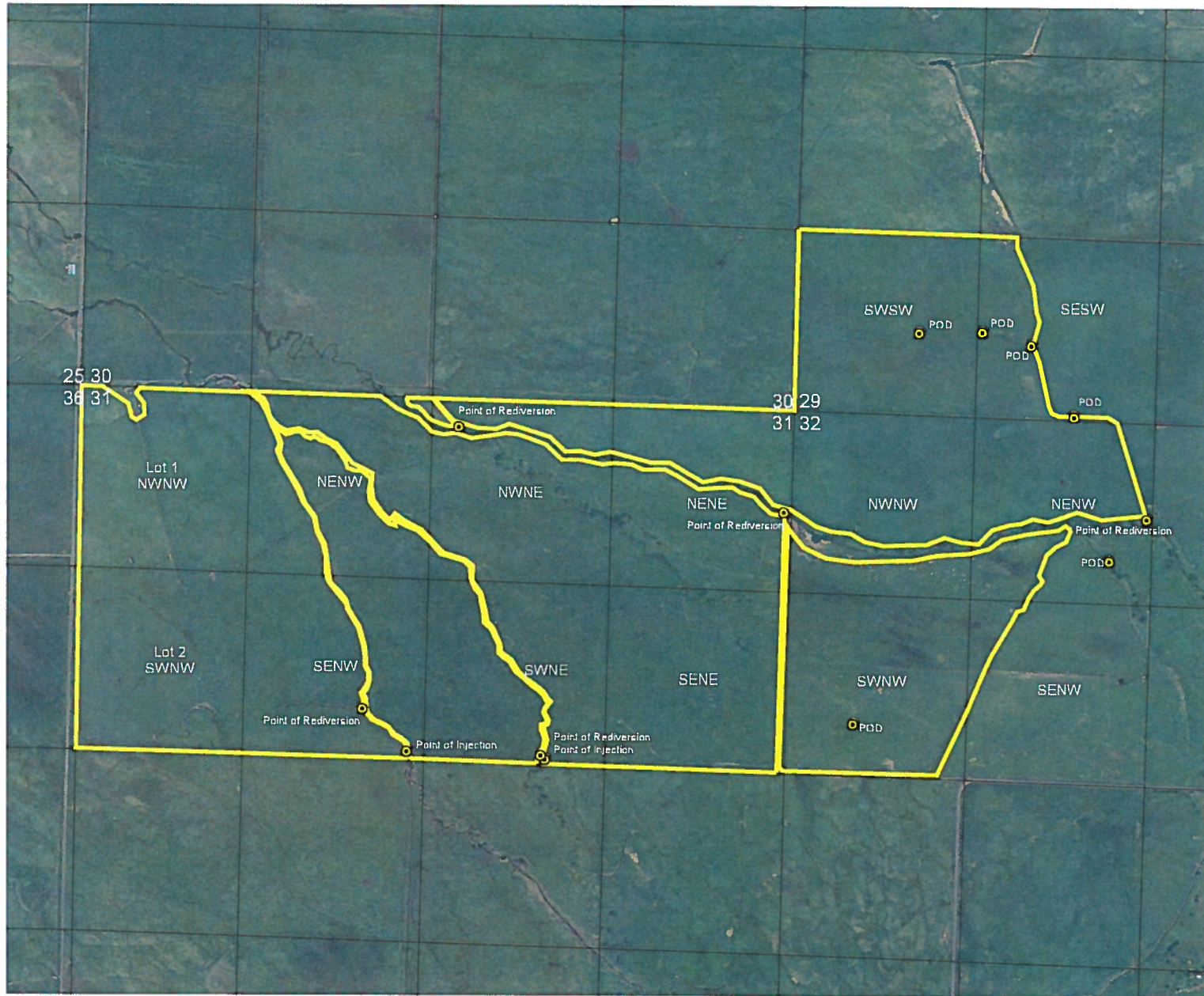


78-10174

**T19N R02E
S29 S31 & S32**

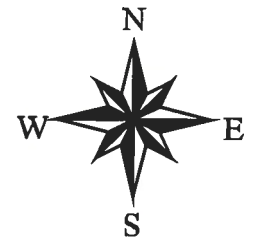
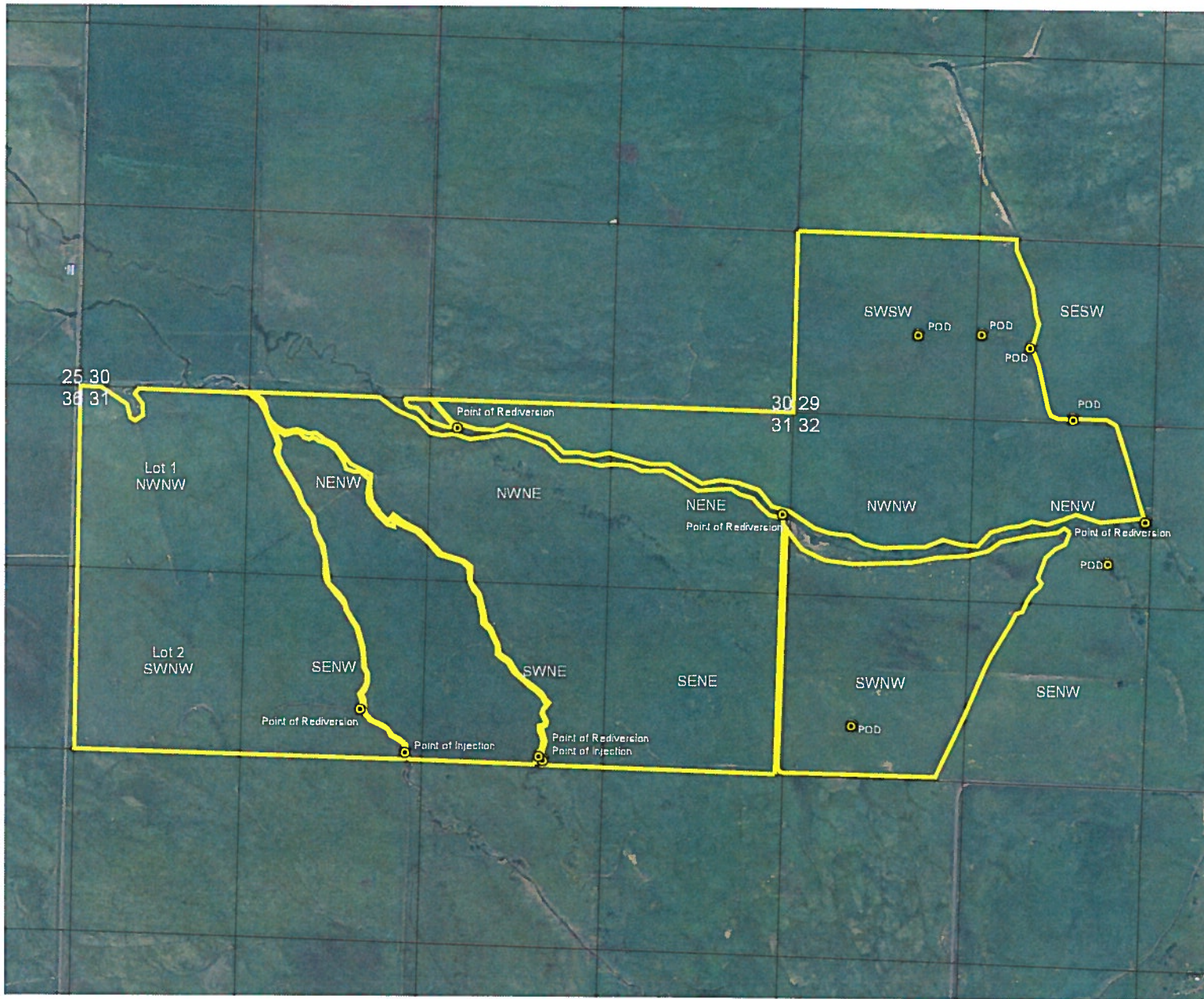


1000 0 1000 2000 3000 4000 Feet

Map prepared by: Carter Fritschle
Date prepared: 12/09/06
2004 NAIP Photography
Idaho Department of Water Resources

78-10174

**T19N R02E
S29 S31 & S32**



1000 0 1000 2000 3000 4000 Feet



Map prepared by: Carter Fritschle
Date prepared: 12/09/06
2004 NAIP Photography
Idaho Department of Water Resources

12/12/2006

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

RIGHT NUMBER: 78-10174

NAME AND ADDRESS: ED RANEY
PO BOX E
NEW MEADOWS ID 83654

SOURCE: UNNAMED DRAINS
WASTE WATER

TRIBUTARY: LITTLE CREEK
TRIBUTARY: LITTLE CREEK

Points of injection into and points of redirection from Big Creek. Points of redirection from Little Creek.

QUANTITY: 3.000 CFS

PRIORITY DATE: 01/18/1961

POINT OF DIVERSION:

T19N R02E S29 SWSW Within ADAMS County
T19N R02E S29 SESW Within ADAMS County
T19N R02E S29 SESW Within ADAMS County
T19N R02E S29 SESW Within ADAMS County
T19N R02E S31 NENE Rediversion Within ADAMS County
T19N R02E S31 NWNE Rediversion Within ADAMS County
T19N R02E S31 SWNE Rediversion Within ADAMS County
T19N R02E S31 SWNE Injection Within ADAMS County
T19N R02E S31 SENW Rediversion Within ADAMS County
T19N R02E S31 SENW Injection Within ADAMS County
T19N R02E S32 NENW Within ADAMS County
T19N R02E S32 NENW Rediversion Within ADAMS County
T19N R02E S32 SWNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	3.000 CFS
The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE:

IRRIGATION in ADAMS County

T19N R02E S29	SWSW	40.00	T19N R02E S29	SESW	13.00
T19N R02E S31	NENE	38.00	T19N R02E S31	NWNE	37.00
T19N R02E S31	SWNE	39.00	T19N R02E S31	SENE	39.00
T19N R02E S31	NENW	38.00	T19N R02E S31 Lot 1	NWNW	36.00
T19N R02E S31 Lot 2	SWNW	37.00	T19N R02E S31	SENW	39.00
T19N R02E S32	NENW	25.00	T19N R02E S32	NWNW	35.00
T19N R02E S32	SWNW	38.00	T19N R02E S32	SENW	3.50

457.5 ACRES TOTAL

12/12/2006

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

The rights listed below are limited to the irrigation of a combined total of 717 acres in a single irrigation season.

Combined Right Nos.: 78-125, 78-126, 78-127, 78-216C, 78-217C, 78-225, 78-226, 78-227, 78-10172A, 78-10173, 78-10174 and 78-10204

This right is limited to the irrigation of 305 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 - License

This right is a combination of old Right No. 78-2066 and a portion of old Right No. 78-254.

Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.

Raney Combined POU Acre Limit

Total Combined Acre Limit for:

78-125, 78-126, 78-127, 78-216C, 78-217C, 78-225, 78-226, 78-227, 78-10172, 78-10173, 78-10174 and 78-10204

78-216D, 78-217D and 78-10172B = 28 acres

78-10172A = 325 acres

78-10173 = 425 acres, which includes 34 acres in 78-10172A

78-10174 includes 1 acre not included with 78-10172A and 78-10173

Therefore, 325 acres + 425 acres – 34 acres + 1 acre = 717 acres for the total combined acre limit of all the Raney water rights from Goose Creek, Little Creek, Big Creek, wastewater and unnamed drains.

Right Nos. 78-216C, 78-217C, 78-225, 78-226 and 78-227 are limited to the irrigation of a combined total of 159 acres in a single irrigation season.

WATER LICENSE

Water License No. G-29087/78-2066 Priority January 18, 1961 Amount 2.5 c.f.s.
 (late proof)
 THIS IS TO CERTIFY, that Raney Bros., and T. B. Burton
 of Weiser, Idaho, made application for a permit to appropriate the public waters of
 the State of Idaho, dated October 17, 1960; that Permit G-29087/78-2066 was issued pursuant
 to said application; that the proposed works were completed on or about January 21, 1966,
 with a storage/or carrying capacity of 2.5 c.f.s., said works consisting of
well and ditch; and that on January 24, 1966,
 proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 735
 acre feet per season, with a maximum rate of diversion of 2.5 cubic feet per second of the waters
 of ground-water, tributary of _____,
 for the purpose of irrigation from April 15 to October 15;
 and for _____ from _____ to _____; and for
 _____ from _____ to _____; and that the use
 of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
 mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
 located in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 19 N, R. 2 E, B.M., and
 other additional points _____, in the County of
Adams; and that the amount of water to which such right is
 entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
 used for said purposes and shall not exceed 735 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
19 N	2 E	20											40	40					80
		32		5			40	40	40	40									165

Total number of acres irrigated 245

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
 as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

23rd day of February, 19 70.

[Signature]
 State Reclamation Engineer

78 2066
 29087

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-29087

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant Raney Bros., and T. B. Burton

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NW 1/4 NE 1/4 of Section 32

T. 19 N. R. 2 E. B. M. County of Adams

4. Describe works as they exist, giving dimensions and capacities of same:

400+ ft drainage trench discharging to a ditch

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

S 1/2 SW 1/4 Sec. 29., SW 1/4 NE 1/4, NW 1/4 Sec. 32., Twp. 19 N., Rge. 2 E. B. M. (260 acres)

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: water available depends on irrigation of land above the trench normal discharge is about 1 cfs maximum is approx 2.5 cfs of which Raney's use

allow 2.5 cfs not to exceed amount developed by present works

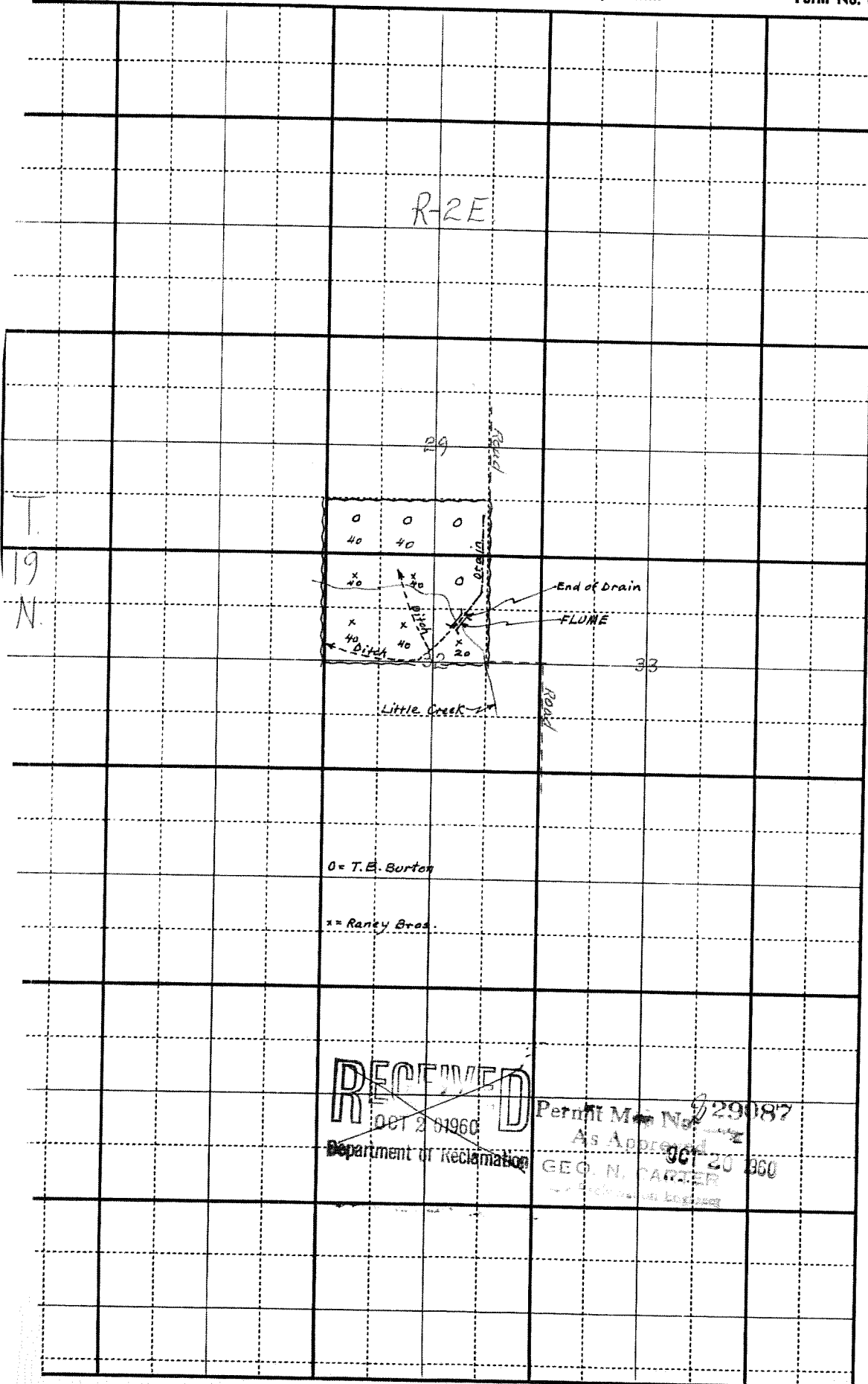
This examination was made on the 15th day of May, 1966

(Signed) Don Watts Examiner.

ME OF APPLICANT RANEY BRO & T.B. BURTON

78-2066

Form No. 0



2 Inches Equal 1 Mile. Draw Plan In Ink.

29087

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. G-29087

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

RECEIVED
JAN 24 1966
Department of Reclamation

RECEIVED
JAN 24 1966
Department of Reclamation

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

H. W. Thomas, 1269 West 3rd St. Weiser, Idaho

Ques. 2 Are you acquainted with R. H. Raney, Edgar Raney & T. B. Burton, the holder of Permit No. G-29087? How long have you known him and where does he reside?

R. H. Raney, Rt. 1, Weiser, 7 years | T. B. Burton, Cambridge, Idaho
Edgar Raney, Meadows, Idaho, 7 years | 5 years

Ques. 3. Have you read or heard said Permit No. G-29087 read, and are you familiar with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Tiled Swamps

Give location of place of diversion, showing subdivision, section, township and range
SW¹/₄NE¹/₄ Section 32, Township 19, North, Range 2 E. B. M. Adams County

Describe works for conveying water to place of use: Tile and open ditch into Little Creek for use lower down on Creek.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 4.8 cu ft per second How much water have you seen being so conveyed? same as above

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

SW¹/₄NE¹/₄ - - - - NW¹/₄ Section 32, Twp 19 N, R 2 E. B. M. Adams County, Idaho.

S¹/₂SW¹/₄ Section 29, Township 19 North, Range 2 E of B. M., Adams County, Idaho.

29087

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Additional Irrigation for and on Pasture Land.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? No Interest. ✓

Ques. 10. When did you first see this water used? April 1961.

Other times you have seen such use: I have worked for Raney Brothers on their Pasture ranch and have seen this operation numerous times every year since April 1961.

(Signed):

H.W. Thomas

* * * * *

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in _____

Weiser, County of Washington, State of Idaho, on this 21st day of January, A. D. 19 66

Quinn F. Rieg

Notary Public for the State of Idaho

Residing Weiser, Idaho

My commission expires 3-10-67

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-29087

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

R. E. Dille, Route # 4, Weiser, Idaho

Ques. 2 Are you acquainted with R. H. Raney, Edgar Raney & T. B. Burton, the holder of Permit No. G-29087? How long have you known him and where does he reside?

R. H. Raney, Rt. 1, Weiser, Idaho, 20 years T. B. Burton, Cambridge, Idaho
Edgar Raney, Meadows, Idaho 20 years 5 years.

Ques. 3. Have you read or heard said Permit No. G-29087 read, and are you familiar with its provisions and conditions: Yes x No.

Ques. 4. State source of water supply: Tiled Swamps

Give location of place of diversion, showing subdivision, section, township and range

SW 1/4 NE 1/4 Section 32, Twp. 19 N., Range 2 E. B. M. Adams County.

Describe works for conveying water to place of use: Tile and open ditch into Little Creek for use lower from the creek

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 4.8 cu ft per second How much water have you seen being so conveyed? same as above

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

SW 1/4 NE 1/4 Section 32, Twp 19 N. Range 2 E. B. M. Adams County, Idaho

S 1/2 SW 1/4 Section 29, Twp 19 N. Range 2 E. B. M. Adams County, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Additional Irrigation on Pasture land.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? No Interest.

Ques. 10. When did you first see this water used? April, 1961.

Other times you have seen such use: I have worked cattle on the land and have seen this operation several times a year every year.

(Signed):

R. Will

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Weiser, County of Washington, State of Idaho, on this 21st day of January, A. D. 19 66.

Lawrence L. Merig

Notary Public for the State of Idaho

Residing Weiser, Idaho

My commission expires 3-10-67

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: A78-10174
Date Received: 5/25/1988 5-31-88
Receipt No: M-000041 *ct*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ED RANEY
Address: P.O. BOX E
NEW MEADOWS, ID 83654
208-347-2228
2. Date of Priority: MAY 01, 1960
3. Source: WASTE WATER
UNNAMED DRAINS
LITTLE CREEK
Trib. to: LITTLE CREEK
LITTLE CREEK
LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	02E	29	SW	SW	SW		ADAMS
			NW	SE	SW		ADAMS
			SW	SE	SW		ADAMS
			SE	SE	SW		ADAMS
		31	SE	NE	NE		ADAMS
			NW	NW	NE		ADAMS
			SE	SW	NE	I	ADAMS
			SE	SW	NE	R	ADAMS
			SE	SE	NW	I	ADAMS
			SE	SE	NW	R	ADAMS
		32		NE	NW		ADAMS
			SE	NE	NW		ADAMS
			SW	SW	NW		ADAMS

5. Description of diverting works:
DRAIN TILES DISCHARGE INTO GRAVITY DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.000		

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

A78-10174

Page 1

Date: 05/31/88

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8. Total consumptive use is 954.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	02E	29	SW	SW		IRR	40.0
			SE	SW		IRR	12.0
						Section Acres	52.0
		31	NE	NE		IRR	40.0
			NW	NE		IRR	39.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	38.0
			NW	NW	1	IRR	38.0
			SW	NW	2	IRR	38.0
			SE	NW		IRR	40.0
						Section Acres	313.0
		32	NE	NW		IRR	30.0
			NW	NW		IRR	40.0
			SW	NW		IRR	38.0
			SE	NW		IRR	4.0
						Section Acres	112.0
						Total Acres	477.0

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:

BRUNDAGE RES. 78-0225, 78-0226, 78-0227, 78-0125, 78-0126,

14. Remarks:

OTHER WATER RIGHTS: 78-0127, 78-10172, 78-10173, 78-10204
THIS CLAIM INCLUDES WATER RIGHT NO. 78-0254 DECREED TO A PORTION
OF THESE LANDS WITH A PRIORITY DATE OF MAY 1, 1912.
THE PLACEMENT OF DRAINAGE TILES HAS INCREASED THE AMOUNT OF WATER
AVAILABLE FROM THE SOURCES LISTED.
THIS CLAIM INCLUDES THE WATER DEVELOPED UNDER WATER RIGHT NUMBER
78-2066.

15. Basis of Claim: BENEFICIAL USE

A78-10174

Page 2

Date: 05/31/88

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OCT 05 1992

Water Right Number:

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: - 2 -

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): Ed Raney Date: 5-31, PP

Date: _____

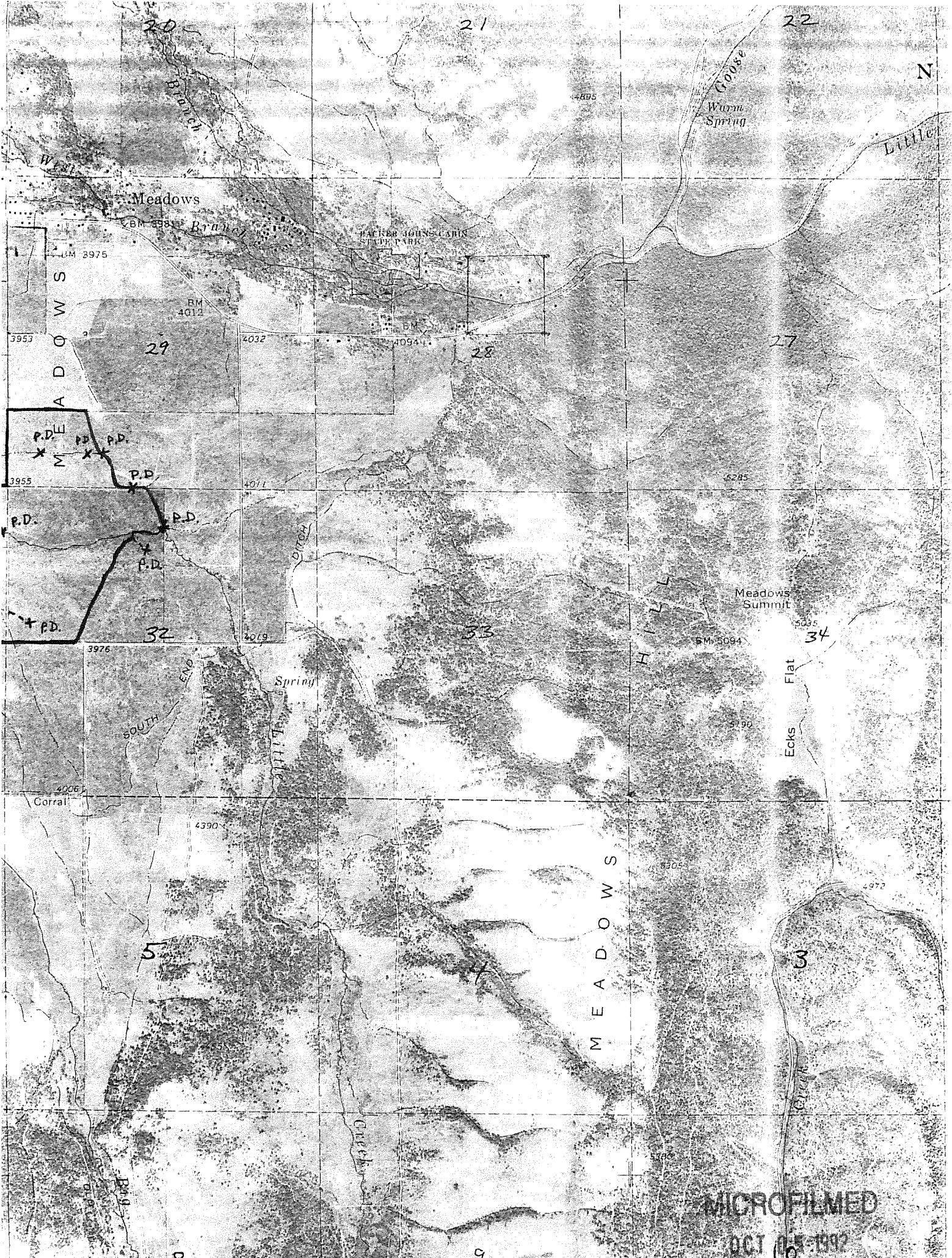
State of Idaho)
County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 31st day
of May 19 88

Arthur Fritschle
Notary Public

Seal

Residing at Eagle, Id
My Commission Expires 3-21-94



MICROFILMED

OCT 05 1992

