

04/09/2003

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

RIGHT NUMBER: 23-64
NAME AND ADDRESS: CHARLES W HIGHAM
370 N STATE
SHELLEY ID 83274

SOURCE: RAINEY CREEK
QUANTITY: 2.400 CFS
PRIORITY DATE: 06/15/1898
POINT OF DIVERSION:

TRIBUTARY: SOUTH FORK SNAKE RIVER

T02N R44E S33 SESESW Within BONNEVILLE County Source: RAINEY CREEK

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
2.400 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T01N R44E S04
T01N R44E S04

SWNW 40.0
SWSW 39.0

T01N R44E S04

NWSW 40.0

119 ACRES TOTAL

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

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: A23-00064
Date Received: 9/21/1989
Receipt No: E010728
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES W. HIGHAM 208-357-3401
Address: 370 N. STATE
SHELLEY, ID 83274

2. Date of Priority: JUN 15, 1898

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	44E	33	SE	SE	SW	05/422	BONNEVILLE

5. Description of diverting works:
HEADGATE/DITCH

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 297.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	44E	4	SW	NW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	39.0

Section Acres 119.0

A23-00064

Page 1

Date: 09/21/89

MICROFILMED

NOV 07 1992

A2300064

10. Place of Use: Continued

Total Acres 119.0

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:
23-00089 (ADJUDICATION CLAIM NOT FILED).

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

REXBURG IRRIG. CO. ET AL
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO ET A
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: 1

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): Charles W. Hughes Date: 21 Sept 1989
Date:

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of September 19 89

Anthony S. Olmsted
Notary Public

Seal

Residing at Shabo Falls
My Commission Expires 9/12/1994

04/09/2003

**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: 23-64

CHARLES W HIGHAM
370 N STATE
SHELLEY ID 83274
Telephone Number: (208)357-3401

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: 3/8/04

SIGNATURE:

Please print your name:

IDWR Regional Office,

RECEIVED

MAR 17 2004

Department of Water Resources
Eastern Region

04/03/2002

Contacts Data Entry Form

Water Right No. 23-64

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	<u>CHARLES HIGHAM</u>					
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:

DISPUTED UNDER RULSONG TRING Co. vs Teton Tring Co.,
1910, AS # 171 TO (EITHER) J.T. CALDWELL OR CHAS. CALDWELL -
BOTH AT 120". (IF THIS CLAIM IS NOT ONE - ITS THE OTHER)
BOTH HAVE JUNE 15, 1898 PRIORITY DATE.

Reviewer: _____

Date: _____

Claim Number: _____

Water Right Basis: _____

Claimed Priority Date: 6/15/1898

Claimed Basis: 0.0000

Recommended Priority Date: 6/15/1898

Recommended Basis DOZROB

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

MARCUS DOERF - SOB FRONT PAGE.

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____, R____, Sec.____, _____, _____, _____, County: _____

Source: _____ Tributary: _____

Recommended Point of Diversion: T____, 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
2N	44E	33		SBSBSW	BONN	RAINY CR

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

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

Total Acres 1190

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
1N	44E	4	SWNW					
			NWSW					
			SWSW					

Total Acres 1190

Document how the POU was verified:

Ac by GPS

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
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Tring</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:

SAI to DODT Std.

Reviewer: _____

Date: _____

Log for claim 23-00064

Spatial Dynamics LTD

5/30/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n44e	4	SWNW	40	39	
01n44e	4	NWSW	40	39	
01n44e	4	SWSW	39	37	
Totals:			119	115	



State of Idaho

Department of Water Resources

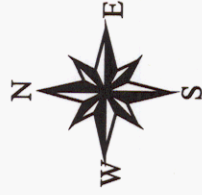
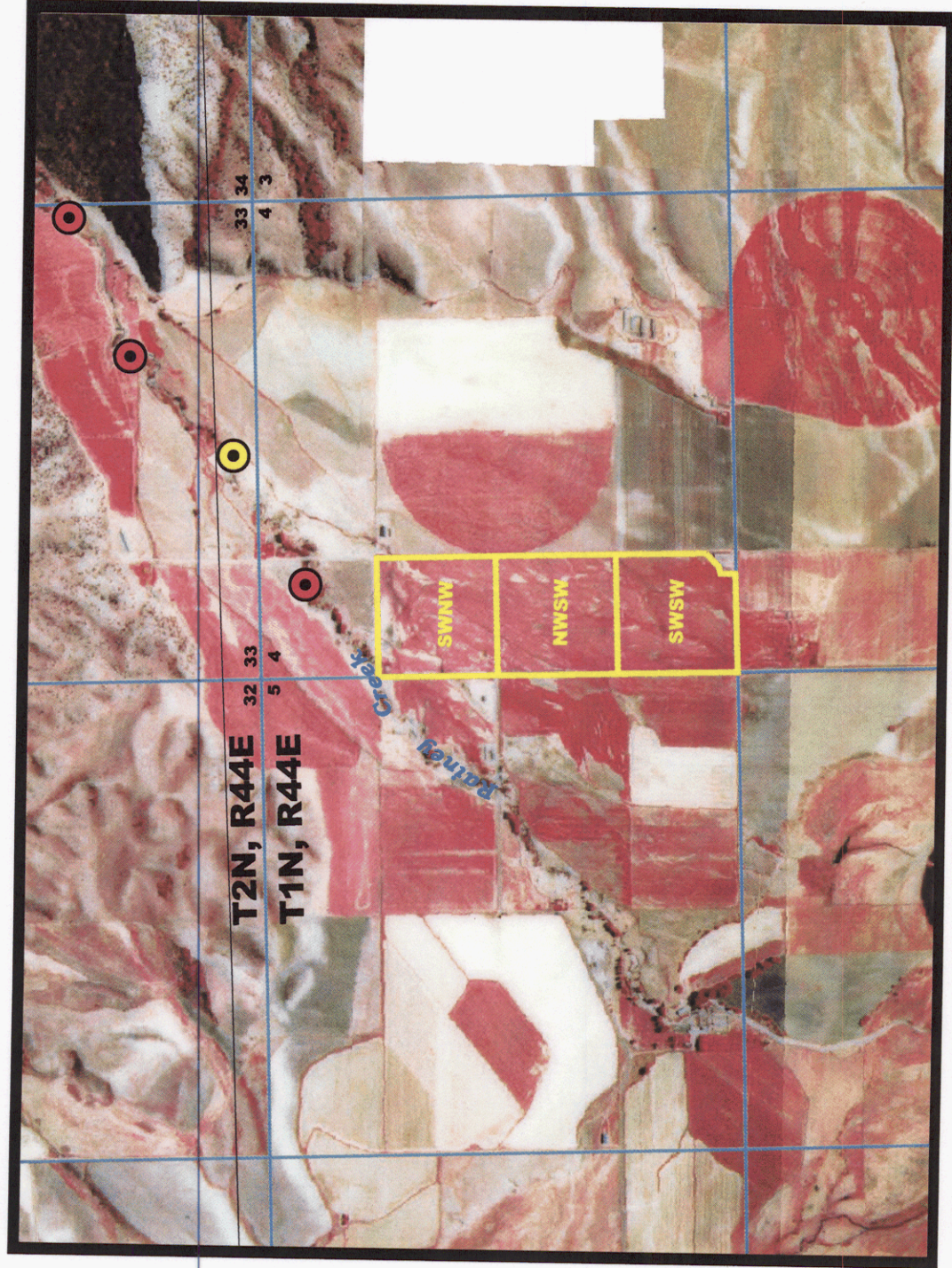
Eastern Region



Water Right(s):
23-00064

Place of Use: T1N, R44E
Sec.4 SWNW, W2SW

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

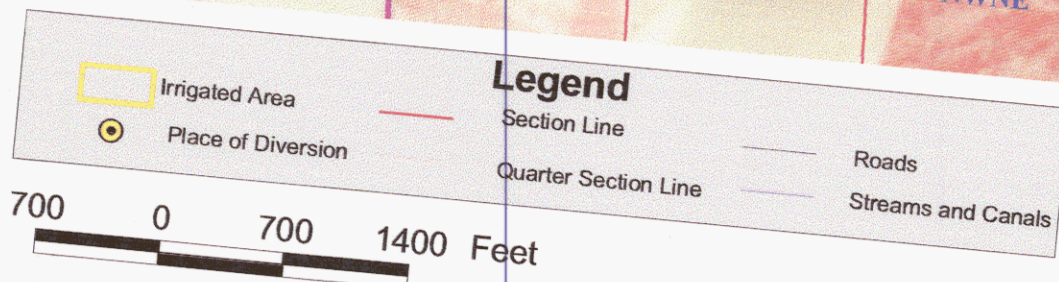
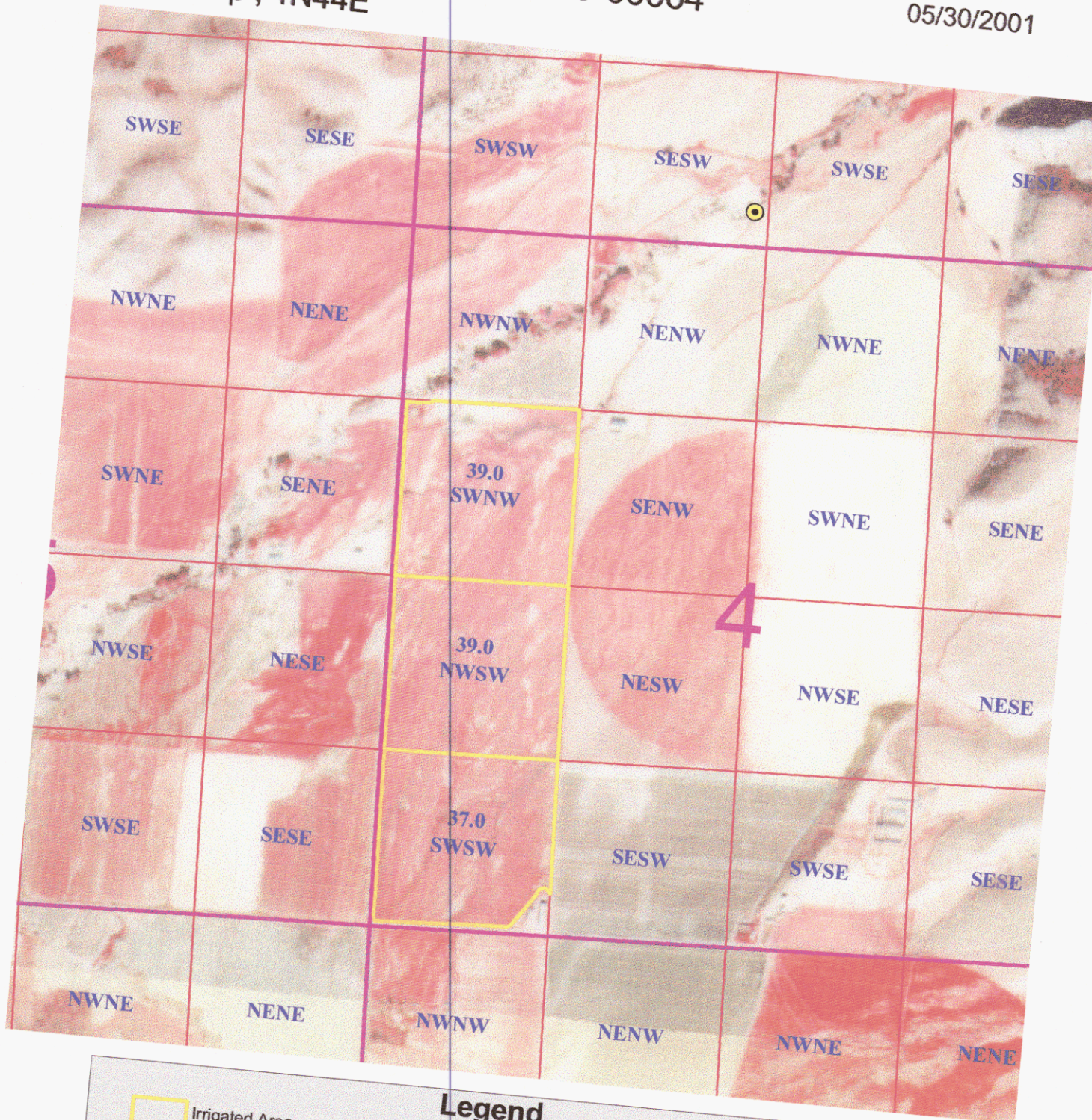


LEGEND

- Point of Diversion
- SESE Place of Use
- Section
- Quarter-Quarter

Water Right Claim Number 23-00064
Township, 1N44E

05/30/2001



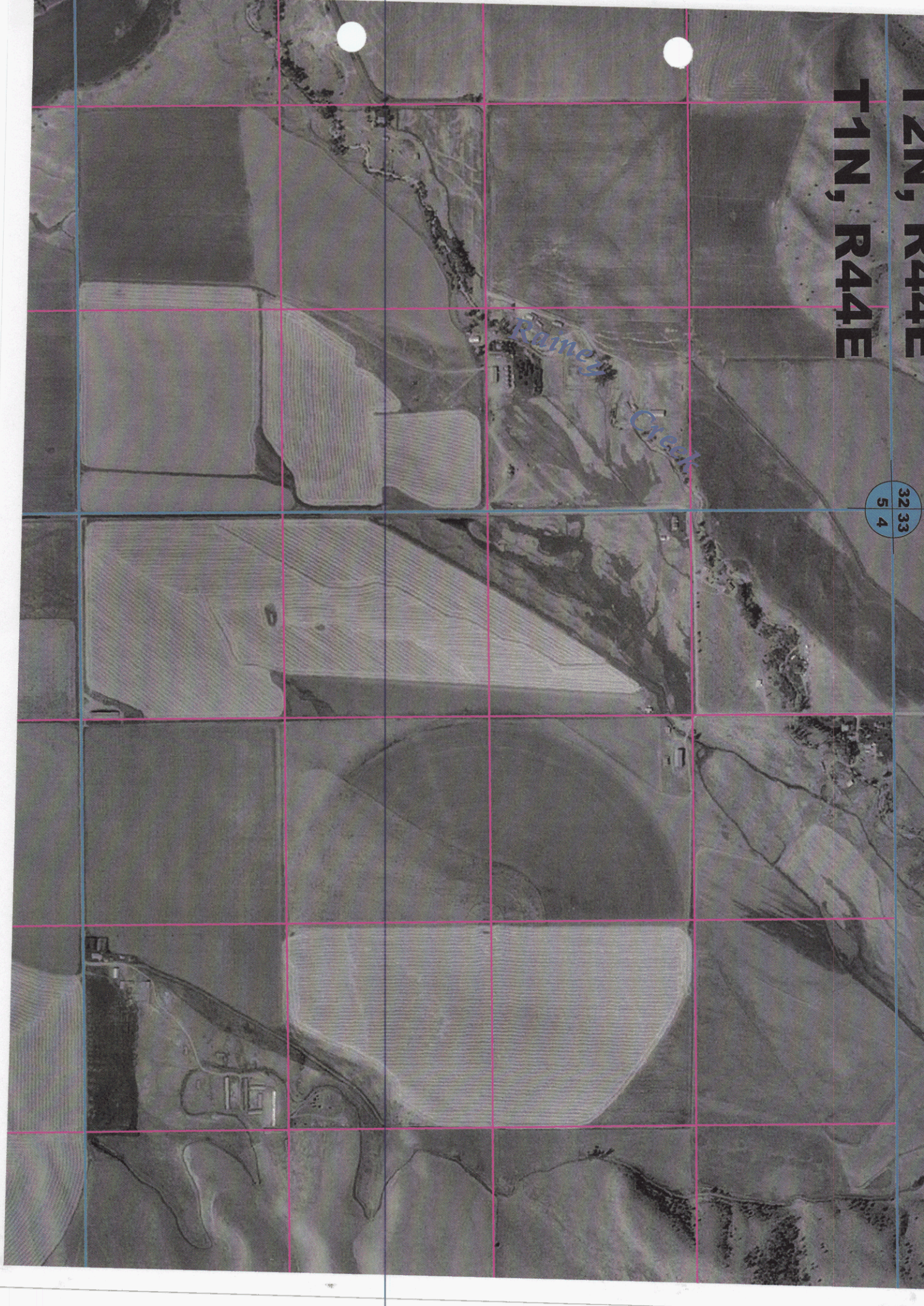
SPATIAL
DYNAMICS

12N, R44E

T1N, R44E

32 33
5 4

Rainey
Creek



NATIONAL FOREST

Ross Peak

29

28

29 28

32 33

28 27

33 34

CORPORATE

NATIONAL

34

Rocky

32 33

33 34

4 3

T2N

T1N

or

or

ran Valley Cemetery

BOUNDARY

Canyon

A 2793

6 5
7 8

5 4
8 9

4 3
9 10

Baldy

W
e
Canyon

MICROFILM

NOV 07 1992

Irwin

Canyon