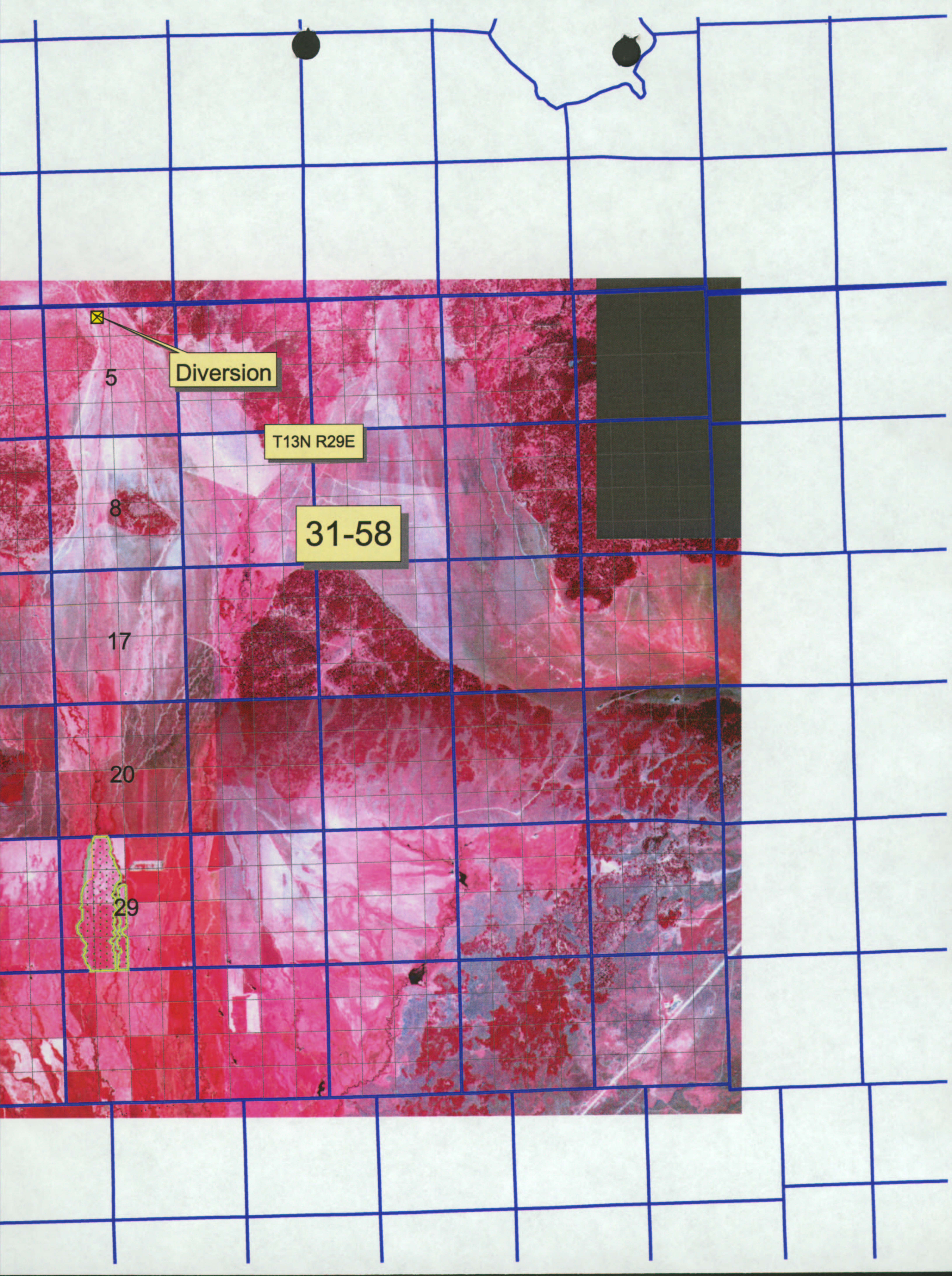




5

Diversion

8

T13N R29E

31-58

17

20

29

31-00058

T13N, R39E

20 21
29 28

NENW
24.0

SWNW
9.0

SENW
33.0

NWSW
15.0

NESW
34.0

SWSW
11.0

SESW
34.0

Don Burtenshaw
31-00249
31-00250

29 28
32 33

Creek

Warm

Creek

Ching

East
Camas

Kelson

Kelson

31-00058
Photo 1
31-00060B

7 8
18 17

East

Cottonwood

Cottonwood ditch

Ching Ck

18 17
19 20

Creek

31-00060B

17 16
20 21

T13N R39E

Camas

Warm

24 19
25 30

19 20
30 29

20 21
29 28

Photo 2

Photo 3

Photo 4

Creek

Creek

Ching

29 28
32 33

Creek

T13N, R39E

30 29
31 32

East

Kelson

Camas

Camas

Creek



POINT OF INTERSECTION INTO
WARM CREEK CHANNEL



REDIVERSION FROM WARM
CREEK CHANNEL. EAST SIDE



REDIVERSION FROM WARM
CREEK CHANNEL. WEST SIDE.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
13N	39E	8	SW	NE	SW		Clark	

SOURCE: ~~WASH CREEK~~ Cottonwood Ch TRIB: EAST CAMAS CREEK

REVIEWED BY: _____ DATE: _____

SYSTEM DESCRIPTION: WOODEN HEADGATE ON MAIN CHANNEL OF COTTONWOOD Ch.
Also See Photo page insert for POI, POR's.

cf2
cf3

31-00060B
Also uses this
POD.





STATE OF IDAHO

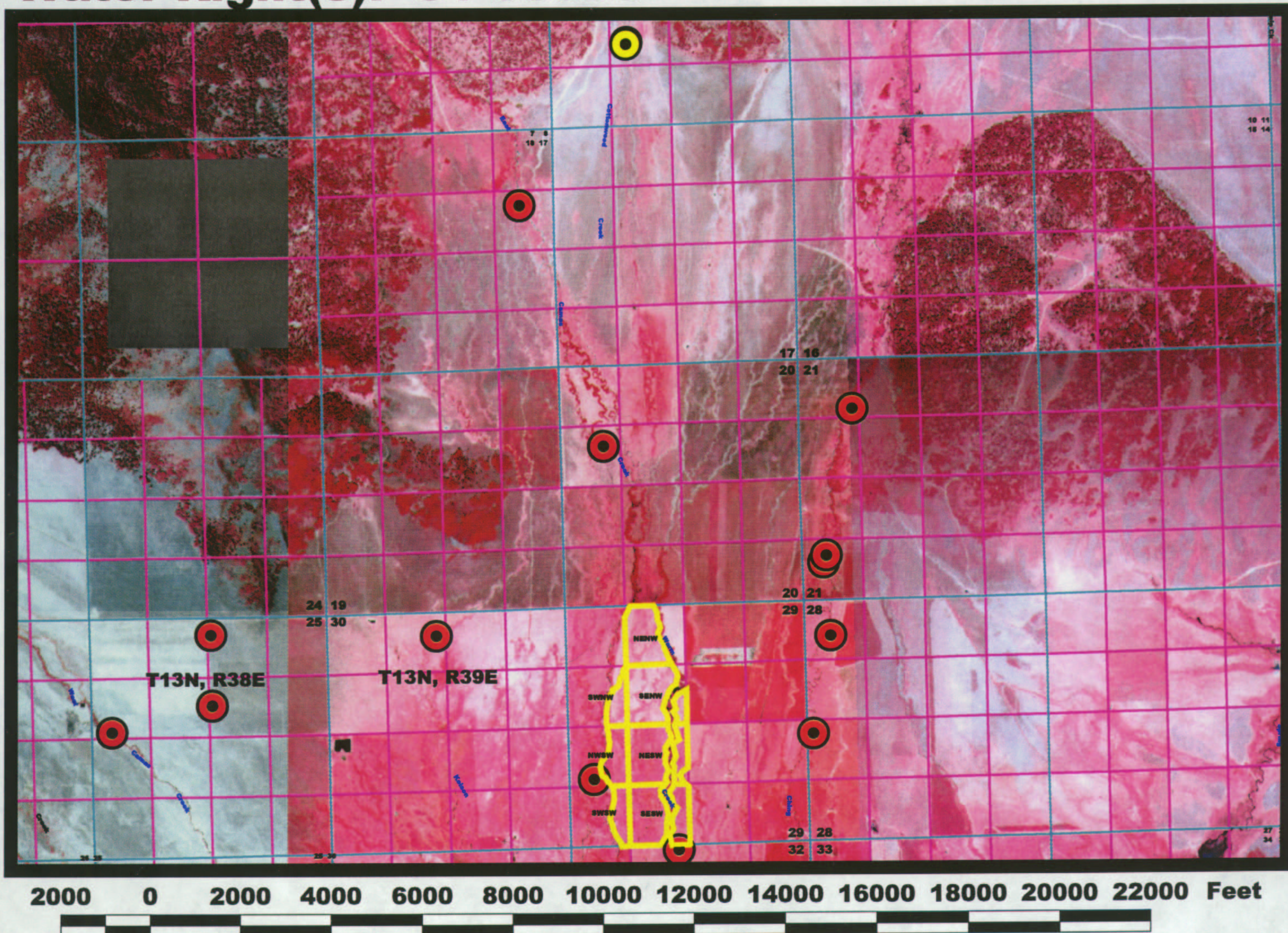
Department of Water Resources

Eastern Region

Original
claim sent
to court.
9-13-01

Claimant: Don Burtenshaw

Water Right(s): 31-00058



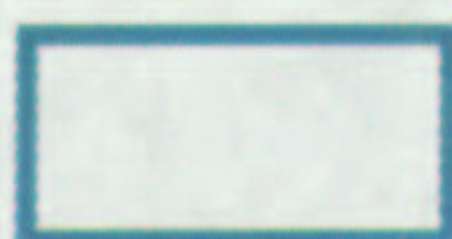
LEGEND



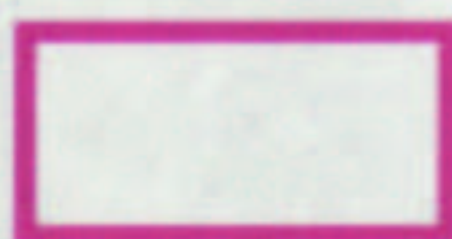
Point of Diversion

SESE

Place of Use



Section Line



Quarter-section line

Legal Description: T13N, R39E
(parts of) Sec.29 W2

Point(s) of Diversion: T13N,R39E
Sec.8 SWNESW



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: Nov. 2000

T. 13N, R. 38E. T. 13N, R. 39E.

U-43

DECLASSIFIED
PLACE OF USE
31-000608

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 19576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-00058

2002 JUN 10 PM 3:15
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: BEVERLY BURTENSHAW
DON M BURTENSHAW
1603 N 1000 E
TERRETON, ID 83450

SOURCE: COTTONWOOD CREEK TRIBUTARY: WARM CREEK

QUANTITY: 3.00 CFS

PRIORITY DATE: 05/01/1896

POINT OF DIVERSION: T13N R39E S05 NENENW Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	3.00 CFS
	Stockwater	05-01 TO 10-31	0.09 CFS

PLACE OF USE: Irrigation Within Clark County
T13N R39E S29 NENW 24.0 SWNW 9.0
SENW 33.0 NESW 33.0
NWSW 16.0 SWSW 11.0
SESW 34.0
160.0 Acres Total

Stockwater	Within Clark County
T13N R39E S29	NENW
	SWNW
	SENW
	NWSW
	SESW

USE OF THIS RIGHT WITH RIGHT NO. 31-00060B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 261 ACRES IN A SINGLE
IRRIGATION SEASON.

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

03/20/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 31-58
NAME AND ADDRESS: BEVERLY F BURTONSHAW
1603 N 1000 E
TERRETON ID 83450
DON M BURTONSHAW
1603 N 1000 E
TERRETON ID 83450-5033

SOURCE: COTTONWOOD CREEK TRIBUTARY: ~~EAST CAMAS CREEK~~ WARM CREEK
QUANTITY: 3.000 CFS
~~100.00 AFY~~

PRIORITY DATE: 05/01/1896

POINT OF DIVERSION: T13N R39E ~~S8-SWSEW~~ S5 NENENW Within CLARK County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	05/01 10/31	0.090 CFS
IRRIGATION	04 05/01 10/31	5 3.000 CFS

PLACE OF USE: STOCKWATER Within CLARK County

T13N R39E S29	NENW	T13N R39E S29	NWNW
T13N R39E S29	SWNW	T13N R39E S29	SENW
T13N R39E S29	NESW	T13N R39E S29	NWSW
T13N R39E S29	SWSW	T13N R39E S29	SESW

IRRIGATION Within CLARK County

T13N R39E S29	NENW	24.0	T13N R39E S29	SWNW	9.0
T13N R39E S29	SENW	33.0	T13N R39E S29	NESW	33.0
T13N R39E S29	NWSW	20 16.0	T13N R39E S29	SWSW	11.0
T13N R39E S29	SESW	34.0			

30 160 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 31-00060B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 261 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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

03/20/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

STOCKWATER 350 CATTLE
RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION
42-1425, IDAHO CODE.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO
SECTION 42-1425, IDAHO CODE.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 31-58 V1

WATER RIGHT NUMBER: 31-58 V1

1/9/2002

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ARVILLA BRADSHAW RT 2 BOX 112 SAINT ANTHONY, ID 83445 (208)624-3655
Original Owner	ELWIN BRADSHAW RT 2 BOX 112 SAINT ANTHONY, ID 83445 (208)624-3655
Original Owner	MARY BRADSHAW 345 N 1800 E SAINT ANTHONY, ID 83445 (208)624-4666
Original Owner	STANLEY J BRADSHAW 345 N 1800 E SAINT ANTHONY, ID 83445 (208)624-4666
Current Owner	BEVERLY BURTONSHAW 1603 N 1000 E TERRETON, ID 83450-5033 (208) 663-4493
Current Owner	DON M BURTONSHAW 1603 N 1000 E TERRETON, ID 83450-5033 (208) 663-4493

1/31/02
cc shows problems from
Prelim DR (11/29/00) to date
This was printed —

Priority Date: 05/01/1896

Basis: Decreed

Status: Active

Source

COTTONWOOD CREEK

Beneficial Use

STOCKWATER

IRRIGATION

From To
05/01/77 to 10/31
04/01 to 10/31

Total Diversion:Tributary

EAST CAMAS CREEK

Diversion Rate

0.090 CFS

5.000 CFS

3.000 CFS

Annual Volume

20.00 AF

100.00 AF

Location of Point(s) of Diversion

COTTONWOOD CREEK

CLARK County

SW1/4NE1/4SW1/4

Sec. 8, Twp 13N, Rge 39E, B.M.

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	39E	29					X	X	X	X	X	X	X	X					

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 31-58 V1

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
13N	39E	29	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	30.0
																			30.0

Conditions of Approval:

1. C02 RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. C18 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.
5. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

1. Explanatory STOCKWATER 350 CATTLE
2. Place of Use USE OF THIS RIGHT WITH RIGHT NO. 31-00060B IS LIMITED TO THE IRRIGATION OF A
 - Irrigation COMBINED TOTAL OF 261 ACRES IN A SINGLE IRRIGATION SEASON.

Comments:

1. ARuberry 11/28/2000 general
 Comment: Change of address 11/28/00
2. bcontor 1/18/2001 N08
 Comment: Added 1/18/2001 per Ernie Carlsen instructions

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 31-58 V1

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number: 31
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

SubCase:

SubCase Number: 3100058
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Date Filed: 9/5/2001 Objection Status: Active



STATE OF IDAHO

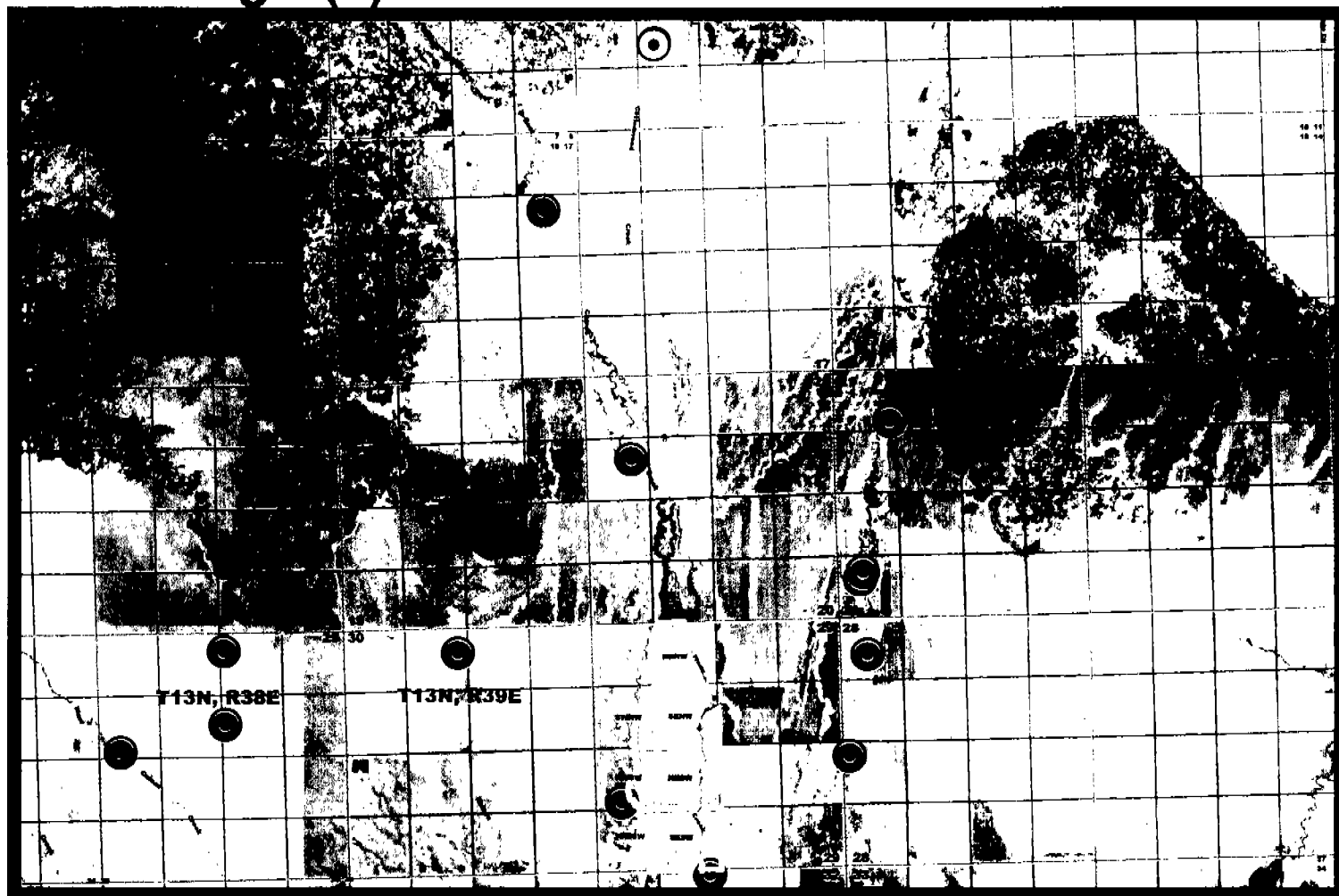
Department of Water Resources

Eastern Region

*original
claim sent
to court.
9-13-01*

Claimant: Don Burtenshaw

Water Right(s): 31-00058



2000 0 2000 4000 6000 8000 10000 12000 14000 16000 18000 20000 22000 Feet

LEGEND



Point of Diversion

SESE

Place of Use



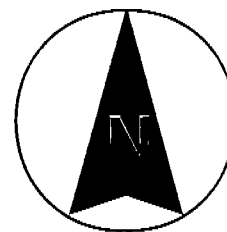
Section Line



Quarter-section line

Legal Description: T13N, R39E
(parts of) Sec.29 W2

Point(s) of Diversion: T13N,R39E
Sec.8 SWNESW



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: Nov. 2000

11/29/2000

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

RIGHT NUMBER: 31-58

NAME AND ADDRESS: BEVERLY BURTENSHAW
DON BURTENSHAW
1603 N 1000 E
TERRETON, ID 83450

SOURCE: COTTONWOOD CREEK

TRIBUTARY: EAST CAMAS CREEK

QUANTITY: 3 CFS

PRIORITY DATE: 05/01/1896

POINT OF DIVERSION: T13N R39E S8

SWNESW

Within CLARK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	05-01 10-31	3.00 CFS
STOCKWATER	05-01 10-31	0.09 CFS

PLACE OF USE:

IRRIGATION Within CLARK County					
T13N R39E S29	NENW	24	T13N R39E S29	SWNW	9
T13N R39E S29	SESW	33	T13N R39E S29	NESW	34
T13N R39E S29	NWSW	15	T13N R39E S29	SWSW	11
T13N R39E S29	SESW	34			
STOCKWATER Within CLARK County					
T13N R39E S29	NENW		T13N R39E S29	NWNW	
T13N R39E S29	SWNW		T13N R39E S29	SESW	
T13N R39E S29	NESW		T13N R39E S29	NWSW	
T13N R39E S29	SWSW		T13N R39E S29	SESW	

160 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 31-00060B IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 261 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

NOB ADDSD 01/16/01

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

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

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

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 31-58
Date Received: 6/7/88
Receipt No:
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DON BURTENSCHAW Phone:

1603 N 1000 E
MONTEVIEW ID USA 83435

BEVERLY BURTENSCHAW Phone:

1603 N 1000 E
MONTEVIEW ID USA 83435

2. Date of Priority: 05/01/1896

3. Source: COTTONWOOD CREEK Trib. to: Camas Creek

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
13N	39E	8	SW NE SW	CLARK

5. Description of diverting works:

HEADGATE WITH WIER TO DITCH TO FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/01	10/31	3	
STOCKWATER	05/01	10/31	0.05 0.09	DB 11-16-00

7. Total Quantity Appropriated is:
3 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13N	39E	29	SE	NW	IRRIGATION	33 33
			NE	SW	IRRIGATION	34 33
			NW	SW	IRRIGATION	15 16
			SW	SW	IRRIGATION	11 11
			SE	SW	IRRIGATION	28 35
			NE	NW	IRRIGATION	24 24
			SW	NW	IRRIGATION	11 11
			NW	NW	IRRIGATION	4 4
			NW	SW	STOCKWATER	
			SW	SW	STOCKWATER	
			SE	SW	STOCKWATER	
			NE	SW	STOCKWATER	
			SE	NW	STOCKWATER	
			NE	NW	STOCKWATER	
			SW	NW	STOCKWATER	
			NW	NW	STOCKWATER	
					Section Acres	160
					Total Acres	160

11. Place of use in counties: CLARK

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

13. Other Water Rights Used:

14. Remarks:

SOURCE: WARM CREEK IS ALSO KNOWN AS COTTONWOOD CREEK
 THE WATER IS REDIVERTED ON THE PLACE OF USE IN A GULLY IN THE SE1/4 NW1/4 (2 POINTS)
 AND IN THE SE1/4 SW1/4 (2 POINTS) IN SEC 29, T.13N R.39E
 OWNERSHIP CHANGED BY SVH 5/26/98
 CHANGED OWNERSHIP PER REQUEST CV/08/07/00
 AMENDED TO; ADD STOCK POU, ADJUST AND CORRECT ACRES, .

350 Cattle *W.D.* 11-16-00

15. Basis of Claim: Decreed

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 B. Burtch* Date: 11-16-2000
_____ Date: _____

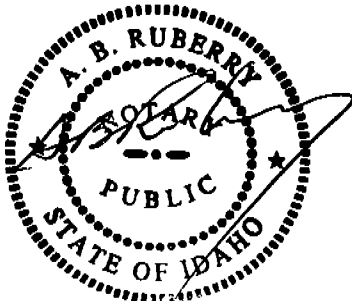
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 16th
of NOV 2000 *ALLEN B. RUBERRY*

Notary Public

Residing at IDAHO FALLS IDAHO

My commission Expires 09/23/03



T.1 9E

10

31-10059



Cottonwood

Creek

7 8
18 17

18

20

T13N, R38E

30

30

28

Hagenbarth
wastewater fl
31-10259

31

3

AJ0749WP
No. A31-00058

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 05/26/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STANLEY J BRADSHAW	05/01/1896	IRRIGATION	04-15 10-15	3.00 CFS	
C	MARY BRADSHAW		STOCKWATER	04-15 10-15	0.02 CFS	
	345 N 1800 E					
	ST ANTHONY ID 83445					
	(208) 624-4666					
				TOTAL DIVERSION:	3.00 CFS	
				CONSUMPTIVE USE:		600.00 AFA

Water Source: WARM CREEK

Tributary to: EAST CAMAS CREEK

Stage: DECREED

Point(s) of Diversion: T13N R39E S08 NESW

CLARK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
13N 39E 8	:									40	:					40.0
13N 39E 29	:							40	40	40	40					160.0
																TOTAL ACRES 200.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CLARK

Non-Irrigation Uses: STOCK WATER FOR 350 HEAD CATTLE.

Other Rights: NONE.

Remarks: GEN SOURCE: WARM CREEK IS ALSO KNOWN AS COTTONWOOD CREEK.
THE WATER IS REDIVERTED ON THE PLACE OF USE IN A GULLY IN THE
SE1/4 NW1/4 (2 POINTS) AND IN THE SE1/4 SW1/4 (2 POINTS) IN SEC
29, T.13N R.39E.
OWNERSHIP CHANGED BY SVH 5/26/98

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 31 Field Inspection Flag:
Presumption Flag:

* Section 8 was wrongly entered as well. BY DEED (OR CHANGE OF OWNERSHIP) THE
LANDS CONVEYED CLEARLY DISCLOSED SW SW SEC. 17 AND W2 SEC. 29 T13N R39E.
THEREFORE, THIS ERROR IS TREATED AS A TYPO AND CORRECTED TO SEC 17.

[Signature]
3/2/2K

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: A31-00058
Date Received: 6/07/1988
Receipt No: M000064
Received By: SM.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELWIN BRADSHAW 208-624-3655
Address: RTE 2, BOX 112
ST. ANTHONY, ID 83445

AND/OR

Name: ARVILLA BRADSHAW 208-624-3655
Address: RTE 2, BOX 112
ST. ANTHONY, ID 83445

2. Date of Priority: MAY 01, 1896

3. Source: WARM CREEK Trib. to: EAST CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
13N	39E	8	NE SW		CLARK

5. Description of diverting works:
HEADGATE WITH WIER TO DITCH TO FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.000		
STOCKWATER	04/15	10/15	0.020		

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

8. Total consumptive use is 600.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCK WATER FOR 350 HEAD CATTLE.

A31-00058

Page 1

Date: 06/07/88

MICROFILMED
NOV 16 1992

A3100058



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	39E	29	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	160.0
						Total Acres	200.0

11. Place of use in counties: CLARK

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

13. Other Water Rights Used:
NONE.

14. Remarks:
SOURCE: WARM CREEK IS ALSO KNOWN AS COTTONWOOD CREEK.
THE WATER IS REDIVERTED ON THE PLACE OF USE IN A GULLY IN THE
SE1/4 NW1/4 (2 POINTS) AND IN THE SE1/4 SW1/4 (2 POINTS) IN SEC
29, T.13N R.39E.

15. Basis of Claim: DECREED
Water Right Number:
Case Number: 635
Court :
Decree date: 2/25/1931

ERNEST SAUVE vs W. H. ABBOTT.
Decree Plaintiff 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): Elwin Bradshaw Date: 6-7-88

Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 7th day

of June 19 88

John Dale Carbo
Notary Public

Seal

Residing at Boise Id

My Commission Expires 6/1/89

31-0058

4824

4823
27' 30"

4822

4821

4820

4819

25'

PONTA DIVERDA



MICROFILMED
NOV 16 1992

CLAM 31-0005.8

NOT ORIGINAL

31-00058
P.O.D.

31-00060 P.O.D.
(J828)

DELETED
PLACE of USE
31-00060

DELETED
PLACE of USE
31-00058

18

17

16

6757
Butte

32

A97 1896
T56 MAY. 1

WR # 31-0058
SE 1/4 NE 1/4 SW 1/4
T13 R 39 S-8

7 8
18 17

KENNETH THORNGREN
A110 T68

GEO. HARTWELL
A111
T69

STEVE
BUCKLAND
A28

E. R.
BRADSHAW
A93

19 10

STEVE
BUCKLAND
A28

1908
WR # 31-0060
NW 1/4 W 1/4 N 1/4
T13 R 39
FRED

JOSETTA & FRANK

H. FREDERIKSON

106.6

BUCKLAND

A28

WR# 31-0062

NW 1/4 W 1/4

T13 R39

H. FREDERIKSON

A26

T19

106.6

19 20

30 29

MAN MARSHALL

A106

T63

E. R.

BRADSHAW

A93

WILLIAM

HUNTER

A25

T19

SIDDOWAY

A33

T27

JACK

30 29

31-0060

4824

4823
27 3

4822

4821

4820

4819

4818

18

17

16

Butter
Butte

EVANS
D. N. S.

WILSON
D. N. S.



5

Diversion

T13N R29E

31-58

17

20

29

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/13/93

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A31-90058

LAST: BRADSHAW
ADDRESS: RTE 2, BOX 112
CITY: ST. ANTHONY
PHONE NUMBER: 208-624-3655

FIRST: ELMEN

STATE: ID ZIP: 83445

OWNER CODE: C

LAST: BRADSHAW
ADDRESS: RTE 2, BOX 112
CITY: ST. ANTHONY
PHONE NUMBER: 208-624-3655

FIRST: ARVILLA

STATE: ID ZIP: 83445

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: SOURCE: WARM CREEK IS ALSO KNOWN AS COTTONWOOD CREEK.
THE WATER IS REDIVERTED ON THE PLACE OF USE IN A GULLY IN THE
SE1/4 NW1/4 (2 POINTS) AND IN THE SE1/4 SW1/4 (2 POINTS) IN SEC
29, T.13N R.39E.

CONTACT PERSON: _____

PHONE NUMBER: () ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y() N()

TIME: ____:____ A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A31-00058 PRIORITY DATE: 05-01-1896 STAGE: D

B. MR RECORD: # 31-00058 PRIORITY DATE: 05-01-1896 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES, EXPLAIN.

NOTES:

DELETED SPECIFICS 1896 - MAY 1

RECOMMENDED PRIORITY DATE:
05-01-1896

SO SPECIFIED

REVIEWED BY

DATE

3/1/24

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-00058	13N	39E	8		NE	SW		CLARK

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

MR RECORDS IN SAME 40 ACRE TRACT

31-04806

SOURCE: WARM CREEK

TRIB: EAST CANAS CREEK

B. MR POINT OF DIVERSION AND SOURCE:

3100058 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: WARM CREEK

TRIB: EAST CANAS CREEK

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
			Y	---
			N	---

NOTES:

DIVERSED REEDS TWO AND ONE-HALF MILES UPSTREAM ... 1200 [LANDS], ... SO BUILT.
DIVERSED SOURCE IS WARM CREEK - DD 4-43 DESCRIBES POD ON Cottonwood Ch
CP2

ACCORDING TO HOWARD ENGEBRIKSON COTTONWOOD CH WAS RECHANNELIZED ABOUT 1936
TO DELIVER WATER FOR IRRIG IN A DAY 1 YEAR, THE CHANNEL WAS NEVER PUT BACK
TO THE ORIGINAL CHANNEL - ULTIMATELY IT AFFECTED WARM CH CHANNEL CAPACITY.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCES:

THQ.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
13N	39E	8	SW	NE	SW		CLARK	
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---

SOURCE: ~~WASH CREEK~~ Cottonwood Cr. TRIB: EAST CANAS CREEK

REVIEWED BY: _____ DATE: _____

SYSTEM DESCRIPTION:

WOODS? HANDS? or small stream on Cottonwood Cr.
Also see Photo page next for POE, POB's.

cf 2
cf 3

31-00060B
Also uses this
POD.



A. ROOT WATER RIGHT NUMBERS: A31-00058

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	39E	8	SW	SW		BRADSHAW, ELMIN	A31-00058 740.0	-	2.0		
			SW	SW		BRADSHAW, ELMIN	A31-10046 1	31-02087 140.0			
			SW	SW		ZINK, KATIE E.					
13N	39E	29	NE	SW		BRADSHAW, ELMIN	A31-00058 740.0	31-00058 1	17.0		
13N	39E	29	NW	SW		BRADSHAW, ELMIN	A31-00058 740.0	31-00058 1	32.0		
			NW	SW		BRADSHAW, ELMIN	A31-10045 1	-			
13N	39E	29	SW	SW		BRADSHAW, ELMIN	A31-00058 740.0	31-00058 1	41.0		
			SW	SW		BRADSHAW, ARVILLA	A31-10044 1	-			
			SW	SW		BRADSHAW, ELMIN	A31-10045 1	-			
13N	39E	29	SE	SW		BRADSHAW, ELMIN	A31-00058 740.0	31-00058 1	39.0		
TOTAL ACRES							A31-00058	200.00	131.00		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

POU COUNTY: CLARK

PRESUMPTION FLAG:

NOTES:

DISCREPANCY TO SW/4 SEC. 29 ONLY (BEST CASE AC (4 QD'S @ 40 AC =) 160 AC. CLAIMS 200 AC WHICH INCLUDES SW/4 SEC. 8 (T/R) NAME IS UNDER UNCHANGED LICENSE 31-02087 w/ OTHER LANDS. SW/4 SEC. 8 IS OWNED BY MRS DIXON ACCORDING TO CLARK CO. ASSESSOR 3/1/2K
* ENTRY OF SEC. 8 WAS (APPARENTLY) A TYPO FROM THIS CONVEYANCE DEED w/ CHANGE OF OWNERSHIP - AND TREATED AS SUCH. CHANGE SEC. 8 TO SEC. 17 (CONTINUED BELOW)

RECOMMENDATIONS:

TOTAL ACRES:

160 AC

REVIEWED BY:

[Signature]

DATE:

11/29/2K

AMENDED 10/06/2K
TO 160 AC. & POU

HOWEVER, IT IS UNCLEAR HOW WATER IS CONVEYED TO SW/4 SEC. 17 SINCE BOTH POU'S (31-000608, 00058) ARE NOWHERE NEAR SEC. 17 AND POU IN SEC. 8 CONVEYS THROUGH SW/4 SEC. 17 WITH NO DESCRIBED CONVEYANCE. PETER STAN BRADSHAW (PREVIOUS OWNER) NO USE NO USE IN SEC. 17 SW/4. NO DIVERSION NO CONVEYANCE NO USE NO RECOMMENDATION

NO A/TOMM

NO USE

NO OWNERSHIP SHOWN FOR SEC. 8

NOT DESCRIBED HERE FOR EITHER SEC. 8 OR SEC. 17 CP5

SEE GDS FOR AC & DIST.

CP5

NOT DESCRIBED TO THOSE LANDS

A. CLAIMED USES:

PURPOSES
A31-00050 IRRIGATION
A31-00050 STOCKWATER

MONTH/DAY
FROM 04-15 TO 10-15
FROM 04-15 TO 10-15

DIVERSION QUANTITY
3.000 CFS
0.020 CFS *on*

TOTAL DIVERSION RATE/VOLUME CLAIMED

3.000 CFS

B. WR RECORDED USES:

PURPOSES
31-00050 IRRIGATION
31-00050 STOCKWATER
31-00050 DOMESTIC

MONTH/DAY
FROM 05-01 TO 09-01
FROM TO
FROM TO

DIVERSION QUANTITY
3.000 CFS
3.000 CFS
3.000 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

3.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATABASE FIELD EXAMINER
Y
Y
Y

Stockwater is defined by decree.

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() EXPLAIN IN NOTES, BELOW.

NOTES:
Recommend 5/1 TO 10/31 PER DEPT. STD. DECREE UNSPECIFIC

Stockwater is defined by Decree.

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 3.000 CFS
NR ROOT RIGHT TOTAL DIVERSION RATE: 3.000 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

B. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☒) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE.

NO CLAIMS FOUND WITH SAME PDU AND IRRIGATION USAGE

LIST ALL RIGHTS WITH SAME PDU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A31-00058	STOCKWATER	BRADSHAW, ELWIN	FROM 04-15 TO 10-15	.020 CFS	
A31-10046	STOCKWATER	BRADSHAW, ELWIN	FROM 04-15 TO 10-15	.020 CFS	
A31-10045	STOCKWATER	BRADSHAW, ELWIN	FROM 04-15 TO 10-15	.020 CFS	
A31-10044	DOMESTIC	BRADSHAW, ARVILLA	FROM 01-01 TO 12-31	.020 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES _____ X 0.02 CFS/ACRE = _____ CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DDES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 600.0 AF/A

ACRES _____ X CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ X DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()
P/D 2 1/2 MILES UPSTREAM FROM P/U.

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>Perig</u>				
<u>Stock</u>				
TOTAL FOR THIS RIGHT				

REVIEWED BY: _____

DATE: _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	()	()
FORFEIT/ABANDON	()	()
ADDITIONAL DEV. AMOUNT	()	()

B. SPLIT WATER RIGHT REVIEW :

ROOT WATER RIGHT NUMBER: 31-00058

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 3.000	EXAMINER	CFS
-----------------------------------	-------------------	----------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A31-00058	3.000	-		31-00058	3.000
TOTAL CFS		3.000				3.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE	FIELD EXAMINER
Y	

NOTES:

DERIVED AS 3.0 cfs CLAIMED IN FULL.

AUTHENTICATIONS:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/11/93

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A31-00058

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHEN/DATE	FIELD EXAM BY WHEN/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHEN/DATE	COMPLETED DATA ENTRY WHEN/DATE	VERIFIED DATE WHEN/DATE
PRIORITY DATE								
POINT OF DIV.	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 MASTER RECORDS = 3
 MAP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

2225510
03/18/93

PAGE: 13
PROFILE REPORT

CLAIM NUMBER: A31-00058

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ELWIN BRADSHAW	05/01/1896	IRRIGATION	04-15 10-15	3.00 CFS	
C	ARVILLA BRADSHAW RTE 2, BOX 112 ST. ANTHONY ID 83443 (200) 624-3655		STOCKWATER	04-15 10-15	0.02 CFS	
TOTAL DIVERSION:					3.00 CFS	
CONSUMPTIVE USE:						600.0 AFI

WATER SOURCE: WARM CREEK

TRIBUTARY TO: EAST CANAS CREEK

STAGE: DECREED

POINT(S) OF DIVERSION: T13N R39E S08

NESH

CLARK COUNTY

PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	SUM
13N	39E	29	:											40	40	40	40			160.0
13N	39E	3	:													40				40.0
TOTAL ACRES																			200.0	

PLACE OF USE LOCATION FOR STOCKWATER IS THE SAME LOCATION AS DESCRIBED FOR: IRRIGATION

POU COUNTY: CLARK

NON-IRRIGATION USES: STOCK WATER FOR 350 HEAD CATTLE.

OTHER RIGHTS: NONE.

REMARKS: SOURCE: WARM CREEK IS ALSO KNOWN AS COTTONWOOD CREEK.
THE WATER IS REDIVERTED ON THE PLACE OF USE IN A GULLY IN THE
SE1/4 NW1/4 (2 POINTS) AND IN THE SE1/4 SW1/4 (2 POINTS) IN SEC
29, T.13N R.39E.

DATES: EXAM MADE DATE: VERIFIED DATE: 07/08/1985

MISC: WATER DISTRICT NUMBER: 31 FIELD INSPECTION FLAG:
PRESUMPTION FLAG:

3158

JULY 23, 2001

DEAR MR. & MRS. BURTENSHAW;

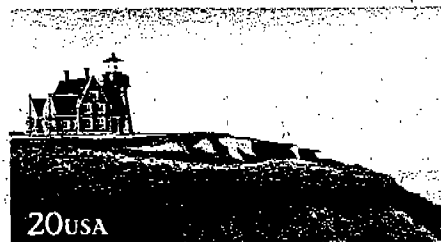
ALL WATER RIGHTS IN YOUR NAMES HAVE BEEN CHANGED TO
REFLECT THE ADDRESS ON THE FRONT OF THIS CARD.

IF YOU HAVE ANY QUESTIONS FEEL FREE TO CONTACT THIS OFFICE
AT 208-525-7161.

RESPECTFULLY SUBMITTED,

Cheri Vandermeulen

CHERI VANDERMEULEN
RECORDS CLERK



DON & BEVERLY BURTENSHAW
1603 N 1000 E
TERRETON ID 83450-5033

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number(s): _____

RECEIVED

JUL 20 2001

Department of Water Resources
Eastern Region

[] Old Mailing Address:

Don & Beverly Burtenshaw
1603 N. 1000 E.

Montevideo, Idaho 83435

[] New Mailing Address:

Don & Beverly Burtenshaw
1603 N. 1000 E.

Terreton, Idaho 83450-5033

[] Telephone Number:

208-663-4493 or 208-663-4492

[] Signature of Claimant:

Don M. Burtenshaw

[] Date:

July 19, 2001

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Beverly - 153833

Don - 99987

RECEIVED
JUN 11 2002
Department of Water Resources
Adjudication Bureau

2002 JUN 10 PM 3:16

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) ORDER OF PARTIAL DECREE
Case No. 39576)
) For Water Right 31-00058
)
_____)

On April 22, 2002, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 31-00058 is hereby **decreed** as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED June 10, 2002



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

ORDER OF PARTIAL DECREE

2002 JUN 10 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 31-00058

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 31-00058 was mailed
on June 10, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

DON M BURTENSHAW
Represented by:
GORDON S THATCHER
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

BEVERLY BURTENSHAW
DON M BURTENSHAW
1603 N 1000 E
TERRETON, ID 83450
Phone: 208-663-4493

ROBBIN GLATZ
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
06/10/02

SEP - 4 2001

Department of Water Resources

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

A: Subcase 31-58

(Insert water right number)

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B: NAME AND ADDRESS OF PERSON OBJECTINGName: Don M. BurtenshawAddress: 1603 N. 1000 E.Terreton, Idaho 83450Daytime Phone: 663-4493 or M- 250-4498

Name & Address of Attorney, if any:

Gordon ThatcherRexburg, Idaho**C:** CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORTName: Don & Beverly BurtenshawAddress: 1603 N. 1000 E.Terreton, Idaho 83450

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ Name and Address

Should be: _____

2. ☒ Source

Should be: Director's report lists Cottonwood Creek a tributary
East Camas. The channel was not diverted to East Camas in
1937. Before it was tributary to Warm Creek, Water Right
conditions must be same as decree original, whereas now
this water right will become junior to rights
in East Camas. The water master has water de
this water as junior to any East Camas rights.

3. ☐ Quantity

Should be: _____

4. ☐ Priority Date

Should be: _____

5. ☐ Point(s) of Diversion

Should be: _____

6. ☐ Instream Flow Description

Should be: _____

7. ☐ Purpose(s) of Use

Should be: _____

8. ☐ Period of Year

Should be: _____

9. ☒ Place of Use

Should be: Acceage Should be 160 Acres not 30 acres,
as listed in the directors report.

11. I object because:

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): If directors report goes in to

law in current form Water Right holder will effectively
lose his water rights to senior rights on East Camas,
when he has always had senior water rights on Cottonwood.

F.

VERIFICATION (Must be Completed)

State of Idaho)
)ss.

County of Jefferson

Don Burtenshaw, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Don Burtenshaw
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

August 30, 2001

Davis Tomlinson

Notary Public for State of Idaho

Residing at: Montrose, ID

My Commission Expires: 9/16/2002

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on Sept. 1, 2001, ~~1999~~, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

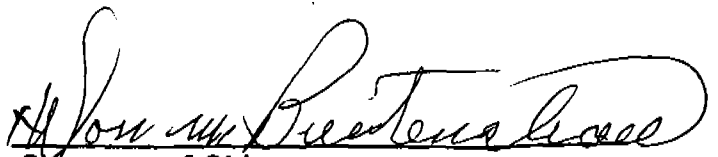
Name: Don M. Burtenshaw
Address: 1403 N. 1000 E.
Terreton, Idaho 83450

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Signature of Objector or attorney
mailing on Objector's behalf

RECEIVED

MAR 05 2001

01/24/2001

Department of Water Resources
Eastern Region

**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: March 9, 2001

Water right number: 31-58

DON M BURTENSHAW
1603 N 1000 E
TERRETON ID 83450
Telephone Number: (208) 663-4493

BEVERLY BURTENSHAW
1603 N 1000 E
TERRETON ID 83450
Telephone Number: (208) 663-4493

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:

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

DATE:

3-3-01

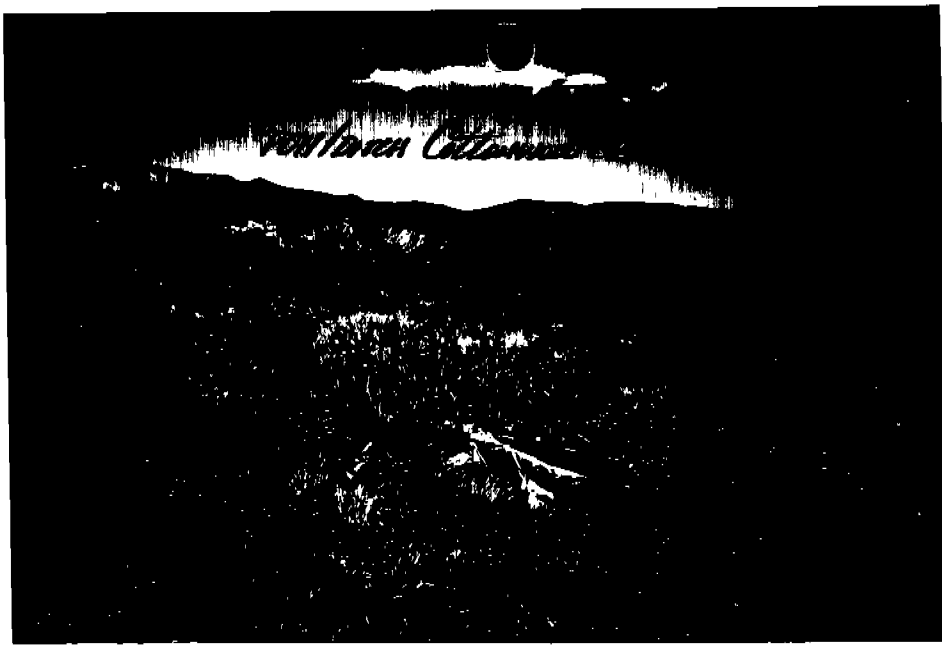
SIGNATURE:

Don M. Burtenshaw

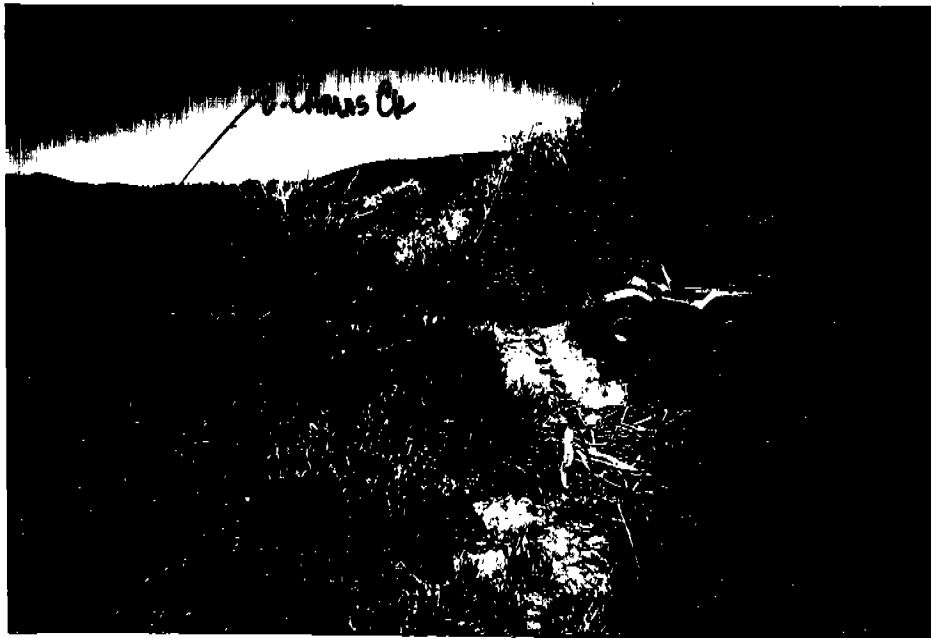
Please print your name:

DON M. BURTENSHAW

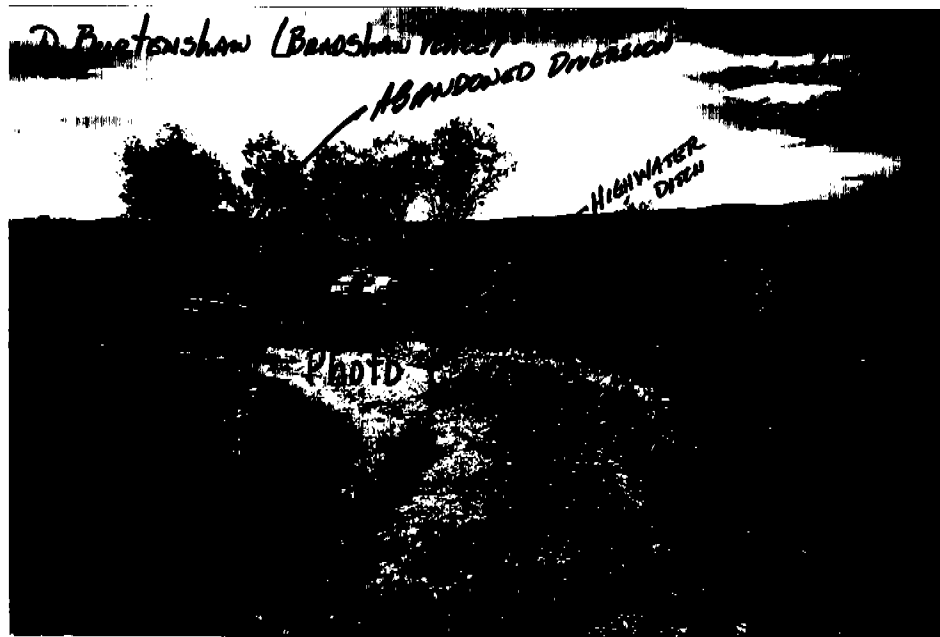
IDWR Regional Office, 900 N Skyline, Idaho Falls, ID 83402, 2085257161



POINT OF INTERSECTION INTO
WARM CREEK CHANNEL



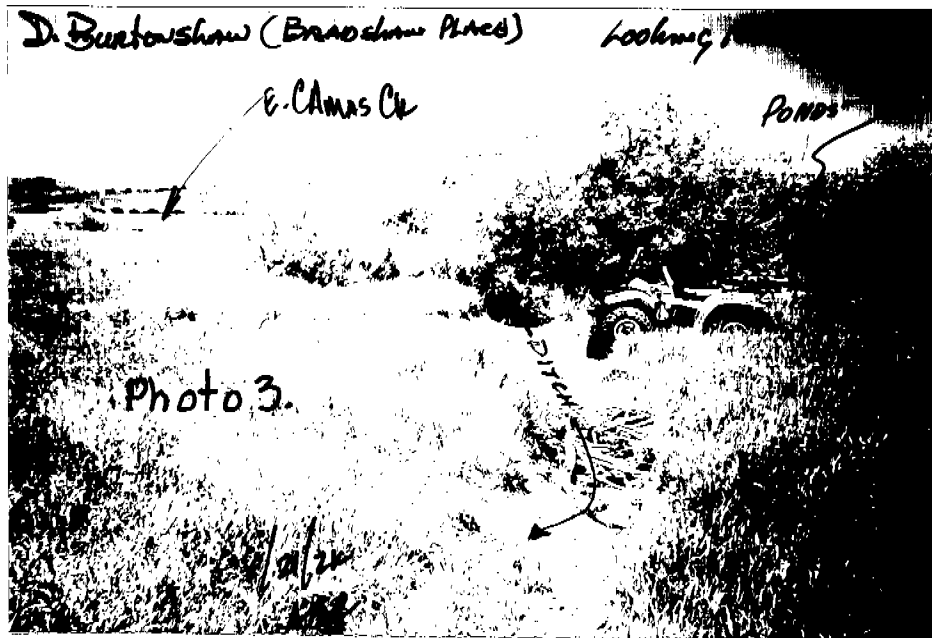
ROAD DIVERSION FROM WARM
CREEK CHANNEL, EAST SIDE



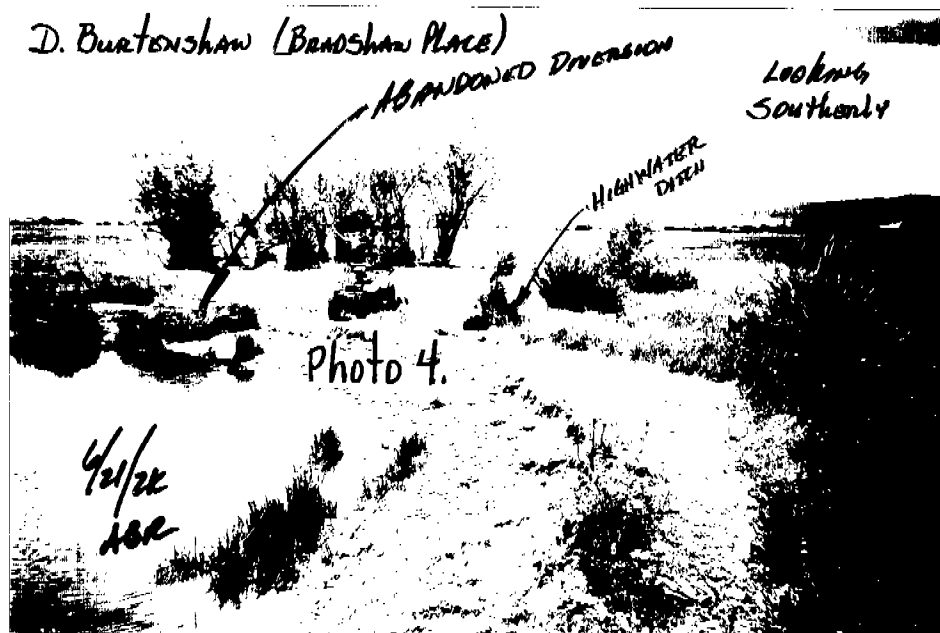
ROAD DIVERSION FROM WARM
CREEK CHANNEL, WEST SIDE



Point on Jackson road
near Brad Bradshaw



The Camas Cr. from Bradshaw
Point looking N. 2nd Cr.



Looking from Bradshaw
Point looking N. 2nd Cr.

31-00055
Photo 1
31-00060B

7 8
18 17

East
Cottonwood
Cottonwood ditch

18 17
20

31-00060B

T13N R39E

25 30

30 29

Photo 2

20 28

6/21/2K
am

38E T13N R39E

30 29
31 32

Photo 4

28

Creek

31-00058

20

25

28

NENW
24.0

T13N, R39E

SWNW
9.0

SENW
33.0

WSW
15.0

NESW
34.0

SSW
11.0

SESW
34.0

29

28

32

33

Don Burtenshaw
31-00249
31-00250

Kolson

Frederick Fredericksen

31 0058 ✓

1896 - May 1

3.0 c.f.s.

Source: Warm Creek, a tributary of Camas Creek.

Point of Diversion: Two and one-half miles up stream from the land to be irrigated, and hereinafter described.

Sw⁴ Sec. 29 T13N. R. 39E.

For use on the following described land, to-wit: The Southwest Quarter of Section 29, Township 13 North, Range 39 East, B. M.

2½ MILES UPSTREAM DESCRIBES THE OLD CHANNEL OF COTTONWOOD CREEK WHICH ULTIMATELY TURNED INTO WARM CREEK. BUT, COTTONWOOD CREEK WAS RE-CHANNELLED ABOUT 1936 TO ITS PRESENT DAY STREAM CHANNEL (SEE OQ-11-43) AND NEVER RE-DIRECTED TO ITS ORIGINAL CHANNEL.

T. 150R. 36E. T. 151N. 2. 39E.

11-43

DECLASSIFIED
PLACE IN USE
31-000000

DECLASSIFIED
PLANS OF THE
31-000000

8 AUGUST 1994

TO: ELWIN BRADSHAW

SUBJECT: ADJUDICATION CLAIMS; A31-0058, 00060B, 10043, 10044,
10045, 10046

Mr. Bradshaw came in today to discuss his above mentioned water rights.

After lengthy discussions of each right the following occurred to each.

A31-00058, This is a decreed right that was filed as decreed. However, IRRIGATION is not USED AS DECREED. According to Mr. Bradshaw the right has never been used in the manner as decreed since he bought the property in (about 1951). It has however, been used in the current irrigation practice since it was purchased, same as the previous owner had.

A31-00060B, This is also a decreed right. It too has never been used in the decreed manner. Rather, it too has been used in the current irrigation practice since the property was acquired by Mr. Bradshaw.

Consideration was made, this date, to combine all of 31-00058 and part of 31-00060B. This cannot be done because the priority dates do not coincide. Further discussion with Greg Taylor, Agent of Basin 31; No action was taken on these two claims at this time as they will be reviewed in the near future by Greg for the adjudication.

A331-10043 and A31-10046, Domestic and stockwater claims filed by Mr. Bradshaw. There was confusion on Mr. Bradshaw's part as to why and even how these claims were filed. One was filed on property that he has never owned, and the other was filed for a well (Domestic) that served a home at the time of filing. That home has since been removed. Both claims were filed for WITHDRAWAL.

A31-10045 was amended to correct the diversion rate for the amount of stock watered by this source. Names of the Source were also changed to reflect current geographical names of streams.

A31-10044 is a current Domestic claim being used at Mr. Bradshaw's home. No apparent problems were noted with this claim.

PAGE 2
ELWIN BRADSHAW

The above referenced claims were amended and/or rendered to their current status in accordance with Mr. Bradshaw's information and consent.


Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

8 Aug 1994





NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DELEG
AR 8/7/00
Jan

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A31-00058, A31-00060B

☐ Name and Address of Former
Owner/Claimant(s)(Seller): STANLEY & Mary BRADSHAW
345 N 1800 E
ST ANTHONY ID 83445

☐ New Owner/Claimant
(Purchaser): DON AND BEVERLY BURTONSHAW

☐ New Mailing Address: 1603 N 1000 E.
MONTICLO ID 83435

☐ New Telephone Number: () _____ - _____

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached: DOWD

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
Owner/Claimant(s) Don m. Burtonshaw Date 7-26-00

☐ Signature of Former
Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

BRADSHAW PIECE

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

FIRST AMENDED WILL

C21721

048762

WARRANTY DEED

For Value Received Stanley J. Bradshaw and Mary Bradshaw, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells & conveys to

Don M. Burtenshaw and Beverly F. Burtenshaw, husband and wife

whose address is: 1603 N. 1000 E. Terreton, Id 83450

Hereinafter called the Grantee, the following described premises situated in Clark County, Idaho, to-wit:

Township 13 North, Range 39 East, Boise Meridian, Clark County, Idaho

Section 29: W1/2

Excepting Therefrom: County road right of way along the west boundary of the above described property.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current year taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: July 5, 2000


Stanley J. Bradshaw

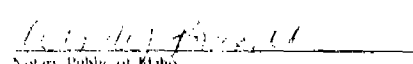

Mary Bradshaw

STATE OF IDAHO

COUNTY OF Madison

On This 5th day of July, in the year 2000, before me, a Notary Public in and for said State, personally appeared Stanley J. Bradshaw and Mary Bradshaw, known or identified to me to be the person(s) whose name(s) is are subscribed to the within instrument, and acknowledged to me that he she they executed the same

WENDY BRIZZEE
NOTARY PUBLIC
STATE OF IDAHO


Notary Public of Idaho
Residing at 711 1/2 S. 1st St. Boise, ID 83721
Commission Expires: 12/31/2001

Microfilm No. **048762**
1 Day 5:48 20 00
At 9:48 o'clock AM
County Clark
Clark Co. Recorder
Fee \$ 3-
Deputy
Recorded at Request of
FATCO



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 7, 2000

DON AND BEVERLY BURTENSHAW
1603 N 1000 E
MONTEVIEW ID 83435

RE: CHANGE IN OWNERSHIP FOR A31-00058, A31-00060B,
A31-00249, A31-00250

Dear Claimant:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 19, 2000

DON BURTENSCHAW
HC 63 BOX 2610
TERRETON ID 83450

RE: CHANGE IN OWNERSHIP FOR A31-00249, A3100250,
A31-00058, A31-00060B

Dear Mr. Burtenshaw:

It has come to our attention that you may have recently purchased a tract of land in Clark County. The property to which I am referring was most recently owned by Blaine T. Smith (Water Right #'s A31-00249 and A31-00250) and Stanley J & Mary Bradshaw (Water Right #'s A31-00058 and A31-00060B). The legal description is as follows:

T12N R39E S05 NE1/4 NE1/4
T12N R39E S05 NW1/4 NE1/4
T13N R39E S33 NW1/4 NW1/4
T13N R39E S33 SW1/4 NW1/4
T13N R39E S33 NE1/4 SW1/4
T13N R39E S33 NW1/4 SW1/4
T13N R39E S33 SW1/4 SW1/4
T13N R39E S33 SE1/4 SW1/4
T13N R39E S33 NW1/4 SE1/4
T13N R39E S33 SW1/4 SE1/4
T13N R39E S08 SW1/4 SW1/4
T13N R39E S29 NE1/4 SW1/4
T13N R39E S29 NW1/4 SW1/4
T13N R39E S29 SW1/4 SW1/4
T13N R39E S29 SE1/4 SW1/4
T13N R39E S29 NE1/4 NW1/4
T13N R39E S29 NW1/4 NW1/4
T13N R39E S29 SW1/4 NW1/4
T13N R39E S29 SE1/4 NW1/4

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

If returned after July 1,2000 there will be a \$25.00
filing fee PER CLAIM NUMBER

Enclosed is a Change in Ownership form. Please fill
out the form completely, sign and date it and return it
to my attention along with a "copy" of your Warranty
Deed and legal description of the property you have
purchased.

If you have any questions regarding this matter, please
call **Allen Ruberry** at 525-7161.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 27, 1998

STANLEY J & MARY BRADSHAW
345 N 1800 E
ST ANTHONY ID 83445

RE: CHANGE IN OWNERSHIP FOR A31-00060B, A31-00058

Dear Mr. & Mrs. Bradshaw:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure: Notice(s) of Claim

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

DELOG JH 4/24/98
DELOG SVH 5/7/98
OF SVH 5/26/98
RECEIVED

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

APR 23 1998

Please print or type. Attach pages with additional information. Instructions are on the back of this form. Department of Water Resources
Incomplete forms will be returned. Eastern Region

1. Water Right No(s):

A31-00060B A31-00058 A31-10045

Adjudication Claim No(s):

A31-10044

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

Elwin Bradshaw

3605 W 7000 N

4. New Owner/Claimant(s)

St. Anthony ID 83445

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

Stanley J. Bradshaw or Mary Bradshaw

City, State and ZIP Code

395 N 1800 E St. Anthony ID 83445

New Telephone Number

(208) 624-4666

5. Date you acquired the property

3-6-97

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 360 acres Number and type of stock 350 head cattle

Diversion rate in CFS _____ Number of homes 1 Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Stanley J. Bradshaw
Mary Bradshaw

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

8 AUGUST 1994

TO: ELWIN BRADSHAW

SUBJECT: ADJUDICATION CLAIMS; A31-0058, 00060B, 10043, 10044,
10045, 10046

Mr. Bradshaw came in today to discuss his above mentioned water rights.

After lengthy discussions of each right the following occurred to each.

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MICROFILMED
NOV 14 1996

PAGE 2
ELWIN BRADSHAW

The above referenced claims were amended and/or rendered to their current status in accordance with Mr. Bradshaw's information and consent.


Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

8 Aug 1994



MICROFILMED

NOV 14 1995

INDIVIDUAL'S DEED AND PERSONALREPRESENTATIVE'S DEED

THIS INDENTURE, Made this 6 day of March, 1997, between
 ELWIN R. BRADSHAW, of 3605 W. 7000 N., St. Anthony, ID 83445, both individually
 and as Personal Representative of the Estate of Arvilla A. Bradshaw, late of St.
 Anthony, Fremont County, Idaho, the party of the first part, and STANLEY J.

BRADSHAW, of 345 N. 1800 E., St. Anthony, ID 83445, the party of the second part,

WITNESSETH, That the said party of the first part, individually and as the
 duly appointed, qualified and acting Personal Representative of the Estate of Arvilla A.
 Bradshaw, does by these presents grant, convey and confirm unto the said party of the
 second part, as his sole and separate property and for his sole and separate use, with the
 rents, issues and profits to remain sole and separate, and to his heirs and assigns forever,
 all of his interest and all of said estate's interest in and to the real property situated in
 Clark County, Idaho, described as follows to-wit:

The SW1/4SW1/4 of Sec. 17, and the W1/2 of Section 29, all
 in Twp. 13 N., Rge. 39 E.B.M.

SUBJECT TO accruing taxes and water assessments, if any,
 thereon.

Together with all and singular the tenements, hereditaments and
 appurtenances thereunto belonging or in anywise appertaining, and the reversion and
 reversions, remainder and remainders and rents, issues and profits thereof.

Microfilm No. 47782
22 Day April 19 98
 At 10:40 O'Clock A.M.
JO ANN S. TAVENNER
 Clark Co. Recorder
 Fee \$ 6.00
Marcia Belch Deputy
 Recorded at Request of
Stan Bradshaw

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said party of the second part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, The said party of the first part, individually and as said Personal Representative, has, as aforesaid, hereunto set his hand and seal the day and year first above written.

Elwin R. Bradshaw

Elwin R. Bradshaw
Individually and as Personal
Representative of the Estate of
Arvilla A. Bradshaw

STATE OF IDAHO,)
 ss.
County of Madison.)

On this 6th day of March, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared ELWIN R. BRADSHAW, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same both individually and as Personal Representative of the Estate of Arvilla A. Bradshaw.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Debra A. Keller

Notary Public for Idaho
Residing at: Rexburg, Idaho
My Commission Expires: 11-15-99