

#4 DWR

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: A37-13116
Date Received: 8/10/1989
Receipt No: S010205
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BIG WOOD CANAL COMPANY 208-886-2331
Address: P.O. BOX C
SHOSHONE, ID 83352

2. Date of Priority: MAY 15, 1897

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	18E	18	NE	NE			BLAINE

5. Description of diverting works:
RICHFIELD CANAL, NORTH & SOUTH GOODING CANALS, DIETRICH CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/01	82.500		

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

8. Total consumptive use is 259986.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER & DOMESTIC USES DURING NON-IRRIGATION SEASON.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	18E	32	NW	NE		IRR	32.0

Section Acres 32.0

A37-13116

Page 1

Date: 10/27/89

COPY

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MAR 20 1993

10. Place of Use: Continued

Total Acres 32.0

11. Place of use in counties: LINCOLN

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

A37-00867Z0, Z1, Z2, A01-00006, A37-13043.

14. Remarks:

PROPERTY IS OWNED BY THE STOCKHOLDERS OF THE BIG WOOD CANAL CO.
P/U LISTED IS INCOMPLETE; SEE REFERENCE RIGHT A37-00867Z0,Z1,Z2.
OTHER WR'S LISTED ARE REFERENCE RIGHTS TO ADDITIONAL RIGHTS.
TOTAL ACRES = 86,662 AC.
SEE REF. RT. FOR COMPLETE P/U DESCRIPTIONS & ACRES.
WATER STORED IN MAGIC RESERVOIR.

THIS CLAIM IS A COMBINATION OF SMALLER DECREED WATER RIGHTS
LISTED BELOW:

37-00131	3.2	CFS
37-00140	4.86	
37-00160	3.2	
37-00163	1.3	
37-00164	4.4	
37-00169	2.72	
37-00192	0.74	
37-00259	6.4	
37-00275	4.4	
37-00277	1.5	

37-00278	2.52	CFS
37-00279	1.2	
37-00285	5.6	
37-00288	0.53	
37-00299	3.08	
37-00384	1.4	
37-00393	4.8	
37-00498	1.6	
37-00536	2.4	

37-00544	3.1	CFS
37-00576	3.6	
37-00607	0.077	
37-00614	3.1	

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14. Remarks: Continued

37-00621 4.8

37-00623 1.6

37-00624 2.4

37-00669 1.6

=====

TOTAL 79.127 CFS

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

vs

Decree Defendant

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MAR 20 1993

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 Organizations:

I do solemnly swear or affirm that I am Manager of
Title
Big Wood Canal Co., that I have signed the foregoing
Organization
document in the space below as Manager of
Title
Big Wood Canal Co. and that the statements contained in the
Organization
foregoing document are true and correct.

Richard McQuinn
Signature of Authorized Agent

Manager Big Wood Canal Co.
Title and Organization

1/25/90 Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of January 19 90

Shirley Cell
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires December 7, 1994

COPY

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MAR 20 1993

17. Notice of Appearance:

Notice is hereby given that I, Cecil D. Hobdey will be
Print Name
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 _____

(see Attached)

Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

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

of Big Wood Canal Co. Organization _____, that I have signed the foregoing

document in the space below as Manager Title _____ of Big Wood Canal Co. Organization _____

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

Signature of Authorized Agent Richard McNeide

Title and Organization Manager Big Wood Canal Co Date 8/9/89

State of Idaho/or Idaho)
County of Lincoln) SS.

Subscribed and sworn (or affirmed) before me this 9th day of August 19 89

SEAL

Notary Public Callean Bratton

Residing at Gooding, Idaho

My Commission Expires Life

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, CECIL D. HOBDEY 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 Cecil D. Hobdey

Address P.O. Box 176, Gooding, Id 83330

Date 8/14/89

Last Name _____ Ident. Number A37-13116

Copies White-State, Yellow-Claimant

MICROFILMED

37-0499

Garnis Monroe

MAR 20 1993

25.0

37 - Below Main Big Wood
Exhibit-D

82.5 CFS

St 10 [#]	Orig Recd to	Priority Date	Index
37-0623	C. M. Slaughter	4-3-1882	80.0
37-0275	Fred H. Goding	5-15-1882	220.0
37-0544	Mary Phillips	4-5-1883	155.0
37-0169	J. J. Darrah	5-1-1883	136.0
37-0614	Manuel Silva	5-31-1884	155.0
37-0287	Halter Goding	6-1-1884	26.5
37-0498	James H. Monroe	8-11-1884	80.0
37-0140	M. F. Chequette	11-2-1885	243.0
37-0160	Alfred Crebbin	11-2-1885	160.0
37-0576	C. P. Price	11-2-1885	180.0
37-0299	Arthur L. Harding	11-2-1885	154.0 +
37-0393	Henry N. Kinsey	5-1-1886	240.0
37-0607	Martin Silk	8-15-1886	3.87
37-0384	Henry N. Kinsey	5-1-1889	70.0
37-0163	Ben Darrah	6-1-1890	65.0
37-0164	Ben Darrah	6-1-1891	220.0
37-0277	Fred H. Goding	5-1-1893	75.0
37-0536	Harren J. Peck	4-15-1894	120.0
37-0192	Albert Dudley	4-15-1894	37.0
37-0624	Charlotte M. Slater	4-3-1895	120.0
37-0278	Fred H. Goding	5-1-1895	126.0
37-0285	Thomas N. Goding	3-18-1896	280.0
37-0279	Fred H. Goding	3-18-1896	60.0
37-0621	Frank R. Goding	3-18-1896	240.0
37-0669	Delilah Vandergraft	4-30-1896	80.0
37-0259	A. M. Gomes	9-28-1896	320.0
37-0131	Henry Carpenter	5-15-1897	160.0
37-0288	Halter Goding	5-15-1897	150.0

Exh D

MICROFILMED

MAR 20 1993

37 - Below me is Big Wood
D

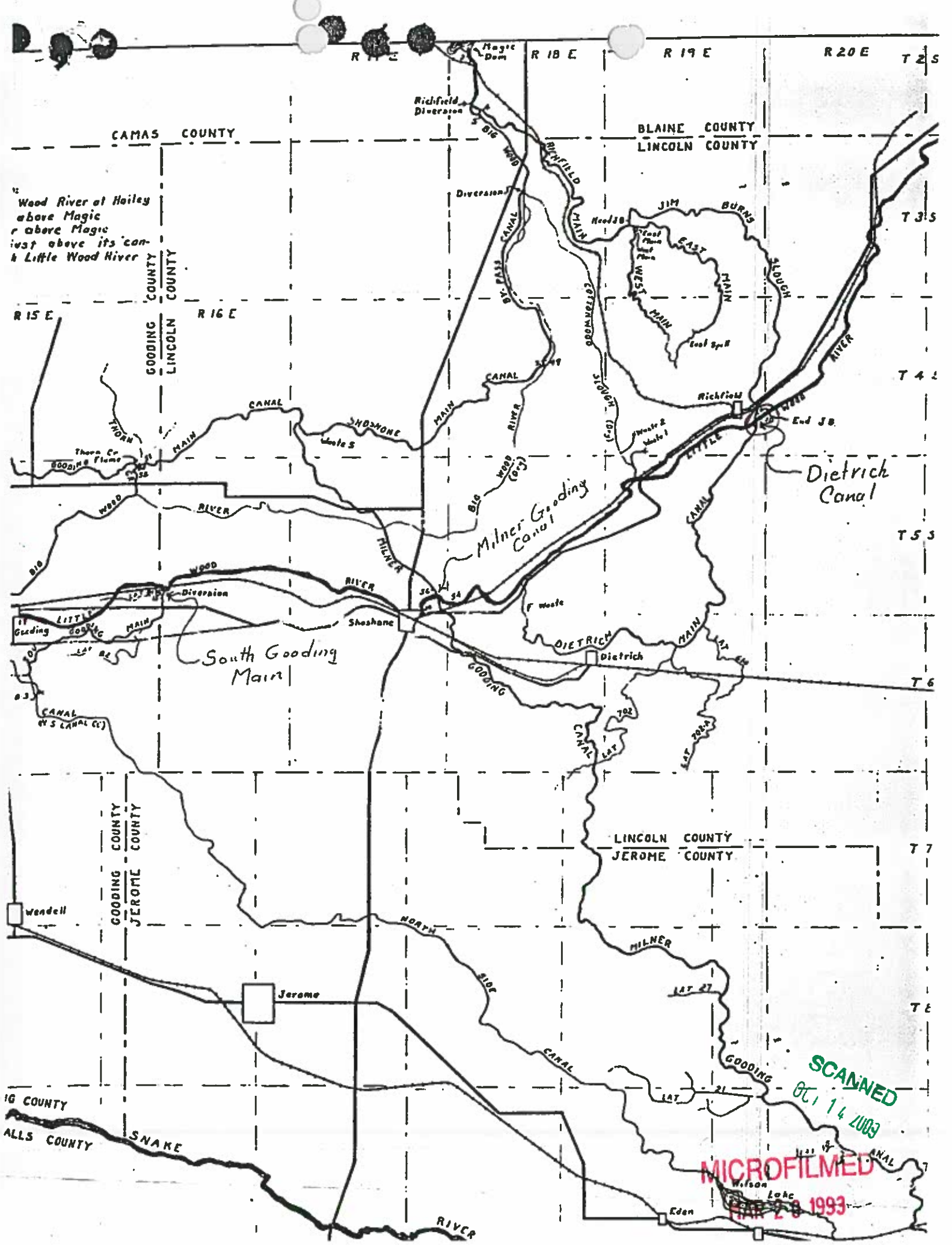
15

St 10*	Orig Recd to	Priority Date	Index
37-0623	C M Slaughter	4-3-1882	80.0
37-0275	Fred W Goding	5-15-1882	220.0
37-0544	Mary Phillips	4-5-1883	155.0
37-0169	J S Darran	5-1-1883	136.0
37-0614	Manual Seloa	5-31-1884	155.0
37-0287	Walter Goding	6-1-1884	26.5
37-0498	James W Monroe	8-11-1884	80.0
37-0140	M F Chequette	11-2-1885	243.0
37-0160	Alfred Crebber	11-2-1885	160.0
37-0576	C P Price	11-2-1885	180.0
37-0299	Arthur L Goding	11-2-1885	154.0
37-0393	Henry N Kenney	5-1-1886	240.0
37-0607	Martin Dick	8-15-1886	3.87
37-0384	Henry N Kenney	5-1-1889	70.0
37-0163	Ben Darran	6-1-1890	65.0
37-0164	Ben Darran	6-1-1891	220.0
37-0277	Fred W Goding	5-1-1893	75.0
37-0536	Warren J Peck	4-15-1894	120.0
37-0192	Albert Dudley	4-15-1894	37.0
37-0624	Charlatti M Slater	4-3-1895	120.0
37-0278	Fred W Goding	5-1-1895	126.0
37-0285	Thomas W Goding	3-18-1896	280.0
37-0279	Fred W Goding	3-18-1896	60.0
37-0621	Frank R Goding	3-18-1896	240.0
37-0669	Belilah Goding left	4-30-1896	80.0
37-0259	A M Gomes	9-28-1896	320.0
37-0131	Henry Carpenter	5-15-1897	160.0
37-0288	Walter Goding	5-15-1897	150.0

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MAR 20 1993

Exh D



Wood River at Hailey
above Magic
r above Magic
just above its can-
h Little Wood River

South Gooding
Main

Milner Gooding
Canal

Dietrich
Canal

SCANNED
OCT 14 2003

MICROFILMED
MAR 28 1993

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 A37-13116

Date Received _____

Receipt Number 5010205

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 10 1989

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Big Wood Canal Company Phone (208) 886-2331Mailing Address P. O. Box C, Shoshone, Idaho Zip 833522. Date of Priority (Only one (1) per claim) 5-15-18973. Source of water supply (a) Big Wood River
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 2S Range 18E Section 18,
1/4 of NE 1/4 of NE 1/4, Govt. Lot, B.M., County of BlaineAdditional points of diversion if any: Richfield Canal, North Gooding Canal, Dietrich Canal, South Gooding Canal

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. Richfield Canal T2S R18E Sec. 30 SE1/4, SE1/4, NE1/4,
North Gooding Canal T3S R18E Sec. 9 NE1/4, NE1/4, SE1/4, Dietrich Canal T4S R19E Sec. 25 NW1/4, SE1/4, NE1/4
South Gooding Canal T5S R16E Sec. 29 SW1/4, SE1/4, SE1/4
Concret check dams with slide gates

Concrete check dams with slide gates

MICROFILMED

MAR 20 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr 1 to Oct 1 amount 82.5 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 82.5 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stock and domestic for all lands in Big Wood tract

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.

See attached exhibit A

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	

Total number of acres irrigated 73,904.1

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

12. Do you own the property listed above as place of use? Yes _____ No x
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.
see contract # 14-06-W-73 article 28 attached exhibit B or None ()

14. Remarks:
We wish to combine a number of small decreed rights into one. Attached is a list of these rights exhibit D

Water stored in Magic Reservoir

CC Y

MICROFILMED

Last Name _____ Ident No. _____

Copies: White-State-Year-Claimant
MAR 20 1993

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
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A37-13116

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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,

_____ 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. Richfield Canal T2S R18E Sec 30 SE1, SE1, NE1,
North Gooding Canal T3S R18E Sec.9 NE1, NE1, SE1, Dietrich Canal T4S R19E Sec. 25 NW1, SE1, NE1
South Gooding Canal T5S R16E Sec.29 SW1, SE1, SE1
Concret check dams with slide gates

Concrete check dams with slide gates

MICROFILMED

MAR 20 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr 1 to Oct 1 amount 82.5 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 82.5 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stock and domestic for all lands in Big Wood tract

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.

See attached exhibit A

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	

Total number of acres irrigated 73,904.1

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

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

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.

see contract # 14-06-W-73 article 28 attached exhibit B or None ()

14. Remarks:

We wish to combine a number of small decreed rights into one. Attached is a list of these rights exhibit D

Water stored in Magic Reservoir

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MAR 20 1993

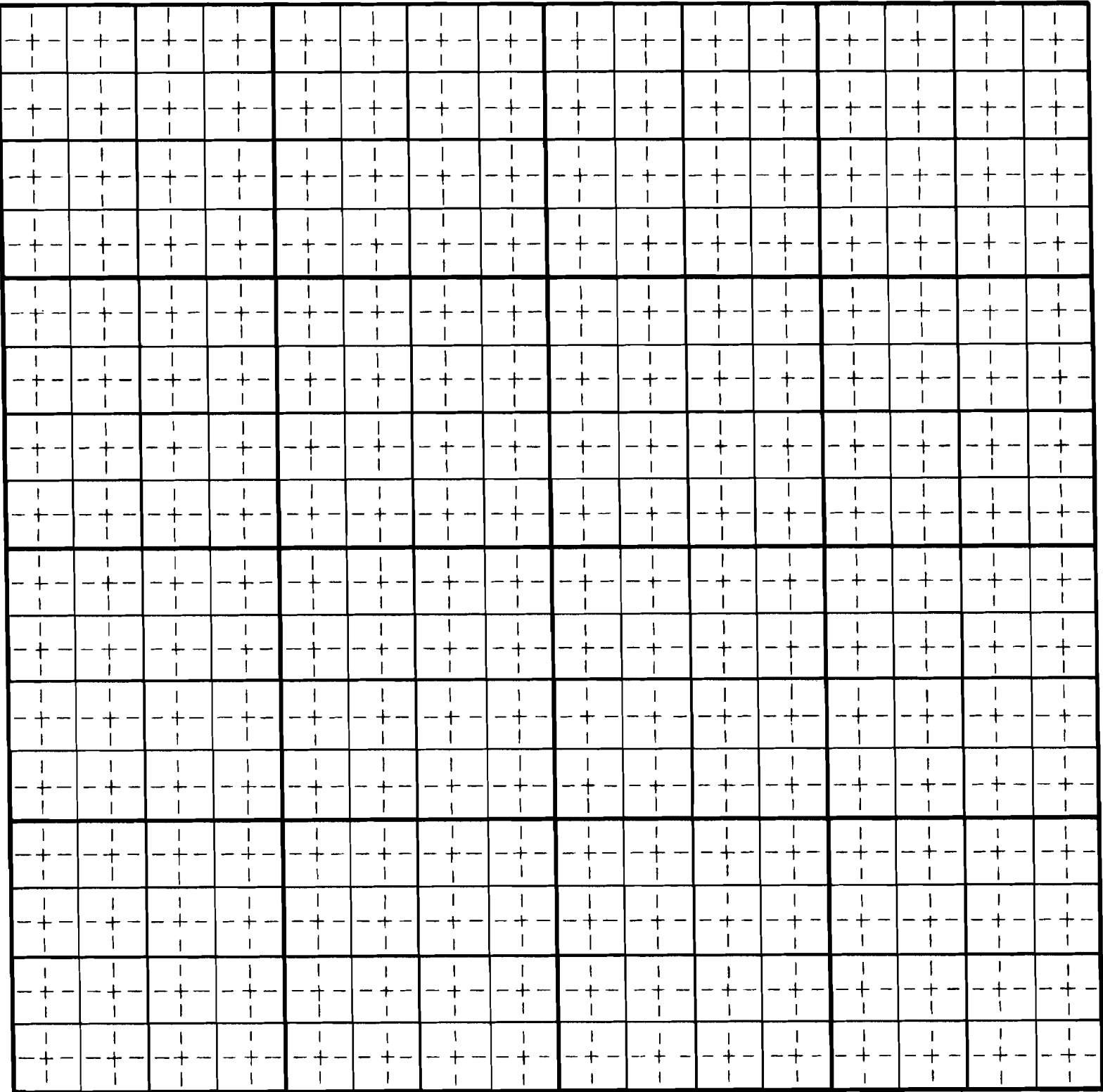
Last Name _____ Ident No. _____

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

see map attached exhibit C



Last Name _____ Ident No. _____

MICROFILMED
Copies: White-State, Yellow-Claimant
MAR 20 1993

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree x
If applicable provide IDWR Water Right Number see remarks
Court _____ Case Number _____ Decree Date 5-5-1897
Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Manager Title

of Big Wood Canal Co. Organization, that I have signed the foregoing

document in the space below as Manager Title of Big Wood Canal Co. Organization

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

Signature of Authorized Agent Richard McNeils

Title and Organization Manager Big Wood Canal Co Date 8/9/89

State of Idaho/or Idaho)
County of Lincoln) SS.

Subscribed and sworn (or affirmed) before me this 9th day of August 19 89

SEAL

Notary Public Colleen Bishop

Residing at Garding, Idaho

My Commission Expires Life

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Cecil D. HOBDEY 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 Cecil D. Hobdey

Address P.O. Box 176, Garding, Id 83330

Date 8/14/89

Last Name _____ Ident. Number _____

MICROFILMED

Copies Will Be Mailed to Claimant
MAR 24 1990

A37-13116

 MEMO TO FILE

THIS IS A LISTING OF THE DISCREPANCIES FOUND IN THE CLAIMS
 SUBMITTED BY BIG WOOD CANAL CO. AND THE WATER RIGHT RECORDS
 REFERENCED. THE CLAIMS GIVEN HAVE COMBINED SEVERAL SMALLER
 RIGHTS TOGETHER.

CLAIM A37-13116

	CLAIMED	WATER RIGHT
37-00164	4.4 CFS	2.9 CFS
37-00288	3.0	3.2
37-00384	1.4	1.8
37-00393	4.8	1.2
37-00607E	0.0774	0.81

37-00614 3.1 0.8

THIS WR WAS CLAIMED BY DON WILLIAMS FOR 0.8 CFS; THE
 ORIGINAL DECREE OWNER LISTED BY BIG WOOD CANAL IS NOT THAT LISTED
 ON THE WR PROOF.

37-00621 4.8 "DO NOT ISSUE"

RECORDS INDICATE THIS WATER RIGHT NUMBER WAS NEVER ISSUED
 AND THE NOTE 'DO NOT ISSUE'.

CLAIM A37-13113

37-00059 PART 'F' CLAIMED...OKAY.

PART 'E' NOT CLAIMED BUT LISTED
 IN THE NAME OF BIG WOOD CANAL CO. SHOULD THIS BE PART OF ONE OF
 THE BIG WOOD CLAIMS?

CLAIM A37-13112

	CLAIMED	WATER RIGHT
A37-00058	2.8 CFS	3.2 CFS
A37-00170	6.4	1.62

THIS WR IS CLAIMED UNDER THIS CLAIM FOR THE 6.4 CFS BUT
 IS ALSO CLAIMED UNDER A37-13114 FOR 1.6 CFS.

37-00674	8-14-1906	NO PRIORITY DATE
37-00710	6.4 CFS	3.2 CFS
37-00870		

THIS WR IS CLAIMED SEPARATELY SEE A37-00870.

MICROFILMED

MAR 20 1993

=====

CLAIM A37-13043

37-00506

NO CFS GIVEN IN CLAIM; WATER RIGHT LISTS 1.6 CFS.

=====

CLAIM A37-13114

37-00170

CLAIMED
1.6 CFS

WATER RIGHT
1.6 CFS

CLAIMED TWICE. SEE ALSO A37-13112.

37-00867

CLAIMED AS A SEPARATE CLAIM BY BIG WOOD CANAL CO. THIS CLAIM, A37-00867 IS THE MAIN REFERENCE RIGHT FOR THE CANAL CO.

37-01166

3.2 CFS

"DO NOT ISSUE"

RECORDS INDICATE THIS WATER RIGHT NUMBER WAS NEVER ISSUED AND THE NOTE 'DO NOT ISSUE'.

37-00167

4.3 CFS

2.9 CFS

=====

MICROFILMED

MAR 20 1993

DRAFT

LWR

1.	A37-13111	\$ 50
2.	A37-13112	50
3.	A37-13043 (Ref. Rt.)	50
4.	A37-13113	50
5.	A3-13114	<u>50</u>
		\$250

REC.
S010205
A/R S000046

* all acres covered by Big Wood claim
A37-00867 Z0, Z1, Z2

Amer. Falls

A01-00006

\$ 50

REC. S010207
~~S010206~~ VOID
AR S000047

$$27,058.8 - 2105.9 = \frac{\$24,952.9}{\$25,003.0} \text{ (Rounded)}$$

paid on BWR
overlap Acres.

$$\times 20\% = \$5000.60$$

BWR

REC.
S010205

1.	A37-13115	50	
2.	A37-00867 Z0, Z1, Z2	50	86,662 AC.
3.	A37-00870	50	
4.	A37-13116	<u>50</u>	
		\$200	= \$86,862 total

$$\text{TOTAL BW + LW} = \$87,112$$

$$20\% = 17,422.40$$

Power Plants

REC. S010207
~~S010206~~ VOID

A37-08169	50	1102 <u>50</u>
A37-08166	<u>50</u>	<u>1032 <u>50</u></u>
	100	+ 2135 <u>00</u>
		<u>\$2235 <u>00</u></u>

Little Wood Decree

DRAFT

A37-13111 1) 12-24-1906 75 cfs Sept.-May Stock.

A37-13112

* part claimed
on BWR
claim #3
37-0870

6-1-1920

3078.9 cfs

IRR

Apr. - Oct

(combined small rights)

A37-13043 3)

11-13-1907

3048.7 cfs

IRR

Apr. - Oct.

(348.7) ?

(combined small rights)

A37-13113 4)

proof - 0059F

5-27-1899

150 cfs

IRR

A - O.

(combined small rights)

A37-13114 5)

* part claimed
on BWR
#2
37-0867

11-6-1905

3091.6 cfs

IRR

(combined small rights)

Little Wood Decree

DRAFT

1	66	4	26	407	"	51	129	5
2	149	8	27	39	1	52	37	1
3	31	1	28	154	4	53	176	4
4	11	1	29	160	5	54	262	7
5	53	2	30	487	14	55	259	8
6	32	1	31	439	11	56	64	2
7	17	1	32	550	14	57	135	4
8	14 (20)	2	33	562	14	58	24	2
9	47	2	34	527	16	59	414	12
10	132	9	35	487	13	60	440	12
11	230	9	36	618	16	61	316	12
12	224	4	37	460	13	62	167	5
13	622	16	38	582	15	63	394	11
14	542	15	39	296	11	64	464	12
15	528	15	40	224	7	65	468	13
16	315	8	41	441	13	66	148	6
17	162	5	42	318	9	67	70	4
18	316	8	43	550	14	68	32	8
19	150	4	44	450	13	69	384	12
20	358	10	45	287	7	70	169	6
21	339	10	46	64	2	71	118	6
22	292	8	47	394	10	72	174	5
23	36	1	48	97	4	73	174	6
24	364	10	49	437	16	74	492	16
25	499	13	50	164	8	75	317	12
5535		169	9194		261	5827		191

76	457	13	101	126
77	172	5	102	127
78	354	10	103	128
79	61	2	104	129
80	204	5	105	130
81	305	8	106	131
82	483	12	107	132
83	615	16	108	133
84	179	7	109	134
85	293	8	110	135
86	99	4	111	136
87	190	6	112	137
88	AGREEMENT		113	138
89			114	139
90	3412	96	115	140
91			116	141
92			117	142
93			118	143
94			119	144
95	TOTALS	717	120	145
96	23,968		121	146
97			122	147
98			123	148
99			124	149
100			125	150

DRAFT

Little Wood Lands

				Computer Totals	LWR Totals
Page 1	T 6	R 19	S-2	345	317
Page 3	+5	R 17	S 32	20	+4
Page 10	T 6	R 15	S 5	~~532~~ 480	527
Page 13	T 6	R 15	S 18	~~485~~	~~450~~
Page 14	T 6	R 16	S 6	364	~~394~~
Page 15	T 6	R 18	S 3	153	~~129~~
Page 15	T 6	R 18	S 6	286	~~262~~
Page 16	T 6	R 18	S 12	384	414
Page 18	T 6	R 19	S 7	320	~~32~~
Page 19	T 6	R 19	S 10	458	~~384~~

(?)

add. 6-15 S17

560

(?)

RECEIVED

OCT 03 1989

DRAFT

Department of Water Resources
Southern Region Office

01/04/2007

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

RIGHT NUMBER: 37-13116

NAME AND ADDRESS: BIG WOOD CANAL CO
PO BOX C
SHOSHONE ID 83352

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 65.880 CFS

PRIORITY DATE: 05/15/1897

POINT OF DIVERSION:

T02S R18E S18 NENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	65.880 CFS

PLACE OF USE:

39683 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

This right is limited to the irrigation of 39683 acres within the place of use described above 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

10. Place of Use: Continued

Total Acres 32.0

11. Place of use in counties: LINCOLN

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

A37-0086720, Z1, Z2, A01-00006, A37-13043.

14. Remarks:

PROPERTY IS OWNED BY THE STOCKHOLDERS OF THE BIG WOOD CANAL CO.
P/U LISTED IS INCOMPLETE; SEE REFERENCE RIGHT A37-0086720, Z1, Z2.
OTHER WR'S LISTED ARE REFERENCE RIGHTS TO ADDITIONAL RIGHTS.
TOTAL ACRES = 86,662 AC.
SEE REF. RT. FOR COMPLETE P/U DESCRIPTIONS & ACRES.
WATER STORED IN MAGIC RESERVOIR.

5-15-1897 ✓

THIS CLAIM IS A COMBINATION OF SMALLER DECREEED WATER RIGHTS
LISTED BELOW: WE SAME AS CLAIM

37-00131	3.2	CFS ✓
37-00140	4.86	✓
37-00160	3.2	✓
37-00163	1.3	✓
37-00164	~~4.4~~ 2.9	— Pou ok BWCC
37-00169	2.72	✓
37-00192	0.74	✓
37-00259	6.4	✓
37-00275	4.4	✓
37-00277	1.5	✓

37-00278	2.52	CFS ✓
37-00279	1.2	✓
37-00285	5.6	✓
37-00288	0.53	3.20 — TRANS 2366 Pou ok
37-00299	3.08	✓

37-00384	~~1.4~~	1.80 — Pou ok
37-00393	~~4.8~~	1.20 — SOURCE, ALREADY CLAIMED. Muldoon CR. FlatTop sheep.
37-00498	1.6	✓
37-00536	2.4	✓

37-00544	3.1	CFS ✓
37-00576	3.6	✓
37-00607	~~0.077~~	overclaimed splits
37-00614	~~3.1~~	0.80 CLAIMED private

does this need to claim GOB also Delete Not found

A37-13116

Page 2

Date: 10/27/89

ADD:

37-615 (wm says this is BWCC) 3.10
Pou - BWCC

MICROFILMED
MAR 20 1993

14. Remarks: Continued

~~37-00621~~	~~4.8~~	"Do Not Issue"
37-00623	1.6	✓
37-00624	2.4	✓
37-00669	1.6	PART B ✓ OK split

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TOTAL	79.127 CFS
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Revised cfs = 65.48

<u>65.48</u>
+ .40
<u>65.88</u>

15. Basis of Claim: DECREED

Case Number:
Court :
Decree date:

Decree Plaintiff

vs

Decree Defendant

MEMORANDUM

DATE: 27-Dec-1991

FROM: Allen Merritt

TO: A37-13116

SUBJECT: POSSIBLE TYPO

IN DATA ENTERING CLAIMS IN THE NAME OF FLAT TOP SHEEP CO. I FOUND THAT RIGHT 37-00393 WAS ON HOST MASTER AS A COMBINED "Z" RECORD. IN THE REMARKS OF A37-13116 IT LISTS THE VARIOUS RIGHTS COMBINED AND THE AMOUNT LISTED EXCEEDS THE RIGHT. SINCE IT APPEARS THAT FLAT TOP SHEEP OWNS THE LAND TO WHICH THIS RIGHT IS APPURTENANT AND IT IS IN A SEPARATE DRAINAGE IT APPEARS THAT THIS MAY BE A TYPO.

I WENT AHEAD AND PREPARED THE FLAT TOP CLAIM UNDER A37-00393 BUT THIS ISSUE SHOULD BE ADDRESSED IN REVIEW.

MICROFILMED

MAR 20 1993