

07/28/2006

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

RIGHT NUMBER: 67-54B

NAME AND ADDRESS: ANITA D VAN GRUNSVEN
2555 FRUITVALE-GLENDALE RD
COUNCIL ID 83612

RONALD J VAN GRUNSVEN
2555 FRUITVALE-GLENDALE RD
COUNCIL ID 83612

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.440 CFS

The rights listed below are limited to a total combined diversion rate of 0.66 cfs. Combined Right Nos.: 67-54B, 67-60B, and 67-12337

PRIORITY DATE: 06/01/1884

POINT OF DIVERSION:

T17N R01W S4 NENE Lot 1 Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.440 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T17N R01W S15 SWNE 33.00

33 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 33.0 acres in a single irrigation season. Combined Right Nos.: 67-54B, 67-60B, and 67-12337

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

Idaho Department of Water Resources

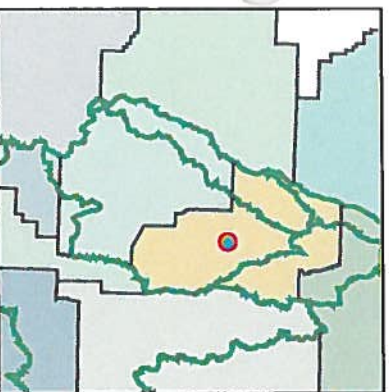


SRBA Recommendation:

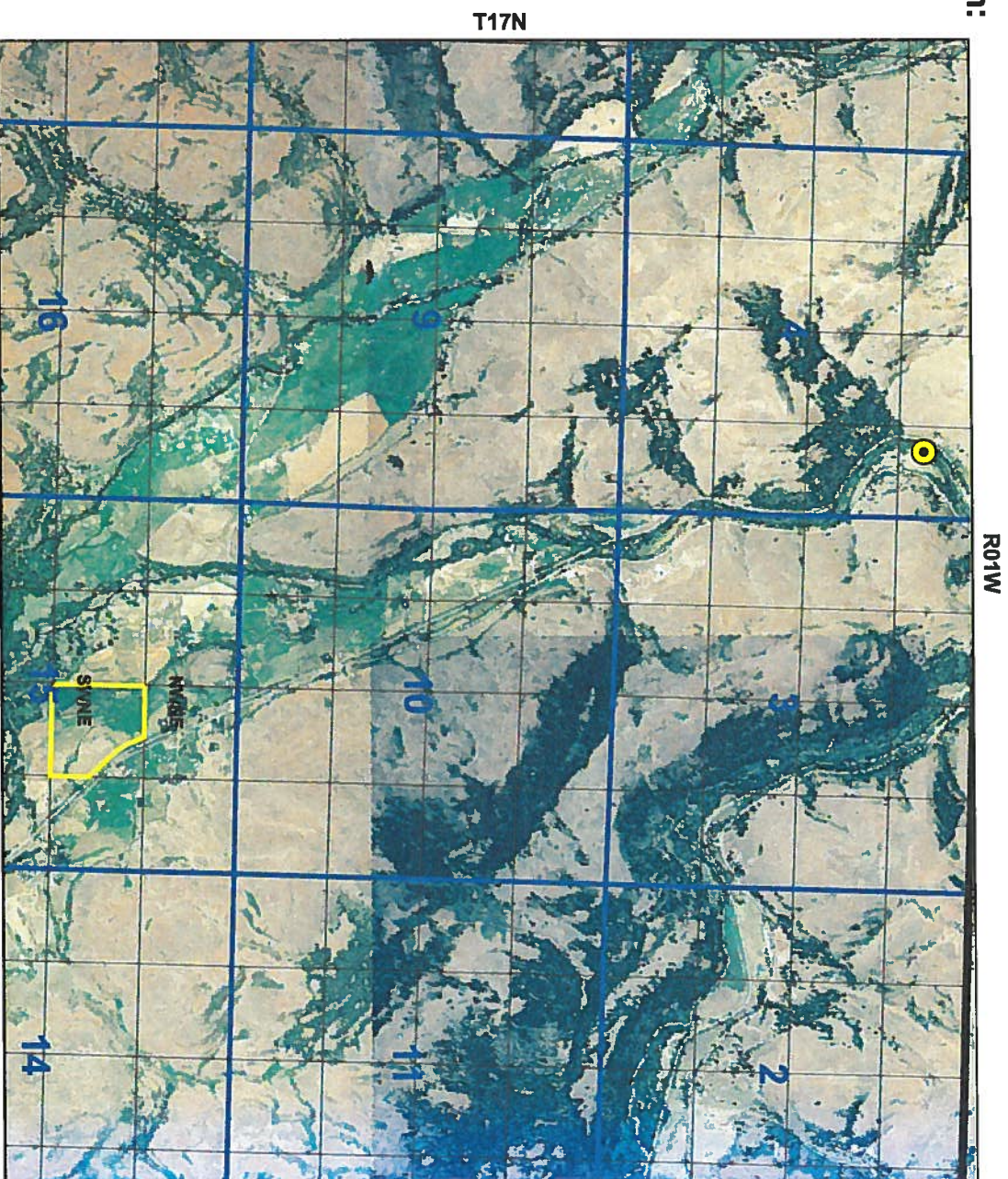
67-54B

Legend

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

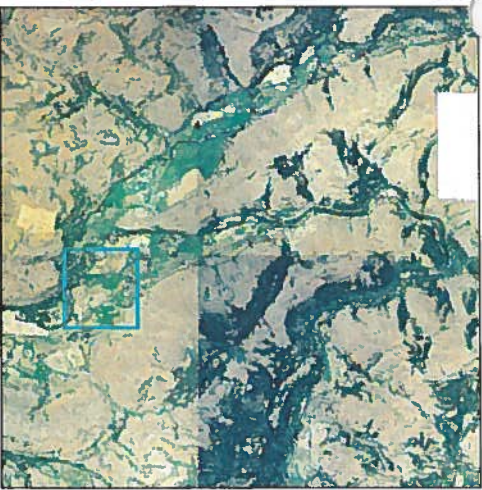


Adams County
IDWR Basin 67



Prepared by C. Saxton
On Friday, July 28, 2006
1987/88 Aerial Photography

67-54B



Claim									
Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Volt(a)	Acres	Source Water Use Owner(s) Source Table
67	54 B		Decreased	Active	1884-06-01	0.44			WEISER R IRRIGATIC VAN GRUJ Claim
67	60 B		Decreased	Active	4/1/1901	0.02			WEISER R IRRIGATIC VAN GRUJ Claim
67	81 AD		Decreased	Active	5/27/1910		20		LOST CRE IRRIGATIC VAN GRUJ Claim
67	82 A		Decreased	Active	5/27/1910		18		LOST CRE IRRIGATIC VAN GRUJ Claim
67	2053 A		License	Active	5/27/1910		8		LOST CRE IRRIGATIC VAN GRUJ Claim
67	12337		Beneficial I	Active	3/1/1940	0.44			UNNAME IRRIGATIC VAN GRUJ Claim

Recommendation									
Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Volt(a)	Acres	Source Water Use Owner(s) Source Table
67	81 AD		Decreased	Disallowed	5/27/1910		20		LOST CRE IRRIGATIC VAN GRUJ Recommendation
67	82 A		Decreased	Disallowed	5/27/1910		18		LOST CRE IRRIGATIC VAN GRUJ Recommendation
67	2053 A		License	Disallowed	5/27/1910		8		LOST CRE IRRIGATIC VAN GRUJ Recommendation
67	54 B		Decreased	Active	1884-06-01	0.44		33	WEISER R IRRIGATIC VAN GRUJ Recommendation
67	60 B		Decreased	Active	4/1/1901	0.02		1.6	WEISER R IRRIGATIC VAN GRUJ Recommendation
67	12337		B-use	Active	3/1/1940	0.44		33	UNNAME IRRIGATIC VAN GRUJ Recommendation
					Max =	0.66		33	

Water Master Records									
Page #	Parcel #	Name	Inches	File #	Original On	Priority Date			
26	RP17N01W15T3S2	JORDAN, JOE	6.78		26 STG		Van Grunsven		
25	RP17N01W15T3S2	JORDAN, JOE	22	54	S MCMAH	6/1/84	Van Grunsven		
26	RP17N01W15T3S2	JORDAN, JOE	1	50	LMCMAH	5/31/84	Van Grunsven		
26	RP17N01W10S001	NICHOLS, PAUL	1	60	LMCMAH	4/1/01	Nicols didn't claim this right.		

Split history for Decreed Right 67-00054

WR Claimed

67-00054 McMahon 67-00054 0.44 Hilt
0.44 cfs 33
35.2 ac

67-54A O Day 0.6
4
67-54B VanGrunsven 0.44
33

67-54A O Day 0
0
67-54B VanGrunsven 0.44
33

Recommend as portion of 67-66

Acreage at 5/8 inches per acre

Sum CFS =	1.04
Sum Acre =	37
Sum Af =	n/a

Sum CFS =	0.44
Sum Acre =	33
Sum Af =	n/a

Un-accounted CFS =	-0.6
Un-accounted Acre =	-1.8
Un-accounted AFA =	n/a

Extra CFS =	-0.44
Extra Acre =	-33
Extra AFA =	n/a

*Last updated 7-28-06 (csaxon)

For digital copy of Excel spreadsheet file: See Craig L. Saxton

Page #	Parcel #	Name	Inches	File #	Original Owner	Priority Date
25	RP17N01W151352	JORDAN, JOE	5.78	26 STG		
25	RP17N01W151352	JORDAN, JOE	22	54	S MCMAHAN	6/1/84
26	RP17N01W151352	JORDAN, JOE	1	50	I MCMAHAN	5/31/84
29	RP0008000000SC	ODAY, DANNY & LESLIE	5.5	66	FRUITVALE	9/23/01
29	RP0008000000SC	ODAY, DANNY & LESLIE	3	66	FRUITVALE	9/23/01

Van Grunsven
Van Grunsven
Van Grunsven



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 25, 1995

Joseph L. Jordan
Cynthia A. Jordan
410 Fall Dr.
Boise, ID 83706

Re: Snake River Basin Adjudication (SRBA)
Adams County - Claim No. A67-00054B
Identification Number Change

Dear Mr. and Mrs. Jordan,

The Identification Number of your Notice of Claim to a Water Right has been changed from A67-00054 to A67-00054B. The suffix "B" has been added to the number in order to distinguish your claim from other claims that may claim a portion of the same original water right. This change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new Identification Number. Refer to this record number in any future inquiries or correspondence.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:rm:west
Enclosure:
copy of claim

MICROFILMED

OCT 22 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

September 30, 1988

Joseph L. & Cynthia A. Jordan
3045 Irving St., Apt. #3
San Francisco, CA 94122

AG7-00054
-00060
-02053A
-00082A

Dear Mr. & Mrs. Jordan:

I received your letter dated 9/21/88 and will answer your questions:

The status of the legal action regarding the Boise and Weiser River Basins is still unresolved. If these basins are found to be bound by the Snake River Basin Adjudication, commencement notices will be sent to land owners of record on county taxes, soil conservation service, water rights, and water districts.

As to why you received a "Notice of Claim" Packet, I cannot answer. If you have property holdings in any other counties, then this could be why.

If an irrigation district or ditch company sells you water, then the district or company will have the water rights and you will not file. However, if the district or company is only a transporter of the water, then you will need to file for the rights. I hope this satisfactorily answers your questions.

Feel free to contact myself or this department if you have need for further assistance.

Sincerely,

Eldon L. Roush
Water Resource Agent
Adjudication Section

ER:lh

MICROFILMED
OCT 22 1996

~~MICROFILMED~~
~~OCT 01 1992~~

3045 Irving St. Apt. #3
San Francisco, CA 94122
September 21, 1988

Adjudication Bureau
Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705

RECEIVED
SEP 22 1988
Department of Water Resources
Western Regional Office

RE: Civil Case Number 39576

Dear Sir:

As property owners in Adams County we claim water rights from Weiser River drainage, as members of both the Robertson-Sevey Ditch Company and the Lost Valley Reservoir Association.

Since we do reside out of Idaho we have not had access to the usual newspaper articles and other information made available through the media but have been in touch with the Secretary of one of the irrigation districts involved. We have also contacted the IDWR by letter and by phone.

We have been advised as recently as last June that due to a legal challenge by the above mentioned districts, no action is necessary on our part at this time. However, we did receive a "notice of claim" packet in September which puzzled us.

Please answer the following questions:

What is the status of the legal action taken by the irrigation districts to which we belong?

When this issue is settled, will the districts be responsible for making the claims and recovering the charges from the members or will the individual water users file the notices of claims?

Thank you for your help.

Sincerely,

Joseph L. and Cynthia A. Jordan
Joseph L. and Cynthia A. Jordan

MICROFILMED

OCT 22 1996

MICROFILMED

OCT 01 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 1301 North Orchard Street Boise, Idaho 83706-2237 • (208) 334-4440

A67-000547
Permanent file

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

February 10, 1988

Mr. and Mrs. Joseph L. Jordan
1372 32nd Avenue
San Francisco, CA 94122

Dear Mr. and Mrs. Jordan:

Thank you for your letter of February 3. I hope I can answer some of your questions.

You are right that you may be impacted by the Snake River Basin Adjudication through the land you own in Adams County, as will nearly everyone who owns property within the basin. There have been some questions raised as to the amounts of water available to be used in our state. The adjudication will resolve those questions and allow Idaho to better manage and utilize the available water.

You should be aware, however that an appeal to the adjudication has been filed regarding the Weiser River drainage. Until that appeal is resolved, all claimants within that drainage will be exempted from filing claims to their water rights. You will be notified by mail if you will need to file your water right claim.

Thank you for taking the time to provide us with your correct address. If I can be of any further help, please do not hesitate to contact me at (208) 334-7931.

Sincerely,

Dena Billups
Secretary
Adjudication Bureau

DB

MICROFILMED
OCT 22 1996

MICROFILMED
OCT 01 1992

2-27-91
filed 8/7/89
on W004079
Basin Smith
see attached list
Basin 67

RECEIVED

FEB - 9 1988

Dnr

Department of Water Resources

1372 32nd Avenue
San Francisco, CA 94122
February 3, 1988

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-2190

Re: Snake River Adjudication

Dear Sir:

We have noted from reading the Adams County Leader the action that is being taken to adjudicate claims of water users in the Snake River Basin and tributaries.

We own property in Fruitvale and get water from both the Lost Valley Company and Robertson Sevey Ditch Company.

As Idaho water users we assume we will be mailed a notification that we must file a notice of claim and want to be sure that the IDWR has our present address.

Thank you for your help and we will expect to receive the notification in the near future. Please let us know if there is anything else we need to do at this time.

Sincerely,

Mr. & Mrs. Joseph L. Jordan

Mr. and Mrs. Joseph L. Jordan

RECEIVED
FEB 5 1988

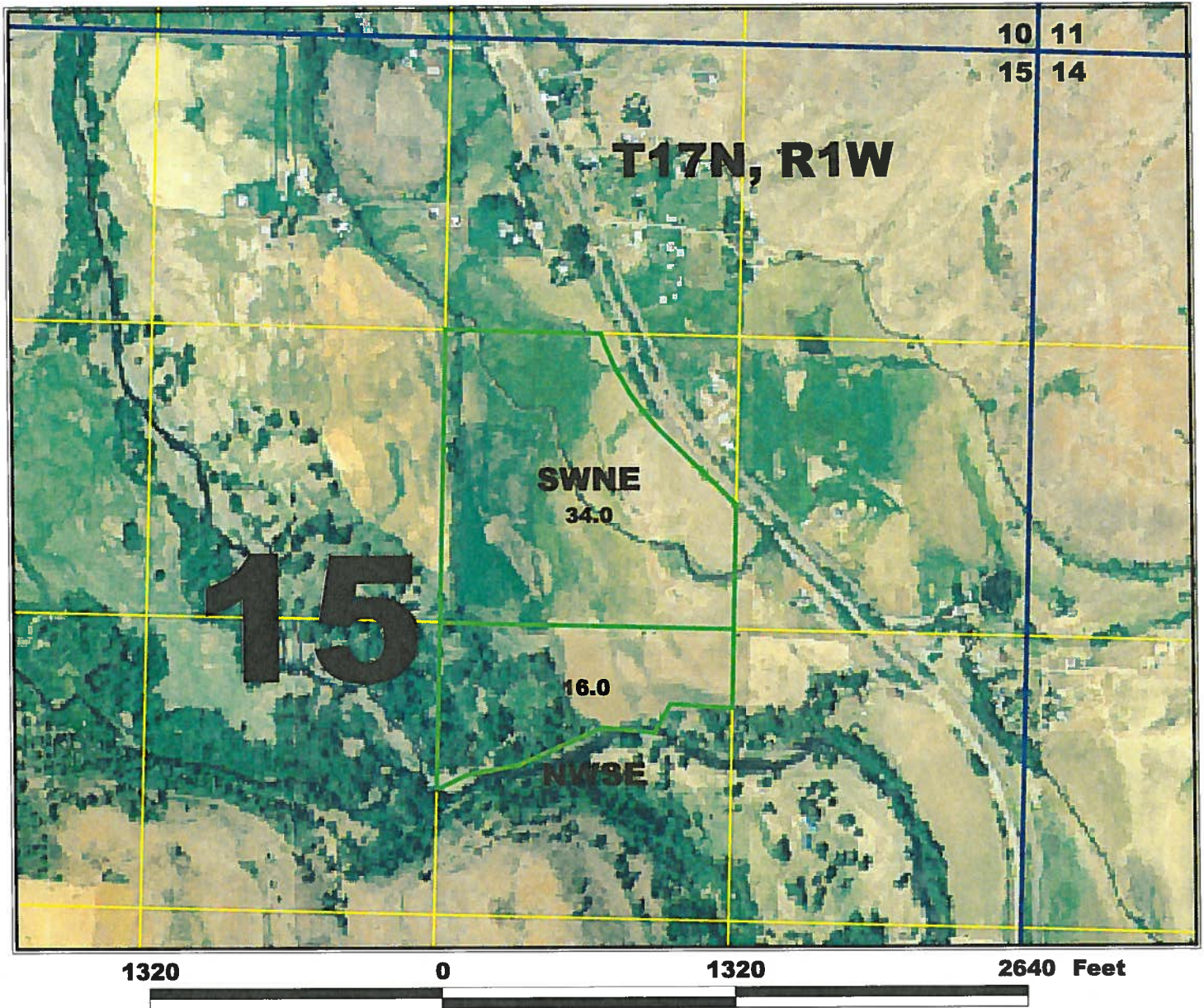
Department of Water Resources
MICROFILMED
OCT 22 1996
~~MICROFILMED~~
~~OCT 01 1992~~



State of Idaho

Change of Ownership
Jordan to VanGrunsven

Claim #: 67-54B, 67-60B, 67-81AD,
67-82A, 67-2053A, & 67-12337



Point of Diversion



Van Grunsven Prop Bndy



N/A



Tax Lot Data

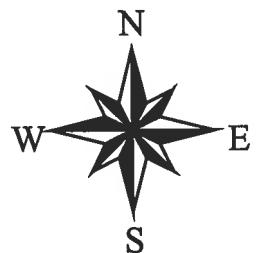


Quarter Quarter Lines



Section Lines

Claimed Irrigated Acres =



Prepared By: Craig L. Saxton
Date: March 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 28, 2005

RONALD AND ANITA VAN GRUNSVEN
6370 NW EVERS RD
FOREST GROVE OR 97116

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #67-54B, 67-60B, 67-81AD, 67-82A, 67-2053A
and 67-12337

Dear Claimants:

We have processed the change in ownership of the Notices of Claim to a Water Right referenced above for your property in Adams County. Thank you for your patience.

Enclosed are copies of these water right claims. Please retain these copies for your file, and refer to these record numbers in any future inquiries or correspondence.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claims.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosures:

Copies of Notices of Claim Referenced Above

Middle Valley Ditch.

Middle Valley Irrigating Ditch Company

1000/ July 7, 1886 67 0023
700/ Nov. 1, 1887 67 0024
500/ May 1, 1889 67 0025

Allison Jewell Ditch.

Alexander Allison

68/ July 4, 1882 67 0026
54/ May 1, 1902 67 0027
100/ July 4, 1882 67 0028
100/ July 4, 1882 67 0029
165/ July 4, 1882 67 0030

Joseph Allison

Eugene Looney

Harry Coon

Smith-Jones-Martin Ditch

B. F. Jones

Marion Smith

Heirs of R H Martin

10/ July 4, 1886 67 0031
90/ July 4, 1886 67 0032
90/ July 4, 1886 67 0033

Post-Weston Ditch.

J Emmett Pfost

Grace Everest

Goldie Abernathy

Fred Jewell

John A Pfost

125/ May 6, 1884 67 0034
25/ May 6, 1884 67 0035
50/ Aug. 27, 1910 67 0036
50/ Aug. 27, 1910 67 0037
41/ March 25, 1911 67 0038

Farmers Canal.

Mark Winkler

Carrie Winkler

E Hinkle

S A Moudy and E Hinkle

George Gould

60/ June 1, 1891 67 0039
19/ June 1, 1891 67 0040
50/ June 1, 1891 67 0041
32/ Jan 1, 1900 67 0042
19/ June 1, 1891 67 0043
82/ June 1, 1891 67 0044
7/ June 1, 1905 67 0045

Frank Hahn Ditch.

Frank Hahn

33/ June 1, 1902 67 0046
38/ June 1, 1903 67 0047
36/ June 1, 1904 67 0048
83/ June 1, 1905 67 0049

Glenn McMahon Ditch.

Isaac McMahon

10/ May 31, 1884 67 0050
9/ May 1, 1901 67 0051
400/ July 1, 1908 67 0052
4/ June 1, 1884 67 0053
22/ June 1, 1884 67 0054
45/ June 1, 1884 67 0055
4/ May 31, 1884 67 0056

For Power

Hollie A. McMahon

Samuel E McMahon

William A Glenn

Lester I McMahon

John V. Bluff
1. Bluff Bluff

ROSL ANGLON DITCH

41

1884 31 1884

1884 31 1884

GLENN McMAHON DITCH

Isaac McMahon	10 9 for power 400	May 31, 1884 " 1, 1901 July 1, 1908
Relie A. McMahon	4	June 1, 1884
Samuel E. McMahon	22	" " "
W. M. Glenn	45	" " "
Lester I McMahon	4	May 31, "

ROBERTSON SHAVEY DITCH

George Robertson	5 30	June 1, 1884 " " 1887
S. D. Goshert	38	May 1, 1906
Lester I. McMahon	18	April 1, 1901
G. T. Hamill	25 5	May 1, 1906 " " 1916
Samuel E. McMahon	1	April 1, 1901
Relie A. McMahon	22 10	" " " " " " " "
Isaac McMahon	4 4	" " 1905 " " 1901
Lillian G. Spefford	45	" 25, "
E. R. Windes	135 20	May 1, 1908 " 18, 1910
First Bank of Council	10	" " "
J. J. Jones	8	" 25, "
Fruitvale Townsite Company & its Grantees	30	Sept 23, 1901
Phillip Walstrom	4 4	May 1, 1906 " 1, 1901
C. E. Cox	21	Sept 23, 1901

DOMLINSON YANTIS DITCH

Mary E. Tomlinson	50	June 13, 1905
E. W. Tomlinson	55	" " "
Sarah Yantis	40	" " "
L. A. Spira	10	" " "
Ralph Yantis	8	Dec. 31, 1908

JUL 24 1906

FRED M JIMWILL: The Northwest Quarter of the Southeast Quarter and the Northeast Quarter of the Southwest Quarter of Section 31, Township 15 North, Range 2 West Boise Meridian, containing 80 acres.

JOHN A FOST: The East half of the Southeast Quarter, of Section 1, Township 14 North, Range 3 West Boise Meridian.

MARK WINKLER: The South half of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter and the Northeast Quarter of the Southwest Quarter of Section 27, Township 17 North, Range 1 West Boise Meridian.

CARRIE WINKLER: The Northeast Quarter of the Southeast Quarter of Section 27, Township 17 North, Range 1 West Boise Meridian,

E HINKLE: The South half of the Northwest Quarter ($SE\frac{1}{4}NW\frac{1}{4}$) of Section 34, and the Southeast Quarter of the Northeast Quarter ($SE\frac{1}{4}NE\frac{1}{4}$) and the Northeast Quarter of the Southeast Quarter ($NE\frac{1}{4}SE\frac{1}{4}$) of Section 33 in Township 17 North, Range 1 West Boise Meridian, containing 160 acres, also the West half of the Southwest Quarter ($W\frac{1}{2}SW\frac{1}{4}$) of Section 34, the Southeast Quarter of the Southeast Quarter ($SE\frac{1}{4}SE\frac{1}{4}$) of Section 33, Township 17 North, Range 1 West; Lot one of Section 4, Township 16 North, Range 1 West Boise Meridian.

B A MOUDY AND E HINKLE: The South half of the Northeast Quarter of Section 34, Township 17 North, Range 1 West Boise Meridian.

GEORGE GOULD: The Southeast quarter of the Southwest Quarter ($SE\frac{1}{4}SW\frac{1}{4}$) the Southwest Quarter of the Southeast Quarter ($SW\frac{1}{4}SE\frac{1}{4}$) of Section 27, and the Northeast Quarter of the Northwest Quarter ($NE\frac{1}{4}NW\frac{1}{4}$) and the Northwest Quarter of the Northeast Quarter ($NW\frac{1}{4}NE\frac{1}{4}$) of Section 34, and that part of the Northeast Quarter of the Northeast Quarter ($NE\frac{1}{4}NE\frac{1}{4}$) of Section 34 and the Southeast Quarter of the Southeast Quarter ($SE\frac{1}{4}SE\frac{1}{4}$) of Section 27 lying west of the right-of-way of the P & I N Railroad track, all situated in Township 17 North, Range 1 West Boise Meridian.

FRANK HAHN: The West half of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter of Section 22; the Northwest Quarter of the Northeast Quarter and the East half of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter, and the West half of the Southwest Quarter all in Section 27; the Southeast Quarter of the Northeast Quarter, and the East half of the Southeast Quarter of Section 28; the Northeast Quarter of the Northeast Quarter of Section 33; and the Northwest Quarter of the Northwest Quarter of Section 34, all in Township 17 north, Range 1 West Boise Meridian.

ISAAC McMAHAN: The North half of the Southwest Quarter the West half of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 15, and the Southwest Quarter of the Northwest Quarter of Section 14, Township 17 North, Range 1 West Boise Meridian.

ROLLIE A McMAHAN: The Northwest Quarter of the Southwest Quarter of Section 14, Township 17 North, Range 1 West Boise Meridian.

SAMUEL B McMAHAN: The Southwest Quarter of the Northeast Quarter of Section 15 Township 17 North, Range 1 West Boise Meridian.

WILLIAM K GLENN: The Southwest Quarter of the Southwest Quarter of Section 14 and the Southeast Quarter of the Southeast Quarter of Section 15, and the East half of the Northeast Quarter of Section 22, Township 17 North, Range 1 West Boise Meridian.

the direction of the water commissioner or other officers charged by law with the execution of this decree and the waters of the said Hornet Creek Reservoir are to be distributed by the said water commissioner or other officers to the stockholders of the said Hornet Creek Water Storage Association according to their respective rights of said stockholders as the same shall appear by notice given said water commissioner for said water storage association at the commencement of each irrigation season.

It is further ordered, adjudged and decreed that the said Weiser Irrigation District may divert all of the waters flowing in said river during the low water period at the head of its canal upon delivery to the said Weiser City Water Ditch & Irrigating Company 450 inches of water, said delivery to be made at the gate or diversion point now connecting the two canals and where water has heretofore been diverted from the canal of the said Weiser Irrigation District into the canal of the said Weiser City Water Ditch and Irrigating Company.

As used in this decree the high water period shall include all that portion of the irrigation season when the river and its tributaries discharge sufficient water to supply all the allotments herein decreed on the basis of five-eighths (5/8) of an inch to the acre and the low water period shall consist of all that portion of the irrigation season when the discharge of the river and its tributaries is insufficient to supply the last named amount of water, and the foregoing allotments are made upon the basis of five-eighths (5/8) of an inch per acre, or its equivalent in irrigation heads, during the low water period, which is the maximum duty of water for said lands from said river and its tributaries, and whenever the commissioner, or other officer charged with the execution of this decree, finds the water in said river insufficient to supply the allotments as heretofore made on the basis of five-eighths (5/8) of an inch per acre, measured at the various diversion points, then and in that event the last appropriator in point of time shall be denied the use of said water.

Whenever the water flow in said river and tributaries shall be insufficient to supply the allotments as hereinbefore made, on the basis of five-eighths (5/8) of one miner's inch or its equivalent in irrigation heads, then and in that event the latest appropriator in order of time shall be denied the use of said water, and so on up the line of latest appropriators, dropping them out in chronological order, of the use of said water flow, so that the supply of water to said prior users shall be maintained in the distributing heads to five-eighths of a miner's inch per acre to the prior appropriators in the order of their priority, and the water commissioner having control of the distribution of said waters under this decree shall enforce the foregoing mentioned system and shall require measuring devices to be constructed at the various diversion points by the said appropriators so the water commissioner may be enabled to determine the measurement of the flow at such distributing points at all times.

It is further ordered, adjudged and decreed, that each of the parties hereto to whom water is allotted and decreed are hereby required to provide for the diversion of water from the said Weiser River and its tributaries in irrigating heads during the low water period, which said irrigating heads shall be the equivalent of five-eighths of a miner's inch to the acre continuous flow, and it is hereby decreed, and declared to be the duty of the water commissioner, or such other officer as is charged with the execution of this decree, to make or cause to be made necessary rules and regulations for the distribution of said water in irrigating heads during the low water period and to shut off said water supply from all ditches diverting the same whenever and wherever the parties

① IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR
THE COUNTY OF WASHINGTON.

D E C H E R .

(6-20-21)

John T Muir and Wm H Muir, Partners doing business under firm name of Muir Brothers.

Complaintiffs,

vs.

William Allison, Joseph Allison, Alex Allison, Ruhama Allison, Joseph Allison, William Allison and Alex Allison, as executors of the last will and testament of W B Allison, deceased, Albert Adams, J M Atwell, Harry Abornathy, C A Anaden, Asa Adams, Reilly Atkinson, H W Anderson, Jeff Anderson, Fred Anderson, Preston Anderson, D W Bradshaw, L T Braden, S M Burns, C G Burt, Newton Adamson, F L Adamson, J A Adamson, Jake Ader, Myra Barber, Stella Beigh, Mrs E F Barker, William Beeson, _____ Beeson, whose first name is unknown.

A L Barclay, Fannie E Barker, Nelson Buhl, Emoch Bloomstrom, O J Myers, J L Burtonshaw,
W F R Brown, G H Bliss, W F Briggs, Otto Brewer, James O Brunt, _____ Brunt and _____
Jenkins, whose first names are unknown, a partnership doing business under the firm name
and style of Brunt & Jenkins, Charles Barber, E W Beier, Thomas Book, Carrie Clayton,
T B Biggerstaff, Mrs Lydia Brauer, Irvin Cox, Andy Combs, Fanny F Carriok, Jerome B Cox,
W L Craddock, D H Clare, Riley Cox, H M Coon, Frank Courtwright, James H Crull, D F
Gaults, John Cornett, William Carson, Robert Cornett, Fred Cove, J A Carr, W H Camp, W T

~~John J. Downes, A. V. Doyle, Minta Dugger, J. D. Donart, Frank C. Downs, J. N. Davis, C. C. Dwyer, Mrs. S. E. Egan, A. Davidson, J. H. Davis, C. H. Davis, J. E. Davis, Mrs. D. S. Davis, J. D. DeWine, Chas. J. Downs, Dale Donnelly, Charles Edwards, David Edwards, E. L. Edwards~~

Ellidge, James; Evans, Thomas; Evans, W A; Ford, E H; Fuller, C O; Findies, A L; Frechafer,

JUL 24 1996

Middle Valley Ditch.

Middle Valley Irrigating Ditch Company

Allison Jewell Ditch.

Alexander Allison

Joseph Allison

Eugene Looney

Harry Coon

Smith-Janes-Martin Ditch

B. F. Janes

Marion Smith

Heirs of R H Martin

Post-Weston Ditch.

J Emmett Frost

Grace Everest

Goldie Abernathy

Fred Jewell

John A Frost

Farmers Canal.

Mark Winkler

Carrie Winkler

E Hinkle

S A Moudy and E Hinkle

George Gould

Frank Hahn Ditch.

Frank Hahn

Glenn McMahon Ditch.

Isaac McMahon

For Power

Hollie A McMahon

Samuel E McMahon

William A Glenn

Lester I McMahon

1000' July 7, 1886 67 0023

700' Nov. 1, 1887 67 0024

500' May 1, 1889 67 0025

68' July 4, 1882 67 0026

54' May 1, 1902 67 0027

100' July 4, 1882 67 0028

100' July 4, 1882 67 0029

165' July 4, 1882 67 0030

10' July 4, 1886 67 0031

7142 90' July 4, 1886 67 0032

12342 90' July 4, 1886 67 0033

125' May 6, 1884 67 0034

25' May 6, 1884 67 0035

50' Aug. 27, 1910 67 0036

50' Aug. 27, 1910 67 0037

41' March 25, 1911 67 0038

60' June 1, 1891 67 0039

19' June 1, 1891 67 0040

50' June 1, 1891 67 0041

32' Jan 1, 1900 67 0042

19' June 1, 1891 67 0043

82' June 1, 1891 67 0044

7' June 1, 1905 67 0045

33' June 1, 1902 67 0046

38' June 1, 1903 67 0047

36' June 1, 1904 67 0048

83' June 1, 1905 67 0049

10' May 31, 1884 67 0050

9' May 1, 1901 67 0051

400' July 1, 1908 67 0052

4' June 1, 1884 67 0053

22' June 1, 1884 67 0054

45' June 1, 1884 67 0055

4' May 31, 1884 67 0056

FRED M. JEWELL: The Northwest Quarter of the Southeast Quarter and the Northeast Quarter of the Southwest Quarter of Section 31, Township 15 North, Range 2 West Boise Meridian, containing 80 acres.

JOHN A. FOST: The East half of the Southeast Quarter, of Section 1, Township 14 North, Range 3 West Boise Meridian.

MARK WINKLER: The South half of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter and the Northeast Quarter of the Southwest Quarter of Section 27, Township 17 North, Range 1 West Boise Meridian.

CARRIE WINKLER: The Northeast Quarter of the Southeast Quarter of Section 27, Township 17 North, Range 1 West Boise Meridian,

R. HINKLE: The South half of the Northwest Quarter ($SE\frac{1}{4}NW\frac{1}{4}$) of Section 34, and the Southeast Quarter of the Northeast Quarter ($SE\frac{1}{4}NE\frac{1}{4}$) and the Northeast Quarter of the Southeast Quarter ($NE\frac{1}{4}SE\frac{1}{4}$) of Section 33 in Township 17 North, Range 1 West Boise Meridian, containing 160 acres, also the West half of the Southwest Quarter ($W\frac{1}{2}SW\frac{1}{4}$) of Section 34, the Southeast Quarter of the Southeast Quarter ($SE\frac{1}{4}SE\frac{1}{4}$) of Section 33, Township 17 North, Range 1 West; Lot one of Section 4, Township 16 North, Range 1 West Boise Meridian.

B. A. MOUDY AND E. HINKLE: The South half of the Northeast Quarter of Section 34, Township 17 North, Range 1 West Boise Meridian.

GEORGE GOULD: The Southeast quarter of the Southwest Quarter ($SE\frac{1}{4}SW\frac{1}{4}$) the Southwest Quarter of the Southeast Quarter ($SW\frac{1}{4}SE\frac{1}{4}$) of Section 27, and the Northeast Quarter of the Northwest Quarter ($NE\frac{1}{4}NW\frac{1}{4}$) and the Northwest Quarter of the Northeast Quarter ($NW\frac{1}{4}NE\frac{1}{4}$) of Section 34, and that part of the Northeast Quarter of the Northeast Quarter ($NE\frac{1}{4}NE\frac{1}{4}$) of Section 34 and the Southeast Quarter of the Southeast Quarter ($SE\frac{1}{4}SE\frac{1}{4}$) of Section 27 lying west of the right-of-way of the P & I N Railroad track, all situated in Township 17 North, Range 1 West Boise Meridian.

FRANK HAHN: The West half of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter of Section 22; the Northwest Quarter of the Northeast Quarter and the East half of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter, and the West half of the Southwest Quarter all in Section 27; the Southeast Quarter of the Northeast Quarter, and the East half of the Southeast Quarter of Section 28; the Northeast Quarter of the Northeast Quarter of Section 33; and the Northwest Quarter of the Northwest Quarter of Section 34, all in Township 17 north, Range 1 West Boise Meridian.

ISRAEL McMAHAN: The North half of the Southwest Quarter the West half of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 15, and the Southwest Quarter of the Northwest Quarter of Section 14, Township 17 North, Range 1 West Boise Meridian.

HOLLIE A. McMAHAN: The Northwest Quarter of the Southwest Quarter of Section 14, Township 17 North, Range 1 West Boise Meridian.

SAMUEL E. McMAHAN: The Southwest Quarter of the Northeast Quarter of Section 15 Township 17 North, Range 1 West Boise Meridian.

WILLIAM K. GLENN: The Southwest Quarter of the Southwest Quarter of Section 14 and the Southeast Quarter of the Southeast Quarter of Section 15, and the East half of the Northeast Quarter of Section 22, Township 17 North, Range 1 West Boise Meridian.

JOHN V. BLOOM

1. BLOOM BLOOM

BLOOM BLOOM BLOOM

4.1

1.1

JOHN V. BLOOM

1.1 BLOOM

GLENN McMAHON DITCH

Isaac McMahon	10
	9
for power 400	
Relie A. McMahon	4
Samuel E. McMahon	22
W. M. Glenn	45
Lester I McMahon	4

May	31, 1884
"	1, 1901
July	1, 1908

June 1, 1884

" " "

" " "

May 31, "

ROBERTSON SHAVEY DITCH

George Robertson	30 ⁵
S. D. Goshert	38
Lester I. McMahon	18
G. T. Hamill	25 ⁵
Samuel E. McMahon	1
Relie A. McMahon	22 ¹⁰
Isaac McMahon	4 ⁴
Lillian G. Spefford	45
E. R. Windes	135 ²⁰
First Bank of Council	10
J. J. Jones	8
Fruitvale Townsite Company & its Grantees	30
Phillip Walstrom	4 ⁴
C. E. Cox	2 ¹

June	1, 1884
"	" 1887

May	1, 1906
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April	1, 1901
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May	1, 1906
"	" 1916

April	1, 1901
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"	" " "
"	" " "

"	" 1905
"	" 1901

"	25, "
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May	1, 1908
"	18, 1910

"	" "
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"	25, "
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Sept	23, 1901
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May	1, 1906
"	1, 1901

Sept	23, 1901
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BOMLINSON YANTIS DITCH

Mary E. Tomlinson	50
E. W. Tomlinson	55
Sarah Yantis	40
L. A. Spira	10
Ralph Yantis	8

June 13,	1905
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"	" "
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"	" "
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"	" "
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Dec. 31,	1908
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JUL 24 1996

thus diverting the water are not applying the same to a beneficial use or are permitting the same to waste.

It is further ordered, adjudged and decreed, that all costs allotted in this case shall be a lien upon the allotments likewise acquired under this decree, and shall be paid by the said parties to whom said allotments were made and named herein within sixty days of the date of this decree; that if the said costs are not so paid by the several parties herein named or either of them, then the right to the use of said water under this decree shall be suspended until said costs are fully paid and discharged, which costs shall be paid to the Clerk of this Court within the period of said sixty days and the water commissioner or other officer in control of the distribution of the water of the Weiser River under this decree shall after said time refuse and prohibit the distribution of said water to said persons allotted the same until notified by the Clerk of said Court that the said costs have been paid by said users.

That there be allowed and credited to the Weiser Irrigation District, as costs herein allowed by the Supreme Court of the State of Idaho upon appeal in this case, as shown by the findings herein, the sum of \$863.30 which sum shall be paid by the several parties allotted water in this case as their interest appears of record herein and in proportion to the quantity of water decreed to each, at the rate hereinbefore stated, and that the sum of \$515.00 now held by the Clerk of this Court under former order of this Court, which sum was the amount paid into the hands of the Clerk of this Court by the Weiser Irrigation District at the time of the taking of the appeal herein to the Supreme Court, and which sum was so deposited for the purpose of procuring the use of the transcript of evidence on appeal, shall be re-paid to the said Weiser Irrigation District upon account and to be credited to said district on account of the costs allowed said district in this case, and the balance of the amount shall be paid to said district as collected in costs against said allotments by the Clerk of this Court.

It is further ordered, adjudged and decreed, that the defendant, Weiser Irrigation District, in addition to the allotment of five-eighths of a miner's inch per acre for the 7200 acres proven in this case to have received water for irrigation, and shall have the allowance of five-eighths of a miner's inch of flow from said river as of the date hereinbefore mentioned, for the remaining area of 8000 acres to said Weiser Irrigation District capable of irrigation, to said 800 acres; provided, however, that the said 800 acres so capable of irrigation shall be re-claimed and brought under irrigation from said canal within a period of two years from the date of this decree, proof of which reclamation shall be submitted to this Court within the period of three years of this date, showing the number of acres so reclaimed by irrigation and the means used, and the persons to whom said land belongs, so reclaimed, and the acreage so proven shall be allotted water for the said district as of May 1st, 1904.

It is further ordered that a copy of this decree, certified under his seal of office be transmitted by the Clerk of this Court to the Clerk of the district court of Adams County in which said County a portion of the real estate affected by this decree is situated.

Dated June 20th, 1921.

Ed L. Bryan,
Judge.

Filed and entered June 21, 1921.
Frank K. Smith,
Clerk District Court.

STATE OF IDAHO
County of Washington
I do hereby certify that the foregoing
is a full, true and correct copy of the
original thereof, on file in my office.
IN WITNESS WHEREOF, I have hereunto set
my hand and affixed my official seal.
this 21st day of June, 1921