u>BONNEVILLE</u>	<u>RAINIER CK.</u>

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? GPS POD TAG # 1. A0013617 2. A0013616Document how the POD and Source were verified and/or Pump and Motor data: LOWER DIV. NO. 5108 UPPER DIV. SO. 5108POD NOT ADDRESSOR BY DUCROS.SAME POD REMAINSFE:

Transfers Changing POD _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number: _____

_____ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
1N	44E	4			Bennet		83	Frang.
2N	44E	33			"		65	Frang.

Total Acres 148

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

POU NOT ADDRESSED BY DECREEOverlap w/ 29-14, 17, 21, 46 & 90Combined Use Remarks
w/ Ac limits1-2

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>2.4 cfs</i>	_____	_____	<i>2.4</i>	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>2.4 cfs</i>	<i>4/15</i>	<i>10/31</i>	<i>2.4</i>	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

*DETERMINED AS 120 INCHES - SO CLAIMED**SQU NOT ADDRESSED BY DEEDS - 1/50 4/15 TO 10/31. DEPT STD,
COMBINED @ - Remarks*

Reviewer: _____

Date: _____

Log for claim 23-00014

Spatial Dynamics CAT

1/8/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n44e	4	NENE	13	13	
01n44e	4	NWNE	40	40	
01n44e	4	NENW	30	26	
02n44e	33	SESW	31	32	
02n44e	33	SWSE	32	28	
02n44e	33	SESE	2	1.4	
Totals:			148	140.4	



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
23-00014, 23-00017,
23-00021, 23-00046,
23-00090

Place of Use: (parts of)
T2N, R44E Sec. 33
SESW, S2SE
T1N, R44E Sec. 4
NENW, N2NE

Point(s) of Diversion:
T2N, R44E Sec. 33
SESWSE, SENESE



LEGEND



Point of Diversion



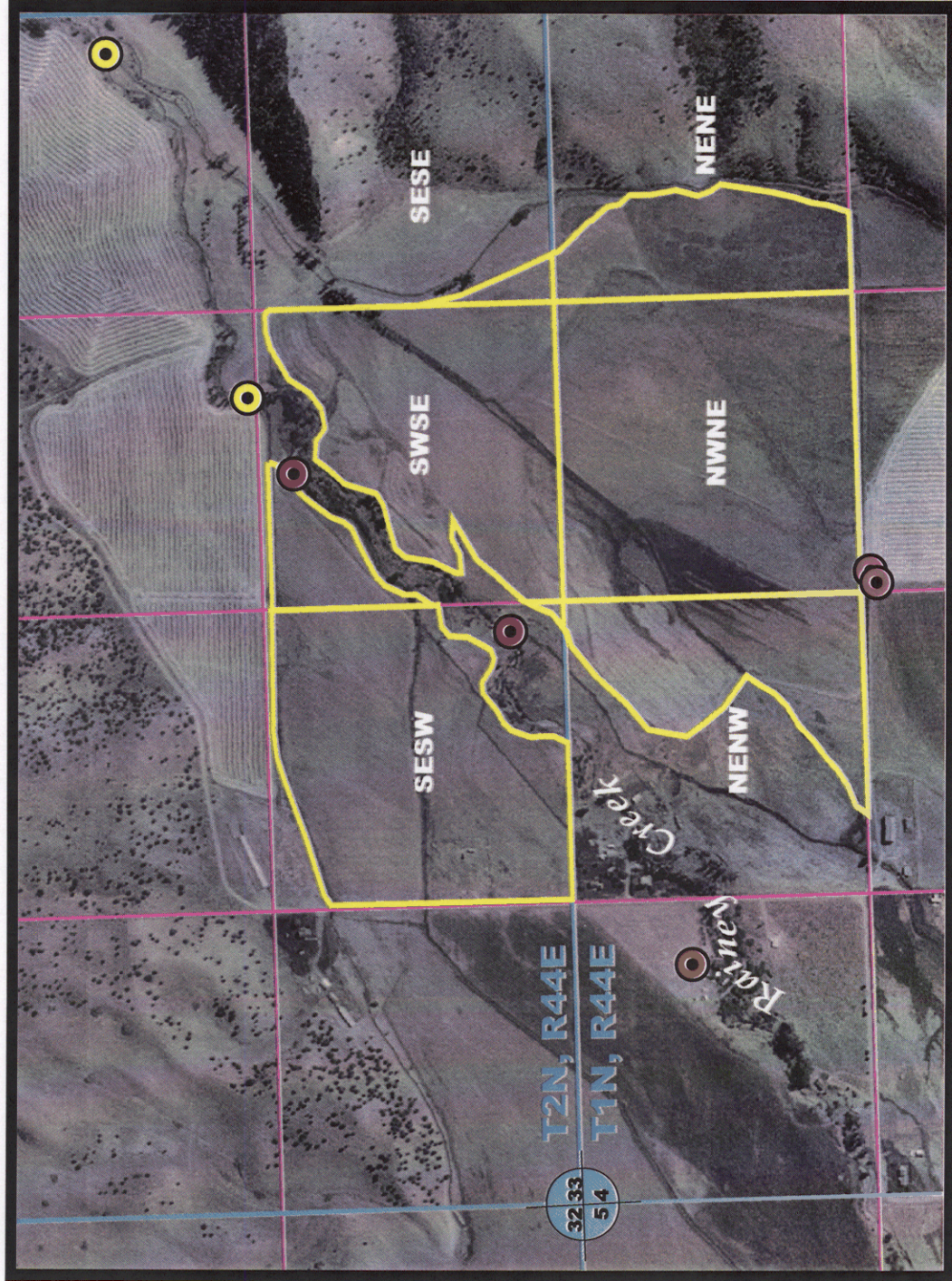
SESE
Place of Use



Section



Quarter-Quarter



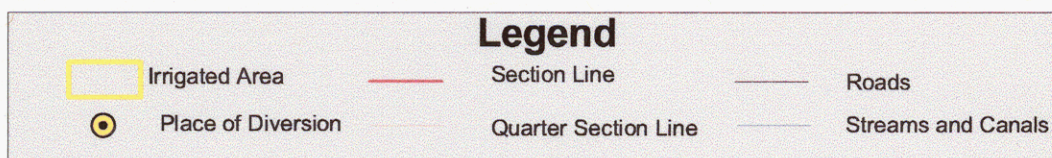
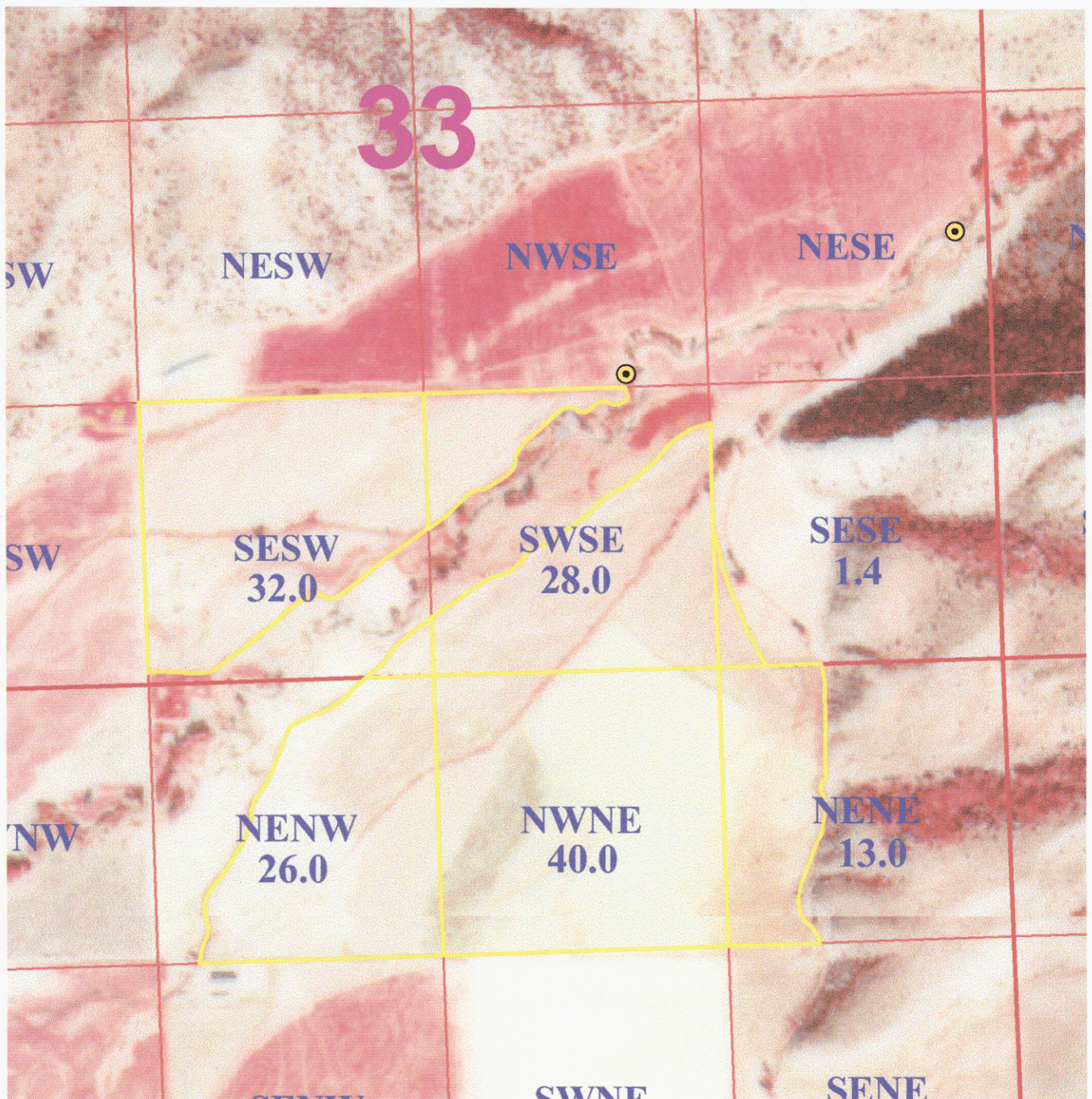
250 0 250 500 750 1000 1250 1500 1750 2000 2250 2500 2750 3000 3250 3500 3750 4000 4250 4500 Feet

DETAIL ACTUAL
IRREG ACRES
GPS PLOTS (2)

Creek

Water Right Claim Number 23-00014
Townships , 2N44E, 1N44E

01/08/2001



900 0 900 1800 Feet



SPATIAL
DYNAMICS

20 28

28 27

32 33

33 34

A23-00014

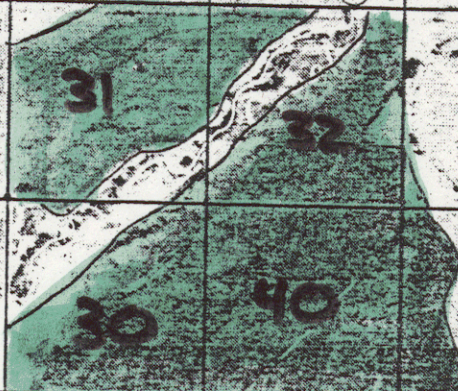
32 33

33 34

5 4

4 3

R44E
T2N
T1N



San Valley Cemetery

MICROFILMED
NOV 07 1992



Rainey Creek Diversion Northside
T.2N., R.44E.
Section 33 SWSESW
(Diversion serves several users)
Photo taken 9/30/03 ABR



Rainey Cr Div.
T.2N R.44E
SEC. 33 SESESE

Francis Beam

23-14 6/1/1895 2.4

23-17 9/19/1897 1.6

23-21 4/09/1889 1.6

23-46 9/1/1890 1.6

23-90 1/22/1916 ^{cut} 2.2 $\Rightarrow$ 2.67 $\pm$ 4

9.87

2.67 max Q

$$133.3 \times .02 = 2.67 \pm 4$$