

01/11/2006

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

RIGHT NUMBER: 67-183

NAME AND ADDRESS: RANDY E NOAH
2874 WARFIELD RD
CAMBRIDGE ID 83610

KATHRYN A NOAH
2874 WARFIELD RD
CAMBRIDGE ID 83610

SOURCE: PINE CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.940 CFS

PRIORITY DATE: 06/01/1879

POINT OF DIVERSION:

T14N R03W S4 NWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.940 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T14N R03W S04	SESW	11.00	T14N R03W S04	SWSE	31.00
T14N R03W S04	SESE	3.40	T14N R03W S09	NENE	31.00
T14N R03W S09	NWNE	18.00	T14N R03W S09	SENE	1.60

96 ACRES TOTAL

This right is limited to the irrigation of 75.2 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 138.4 acres in a single irrigation season. Combined Right Nos.: 67-183, 67-184, 67-191A, and 67-4458A.

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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Idaho Department of Water Resources

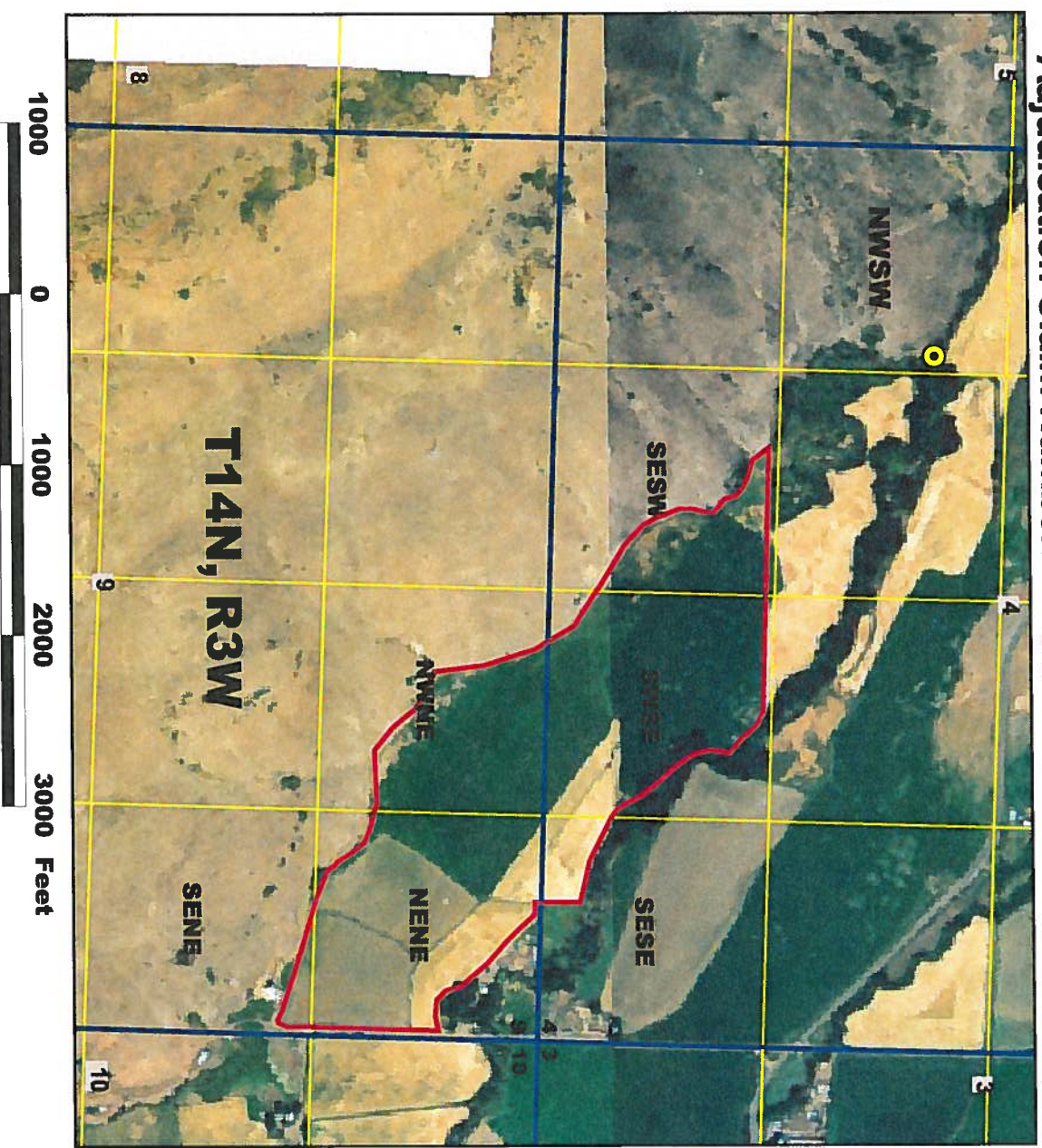
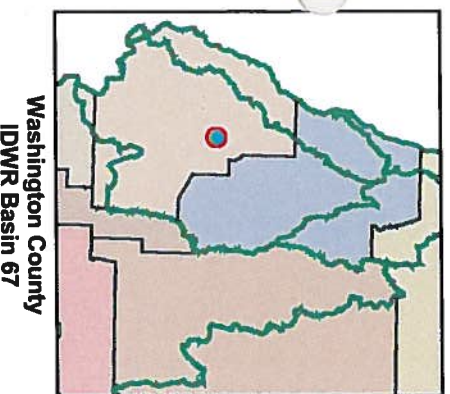


Adjudication Claim Number: **67-183 & 67-184**

T14N R03W

Legend

- Point of Diversion
- Place of Use
- B67 sections.shp
- T14n03w.shp



Prepared by C. Saxton
On Wednesday, January 11, 2006
1987 Aerial Photography

Priority Date Data Entry Form

Claim Number 67-183

Claimed Priority Date: 6/1/1879

Claimed Basis: Decreed

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 6/1/1879

Water Right Basis: Decreed

Recommended Priority Date _____ Recommended Basis _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

As Decreed

Reviewer: C. Frank

Date: 1-11-06

Point of Diversion and Source Data Entry Form

Claim Number 67-183

Claimed Point of Diversion and Source

T14N R03W S4 NWSW Within WASHINGTON County Source: PINE CREEK WEISER RIVER

T14N R03W S10 NWNW Within WASHINGTON County Source: PINE CREEK WEISER RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

Recommended Point of Diversion and Source

Source Information

Source

Pine CK

Tributary To

Weiser River

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
<u>14N</u>	<u>3W</u>	<u>4</u>		<u>NW SW</u>	<u>WA</u>	<u>Pine</u>

Other rights from this POD? 67-184 + 67-4458 A

Document how the POD and Source were verified:

meeting w/claimant 9-28-05

Reviewer:

C. HughesDate: 1-11-06

Place Of Use Data Entry Form

Claim Number 67-183

Claimed Place Of Use

T14N R03W S04	SESW	13.00	T14N R03W S04	SWSE	32.00
T14N R03W S04	SESE	6.00	T14N R03W S09	NENE	36.00
T14N R03W S09	NWNE	19.00	T14N R03W S09	SENE	2.50

Total Acres 108.5

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T14N R03W S04	SESW		T14N R03W S04	SWSE	
T14N R03W S04	SESE		T14N R03W S09	NENE	
T14N R03W S09	NWNE		T14N R03W S09	SWNE	
T14N R03W S09	SENE				

Total Acres

Recommended Place of Use

_____ See corrections to claimed POU above

Twps	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

SEE map

Reviewer: _____

Date: _____

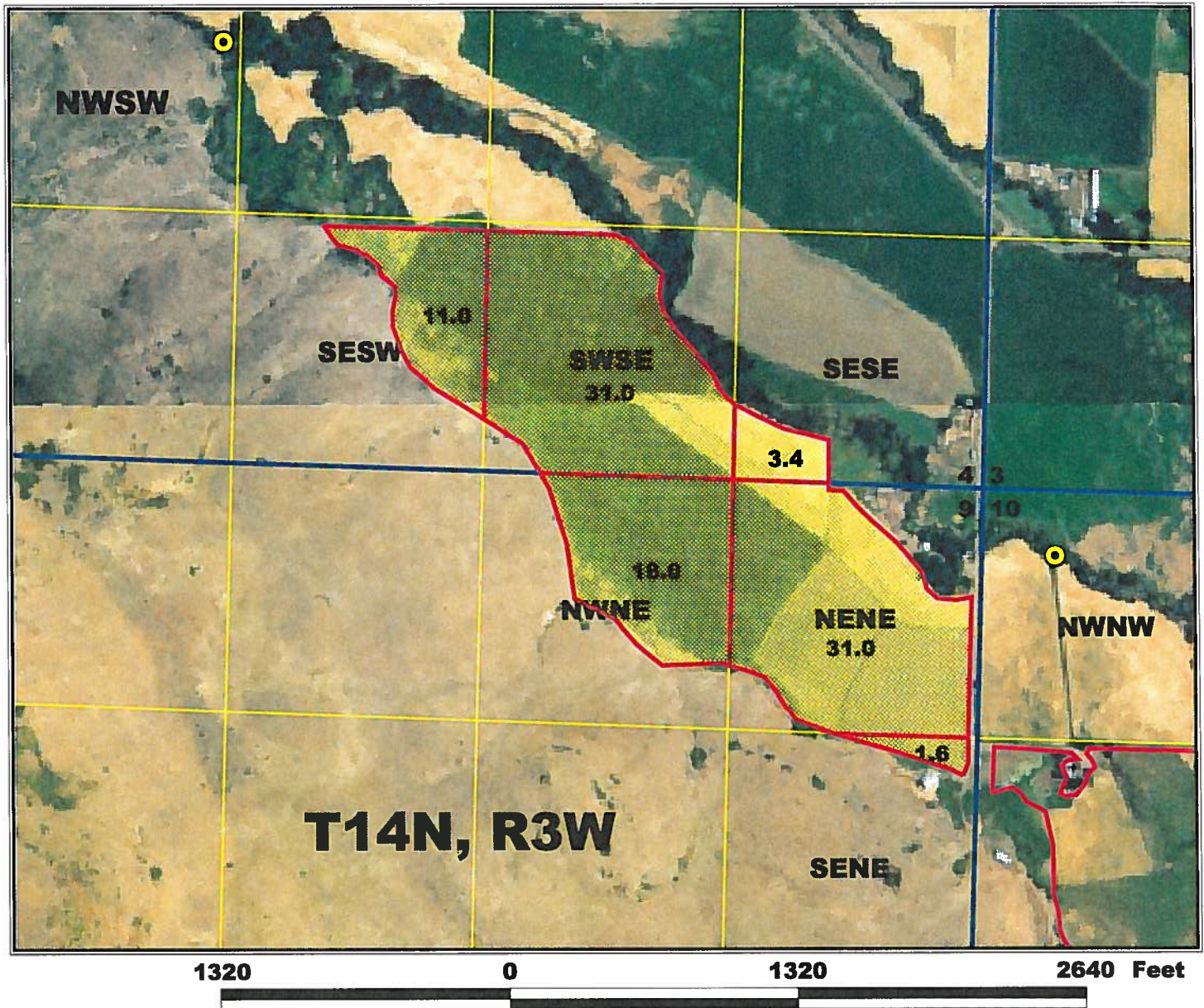
1-11-06



State of Idaho

Claim No(s): 67-183 and 67-184

Acreage Distribution Map



Point of Diversion



Preliminary Place of Use



Claimed Place of Use - N/A



Tax Lot Data - N/A

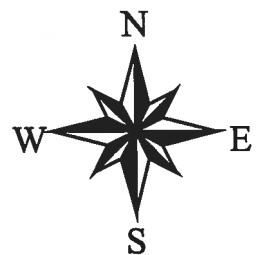


Quarter Quarter Lines



Section Lines

Total Irrigated Acres = 96.0



Prepared By: Craig L. Saxton
Date: January 2006

Purpose of Use Data Entry Form

Claim Number 67-183

Claimed Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

Recommended Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Number of Other

2.11			75.2	

Document how the Purpose of Use was verified:

Reviewer:



Date:

1-11-06

Period of Use and Quantity Data Entry Form

Claim Number 67-183

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.94	

Overall Diversion Rate 0.94 Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	/	/	0.94	

Overall Diversion Rate 0.94 Overall Diversion Volume

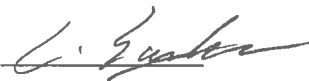
Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	10/31	0.94	

Overall Diversion Rate 0.94 Overall Diversion Volume

Document how the Period of Use and/or Diversion Rate were verified:

Reviewer:



Date:

1-11-06

9-27-05 : Acres 67-183 47' or 0.94 cfs
75.2 ac

Acres 67-184 13' or 0.26 cfs
20.8 ac

Total ac on POU = 96.0 ac

POU: 9 NE NE 14 N 3W
NW NE
SW NE
SE NE
4 SE SW
4 SW SE
4 SE SE SE (4 acres)

: Found 96 Acres = All looks Good hear

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-183

WATER RIGHT NUMBER: 67-183

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ANGUS R MC DONALD 1021 HARRISON BLVD BOISE, ID 83702

Priority Date: 06/01/1879

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
PINE CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	0.940 CFS	
	<u>Total Diversion:</u>	0.940 CFS	

Location of Point(s) of Diversion

PINE CREEK

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	03W	4												X			X		4
14N	03W	9	X	X	X	X													

Conditions of Approval:Remarks:Comments:Dates and Other Information:

Decreed Date: 6/20/1921
 Water District Number: 67
 Decree Defendant: William Allison, et al
 Decree Plaintiff: John T Muir, et al
 Judicial District: Seventh District
 Mitigation Plan: False

Walter C Keithley

Elihu G Johnson

Sarah B Keithley, administratrix of the estate
of John D Keithley
and trustee of Howard M Keithley, John Keith-
ley and Clarence F Keithley.

Pine Creek.

Angus R. McDonald

Nels Buhl

James H Phillips

O E Solmits

O B Hulet

Enoch Bloomstrom

Harold E Kinney

Nathaniel H Wells

William W Allison

Joseph C Allinson

James W Tindell

Michael Ward

E E Edwards

Fannie R Baker

Denbrae Sheep Company

William Niemeyer

Mary Marquess

E M Fuller

John D Foreyth

James M Davis

Charles A Haygood

John W Gibson

William A McKenzie

Elizabeth Webber for life

16 /

3 1/8 /

5 /

200 /

47 /

13 /

90 /

30 /

17 1/2 /

5 /

12 /

5 1/2 /

31 1/2 /

12 1/2 /

22 1/2 /

35 /

31 /

12 /

62 1/2 /

18 /

30 /

32 1/2 /

47 1/2 /

123 /

42 /

6 /

29 /

15 /

7 /

6 1/2 /

5 /

21 /

20 /

32 /

45 /

35 /

25 /

25 /

27 1/2 /

19 /

14 /

May 15, 1899 67 0179

May 15, 1899 67 0180

May 15, 1899 67 0181

May 15, 1877 67 0182

June 1, 1879 67 0183

June 1, 1905 67 0184

May 1, 1880 67 0185

June 1, 1884 67 0186 8045

June 5, 1884 67 0187

May 1, 1884 67 0188

May 1, 1904 67 0189

May 1, 1912 67 0190

June 1, 1886 67 0191

May 1, 1886 67 0192

May 1, 1889 67 0193

Aug 15, 1888 67 0194

Aug 15, 1888 67 0195

June 26, 1888 67 0196

May 6, 1899 67 0197

June 26, 1888 67 0198

May 1, 1906 67 0199

May 1, 1890 67 0200

June 3, 1890 67 0201

May 1, 1891 67 0202

May 1, 1891 67 0203

May 1, 1891 67 0204

May 1, 1900 67 0205

June 1, 1891 67 0206

May 1, 1892 67 0207

May 1, 1897 67 0208

May 1, 1892 67 0209

May 1, 1892 67 0210

May 1, 1893 67 0211

May 1, 1900 67 0212

May 1, 1900 67 0213

May 1, 1900 67 0214

May 1, 1900 67 0215

May 1, 1902 67 0216

May 1, 1900 67 0217

May 1, 1900 67 0218

May 1, 1901 67 0219

JUL 24 1899

ELIHU G JOHNSON: Lot 1, and the South half of the Northeast Quarter, Section 1, Township 13 North, Range 4 West Boise Meridian.

SARAH S KEITHLEY, ADMINISTRATRIX OF THE ESTATE OF JOHN D KEITHLEY, AND TRUSTEES OF HOWARD E KEITHLEY, JOHN KEITHLEY AND CLARENCE F KEITHLEY: The West half of the Southeast Quarter, and the East half of the Southwest Quarter, Section 35, the West half of the Northeast Quarter, and the East half of the Northwest Quarter, Section 36, the Northeast Quarter of the Northeast Quarter Section 36, the East half of the Northeast quarter, the Northeast Quarter of the Southeast Quarter Section 35, and the West half of the Northwest Quarter and the North half of the Southwest Quarter Section 36, Township 14 North, Range 4 West Boise Meridian.

ANGUS R McDONALD: The Northeast Quarter of Section 9, the Southeast Quarter of the Southwest Quarter, and the Southwest Quarter of the Southeast Quarter of Section 4, Township 14 North, Range 3 West Boise Meridian, and 4 acres in the Southeast corner of the Southeast Quarter of the Southeast Quarter of Section 4, Township 14 North, Range 3 West Boise Meridian.

NELB IRWIN: The South half of the Southwest Quarter of Section 3, the North half of the Northwest Quarter Section 10; The East half of the Southeast Quarter of Section 4, the Northwest Quarter of the Southeast Quarter and the Northeast Quarter of the Southwest Quarter Section 4, excepting a tract of land in the Southwest corner of the Southeast Quarter of the Southeast Quarter of said Section 10, described as follows, to-wit:

Beginning at a point 1321.8 feet west of the Southeast corner of Section 4, Township 14 North, Range 3 West Boise Meridian and running thence North 435 feet on the true line between the East and West halves of the Southeast Quarter of said Section 4; thence in an easterly direction at an angle of $69^{\circ} 25'$, a distance of 534 feet; thence in a Northerly direction at an angle of $11^{\circ} 42'$ a distance of 262 feet to the section line on the South side of Section 4; thence West along said section line a distance of 500 feet to the place of beginning containing an area of 4 acres.

Also including in said defendants holdings the following described lands in the Northeast corner of the Southwest Quarter of the Southwest Quarter of Section 4, Township 14 North, Range 3 West Boise Meridian, described as follows, to-wit:

Beginning at the center of the Southeast quarter of Section 4, Township 14 North, Range 3 West, and running thence West on the true line between the North and South halves of said Southeast Quarter of Section 4, a distance of 274 feet; thence in a Southwesterly direction at an angle of $10^{\circ} 25'$, a distance of 432 feet; thence in a southeasterly direction on an angle of $10^{\circ} 30'$ a distance of 426 feet to the true line between the East and West halves of said Southeast Quarter of Section 4; thence North on said true line a distance of 604 feet to the place of beginning, containing an area of 4 acres more or less.

JAMES H PHILLIPS: The Southeast Quarter of the Northeast Quarter of Section 5, and the South half of the Northwest Quarter, and the Northwest Quarter of the Southwest Quarter of Section 4, Township 14 North, Range 3 West Boise Meridian.

C E SCHMITZ: The South half of the Southwest Quarter Section 32, Township 15 North, Range 3 West, and Lots 2 and 3, Section 5, Township 14 North, Range 3 West Boise Meridian.

O S IRVING: The North half of the Southwest Quarter of Section 10, Township 14 North, Range 3 West Boise Meridian, excepting a small tract conveyed to other parties.

JUL 24 1996

PINE CREEK (CON.)

Augusta Kinney	12½	May 1, 1912
Nathaniel H. Wells	31	Aug 15, 1888
William Niemeyer	(7	May 1, 1892
James W. Tindell	(6½	" " 1897
Mary Marquess	32½	" " 1890
	5	" " 1892
	21	" " 1893
	20	
Michael Ward	47½	June 3, 1890
Thomas Ray	6½	May 1, 1902
James H. Phillips	17½	June 5, 1884
C. E. Schmits	5½	May 1, 1912
	5	" " 1884
	12	" " 1904
Angus R. McDonald	47	June 1, 1879
	13	" " 1905
Nels Buhl	90	May 1, 1880
	30	June 1, 1884

GOODRICH R CREEK.

J. P. Ogilvie	10	May 1, 1892
Ashton Roby	4	" " 1911

COW CREEK

American Falls Development Co. sub. for		
W. H. Philbrick and R.B. Greenwood	47	June 1, 1886

JUL 24 1996