

10/07/2006

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

RIGHT NUMBER: 73-50

NAME AND ADDRESS: LYNETTE A O NEAL  
32 FALLS CREEK LN  
MAY ID 83253

MERLE J O NEAL  
32 FALLS CREEK LN  
MAY ID 83253

SOURCE: FALLS CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 1.600 CFS

The quantity of water under this right shall be measured at a point in T14N, R22E, S01, SESW.

PRIORITY DATE: 04/01/1887

POINT OF DIVERSION:

T14N R23E S6 NENENE Lot 6 Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 10/31          | 1.600 CFS       |

PLACE OF USE: IRRIGATION Within LEMHI County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T14N R22E S08 | NENE | 40.00 | T14N R22E S08 | NWNE | 39.00 |
| T14N R22E S08 | SWNE | 11.00 | T14N R22E S08 | SENE | 36.00 |
| T14N R22E S08 | NESE | 7.60  | T14N R22E S09 | SWNW | 40.00 |
| T14N R22E S09 | SENW | 0.10  | T14N R22E S09 | NESW | 40.00 |
| T14N R22E S09 | NWSW | 36.00 | T14N R22E S09 | SESW | 22.00 |
| T14N R22E S16 | NENW | 0.10  |               |      |       |

271.8 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 271.8 acres in a single irrigation season. Combined Right Nos.: 73-48, 73-50, 73-52, 73-2150

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Patterson Creek (also known as Spring Creek) and Falls Creek are independent of each other and appropriations of water from one of said streams in no way affects the appropriations from the other, that neither of said streams is a tributary of the other.

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



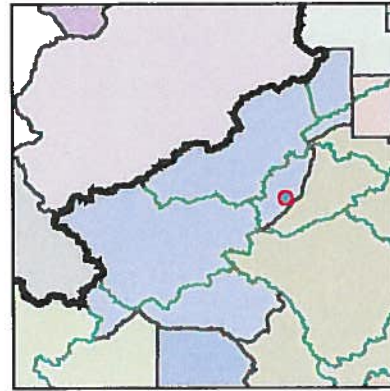
# Idaho Department of Water Resources

SRBA Recommendation:

**73-50**  
(Irrigation)

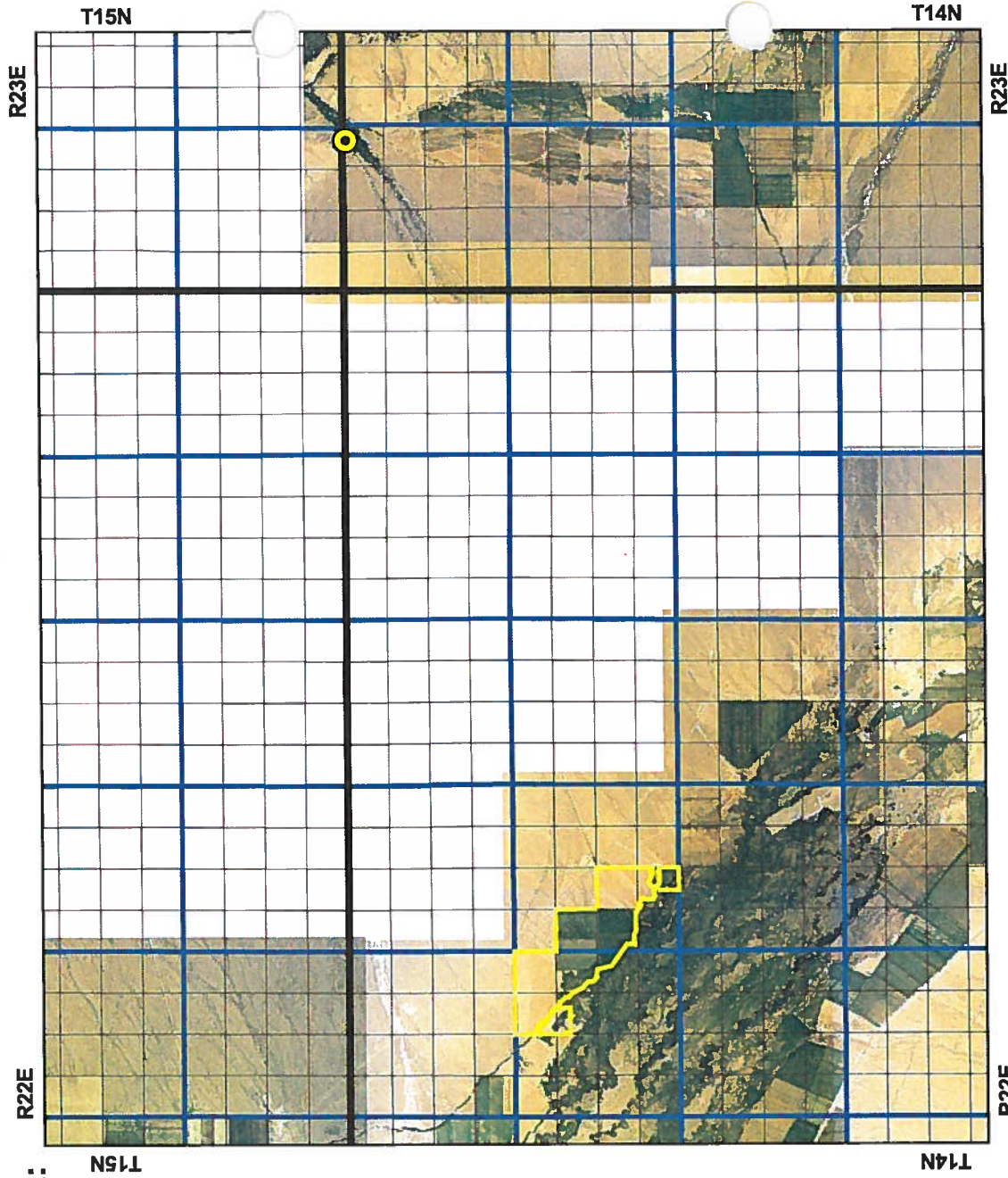
## Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County  
IDWR Basin 73

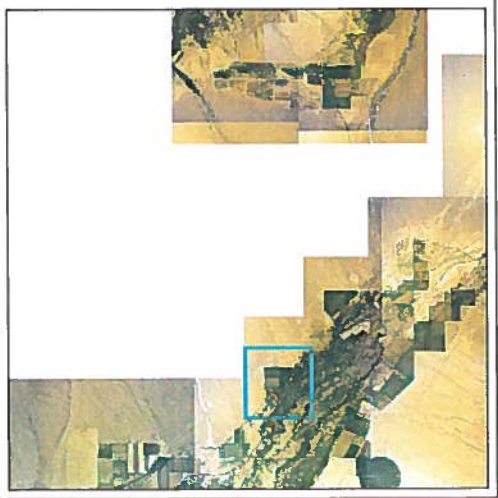
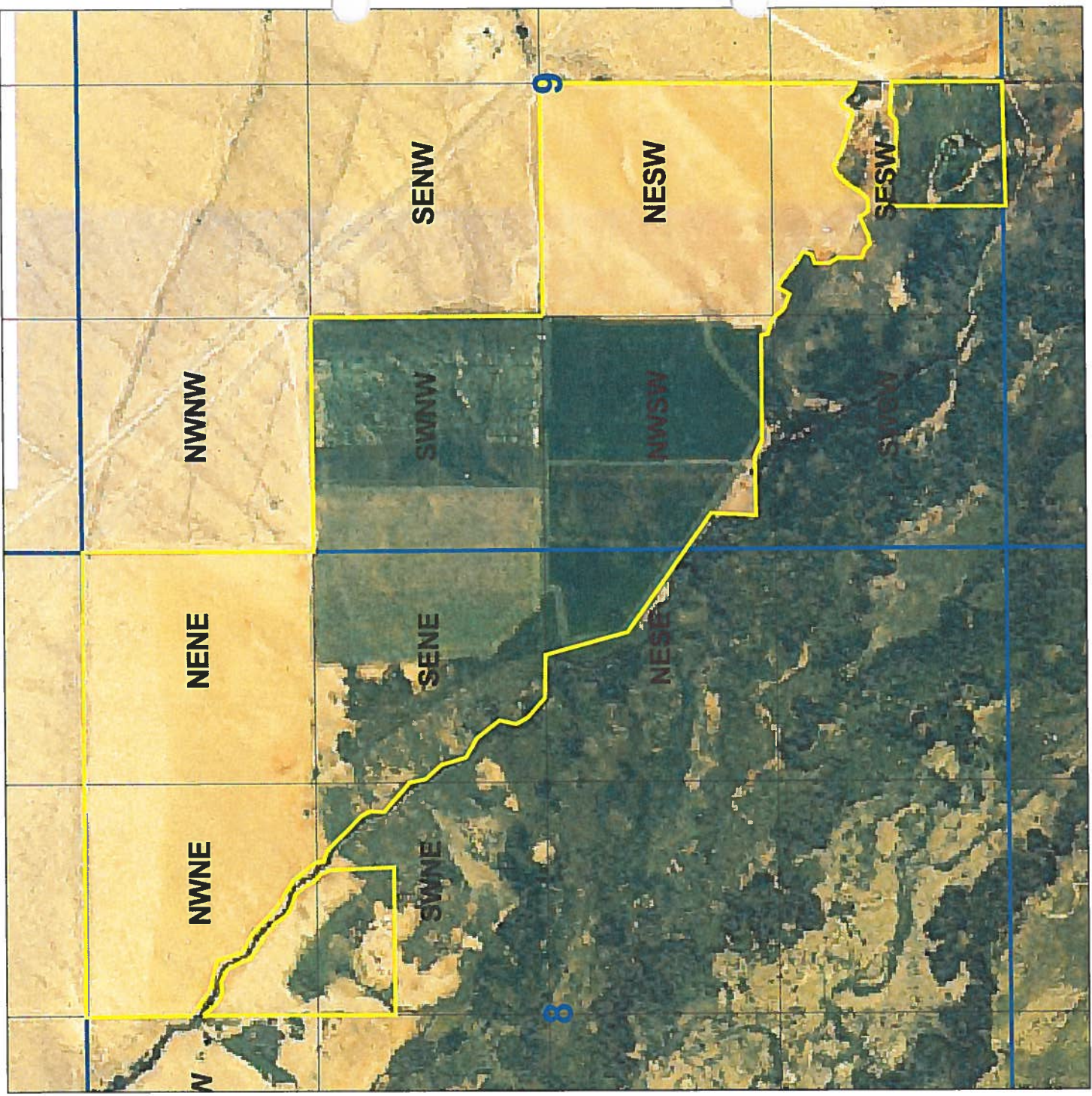
Prepared by D. Favreau  
On Friday, October 6, 2006  
1987/88 Aerial Photography



0 2 4 Miles



73-50



04/30/2004

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

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NAME AND ADDRESS: LYNETTE A O NEAL  
32 FALLS CREEK LN  
MAY ID 83253  
  
MERLE J O NEAL  
32 FALLS CREEK LN  
MAY ID 83253

*add poll;  
sec map  
condition*  
✓ MD

SOURCE: FALLS CREEK TRIBUTARY: PAHSIMEROI RIVER  
QUANTITY: 1.600 CFS  
PRIORITY DATE: 04/01/1887  
POINT OF DIVERSION:

T14N R23E S6 NENENE Lot 6 Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 10/31          | 1.600 CFS       |

PLACE OF USE: IRRIGATION Within LEMHI County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T14N R22E S08 | NENE | 40.0 | T14N R22E S08 | NWNE | 33.0 |
| T14N R22E S08 | SENE | 26.0 | T14N R22E S08 | NESE | 7.6  |
| T14N R22E S09 | SWNW | 40.0 | T14N R22E S09 | NESW | 40.0 |
| T14N R22E S09 | NWSW | 35.0 | T14N R22E S09 | SESW | 22.0 |

243.6 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 243.6 ACRES IN A SINGLE  
IRRIGATION SEASON. COMBINED RIGHT NOS.: 73-48, 73-50, 73-52,  
73-2150.

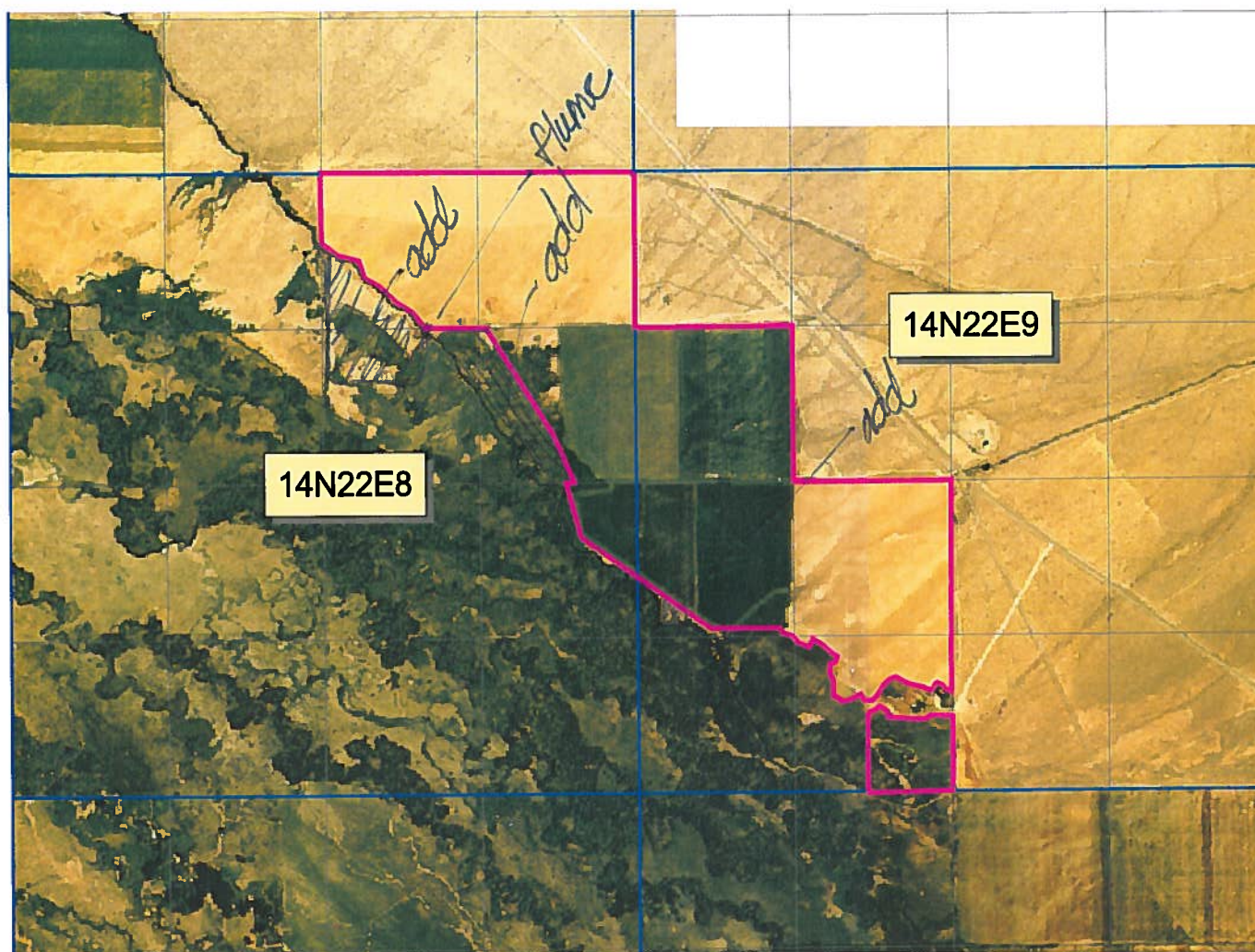
**DRAFT**

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: Decreed

**Idaho Dept. of Water Resources**  
**Water Right Nos. 73-48, 73-50, 73-52, 73-2150**  
**Ben O'Neal**



0.3 0 0.3 0.6 Miles

**DRAFT**

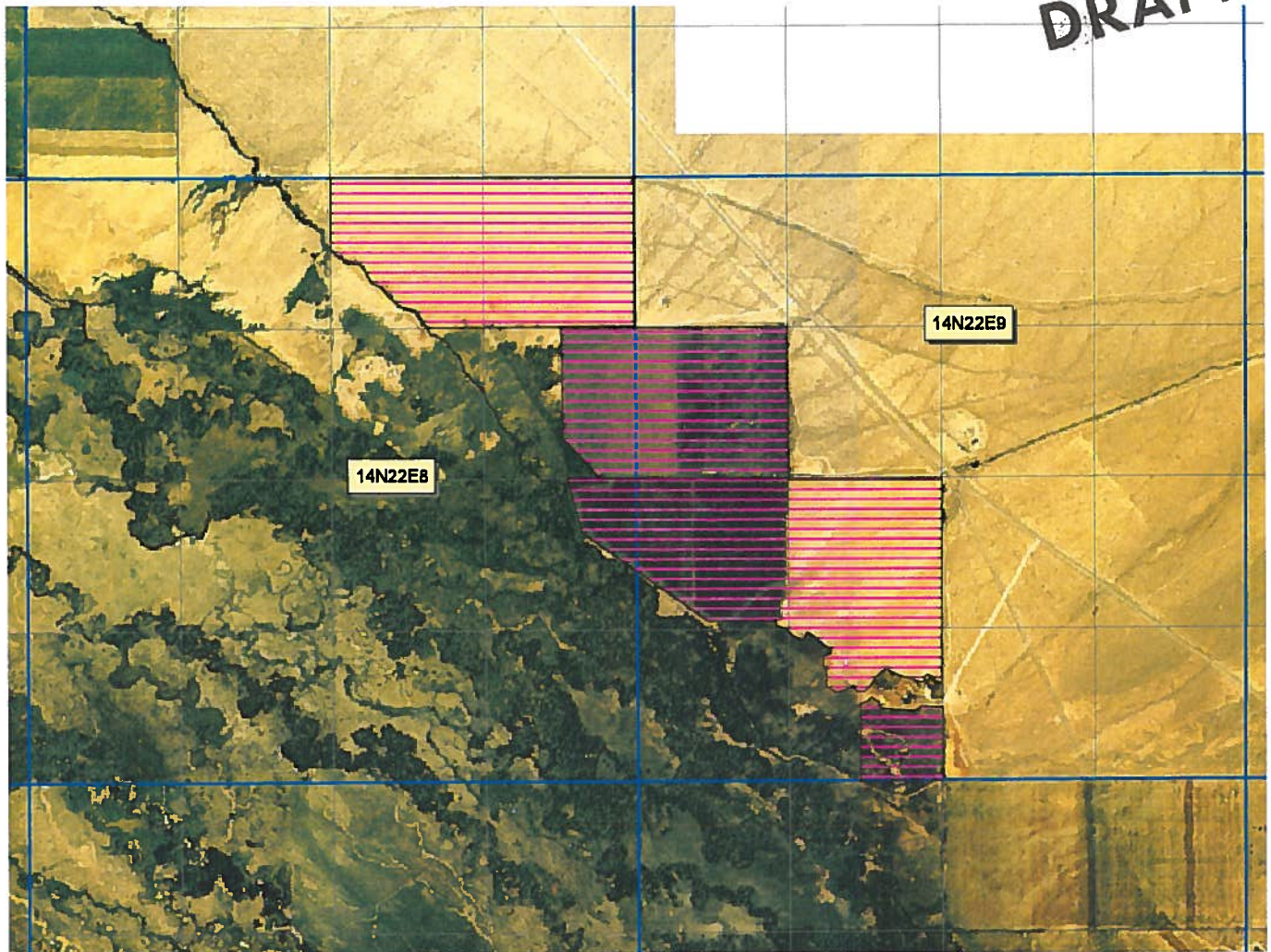
 **Place of Use**



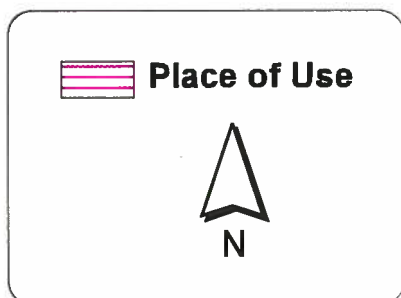
GIS Presentation  
Prepared by R. Brown  
April 30, 2004  
1988 True Color Photography

**Idaho Dept. of Water Resources  
Water Right Nos. 73-48, 73-50, 73-52, 73-2150  
O'Neal**

**DRAFT**

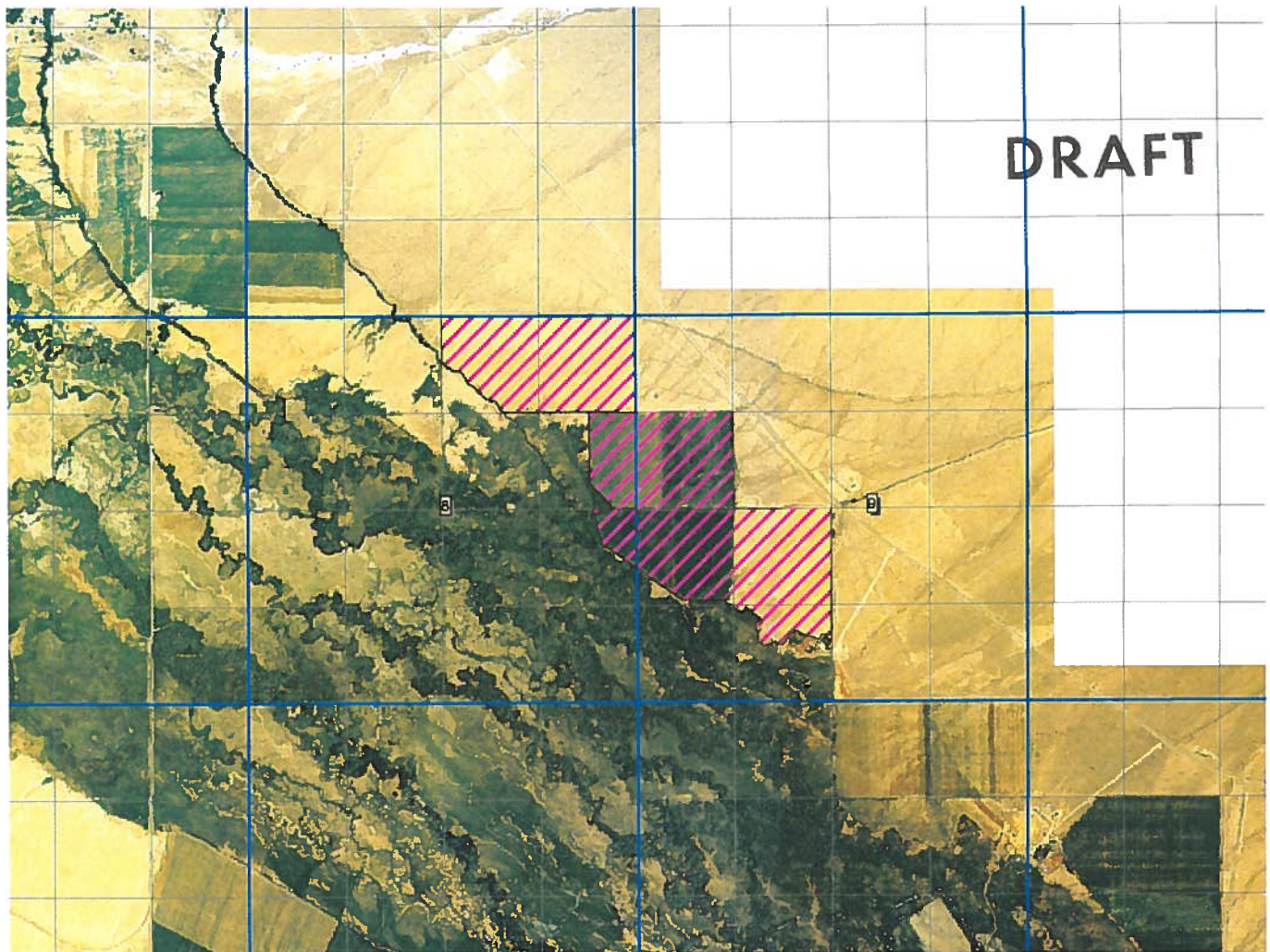


**DRAFT**

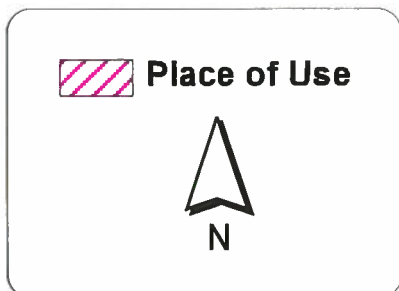


GIS Presentation  
Prepared by R. Brown  
January 15, 2004  
1988 True Color Photography

**Idaho Dept. of Water Resources**  
**Water Right Nos. 73-48, 73-50, 73-52, 73-2150**  
**O'Neal**



0.4 0 0.4 0.8 Miles



T14N R22E S08 and S09

GIS Presentation  
Prepared by R. Brown  
November 19, 2003  
1988 True color Photography

10th, 1886, appurtenant to the sw $\frac{1}{4}$  of the sw $\frac{1}{4}$  of sec 16, and the s $\frac{1}{2}$  of the se $\frac{1}{2}$  of the sw $\frac{1}{4}$  of sec 17 in tp 14 n of r 22 e of the Boise meridian; the se $\frac{1}{2}$  of the ne $\frac{1}{4}$ , the w $\frac{1}{2}$  of the ne $\frac{1}{4}$ ; nw $\frac{1}{4}$ , n $\frac{1}{2}$  of sec 18, in tp 14 n of r 22 e of the Boise meridian.

1866 C. Wiggins from Spring creek 100 inches or 2 cubic feet per second of time to May 15th of each and every year; from May 15th to July 10th of each and every year 140 inches or 2 4-5 cubic feet, from July 10th to close of season of each and every year 70 inches or 1 2-5 cubic feet to date from February 10th, 1893, appurtenant to the e $\frac{1}{2}$  of the sw $\frac{1}{4}$  and the sw $\frac{1}{4}$  of sec 6, and the nw $\frac{1}{4}$  of the ne $\frac{1}{4}$  of sec 7 in tp 14 n r 22 e of the Boise Meridian in Idaho.

Wood Live Stock Company, a corporation from Spring Creek 300 inches or 6 cubic feet per second of time to be measured at the headgate of the joint ditch owned by said corporation, Francis Grubb and George E. Grubb on said stream to date from April 1st, 1895, appurtenant to the Lot 4 of sec 30 and lot 1 of sec 31, tp 15, r 22 e of the Boise meridian and the n $\frac{1}{2}$  of the ne $\frac{1}{4}$  and sw $\frac{1}{4}$  of the ne $\frac{1}{4}$  and se $\frac{1}{2}$  of the nw $\frac{1}{4}$  of sec 36 tp 15 n r 21 e of the Boise meridian and the s $\frac{1}{2}$  of the se $\frac{1}{2}$  of sec 23, tp 15, n r 21 e of the Boise Meridian, in Idaho.

George E. Grubb from Spring creek 100 inches or 2 cubic feet per second of time to be measured at the headgate of the joint ditch of George E. Grubb, Wood Live Stock Company and Francis Grubb to date from April 1st, 1895 appurtenant to lot 4 of sec 19, lots 1, 2 and 3 of sec 30, tp 15 n of r 22 e of the Boise meridian in Idaho.

Francis Grubb from Spring Creek 50 inches or 1 cubic foot per second of time to be measured at the joint headgate of Francis Grubb, George E. Grubb and Wood Live Stock Company on said stream to date from July 10th, 1895, appurtenant to the e $\frac{1}{2}$  of the nw $\frac{1}{4}$  of sec 31, in tp 15 n r 22 e of the Boise meridian, in Idaho.

George and William Calvin from Spring Creek 100 inches or 2 cubic feet per second of time to date from July 15th, 1900, appurtenant to the e $\frac{1}{2}$  of the ne $\frac{1}{4}$  of sec 7 and the w $\frac{1}{2}$  of the nw $\frac{1}{4}$  of sec 8, in tp 14 n r 22 e of the Boise Meridian, in Idaho.

Wood Live Stock Company, a corporation from Falls Creek 160 inches or 3 1-5 cubic feet per second of time to be measured at the headgate near the junction of the old Sherman Ditch and the new Woods-Oneal ditch on the north side of Falls Creek to date from April 1st, 1882, appurtenant to the s $\frac{1}{2}$  of the ne $\frac{1}{4}$  and the ne $\frac{1}{4}$  of the se $\frac{1}{2}$  of sec 8, and the nw $\frac{1}{4}$  of the sw $\frac{1}{4}$  of sec 9, in tp 14 n r 22 e of the Boise Meridian, in Idaho.

Edward Oneal from Falls Creek 160 inches or 3 1-5 cubic feet per second of time to be measured on the south bank of Falls Creek about four miles in a northeasterly direction from the residence of Edward Oneal to date from April 1st, 1882, appurtenant to the sw $\frac{1}{4}$  of the nw $\frac{1}{4}$  of sec 15, the se $\frac{1}{2}$  of the ne $\frac{1}{4}$  and the se $\frac{1}{2}$  of the sw $\frac{1}{4}$  of sec 14, n

JUL 30 1900

r 22 e of the Boise meridian, in Idaho.  
Josephine Fortune from Falls Creek 80 inches or 1 3-5 cubic feet per second of time to be measured near the junction of the old Sherman ditch and the new Woods Oneal ditch on the north side of Falls creek to date from April 1st, 1887, appurtenant to the e $\frac{1}{2}$  of the sw $\frac{1}{4}$  of sec 9, tp 14, n r 22 e of the Boise meridian in Idaho.

Joseph Wagoner from Falls Creek 160 inches or 3 1-5 cubic feet per second of time to be measured on the se $\frac{1}{2}$  of sec 6, tp 16 n of r 23 e of the Boise meridian on the south side of Falls Creek to date from April 1st, 1896 appurtenant to the unsurveyed land which when surveyed will be the w $\frac{1}{2}$  of the sw $\frac{1}{4}$  of sec 5, and the w $\frac{1}{2}$  of the nw $\frac{1}{4}$  of sec 8, in tp 14 n r 23 e of the Boise meridian, in Idaho.

Wood Live Stock company, a corporation, from Falls Creek 80 inches or 1 3-5 cubic feet per second of time to date from March 24th, 1899, appurtenant to the n $\frac{1}{2}$  of the ne $\frac{1}{4}$  of sec 8, in tp 14, n r 22 e of the Boise meridian in Idaho.

Jackson Grubb from Falls creek 80 inches or 1 3-5 cubic feet per second of time to be measured in the ne $\frac{1}{4}$  of sec 6, in tp 14 n of r 23 e of the Boise meridian, to date from February, 29th, 1904, appurtenant to the s $\frac{1}{2}$  of the ne $\frac{1}{4}$  of sec 7, tp 14 n r 23 e of the B. M., in Idaho.

Cats Coconaughner from Falls Creek 160 inches or 3 1-5 cubic feet per second of time to date from July 1st, 1904, appurtenant to Lots 3 and 4 and the s $\frac{1}{2}$  of the nw $\frac{1}{4}$  of sec 1, tp 14 n r 22 e of the Boise Meridian, in Idaho.

William Beck from Falls Creek 160 inches or 3 1-5 cubic feet per second of time to be measured in the ne $\frac{1}{4}$  of sec 6, tp 14 n r 22 e of the Boise meridian to date from July 1st, 1904, appurtenant to the Lots 1 and 2 and s $\frac{1}{2}$  of the ne $\frac{1}{4}$  of sec 2, tp 14 n r 22 e of the Boise meridian, in Idaho.

Francis Wagoner from Falls Creek 80 inches or 1 3-5 cubic feet per second of time to be measured in the ne $\frac{1}{4}$  of sec 6, tp 14 n r 23 e of the Boise meridian to date from August 30th, 1904, appurtenant to the unsurveyed land, which when surveyed will be the w $\frac{1}{2}$  of the sw $\frac{1}{4}$  of sec 8 in tp 14 n r 23 e of the Boise meridian, in Idaho.

Wood Live Stock Company, a corporation from Mayrick Creek 100 inches or 2 cubic feet per second of time to date from May 30th 1899 appurtenant to the nw $\frac{1}{4}$  of the se $\frac{1}{2}$  and the s $\frac{1}{2}$  of the ne $\frac{1}{4}$  of sec 26 and the ne $\frac{1}{4}$  of the ne $\frac{1}{4}$  of sec 35, tp 15 n r 21 e of the Boise meridian, in Idaho.

Wood Live Stock company, a corporation, from Spring Creek 100 inches or 2 cubic feet per second of time to date from April 3rd, 1899 appurtenant to the sw $\frac{1}{4}$  of sec 26, tp 15, n r 21 e of the Boise Meridian, in Idaho.

Vera S. Morley from Spring Creek 80 inches or 1 3-5 cubic feet per second of time to date from June 1st, 1903, appurtenant to Lot 3, the se $\frac{1}{2}$  of the nw $\frac{1}{4}$  of sec 14, n r 22 e of the Boise meridian, in Idaho.

JUL 30 1900

73-0235-1 Jackson Grubb from Falls creek 80 inches or 1 3-5 cubic feet per second of time to be measured in the ne $\frac{1}{4}$  of sec 6, in tp 14 n of r 23 e of the Boise meridian, to date from February, 29th, 1904, appurtenant to the s $\frac{1}{2}$  of the ne $\frac{1}{4}$  of sec 7, tp 14 n r 23 e of the B. M., in Idaho.

73-0235-2 Cats Coconaughner from Falls Creek 160 inches or 3 1-5 cubic feet per second of time to date from July 1st, 1904, appurtenant to Lots 3 and 4 and the s $\frac{1}{2}$  of the nw $\frac{1}{4}$  of sec 1, tp 14 n r 22 e of the Boise Meridian, in Idaho.

73-0235-3 William Beck from Falls Creek 160 inches or 3 1-5 cubic feet per second of time to be measured in the ne $\frac{1}{4}$  of sec 6, tp 14 n r 22 e of the Boise meridian to date from July 1st, 1904, appurtenant to the Lots 1 and 2 and s $\frac{1}{2}$  of the ne $\frac{1}{4}$  of sec 2, tp 14 n r 22 e of the Boise meridian, in Idaho.

73-0235-4 Francis Wagoner from Falls Creek 80 inches or 1 3-5 cubic feet per second of time to be measured in the ne $\frac{1}{4}$  of sec 6, tp 14 n r 23 e of the Boise meridian to date from August 30th, 1904, appurtenant to the unsurveyed land, which when surveyed will be the w $\frac{1}{2}$  of the sw $\frac{1}{4}$  of sec 8 in tp 14 n r 23 e of the Boise meridian, in Idaho.

73-0235-5 Wood Live Stock Company, a corporation from Mayrick Creek 100 inches or 2 cubic feet per second of time to date from May 30th 1899 appurtenant to the nw $\frac{1}{4}$  of the se $\frac{1}{2}$  and the s $\frac{1}{2}$  of the ne $\frac{1}{4}$  of sec 26 and the ne $\frac{1}{4}$  of the ne $\frac{1}{4}$  of sec 35, tp 15 n r 21 e of the Boise meridian, in Idaho.

73-0235-6 Wood Live Stock company, a corporation, from Spring Creek 100 inches or 2 cubic feet per second of time to date from April 3rd, 1899 appurtenant to the sw $\frac{1}{4}$  of sec 26, tp 15, n r 21 e of the Boise Meridian, in Idaho.

73-0235-7 Vera S. Morley from Spring Creek 80 inches or 1 3-5 cubic feet per second of time to date from June 1st, 1903, appurtenant to Lot 3, the se $\frac{1}{2}$  of the nw $\frac{1}{4}$  of sec 14, n r 22 e of the Boise meridian, in Idaho.

JUL 30 1900