

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: A22-12757
Date Received: 4/10/1989
Receipt No: C005977
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name:	J. RAY DURTSCHI	208-342-3772
Address:	3809 NORTH 39TH ST. BOISE, ID	83703
AND/OR		
Name:	REED R. DURTSCHI	208-342-3772
Address:	3809 NORTH 39TH ST. BOISE, ID	83703
AND/OR		
Name:	DON L. DURTSCHI	208-342-3772
Address:	3809 N. 39TH BOISE, ID	83703

2. Date of Priority: APR 01, 1894

3. Source: TETON CREEK (WYOMING) Trib. to: TETON RIVER (IDAHO)

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
05N	46E	8	NE		NW		SE		TETON

5. Description of diverting works:
ALL DIVERSION LOCATED IN WYOMING, SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	2.600		

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

8. Total consumptive use is 260.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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Date: 04/10/89

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10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
05N	46E	8	NE	SW		IRR	22.0
			NW	SW		IRR	22.0
			SW	SW		IRR	8.0
			SE	SW		IRR	27.0
			NW	SE	3	IRR	18.0
			NW	SE	4	IRR	33.0
						Section Acres	130.0
						Total Acres	130.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
NONE

14. Remarks:

ALL DIVERSION WORKS ARE LOCATED IN WYOMING ALTHOUGH THEY WEE DESCRIBED IN POD IN IDAHO. THE DIVERSION FROM TETON CREEK IS BY MEANS OF A HEADGATE. DIVERSION IS INTO A COMMUNITY DITCH WHICH SERVES A NUMBER OF WYOMING USERS AS WELL AS CLAIMANTS. THE ORIGINAL DITCH WAS KNOWN AS THE PRATT DITCH, PARTS OF WHICH WERE LATER RELOCATED TO AVOID DIFFICULT DIKING REQ.S. THE RELOCATED DITCH IS KNOWN AS THE BROWN-CLEMENTS DITCH. THE DITCH VARIES IN WIDTH FROM APPROXIMATELY 12' TO 6' AND DEPTH FROM 2' TO 5' DEPENDING ON TERRAINE. WATER WAS ORIG. CARRIED FROM THE PRATT/BROWN CLEMENTS DITCH TO CLAIMANTS LAND WHERE IT ABUTS THE IDAHO/WYOMING BOUNDARY LINE BY A FEEDER DITCH WHICH WAS APROXIMATELY 4' WIDE AND 3' DEEP. IN 1960, THE U.S. SOIL CONSERVATION SERVICE DESIGNED A GRAVITY SPRINKLER IRR. SYSTEM FOR THE WYOMING/IDAHO USERS FROM THE PRATT/CLEMENTS DITCH. THE NORTHSIDE SPRINKLER CO., A WYOMING CORP., WAS ORGANIZED TO CONSTRUCT APIPELINE DELIVERY SYSTEM. WATER IS NOW CARRIED THROUGH APIELINE FROM THE DITCH TO THE CLAIMANTS LAND.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 3/27/1942

Decree Plaintiff

vs

Decree Defendant

A22-12757

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Date: 04/10/89

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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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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: 39356

Ident. Number 422-12757

Date Received

Receipt Number 0005977

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
OCT 05 1988

Department of Water Resources

Please type or print clearly

- J. Ray Durtschi, and/or;
Reed R. Durtschi, and/or;
Don L. Durtschi
1. Name of Claimant (s) Don L. Durtschi Phone (208) 342-3772
- Mailing Address 3809 North 39th, Boise, Idaho Zip 83703
2. Date of Priority (Only one (1) per claim) April 1, 1894
3. Source of water supply (a) Teton Creek in the state of Wyoming
which is tributary to (b) Teton River in the state of Idaho
4. a. Location of existing point of diversion is: In the state of Wyoming, approximately 5 miles
East of the Idaho/Wyoming boundary line.
1/4 of 1/4 of 1/4, Govt. Lot, B.M., County of Teton County, Wyoming
- Additional points of diversion if any: _____
- b. If instream flow, beginning point of claimed instream flow is:
- Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
- Govt. Lot _____ B.M., County of _____
- ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. See attached sheet.

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5. Description of existing diversion works.

All diversion works are located in the State of Wyoming. Diversion from Teton Creek is by means of a headgate. Diversion is into a community ditch which serves a number of Wyoming users as well as claimants. The original ditch was known as the Pratt ditch, parts of which were later relocated to avoid difficult diking requirements. The relocated ditch is known as the Brown-Clements ditch. The ditch varies in width from approximately 12 feet to 6 feet and depth from two feet to 5 feet depending upon the terrain. Water was originally carried from the Pratt/Brown-Clements ditch to claimant's land where it abuts the Idaho/Wyoming boundary line by a feeder ditch which was approximately 4 feet wide and 3 feet deep. In 1960 the U.S. Soil Conservation Service designed a gravity sprinkler irrigation system for the Wyoming and Idaho users from the Pratt/Brown-Clements ditch. The Northside Sprinkler Company, a Wyoming Corporation, was organized to construct a pipeline delivery system. Water is now carried from the Pratt/Brown-Clements ditch to claimant's land where it abuts the Idaho/Wyoming boundary by a pipeline which is part of the Northside Sprinkler Company delivery system.

Last Name--Durtschi, Ident No. _____

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Oct. 15 amount 2.60 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.60 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 260 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5N	46E	8									22	22	8	27		Lot 3 18	Lot 4 33		130

Total number of acres irrigated 130

11. In which county (ies) are lands listed above as place of use located? Teton

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (XX)

14. Remarks: Item 5. Description of Diversion Works is included as an attachment on a separate sheet.

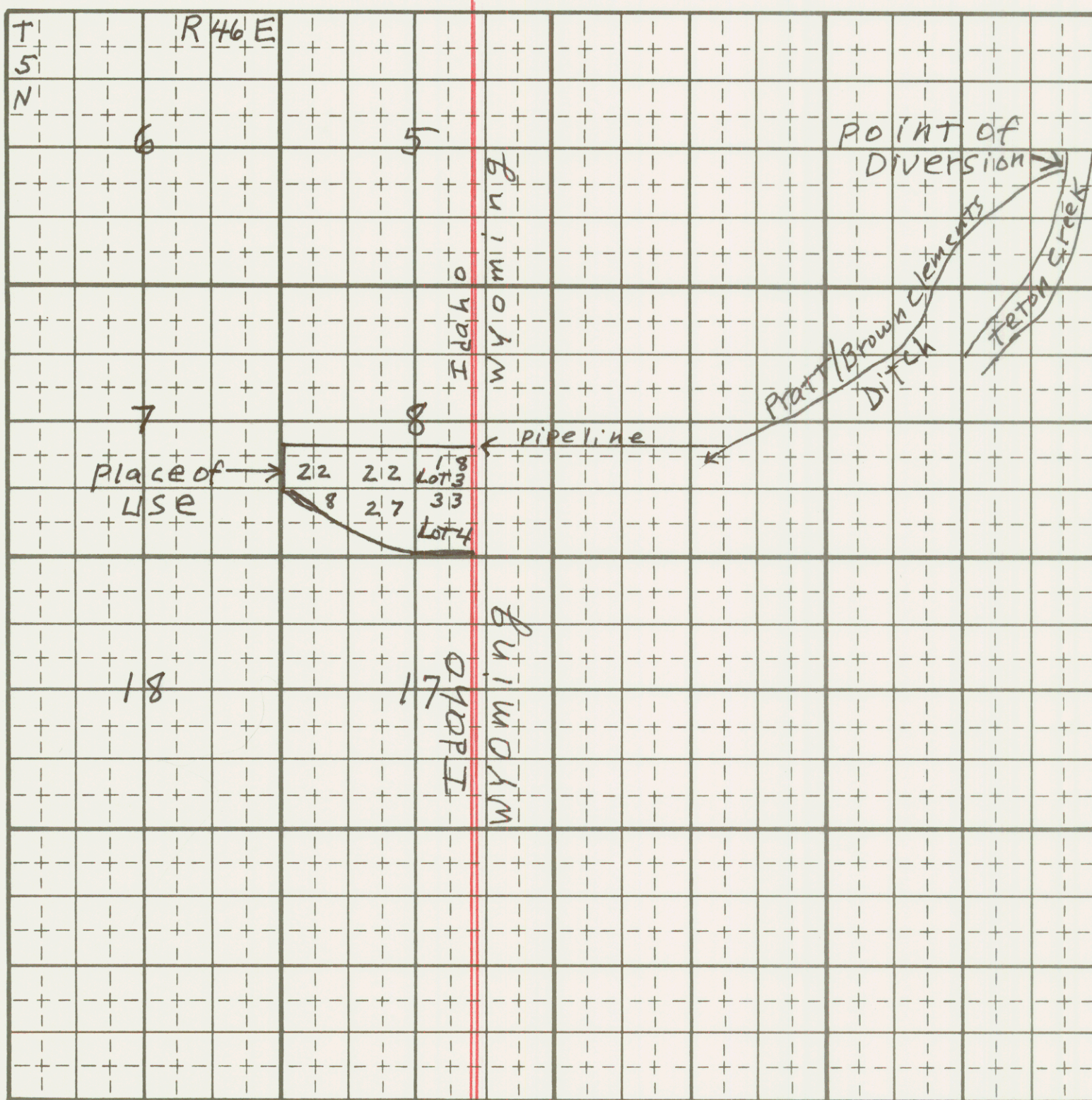
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Last Name Durtschi Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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Last Name Durtschi Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X

If applicable provide IDWR Water Right Number _____

Court District Court, 9th J.D. Case Number None Decree Date March 27, 1942

Plaintiff vs Defendant Federal Farm Mortgage Corporation v. Lynn Crandall, Watermaster of Water Dist. #36 et.al. -- Decree filed in Book 59 of Judgments, Page 366 ,

16. Signature (s) Teton County Recorder.

(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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) J. Durtschi

Date Oct. 5, 1988

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title _____

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)

) SS.

County of Ada)

Subscribed and sworn (or affirmed) before me this 25th day of October 19 88

SEAL

Notary Public John H. Read

Residing at Boise, Idaho

My Commission Expires 9-29-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

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Last Name Durtschi Ident. Number _____

Copies White-State, Yellow-Claimant

