

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 45-13766
Date Received: 4/30/2004
Receipt No:
Received By:

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

1. Name of Claimant(s)

NEIL J ADAMS Phone: (208)678-2059
CATHERINE F ADAMS
332 E 1100 S
BURLEY ID USA 83318

2. Date of Priority: 01/01/1969

3. Source: UNNAMED STREAM, LITTLE ROCKY CREEK, ROBINSON CREEK, BIG ROCKY CREEK,
WHITE CREEK, SMITH CREEK, Trib. to: SINKS, SMITH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
12S	23E	24	NW	SW	NW	CASSIA	R
12S	23E	13	NW	NW	SE	CASSIA	I
12S	23E	24	SE	SW	NW	CASSIA	I
12S	23E	24	NE	NW	SW	CASSIA	I
12S	23E	24	SW	SW	SE	CASSIA	I
12S	23E	13	NW	SE	NW	CASSIA	R
12S	24E	18	SE	SW	NE	CASSIA	
12S	23E	25	NW	NE	SE	CASSIA	
12S	23E	24	SE	NW	SW	CASSIA	
12S	23E	24	SW	SE	NE	CASSIA	
12S	24E	19	SE	SW	NW	2 CASSIA	
12S	23E	13	NW	SE	NW	CASSIA	
12S	23E	24	NW	SW	NW	CASSIA	
12S	23E	13	NW	NE	SE	CASSIA	
12S	24E	18	NE	NE	SW	CASSIA	I

5. Description of diverting works:

Uses two systems one is multiple interconnected streams supplying water to a 10 inch pipeline and the other is a ditch system from Big Rocky Creek and associated tributaries diverting water into the reservoir.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/11	5.22	
IRRIGATION STORAGE	01/01	12/31		12.6
IRRIGATION FROM STORAGE	03/01	11/11		12.6
STOCKWATER	01/01	12/31	0.07	
DIVERSION TO STORAGE	01/01	12/31	5.22	

7. Total Quantity Appropriated is:
5.22 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	23E	11	NE	SW		IRRIGATION	31
			NW	SW		IRRIGATION	32
			NW	SE		IRRIGATION	5.1
						Section Acres	68.1
						Total Acres	68.1

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:

14. Remarks:

The base claim was split to separately identify the irrigation only ground from the irrigation and irrigation from storage place of use.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 45-10558

15. Basis of Claim: Beneficial use

04/30/2004

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

RIGHT NUMBER: 45-13766

NAME AND ADDRESS: NEIL J ADAMS
CATHERINE F ADAMS
332 E 1100 S
BURLEY ID 83318

VERIFIED BY KKC

SOURCE: BIG ROCKY CREEK
LITTLE ROCKY CREEK
ROBINSON CREEK
SMITH CREEK
UNNAMED STREAM
WHITE CREEK

TRIBUTARY: SINKS
TRIBUTARY: SMITH CREEK
TRIBUTARY: SINKS
TRIBUTARY: SINKS
TRIBUTARY: SINKS
TRIBUTARY: SINKS

QUANTITY: 5.220 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 2.68 CFS. COMBINED RIGHT NOS. 45-4228 and
45-13766

PRIORITY DATE: 03/15/1970

POINT OF DIVERSION:

T12S R23E S13 NWSNW Rediversion Within CASSIA County
T12S R23E S13 NWSNW Within CASSIA County
T12S R23E S13 NWNSE Within CASSIA County
T12S R23E S13 NWNSE Injection Within CASSIA County
T12S R23E S24 SWSNE Within CASSIA County
T12S R23E S24 NWSNW Within CASSIA County
T12S R23E S24 NWSNW Rediversion Within CASSIA County
T12S R23E S24 SESWN Injection Within CASSIA County
T12S R23E S24 NENSW Injection Within CASSIA County
T12S R23E S24 SENSW Within CASSIA County
T12S R23E S24 SWSWSE Injection Within CASSIA County
T12S R23E S25 NWNSE Within CASSIA County
T12S R24E S18 SESWNE Within CASSIA County
T12S R24E S18 NENSW Injection Within CASSIA County
T12S R24E S19 SESWNW Lot 2 Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DIVERSION TO STORAGE	01/01 12/31	2.680 CFS
STOCKWATER	01/01 12/31	0.070 CFS
IRRIGATION FROM STORAGE	03/15 11/15	12.60 AFY
IRRIGATION	03/15 11/15	2.680 CFS
IRRIGATION STORAGE	01/01 12/31	12.60 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R23E S11	NESW	35.0	T12S R23E S11	NWSW	34.0
T12S R23E S11	SWSW	9.5	T12S R23E S11	SESW	21.0
T12S R23E S11	NWSE	8.3	T12S R23E S11	SWSE	26.0

STOCKWATER same as IRRIGATION
IRRIGATION FROM STORAGE same as IRRIGATION

133.8 ACRES TOTAL

04/30/2004

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

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 382 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 45-2097, 45-4228, 45-10564, and 45-13766.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 133.8 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 45-4228 and 45-13766.

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: Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

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DEPT INTERNET WEB SITE: www/idwr.state.id.us

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 30, 2004

NEIL ADAMS
332 E 1100 S
BURLEY ID 83318

RE: SNAKE RIVER BASIN ADJUDICATION CLAIMS 45-2097, 45-4228, 45-10564, and 45-10558 now recommended as 45-13765 and 45-13766

Dear Neil

First, I split the right for the ground north of the reservoir into two parts. 45-13765 represents the ground to the northeast that is irrigated by the pipeline only. 45-13766 represents the ground to the northwest that is irrigated by the pipeline and/or the 1970 storage water.

I have basically recognized two major delivery systems. The first is the White Creek, Big Rocky Creek system that feeds the ditch going to the reservoir. The second system is the pipeline system. This system includes but is not limited to Robinson Creek, Smith Creek, and Little Rocky Creek. This same system is recognized for the ground covered by 45-2097 and 45-10564 (which excludes the pipeline point of diversion).

Please carefully review my recommendations to make sure that I have reasonably captured your irrigation practices. I realize that I could have added additional information such as overlapping injections points and re-diversion points but I felt that it would have made the recommendations harder to understand. I have recommended each right at one inch per recognized acre which is less than what was claimed but in general each right can be added to the other for a larger overall diversion rate for the system as a whole.

Please give me a call if you have any questions or comments.

Sincerely

Kelly K Christensen
Sr Water Resource Agent
E-mail address: kchriste@idwr.state.id.us

Enclosures