

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: A37-00014B
Date Received: 10/20/1988
Receipt No: 1001673
Received By: AM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOYD BARTON 208-823-4419
Address: P.O. BOX 91
CAREY, ID 83320

AND/OR

Name: MILDRED BARTON 208-823-4419
Address: P.O. BOX 91
CAREY, ID 83320

2. Date of Priority: MAY 15, 1883

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	21E	30	NW	SW	SE		BLAINE
01S	21E	34	NE	NW	NE	R	BLAINE

5. Description of diverting works:
VIA EAST CANAL OF LITTLE WOOD RIVER CANAL CO.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.500		

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

8. Total consumptive use is 181.2 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A37-00014B

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Date: 10/20/88

MICROFILMED
FEB 22 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	21E	35	NW	NW	IRR	35.9
			SW	NW	IRR	36.6
					Section Acres	72.5
					Total Acres	72.5

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
37-0011 PART

14. Remarks:
ORIGINALLY DECREED TO JOSEPH AINSWORTH IN THE FROST DECREE.
THIS CLAIM IS BASED ON A COMBINATION OF WATERS DELIVERED TO THESE
LANDS WITH A PRIORITY OF 05/15/1883.

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

OSCAR A. M. OLSON
Decree Plaintiff

vs

R. E. WIER & A. M. MALCOLM
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: See M2p A37-00011D

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: 10-20-88
Date:

State of Idaho)
County of B/2ike) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of Oct. 19 88 *[Signature]*
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/94

06/14/2004

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

RIGHT NUMBER: 37-14B
NAME AND ADDRESS: MILDRED BARTON
PO BOX 91
CAREY ID 83320

BOYD BARTON
PO BOX 91
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 0.500 CFS
PRIORITY DATE: 05/15/1883
POINT OF DIVERSION:

T01N R21E S30 NWSWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.500 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T01S R21E S35	NWNW	35.9	T01S R21E S35	SWNW	36.6
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72.5 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 37-11D IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 72.5 ACRES 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: Decreed

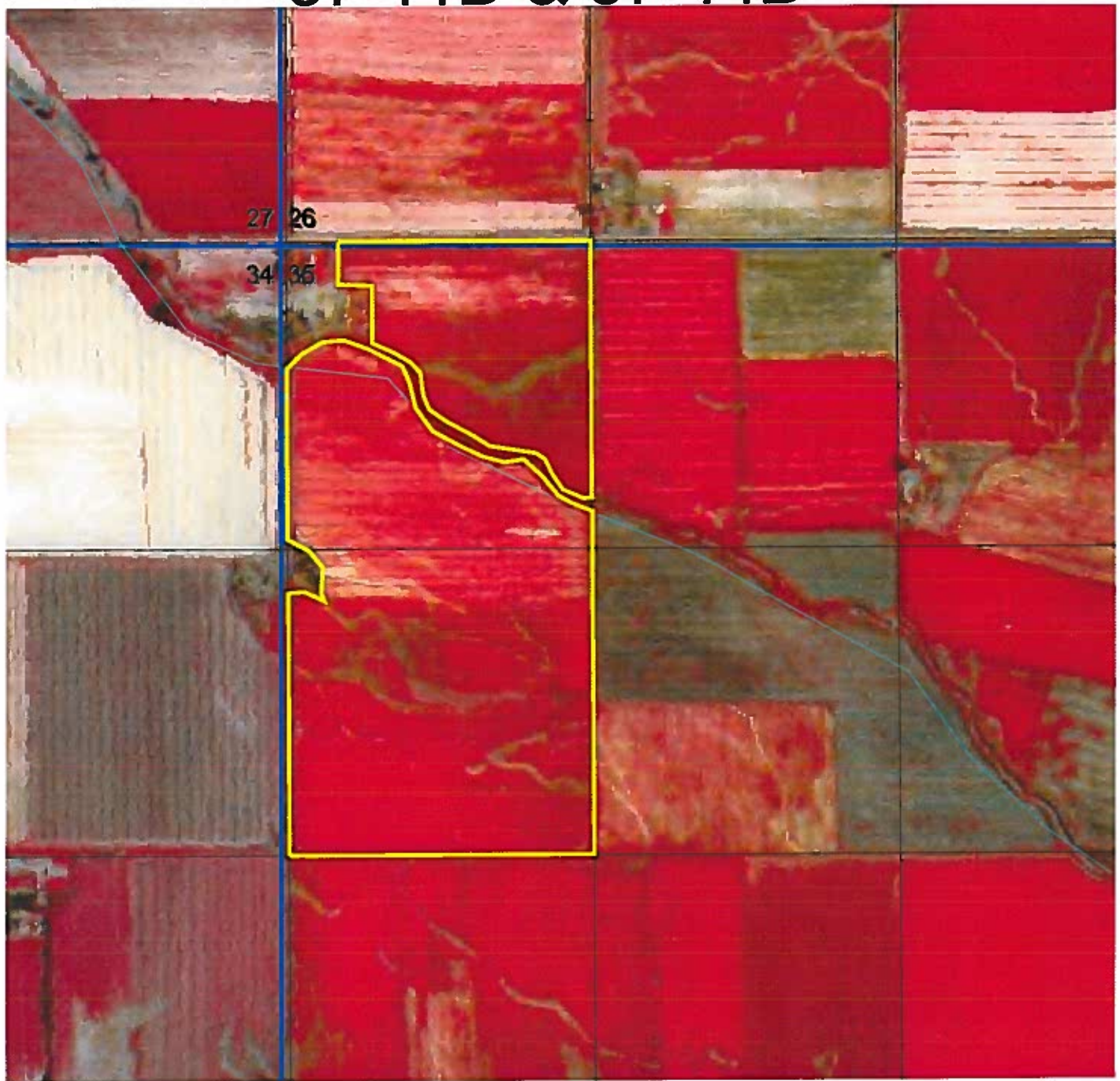
WATER IS DELIVERED THROUGH EAST CANAL.

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 37-14B & 37-14D.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM LITTLE WOOD RIVER
IRRIGATION DIST.

IDAHO DEPT OF WATER RESOURCES

37-11D & 37-14B



1320 0 1320 Feet

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

TWN: 1S
RNG: 21E
SEC. 35



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

Date: JUNE 14, 2004

37-11 D

(BARTON)

1/7/04
SCC

37-14 B

Barton

1. Confirm w/ WM split portion allowed to Barton under 37-14:

claim is for 0.50 cfs

6/14/04
SCC

WM list appears to be based on SRBA claim list.
lacks historical record.

POU: limited by claim = 72.5 ac

(512 LW10)

(combined limit remark)

1-16-04 Boyd Barton 37-11D-14B

I met with Bob Simpson water master for
Little wood I.D. and with his book
37-11D & 14B as files indicate 11D
.12 cfs & 14B .50 cfs both are
by his records

(Exam by Lee P.)

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-14B

WATER RIGHT NUMBER: 37-14B

Owner Type Name and Address
 Current Owner OSCAR A M OLSON

, ZZ

Priority Date: 05/15/1883

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 /	0.290 CFS	
	<u>Total Diversion:</u>	0.290 CFS	

Location of Point(s) of Diversion

LITTLE WOOD RIVER

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
01S	21E	35																	

Conditions of Approval:Remarks:

- General P/U INCOMPLETE. SEE FILE.
 PRIORITY GIVEN INCORRECTLY IN DECREE AS 5-16-1883.
 ORIGINALLY DECREEED TO JOSEPH AINSWORTH IN THE FROST DECREE.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-14B

Dates and Other Information:

Licensed Date:
Decreed Date: 7/12/1921
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: 37N
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-14D

WATER RIGHT NUMBER: 37-14D

Owner Type Name and Address
 Current Owner J A BARTON

, ZZ

Priority Date: 05/15/1883

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 /	0.210 CFS	
	<u>Total Diversion:</u>	0.210 CFS	

Location of Point(s) of Diversion

LITTLE WOOD RIVER

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	
01S	21E	34	X																
01S	21E	35							X										

Conditions of Approval:Remarks:

- General SEE DECREE FOR FURTHER DESCRIPTION OF P/U.
 AC. IRRIG. NOT SPECIFIED. FARM = 6.04 AC.
 PRIORITY GIVEN INCORRECTLY IN DECREE AS 5-16-1883.
 ORIGINALLY DECREED TO JOSEPH AINSWORTH IN THE FROST DECREE.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-14D

Dates and Other Information:

Licensed Date:
Decreed Date: 7/12/1921
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: 37N
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False