

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: **A43-00385**
Date Received: 6/21/1989
Receipt No: S008322
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: SYLVIA P KNIGHT
Address: 115 SOUTH MAIN
MANTUA UT
435-734-9909
84324-4381

2. Date of Priority: APR 30, 1885

3. Source: ALMO CREEK Trib. to: RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15S	25E	30	SE	NW	SE		CASSIA

5. Description of diverting works:
EARTH DAMS AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
<u>IRRIGATION</u>	04/01	11/01	1.000		

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

8. Total consumptive use is 480.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15S	25E	29	SW	SW		IRR	40.0
						Section Acres	40.0
		32	NE	NW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	25E	32	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
Section Acres							120.0
Total Acres							160.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A43-00383, -00384

14. Remarks:

SOURCE UNKNOWN; THERE IS NO SOUTH ALMO CR. ON THE USGS MAP.
THIS IS THE SOURCE AS LISTED IN THE DECREE.
ACTUAL DIVERSION IS ON EDWARDS CREEK, PER CLAIMANT AND WATER-
MASTER.
AMENDMENT NOTES
CHANGED SOURCE TO ALMO CREEK PER MRS. FLOYD KNIGHT.
TRIBUTARY TO RAFT RIVER PER CLAIMANT.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS ET. AL., AMENDED
vs Decree Defendant

RECEIVED

DEC 05 1997

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right No(s):

A43-00161 - A43-00383, A43-00384 - A43-00385
A43-10543 - A43-10545 A43-10548 A43-10542

Adjudication Claim No(s):

Same as above - ✓ = Modified Records
12-8-97.

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

W. Floyd Knight (deceased)

4. New Owner/Claimant(s)

Sylvia P. Knight (wife)

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

115 South Main

City, State and ZIP Code

Mantua, Utah 84324-4381

New Telephone Number

(435) 734-9909

new area code

(Former Envelope)

5. Date you acquired the property

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 360

1.2 R&T River

Number and type of stock

under lease to

Lyle W. Woodbury

Diversion rate in CFS

2.8 Alma Creek

Number of homes

one

Other uses

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Sylvia P. Knight

3 Nov. 1997

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

All other information stays the same as it was for William Floyd Knight

Access to information on this form is limited under the Utah State Access and Rules.

STATE OF UTAH - DEPARTMENT OF HEALTH
CERTIFICATE OF DEATH

LOCAL FILE NUMBER 02-217

STATE FILE NUMBER

1. NAME OF DECEDENT FIRST, MIDDLE, LAST William Floyd KNIGHT		2. SEX Male	3a. DATE OF DEATH (Mo, Day, Yr) December 29, 1993	3b. TIME OF DEATH (24 hr clock) 1600
4. DATE OF BIRTH (Mo, Day, Yr) Jul 4, 1904		5. AGE - (Last Birthday) IF UNDER 1 YEAR 89 Yrs		6. BIRTH-PLACE (City & State or Foreign Country) Slaterville, UT
7. SOCIAL SECURITY NUMBER [REDACTED]		8a. PLACE OF DEATH (Check only one) ☐ Hospital ☐ ER/Outpatient ☐ DCA ☐ Nursing Home ☒ Residence ☐ Other 115 South Main		
8b. NAME OF HOSPITAL, NURSING HOME OR OTHER FACILITY (If outside a facility, give street address of location) 115 South Main		9. SURVIVING SPOUSE (If wife, give maiden name) Sylvia P. Pulsipher		
10. WAS DECEDENT EVER IN U.S. ARMED FORCES? ☐ Yes ☒ No		11. MARITAL STATUS ☐ Never Married ☒ Married ☐ Divorced ☐ Widowed		12a. DECEDENT'S USUAL OCCUPATION (Give kind of work done during most of working life. Do not use retired) Farmer/Rancher
12b. KIND OF BUSINESS OR INDUSTRY Agriculture		13a. RESIDENCE - STREET AND NUMBER 115 South Main		
13b. CITY, TOWN, OR COMMUNITY Mantua		13c. COUNTY Box Elder	13d. STATE UT	
14. WAS DECEDENT OF HISPANIC ORIGIN? ☐ Yes ☒ No (If yes, specify) ☐ Mexican ☐ Cuban ☐ Puerto Rican ☐ Other (Specify)		15. RACE - Black, White, Am. Indian (Tribe may be entered) Japanese, etc. (Specify) White		
16. EDUCATION (Specify only highest grade completed) Elementary or Secondary (0-12) College (13-16 or 17 +) 8		17. FATHER'S NAME (First, Middle, Last) John Hyrum Knight		
18. MAIDEN NAME OF MOTHER (First, Middle, Last) Eliza Hannah Bradshaw		19. NAME, RELATIONSHIP AND MAILING ADDRESS OF INFORMANT Sylvia P. Knight (Wife) 115 South Main Mantua, UT 84324		
20. METHOD OF DISPOSITION ☒ Burial ☐ Donation ☐ Other		21a. DATE OF DISPOSITION Jan 3, 1994		21b. PLACE OF DISPOSITION (Name of cemetery, crematory, or other place) Ogden City Cemetery
22. SIGNATURE OF FUNERAL SERVICE LICENSEE [Signature]		23. LICENSE NUMBER 53308064		24. FUNERAL HOME (Name, address and license number) Olsen-Myers Mortuary 205 S. 100 E. Brigham City, UT 84302 5608043
25. DATE DECEASED WAS LAST ATTENDED BY CERTIFYING PHYSICIAN 1-2-94		26. If not certified by medical examiner, was death reported to M.E.? ☐ Yes ☒ No If yes, under the date and hour reported: M.E. Case No. [REDACTED]		
27a. CERTIFIER ☒ CERTIFYING PHYSICIAN To the best of my knowledge, death occurred at the time, date, and place, and due to the cause(s) and manner as stated. ☐ MEDICAL EXAMINER/LAW ENFORCEMENT OFFICIAL On the basis of examination and/or investigation, in my opinion, death occurred at the time, date, place, and due to the cause(s) and manner as stated.		27b. SIGNATURE AND TITLE OF CERTIFIER [Signature]		
27c. LICENSE NUMBER 2609		27d. DATE SIGNED (Mo, Day, Yr) 1-4-94		
28. NAME AND ADDRESS OF PERSON WHO CERTIFIED THE CAUSE OF DEATH (Item 31) (Type/print) Dean L. Bunderson, MD, 47 N. 100th, Brigham City UT 84302		29. REGISTRAR'S SIGNATURE [Signature]		
30. DATE FILED (Month, Day, Year) Hold: Dec 30, 1993 Rec: Jan 13, 1994		31. PART I ENTER THE DISEASE, INJURIES, OR COMPLICATIONS THAT CAUSED THE DEATH. DO NOT ENTER THE MODE OF DYING, SUCH AS CARDIAC OR RESPIRATORY ARREST, SHOCK, OR HEART FAILURE, LIST ONLY ONE CAUSE ON EACH LINE. IMMEDIATE CAUSE (Final disease or condition resulting in death) Cardiac Arrest DUE TO (OR AS A CONSEQUENCE OF) Spinal Cord Injury DUE TO (OR AS A CONSEQUENCE OF) Vessel Thrombosis 17 yrs		
32. IN YOUR OPINION, TOBACCO USE BY THE DECEDENT ☐ Probably contributed to the cause of death ☐ Was the underlying cause of death ☐ Did not contribute to the cause of death ☒ Is unknown in relation to the cause of death		33a. WAS AN AUTOPSY PERFORMED? ☐ Yes ☒ No		
33b. WERE AUTOPSY FINDINGS AVAILABLE PRIOR TO COMPLETION OF CAUSE OF DEATH? ☐ Yes ☒ No		34. MANNER OF DEATH ☒ Natural ☐ Accident ☐ Suicide ☐ Homicide ☐ Undetermined if injured Purposely or Accidentally ☐ Pending Investigation		
35a. DATE OF INJURY (Month, Day, Year)		35b. TIME OF INJURY (24 Hour Clock)		35c. INJURY AT WORK? ☐ Yes ☒ No
35d. LOCATION (Street or rural route number, city or town, county and state)		35e. PLACE OF INJURY: At home, farm, street, factory, office, building, etc. (Specify)		
35f. If motor vehicle accident, specify if decedent was driver, passenger or pedestrian.				
35g. DESCRIBE HOW OCCURRED (enter sequence of events which resulted in injury, NATURE OF INJURY SHOULD BE ENTERED IN ITEM 31)				

43-00165-60383-00384-00385-10542-10543-10545-10548

This is to certify that this is a true copy of the certificate on file in this office. This certified copy is issued under authority of section 26-2-22 of the Utah Code Annotated, 1953 As Amended.

Date Issued:

JAN 12 1994

County

BEAR RIVER HEALTH DEPT.

Registrar

JOHN C. BAILEY, M.D.

John E. Brockert

DIRECTOR OF VITAL STATISTICS

By

[Signature]



LL 781223

RECEIVED

JAN 20 1998

Department of Water Resources

Sylvia P. Knight

115 South Main

Mantua, Utah 84324

435-734-9909

State of Idaho Water Resources:

Attn - Sally Sheenan:

So appreciated the information you sent to me before the holidays.

I have tried to find "Aerial maps" on these two pieces of ground. No luck on that so far.

I did find the original of the enclosed "Contract of Sale" copies in our "Bank Deposit Box", concerning our "Junction Range" of 85 acres, and our Almo "Green Place" (as we call it). I hope maybe this will help you with our records in your office.

Sorry I am so slow getting back to this project.

Thanks lots.

Most Sincerely,
Sylvia P. Knight
15 January 1998

A43-10548

43-00161

-00383

-00384

-00385

-10542

-10543

-10545

-10548

E102
1-3

Marked as to water Filings
in Water Resources office
Twin Falls, Idaho
June 21, 1989
by "Steve Clelland"

43-00161, -00383, -00384,
-00385, -10542, -10543,
-10545 & -10548.

3 claims on
Almo Creek Water
covers these
4 - 40 acres
of ground
X

30 29

31 32

Edwards
Creek

1966

E102
1-3

X

141

C
9.5

D
11.1

Ratt River water
covers these
4 - 40 acres
of ground
X

Ratt River
Point of Diversion

E102

228702

43-80161, -00383, -00384, 00385, -10542,
-10543, -10545, ~~10548~~

WARRANTY DEED

For Value Received, W. FLOYD KNIGHT and SYLVIA P. KNIGHT, husband and wife, of Mantua, Box Elder County, Utah, the Grantors, do hereby grant, bargain, sell and convey unto themselves, W. FLOYD KNIGHT and SYLVIA P. KNIGHT, husband and wife, as joint tenants with right of survivorship and not as tenants in common, the Grantees, the following described real property situated in Cassia County, State of Idaho, to-wit:

The Southeast quarter of the Southeast quarter of Section 27, Township 11 South, Range 24 East, Boise Meridian, consisting of 40 acres.

The Southwest quarter of the Northeast quarter of Section 27, Township 15 South, Range 24 East, Boise Meridian, consisting of 10 acres.

The Northwest quarter, Southwest quarter of the Northeast quarter, Northeast quarter of Southwest quarter, West half of Southwest quarter, and Northwest quarter of Southeast quarter of Section 32, Township 15 South, Range 25 East, Boise Meridian. Consisting of 360 acres.

East half of Southeast quarter of Section 30, Township 15 South, Range 25 East, Boise Meridian. Consisting of 80 acres.

West half of Southwest quarter of Section 29, Township 15 South, Range 25 East, Boise Meridian. Consisting of 80 acres.

10548 → Lots 4, 5, and 6 of Section 31, Township 16 South, Range 23 East, Boise Meridian. Consisting of 85.99 acres.

10542 → T 870 in Section 22, Township 15 South, Range 24 East, Boise Meridian. Consisting of 1.2 acres.

Together with all water rights and grazing rights appurtenant to the
TO HAVE AND TO HOLD, the said premises, with appurtenances, *above*
unto the said Grantees, their heirs and assigns forever. And the *SDS*
said Grantors do hereby covenant to and with the said Grantees,
that they are the owners in fee simple of said premises; that said
premises are free from all encumbrances and that they will warrant
and defend the same from all lawful claims whatsoever.

day of
DATED this 17th / October, 1989.

W. Floyd Knight
W. Floyd Knight

Sylvia P. Knight
Sylvia P. Knight

STATE OF UTAH)
) ss.
COUNTY OF BOX ELDER)

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: A43-00385
Date Received: 6/21/1989
Receipt No: S008322
Received By: SCC

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: W. FLOYD KNIGHT 801-734-9909
Address: 115 SOUTH MAIN
MANTUA, UT 84324

2. Date of Priority: APR 30, 1885

3. Source: ALMO CREEK Trib. to: RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15S	25E	30	SE	NW	SE		CASSIA

5. Description of diverting works:
EARTH DAMS AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		

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

8. Total consumptive use is 480.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	25E	29	SW	SW		IRR	40.0
						Section Acres	40.0
		32	NE	NW		IRR	40.0

A43-00385

Page

1

Date: 07/11/89

MICROFILMED

MAR 03 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	25E	32	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
Section Acres							120.0
Total Acres							160.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A43-00383, -00384

14. Remarks:

SOURCE UNKNOWN; THERE IS NO SOUTH ALMO CR. ON THE USGS MAP.
THIS IS THE SOURCE AS LISTED IN THE DECREE.
ACTUAL DIVERSION IS ON EDWARDS CREEK, PER CLAIMANT AND WATER-
MASTER.
AMENDMENT NOTES
CHANGED SOURCE TO ALMO CREEK PER MRS. FLOYD KNIGHT.
TRIBUTARY TO RAFT RIVER PER CLAIMANT.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

vs

JOBE ADAMS ET. AL., AMENDED
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: _____

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): W. Lloyd Knight Date: July 27-89
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 27th day
of July 19 89 Steve C. [Signature]
Notary Public

Seal

Residing at Twin Falls, Idaho
My Commission Expires December 7, 1994

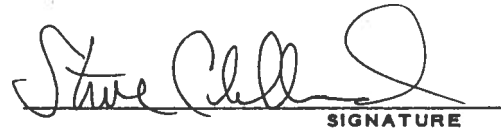
MICROFILMED
MAR 03 1993

DATE 7-11-89

FROM Steve Clelland

TO File A43-00383, 384, 385

SUBJECT After Reviewing a USGS Topo MAP w/ JIMS. + Bob W. this change to: "Almo Cr. - tributary of Raft River" is incorrect. Almo Creek is a Tributary to Edwards Cr. Claims are revised to reflect the requests of the Claimant.


SIGNATURE

MICROFILMED

MAR 03 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

Revised SCC
Ident. Number: A43-00385
Date Received: 6/21/1989
Receipt No: S008322
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: W. FLOYD KNIGHT 801-734-9909
Address: 115 SOUTH MAIN
MANTUA, UT 84324
2. Date of Priority: APR 30, 1885
3. Source: EDWARDS CREEK Trib. to: RAFT RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 15S | 25E | 30 | NW | SE | | | CASSIA |
5. Description of diverting works:
EARTH DAMS AND DITCHES
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 1.000 | | |
7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 480.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	25E	29	SW	SW		IRR	40.0
						Section Acres	40.0
		32	NE	NW		IRR	40.0

A43-00385

Page

1

Date: 06/21/89

MICROFILMED
MAR 03 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	25E	32	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
Section Acres							120.0
Total Acres							160.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A43-00383, -00384

14. Remarks:
SOURCE UNKNOWN; THERE IS NO SOUTH ALMO CR. ON THE USGS MAP.
THIS IS THE SOURCE AS LISTED IN THE DECREE.
ACTUAL DIVERSION IS ON EDWARDS CREEK, PER CLAIMANT AND WATER-
MASTER.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

vs JOBE ADAMS ET. AL., AMENDED
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: _____

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): Lloyd Knight Date: June 21-89
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of June 19 89 Steve Cole
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7 1994

E 102
1-3

25 E.

W. Floyd & Sylvia Knight
115 South Main
Mantua, UT 84302

P.D.

40

1966

30 29
31 32

Edwards
Creek

Almo
N

15 S.

E 102
1-3

40

198

40

141

C
9.5

D
11.7

27

34

8.4

6.4

6.2

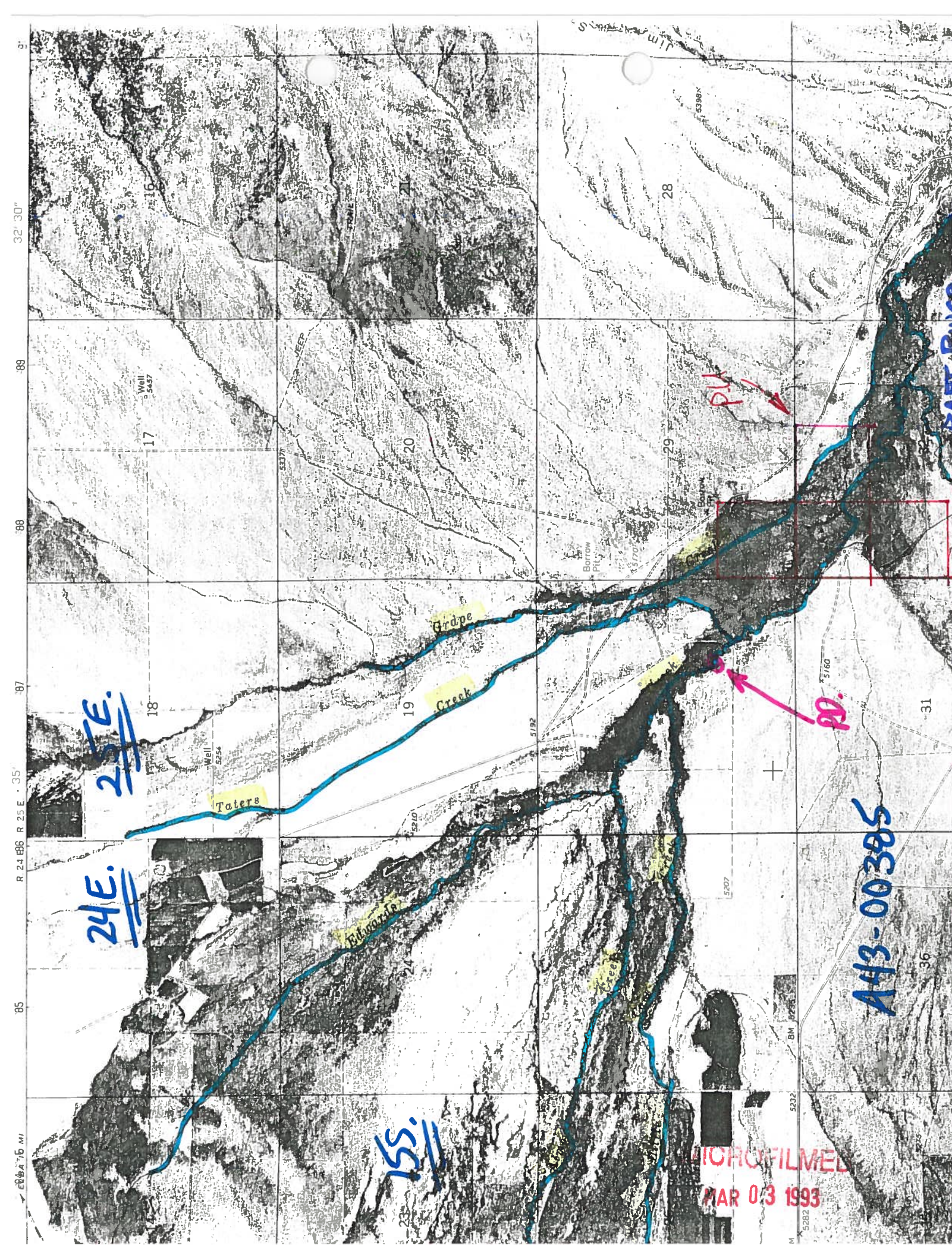
I
27
133

31

MAR 03 1993

E 102

A43-00 385



05/10/2001

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: June 15, 2001

Water right number: 43-385

SYLVIA P KNIGHT
115 SOUTH MAIN
MANTUA UT 84324

Telephone Number: (435) 734-9909

RECEIVED

JUN 07 2001

Department of Water Resources
Southern Region

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

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

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

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

DATE: June 1, 2001 SIGNATURE: Sylvia P Knight
Please print your name: Sylvia P Knight

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208) 736-3033

10/26/2000

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

RIGHT NUMBER: 43-385

NAME AND ADDRESS: SYLVIA P KNIGHT
115 SOUTH MAIN
MANTUA, UT 84324

SOURCE: ALMO CREEK TRIBUTARY: RAFT RIVER

QUANTITY: 1 CFS

PRIORITY DATE: 04/30/1885

POINT OF DIVERSION: T15S R25E S30 SENWSE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	1.00 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T15S R25E S29	SWSW	40	T15S R25E S32	NENW	31
T15S R25E S32	NWNW	33	T15S R25E S32	SWNW	36
140 ACRES TOTAL					

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 140 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-383, 43-384, 43-
10545.

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43D.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

1/2 of 100

RECOMMENDATION NOTES

From: Vikie Hancock

10/26/00

Regarding: Claims 43-383, 43-384, 43-385

The above claims are based upon rights decreed in the 1928 Jobe Adams decree. The decreed place of use is SWSW Sec 29, N½ NW & SWNW Sec 32 T15S, R25E. The total diversion rate for the three rights is 2.8 cfs.

Upon review by GIS it does not appear that there were 160 acres irrigated within the decreed place of use in 1987, however, approximately 140 acres were irrigated, which corresponds with the 2.8 cfs diversion rate awarded in the decree.

My recommendation for the above claims is for a place of use of 140 acres for the combined rights. This place of use is also recommended for beneficial use claim 43-10545.

SEE CLAIM FILE 43-383 FOR GIS LAYOUT AND OTHER RELATED DOCUMENTS.

SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27. Tp. 15 S. R. 26 E.B.M.

29. H. W. Wickles
1883-Apr. 30 .8 s.f.

To be diverted from Connor Creek, for the irrigation of SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 21, Tp. 13 S. R. 25 E.B.M.

30. Jos. Udy
1880-Apr. 30 .4 s.f.
1883-May 15 .5 s.f.
1883-Apr. 30 .3 s.f.
1884-Apr. 30 .24 s.f.
1894-Apr. 1 3.29 s.f.
1880-Apr. 30 .07 s.f.

To be diverted from Connor Creek

To be diverted from Blacksmith Fork for the irrigation of S $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 14, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 23 Tp. 13 S. R. 25 E.B.M.

31. M. C. Udy.
1882-Apr. 15 1 s.f.
1885-Apr. 30 1.2 s.f.
1882-Apr. 15 All

To be diverted from Connor Creek " " " " Mahogany Springs, Summit and Blacksmith Fork of springs upon said land, for the irrigation of NW $\frac{1}{4}$ Sec. 14 Tp. 13 S. R. 25 E.B.M.

1894-Apr. 1 3.34 s.f.

To be diverted from Cassia Creek for the irrigation of E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 11, Tp. 13 S. R. 25 E.B.M. NW $\frac{1}{4}$ Sec. 14, Tp. 13 S. R. 25 E.B.M.

32. F. C. Vosburg
1921-June 18 2.4 s.f.

Provided, that the use of such supplemental water from Raft River will not in any manner interfere with or deprive any other water users of Raft River.

To be diverted from Clear Creek below the McGill ranch, and in the event that the waters of Clear Creek be insufficient then to be diverted from Raft River such amount as shall be necessary to grant said defendant the amount herein specified, the same to be prior and superior to the right of the International Mortgage Bank to the flow of the waters of Clear Creek below the McGill ranch. For the irrigation of S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 23, Tp. 13 S. R. 28 E.B.M.

33. Wm. Shangles
1879-Apr. 30 1 s.f.

To be diverted from South Almo Creek

1884-Apr. 30 .8 s.f.
1885-Apr. 30 1 s.f.

for the irrigation of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Tp. 15 S. R. 25 E.B.M.

34. Chris Hanson
1882-May 30 1.2 s.f.

To be diverted from Raft River for the irrigation of NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 32, Tp. 15 S. R. 25 E.B.M.

35. Orville Ward
1890-Apr. 1 3.2 s.f.

To be diverted from Raft River for the irrigation of SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 30, Tp. 15 S. R. 25 E.B.M.

36. Oregon Mortgage Co.
1883-Apr. 30 1.3 s.f.

(First description and first award)
To be diverted from Raft River, for the irrigation of a part of the E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36, Twp. 9 S. R. 27 E.B.M.

37. Benjamin Willmore
1911-Jan. 17 8.15 s.f.

(Third award on page 39 of said decree)
To be diverted from Clear Creek for the irrigation of W $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Tp. 16 S. R. 27 E.B.M.

ALBION-IDAHO LAND COMPANY

-vs-

JOBE ADAMS, et al

that the proviso contained on page 25 of the International Mortgage Bank, proviso therein contained shall apply