

03/18/2004

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

RIGHT NUMBER: 23-10857
NAME AND ADDRESS: CAROL E ASHMENT
639 CHAPEL RD
PO BOX 205
IRWIN ID 83428

THERON R ASHMENT
639 CHAPEL RD
PO BOX 205
IRWIN ID 83428

SOURCE: PALISADES CREEK TRIBUTARY: SNAKE RIVER
QUANTITY: 6.400 CFS

USE OF THIS RIGHT WITH RIGHT NO. 23-00106B IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 10.2 CFS.

PRIORITY DATE: 06/01/1898

POINT OF DIVERSION:

T01N R44E S26 SWSWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	6.400 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R44E S08	NESW	36.0	T01N R44E S08	NWSW	40.0
T01N R44E S08	SWSW	32.0	T01N R44E S08	SESW	38.0
T01N R44E S08	NWSE	26.0	T01N R44E S08	SWSE	25.0

197 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 23-00106B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 197.0 ACRES 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

03/18/2004

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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE,

USE OF THIS RIGHT IS COMBINED WITH WATER FROM PALISADES
IRRIGATION COMPANY.

WATER IS DELIVERED THROUGH THE PALISADES IRRIGATION CANAL
SYSTEM.

RIGHT NO. 23-00106B IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 23-00044 and
23-00057.

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

Renumbered: A23-10857
Ident. Number: ~~A23-00044~~ 10/24/92
Date Received: 8/23/1989 SL
Receipt No: MOO 3990
Received By: JPL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THERON R. ASHMENT 208-483-3823
Address: 639 CHAPEL RD. P. O. BOX 205
IRWIN, ID 83428

AND/OR

Name: CAROL E. ASHMENT 208-483-3823
Address: 639 CHAPEL RD. P. O. BOX 205
IRWIN, ID 83428

2. Date of Priority: JUN 01, 1898

3. Source: PALISADES CREEK Trib. to: SNAKE RIVER, SOUTH 1

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	44E	26	SW	SW	SE		BONNEVILLE

5. Description of diverting works:
CONCRETE DIV. STRUCTURE IN CK. TO PALISADES IRR. CO. TO SWAN VALL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.400		

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

8. Total consumptive use is 557.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A23-00044

Page

1

Date: 08/23/89

MICROFILMED
DEC 09 1992

A2310857



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	44E	8	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	35.0
			SE	SW		IRR	39.0
			NW	SE		IRR	34.0
			SW	SE		IRR	35.0
						Section Acres	223.0
						Total Acres	223.0

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:
A23-00106B

14. Remarks:
THIS IS A COMBINED RIGHT. 3.2 CFS FROM 23-0044 AND 3.2 CFS. FROM 23-0057. CLAIMANTS PROPERTY PAPERS SHOWED TWO 6/1/1898 RTS. FOR 3.2 CFS. EACH.

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

REXBURG IRRIG. CO. ET AL
Decree Plaintiff

vs

TETON IRRIG. 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 no 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): Theron R. Ashment Date: 8-23-89
Date:

State of Idaho)
County of Pomeroy) SS.

Subscribed and sworn (or affirmed) before me this 23 day

of Aug 19 89

Seal

John Dal Carlo
Notary Public

Residing at Pom. Id

My Commission Expires 4/2/91

02/04/2004

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: 23-10857

CAROL E ASHMENT
639 CHAPEL RD
PO BOX 205
IRWIN ID 83428
Telephone Number: (208)483-3823

THERON R ASHMENT
639 CHAPEL RD
PO BOX 205
IRWIN ID 83428
Telephone Number: (208)483-3823

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

CORRECT ADDRESS AS SHOWN ON MAP

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: *3-16-04* SIGNATURE: *Theron Ashment*

Please print your name: _____

IDWR Regional Office,

3/18/04 All Corrected

ASH

02/04/2004

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

RIGHT NUMBER: 23-10857

NAME AND ADDRESS: CAROL E ASHMENT
639 CHAPEL RD
PO BOX 205
IRWIN ID 83428

THERON R ASHMENT
639 CHAPEL RD
PO BOX 205
IRWIN ID 83428

SOURCE: PALISADES CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 6.400 CFS

USE OF THIS RIGHT WITH RIGHT NO. 23-00106B IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 10.2 CFS.

PRIORITY DATE: 06/01/1898

POINT OF DIVERSION:
T01N R44E S26 SWSWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
4/01 11/01

QUANTITY
6.400 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R44E S08	NESW	31.0	T01N R44E S08	NWSW	33.0
T01N R44E S08	SWSW	32.0	T01N R44E S08	SESW	38.0
T01N R44E S08	NWSE	24.0	T01N R44E S08	SWSE	24.0

182 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 23-00106B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 182.0 ACRES 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: BASIS OF CLAIM - Decreed

M003990

8/23/1989

ASHMENT, THERON OR CAROL

ADJUDICATION FEE

410162

9337

6490

423.00

CHECK

914

\$423.00

Water Right Numbers

A23-10153

A23-10152

A23-10151

A23-10857

A23-00106B

Region: MOBILE I

Signature:

Therla Cor
10/26/92

Renumbered from A23-00044

MICROFILMED

DEC 09 1992

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM PALISADES
IRRIGATION COMPANY.

WATER IS DELIVERED THROUGH THE PALISADES IRRIGATION CANAL
SYSTEM.

RIGHT NO. 23-00106B IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 23-00044 and
23-00057.

Contacts Data Entry Form

Water Right No. 23-10857

Owner Type	Full Name	Address	City	State	Zip	Phone
------------	-----------	---------	------	-------	-----	-------

Current Owner: TETON ASSESSMENT

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:

THIS A COMBINED RIGHTS CLAIM. COMBINES 23-44@ 3.2 cfs AND 23-57 @ 3.2 cfsDESCRIBED UNDER REEBURG IRRIG CO. VS TETON IRRIG CO.1910, AS #'S 169 (BOTH), @ 160⁰⁰ OF PALISADES CK, TO:23-44 - W. JOHNSON, J.W. MCKAY, S. WEEKS JR., JUNE 1, 189823-57 - S. WEEKS JR., JUNE 1, 1898Remark
P15

FE INDICATED: POI, POD, Delivery/System Overlap Pts.
POD From Palisade Irrigation Canal To pod 15 Teton
Ditch. APPROX 10 AC Flood Irrig. Remainder SPRINKLED

Reviewer: _____

Date: _____

All Rights Commingled From Palisade Irr Canal

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: JUNE 01, 1898 Claimed Basis: DECREESRecommended Priority Date: 6/01/1898 Recommended Basis: "☐ 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:

23-44 = 6/01/189823-57 = 6/01/1898CLAIM MATCHES DECREES ON BOTH23-00044*3.2 cfs 6/01/1898
PALISADES CK
POLI: TIN RIVER SECS. 8, 16 & 2123-00057*3.2 cfs 6/01/1898
PALISADES CK
POLI: TIN RIVER SECS. 8, 16 & 21T. ASHMENT
23-108576.4 cfs 6/01/1898
PALISADES CK
POLI: TIN RIVER SEC. 8
SW 1/4, W 1/2 SE

P15

Reviewer: _____

Date: _____

Claim Number: _____

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

Source: _____ Tributary: _____

Claimed Point of Diversion: T 1N, R 44E Sec. 26, SW, SW, SW County: Bonn

Source: PALISADES CK Tributary: SNAKE RIVER, So. Fk.

Recommended Point of Diversion: T____, R____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary: _____

Use Claimed POD and Source as Recommended POD and Source

[illegible]

Other rights from this POD? 40009534 ON HANDWHEEL FRAME.

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

POD NOT ADDRESSSED BY DECREE. CLAIMED POD IS THE
HEADING OF THE PALISADES TRAIL CO. @ SWSWSB SEC. 26 T1N R44E.
DELIVERY THROUGH PALISADES TRAIL CO. FINAL
POD. PALISADE TRAIL CO. 3 BOX FARM CORAL. ALL RIGHTS ARE
CONVINGED TO SAME POD.

Remark EXP.

Transfers Changing POD _____

Reviewer: _____

Date: _____

Water Right No(s). A 2300104

PHOTO IN WEST DIRECTION



GPS DATA:

Tag # 40009534 Location: ON END OF #1 GATE

Diversion Data:

Source: Palisade Creek Trib to: Snake River

MOTOR

Make: N.A. Model: _____ Hp: _____
SN: _____

PUMP

Make: NA Model: _____ Disch: _____
SN: _____

NOTES:

GPS + TAG ARE ON #1 gate AS
photo shows. NORTH Gate

Field Exam Date: 28 JAN 2004 Agent: Nick Olson

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	8	SW		Benn.		154°	Park.
			W ² SE		"		69°	Park.

Total Acres 223°

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 DECREE. PPU Au Rts w/ Ac Limits.

Cp5

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
Irrig.	4/1	11/1	6.4	

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrig.	4/15	10/31	6.4	

Overall Diversion Rate _____ Overall Diversion Volume _____

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

SOIL NOT ADDRESSED BY DECREE. RECOMMEND 4/15 TO 10/31
 AS DEPT. STD. FOR ARIZ.
 Q OF 6.4 COMBINED 23-44 @ 3.2 cfs (160") AND 23-57 @ 3.2 cfs (160")
 AS DECREED. COMBINED USE REMARKS APPLY W/ Q Limits. REMARK
 And Ac Limits

Reviewer: _____

Date: _____

OCTOBER 26, 1992

THERON R ASHMENT
PO BOX 205
IRWIN ID 83428

RE: RENUMBERED NOTICE

Dear Mr. Ashment:

The Department has changed the identification number for Notice of Claim #A23-00044. The new number is #A23-10857. We have also modified receipt #M003990 to reflect the new number.

A copy of the receipt and the Notice of Claim is enclosed for your records.

Respectfully submitted,

Ernest Carlsen
Water Rights Supervisor, Adjudications

EC:sc

Enclosure

MICROFILMED
DEC 09 1992

Log for claim 23-10857

Spatial Dynamics LTD

6/15/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n44e	8	NESW	40	38	
01n44e	8	NWSW	40	39	
01n44e	8	SWSW	35	37	
01n44e	8	SESW	39	38	
01n44e	8	NWSE	34	31	
01n44e	8	SWSE	35	32	
Totals:			223	215	

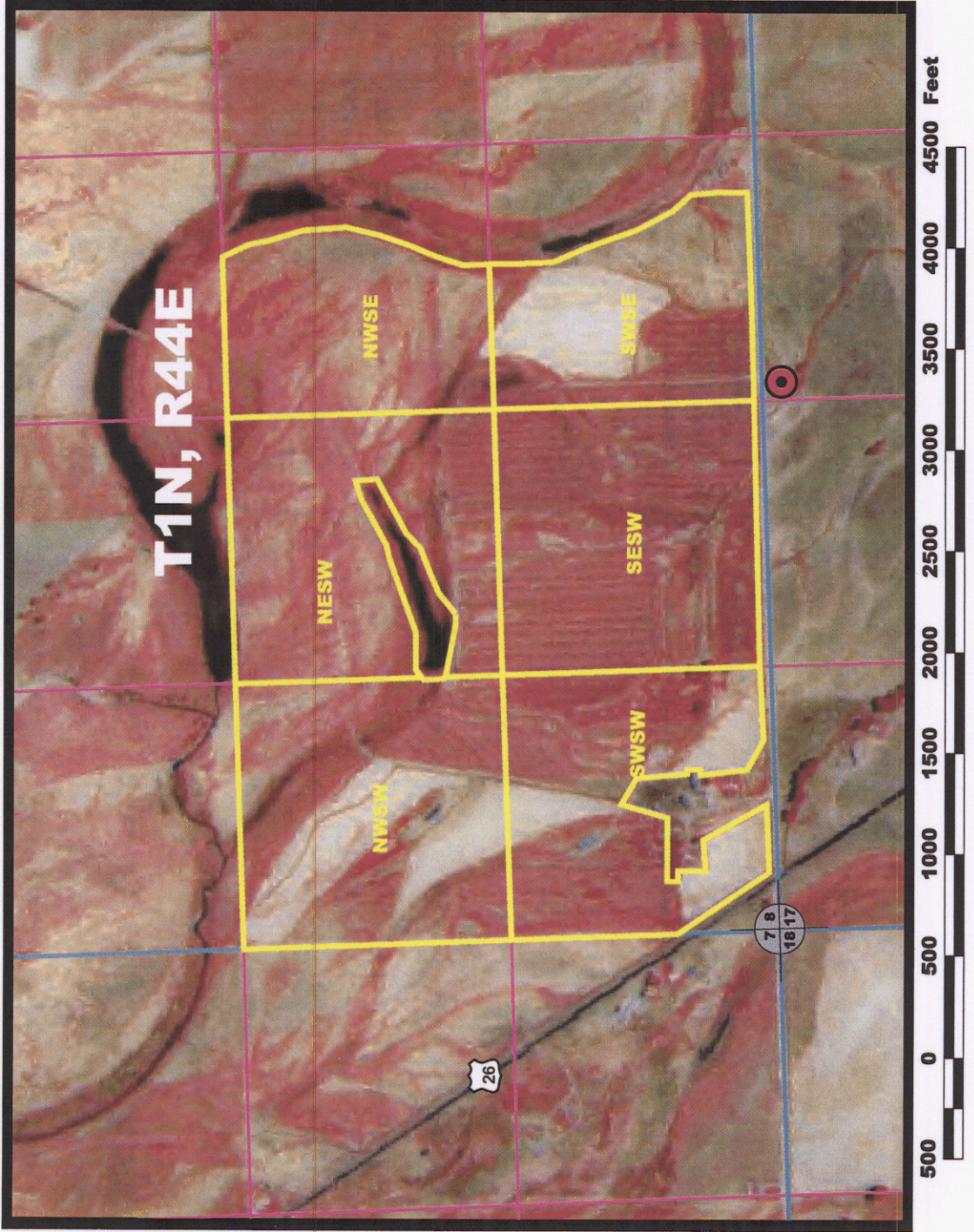
P15- 23-44 & 23-57



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
23-00106B,
23-10857

Place of Use: (parts of)

T1N, R44E
Sec. 8 SW, W2SE

Point(s) of Diversion:

T1N, R44E
Sec. 26 SWSWSE

NOTE: Delivery is through The Palisades Irrig. Co. Canal system

LEGEND

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

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: March 2004

Palisades Canal heading

T1N, R44E

35

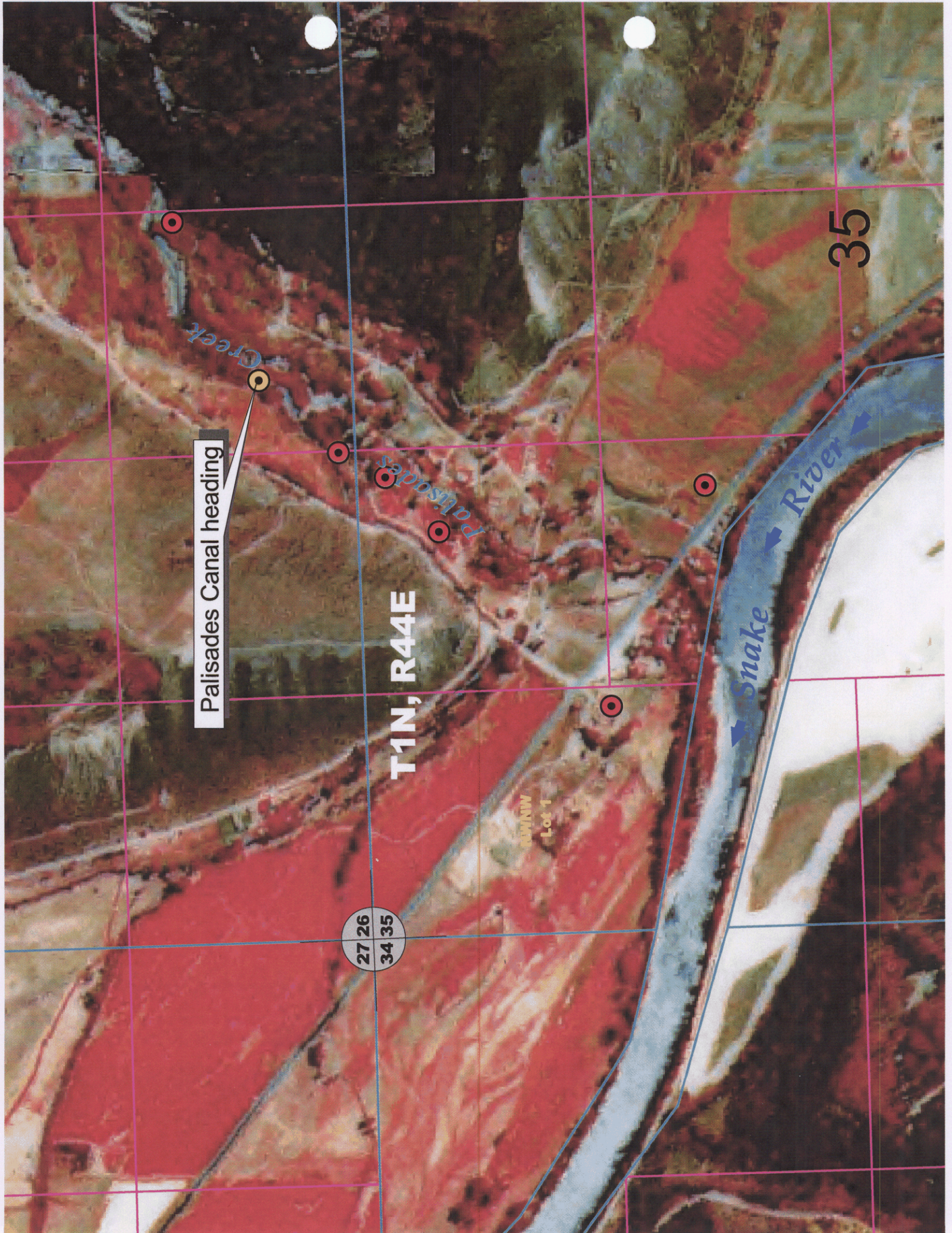
27 26
34 35

Section
Lot 1

Snake River

Creek

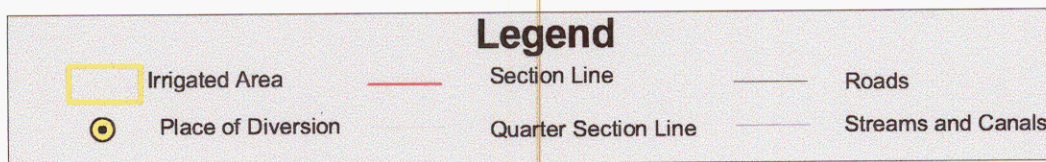
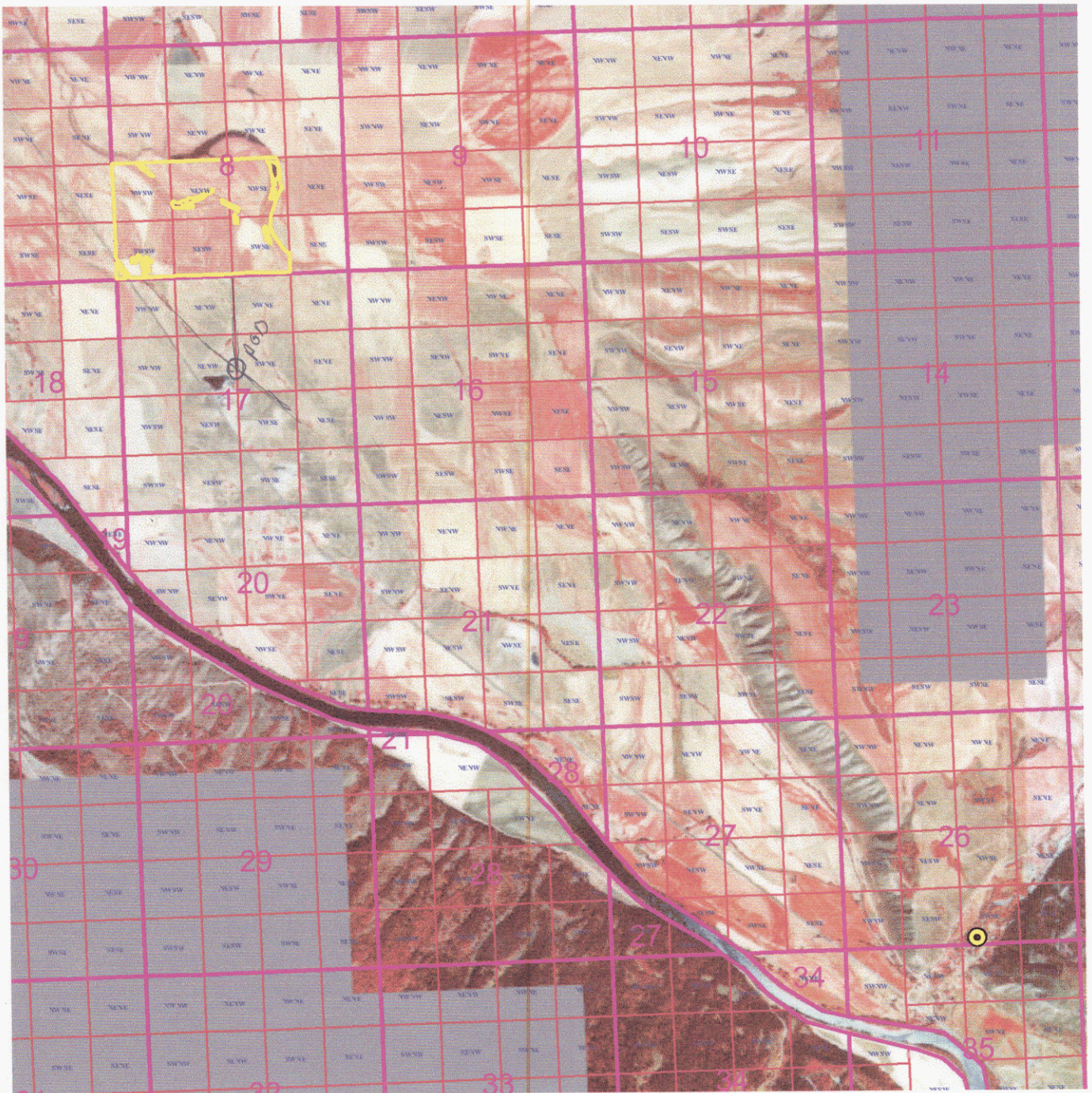
Palisades



Water Right Claim Number 23-10857

Township , 1N44E

06/15/2001



2200 0 2200 4400 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 23-10857
Township , 1N44E

06/15/2001

