

Notes

1-21-05 Received document from Eastern today
that explains water in 27-4 & 27-26, AP

1-26-05 Memo to Skip. CB

3/16/05 - Create POU

Recommend 12" of Daniel Mullis water
Disallowed. 27-4AA.

3-16-05 Send Mr. Marriott an amended claim CB
correcting the priority date, SOU, diversion
rate. 4/1-10/31 0.24 cfs, 4-1-1883 priority

MEMO

DATE: January 26, 2005

TO: Harold Jones

FROM: Cindy Bird

SUBJECT: Steven's Decree

When I was looking at the Daniel Miller rights (27-26) I ran across a document that might be of interest to you when looking at the Fox and Whitten water under 27-23 with an 1880 priority date.

Gary Wright owns property that use to belong to Daniel Miller but conveyed Fox and Whitten water. It is not clear however how much of which water was conveyed. Did John D. Kent have 40 inches of Fox and Whitten 1880 water and 35 inches of Fox and Whitten 1885 water to convey to R. A. Thomson?

Is the 30 inches of water conveyed to George Wright from Susan Whitten in January of 1918 valid? Is this water in addition to the Fox and Whitten water conveyed to John D. Kent?

Gary Wright has not filed a claim for the Daniel Miller water. He may need to come into the office and file a claim for Daniel Miller (27-26) water. Gary has filed on 90 inches of Fox and Whitten 1880 water and 41 inches of Fox and Whitten 1885 water.

James Marriott and Kim Gunderson also own some of the Daniel Miller (John Kent) land and they have filed on both the Daniel Miller water and Fox and Whitten (1885) water.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 3, 2005

James Marriott
Colleen Marriott
799 W. 200 S.
Blackfoot, ID 83221

REF: Snake River Basin Adjudication (SRBA)
27-26D

RESPONSE DATE: January 17, 2005

Dear Mr. Or Mrs. Marriott,

IDWR is in the process of reviewing claims in basin 27 for the SRBA court. You filed a claim in the SRBA for 1.20 cfs (60 inches) from the Blackfoot River under an October 1, 1884 priority date. What evidence do you have to support your claim to water in the SRBA? Your deed conveyed no water with the property, why do you feel you have a right to the Daniel Miller decreed water? Also you claimed enough water for 60 acres and you only own 12, why? Do you still own the 12 acres under your claim? Please submit a copy of the Bingham County Platt map with your property clearly outlined.

Please contact this office by the above response date to clarify some these questions otherwise you claim to water in the SRBA may be disallowed to the court.

Respectfully,

Cindy Bird
Adjudication Bureau

Notes

9/16/04 The W/R database has the priority date wrong, it should be 4-1-1883 based on the decree, not 10-1-1884, CB.

12/29/04 Why did Marriott claim 60 inches of water for 12 acres of land?

Does Marriott still own any land?

12/30/04 Called 684-5319 and it has been disconnected and it refers you to 1-435-586-0723. When I call the number it's the Lewis's and they don't know anyone by the name of Marriott.

27-26D

James Marriott

12.0 ac.

phone book has

684-4863. No

Answer

1937

Bell to Marriott?

1945 - Federal Land Bank to Bell

R.A. Thomson Property

1938 - Sheriff's sale to Federal Land Bank

1910 - Kent to R.A. Thomson

1900 - Daniel Miller to Kent