

01/03/2006

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

RIGHT NUMBER: 21-33C
NAME AND ADDRESS: COLLEEN HARNDEN
195 KIM WAY
CRESCENT CITY CA 95531

COLLEEN BLANCHARD
PO BOX 178
CHESTER ID 83421

MARIE SEELEY
33 S 5TH W
REXBURG ID 83440

Disallowed

SOURCE: FALL RIVER TRIBUTARY: HENRYS FORK
QUANTITY: 0.240 CFS
PRIORITY DATE: 06/01/1891
POINT OF DIVERSION:

T08N R42E S20 SWNWSW Lot 5 Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.240 CFS

PLACE OF USE: IRRIGATION Within FREMONT County

T08N R41E S13 Lot 11 SWSW	41.0	T08N R41E S14 Lot 2 NESE	15.0
T08N R41E S14 Lot 3 SWSE	11.0	T08N R41E S14 SESE	39.0
T08N R41E S23 NENE	39.0	T08N R41E S23 Lot 1 NWNE	27.0
T08N R41E S23 SWNE	3.6	T08N R41E S23 SENE	3.3
T08N R41E S24 NWNW	38.0		

216.9 ACRES TOTAL

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

Recommended as Right No. 21-33A & 21-33B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Recommended as Right No. _____: This is included for a claim that is proposed to be disallowed because the right claimed is recommended pursuant to another right. The remark indicates the water right number of the other right that is proposed to be recommended. If you are not mailed a notice of the recommendation of the other right, then the other right is recommended in another claimants name.

SCANNED

AUG 06 2001

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: A21-00033C
Date Received: 3/01/1989
Receipt No: M002814
Received By: *[Signature]*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KRISS V. BLANCHARD
Address: P. O. BOX 178
CHESTER. ID 83421

208-624-3672

2. Date of Priority

3. Source: FALLS RI

4. Point of Diversi

Township Range
08N 42E

5. Description of
HEADGATE TO D

6. Water is used f

Purpose
IRRIGATION

7. Total Quantity Appropriated
0.240 C.F.S. (and/or)

8. Total consumptive use is 567.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	41E	13	NW	SW		IRR	8.0
			SW	SW		IRR	37.0

Section Acres 45.0

A21-00033C

Page 1

Date: 03/01/89

MICROFILMED
OCT 20 1992

A2100033C



*Disallowed because
Wilcox does not
own any of the
Decreed POU*

HENRYS FORK

Lot County
5 FREMONT

RR. CURR DITCH.

C.F.S. (or) A.F.A.
0.240

A.F.A.

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	41E	14	NE	SE		IRR	17.0
			NW	SE		IRR	3.0
			SW	SE		IRR	11.0
			SE	SE		IRR	40.0
						Section Acres	71.0
		23	NE	NE		IRR	39.0
			NW	NE		IRR	25.0
			SW	NE		IRR	4.0
			SE	NE		IRR	4.0
			NW	NW		IRR	39.0
						Section Acres	111.0
						Total Acres	227.0

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
A21-10587, A21-10588

14. Remarks:
THIS RIGHT IS A SPLIT OF ORIGINAL DECREED WATER RIGHT 21-00033.
DELIVERY THRU CURR DITCH. SEE MAP ATTACHED TO A21-10587.

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

REXBURG IRRIGATION CO.
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO. ET.
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): Kris V. Blanchard Date: 3-1-89

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of Mar 19 89

[Signature]
Notary Public

Residing at Idaho Falls
My Commission Expires 9-12-94



AJ0749NP
No. A21-00033C

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

DATE: 07/21/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	COLLEEN BLANCHARD PO BOX 178 CHESTER ID 83421	06/01/1891	IRRIGATION	04-01 11-01	0.240 CFS	
TOTAL DIVERSION:					0.240 CFS	
CONSUMPTIVE USE:						567.50 AFA

C MARIE SEELEY
33 S 5 W
REXBURG ID 83440

C COLLEEN HARDEN
195 KIM WAY
CRESCENT CITY CA 95531

Water Source: FALLS RIVER

Tributary to: HENRYS FORK

Stage: DECREED

Point(s) of Diversion:

108N R42E S20 Lot05(SNMWSH)

FREMONT County

Place of use Legal Description for: IRRIGATION

	NE	ENE	SE	S	SW	WSW	SESW	SE	SESE	SUM				
T R S	NE	ENE	SE	S	SW	WSW	SESW	SE	SESE					
	NE	ENE	SE	S	SW	WSW	SESW	SE	SESE					
	NE	ENE	SE	S	SW	WSW	SESW	SE	SESE					
08N 41E 13 :										45.0				
08N 41E 14 :										71.0				
08N 41E 23 :	39	25	04	04	:	39	:	:	17	03	11	40	:	111.0
TOTAL ACRES													227.0	

POU County: FREMONT

Non-Irrigation Uses: NONE

Other Rights: A21-10587, A21-10588

Remarks: GEN THIS RIGHT IS A SPLIT OF ORIGINAL DECREED WATER RIGHT 21-00033.
DELIVERY THRU CURR DITCH. SEE MAP ATTACHED TO A21-10587.

CHANGE OF OWNERSHIP FILED JUNE 1999.

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

Misc: Water District Number: 01 Field Inspection Flag: C
Presumption Flag: C

SCANNED

AUG 06 2001

To: Curr Ditch Claims, Basin 21
cc: Paola Worrell
Fr: Bryce A. Contor
Date: 5/8/2000

Re: Data supplied by Curr Ditch manager.

Curr Ditch is an informal delivery organization in Basin 21, whose members are holders of individual decreed rights. The manager, Mr. Paola Worrell, came in today with some questions regarding the rights and adjudication claims.

I will be sending him copies of the proof reports of the claims and split claims on the attached list. The list was made by referring to Tony's new WD 01 decree book. Any decreed right that had a split in the Curr Ditch per Tony's book, I searched using WRQ11 on the database. Any AJ split from those original decrees, I included on this list. Therefore there will be some claims on this list that are not Curr Ditch, but all the Curr Ditch claims ought to be on the list.

Mr. Worrell will compare these claims with his records, and notify those water users who may need to split, amend, or file additional claims. Mr. Worrell's help will likely be very valuable as we come to claims investigation.

Also attached to the copy of this memo in file A21-00028 are two lists Mr. Worrell gave me of shareholders in the ditch, one from 1980 and one from 1987. These should also be very helpful.

Mr. Worrell's address and phone number are:

Paola P. Worrell
P.O. Box 43
Chester, Idaho 83421
208 624 7737

SD-1158-1

Idaho Department of Water Resources
Selection File Reporting

Date: 05/08/00
Time: 16:09:36

Report Number: 08--Proof Report

Selection File Name: _____ Delete Sel. File (Y/N): Y

Report File Name : _____

Printer: LANDSCAPE Auto Delete (Y/N): Y Hold Batch Job (Y/M/N): N

=====

A21-00028_	A21-00029_	A21-00033A_	A21-00033B_	A21-00033C_
A21-00039A_	A21-00039B_	A21-00039C_	A21-00039D_	A21-00039E_
A21-00039F_	A21-00039G_	A21-00039H_	A21-00053A_	A21-00053B_
A21-00053C_	A21-00053C_	A21-00053D_	A21-00053E_	A21-00053F_
A21-00053G_	A21-00053H_	A21-00053J_	A21-00054A_	A21-00060B_
A21-00060C_	A21-00060D_	A21-00060E_	A21-00061A_	A21-00131A_
A21-00131B_	A21-00132A_	A21-00132B_	A21-00132C_	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

=====



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 12, 1999

COLLEEN BLANCHARD
PO BOX 178
CHESTER ID 83421

RE: CHANGE IN OWNERSHIP FOR A21-04063, A21-00033C, A21-10587, A21-10588

Dear Ms. Blanchard:

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

FOI - Autumn Jones
Records Clerk

Enclosure: Notice(s) of Claim

cc: Colleen Harnden
Marie Seeley

DELOG AR 7/20/99

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

JUL 19 1999

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

Done 7/21/99
[Signature]

1. Water Right Number(s) _____
Adjudication Claim Number(s) A21-04063, A21-00033C, A21-10587, A21-10588

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 on file with the county.)

OR

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

3. Name and Address of Former Owner/Claimant(s) KRISS V. BLANCHARD

PO Box 178, CHESTER, IDAHO 83421

☒ 4. New Owner/Claimant(s) SEE ATTACHMENT "A"
Name connector (Check one): ☒ AND, ☐ OR, ☐ AND/OR

New Mailing Address _____

City, State and ZIP Code _____

New Telephone Number () _____

☒ 5. Date you acquired the property _____

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 actually irrigated 227 Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

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/Claimant(s) *[Signature: Callen Blanchard]* Date June 16, 99
[Signature: Callen Harnden] Date June 21, 1999
[Signature: Marie Decker] Date _____

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

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

AN AMENDED PERSONAL REPRESENTATIVE'S DEED

THIS INDENTURE, Made this 27th day of May, 1999, between **Colleen**

Blanchard, Personal Representative of the Estate of Kriss V. Blanchard, deceased, late of Chester, Fremont County, Idaho, the party of the first part, and **Colleen Blanchard**, of P.O. Box 178, Chester, ID 83421, **Marie Seeley**, a married woman, dealing with her sole and separate property, of 33 South 5th West, Rexburg, ID 83440, and **Colleen Harnden**, a married woman dealing with her sole and separate property, of 195 Kim Way, Crescent City, CA 95531, the parties of the second part,

WITNESSETH, That the said party of the first part, as the duly appointed, qualified and acting Personal Representative of said estate, pursuant to a "Stipulation to Settle Petition for Order Confirming Title to Property -- Seeley, Harnden, Blanchard," does by these presents grant, convey and confirm unto the said **Colleen Blanchard** an undivided 50% interest, and unto the said **Marie Seeley**, an undivided 25% interest, and unto **Colleen Harnden**, an undivided 25% interest, the parties of the second part, and to their heirs and assigns forever, all right, title interest and estate of said decedent, at the time of said decedent's death, and also, all the right, title and interest that the said estate, by operation of law or otherwise, may have acquired since the decedent's death in and to the following described real estate situated in Fremont County, Idaho, to-wit:

Lot 11 of Sec. 13; Lots two and three and the SE1/4SE1/4 of Sec. 14; the North 88 rods of the NE1/4 of Sec. 23, and the NW1/4NW1/4 of Sec. 24, all in Twp. 8 North, Range 41 East, Boise Meridian, including all water rights appurtenant thereto or used in connection therewith, whether in form of water shares, water license or water permit.

TOGETHER WITH the following described water rights:

120 inches of the June 1, 1888
120 inches of the June 1, 1888

120 inches of the June 1, 1892
200 inches of the June 1, 1892

All of the above is decreed water from Fall River Water out of the Curr Ditch.

Microfilm No. 457806
At 14 Pay June 19 99
At 9:33 O'clock A M
FEE \$ 9-
RECORDED
MICKIE FUNKE
FREMONT CO. RECORDER
C. H. Deputy
Recorded At Request of
Do Not 250
Rexburg
83440

Also 5 acre feet of storage of the Fremont Madison Irrigation District.

LESS: Beginning at a point that is N.00°00'23"E. along the section line 1212.59 feet from the East ¼ corner of Section 23, Township 8 North, Range 41 East of the Boise Meridian, and running thence N.89°59'37"W. 25.41 feet; thence N.49°06'05"W. 132.23 feet; thence N.01°42'00"W. 155.80 feet; thence N.88°48'19"E 130.03 feet to the East line of said Section 23; thence N.88°48'19"E. into Section 24 a distance of 427.52 feet; thence South 146.73 feet, more or less, to the South line of the Northwest ¼ of the Northwest ¼ of said Section 24; thence N.89°50'08"W. along said South line of the Northwest ¼ of the Northwest ¼ a distance of 427.45 feet to the West line of said Section 24; thence S.00°00'23"W along the Section line 108.43 feet more or less to the point of beginning.

ALSO LESS THE FOLLOWING:

A fraction of Section 13, Township 8 North, Range 41 East, Boise Meridian, Fremont County, Idaho, on the South side of Fall River.

Beginning at a point 1289.85 feet West and 1130.00 feet North 0°18'06" East of the South quarter corner of Section 13, Township 8 North, Range 41 East, Boise Meridian, Fremont County, Idaho (said point of beginning is a half-inch steel rod on the west side of a county road) and running thence West 470.00 feet; thence North 130.00 feet to the South bank of Fall River; thence more or less along the said South bank North 60°14'55" East 547.85 feet; thence South 1°32'00" West 210.70 feet along an existing fence line; thence South 191.24 feet to the point of beginning. Contains 2.87 acres.

Also included is an access roadway easement 25 feet in width, the centerline of which commences at a point 216 South of Fall River and 378 feet North of the Curr Ditch on a surveyed boundary line between Lots 10 and 11 of Section 13, Township 8 North, Range 41 East, Boise Meridian, Fremont County, Idaho and running thence East 250 feet, more or less, to the county roadway. More precisely described as a roadway easement 25 feet in width, the centerline of which is described as beginning at a point 1308.00 feet North 0°18'06" East and 1290.78 feet West of the South quarter corner of Section 13, Township 8 North, Range 41 East, Boise Meridian, Fremont County, Idaho, and running thence South 70°48'00" East 58.5 feet, more or less, to the West right-of-way line of the county road.

SUBJECT TO existing County Road Right-of-Way and easements of record.

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;

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

This Amended Personal Representatives Deed is given to correct the legal description contained in the Personal Representatives Deed Dated, 31st March, 1999, and recorded as Microfilm Number 456879, on the 15th day of April, 1999.

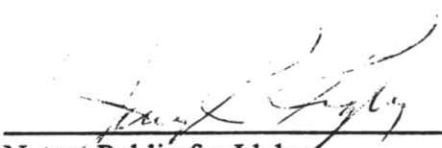
IN WITNESS WHEREOF, The said party of the first part, Personal Representative, has, as aforesaid, hereunto set her hand and seal the day and year first above written.


Colleen Blanchard

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

On this 29th day of May, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared **Colleen Blanchard**, known to me to be the person whose name is subscribed to the within instrument as the Personal Representative of the Estate of Kriss V. Blanchard and acknowledged to me that she executed the same as such Personal Representative of said estate.




Notary Public for Idaho
Residing at: Rexburg, Idaho
My Commission Expires: 12-7-99

Colleen Blanchard
P.O. Box 178
Chester, ID 83421

Attachment "A"

Marie Seeley
33 South 5th West
Rexburg, ID 83440

Colleen Harnden
195 Kim Way
Crescent City, CA 95531