

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: A37-00560A
Date Received: 6/30/1988
Receipt No: 5000854
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF SHOSHONE
Address: P. O. BOX 208
SHOSHONE, ID

208-886-2030

83352

2. Date of Priority: NOV 28, 1882

3. Source: LITTLE WOOD RIVER

Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	17E	35	SE	SE			LINCOLN

5. Description of diverting works:
CITY PUMP #69-P2, GRAVITY IRRIGATION WITHIN CITY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

7. Total Quantity Appropriated is:
0.400 C.F.S. (and/or) 170.00 A.F.A.

8. Total consumptive use is 170.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	17E	35	NW	SW		IRR	5.0
			SW	SW		IRR	24.0
			SE	SW		IRR	39.0
			SW	SE		IRR	40.0

A37-00560A

Page 1

Date: 06/30/88

MICROFILMED
FEB 23 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	17E	35	SE	SE		IRR	31.0
Section Acres							139.0
06S	17E	2	NE	NE	1	IRR	5.0
			NW	NE	2	IRR	15.0
			NE	NW	3	IRR	8.0
Section Acres							28.0
Total Acres							167.0

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:

37-0606C, 37-0691G, 37-4137, 37-7432, 37-7662

14. Remarks:

ORIGINAL P/U UNCERTAIN; USGS MAP DOES NOT AGREE WITH DECREE.
PRESENT P/U IS WITHIN CITY OF SHOSHONE NO. OF LITTLE WOOD R.
TRANS. 279, 290.
ACRES SHOWN ARE LAND WITHIN CITY & NORTH OF LITTLE WOOD R.
ACTUAL ACRES IRRIGATED IS UNKNOWN.

15. Basis of Claim: DECREED

Water Right Number:

Case Number:

Court :

Decree date: 12/13/1909

S. C. FROST, ET. AL.

Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.

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: _____

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): Mary Kay Bennett, Clerk ^{City of Shoshone} Date: 6/30/88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 30th day
of June 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding Id
My Commission Expires 10/16/1992

A37-00560A
Shoshone

P.D. #1

P.D. #3

MICROFILMED
FEB 23 1968

PSS
V65
0174



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

RECEIVED

MAR 1 1990

Department of Water Resources
Southern Region Office

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 22, 1990

Shoshone Water Works
C/O Clayton Clifford
P. O. Box 208
Shoshone, ID 83352

Gentlemen:

Our records show you have filed your adjudication claim(s) in the Snake River Basin Adjudication. Our records do not, however, include a clear map of your service area. Would it be possible for us to get a map of your customer service area for your municipal water system, both to supplement the record of your claim(s) and for use as described below?

In our review and investigation phase of the Snake River Basin Adjudication, the map would be helpful for us to have this information in verifying individual claims to water rights for domestic purposes. We will be happy to discuss with you the most convenient way for you to provide this information to us. I can be reached at 327-7931 or you may contact my assistant, Anita Warntjes at 327-7986.

Your assistance in this matter is greatly appreciated.

Sincerely,

DAVID B. SHAW
Adjudication Bureau Chief

DBS:alw

A37- 00691 G

00560 A

00560 B

00606 C

04173

07432

07662

MICROFILMED
FEB 23 1993

04/14/2005

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

RIGHT NUMBER: 37-560A

NAME AND ADDRESS: CITY OF SHOSHONE
PO BOX 208
SHOSHONE ID 83352

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 11/28/1882

POINT OF DIVERSION:

T05S R17E S35 NESESE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.400 CFS

PLACE OF USE: IRRIGATION Within LINCOLN County

T05S R17E S35	NWSW	1.3	T05S R17E S35	SWSW	6.6
T05S R17E S35	SESW	10.2	T05S R17E S35	SWSE	11.4
T05S R17E S35	SESE	6.9	T06S R17E S02 Lot 1	NENE	0.7
T06S R17E S02 Lot 2	NWNE	2.9	T06S R17E S02 Lot 3	NENW	1.0

41 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 41 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 37-606C & 37-691G.

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.

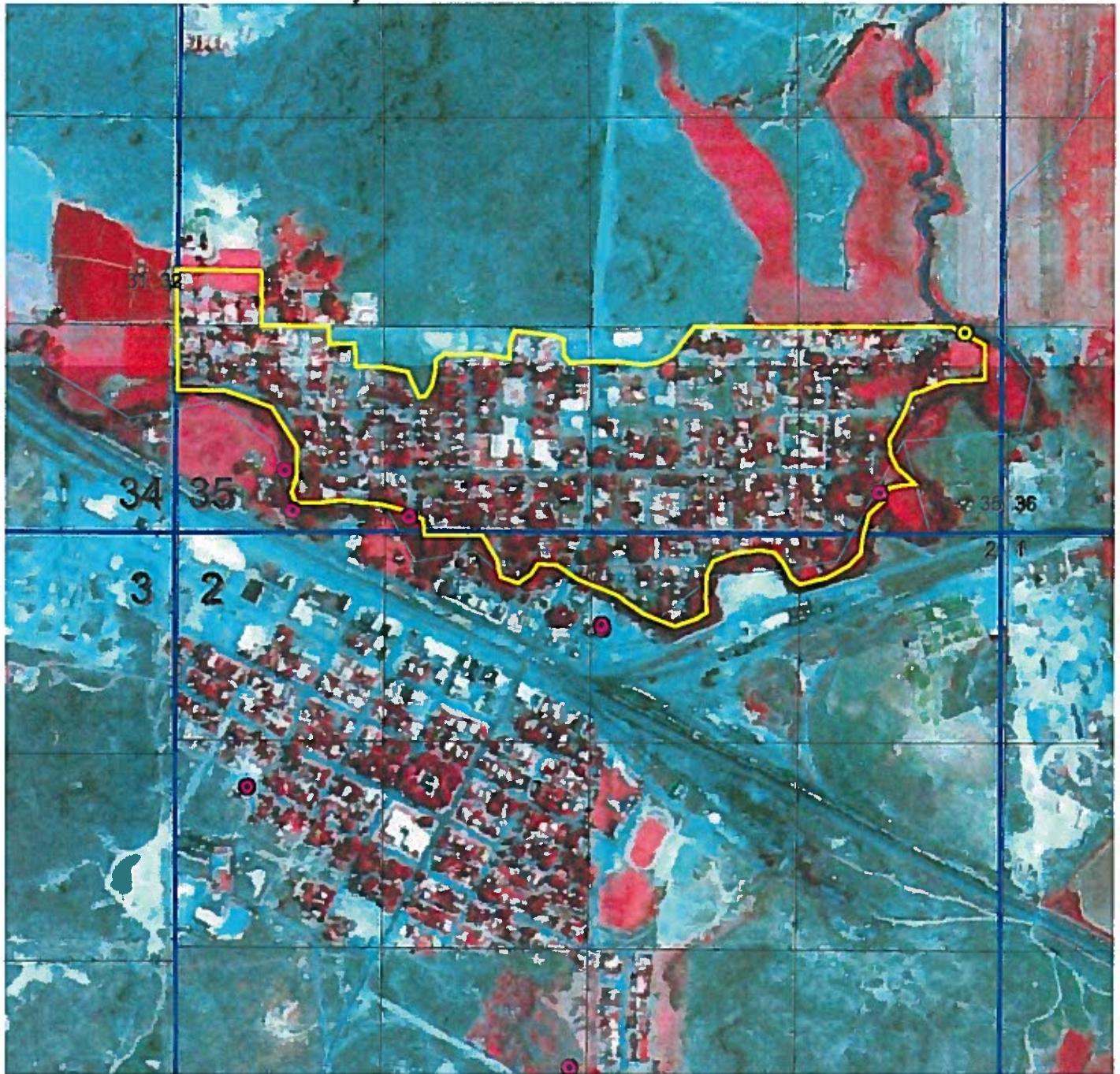
EXPLANATORY MATERIAL: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL
CO.

IDAHO DEPT OF WATER RESOURCES

37-560A, 37-606C & 37-691G



1320 0 1320 Feet

- Basin 37 part 1-POU
- Basin 37 part 1-POD
- Ownership FED-Private
- ~ Streams
- Section Lines
- Quarter - Quarter lines

TWN: 5S
RNG: 17E
SEC: 35



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: APRIL 14, 2005

COMMUNICATION DOCUMENTATION

Claim No. _____

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent: Steve Clelland



11/7/2003 9:00 AM

NAME:

RE:

MARY KAY BENNETT

CALLIN

SHOSHONE CITY

She called to ask about the details of the City's river rights. I recalled telling her attorney they lacked enough acres to justify the higher flow rate for the rights. I pulled the files and recapped the phone conversation with Mr. Williams. I have only found 41 acres of irrigation for the rights but I would be open to review of further evidence that supports additional acres if they have it. She will discuss this with the board and get back to me before the report is due this spring of 2004. Claims 37-560 A & B, 37-606C & 37-691G.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. Shoshone

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent: Steve Clelland



6/19/2003 8:20 AM

NAME:

RE:

ROB WILLIAMS

CALLBACK

CITY OF SHOSHONE

He is representing the City and reviewing their water rights. He spoke earlier with Vikie Hancock and received some PD's on the groundwater rights. I told him I have drafted the recommendations for the surface water rights. The main difference from the claimed info is the POU acres; I have reduced the actual acres irrigated to 41 from the 136 claimed. This is to account for the roads and houses that are not irrigated. If they have better data to show the actual irrigation I am certainly open to review that info. No reduction in the flow rates at this time even though the duty of water is at 3"/acre (0.06 cfs/ac.) I may be able to justify this rate.

Claims are 37-606C, -560A, -560B, -691G.

Phone for Rob W. 324-2303 ext. 23.

04/16/2003

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

RIGHT NUMBER: 37-560A

NAME AND ADDRESS: CITY OF SHOSHONE
PO BOX 208
SHOSHONE ID 83352

DRAFT

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 11/28/1882

POINT OF DIVERSION:

T05S R17E S35 NESESE Within LINCOLN County Source: LITTLE WOOD RIVER

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/15 11/15

QUANTITY
0.400 CFS

PLACE OF USE: IRRIGATION Within LINCOLN County

*GIS AC,
of Shape file*

T05S R17E S35	NWSW	4.4	1.3	T05S R17E S35	SWSW	22.0	6.6
T05S R17E S35	SESW	34.0	10.2	T05S R17E S35	SWSE	38.0	11.4
T05S R17E S35	SESE	23.0	6.9	T06S R17E S02 Lot 1	NENE	2.2	.7
T06S R17E S02 Lot 2	NWNE	9.8	2.9	T06S R17E S02 Lot 3	NENW	3.5	1.0

41 136.9 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 41 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 37-606C & 37-691G.

*Updated
4/16/03*
*Reduce
to 30% acre
irrig.*

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: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL
CO.

4/15/03
SCC

37-560 A

Q:

	<u>cfs</u>	
-560A	0.40	
-606C	1.00	
-691G	<u>1.136</u>	
	2.536 cfs	$\div 41 \text{ ac} =$
		0.0618 cfs/ac

POU:

Estimate actual irrigation acres by comparison w/ study done by Erik Narguest for subd. irrigation. Est. is for 20-30% irrigation for the N. Shoshone area.

Shape borders is = 136 acres. of which allow 30% as actual irrigation = 41 acres

30% POU:

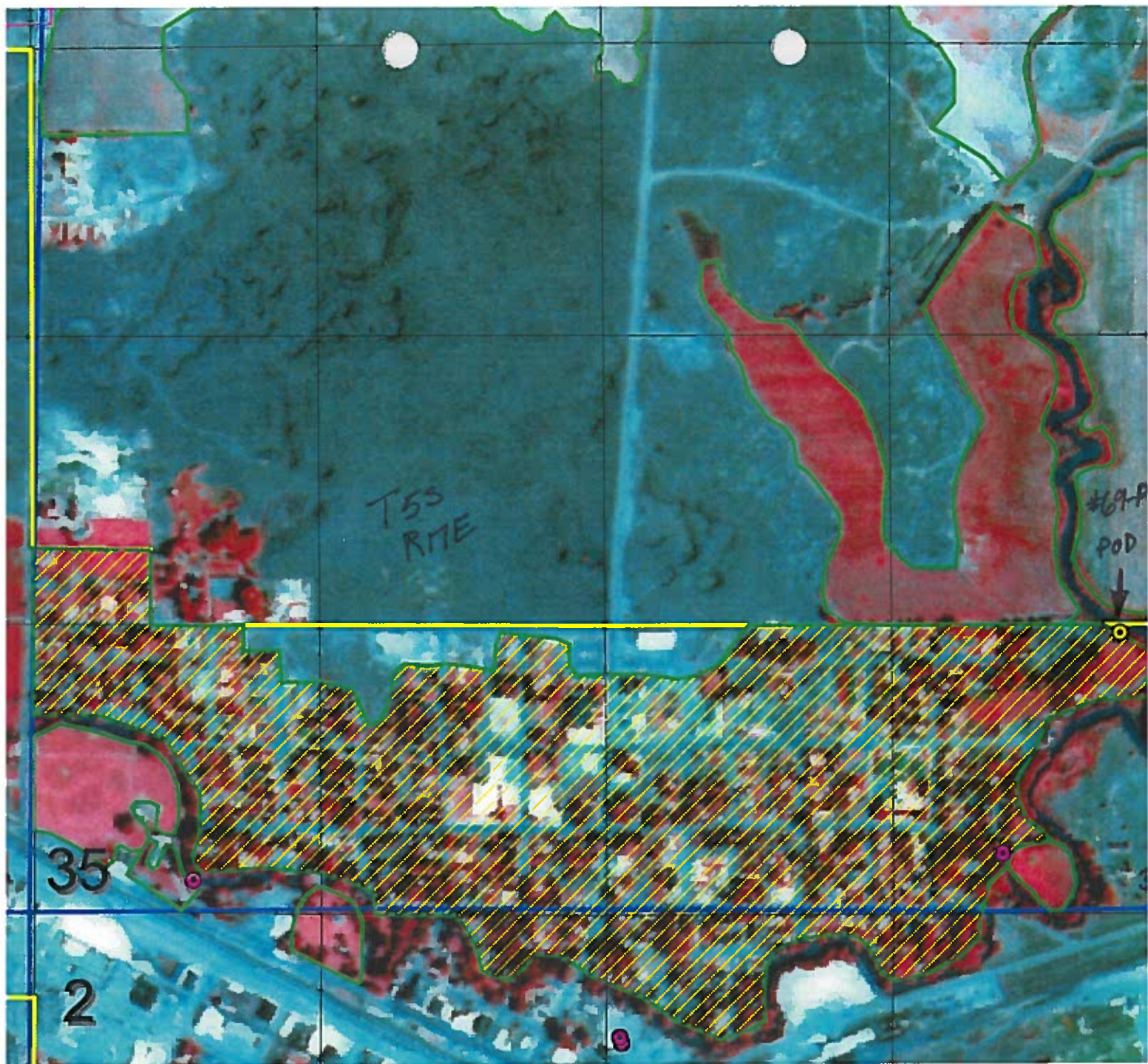
✓ updated POU
4/16/03
SCC

T5S R7E 35	NWSW 1.3	T6S R7E 02	~~SESE 6.9~~
	SWSW 6.6	(LT1)	NENE 0.7
	SE SW 10.2	(LT2)	NWNE 2.9
	SWSE 11.4	(LT3)	NENW 1.0
	SESE 6.9		

Remarks:

S05 BWCC

E14 POU limit combined acres



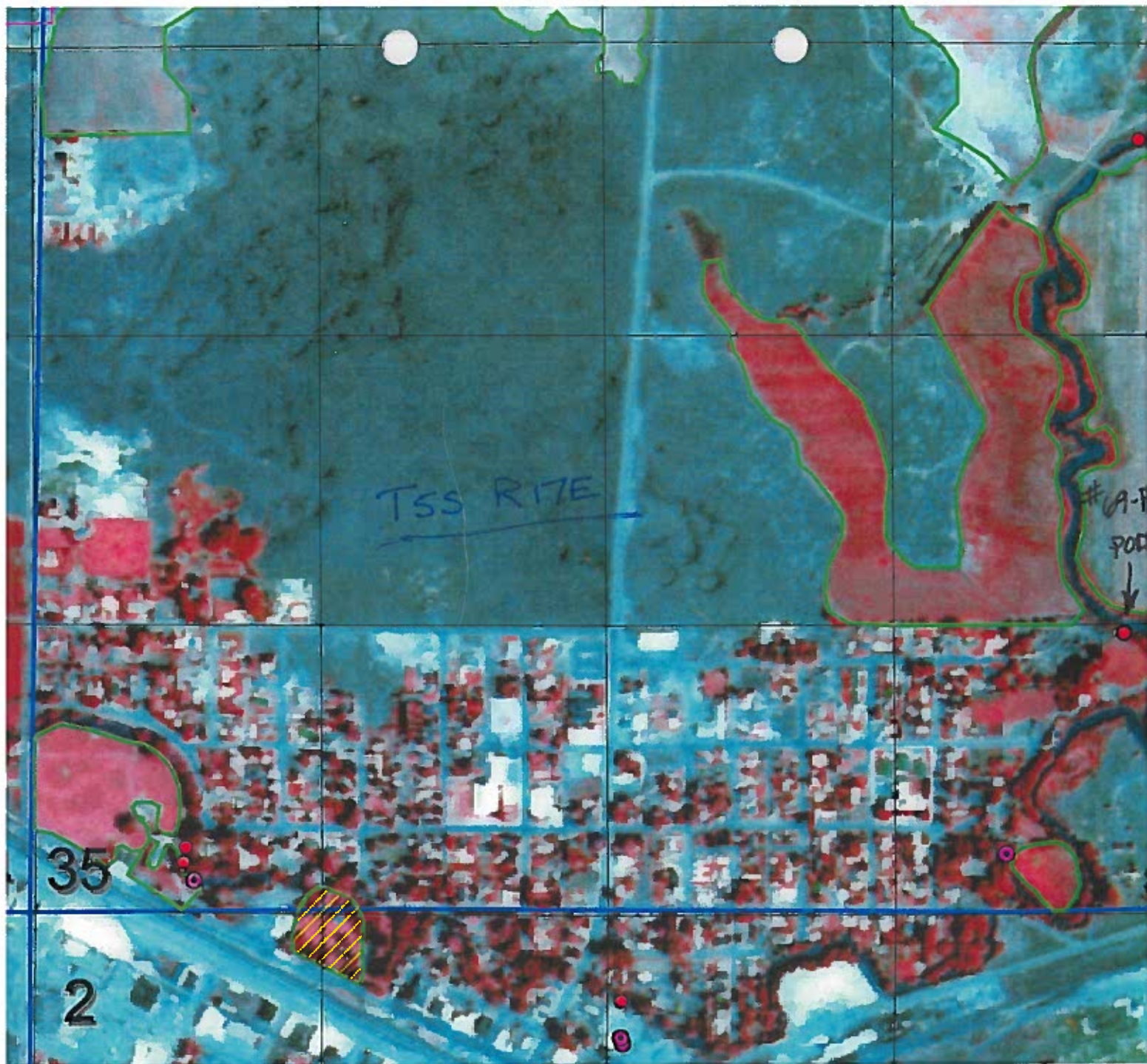
4/15/03

Selected area is
the shape file for these rts.

G15 = 136 Acres

ret @ 30% invy. = 41 acres

T65
R17E



TGS RITE

City of Shoshone

4/15/03
 spoke w/ Eric Norquest
 about irrigation density
 studies he has done; compared
 to the samples he estimates
 this to be 20-30% irrigated
 depending on what the shape
 will include.

4/11/03
 SCC

17

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-560A

WATER RIGHT NUMBER: 37-560A

Owner Type Name and Address
 Original Owner SING QUONG
 , ZZ
 Current Owner GOODING MOTT DITCH ASSN
 SHOSHONE, ID 83352

Priority Date: 11/28/1882

Basis: Decreed

Status: Active

Source Tributary
 LITTLE WOOD RIVER MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

LITTLE WOOD RIVER SE1/4SE1/4 Sec. 35, Twp 05S, Rge 17E, B.M.
 LINCOLN County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06S	17E	2					X	X											

Conditions of Approval:Remarks:

1. General ORIGINAL P/U UNCERTAIN; USGS MAP DOES NOT AGREE WITH DECREE.
 PRESENT P/U IS WITHIN CITY OF SHOSHONE NO. OF LITTLE WOOD R.
 TRANS. 279, 290.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-560A

Dates and Other Information:

Licensed Date:
Decreed Date: 12/13/1909
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 37M
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Alturas Water Co, et al
Decree Plaintiff: S C Frost, et al
Civil Case Number:
Judicial District: Fourth District
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False