

07/18/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-299

NAME AND ADDRESS: GAYLE B POORMAN
5230 N BLACKCAT RD
MERIDIAN ID 83646-5012

PAUL POORMAN
5230 N BLACKCAT RD
MERIDIAN ID 83646-5012

SOURCE: RUSH CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.190 CFS

The rights listed below are limited to a total combined diversion rate of 1.42 cfs.
Combined Right Nos.: 67-279, 67-299, and 67-7389

PRIORITY DATE: 05/01/1904

POINT OF
DIVERSION:

T15N R03W S15 SESE Within WASHINGTON County
T15N R03W S22 NENE Within WASHINGTON County
T15N R03W S22 NESE Within WASHINGTON County
T15N R03W S22 SWSE 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	0.190 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T15N R03W S15	SESE	1.00	T15N R03W S22	NENE	8.80
T15N R03W S22	SENE	15.00	T15N R03W S22	NESE	19.00
T15N R03W S22	NWSE	5.00	T15N R03W S22	SWSE	15.00
T15N R03W S22	SESE	6.00	T15N R03W S27	NENE	1.20

71 ACRES TOTAL

This right is limited to the irrigation of 15.0 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 71.0 acres in a single irrigation season. Combined Right Nos.: 67-279, 67-299, and 67-7389

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.

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-299 V1

WATER RIGHT NUMBER: 67-299 V1

<u>Owner Type</u>	<u>Name and Address</u>
Directors Report Owner	JAMES P UNDERWOOD 22022 COLUMBIA CREST DR SONORA, CA 95370 (209)588-1391
Current Owner	GAYLE B POORMAN 5230 N BLACKCAT RD MERIDIAN, ID 83646-5012 (208)888-9210
Current Owner	PAUL POORMAN 5230 N BLACKCAT RD MERIDIAN, ID 83646-5012 (208)888-9210
Original Owner	CARROLL P KEMP PO BOX 111 CAMBRIDGE, ID 83610 (208)257-3885
Original Owner	MARION C POTTER , ID
Directors Report Owner	DEBRA R UNDERWOOD 22022 COLUMBIA CREST DR SONORA, CA 95370 (209)588-1391

Priority Date: 05/01/1904

Basis: Decreed

Status: Active

Source

RUSH CREEK

Tributary

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	0.190 CFS	
	<u>Total Diversion:</u>	0.190 CFS	

Location of Point(s) of Diversion

RUSH CREEK WASHINGTON County	NE1/4NE1/4	Sec. 22, Twp 15N, Rge 03W, B.M.
RUSH CREEK WASHINGTON County	SW1/4SE1/4	Sec. 22, Twp 15N, Rge 03W, B.M.
RUSH CREEK WASHINGTON County	SE1/4SE1/4	Sec. 15, Twp 15N, Rge 03W, B.M.
RUSH CREEK WASHINGTON County	NE1/4SE1/4	Sec. 22, Twp 15N, Rge 03W, B.M.

Place of Use

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-299 V1

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	
15N	03W	15																1.0	1.0
15N	03W	22	8.8			15.0									19.0	5.0	15.0	6.0	68.8
15N	03W	27	1.2																1.2

Total Acres: 71

Conditions of Approval:

1. K06 This right is limited to the irrigation of 15.0 acres within the place of use described above in a single irrigation season.
2. 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.
3. E56 The rights listed below are limited to the irrigation of a combined total of 71.0 acres in a single irrigation season. Combined Right Nos.: 67-279, 67-299, and 67-7389
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
6. E52 The rights listed below are limited to a total combined diversion rate of 1.42 cfs. Combined Right Nos.: 67-279, 67-299, and 67-7389

Remarks:Comments:

1. csaxton 6/13/2006 PPU

Comment: This right is used as a PPU with 67-7498 according to the licensing field exam. Also was claimed with the intent for a PPU in 1989 so I do not feel the PPU was a recent change.

2. csaxton 6/14/2006 POD

Comment: Recommending three points of diversion that appear to have been in place prior to 1987 at multiple PODs were claimed in 1989. Description of the PODs describe use of a pump which would not have been part of the diversion system at the time of the decree. Accomplished change in POD.

3. shemenway 7/17/2008 O/C

Comment: CHANGED OWNERSHIP FROM JAMES AND DEBRA UNDERWOOD TO PAUL AND GAYLE POORMAN. VERIFIED WITH WARRANTY DEED AND EXHIBIT A.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-299 V1

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:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
1.42		71
Combined Water Rights: 67-7498 , 67-279 , 67-299		

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	6/24/2004 10:56:18 AM	awarntje			Active
Source	6/24/2004 10:56:34 AM	awarntje			Active
POU	6/24/2004 11:41:47 AM	awarntje			Active
Use	6/24/2004 11:42:33 AM	awarntje			Active
Season	6/24/2004 11:43:06 AM	awarntje			Active
Quantity	6/24/2004 11:43:49 AM	awarntje			Active
Contacts	6/13/2006 4:24:42 PM	csaxton			Active
Priority Date	6/14/2006 8:32:48 AM	csaxton			Active
POD	6/14/2006 8:35:20 AM	csaxton			Active
Source	6/14/2006 8:35:50 AM	csaxton			Active
POU	6/14/2006 8:37:02 AM	csaxton			Active
Use	6/14/2006 11:14:44 AM	csaxton			Active
Season	6/14/2006 11:16:38 AM	csaxton			Active
Quantity	6/14/2006 11:20:02 AM	csaxton			Active
Summary			06/14/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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06/14/2006

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

RIGHT NUMBER: 67-299

NAME AND ADDRESS: JAMES P UNDERWOOD
22131 COLUMBIA CREST DR
SONORA CA 95370

DEBRA R UNDERWOOD
22131 COLUMBIA CREST DR
SONORA CA 95370

SOURCE: RUSH CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.190 CFS

The rights listed below are limited to a total combined diversion rate of 1.42 cfs. Combined Right Nos.: 67-279, 67-299, and 67-7389

PRIORITY DATE: 05/01/1904

POINT OF DIVERSION:

T15N R03W S15 SESE Within WASHINGTON County

T15N R03W S22 NENE Within WASHINGTON County

T15N R03W S22 NESE Within WASHINGTON County

T15N R03W S22 SWSE 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	0.190 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

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T15N R03W S22	SENE	15.00	T15N R03W S22	NESE	19.00
T15N R03W S22	NWSE	5.00	T15N R03W S22	SWSE	15.00
T15N R03W S22	SESE	6.00	T15N R03W S27	NENE	1.20

71 ACRES TOTAL

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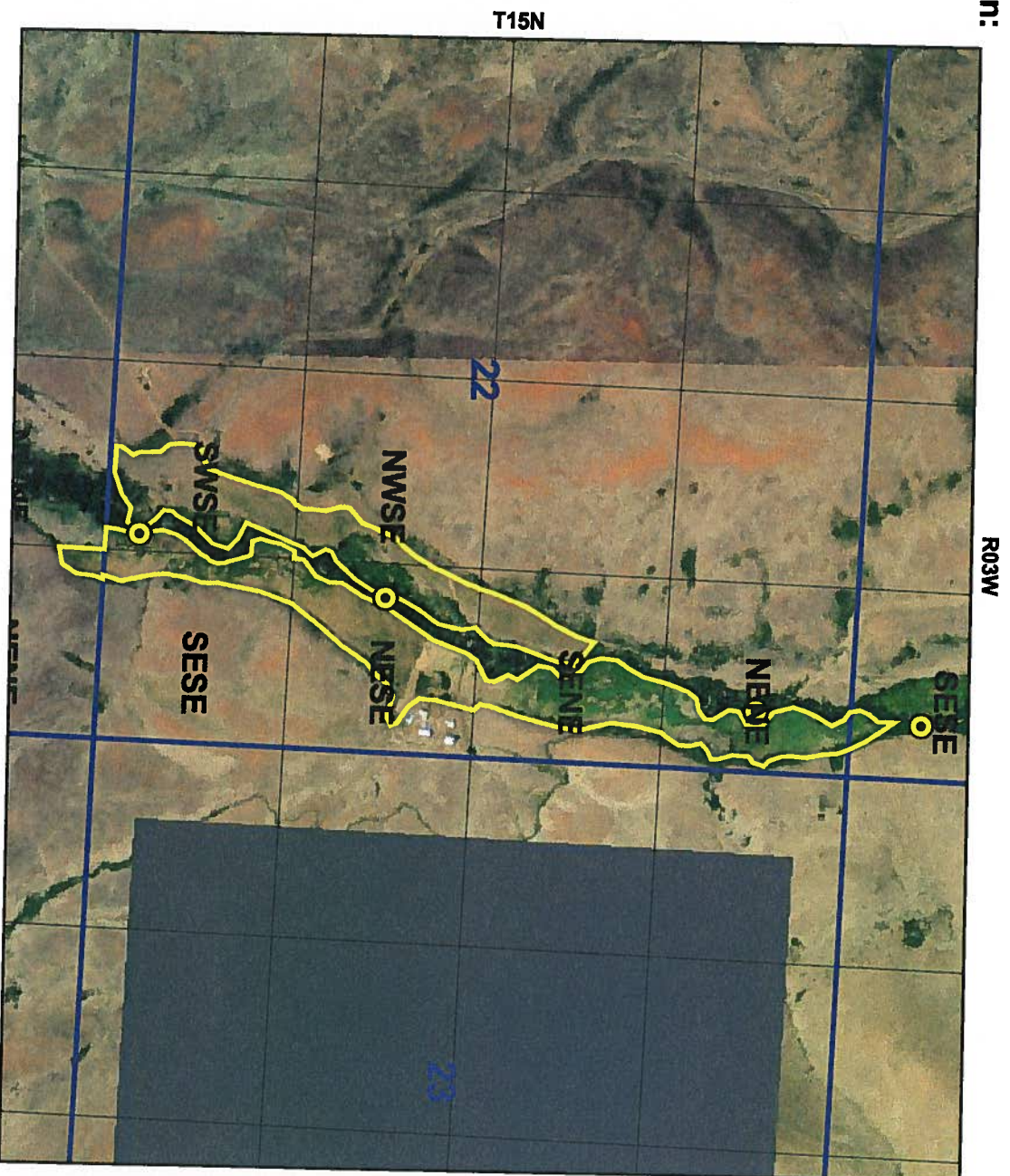
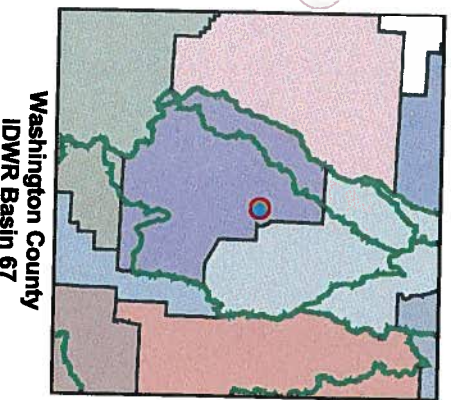
Idaho Department of Water Resources

SRBA Recommendation:

67-299

Legend

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



Prepared by C. Saxton
On Wednesday, June 14, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-299 V1

WATER RIGHT NUMBER: 67-299 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES P UNDERWOOD 22131 COLUMBIA CREST DR SONORA, CA 95370 (209)588-1391
Original Owner	CARROLL P KEMP PO BOX 111 CAMBRIDGE, ID 83610 (208)257-3885
Original Owner	MARION C POTTER , ID
Current Owner	DEBRA R UNDERWOOD 22131 COLUMBIA CREST DR SONORA, CA 95370 (209)588-1391

Priority Date: 05/01/1904

Basis: Decreed

Status: Active

Source

RUSH CREEK

Tributary

WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
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WASHINGTON County		
RUSH CREEK	SW1/4SE1/4	Sec. 22, Twp 15N, Rge 03W, B.M.
WASHINGTON County		
RUSH CREEK	SE1/4SE1/4	Sec. 15, Twp 15N, Rge 03W, B.M.
WASHINGTON County		
RUSH CREEK	NE1/4SE1/4	Sec. 22, 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	
15N	03W	15																1.0	1.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-299 V1

15N 03W 22	8.8	15.0			19.0	5.0	15.0	6.0	68.8
15N 03W 27	1.2								1.2

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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:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-299 V1

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
1.42		71

Combined Water Rights: 67-7498 , 67-279 , 67-299

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>
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Quantity	6/24/2004 11:43:49 AM	awarntje			Active
Contacts	6/13/2006 4:24:42 PM	csaxton			Active
Priority Date	6/14/2006 8:32:48 AM	csaxton			Active
POD	6/14/2006 8:35:20 AM	csaxton			Active
Source	6/14/2006 8:35:50 AM	csaxton			Active
POU	6/14/2006 8:37:02 AM	csaxton			Active
Use	6/14/2006 11:14:44 AM	csaxton			Active
Season	6/14/2006 11:16:38 AM	csaxton			Active
Quantity	6/14/2006 11:20:02 AM	csaxton			Active
Summary			06/14/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Priority Date	6/24/2004 10:56:18 AM	awarntje	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly?
Season	6/24/2004 11:43:07 AM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use?
POU	6/24/2004 11:16:54 AM	awarntje	Edited shape boundary

6-13-06: Make PPU for 71 at w/ 67-7498

licensing FE for 67-7498 says 67-299 uses
same POD. Thus, same system.

George W. Hall (cont.)

Fred M Suiter and Grace Z Suiter

C E Schmitt

John Tinsley

Elizabeth Norton

John Norton

Louis Robson

C 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 Carriock

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)

114

64

124

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

94

124

74

16 T 6 76

19

124

16

136

16

6

24

14

19

314

14

74

19

75

32

184

3 1/8

3 3/4

124

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-222

March 20, 1911 67 0304

June 1, 1883 67 0305

JUL 24 1946

A L KINGSBURY: The North half of Lot 2, and the North half of the South half of said Lot 2 Section 3, Township 14 North, Range 3 West Boise Meridian.

A MILTON HINSHAW: The Southwest Quarter of Section 3, and the Northwest Quarter of Section 10 all in Township 15 North, Range 3 West Boise Meridian.

JAMES L WARREN: The Northeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 9, Township 15 North, Range 3 West Boise Meridian.

JOHN CARRICK: The West half of the Northeast Quarter, the Southeast Quarter of the Northeast Quarter, and the Northeast Quarter of the Southeast Quarter of Section 15, Township 15 North, Range 3 West Boise Meridian.

ELIJAH W HINSHAW: The West half of the Northwest Quarter, the Southeast Quarter of the Northeast Quarter and the Northwest Quarter of the Southwest Quarter Section 34, Township 16 North, Range 3 West Boise Meridian.

PHILBRICK & GREENWOOD: The West half of the Southeast Quarter, and the East half of the Southwest Quarter Section 34, Township 16 North, Range 3 West Boise Meridian.

WALTER E FORD: The Northwest Quarter of the Northwest Quarter and the South half of the Northwest Quarter of Section 3, Township 15 North, Range 3 West Boise Meridian.

WILLIAM THELLEN: Lot 4 Section 2, Township 14 North, Range 3 West Boise Meridian.

E B LORTON: The Southwest Quarter of the Southwest Quarter, Section 36, Township 15 North, Range 3 West Boise Meridian.

MARION C POTTER: The South half of the Southeast Quarter Section 15, and the North half of the Northeast Quarter Section 22, Township 15 North, Range 3 West Boise Meridian.

DANIEL W BRADSHAW: The Southeast Quarter of the Northwest Quarter, the Northeast Quarter of the Southwest Quarter, and the West half of the Southeast Quarter of Section 36, Township 15 North, Range 3 West Boise Meridian.

SILAS A CRADDOCK: The Southeast Quarter of the Southwest Quarter of Section 36, Township 15 North, Range 3 West Boise Meridian.

EDWARD B LORTON: The Northwest Quarter of the Southwest Quarter, the South half of the Northeast Quarter, and the Southeast Quarter of the Northwest Quarter Section 35, Township 15 North, Range 3 West Boise Meridian.

CHARLES R EDWARDS: The Southeast Quarter of the Northwest Quarter, the Southwest Quarter of the Northeast Quarter, and the Northwest Quarter of the Southeast Quarter, Section 28, Township 15 North, Range 3 West Boise Meridian. #127

E B EDWARDS, ADMIN.: The Northeast Quarter of the Southeast Quarter Section 29; and the North half of the Southwest Quarter and the Southwest Quarter of the Northwest Quarter Section 28, Township 15 North, Range 3 West Boise Meridian.

JOSEPH HUTCHINGS: The West half of the Southwest Quarter of Section 10, the Southeast Quarter of the Southwest Quarter of Section 10, and the Northeast Quarter of the Northwest Quarter of Section 15, Township 15 North, Range 3 West Boise Meridian.

AMERICAN FALLS DEVELOPMENT COMPANY: The West half of the Southeast Quarter and the East half of the Southwest Quarter, Section 34, Township 16 North, Range 3 West Boise Meridian.

J P COILVIE: The South half of the Northwest Quarter of Section 11, and the

JUL 24 1906

Name	Amount (Inches)	Date	Land Descriptions
RUSH CREEK (Cont.)			
69 A. H. Nunnalie	14 ✓	5--1-95✓	N 3/4 of Lot 1, Sec. 3; T. 14 N., R. 3 W.
70 A. L. Kingsbury	7 1/2 ✓	5--1-95✓	N 1/2 of Lot 2 and N 1/2 of Lot 2, Sec. 3; T. 14 N., R. 3 W.
71 A. Milton Hinshaw	19 ✓	5--1-96✓	SW 1/4, Sec. 3; NW 1/4, Sec. 10, T. 15 N., R. 3 W.
72 James L. Warren	75 ✓	5--1-97✓	NE 1/4, NE 1/4 SE 1/4, Sec. 9, T. 15 N., R. 3 W.
73 John Carrick	32 ✓	5--1-99✓	W 1/2 NE 1/4, SE 1/4 NE 1/4, NE 1/4 SE 1/4, Sec. 15, T. 15 N., R. 3 W.
74 Elihu W. Hinshaw, sub for Devaney & Carter	18 1/4 ✓	5--1-99✓	W 1/2 NW 1/4, SE 1/4 NE 1/4, NW 1/4 SW 1/4, Sec. 34, T. 16 N., R. 3 W.
75 Philbrick & Greenwood	3 1/8 ✓	6--1-00✓	W 1/2 SE 1/4, E 1/2 SW 1/4, Sec. 34, T. 16 N., R. 3 W.
76 Walter E. Ford	3 3/4 ✓	5--1-02✓	NW 1/4 NW 1/4, S 1/2 NW 1/4, Sec. 3; T. 15 N., R. 3 W.
77 William Thelen	12 1/2 ✓	5-23-03✓	Lot 4, Sec. 2, T. 14 N., R. 3 W.
78 E. E. Lorton	25 ✓	5--1-04✓	SW 1/4 SW 1/4, Sec. 36, T. 15 N., R. 3 W.
79 Marion C. Potter	9 3/8 ✓	5--1-04✓	S 1/2 SE 1/4, Sec. 15; N 1/2 NE 1/4, Sec. 22, T. 15 N., R. 3 W.
80 Daniel W. Bradshaw	19 ✓	10-29-08✓	SE 1/4 NW 1/4, NE 1/4 SW 1/4, W 1/2 SE 1/4, Sec. 36, T. 15 N., R. 3 W.
81 Silas L. Craddock	23 ✓	10-29-08✓	SE 1/4 SW 1/4, Sec. 36, T. 15 N., R. 3 W.
82 Edward E. Lorton	63 ✓	10-29-08✓	NW 1/4 SW 1/4, S 1/2 NE 1/4, SE 1/4 NW 1/4, Sec. 34; T. 15 N., R. 3 W.
83 Charles R. Edwards	27 ✓	3-20-11✓	SE 1/4 NW 1/4, SW 1/4 NE 1/4, NW 1/4 SE 1/4, Sec. 28, T. 15 N., R. 3 W.
84 E. E. Edwards, Administrator David G. Edwards Estate	20 ✓	3-20-11✓	NE 1/4 SE 1/4, Sec. 29; N 1/2 SW 1/4, SW 1/4 NW 1/4, Sec. 28, T. 15 N., R. 3 W.
BEAVER CREEK			
85 Joseph Hutchings	45 ✓	6--1-83✓	W 1/2 SW 1/4, SE 1/4 SW 1/4, Sec. 10; NE 1/4 NW 1/4, Sec. 15, T. 15 N., R. 3 W.

JUL 24 1916

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 67-299
Date Received: 9/26/1989
Receipt No: M004693
Received By:

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

1. Name of Claimant(s)

JAMES P UNDERWOOD Phone: (209)588-1391

21061 DIABLO CT
SONORA CA USA 95370

DEBRA R UNDERWOOD Phone: (209)588-1391

21061 DIABLO CT
SONORA CA USA 95370

2. Date of Priority: 05/01/1904

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	03W	22	NE NE	WASHINGTON	
15N	03W	22	SE SE	WASHINGTON	
15N	03W	15	SE SE	WASHINGTON	
15N	03W	22	SE NE	WASHINGTON	
15N	03W	22	NE SE	WASHINGTON	
15N	03W	27	NE NE	WASHINGTON	

5. Description of diverting works:

SPRING BOX AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/30	0.19	

7. Total Quantity Appropriated is:
0.19 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
15N	03W	15	SE	SE	IRRIGATION	10
					Section Acres	10
15N	03W	22	NE	NE	IRRIGATION	10
			SE	NE	IRRIGATION	10
			NE	SE	IRRIGATION	10
			SE	SE	IRRIGATION	10
					Section Acres	40
15N	03W	27	NE	NE	IRRIGATION	10
					Section Acres	10
					Total Acres	60

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

DIV. RATE=.1875 CFS.
THIS IS A JUNIOR DECREE

15. Basis of Claim: Decreed

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: A67-00299
Date Received: 9/26/1989
Receipt No: MD04697
Received By: BAJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CARROLL P. KEMP
Address: P.O. BOX 111
CAMBRIDGE, ID

208-257-3885

83610

2. Date of Priority: MAY 01, 1904

3. Source: RUSH CREEK

Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	03W	15	SE	SE			WASHINGTON
		22	NE	NE			WASHINGTON
			SE	NE			WASHINGTON
			NE	SE			WASHINGTON
		27	SE	SE			WASHINGTON
			NE	NE			WASHINGTON

5. Description of diverting works:
SPRING BOX AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/30	0.190		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER

A67-00299

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Date: 09/26/89

MICROFILMED

OCT 01 1992

SCANNED

APR 02 2004

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	03W	15	SE	SE		IRR	10.0
			SE	SE		STOCK	
						Section Acres	10.0
		22	NE	NE		IRR	10.0
			NE	NE		STOCK	
			SE	NE		IRR	10.0
			SE	NE		STOCK	
			NE	SE		IRR	10.0
			NE	SE		STOCK	
			SE	SE		IRR	10.0
			SE	SE		STOCK	
						Section Acres	40.0
		27	NE	NE		IRR	10.0
			NE	NE		STOCK	
						Section Acres	10.0
						Total Acres	60.0

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:
A67-07498, A67-7389,

14. Remarks:
DIV. RATE=.1875 CFS.
THIS IS A JUNIOR DECREE

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

JOHN T. MUIR
Decree Plaintiff

vs

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

Number of attachments: 1

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): [Signature] Date: 26 Sep 89
Date: _____

State of Idaho
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 26 day
of Sept 19 89 [Signature]
Notary Public

Seal

Residing at BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
My Commission Expires COMMISSION EXPIRES APRIL 11, 1995