

12/26/2006

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

RIGHT NUMBER: 78-7120

NAME AND ADDRESS: CHARLES D BEARDSLEY
HC 69 BOX 110
RIGGINS ID 83549

VIRGINIA A BEARDSLEY
HC 69 BOX 110
RIGGINS ID 83549

SOURCE: SHINGLE CREEK

TRIBUTARY: RAPID RIVER

QUANTITY: 0.020 CFS
4.000 AFY

PRIORITY DATE: 06/13/1979

POINT OF DIVERSION:

T23N R01E S6 SWSW Lot 7 Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 12/01	0.020 CFS 4.00 AFY

PLACE OF USE: IRRIGATION in IDAHO County

T23N R01E S06 Lot 7 SWSW 1.00

1 ACRES TOTAL

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

RECEIVED

NOV 24 2006

11/15/2006

DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 78-7120

CHARLES D BEARDSLEY

HC 69 BOX 110

RIGGINS ID 83549

Telephone Number: (208)628-3683

VIRGINIA A BEARDSLEY

HC 69 BOX 110

RIGGINS ID 83549

Telephone Number: (208)628-3683

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Period of use 05/15 TO 11/15

2. Describe the changes you wish to make in the proposed recommendation:

It should be 03/1 TO 12/1 as it has been Since 1986

3. Give a brief explanation as to why you disagree with these portions:

Your new date is not correct with
The May 12, 1988 "Notice of Claim"

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-21-06

SIGNATURE:

Virginia A. Beardsley

Please print your name:

Virginia H. Beardsley

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

06/27/2005

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PRIORITY DATE: 06/13/1979

POINT OF DIVERSION:

T23N R01E S6 SWSW Lot 7 Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/15 11/15	0.020 CFS 4.00 AFY

PLACE OF USE: IRRIGATION Within IDAHO County

T23N R01E S06 Lot 7 SWSW 1.0

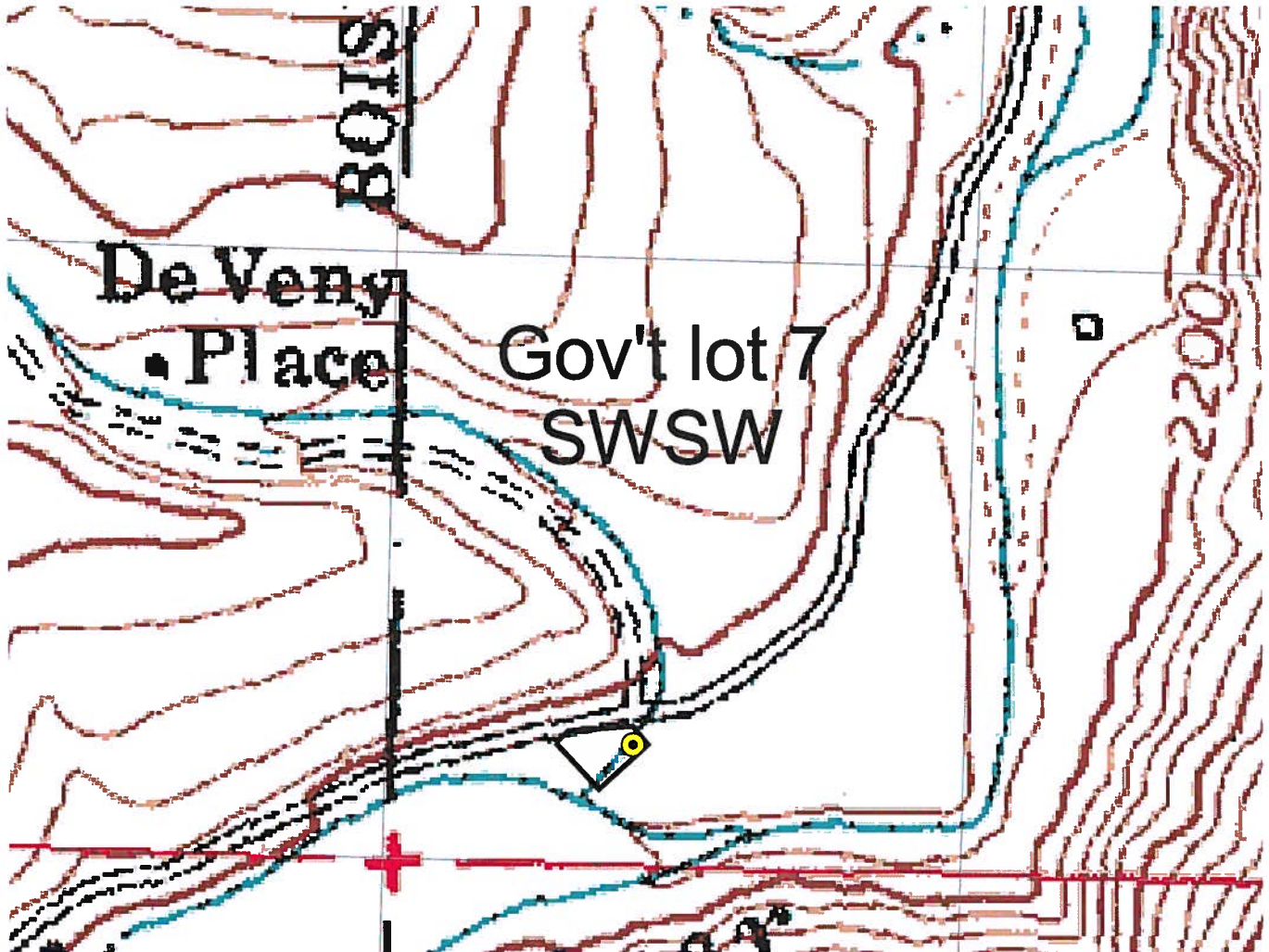
1 ACRES TOTAL

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: License

78-7120



0 300 600 Feet

Section 6
T23N R1E



● Point of Diversion

□ Place of Use

Map prepared on June 27, 2005
By Kenneth Knoblock
Idaho Department of Water Resources

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: A78-07120
Date Received: 6/01/1988 5-12-8
Receipt No: C000682

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES D. BEARDSLEY 208-628-3683
Address: HC 69, BOX 110
RIGGINS, ID 83549

AND/OR

Name: VIRGINIA A. BEARDSLEY 208-628-3683
Address: HC 69, BOX 110
RIGGINS, ID 83549

2. Date of Priority: JUN 13, 1979

3. Source: SHINGLE CREEK Trib. to: RAPID RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
23N	01E	6	SW	SW		7	IDAHO

5. Description of diverting works:
DIVERSION WITH GRAVITY FLOW PIPE TO GROUND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	12/01	0.020		

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

8. Total consumptive use is 3.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A78-07120

Page 1

Date: 06/01/88

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	01E	6	SW	SW	7	IRR	1.0
Section Acres							1.0
Total Acres							1.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
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: _____

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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 A 78-07120Date Received 5/12/88Receipt Number 48665C 682

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) CHARLES D. & VIRGINIA A. BEARDSLEY Phone (208) 628-3683Mailing Address HC 69, Box 110, RIGGINS, ID Zip 835492. Date of Priority (Only one (1) per claim) JUNE 13, 19793. Source of water supply (a) SHINGLE CREEK
which is tributary to (b) RAPID RIVER4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 23N Range 1E Section 6, _____ Gov. Lt 7 1/4 of SW 1/4 of SW 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 ABUTMENTS WITH TIMBER INSERTS WITH 2 1/4" PLASTIC PIPELINES
TO P/V

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Copies: White-State, Yellow-Claimant

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3/1 to 12/1 amount .02 CFS or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .02 CFS (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.) _____

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	
23N	1E	6											G.L.7 1						1

Total number of acres irrigated 1

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

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.
_____ or None (✓)

14. Remarks:

Last Name BEARDSLEY Ident No. A 78-07120

Copies: White, Blue, Yellow, Creamant
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OCT 05 1997

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

If applicable provide IDWR Water Right Number _____

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 Charles D. Beardsley Date 5-12-88

Virginia A. Beardsley Date 5-12-88

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 ~~SEAL~~

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 12th day of May 19 88

SEAL

Notary Public Carter Fintoch

Residing at Eagle I.D.

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 BEARDSLEY Ident. Number A78-07120

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Copies: White - State, Yellow - Claimant

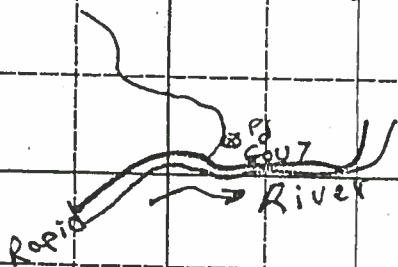
OCT 05 1992

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

23N

1E

6



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WATER RIGHTS - Spring, Well, and