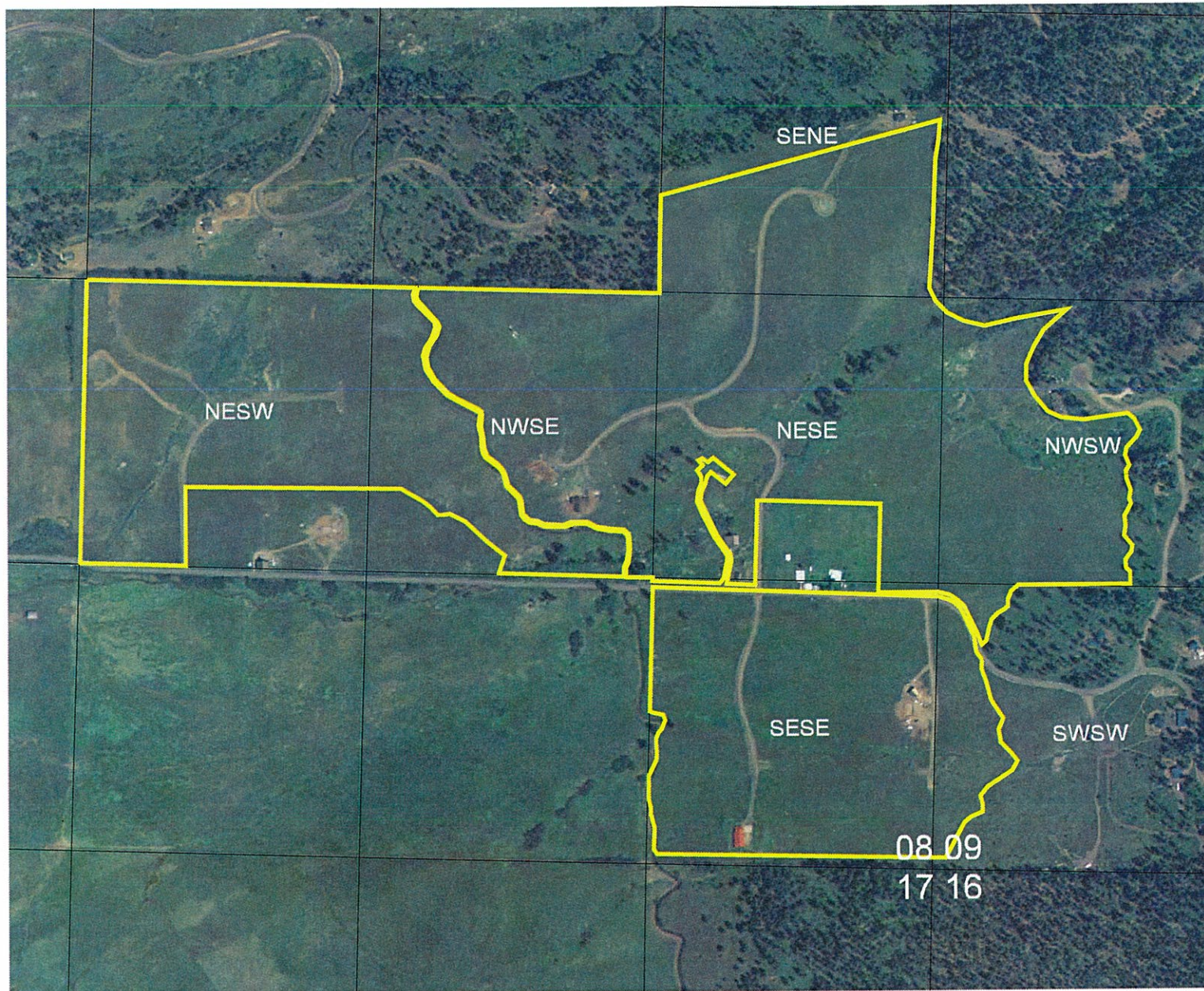


78-250 78-251 78-252 & 78-4130

**T19N R02E
S08 & S09**



700 0 700 1400 2100 2800 Feet

Map prepared by: Carter Fritschle
Date prepared: 07/14/05 - revised 12/19/06
2004 NAIP Photography
Idaho Department of Water Resources

12/19/2006

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

RIGHT NUMBER: 78-250
NAME AND ADDRESS: LYNETTE WALTERS
PO BOX 397
NEW MEADOWS ID 83654
PHIL WALTERS
PO BOX 397
NEW MEADOWS ID 83654

SOURCE: SEAWELL CREEK . TRIBUTARY: GOOSE CREEK
Point of injection into and point of redirection from Threemile Creek.

QUANTITY: 0.960 CFS

PRIORITY DATE: 05/01/1900

POINT OF DIVERSION:

T19N R02E S9 NWNE Injection Within ADAMS County
T19N R02E S9 SENW Rediversion Within ADAMS County
T19N R02E S9 SENW Rediversion Within ADAMS County
T20N R02E S35 NWNE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/1 10/31	0.960 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T19N R02E S08	SENE	18.00	T19N R02E S08	NESW	32.00
T19N R02E S08	NESE	35.00	T19N R02E S08	NWSE	35.00
T19N R02E S08	SESE	37.00	T19N R02E S09 Lot 3	NWSW	20.00
T19N R02E S09 Lot 4	SWSW	7.00			

184 ACRES TOTAL

This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 184 acres in a single irrigation season.
Combined Right Nos.: 78-250, 78-251, 78-252 and 78-4130

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.

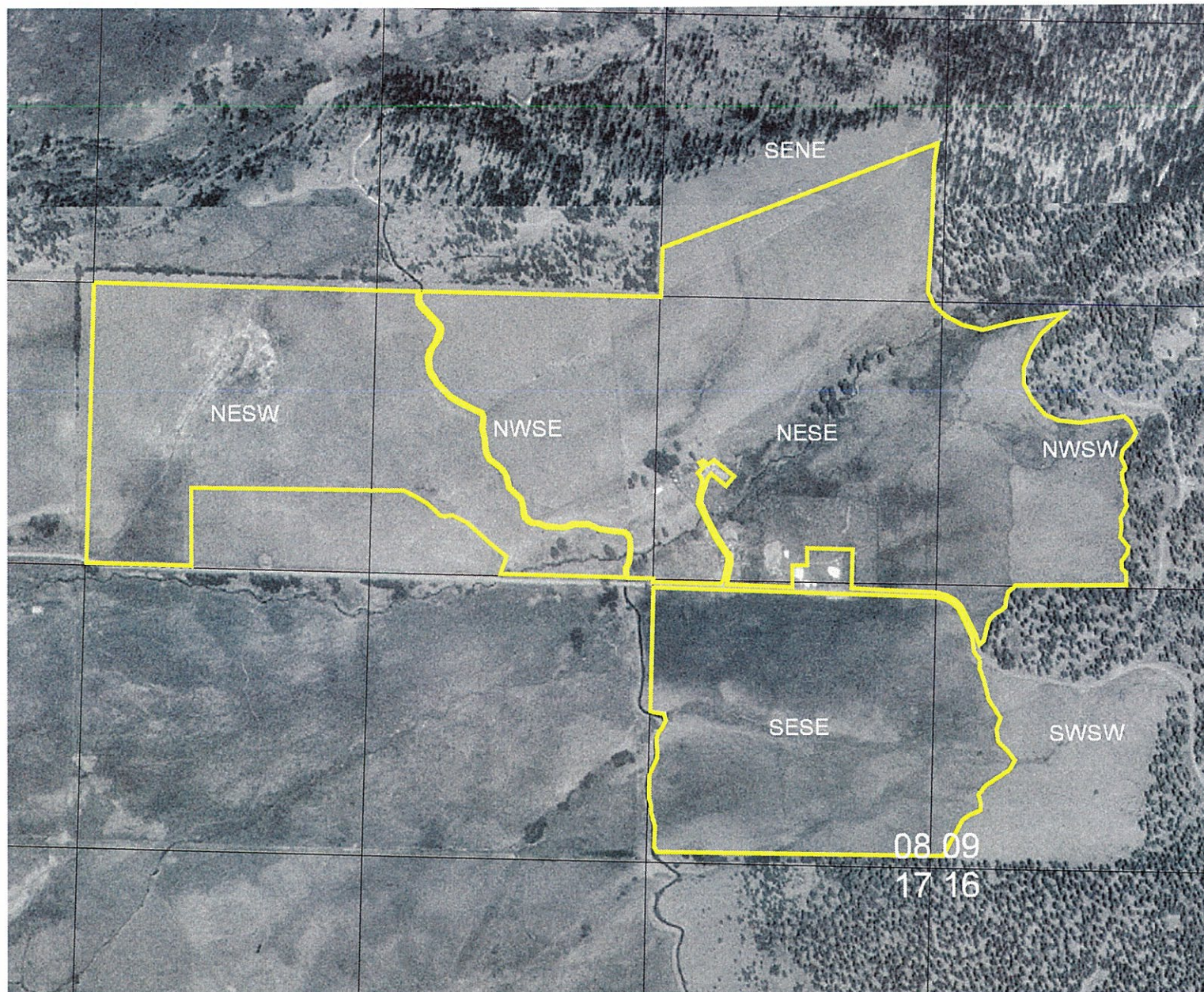
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is a combination of Right Nos. 78-249 and 78-250.

78-250 78-251 78-252 & 78-4130

**T19N R02E
S08 & S09**



700 0 700 1400 2100 2800 Feet

Map prepared by: Carter Fritschle
Date prepared: 07/14/05
Digital Orthophotoquad - 1992 Photography
Idaho Department of Water Resources

07/14/2005

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

RIGHT NUMBER: 78-250
NAME AND ADDRESS: LYNETTE WALTERS
PO BOX 397
NEW MEADOWS ID 83654
PHIL WALTERS
PO BOX 397
NEW MEADOWS ID 83654

SOURCE: SEAWELL CREEK TRIBUTARY: GOOSE CREEK
Point of injection into and point of redirection from Threemile Creek.

QUANTITY: 0.960 CFS

PRIORITY DATE: 05/01/1900

POINT OF DIVERSION:

T19N R02E S9 NWNE Injection Within ADAMS County
T19N R02E S9 SENW Rediversion Within ADAMS County
T19N R02E S9 SENW Rediversion Within ADAMS County
T20N R02E S35 NWNE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/1 10/31	0.960 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T19N R02E S08	SENE	14.0	T19N R02E S08	NESW	32.0
T19N R02E S08	NESE	39.0	T19N R02E S08	NWSE	35.0
T19N R02E S08	SESE	37.0	T19N R02E S09 Lot 3	NWSW	20.0
T19N R02E S09 Lot 4	SWSW	7.0			

184 ACRES TOTAL

This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 184 acres in a single irrigation season.
Combined Right Nos.: 78-250, 78-251, 78-252 and 78-4130

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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is a combination of Right Nos. 78-249 and 78-250.

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 78-250**

07/14/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
78-250	Claim	19N	02E	8	SE	NE		IRRIGATION	12/184	LYNETTE WALTERS
78-251	Claim	19N	02E	8	SE	NE		IRRIGATION	12/184	PHIL WALTERS
78-252	Claim	19N	02E	8	SE	NE		IRRIGATION	12/184	PHIL WALTERS
78-4130	Claim	19N	02E	8	SE	NE		IRRIGATION	12/184	LYNETTE WALTERS
78-4077	Water Right	19N	02E	8	SE	NE		IRRIGATION	40/280	CHARLES WALLACE & SONS INC
78-4130	Water Right	19N	02E	8	SE	NE		IRRIGATION	20/225	BRUCE WALTERS & SONS INC
78-250	Claim	19N	02E	8	NE	SW		IRRIGATION	34/184	LYNETTE WALTERS
78-251	Claim	19N	02E	8	NE	SW		IRRIGATION	34/184	PHIL WALTERS
78-252	Claim	19N	02E	8	NE	SW		IRRIGATION	34/184	PHIL WALTERS
78-4130	Claim	19N	02E	8	NE	SW		IRRIGATION	34/184	LYNETTE WALTERS
78-4077	Water Right	19N	02E	8	NE	SW		IRRIGATION	40/280	CHARLES WALLACE & SONS INC
78-4130	Water Right	19N	02E	8	NE	SW		IRRIGATION	40/225	BRUCE WALTERS & SONS INC
78-250	Claim	19N	02E	8	NE	SE		IRRIGATION	37/184	LYNETTE WALTERS
78-251	Claim	19N	02E	8	NE	SE		IRRIGATION	37/184	PHIL WALTERS
78-252	Claim	19N	02E	8	NE	SE		IRRIGATION	37/184	PHIL WALTERS
78-4130	Claim	19N	02E	8	NE	SE		IRRIGATION	37/184	LYNETTE WALTERS
78-10067	Claim	19N	02E	8	NE	SE		IRRIGATION	4/4	LEONARD M WALLACE
78-249	Water Right	19N	02E	8	NE	SE		IRRIGATION		E D WALLACE
78-250	Water Right	19N	02E	8	NE	SE		IRRIGATION		E D WALLACE
78-251	Water Right	19N	02E	8	NE	SE		IRRIGATION		E D WALLACE
78-252	Water Right	19N	02E	8	NE	SE		IRRIGATION		E D WALLACE
78-4076	Water Right	19N	02E	8	NE	SE		IRRIGATION	40/80	CHARLES WALLACE & SONS INC

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 78-250**

07/14/2005

2

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
78-4077	Water Right	19N	02E	8	NE	SE		IRRIGATION	40/280	CHARLES WALLACE & SONS INC
78-4130	Water Right	19N	02E	8	NE	SE		IRRIGATION	40/225	BRUCE WALTERS & SONS INC
78-250	Claim	19N	02E	8	NW	SE		IRRIGATION	34/184	LYNETTE WALTERS
78-251	Claim	19N	02E	8	NW	SE		IRRIGATION	34/184	PHIL WALTERS
78-252	Claim	19N	02E	8	NW	SE		IRRIGATION	34/184	PHIL WALTERS
78-4130	Claim	19N	02E	8	NW	SE		IRRIGATION	34/184	LYNETTE WALTERS
78-249	Water Right	19N	02E	8	NW	SE		IRRIGATION		E D WALLACE
78-250	Water Right	19N	02E	8	NW	SE		IRRIGATION		E D WALLACE
78-251	Water Right	19N	02E	8	NW	SE		IRRIGATION		E D WALLACE
78-252	Water Right	19N	02E	8	NW	SE		IRRIGATION		E D WALLACE
78-4076	Water Right	19N	02E	8	NW	SE		IRRIGATION	40/80	CHARLES WALLACE & SONS INC
78-4077	Water Right	19N	02E	8	NW	SE		IRRIGATION	40/280	CHARLES WALLACE & SONS INC
78-4130	Water Right	19N	02E	8	NW	SE		IRRIGATION	40/225	BRUCE WALTERS & SONS INC
78-250	Claim	19N	02E	8	SE	SE		IRRIGATION	32/184	LYNETTE WALTERS
78-251	Claim	19N	02E	8	SE	SE		IRRIGATION	32/184	PHIL WALTERS
78-252	Claim	19N	02E	8	SE	SE		IRRIGATION	32/184	PHIL WALTERS
78-4130	Claim	19N	02E	8	SE	SE		IRRIGATION	32/184	LYNETTE WALTERS
78-249	Water Right	19N	02E	8	SE	SE		IRRIGATION		E D WALLACE
78-250	Water Right	19N	02E	8	SE	SE		IRRIGATION		E D WALLACE
78-251	Water Right	19N	02E	8	SE	SE		IRRIGATION		E D WALLACE
78-252	Water Right	19N	02E	8	SE	SE		IRRIGATION		E D WALLACE
78-4077	Water Right	19N	02E	8	SE	SE		IRRIGATION	40/280	CHARLES WALLACE & SONS INC

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 78-250**

07/14/2005

3

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
78-4130	Water Right	19N	02E	8	SE	SE		IRRIGATION	40/225	BRUCE WALTERS & SONS INC
78-250	Claim	19N	02E	9	NW	SW		IRRIGATION	30/184	LYNETTE WALTERS
78-251	Claim	19N	02E	9	NW	SW		IRRIGATION	30/184	PHIL WALTERS
78-252	Claim	19N	02E	9	NW	SW		IRRIGATION	30/184	PHIL WALTERS
78-4130	Claim	19N	02E	9	NW	SW		IRRIGATION	30/184	LYNETTE WALTERS
78-4077	Water Right	19N	02E	9	NW	SW		IRRIGATION	40/280	CHARLES WALLACE & SONS INC
78-4130	Water Right	19N	02E	9	NW	SW		IRRIGATION	15/225	BRUCE WALTERS & SONS INC
78-250	Claim	19N	02E	9	SW	SW		IRRIGATION	5/184	LYNETTE WALTERS
78-251	Claim	19N	02E	9	SW	SW		IRRIGATION	5/184	PHIL WALTERS
78-252	Claim	19N	02E	9	SW	SW		IRRIGATION	5/184	PHIL WALTERS
78-4130	Claim	19N	02E	9	SW	SW		IRRIGATION	5/184	LYNETTE WALTERS
78-4077	Water Right	19N	02E	9	SW	SW		IRRIGATION	40/280	CHARLES WALLACE & SONS INC
78-4130	Water Right	19N	02E	9	SW	SW		IRRIGATION	30/225	BRUCE WALTERS & SONS INC

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: A78-00250
Date Received: 5/25/1988 5-2-88
Receipt No: C000573

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHIL WALTERS 208-347-2482
Address: P.O. BOX 397
NEW MEADOWS, ID 83654

AND/OR

Name: LYNETTE WALTERS 208-347-2482
Address: P.O. BOX 397
NEW MEADOWS, ID 83654

2. Date of Priority: MAY 01, 1900

3. Source: SEWELL CREEK Trib. to: GOOSE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
20N	02E	35	NW	SW	NE		ADAMS

5. Description of diverting works:
CONCRETE STRUCTURE WITH HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.960		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is 368.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/140 RANGE CATTLE

A78-00250

Page 1

Date: 05/25/88

MICROFILMED

OCT 05 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres	
19N	02E	8	SE		NE		IRR	12.0	
			SE		NE		STOCK		
			NE		SW		IRR	34.0	
			NE		SW		STOCK		
			NE		SE		IRR	37.0	
			NE		SE		STOCK		
			NW		SE		IRR	34.0	
			NW		SE		STOCK		
			SE		SE		IRR	32.0	
			SE		SE		STOCK		
			Section Acres						149.0
		9	NW		SW		STOCK		
			NW		SW		IRR	30.0	
			SW		SW		STOCK		
			SW		SW		IRR	5.0	
			Section Acres						35.0
			Total Acres						184.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
78-0249/78-0251/78-0252/78-4130

14. Remarks:
140 RANGE CATTLE DRINK FROM THREEMILE CREEK AND THE DITCHES.
WATER IS INJECTED INTO THREEMILE CREEK IN T. 20N, R. 2E,
SECTION 34, SW1/4NE1/4SE1/4. THERE ARE TWO (2) POINTS
OF REDIVERSION FROM THREEMILE CREEK IN T. 19N, R.2E, SEC. 9,
NW1/4SE1/4NW1/4. 2.4" OF WATER FROM WATER RIGHT #78-0249 ARE
COMBINED WITH THIS RIGHT.

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

Decree Plaintiff

vs

Decree Defendant

A78-00250

Page

2

Date: 05/25/88

MICROFILMED

OCT 05 1992

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 A78-00250Date Received 5-2-88Receipt Number 48401C 573 CA

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Phil and/or Lynette Walters Phone (208) 347-2482Mailing Address P.O. Box 397 New Meadows, ID Zip 836542. Date of Priority (Only one (1) per claim) May 1, 19003. Source of water supply (a) Jewell Creek
which is tributary to (b) Goose Creek4. a. Location of existing point of diversion is: Township 20N Range 2E Section 35,NW 1/4 of SW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Adams

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. Concrete structure withheadgate.

MICROFILMED

OCT 6 5 1992

Copyright 1992 by Idaho State Law-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-15 to 10-15 amount 0.96 or _____

For Stockwater purposes from ~~4-15~~ to ~~10-15~~ amount 0.05 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.96 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 368 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 140 head range cattle

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	
19N	2E	8				12					34				37	34		32	149
		9										30	5						35
		8				5					5				5	5		5	
		9										5	5						

Total number of acres irrigated 184

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
78-0249 78-0251 78-0252 78-04130 or None ()

14. Remarks: 140 Range cattle water from Threemile Creek and the ditches. Water is injected into Threemile Creek in T20N R2E Sec 34 SW NE SE. There are 2 points of redirection from Threemile Creek in T19N R2E Sec 9 NW SE NW. 2.4" of water from water right No. 78-0249 are combine with

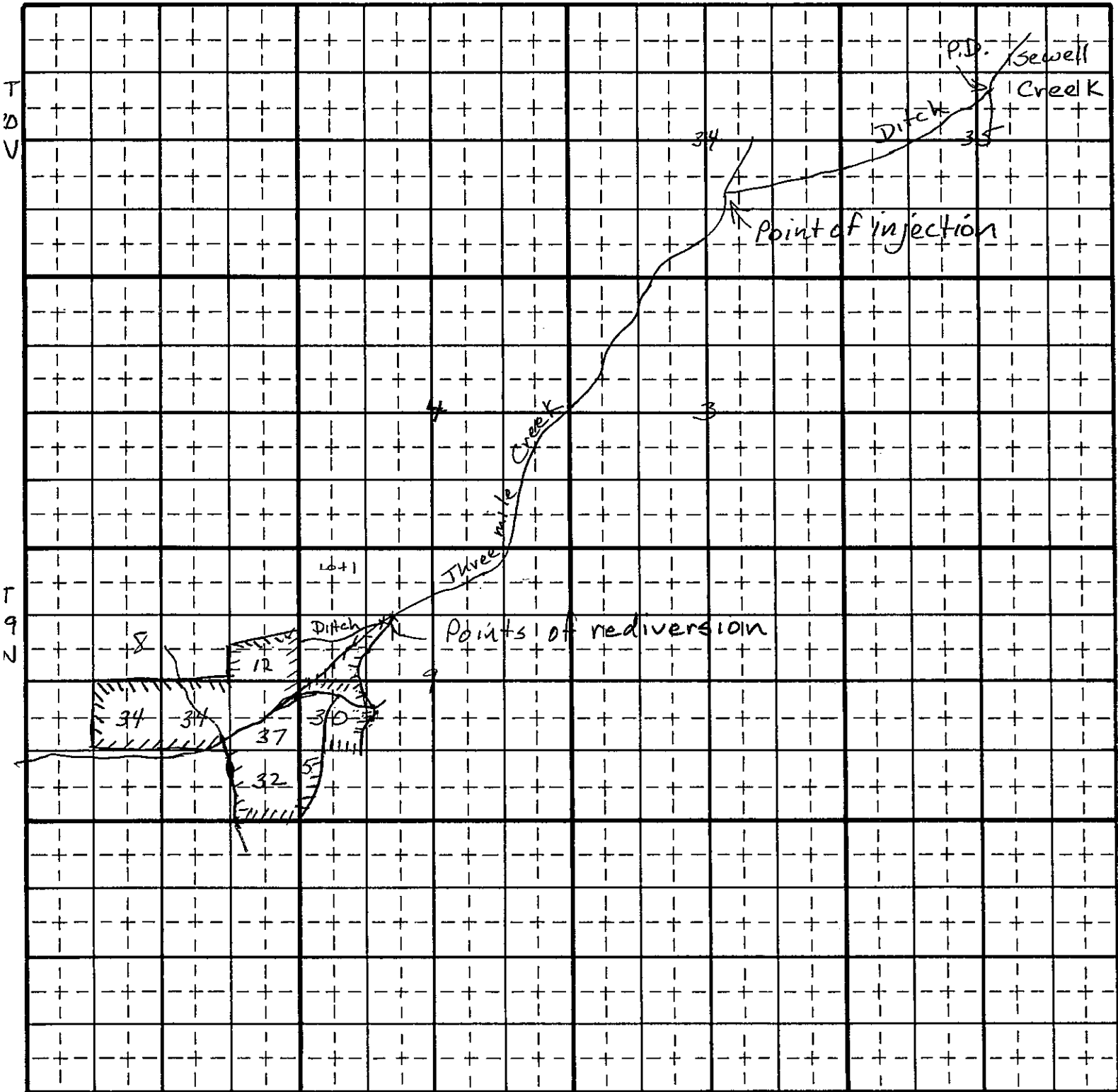
Last Name Walters Ident No. A78-00250

MICROFILMED
Copies: White-State, Yellow-Claimant
OCT 05 1992

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

Scale: 2 inches equals 1 mile

R 2E



R 2E

Last Name Walters

Ident No. A 78-00250

Copies: White Print, Yellow Print

MICROFILMED

OCT 05 1992

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

Decree ☒

If applicable provide IDWR Water Right Number 78-0250

Court _____ Case Number _____ Decree Date _____

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) x Phillip Walters Date 5/2/88

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 _____ of _____

Title

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 Adams)
County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of May 19 88

SEAL

Notary Public Carter Fritschle

Residing at Eagle, Id.

My Commission Expires 3-21-94

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 _____

Last Name Walters Ident. Number 78-0250

MICROFILMED

Copies White-State, Yellow-Claimant

OCT 05 1992