



STATE OF IDAHO

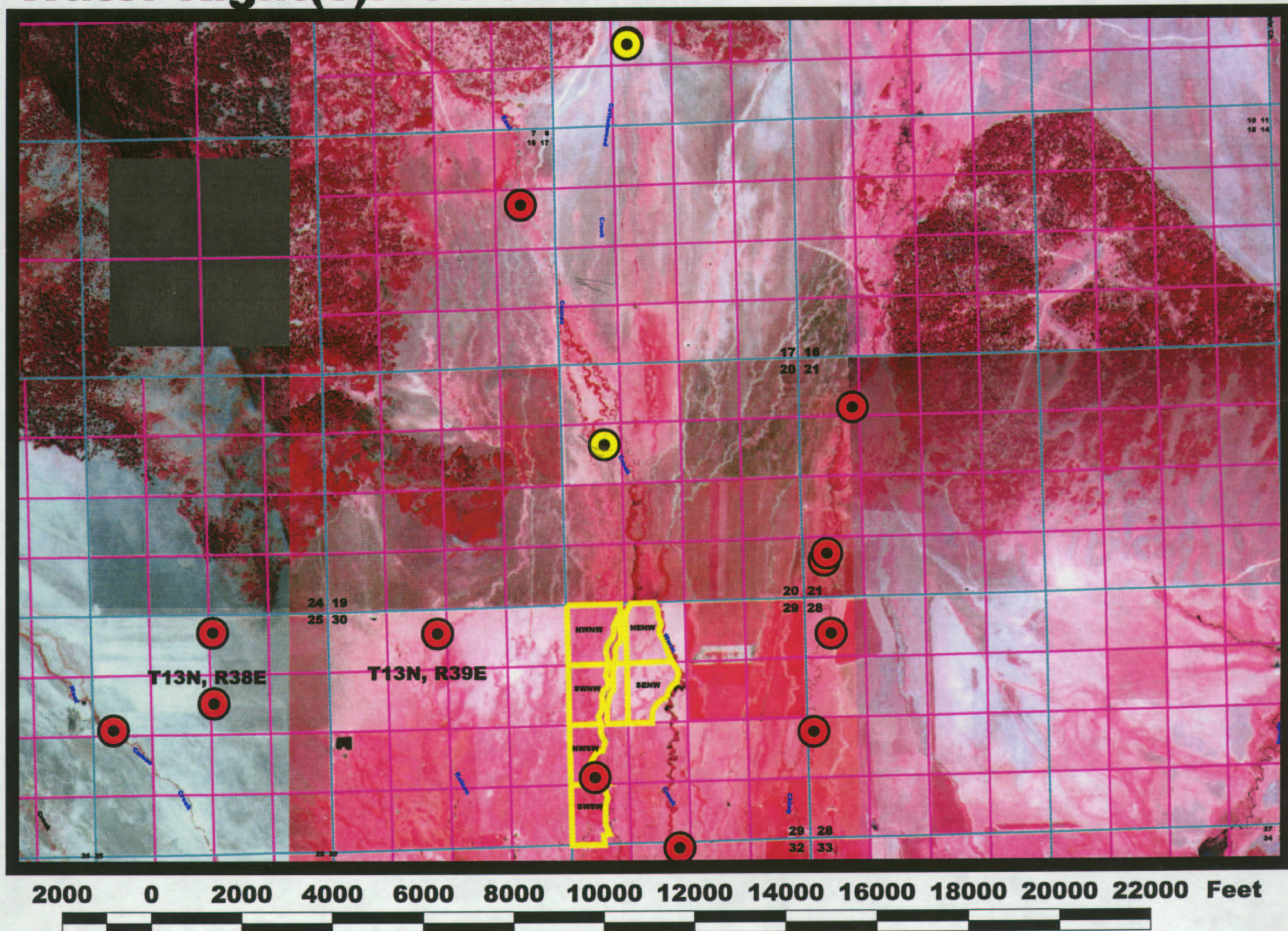
Department of Water Resources

Eastern Region

Original
Claims Sent
to Court.
9-13-01

Claimant: Don Burtenshaw

Water Right(s): 31-00060B



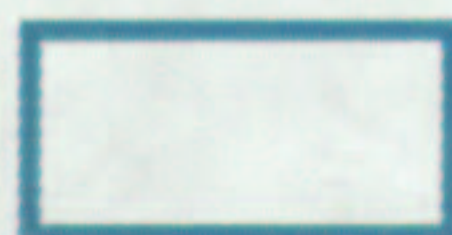
LEGEND



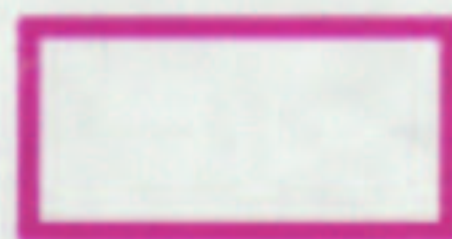
Point of Diversion

SESE

Place of Use



Section Line



Quarter-section line

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

**Point(s) of Diversion: T13N,R39E
Sec.8 SWNESW,
Sec. 20 NESWNW**



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

31-00060B

T13N, R39E

**NWNW
34**

**NENW
24**

**SWNW
33**

**SENW
26**

**NWSW
19**

**SWSW
24**

**Don Burtenshaw
31-00249
31-00250**

Creek

Warm

Creek

Ching

East
Camas

Kelson

Kelson

20 21
29 28

29 28
32 33

31-60B

5

Diversion

T13N R29E

8

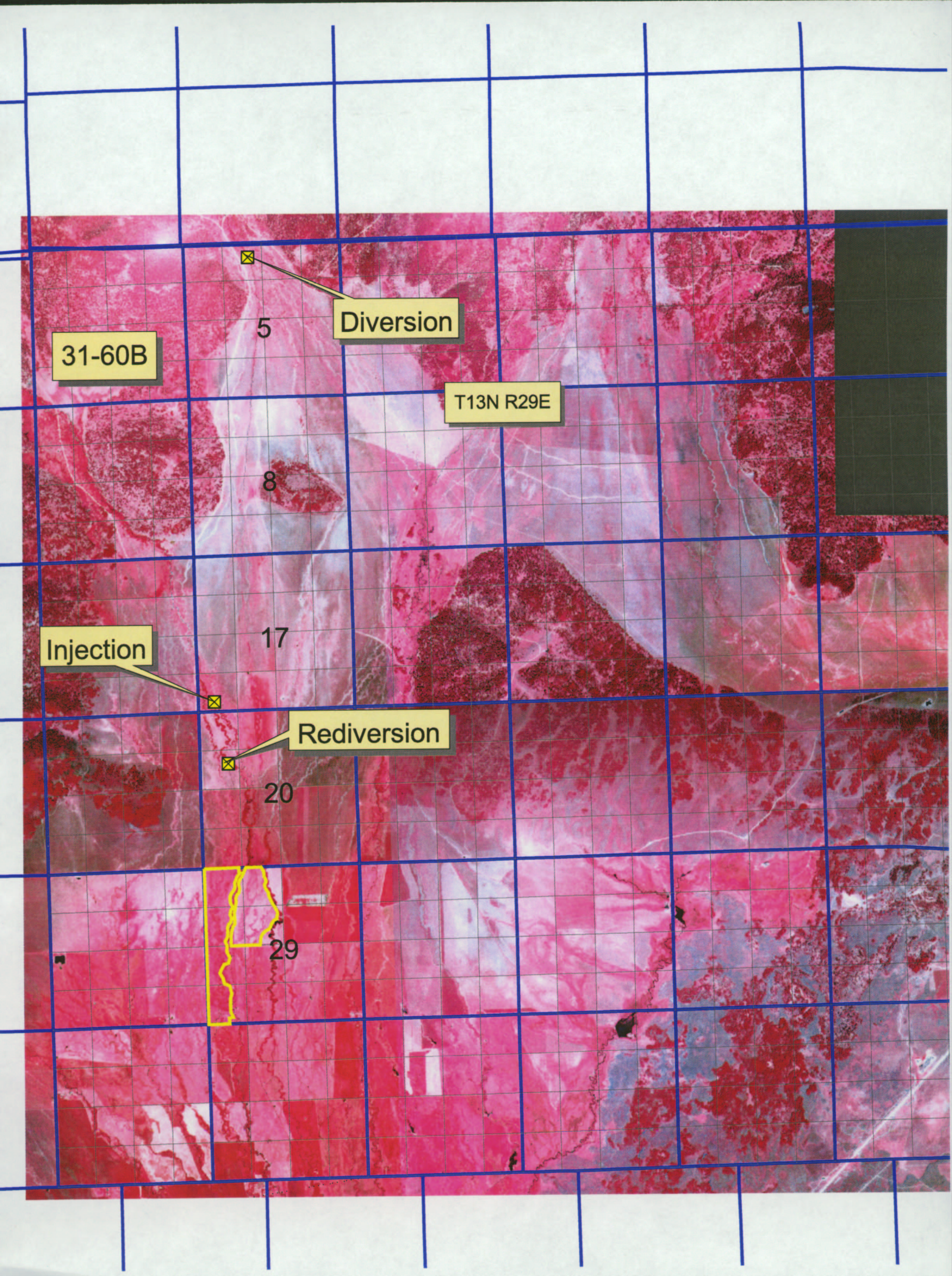
Injection

17

Rediversion

20

29



RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

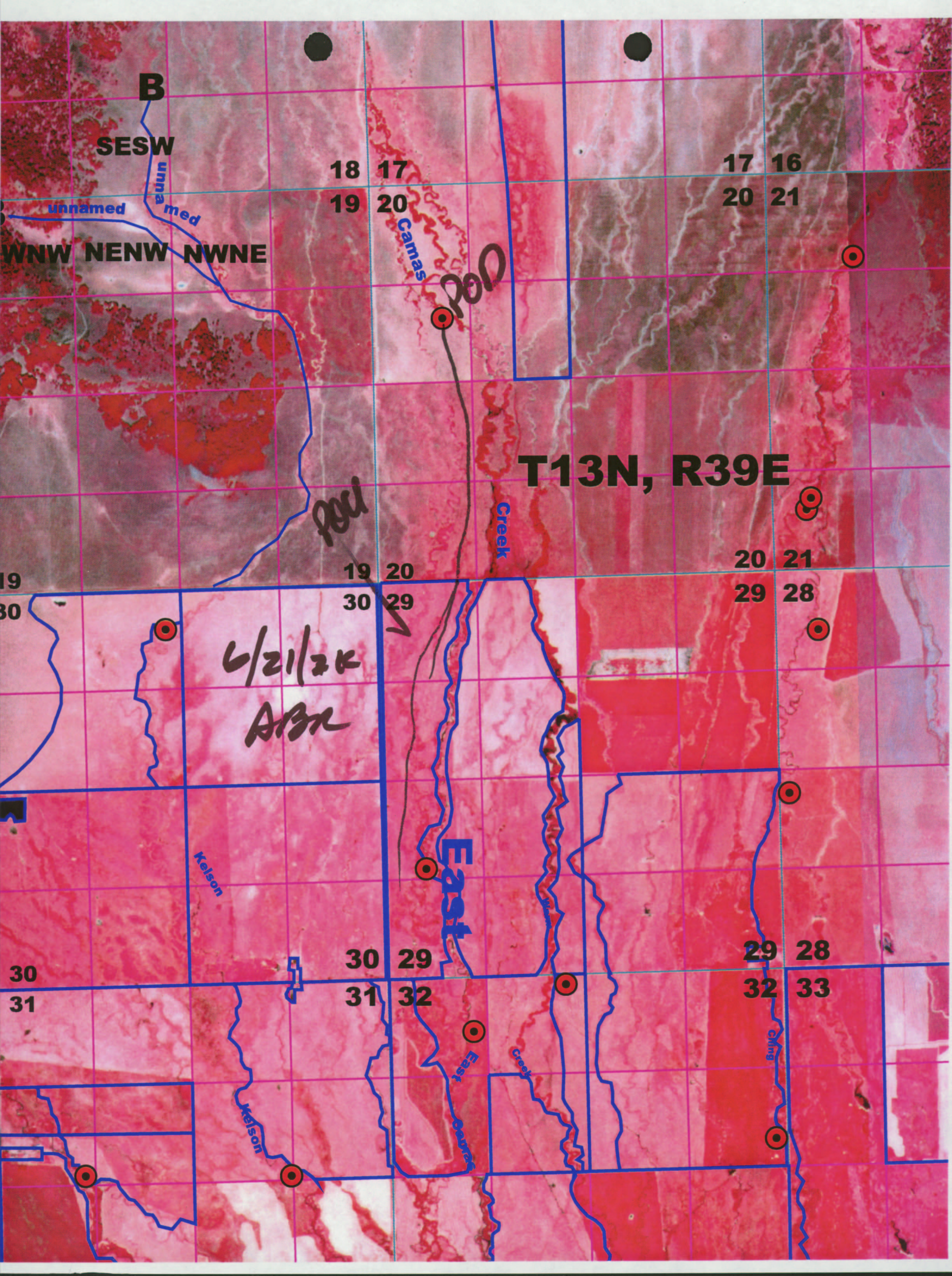
TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
13N	39E	20	NE	SW	NW		CLARK	Camas Ck
13N	39E	8	SW	NE	SW		"	Cottonwood Ck

SOURCE: E. Camas Ck TRIB: Camas Ck

REVIEWED BY: ABR DATE: 3/3/2K

SYSTEM DESCRIPTION: WOODEN HEADGATES ON E CAMAS CK AND COTTONWOOD CK. (SEE 31-00058 FOR PHOTO OF COTTONWOOD DIVERSION)





B

SESW

unnamed

unnamed

WNW NENW NWNE

18 17
19 20

17 16
20 21

Camas

T13N, R39E

19
30

19 20
30 29

20 21
29 28

6/21/2K
ABN

Kelson

East

30
31

30 29
31 32

29 28
32 33

Kelson

East

Creek

Cling

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

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

PAGE 1
Apr-22-2002

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
Presiding Judge of the
Snake River Basin Adjudication

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

Case No. 39576

)
) **ORDER OF PARTIAL DECREE**
)
) **For Water Right 31-00060B**
)

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 31-00060B 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

11/29/2000

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

RIGHT NUMBER: 31-60B

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

SOURCE: COTTONWOOD CREEK TRIBUTARY: EAST CAMAS CREEK
EAST CAMAS CREEK CAMAS CREEK

QUANTITY: 3.06 CFS

PRIORITY DATE: 03/31/1915

POINT OF DIVERSION: T13N R39E S8 SWNESW Within CLARK County
T13N R39E S20 NESWNW Within CLARK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	05-01 10-31	0.09 CFS
IRRIGATION	05-01 10-31	3.06 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	NWSW	T13N R39E S29	SWSW
IRRIGATION Within CLARK County			
T13N R39E S29	NENW	24	T13N R39E S29 NWNW 34
T13N R39E S29	SWNW	33	T13N R39E S29 SENW 26
T13N R39E S29	NWSW	19	T13N R39E S29 SWSW 24

160 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 31-00058 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 Added

Water Right 31-60B

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 31-60B
Date Received: 6/7/88
Receipt No:
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

DON BURTENSCHAW Phone:

1603 N 1000 E

~~MONTEVIEW ID-USA~~ 83435

TERRETON

BEVERLY BURTENSCHAW Phone:

1603 N 1000 E

~~MONTEVIEW ID-USA~~ 83435

TERRETON

2. Date of Priority: 03/31/1915

3. Source: COTTONWOOD CREEK , EAST CAMAS CREEK Trib. to: Camas Creek , Camas Creek

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
13N	39E	20	SW NW	CLARK
13N	39E	8	NE SW	CLARK

5. Description of diverting works:

HEADGATES AND WIER TO DITCH FOR 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	3.06	
STOCKWATER	05/01	10/31	~~0.05~~ 0.09	<i>al.B. 11-16-00</i>

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 200

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres			
13N	39E	29	NE	NW	IRRIGATION	40			
			NW	NW	IRRIGATION	40			
			SW	NW	IRRIGATION	40			
			SE	NW	IRRIGATION	40			
			SE	SW	IRRIGATION	40			
			NE	SW	IRRIGATION	40			
			NW	SW	IRRIGATION	40			
			SW	SW	IRRIGATION	40			
			NE	NW	STOCKWATER				
			NW	NW	STOCKWATER				
			SW	NW	STOCKWATER				
			SE	NW	STOCKWATER				
			SE	SW	STOCKWATER				
			NE	SW	STOCKWATER				
			NW	SW	STOCKWATER				
			SW	SW	STOCKWATER				
								Section Acres	320
								Total Acres	320

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:

TRANS. 828

THE WATER IS REDIVERTED IN A GULLY ON THE PLACE OF USE 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 STOCKWATER (200 CATTLE), ADD POD, CORRECT PERIOD OF USE, PERMISSIBLE POU W/ 31-00058.

350 W.B. 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): *[Signature]* Date: 11-16-2000
_____ Date: _____

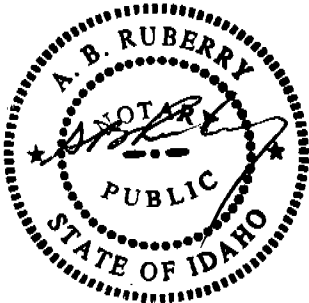
State of Idaho)
County of Bannock) SS.

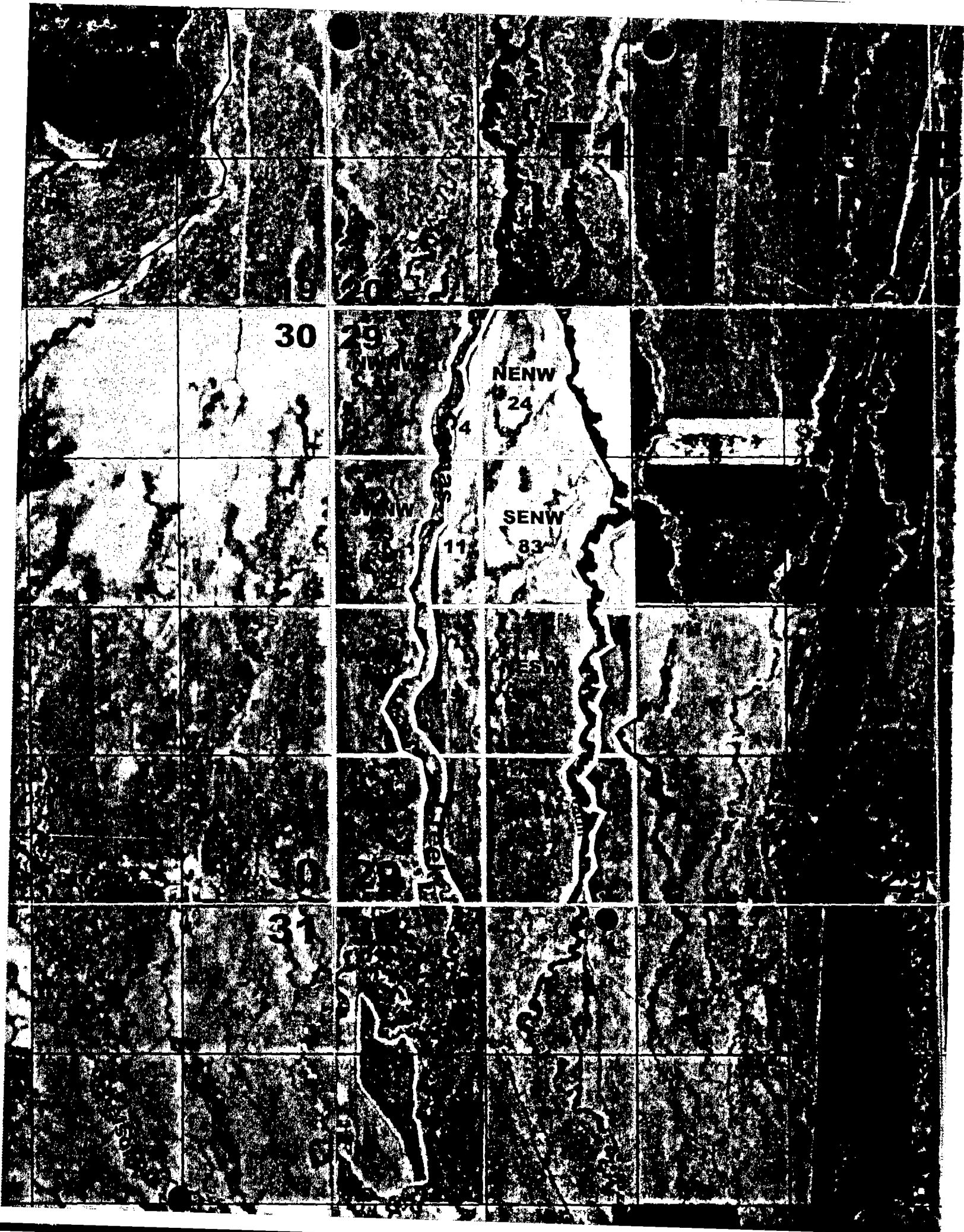
Subscribed and sworn (or affirmed) before me this 16th
of Nov 2000 *Aaron B. Ruberry*

Notary Public

Residing at IDAHO FALLS IDAHO

My commission Expires 09/23/03





AJ0749NP
No. A31-00060B

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	03/31/1915	IRRIGATION	04-15 10-15	3.06 CFS	
C	MARY BRADSHAW					
	345 N 1800 E					
	ST ANTHONY ID 83445					
	(208) 624-4666					
				TOTAL DIVERSION:	3.06 CFS	
				CONSUMPTIVE USE:		900.00 AFA

Water Source: EAST CAMAS CREEK

Tributary to: CAMAS CREEK

Stage: DECREED

Point(s) of Diversion:

T13N R39E S20

SWNW

CLARK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE											
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESE	NWSE	SWSE	SESE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
13N	39E	29	:									:	40		40		40		40	:						:	160.0
																								TOTAL ACRES	160.0		

POU County: CLARK

Non-Irrigation Uses: STOCKWATER FOR 350 CATTLE.

Other Rights: NONE.

Remarks: GEN TRANS. 828.
THE WATER IS REDIVERTED IN A GULLY ON THE PLACE OF USE 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:

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: A31-00060B
Date Received: 6/07/1988
Receipt No: M000064
Received By: S.M.

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: MAR 31, 1915

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
13N	39E	20	SW NW		CLARK

5. Description of diverting works:
HEADGATE AND 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	3.060		

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

8. Total consumptive use is 900.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER FOR 350 CATTLE.

A31-00060B

Page 1

Date: 06/07/88

MICROFILMED

NOV 16 1992

A3100060B



10. Place of Use:

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

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:
TRANS. 828.
THE WATER IS REDIVERTED IN A GULLY ON THE PLACE OF USE 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: 310060
Case Number: 635
Court :
Decree date: 2/25/1931

ERNEST SAUVE

Decree Plaintiff

W. H. ABBOTT.

Decree Defendant

VS

MICROFILMED

NOV 16 1992

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: 6-7-1988

Date: _____

State of Idaho)
County of Clear) SS.

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

of June 19 88

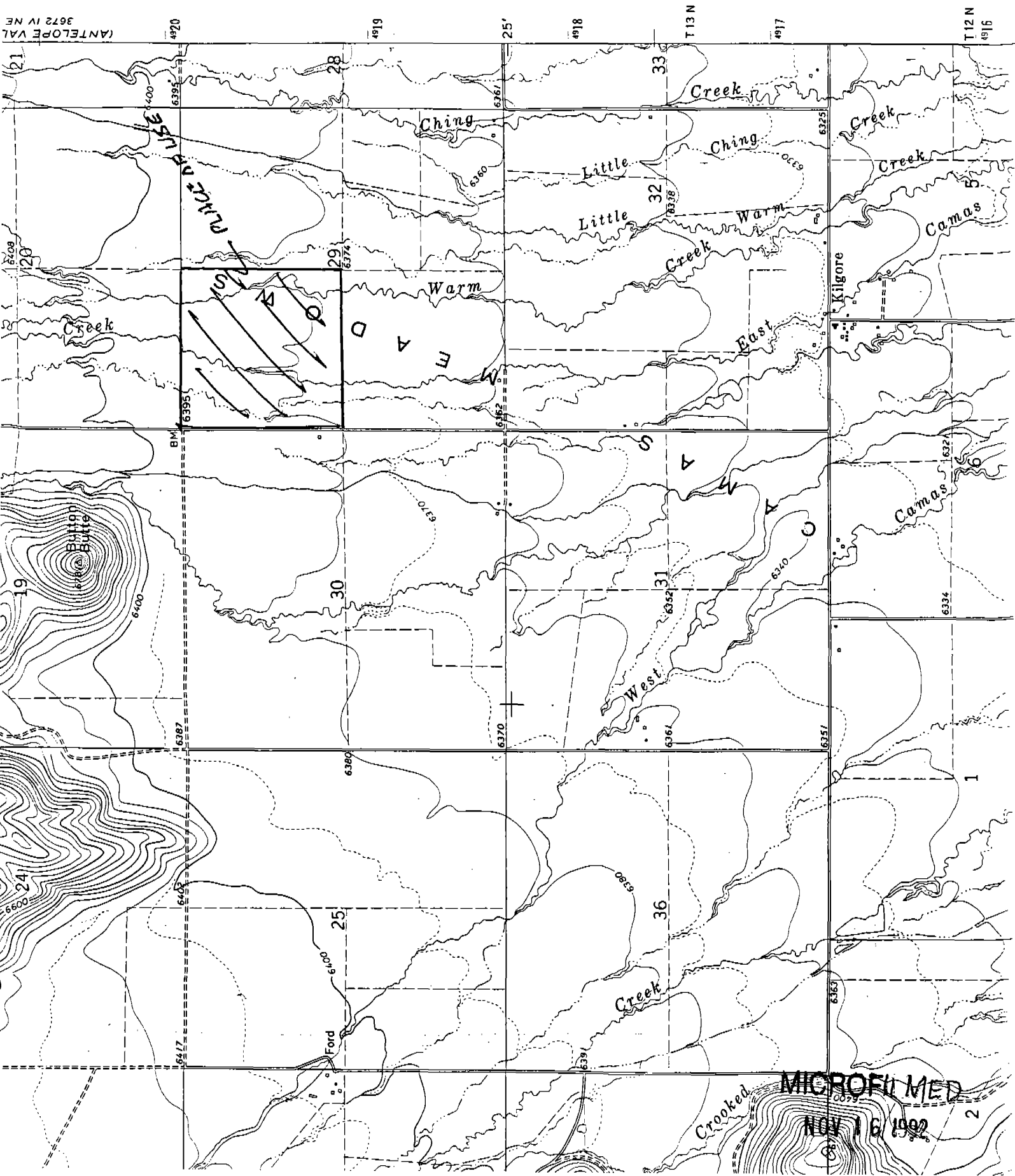
John Dale Carlson
Notary Public

Seal

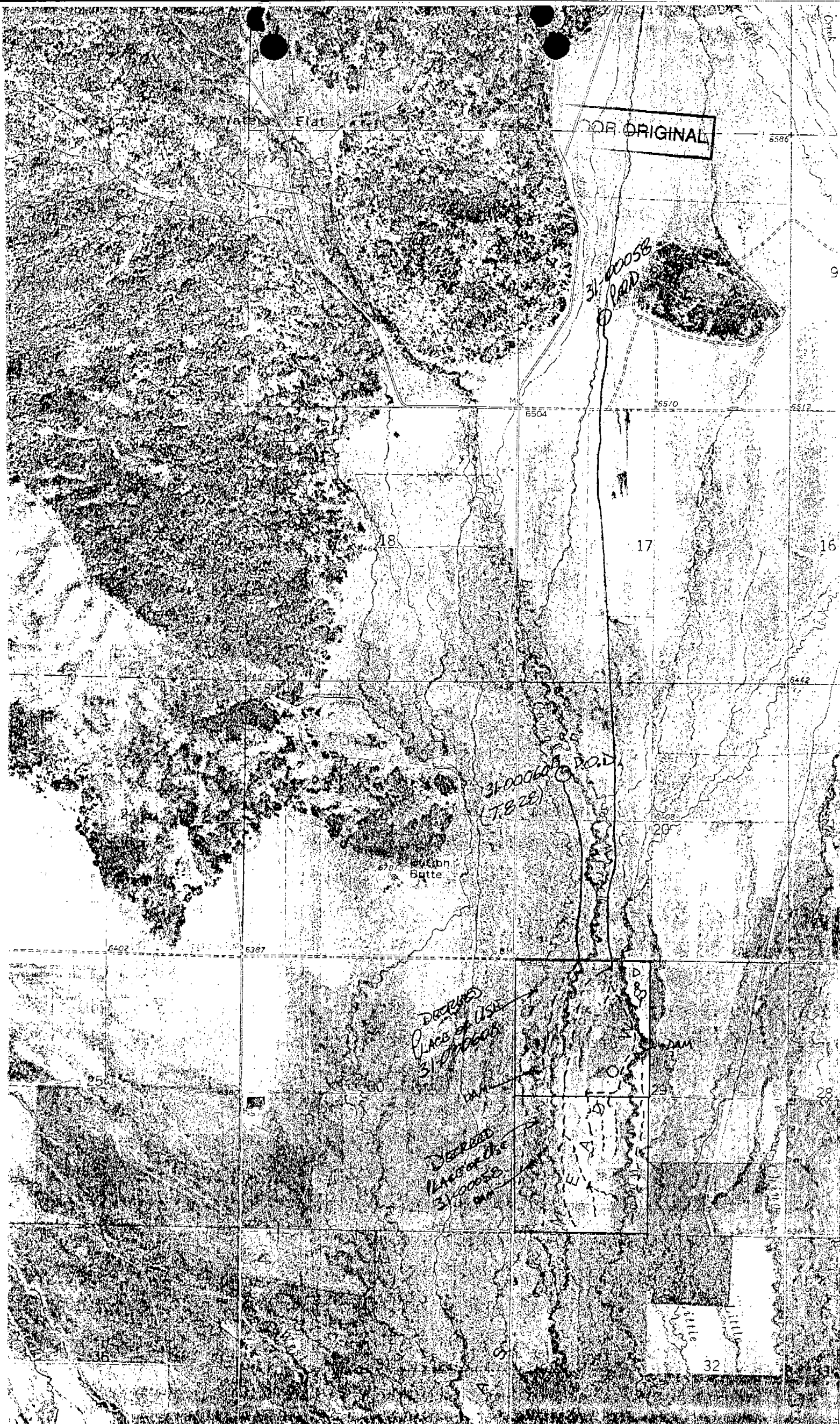
Residing at Bonne Id.

My Commission Expires 6/1/89

(ANTELOPE VAL 3672 IV NE



MICROFILMED
NOV 16 1992



Waters Flat

FOR ORIGINAL

31-00058
PAD

31-00060 PAD
(T.B.28)

DELETED
PLACE OF USE
31-00060

DELETED
PLACE OF USE
31-00058

18

17

16

24

25

28

29

32

36

Butte



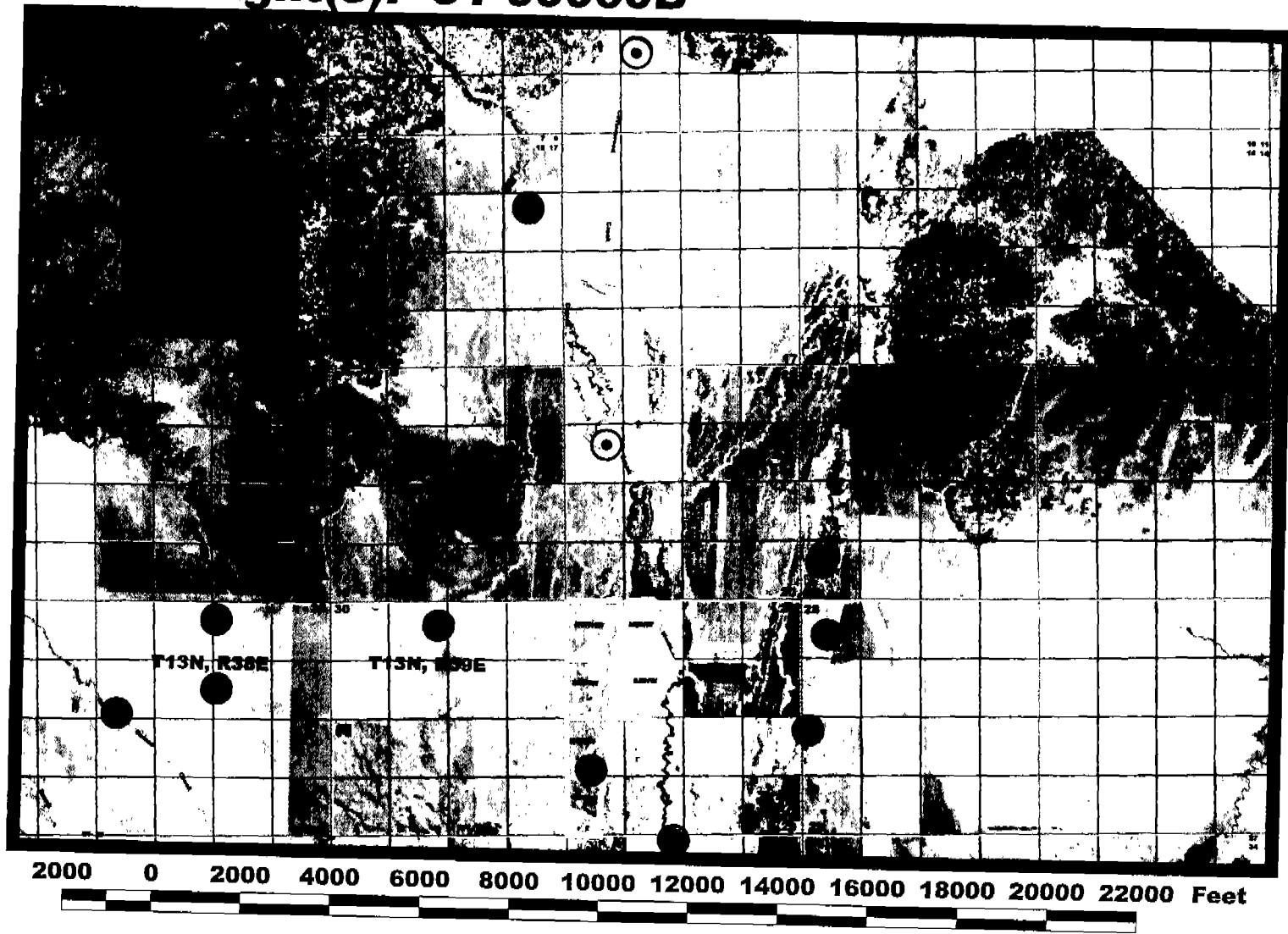
STATE OF IDAHO

Department of Water Resources
Eastern Region

*Original
Claim Sent
to Court.
9-13-01*

Claimant: Don Burtenshaw

Water Right(s): 31-00060B



LEGEND

 Point of Diversion

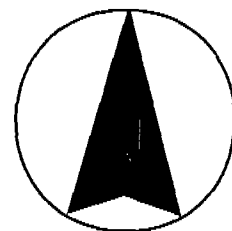
SESE  Place of Use

 Section Line

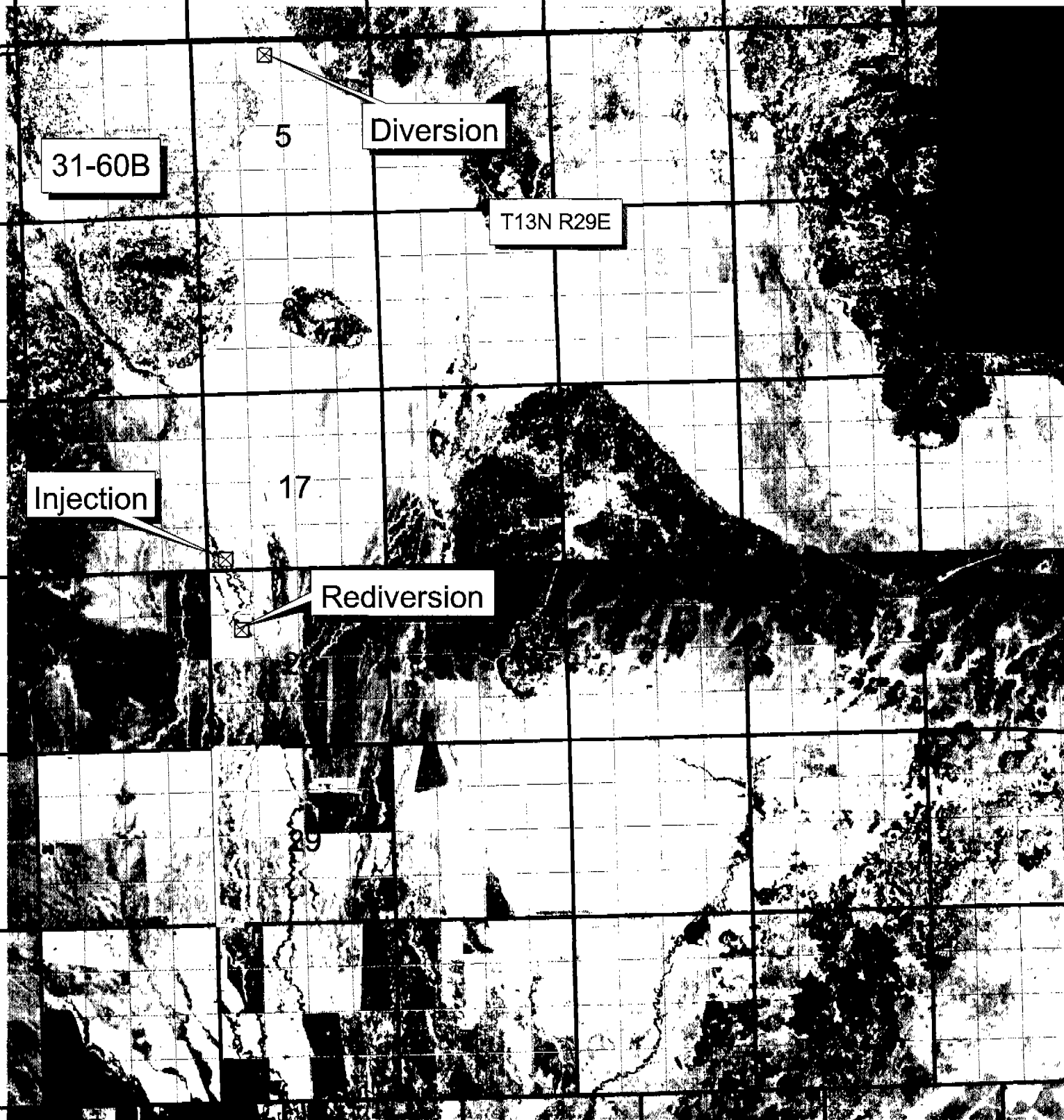
 Quarter-section line

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

Point(s) of Diversion: T13N,R39E
Sec.8 SWNESW,
Sec. 20 NESWNW



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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/15/95

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A31-000508

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

FIRST: ELWIN

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: TRANS. 828.
THE WATER IS REDIRECTED IN A GULLY ON THE PLACE OF USE IN THE
SE1/4 NW1/4 (2 POINTS) AND IN THE SE1/4 SW1/4 (2 POINTS) IN SEC
29, T.13N, R.39E.

3/3/02 TALKED WITH LYNN BRADSHAW. DEN BRADSHAW APPARENTLY
PURCHASED THIS PROPERTY, BUT BRADSHAW IS CARRYING THE NOTE AND
DOES NOT WANT A PO DONE UNTIL THE NOTE IS PAID.



3/18/02
AAR

SE-5 CHANGES TO POD/SOURCES:

POD (COTTONWOOD CR) T13N R39E, SEC. 5 NENE NW

POI (TO B. CAMAS CR) T13N R39E, SEC. 17 SWSW SW

POR (FROM COTTONWOOD CR) T13N R39E SEC 8 SWNW SW

POR (" E. CAMAS CR) T13N R39E SEC. 20 NESW NW

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: # A31-000608 PRIORITY DATE: 03-31-1915 STAGE: 0

B. WR RECORD: # 31-000608 PRIORITY DATE: 03-31-1915 STAGE: 0

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: DERIVED AS 1915-MARCH 31

SPLIT BY TX# 828

RECOMMENDED PRIORITY DATE: 03-31-1915

REVIEWED BY S. R. L.

DATE 3/3/2K

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-000608	13N	39E	20		SW	NW		CLARK

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

NR RECORDS IN SAME 40 ACRE TRACT
31-02177

SOURCE: EAST CANAS CREEK

TRIB: CANAS CREEK

B. NR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
31-000608	13N	39E	20		SW	NW		CLARK

OTHER NR RECORDS WITH SAME NR POD

AJ CLAIMS IN SAME 40 ACRE TRACT:
A PREFIX R PREFIX
NONE NONE

31-02177

SOURCE: WARM CREEK
EAST CANAS CREEK

TRIB: CANAS CREEK
CANAS CREEK

C. FIELD EXAM REQUIRED?

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

NOTES:

DISCREP POD IS SW SW SEC. 20 from E. Canas Cr. TX #828 CHANGES POD TO AS CLAIM NO. SOURCE CHANGES.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

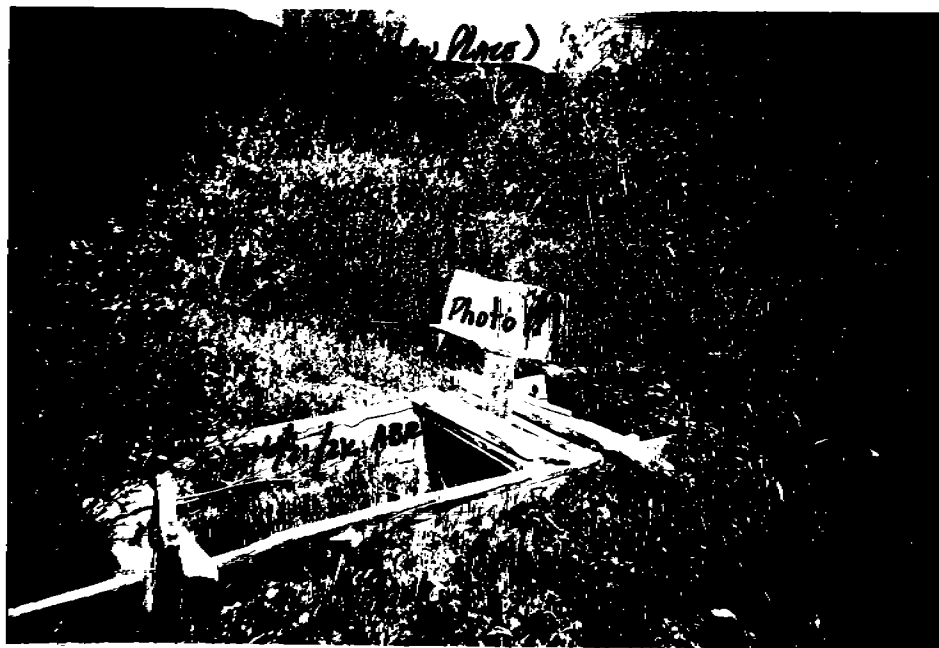
TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
13N	32E	20	NE	SW	NW	---	CLARK	Cammas Ch
13N	32E	8	SW	NE	SW	---	"	Cottonwood Ch
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
SOURCE:	E. Cammas Ch		TRIB:		Cammass Ch			

REVIEWED BY:

DATE:

SYSTEM DESCRIPTION:

WOODEN HOLOGATES ON E CAMMAS CH AND COTTONWOOD CH (SEE 31-00058 FOR PHOTO OF COTTONWOOD DIVERSION)



RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
24N	22E	20	NE	2nd	ABR	---	Barrow	Camas Cr.
24N	22E	8	SW	NE	SW	---	"	Collierville Cr.
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---

SOURCE: Barrow TRIB: Barrow

REVIEWED BY: MEP DATE: 5/1/88

SYSTEM DESCRIPTION:

Man-made diversion of Camas Cr. and Collierville Cr. (See 31-000608 for Plan of
or Collierville Diversion)



A. ROOT WATER RIGHT NUMBERS: A31-000608
A31-000609

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	39E	29	NE	NW		BRADSHAW, ELWIN FREDRIKSEN, FREDERIK	A31-000608 /40.0	31-000608 /40.0 31-02177 /40.0	20.0		
13N	39E	29	NW	NW		BRADSHAW, ELWIN BRADSHAW, ELWIN FREDRIKSEN, FREDERIK	A31-000608 /40.0 A31-10045 /	31-000608 /40.0 - / 31-02177 /40.0	30.0		
13N	39E	29	SW	NW		BRADSHAW, ELWIN BRADSHAW, ELWIN FREDRIKSEN, FREDERIK	A31-000608 /40.0 A31-10045 /	31-000608 /40.0 - / 31-02177 /40.0	29.0		
13N	39E	29	SE	NW		BRADSHAW, ELWIN FREDRIKSEN, FREDERIK	A31-000608 /40.0	31-000608 /40.0 31-02177 /40.0	0.0		
TOTAL ACRES							A31-000608	160.00	160.00	95.00	

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

C. FIELD EXAM REQUIRED?

DUE TO POB DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

POB COUNTY: CLARK

Comingling of waters w/ 31-00058? No!

PRESUMPTION FLAG:

NOTES:

TX #828 moves POB to claim.

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

*See GPS for
Ac & Dist.*

A. AJ CLAIMED USES:

PURPOSES
A31-000608 IRRIGATION

MONTH/DAY
FROM 04-15 TO 10-15

DIVERSION QUANTITY
3.060 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

3.060 CFS

B. MR RECORDED USES:

PURPOSES
31-000608 IRRIGATION
31-000608 DOMESTIC

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

DIVERSION QUANTITY
3.060 CFS
3.060 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

3.060 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 MR STANDARDS OR OTHER?

Y() N() EXPLAIN IN NOTES, BELOW

NOTES:

Recommend 5/1 to 10/31 per Dept. St. 1. Decree is unspecific.

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE:
WR ROOT RIGHT TOTAL DIVERSION RATE:

3.060 CFS
3.060 CFS

BY TX 828

*** 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?

FZELD II

DATABASE EXAMINER

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

Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD

SEE ATTACHED CALCULATIONS.

WM DELIBERATE

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
A31-10065	STOCKWATER	BRADSHAW, ELWIN	FROM 04-15 TO 10-15	.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 = 900.0 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()
TRANS. 020.

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
<i>Frug</i>		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
TOTAL FOR THIS RIGHT				

REVIEWED BY: _____ DATE: _____

*AMEND TO: Add Stockwater and PULL
CORRECT PERIOD OF USE TO DEPT. STD.*

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DEV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-00060

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 6.260 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A31-300608	3.060	-	-	31-000608	3.060
-	A31-00060A	3.200	-	-	31-00060A	3.200
-	-	-	-	-	31-00060	-
TOTAL CFS		6.260				6.260

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 N
FIELD EXAMINER _____

NOTES:

DESCRIBED AS 6.26 cfs (31-00060). SPLIT BY TX #828 TO A & B AS:
Part A, 3.20 cfs
Part B, 3.06 cfs
CLAIMED BY - RUC.

AUTHENTICATIONS:

SIGNATURE: [Signature] DATE: 3/2/01
NAME OF FIELD EXAMINER: Amy B. [Signature] TITLE: Sen Asst

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/15/95

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A31-000508

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

"VERIFIED BY" CODES:

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 MASTERMASTER RECORDS = 3
 AAPP 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.

22:55:54
05/13/95

CLAIM NUMBER: A31-300608

WATER SOURCE: EAST CANAS CREEK TRIBUTARY TO: CANAS CREEK STAGE: DECREED

PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION

POB COUNTY: CLARK

NON-IRRIGATION USES: STOCKWATER FOR 350 CATTLE.

OTHER RIGHTS: NONE.

DATES: EXAM MADE DATE: VERIFIED DATE: 08/26/1985

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

31-60B

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

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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 31-00060B

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 31-00060B 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 31-60B

(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-Cell 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: _____

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: _____

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): This water should be delivered as it always has been since 1896 as the senior water right on Cottonwood Creek. If adjudication doesn't allow for historical & legal precedence this water right may become a junior right than a senior right on Cottonwood Creek.

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, ~~199~~, 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. Burloushaw

Address:

1603 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

F:

VERIFICATION (Must be Completed)

State of Idaho)
)ss.

County of Jefferson

Don Bustonschaw, 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 Bustonschaw
(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, Idaho

My Commission Expires: 9/6/2002

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: 31-60B

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:

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

DATE: 3-3-01

SIGNATURE:

Please print your name:

DON M. BURTENSHAW

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

31-00030

20

28

NWNW
34

NENW
24

SWNW
33

SENW
26

NWNW

29

28

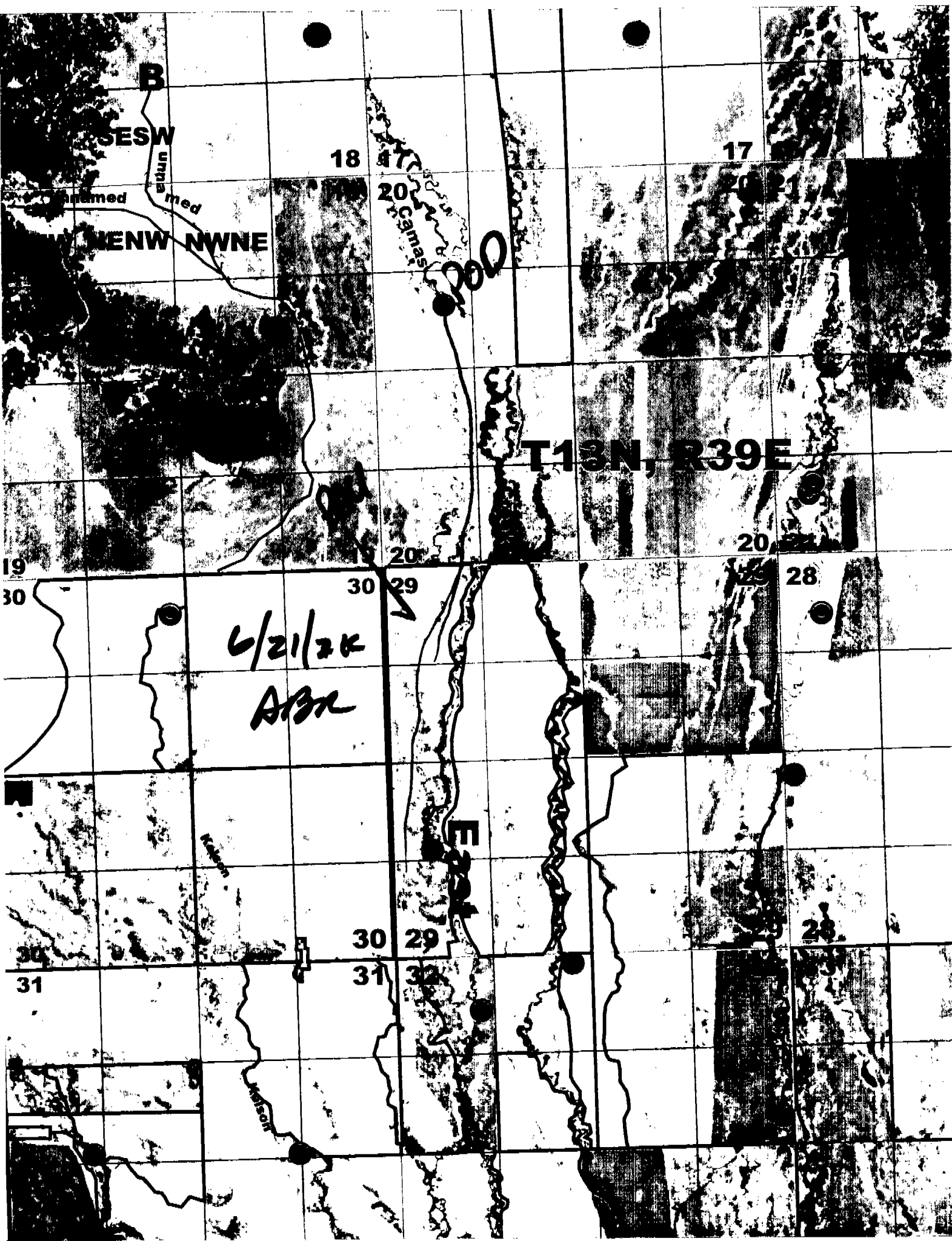
32

33

Don Burtenshaw
31-00249
31-00250

Kelson

Creek



B

SESW

named
med

NENW NWNE

18

20

17

20

T13N, R39E

19

30

30

29

20

28

6/21/2K
ABR

30

29

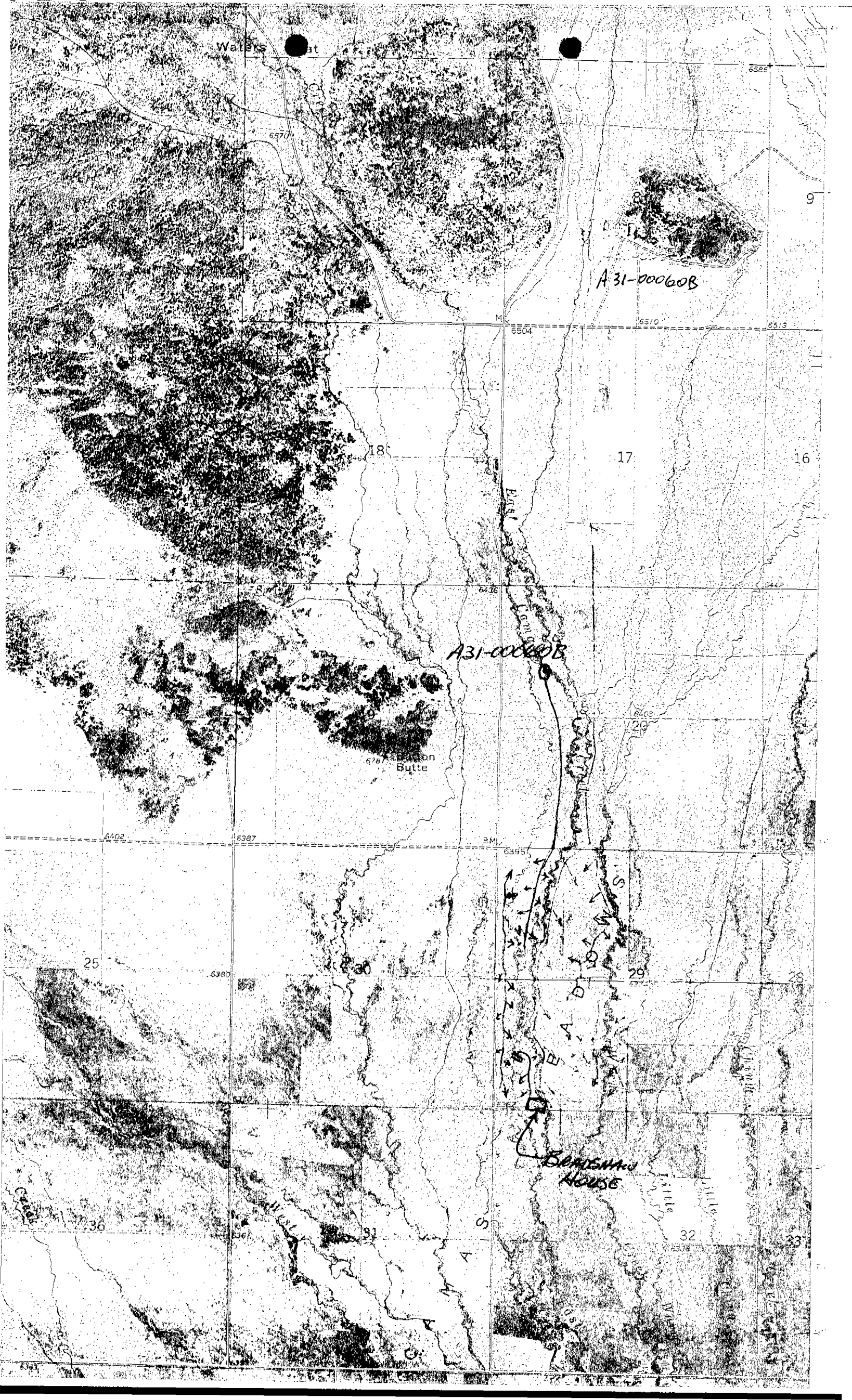
31

32

28

30

31



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): 31-00058 31-00060B
31-00249, 31-00250

☒ Old Mailing Address: Don & Beverly Burtenshaw
1603 W. 1000 E
montevue id. 83435

☒ New Mailing Address: DON & BEVERLY BURTENSHAW
1603 N. 1000 E
TERRITON IDAHO 83450

☒ Telephone Number: 663-4493

☒ Signature of Claimant: _____

☒ Date: _____

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: _____

508 TX 828 M
31-00060A

Frederick Fredericksen

31 0059 ✓

1908 - May 20

1.6 c.f.s.

Source: Warm Creek, a tributary of Camas Creek.

Point of Diversion: In the Southeast Quarter of the Northwest Quarter of Section 8, Township 13 North, Range 39 East, B. M.

For use on the following described land, to-wit: The East Half of the Northwest Quarter of Section 20, Township 13 North, Range 39 East, B.M.

31 0060 ✓

1915 - March 31

6.26 c.f.s.

Source: Warm Creek and East Camas Creek, tributaries of Camas Creek.

Points of Diversion: From Warm Creek, at a point in the Northeast Quarter of the Southwest Quarter of Section 8, Township 13 North, Range 39 East, B.M.; from East Camas Creek, at a point in the Southwest Quarter of the Southwest Quarter of Section 20, Township 13 North, Range 39 East, B.M.

For use on the following described land, to-wit: The East Half of the Southwest Quarter, and the East Half of the Northwest Quarter, of Section 17, Township 13 North, Range 39 East, B. M.

POD
SE NW Sec. 8 T13N R39E

POU
E² NW Sec. 20 T13N R39E.

POD's

Warm Cr:

NE SW Sec. 8 T13N R39E

E. Camas Cr:

SW SW Sec. 20 T13N R39E

POU

E² SW, E² NW Sec. 17 T13N R39E

SPLIT BT TX 828 AS:

No. 31

31-00060B TO NW⁴ Sec. 29 13/39 w/ 3.06 cfs

31-00060A STAYS ON DECEASED LANDS w/ 3.20 cfs

COPY

WD 31
#828

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of

Osmond S. Kent
Kilgore, Idaho

For a Transfer of Water Right,
in Water District No. 66,
County of Clark, Idaho

ORDER GRANTING TRANSFER

NO. 828

WHEREAS, On the 26th day of August, 1954, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Osmond S. Kent, of Kilgore, Idaho, for a Transfer of Water Right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that said transfer would enable said applicant to put the water to a more beneficial use, and that no one would be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED that the said application be and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 3rd day of September, 1954.

MARK R. KULP
State Reclamation Engineer

Deputy # 31

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 828.

31-000600

That the water right hereby transferred is the same as the water right described in the decree of the District Court of the United States for the District of Idaho, Eastern Division, in the case of

THIS IS TO CERTIFY THAT Osmond S. Kent, of Kilgore, Idaho, is the owner of and using 6.06 cubic feet per second of the waters of Warm Creek and East Camas Creek, said water being decreed to Frederick Fredericksen, by decree of Judge Charles C. Cavanaugh of the District Court of the United States for the District of Idaho, Eastern Division, in the case of

IN MATTER OF ESTATE OF FREDERICK FREDERICKSEN, deceased, by and through ERNEST GAUVE, Executor of the Estate of said deceased, Plaintiff

vs.

W. H. ABBOTT et al,

Defendants

said decree bearing date of November 1, 1930, and being appurtenant to the following described lands, to-wit:

E½NW¼ and E½SW¼ Section 17
Township 13 North, Range 39 East, B.M.

That the said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 5 of Decrees, at Page 535.

That Osmond S. Kent has become the owner of such water right through purchase.

And that now, upon the application of Osmond S. Kent, of Kilgore, Idaho, for a transfer of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 3.06 cubic feet per second of the waters of Warm Creek and East Camas Creek upon the above described lands is hereby abandoned, and the lands to be irrigated under such right, and to which the water right HEREBY CONFIRMED shall become appurtenant, by this certificate, for irrigation and domestic purposes, are described as follows, to-wit:

Northwest Quarter, Section 29, Township 13 North, Range 39 East B.M.

That the said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed 3.06 cubic feet per second of the waters of Warm Creek and East Camas Creek with priority of March 31, 1915.

That the water rights hereby transferred have been conducted to the first above described place of use from Warm Creek with point of diversion in the NE¼SW¼ Section 8, and from East Camas Creek with point of diversion in the SW¼SW¼ Section 20, Both in Township 13 North, Range 39 East B.M.

31-000608

31-000608

That the water right hereby transferred will hereafter be conducted to the last above described place of use with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, Township 13 North, Range 39 East, 4th.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I Have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 1st day of September, 1954.

MARK R. KULP
State Reclamation Engineer

31-0060

Application For Transfer of Water Right

STATE OF IDAHO,

County of Madison

} ss.

Osmond S. Kent

, being first duly sworn, deposes and says:

That his name is Osmond S. Kent; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Kilgore, Idaho

That he is the owner and using a certain water right, bearing date of priority of 3-31-1915, for 6.26 cubic feet per second of the waters of Warm Creek and East Camas Creek County of Clark, State of Idaho, decreed to Frederick Fredericksen by decree of Judge, Charles C. Cavanah of the U.S. District Court, Eastern Division of the State of Idaho, in and for the County of xx, in the case of Ernest Sauve vs. W. H. Abbott et al. No. 635, said decree bearing date of November 1, 1930 (or obtained by virtue of License No. _____, issued by the State Engineer of the State of Idaho, dated _____, 19____, bearing date of priority of _____, 19____) for the purpose of irrigating the following described lands situate, lying and being in Water District No. 66 in the County of Clark and State of Idaho, to-wit:

E $\frac{1}{2}$ NW $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 17, Township 13 North, Range 39 E. B. M.

_____ and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i. e. by purchase

as per abstract of title of said water right hereto attached and made a part of this statement:

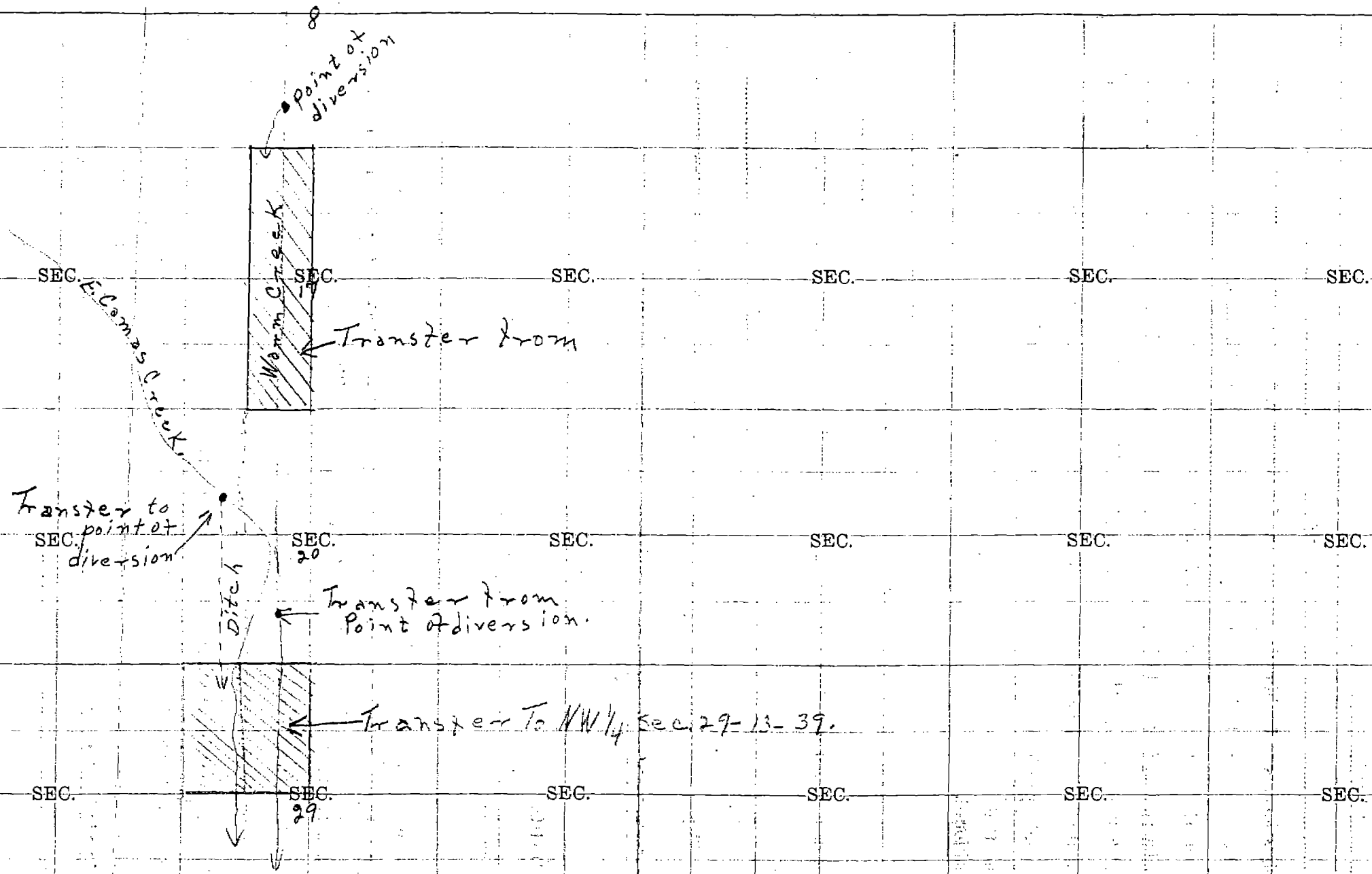
That said waters are now diverted from said stream in the Warm Creek, NE $\frac{1}{4}$ SW $\frac{1}{4}$ of East Fk. Camas Cr., SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, Township 13 N., Range 39 E., B. M., and conducted to the above described lands through private ditches

as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of 3.06 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Clark and State of Idaho, to-wit:

NW $\frac{1}{4}$ Section 29, Township 13 N. Range 39 E. B. M.

That his reasons for desiring to make such transfer are as follows: The owner has been using said water on lands to which water is proposed to transfer for years, and it is thought that an error was made in the decree by not including the NW $\frac{1}{4}$ Section 29 in the place of use.



Scale: 2 Inches—1 Mile. Draw Map in Ink.

That he intends to divert and convey said 3.06 second feet of water to the tract of land last above described in the following manner, to-wit:

By diversion from the channel of East Fork of Camas Creek with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, Township 13 N., Range 39 E. B.M. and conveyed through private ditch to land,

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes.

Osmond S. Kent

Applicant.

Subscribed and sworn to before me this 10th day of June

A. D. 1954.

Mary Smith
Notary Public

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Warm Creek and East Camas Creek

Where is the diversion point located? Warm Creek, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8, T. 13 N. R. 39 E.B.M.
East Camas Creek, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, T. 13 N. R. 39 E.

Through what ditch is it now conducted? private ditches

How much land is now irrigated by the water sought to be transferred? 160 a.

Give the description: NW $\frac{1}{4}$ Sec. 29 T. 13 N., Range 39 E.B.M.

What is the total amount of water in inches, or second feet, dedicated to said land? Aprox. 2 in. per ac.

What kind of crops are being raised? hay and grain

How much water per acre is now required to irrigate said land? one inch

What will be the effect on the land now irrigated, if the use of water on it is discontinued?

The land will be of no value. (This water has not been used on the land to which it has been decreed and therefore would have no effect on that land. As stated before, this was probably an error in the description)

Give location of new point of diversion, if change is to be made. SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, T. 13 N. R. 39 E

Through what ditch will it be conducted after transfer? private ditch.

How much water will be required per acre to irrigate the land to which this water is transferred?

One inch.

Do you claim any other water right for the land from which you seek to abandon the use of this water? Yes.

If so, give amount, date and source. 3.20 cubic feet per second. Priority March 31, 1915 from East Camas Creek.

Is there now any other water right for the land to which you seek to make this transfer? If so, give amount, date and source. None.

Signed Osmond S. Kent

Applicant.

STATE OF IDAHO,

County of Clark

} SS.

and

being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at Kilgore, Idaho that he is a user of water from East Camas Creek, in Water District No. 66 County of Clark, State of Idaho; that he has read or heard read the foregoing affidavit and petition of Osmond S. Kent and is familiar with its allegations and with the water right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioner; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

L. J. Rasmussen
Roy M. Connick

Subscribed and sworn to before me this 10th day of June

A. D. 1954.

A. I. Thomas

CLERK OF DISTRICT COURT
CLARK COUNTY, IDAHO

BY _____ DEPUTY

STATE OF IDAHO,

County of _____

} SS.

I, _____, Watermaster of _____ Water District No. _____, County of _____, State of Idaho, whose postoffice address is _____, have read or heard read the foregoing affidavit and petition of _____, and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the Commissioner of Reclamation issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons: _____

Watermaster Dist. No. _____

Dated at _____, Idaho, this _____ day of _____, 19_____



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.
MONTUION 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: DEED

(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 & Beverly 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 AMERICAN TITLE

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

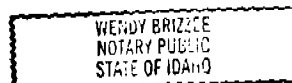
Stanley J. Bradshaw
Stanley J. Bradshaw

Mary 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



Notary Public of Idaho
Residing at _____
Commission Expires _____

Microfilm No. **048762**
1 Day JUL 20 2000
At 9:48 O'Clock AM
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., 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

DECEMBER 4/24/18
DELOG SVH 5/7/98
OK 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 Department of Water Resources Eastern Region
Incomplete forms will be returned.

1. Water Right No(s):

A31-00060B ^{-A record} A31-00058 ^{-A record} A31-10045 ^{-blank record}

Adjudication Claim No(s):

A31-10044 ^{-blank record}

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..

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 to 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.

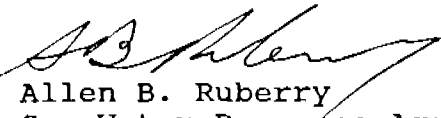
A31-10044 is a current Domestic claim being used at Mr. Bradshaw's home. No apparent problems were noted with this claim.

MICROFILMED

NOV 14 1995

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

Elwin Bradshaw

MICROFILMED
NOV 14 1995