

✓ water right of .7 that amount, for use upon 5.5 acres of the $\frac{3}{4}$ of the $\frac{1}{4}$ and the $\frac{1}{4}$ of the $\frac{3}{4}$ of Sec 22, in Twp 13 N of R 5 West of the Boise Meridian.

MARSHALL BROWN DITCH, date of priority 1908.

Flood water 7 miners inches, .14 cu ft.

Low water right, 4.9 miners inches, .098 cu ft.

For use as follows,

67 551 Marshall Brown, flood water right 7 miners inches, .14 cu ft and a low water right of .7 that amount, for use upon 7 acres of the $\frac{3}{4}$ of the $\frac{3}{4}$ of Sec 27, Twp 17 N, of R 5 West of the Boise Meridian in Idaho.

X

That the following named persons to this action by reason of the appropriation, either in person or through their respective predecessors in interest, of the amount of water set opposite their respective names, for use upon their respective lands herein described, are entitled to the use of water from said Mann Creek and to a water right therein for the irrigation of their said respective tracts of land, and for domestic use as follows, and in the following order of priority, as among themselves, but as against the use of water by any of the parties named in the last preceding paragraph, or upon their various tracts of land, the parties named in this paragraph are entitled to assert no prior right, irrespective of date of priority, the said parties in this paragraph named having lost their priority, and a prior water right for their respective tracts of land, over each and every party named in the last preceding paragraph, and over their respective tracts of land, by reason either of their neglect of diligence in the prosecution of their right to the water of Mann Creek to a decree in said former action hereinabove referred to, or by reason of their appropriation having been made since the date of said former decree, and as to all water rights described in this paragraph some are, and each of them are

SECONDARY RIGHTS.

ADAMS-SALING DITCH, date of priority April 1st, 1877:

Flood water right 164 miners inches, 3.28 cu ft.

Low water right, 114.8 miners inches, 2.296 cu ft.

For use upon lands in severalty with no priority within the ditch as among the following named users:

67 552 D. W. Adams and
Here Adams, flood water right 26 miners inches, .52 cu ft and low water right of .7 that amount, for use upon 26 acres of the $\frac{3}{4}$ of the $\frac{1}{4}$, Sec 24 in Twp 12 N, R 5 W B H, and Lot 2 in Sec 19 in Twp 12 N R 4 W B H, and also a strip of land described

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Also a strip of land described as follows: Beginning at the SW corner of the NW $\frac{1}{4}$ of Sec 19 in Twp 12 N, R 4 W B M and running thence N along the N line of said tract 3 rods; thence W Parallel with the S line of said tract to the W line thereof 80 more or less, thence S along the W line 3 rods to the S line of said tract; thence E along the said line 80 rods more or less to the place of beginning containing about 1 $\frac{1}{2}$ acres.

67-0675 flood water right 18 miners inches, .36 cu ft and low water right of .7 that amount, for use upon 18 acres of land described as: Commencing at the NW corner of SW $\frac{1}{4}$ Sec 24 in Twp 12 N, R 5 W B M, thence running N 46 rods, thence S 80 rods; thence 46 rods; thence N 80 rods to the place of beginning, containing 23 acres; excepting the from a tract of land described as follows: Commencing at the SW corner of the SW $\frac{1}{4}$ Sec in Twp 12 N, R 5 W B M and from thence run N 126 rods and North 40 rods to the place of beginning and from thence run E 50 rods; thence N 16 rods, thence N 50 rods, thence S 1 rods to the place of beginning.

67 0555 Mary A Sater, Flood water right 70 miners inches, 1.40 cu ft and low water right of .7 that amount, for use upon 70 acres of the 10 $\frac{1}{2}$ S $\frac{1}{2}$, S $\frac{1}{2}$ S $\frac{1}{2}$, 10 $\frac{1}{2}$, 10 $\frac{1}{2}$ S $\frac{1}{2}$ 10 $\frac{1}{2}$ Sec 25 in Twp 12 N, R 5 W D M.

For use upon lands in seycralty with no priority within the ditch as follows:

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67-556 WJ Leddington, flood water right 15 miners inches, .3 cu ft and low water right of 7 that amount for use upon 15 acres of land as follows: Lot 5 in the N1/4 of

IDAHO

7.5 MINUTE SERIES (ORTHO PHOTOQUAD)

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200 000 FEET

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116° 52' 30"

44° 22' 30"

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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: A67-00554A
Date Received: 10/06/1989
Receipt No: M004840
Received By: CU

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARION F. FAUSETT 208-549-2282
Address: 1772 JACKSON RD.
WEISER, ID 83672

2. Date of Priority: APR 01, 1877

3. Source: MANNS CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	13	SE	SE			WASHINGTON

5. Description of diverting works:
DAM & SPILLGATE AT MAIN DIVERSION, HEADGATE ON DITCH TO PROPERTY.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.300		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	05W	24	SW	SE		IRR	9.0
			SE	SE		IRR	10.0
Section Acres							19.0

10. Place of Use: Continued

Total Acres 19.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-00675

14. Remarks:

THIS RIGHT IS A SECONDARY RIGHT.
WATER CARRIED IN THE ADAMS-SAILING DITCH.
P/U DESCRIBED BY METES AND BOUNDS IN DECREE.
FLOODWATER RIGHT IS .4 CFS. AC. IRR.=20.

THIS IS A SPLIT OFF OF A67-00554. THIS WATER RIGHT, WHEN
BROUGHT OVER TO THE ADJUDICATION BASE SHOWED 0.28 CFS OF WATER.
THE DECREE INDICATES THAT THE AMOUNT IS 0.40 CFS. THEREFORE,
THIS CLAIM IS FILED AT 0.016 CFS PER ACRE WHICH IF PRORATED AT
25 ACRES (AS INDICATED IN DECREE) WOULD COME OUT TO 0.16 CFS FOR
A TOTAL OF 0.30 CFS FOR 19 ACRES.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

E. V. JEFFERSON ET. AL.
Decree Plaintiff

vs

THOMAS HIGGENBOTHAM ET. AL.
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: 3

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): Marion J. Fausett Date: 10-6-89
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 6 day
of October 19 89 Linda Werner
Notary Public

Seal

Residing at Linda A. Werner
Residing at Boise, Idaho
My Commission ~~Expires~~ Expires December 8, 1994

✓ water right of .7 that amount, for use upon 5.5 acres of the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ and the E $\frac{1}{2}$ of the S $\frac{1}{2}$ of Sec 22, in Twp 13 N of R 5 West of the Boise Meridian.

MARSHALL BROWN DITCH, date of priority 1908;

Flood water right 7 miners inches, .14 cu ft.

Low water right, 4.9 miners inches, .098 cu ft.

For use as follows,

67 551 Marshall Brown, flood water right 7 miners inches, .14 cu ft and a low water right of .7 that amount, for use upon 7 acres of the S $\frac{1}{2}$ of the S $\frac{1}{2}$ of Sec 27, Twp 17 N, of R 5 West of the Boise Meridian in Idaho.

X

That the following named persons to this action by reason of the appropriation, either in person or through their respective predecessors in interest, of the amount of water set opposite their respective names, for use upon their respective lands herein described, are entitled to the use of water from said Mann Creek and to a water right therein for the irrigation of their said respective tracts of land, and for domestic use as follows, and in the following order of priority, as among themselves, but as against the use of water by any of the parties named in the last preceding paragraph, or upon their various tracts of land, the parties named in this paragraph are entitled to assert no prior right, irrespective of date of priority, the said parties in this paragraph named having lost their priority, and a prior water right for their respective tracts of land, over each and every party named in the last preceding paragraph, and over their respective tracts of land, by reason either of their neglect of diligence in the prosecution of their right to the water of Mann Creek to a decree in said former action hereinabove referred to, or by reason of their appropriation having been made since the date of said former decree, and as to all water rights described in this paragraph same are, and each of them are

SECONDARY RIGHTS.

ADAMS SALING DITCH, date of priority April 1st, 1877;

Flood water right 164 miners inches, 3.28 cu ft.

Low water right, 114.8 miners inches, 2.296 cu ft.

For use upon lands in severalty with no priority within the ditch as among the following named users;

67 552 ~~W. Adams and~~ Here Adams, Flood water right 26 miners inches, .52 cu ft and low water right of .7 that amount, for use upon 26 acres of the S $\frac{1}{2}$ of the NE $\frac{1}{4}$, Sec 24 in Twp 12 N, R 5 W 2 E, and Lot 2 in Sec 19 in Twp 12 N R 4 W 2 E, and also a strip of land described

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and running thence W about 80 rods to the SW corner of the NW $\frac{1}{4}$ of the 3 of Sec 24, thence N 2 rods; thence E 80 rods to the Township line; thence S 2 rods to the place of beginning, containing about 1 acre.

Also a strip of land described as follows: Beginning at the SW corner of the NW $\frac{1}{4}$ of Sec 19 in Twp 12 N, R 4 W B M and running thence N along the N line of said tract 3 rods; thence W Parallel with the S line of said tract to the W line thereof 80 more or less, thence S along the W line 3 rods to the S line of said tract; thence N al the said line 80 rods more or less to the place of beginning containing about $1\frac{1}{2}$ acres.

67 0553 Elmer L Galing, flood water right 30 miners inches, .60 cu ft and low water right of .7 that amount, for use upon 30 acres described as: East 10 acres of the E side of the NW $\frac{1}{4}$ of the S $\frac{1}{2}$ and the W 19 acres off of the E side of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ all in Sec 24, Twp 12 N, R 5 W B M.

67-0615 flood water right 18 miners inches, .36 cu ft and low water right of .7 that amount, for use upon 18 acres of land described as: Commencing at the NW corner of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 24 in Twp 12 N, R 5 W B M, thence running E 46 rods, thence S 80 rods; thence W 46 rods; thence N 80 rods to the place of beginning, containing 23 acres; excepting the from a tract of land described as follows: Commencing at the SW corner of the SW $\frac{1}{4}$ Sec in Twp 12 N, R 5 W B M and from thence run N 126 rods and North 40 rods to the place of beginning and from thence run E 50 rods; thence N 16 rods, thence E 50 rods, thence S 1 rods to the place of beginning.

Russ Jackson and

67-0551 Mabel Jackson, flood water right 20 miners inches, .40 cu ft and low water right of .7 that amount, for use upon 20 acres of land described as: Commencing at the corner of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec 24 in Twp 12 N, R 5 W B M, and running thence E 46 rods thence S 80 rods, thence W 46 rods; thence N 80 rods to the place of beginning. Also tract of land described as follows: Commencing at the SW corner of SW $\frac{1}{4}$ of Sec 24 in Twp 12 N, R W B M, and from thence run N 126 rods and N 40 rods, thence W 126 rods, thence S 40 rods to the place of beginning, and from thence run W 50 rods, thence N 16 rods, thence E 50 rods, thence S 16 rods to the place of beginning, containing 5 acres.

67 0555 Mary A Sater, Flood water right 70 miners inches, 1.40 cu ft and low water right of .7 that amount, for use upon 70 acres of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 25 in Twp 12 N, R 5 W B M.

HANNAH DITCH, Date of priority April 1st, 1880;

Flood water right 150 miners inches, 3 cu ft.

Low water right 105 miners inches, 2.1 cu ft.

For use upon lands in severalty with no priority within the ditch as follows:

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67 0556 W J Leddington, flood water right 15 miners inches, .3 cu ft and low water

306

55'

307

308

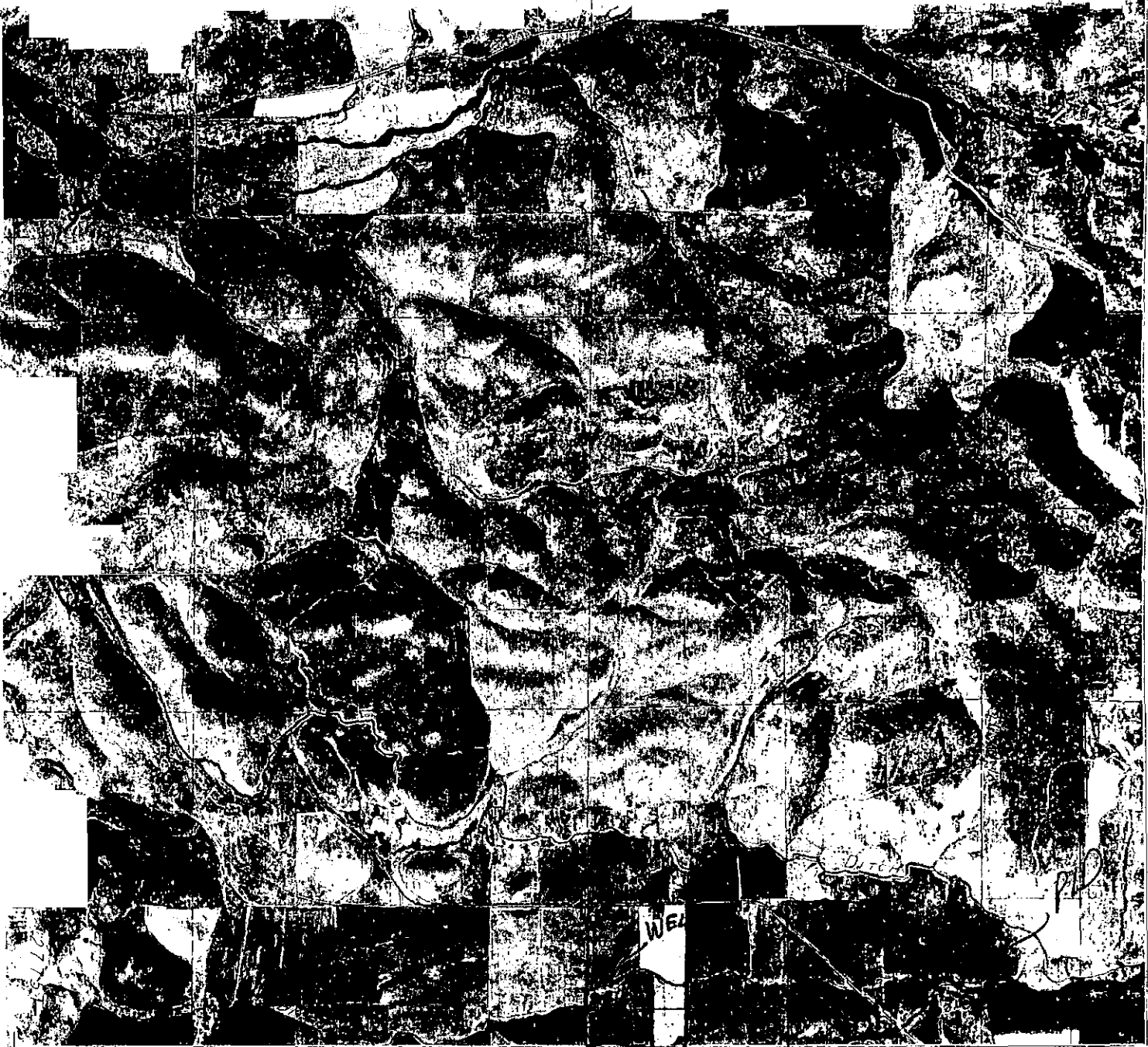
200 000 FEET

309

116° 52' 30"

44° 22' 30"

IDAHO
7.5 MINUTE SERIES (ORTHO PHOTOQUAD)



4909 4910 4911 4912 4913
F E E T
980 000

AG 7-00554A

AG 7-00625

AG 7-10623

SW, SE = 189
SE, SE = N 10
21 Ac
19

T 12 N
R 5 W
Sec. 24

MICROFILMED

OCT 01 1992