

11/14/2006

NOTICE OF ERROR
REPLY

RECEIVED

DEC 08 2006

DEPARTMENT OF
WATER RESOURCES

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: December 8, 2006

Water right number: 67-278

ROBIN L THORSEN

~~PO BOX 245~~ 2982 Cutler Rd.

CAMBRIDGE ID 83610

Telephone Number: (208)257-2541 3541

ETHEL J PEARSON

2982 CUTLER RD

CAMBRIDGE ID 83610-5166

Telephone Number: (208)257-3541

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: 12-6-06

SIGNATURE:

Ethel J. Pearson

Please print your name:

Ethel J. Pearson

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

DEC 11 2006

06/07/2006

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

RIGHT NUMBER: 67-278

NAME AND ADDRESS: ROBIN L THORSEN
PO BOX 205
CAMBRIDGE ID 83610

ETHEL J PEARSON
2982 CUTLER RD
CAMBRIDGE ID 83610-5166

SOURCE: RUSH CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.320 CFS

This right when combined with other rights from the same point(s) of diversion is limited to a total combined diversion rate of 2.38 cfs.

PRIORITY DATE: 05/01/1890

POINT OF DIVERSION:

T15N R03W S34 SWSW 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	0.320 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T14N R03W S02	SWNE	38.00	T14N R03W S02	SENE	24.00
T14N R03W S02	SWNW	15.00	T14N R03W S02	SENW	39.00
T14N R03W S02	NESW	22.00	T14N R03W S02	NWSE	6.00

144 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 144.0 acres in a single irrigation season. Combined Right Nos.: 67-2060A, 67-278, 67-4052D, and 67-12338.

This right is limited to the irrigation of 25.6 acres within the place of use described above in a single irrigation season.

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.



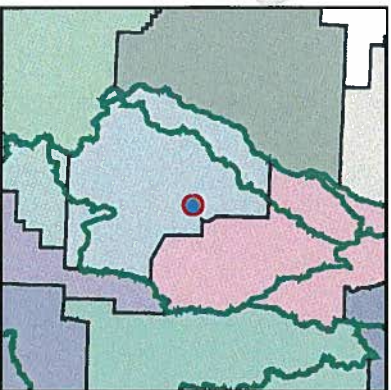
Idaho Department of Water Resources

SRBA Recommendation:

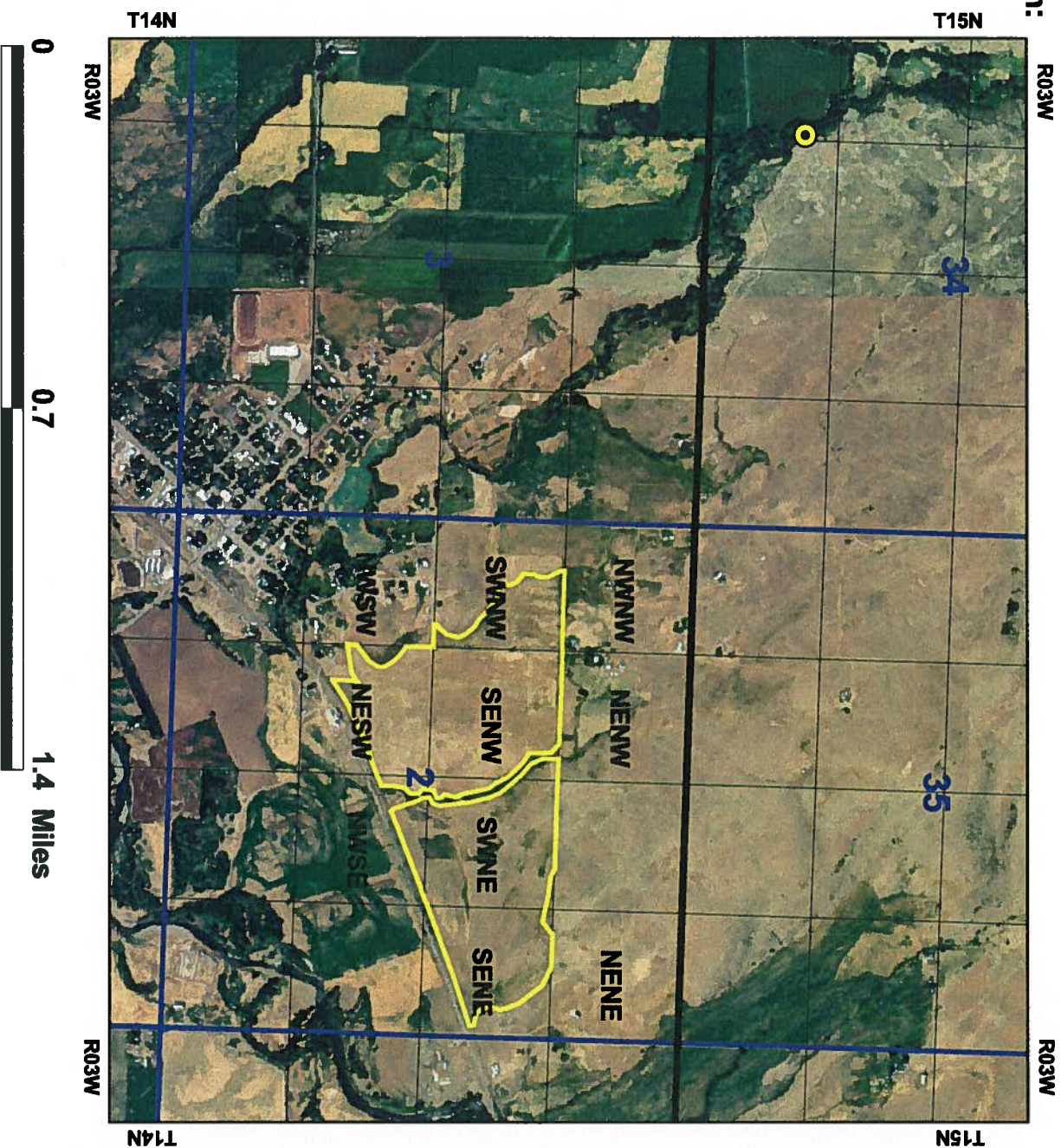
67-278

Legend

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

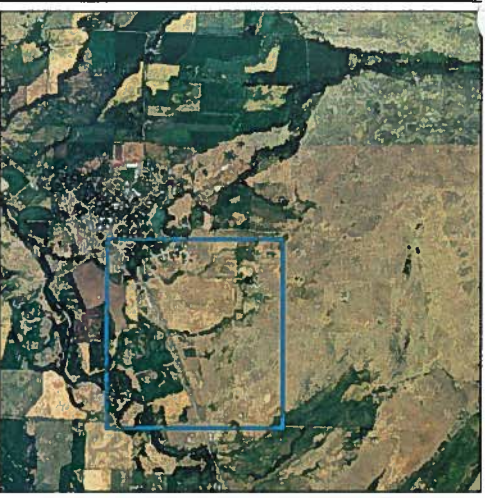


Washington County
IDWR Basin 67



Prepared by C. Saxton
On Wednesday, June 7, 2006
1987/88 Aerial Photography

67-278



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-278 V1

WATER RIGHT NUMBER: 67-278 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	EVA BARBER
	, ID
Current Owner	ROBIN L THORSEN PO BOX 205 CAMBRIDGE, ID 83610 (208)257-2541
Current Owner	ETHEL J PEARSON 2982 CUTLER RD CAMBRIDGE, ID 83610-5166 (208)257-3541
Original Owner	VIVIAN DEXTER SMITH CAMBRIDGE, ID 83610

Priority Date: 05/01/1890

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.320 CFS	
	<u>Total Diversion:</u>	0.320 CFS	

Location of Point(s) of Diversion

RUSH CREEK	SW1/4SW1/4	Sec. 34, Twp 15N, Rge 03W, B.M.
WASHINGTON County		

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	2			38.0	24.0			15.0	39.0	22.0						6.0		144.0

Total Acres: 144

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. E56 The rights listed below are limited to the irrigation of a combined total of 144.0 acres in a single irrigation season. Combined Right Nos.: 67-2060A, 67-278, 67-4052D, and 67-12338.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-278 V1

3. C18 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.
4. 178 This right when combined with other rights from the same point(s) of diversion is limited to a total combined diversion rate of 2.38 cfs.

Remarks:Comments:

1. awarntje 6/18/2004 POU
Comment: POU claimed is different than decree

2. csaxton 6/7/2006 POD
Comment: POD not defined in Decree and TR 696 does not define POD, it rather just states that TR 696 does not change it.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number: 67
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	6/18/2004 11:08:34 AM	awarntje			Active
Source	6/18/2004 11:08:52 AM	awarntje			Active
POU	6/18/2004 11:20:02 AM	awarntje			Active
POU	6/18/2004 11:20:09 AM	awarntje			Active
Use	6/18/2004 11:20:44 AM	awarntje			Active
Season	6/18/2004 11:21:18 AM	awarntje			Active
Quantity	6/18/2004 11:22:24 AM	awarntje			Active
Contacts	6/7/2006 9:09:22 AM	csaxton			Active
Priority Date	6/7/2006 9:10:08 AM	csaxton			Active
POD	6/7/2006 9:14:17 AM	csaxton			Active
Source	6/7/2006 9:15:14 AM	csaxton			Active

Point of Diversion and Source Data Entry Form

Claim Number 67-4052E

Claimed Point of Diversion and Source

T15N R03W S34 SESW Within WASHINGTON County Source: RUSH 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

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? _____

Document how the POD and Source were verified:

A0014016 - FE conducted by Roger Meyer 11-11-05
Ridenow Ditch off of Rush Creek

Reviewer: MVBDate: 5-24-06

Period of Use and Quantity Data Entry Form

Claim Number 67-4052E

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	03/15	11/15	0.28	

Overall Diversion Rate 0.28

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

Overall Diversion Rate

Overall Diversion Volume

Recommended Period of Use and Diversion Rate

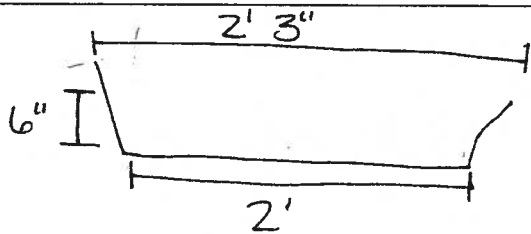
Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

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

Recommend IDWR standard season of use



Ridenours
Weir

6" to high water mark

Reviewer: MVBDate: 5-24-06

Table 10.—Discharge of standard Cipolletti weirs in second-feet.
Values below and to the left of heavy lines determined experimentally; others computed from the formula $Q=3.367LH^{3/2}$.
(See sec. 19.)—Continued

Head H , feet	Length of weir, L , feet					
	1.0		1.5		2.0	
	Head H , feet	Length of weir, L , feet	Head H , feet	Length of weir, L , feet	Head H , feet	Length of weir, L , feet
0.36	0.727	1.09	1.45	2.18	2.91	3.64
.37	.756	1.14	1.52	2.27	3.03	3.79
.38	.789	1.18	1.58	2.37	3.16	3.94
.39	.820	1.23	1.64	2.46	3.29	4.10
.40	.852	1.28	1.70	2.56	3.41	4.26
.41	.884	1.33	1.77	2.65	3.54	4.42
.42	.916	1.38	1.83	2.75	3.66	4.58
.43	.949	1.42	1.90	2.85	3.80	4.75
.44	.983	1.47	1.96	2.95	3.93	4.91
.45	1.02	1.52	2.03	3.05	4.06	5.08
.46	1.05	1.56	2.10	3.15	4.20	5.25
.47	1.08	1.63	2.17	3.25	4.34	5.42
.48	1.12	1.68	2.24	3.36	4.48	5.60
.49	1.16	1.73	2.31	3.46	4.62	5.77
.50	1.20	1.78	2.38	3.57	4.76	5.95
.51	1.24	1.84	2.45	3.67	4.90	6.13
.52	1.28	1.89	2.52	3.77	5.04	6.31
.53	1.32	1.95	2.60	3.87	5.18	6.49
.54	1.36	2.00	2.67	3.97	5.32	6.67
.55	1.40	2.06	2.75	4.07	5.46	6.85
.56	1.44	2.12	2.82	4.17	5.60	7.03
.57	1.48	2.17	2.90	4.27	5.74	7.21
.58	1.52	2.23	2.97	4.37	5.88	7.39
.59	1.56	2.29	3.05	4.47	6.02	7.57
.60	1.60	2.35	3.13	4.57	6.16	7.75
.61	1.64	2.41	3.21	4.67	6.30	7.93
.62	1.68	2.46	3.29	4.77	6.44	8.11
.63	1.72	2.52	3.37	4.87	6.58	8.29
.64	1.76	2.59	3.45	4.97	6.72	8.47
.65	1.80	2.65	3.53	5.07	6.86	8.65
.66	1.84	2.71	3.61	5.17	7.00	8.83
.67	1.88	2.77	3.69	5.27	7.14	9.01
.68	1.92	2.83	3.77	5.37	7.28	9.19
.69	1.96	2.89	3.85	5.47	7.42	9.37
.70	2.00	2.96	3.93	5.57	7.56	9.55

Table 10.—Discharge of standard Cipolletti weirs in second-feet.
Values below and to the left of heavy lines determined experimentally; others computed from the formula $Q=3.367LH^{3/2}$.
(See sec. 19.)—Continued

Head H , feet	Length of weir, L , feet			Head H , feet	Length of weir, L , feet		
	3.0		4.0		3.0		4.0
	Head H , feet	Length of weir, L , feet	Head H , feet	Length of weir, L , feet	Head H , feet	Length of weir, L , feet	Head H , feet
0.51	3.68	4.90	6.13	0.91	8.77	11.7	14.6
.52	3.79	5.05	6.31	.92	8.91	11.9	14.9
.53	3.90	5.20	6.50	.93	9.06	12.1	15.1
.54	4.01	5.34	6.68	.94	9.20	12.3	15.3
.55	4.12	5.49	6.87	.95	9.35	12.5	15.6
.56	4.23	5.64	7.05	.96	9.50	12.7	15.8
.57	4.35	5.80	7.24	.97	9.65	12.9	16.1
.58	4.46	5.95	7.44	.98	9.80	13.1	16.3
.59	4.58	6.10	7.63	.99	9.95	13.3	16.6
.60	4.69	6.26	7.82	1.00	10.1	13.5	16.8
.61	4.81	6.42	8.02	1.01	10.5	13.7	17.1
.62	4.93	6.57	8.22	1.02	10.6	13.9	17.3
.63	5.05	6.73	8.42	1.03	10.8	14.1	17.6
.64	5.17	6.90	8.62	1.04	10.9	14.3	17.9
.65	5.29	7.06	8.82	1.05	11.1	14.5	18.1
.66	5.42	7.22	9.03	1.06	11.3	14.7	18.4
.67	5.54	7.38	9.23	1.07	11.4	14.9	18.6
.68	5.66	7.55	9.44	1.08	11.6	15.1	18.9
.69	5.79	7.72	9.65	1.09	11.7	15.3	19.2
.70	5.92	7.89	9.86	1.10	11.9	15.5	19.4
.71	6.04	8.06	10.1	1.11	12.1	15.8	19.7
.72	6.17	8.23	10.3	1.12	12.2	16.0	20.0
.73	6.30	8.40	10.5	1.13	12.4	16.2	20.2
.74	6.43	8.57	10.7	1.14	12.5	16.4	20.5
.75	6.56	8.75	10.9	1.15	12.7	16.6	20.8
.76	6.69	8.92	11.2	1.16	12.9	16.8	21.0
.77	6.82	9.10	11.4	1.17	13.0	17.0	21.3
.78	6.96	9.28	11.6	1.18	13.2	17.3	21.6
.79	7.09	9.46	11.8	1.19	13.4	17.5	21.9
.80	7.23	9.64	12.0	1.20	13.6	17.7	22.1
.81	7.36	9.82	12.3	1.21	13.7	17.9	22.4
.82	7.50	10.0	12.5	1.22	13.9	18.1	22.7
.83	7.64	10.2	12.7	1.23	14.1	18.4	23.0
.84	7.78	10.4	13.0	1.24	14.3	18.6	23.3
.85	7.92	10.6	13.2	1.25	14.4	18.8	23.6
.86	8.06	10.7	13.4	1.26	14.6	19.0	23.8
.87	8.20	10.9	13.7	1.27	14.8	19.3	24.1
.88	8.34	11.1	13.9	1.28	15.0	19.5	24.4
.89	8.48	11.3	14.1	1.29	15.2	19.7	24.7
.90	8.62	11.5	14.4	1.30	15.4	20.0	25.0

no lateral contraction of water passing through the weir is possible.

Conditions for accuracy of measurement for this type of weir are identical with those of the contracted rectangular weir, except those relating to side contraction. In the suppressed weir the sides of the approach channel should be coincident with the sides of the weir, and should extend downstream beyond the crest to prevent lateral expansion of the nappe. A suppressed weir in a flume drop is illustrated in figure 5.

Special care must be taken with suppressed weirs to secure proper aeration beneath the overflowing sheet at the crest. This is usually accomplished by placing vents on both sides of the weir box under the nappe (fig. 3).

(c) *Standard Cipolletti (Trapezoidal) Weir*.—A standard Cipolletti weir is trapezoidal in shape (fig. 6). Its crest and sides, which are of thin plate, are placed far enough from the bottom and sides of the approach channel so that full contraction of the nappe occurs. The sides incline outwardly at a slope of 1 horizontal to 4 vertical.

The Cipolletti weir is a contracted weir, and should be installed accordingly. However, its discharge occurs essentially as though its end contractions were suppressed because the contractions are compensated by making the sides of the weir slope outward.

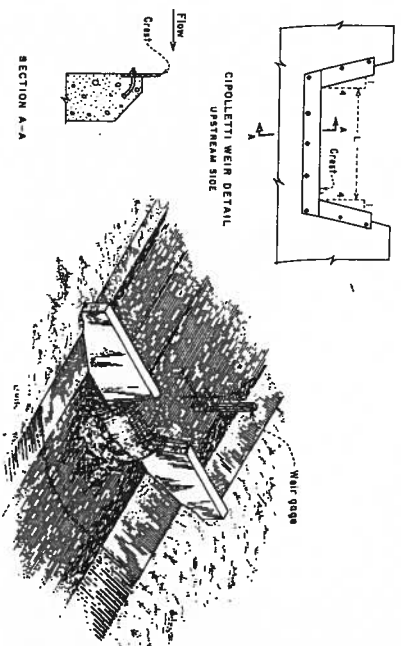


Figure 6.—Cipolletti weir in a permanent bulkhead discharging under free-flow conditions. 103-D-859.

All conditions for accuracy stated for the standard contracted rectangular weir apply to the Cipolletti weir. The height of the weir crest above the bottom of the approach channel should be at least twice the head over the crest, and the distances from the sides of the notch to the sides of the channel should also be at least twice the head. The weir should not be used for heads less than about 0.2 foot, nor for heads greater than one-third the crest length. A Cipolletti weir is illustrated in figure 7.

(d) *Standard 90° V-Notch Weir*.—The triangular or V-notch thin-plate weir is an accurate flow measuring device particularly suited for small flows. The V-notch usually used by the Bureau is the 90° V-notch shown in figure 2.

The crest of the standard 90° V-notch weir consists of a thin plate, the sides of the notch being inclined 45° from the vertical. This weir operates as a contracted weir and all conditions for accuracy stated for the standard contracted rectangular weir apply. The minimum distances of the sides of the weir from the channel banks should be at least twice the head on the weir, and should be measured from the intersection points of the maximum water surface with the edges of the

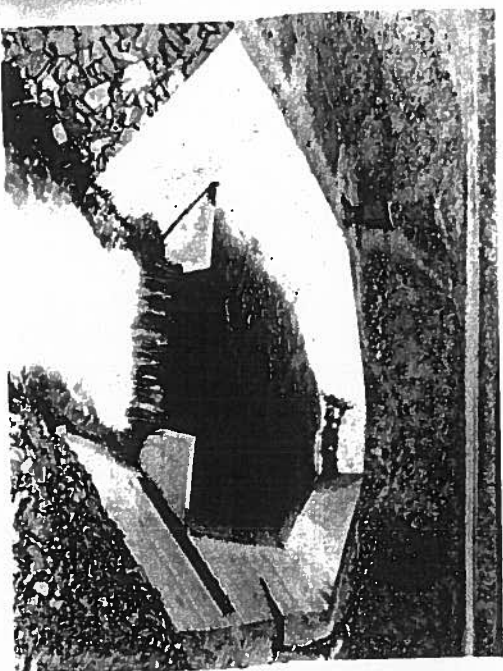
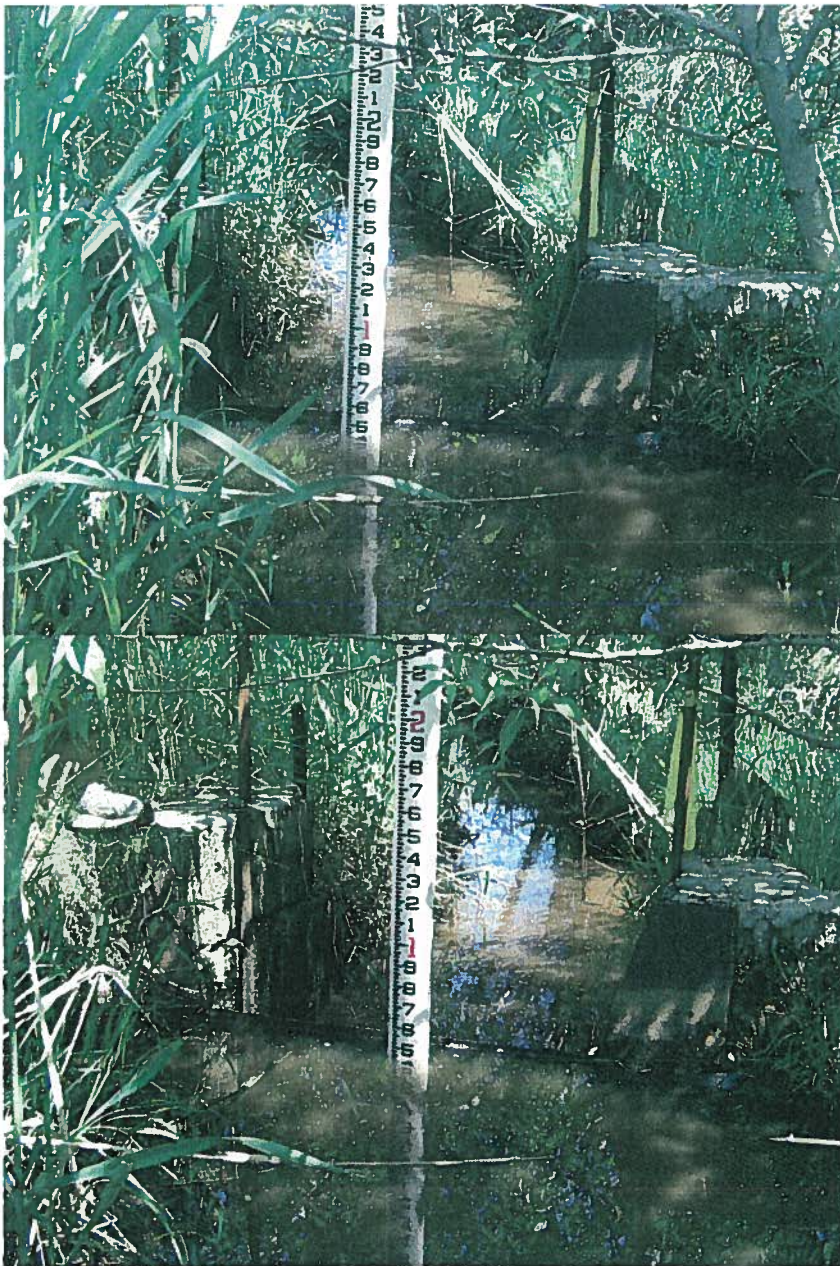


Figure 7.—Cipolletti weir with a well-type head-measuring station. PX-D-53011.



Above photos are taken of Ridenour Weir from just upstream. Rod instream is for scale. Actual measurements are in file 67-4052D.



Photo of Ridenour weir from just downstream. POD off Rush Creek is about 100 yards upstream of this point.

Claim

<u>Basin Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Acres</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Source Table</u>
67	260 A	Decreed	Active	1890-04-30	0.02		RUSH CREEK	IRRIGATION	PEARSON, E	Claim
67	265 B	Decreed	Active	1883-08-23	0.25		RUSH CREEK	IRRIGATION	PEARSON, E	Claim
67	278	Decreed	Active	1890-05-01	0.32		RUSH CREEK	IRRIGATION	PEARSON, E	Claim
67	280 A	Decreed	Active	1890-04-30	0.07		RUSH CREEK	IRRIGATION	PEARSON, E	Claim
67	289 C	Decreed	Active	1895-05-01	0.09		RUSH CREEK	IRRIGATION	PEARSON, E	Claim
67	457	Decreed	Active	1885-06-01	0.3		LITTLE WEISE	IRRIGATION	PEARSON, E	Claim
67	458 B	Decreed	Active	1894-06-01	0.12		LITTLE WEISE	IRRIGATION	PEARSON, E	Claim
67	2242	License	Active	5/3/1954	0.1		GROUND WA	DOMESTIC, IRRIGATION	PEARSON, E	Claim
67	4052 D	B-use	Active	6/1/1924	2.88		RUSH CREEK	IRRIGATION, ST	PEARSON, E	Claim
67	4052 E	Decreed	Active	6/1/1924	0.28		RUSH CREEK	IRRIGATION	PEARSON, E	Claim
67	4273	Statutory C	Active	5/1/1968	0.14		WASTE WATE	IRRIGATION	PEARSON, E	Claim
67	4276	Statutory C	Active	5/1/1949	0.6		LITTLE WEISE	IRRIGATION	PEARSON, E	Claim
67	12338	Decreed	Active	1883-08-23	0.67		RUSH CREEK	IRRIGATION	PEARSON, E	Claim

Recommendation

<u>Basin Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Acres</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Source Table</u>
67	260 A	Decreed		1890-04-30	0.02	1.6	RUSH CREEK	IRRIGATION	PEARSON, E	Recommendation
67	278	Decreed		1890-05-01	0.32	25.6	RUSH CREEK	IRRIGATION	PEARSON, E	Recommendation
67	12338	Decreed		1883-08-23	0.67	53.6	RUSH CREEK	IRRIGATION	PEARSON, E	Recommendation
						1.01	80.8			
67	4052 D	B-use		6/1/1924	1.87	144	RUSH CREEK	IRRIGATION, ST	PEARSON, E	Recommendation
						2.88	144			
67	265 B	Decreed		1883-08-23	0.25	15	RUSH CREEK	IRRIGATION	PEARSON, E	Recommendation
67	2242	License		5/3/1954	0.1	5	GROUND WA	DOMESTIC, IRRIGATION	PEARSON, E	Recommendation
						0.3	15			
67	280 A	Decreed		1890-04-30	0.05	4	RUSH CREEK	IRRIGATION	PEARSON, E	Recommendation
67	289 C	Decreed	Active	1895-05-01	0.09	7.2	RUSH CREEK	IRRIGATION	PEARSON, E	Recommendation
67	4052 E	B-use		6/1/1924	0.15	12	RUSH CREEK	IRRIGATION	PEARSON, E	Recommendation
						0.24	12			

3-10-06: POU described in TR 696 is:

NESENW + $5\frac{1}{2}$ SENW S. 2

: faults w/in claimed POU



Water Master



INDIAN VALLEY WATER DISTRICT 67A

Roger Meyer
3035 Cemetery Rd.
Cambridge, Idaho 83610
Phone (208) 257-3418
Cell (208) 741-0859
E-mail rjmeyer@ctcweb.net

November 15, 2005

This Attachment Covers the following Water Right numbers 260A, 265B, 278, 2242, 4052D, 12338 and these are all a part of 12338, 247, 253, 267, 268, 269, 270, and 271. All of these water rights come from the same source, Rush Creek. The Diversion Point is # A0014016 which is the Ridenour Ditch and the other is an Artesian Well #A0016800 that dump into a pond about 200 feet due east of the Artesian well. It has a pump house with a 3 HP pump that runs 14 sprinklers that irrigates part of the 5 acres and the 20 acre section that is above the pond which is a total of 25 acres that can't be flood irrigated.

Now for the rest of the story.

Why are all of these water rights grouped together? One person created this mess Robert Bumgardner. The Ridenour at one time split before it reached the Zundels and came in below the Zundels and around the side of the hill above the Zundels. The Ditch below the Zundels irrigated everything on the west side of Cemetery Rd and crossed the road to the lower section of the Thorsen-Pearson property. This ditch irrigated the Zundels, the Wilsons, _____ (Who's last name I don't know), then comes the Filers, and the Chandlers. Only the Zundels and the Chandlers have water rights today. That ditch was done away with. When Ethel Pearson turned Bumgardner in for doing away with her ditch. At that time Robert owned all of the above property. She was asked if she could get water through the upper ditch. When she said yes but she wouldn't be able to get water to the lower section she was told to just extend her ditches and do the best she could. Robert got away with it again, he didn't have to replace her ditches.

The Water for all the Thorsen-Pearson water rights come around the Ridenour ditch and crosses the road at the old Warren place and irrigates his field. It then passed his place and splits and runs over the hill to the Pattee place you can see the split on map 67-2242. It comes down and picks up part of the old ditch that crosses the Thorsen-Pearson property and crosses the Cutler Road into part of the lower section of the 144 acres. The part that is next to Cemetery Road on map 67-278 SW NW does not get much water. The largest part of the water goes through the McLaughlin property down a ditch between the McLaughlin and Thorsen-Pearson property , then the Dopf property crossing the road and running into the same pond the Artesian well feeds. From that pond they irrigate all the land below the pond and as far as it will reach with flood irrigation. The pump in the pump house irrigates the 25 acres above the pond. Because of the ditch system and other people stealing water only in the spring can they get enough water to irrigate the whole 144 acres and the 25 above the pond. My understanding is that Robert was burning brush and cleaning his ditch and the fire got away from him and burned up the Ridenour head gate which was wood in a concrete diversion and the trees that held the concrete diversion in place. With our winter storms the corner where the trees were is already wash out. For the Ridenour ditch to get water in the spring the whole section of the creek will have to be replaced to create a diversion.

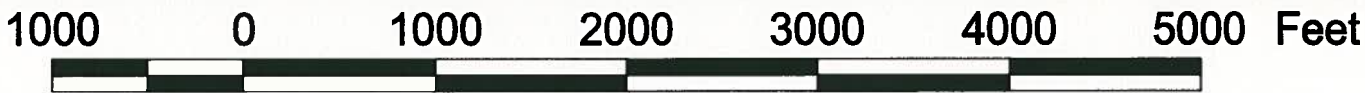
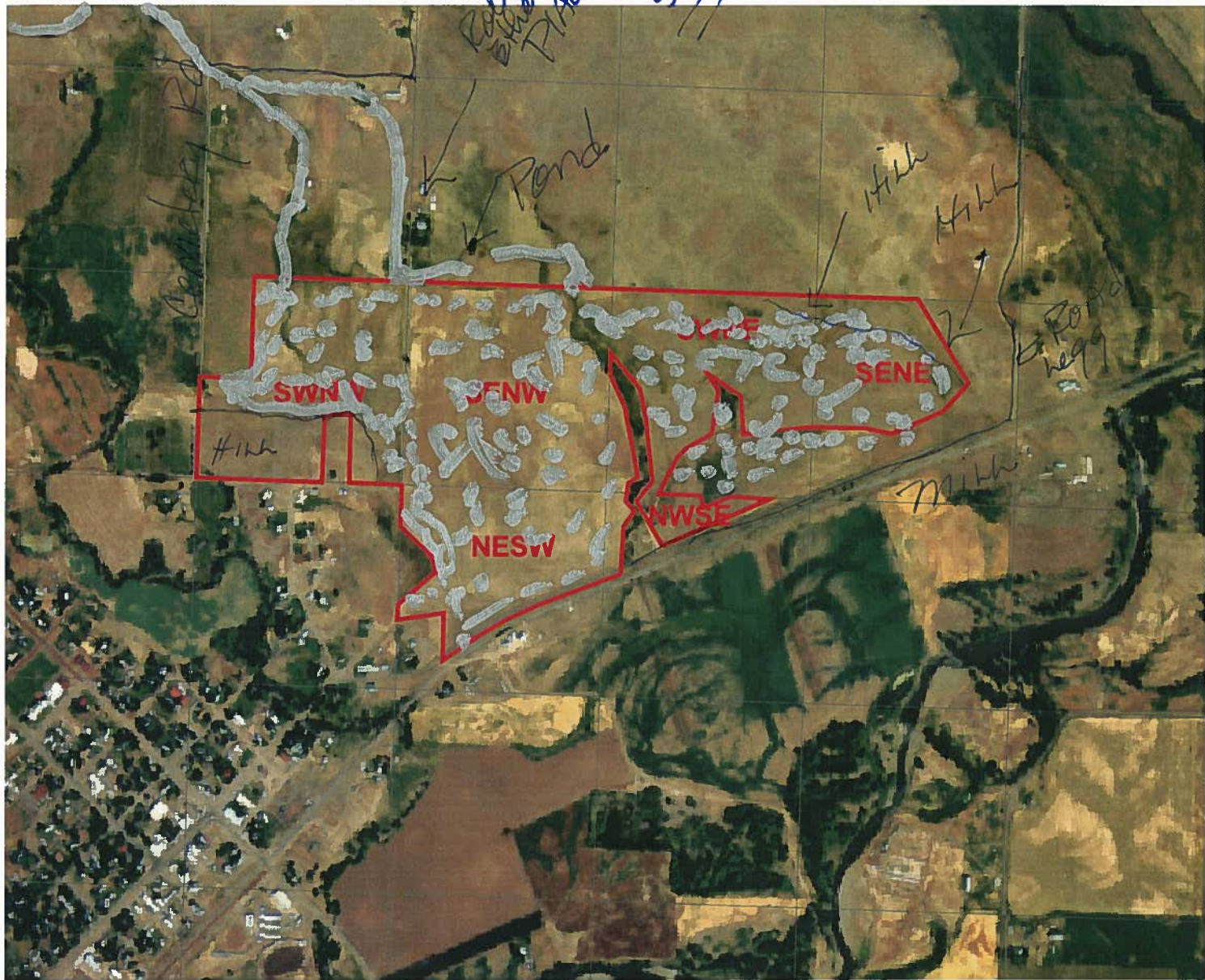
Roger Meyer

Warren = First bee, David

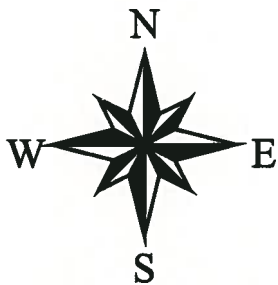
Idaho Department of Water Resources

07-278

*Robert Thompson
District Engineer
Sisters*



T14N, R03W, S2



Prepared by Anita L. Warntjes
June 18, 2004
Adj 1987 True Color Photo

67-278 Ethel Pearson 2982 Cuthbert Rd 257-3541
Robert Thorsen 257-~~3541~~³⁵⁴¹

POD is Ridgeway Ditch # A0014016

POU. See MAP

Pay Date 5-1-1890

C.F.S. 320 = 16" of water.

Stock water

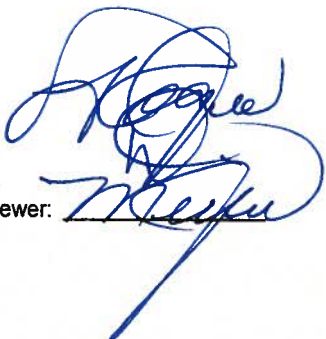
Contacts Data Entry Form

Claim Number: 67-278

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	ROBIN L THORSEN	PO BOX 205	CAMBRIDGE	ID	83610	(208)257- ~~2541~~ 3541
Current Owner	ETHEL J PEARSON	2982 CUTLER RD	CAMBRIDGE	ID	83610-516	(208)257-3541
Original Owner	VIVIAN DEXTER SMITH		CAMBRIDGE	ID	83610	
Original Owner	EVA BARBER			ID		

Date of Field Exam: 11-11-05 Time: 1530Accompanied By: Robin Thorsen Phone Number: 1-208-257-3541Relationship to Claimant: Owner

Directions to Property (if different from above) and/or update owner information:

Reviewer: Date: 11-11-05

Priority Date Data Entry Form

Claim Number 67-278

Claimed Priority Date: 5/1/1890

Claimed Basis: Decreed

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

Water Right Priority Date: 5/1/1890

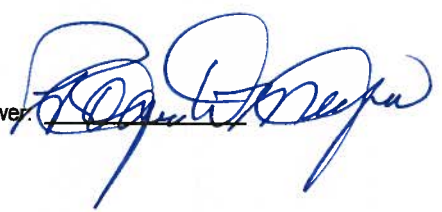
Water Right Basis: Decreed

Recommended Priority Date

Recommended Basis

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

Decreed.

Reviewer: 

Date: 11-11-05

Point of Diversion and Source Data Entry Form

Claim Number 67-278

Claimed Point of Diversion and Source

T15N R03W S34 SESW Within WASHINGTON County Source: RUSH 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

Tributary To

Rush creek Weiser River
Artesian Well "

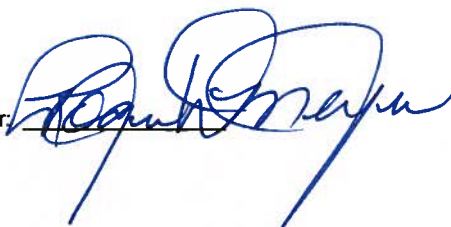
Tw	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
#A0014016					WASHINGTON	Rush creek
#A0016800						ARTESIAN Well

2287995
1490329

Other rights from this POD? yes

Document how the POD and Source were verified:

Reviewer:



Date:

11-11-05

Place Of Use Data Entry Form

Claim Number 67-278

Claimed Place Of Use

T14N R03W S02	SWNE	25.0	T14N R03W S02	SENE	16.0
T14N R03W S02	SWNW	33.0	T14N R03W S02	SENW	40.0
T14N R03W S02	NESW	25.0	T14N R03W S02	NWSE	5.0

Total Acres 144

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T14N R03W S02 SENW

Total Acres

Recommended Place of Use

☐ See corrections to claimed POU above

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

Total Acres _____

Document how the POU was verified:

Reviewer



Date:

11-11-05

Purpose of Use Data Entry Form

Claim Number 67-278

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

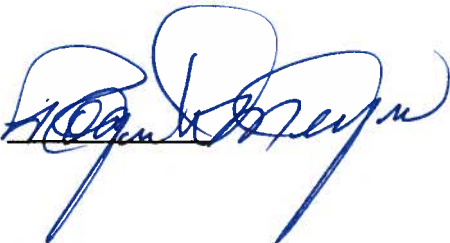
Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			
DOMESTIC			

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
	1	200		

Document how the Purpose of Use was verified:

Reviewer:



Date:

11-11-05

Period of Use and Quantity Data Entry Form

Claim Number 67-278

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	10/31	0.32	

Overall Diversion Rate 0.32

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	3/15	11/15	0.32	
DOMESTIC	1/1	12/31	0.04	

Overall Diversion Rate 0.32

Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRR.	3/15	11/15	.32	
DOM.	1/1	12/31	.04	

Overall Diversion Rate _____

Overall Diversion Volume _____

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

Reviewer



Date:

11-11-05

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 696

THIS IS TO CERTIFY That VIVIAN DEXTER SMITH, of Cambridge, Idaho, is the owner of and using a certain water right from Rush Creek, in the amount of 0.32 of a cubic foot per second, bearing date of priority of May 1, 1890, said water being decreed to Liva Barber, by Judge Ed. L. Bryan of the Seventh Judicial District of the State of Idaho, in and for the County of Washington, in the case of

JOHN T. MUIR, ET AL.,

Plaintiffs,

vs.

WILLIAM ALLISON, ET AL.,

Defendants,

said decree bearing date of June 20, 1921, for the purpose of irrigating the following described lands, situate, lying and being in Water District No. 41, in the County of Washington, and State of Idaho, to-wit:

S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 2,
Township 14 North, Range 3 East, B.M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 4 of Decrees, beginning at Page 61 thereof.

That said Vivian Dexter Smith has become the owner of said water right by purchase.

And that now, upon the application of Vivian Dexter Smith, of Cambridge, Idaho, for a transfer of 0.32 cubic foot per second of said water right, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 0.32 cubic foot per second of the waters of Rush Creek upon the above described lands is hereby abandoned, and the lands to be irrigated under such right, and to which the water right HEREBY CONFIRMED shall become appurtenant by this certificate, for irrigation and domestic purposes, are described as follows, to-wit:

NE $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 2,
Township 14 North, Range 3 East, B.M.

That the said water is to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.32 of a cubic foot per second, bearing
date of priority of May 1, 1890.

RECORDED

That the water right hereby transferred has heretofore been conducted from Rush Creek to the first above described lands through the Eva Barber Ditch.

That the water right hereby transferred will hereafter be conducted to the last above described lands through the same ditch, and with the same point of diversion.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 16th day of September, A. D. 1946.



Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

RECORDED

George W. Hall (cont.)

Fred H Suiter and Grace Z Suiter

G E Schmitts

John Tinsley

Elizabeth Norton

John Norton

Louis Robson

G W Tuttle

George A Jefferson

Hattie Macey

Rush Creek (Con)

J M Atwell

Edward Byers, sub for William Cope

Eva Barber

Jerome B Cox

Nels C Nelson

R E Wilson and Edwin J Hill

" " " "

Hub B Poyner

W H Gibson

Minta Dugger

J Edward Wicks

Charles F Hulet

A H Nunnales

A L Kingsbury

A Milton Hinshaw

James L Warren

John Carrick

Elihu W Hinshaw, sub for Devaney & Carter

Philbrick & Greenwood

Walter E Ford

William Thelen

E E Lorton

Marion C Potter

Daniel W Brndshaw

Silas L Craddock

Edward E Lorton

Rush Creek (Con)

Charles R Edwards

E E Edwards admin of David G Edwards Metate

Joseph Hutchings (Beaver Creek)

11 1/2

6 1/2

12 1/2

4 3/8

- 13 5/8

- 2 3/8

- 4 3/4

- 2 3/8

- 2 3/8

3 1/8

12 3/8

19

9 1/2

12 1/2

- 7 1/2

16 T 6 7/6

19

12 1/2

16

136

16

6

2 1/2

1 1/2

19

31 1/2

14

7 1/2

19

75

32

18 1/2

3 1/8

3 3/4

12 1/2

25

9 3/8

19

23

63

27

20

45

May 1, 1896 67 0263

May 1, 1901 67 0264

Aug. 23, 1883 67 0265 T #3106

Aug 23 1883 67 0266

Aug 23, 1883 67 0267 T 1765

Aug 23, 1883 67 0268 T 1765

Aug 23, 1883 67 0269 T 1765

Aug 23, 1883 67 0270 T 1765

Aug 23, 1883 67 0271 T 1765

May 1, 1884 67 0272 T # 1955

May 1, 1890 67 0273 T # 1955

May 1, 1887 67 0274

May 1, 1888 67 0275

May 1, 1889 67 0276

May 1, 1892 67 0277

May 1, 1890 67 0278

May 1, 1890 67 0279 see memo

April 30, 1890 67 0280

May 1, 1891 67 0281

Oct 29, 1908 67 0282

May 1, 1892 67 0283

May 1, 1894 67 0284

May 1, 1894 67 0285

May 1, 1894 67 0286

May 1, 1895 67 0287

May 1, 1895 67 0288

May 1, 1895 67 0289

May 1, 1895 67 0290

May 1, 1896 67 0291

May 1, 1897 67 0292

May 1, 1899 67 0293

May 1, 1899 67 0294

June 1, 1900 67 0295

May 1, 1902 67 0296

May 23, 1903 67 0297

May 1, 1904 67 0298

May 1, 1904 67 0299

Oct 29, 1908 67 0300

Oct 29, 1908 67 0301

Oct 29, 1908 67 0302

March 20, 1911 67 0303 T 1955

March 20, 1911 67 0304

June 1, 1883 67 0305

Name	Amount (Inches)	Date	Land Descriptions
RUSH CREEK (Cont.)			
50 C. E. Schmitz	4 3/8 ✓	8-23-83 ✓	Part NE 1/4 SW 1/4, Sec. 2, T. 14 N., R. 3 W.
51 John Tinsley	13 5/8 ✓	8-23-83 ✓	NE 1/4 SW 1/4, Sec. 2, T. 14 N., R. 3 W.
52 Elizabeth Norton	2 3/8 ✓	8-23-83 ✓	E 1/2 NW 1/4 SW 1/4 NW 1/4, Sec. 2; T. 14 N., R. 3 W.
53 John Norton	4 3/4 ✓	8-23-83 ✓	NW 1/4 SE 1/4 NW 1/4 Sec. 2; T. 14 N., R. 3 W.
54 Louis Robson	2 3/8 ✓	8-23-83 ✓	E 1/2 NE 1/4 SW 1/4 NW 1/4 Sec. 2, T. 14 N., R. 3 W.
55 C. W. Tuttle	2 3/8 ✓	8-23-83 ✓	W 1/2 NE 1/4 SW 1/4 NW 1/4, Sec. 2, T. 14 N., R. 3 W.
56 George A. Jefferson	3 1/8 ✓ 12 3/8 ✓	5--1-84 ✓ 5--1-90 ✓	Lot 1, Sec. 4, T. 14 N., R. 3 W.
57 Hattie Macey	19 ✓	5--1-87 ✓	Lot 3, Sec. 3, T. 14 N., R. 3 W.
58 J. M. Atwell	9 1/2 ✓	5--1-88 ✓	W 1/2 NW 1/4, NE 1/4 NW 1/4, NE 1/4 NE 1/4, Sec. 34, T. 15 N., R. 3 W.
59 Edward Byers, sub for William Cope	12 1/2 ✓ 7 1/2 ✓	5--1-89 ✓ 5--1-92 ✓	S 1/2 SW 1/4, NE 1/4 SW 1/4, SE 1/4 NW 1/4, Sec. 27, T. 15 N., R. 3 W.
60 Eva Barber	16 ✓	5--1-90 ✓	S 1/2 NE 1/4, Sec. 2, T. 14 N., R. 3 W.
Jerome B. Cox	19 ✓	5--1-90 ✓	W 1/2 SE 1/4, NE 1/4 SE 1/4, SE 1/4 NE 1/4, Sec. 2, T. 15 N., R. 3 W.
Nels C. Nelson	12 1/2 ✓	4-30-90 ✓	N 1/2 NE 1/4 SE 1/4, Sec. 3; NW 1/4 NW 1/4 SW 1/4, Sec. 2, T. 14 N., R. 3 W.
3 R. E. Wilson & Edwin J. Hill	16 ✓ 136 ✓	5--1-91 ✓ 10-29-08 ✓	E 1/2 SE 1/4, Sec. 26; S 1/2 SW 1/4, Sec. 25; N 1/2 NW 1/4, NW 1/4 NE 1/4, Sec. 36, T. 15 N., R. 3 W.
Hub B. Poyner	16 ✓ 6 ✓	5--1-92 ✓ 5--1-94 ✓	W 1/2 NW 1/4, NE 1/4 NW 1/4, NW 1/4 NE 1/4, Sec. 27, T. 15 N., R. 3 W.
W. H. Gibson	2 1/2 ✓	5--1-94 ✓	W 1/2 NE 1/4, Sec. 10, T. 15 N., R. 3 W.
Minta Dugger	1 1/2 ✓	5--1-94 ✓	NE 1/4 SE 1/4, Sec. 10; T. 15 N., R. 3 W.
J. Edward Wicks	19 ✓	5--1-95 ✓	W 1/2 SE 1/4, SE 1/4 SE 1/4, Sec. 3; NE 1/4 NE 1/4, Sec. 10, T. 15 N., R. 3 W.
Charles F. Hulet	31 1/4 ✓	5--1-95 ✓	S 1/2 NE 1/4, S 1/2 SE 1/4 NE 1/4, Sec. 3; T. 14 N., R. 3 W.

Township 14 North, Range 3 West Boise Meridian, save and excepting therefrom the right of way of the P & I N Railway.

248 ELIZABETH NORTON: The east half of the Northwest Quarter of the Southwest Quarter of the Northwest Quarter Section 2, Township 14 North, Range 3 West Boise Meridian.

249 JOHN NORTON: The Northwest Quarter of the Southeast Quarter of the Northwest Quarter Section 2, Township 14 North, Range 3, West Boise Meridian.

270 LOUIS ROBSON: East half Northeast Quarter Southwest Quarter Northwest Quarter, Section 2, Township 14, North, Range 3 West Boise Meridian.

271 C W TUTTLE: The West half of the Northeast Quarter of the Southwest Quarter of the Northwest Quarter Section 2, Township 14 North, Range 3 West Boise Meridian.

272-73 GEORGE A JEFFERSON: Lot number 1, Section 4, Township 14 North, Range 3 West Boise Meridian.

274 HATTIE MACEY: Lot 3, Section 3, Township 14 North, Range 3 West Boise Meridian.

275 J M ATWELL: The West half of the Northwest Quarter, the Northeast Quarter of the Northwest Quarter, and the Northwest Quarter of the Northeast Quarter of Section 34, Township 15 North, Range 3 West Boise Meridian.

276-77 EDWARD BYERS: The South half of the Southwest Quarter, the Northeast Quarter of the Southwest Quarter, and the Southeast Quarter of the Northwest Quarter of Section 27, Township 15, North, Range 3 West Boise Meridian.

278 EVA BARBER: The South half of the Northeast Quarter of Section 2, Township 14 North, Range 3 West Boise Meridian.

279 ✓ JEROME B COX: The West half of the Southeast Quarter, the Northeast Quarter of the Southeast Quarter and the Southeast Quarter of the Northeast Quarter, Section 2, Township 15 North, Range 3 West Boise Meridian.

280 NELS C NELSON: The North half of the Northeast Quarter of the Southeast Quarter of Section 3; and the Northwest Quarter of the Northwest Quarter of the Southwest Quarter of Section 2, Township 14 North, Range 3 West Boise Meridian.

R B WILSON AND EDWIN J HILL: The East half of the Southeast Quarter of Section 26, the South half of the Southwest Quarter of Section 25, and the North half of the Northwest Quarter and the Northwest Quarter of the Northeast Quarter of Section 36, Township 15 North, Range 3 West Boise Meridian.

HUB B POYNTER: The West half of the Northwest Quarter, the Northeast Quarter of the Northwest Quarter, and the Northwest Quarter of the Northeast Quarter of Section 27, Township 15 North, Range 3 West Boise Meridian.

✓ W H GIBSON: The West half of the Northeast Quarter of Section 10, Township 15 North, Range 3 West Boise Meridian.

MINTA DUGGER: The Northeast Quarter of the Southeast Quarter of Section 10, Township 15 North, Range 3 West Boise Meridian.

J EDWARD WICKS: The West half of the Southeast Quarter and the Southeast Quarter of the Southeast Quarter of Section 3 and the Northeast Quarter of the Northeast Quarter of Section 10, all in Township 15 North, Range 3 West Boise Meridian.

CHARLES F HULNT: The South half of the Northeast Quarter, and the South half of the South half of the North half of the Northeast Quarter of Section 3, Township 14 North, Range 3 West Boise Meridian.

A H HUNTALEN: The North Three Quarter of Lot 1, Section 3, Township 14 North, Range 3 West Boise Meridian.

JUL 24 1936

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: A67-00278
Date Received: 7/ 8/1993
Receipt No: 4016880
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ETHEL J PEARSON 208-257-3541
Address: PO BOX 205
CAMBRIDGE ID 83610

AND/OR

Name: ROBIN THORSEN 208-257-3541
Address: PO BOX 205
CAMBRIDGE ID 83610

2. Date of Priority: MAY 1, 1890

3. Source: RUSH CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	03W	34	SE	SW			WASHINGTON

5. Description of diverting works:
CONCRETE DIV. DAM W/HEADGATE & DITCH W/FLOOD & SPRINKLER IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.320		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATER

MICROFILMED

AUG 05 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	03W	2	SW	NE		IRR	25.0
			SE	NE		IRR	16.0
			SW	NW		IRR	33.0
			SE	NW		IRR	40.0
			NE	SW		IRR	25.0
			NW	SE		IRR	5.0

Section Acres 144.0

Total Acres 144.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

A67-00260A, A67-04052D & A67-12338.

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs 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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

*MAP OF IRRIGATED ACRES &
PT. OF DIVERSION FILED IN
A67-00260A.*

MICROFILMED

AUG 05 1994

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): Edith J. Pearson Date: 7-8-93

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of July 19 93 Jan Thurst
Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-94

MICROFILMED

AUG 05 1994