

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: A37-00223
Date Received: 4/10/1995
Receipt No: S017959
Received By: SW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JIM REEDY 208-764-2536
Address: RT 1 BOX 1255
FAIRFIELD ID 83327
OR
Name: DALE REEDY 208-764-2298
Address: RT 1 BOX 1250
FAIRFIELD ID 83327
2. Date of Priority: OCT 25, 1883
3. Source: SOLDIER CREEK Trib. to: CAMAS CREEK
SPLIT RIGHT A37-13195 0.26 CFS REEDY B
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 01N | 14E | 28 | NE | NW | SE | | CAMAS |
| | | 33 | SW | SE | NE | | CAMAS |
5. Description of diverting works:
HEADGATES AND DITCHES
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 1.000 | | |
7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:

MICROFILMED
NOV 22 1996

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01N	14E	28	NE		SE		IRR	32.0
			NW		SE		IRR	39.0
			SW		SE		IRR	39.0
			SE		SE		IRR	40.0
							Section Acres	150.0
		33	NE		NE		IRR	38.0
			NW		NE		IRR	38.0
			SW		NE		IRR	40.0
			SE		NE		IRR	38.0
			NE		SE		IRR	37.0
			NW		SE		IRR	10.0
			SW		SE		IRR	4.0
			SE		SE		IRR	14.0
							Section Acres	219.0
		34	NE		SW		IRR	40.0
			NW		SW		IRR	32.0
			SW		SW		IRR	40.0
			SE		SW		IRR	32.0
							Section Acres	144.0
							Total Acres	513.0

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:
SEE A37-13195

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.
Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL
vs Decree Defendant

MICROFILMED
NOV 22 1996

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:

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):

Date: 4/10/95

Date:

State of Idaho)

) SS.

County of Twin Falls)

Subscribed and sworn (or affirmed) before me this 10th day

of April

19 95

Sten C. Oll
Notary Public

Seal

Residing at Twin Falls ID

My Commission Expires 12/7/2000

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: A37-00223
Date Received: 10/23/1989
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DELETE SPLIT RIGHT

Address:

X, ID

99999-9

2. Date of Priority: OCT 25, 1883

3. Source: SOLDIER CREEK
SPLIT RIGHT

Trib. to: CAMAS CREEK
A37-13195 0.26 CFS REEDY B

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	01E	36	NW	NW	NW		SUBSCRIPTION

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	14E	33	NE	SE		IRR	
			NW	SE		IRR	
			SW	SE		IRR	

A37-00223

Page

1

Date: 10/23/89

MICROFILMED
FEB 22 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres			
01N	14E	33	SE		SE		IRR				
			NE		NE		IRR				
		34	SW		NE		IRR				
			SE		NE		IRR				
			SE		NW		IRR				
			NE		SW		IRR				
			NW		SW		IRR				
			SW		SW		IRR				
			SE		SW		IRR				
			01S	14E	4	NE		SE		IRR	
						NW		SE		IRR	
						SW		SE		IRR	
						SE		SE		IRR	
						15	NE		NE		IRR
NW		NE						IRR			
			SW		NE		IRR				
			SE		NE		IRR				

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

AC. IRRIG. NOT SPECIFIED. FARM = 718.4 AC.
P/U INCOMPLETE. SEE FILE.
THIS RIGHT HAS BEEN SPLIT
A37-13195 = 0.26 CFS FOR REEDY B.A.S. 10/23/89

15. Basis of Claim:

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: _____

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

09/21/2006

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

RIGHT NUMBER: 37-223
NAME AND ADDRESS: JIM REEDY
RT 1 BOX 1255
FAIRFIELD ID 83327

DALE REEDY
RT 1 BOX 1250
FAIRFIELD ID 83327

SOURCE: SOLDIER CREEK TRIBUTARY: CAMAS CREEK
QUANTITY: 1.000 CFS
PRIORITY DATE: 10/25/1883
POINT OF DIVERSION:

T01N R14E S28 NENWSE Within CAMAS County
T01N R14E S33 SWSENE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.000 CFS

PLACE OF USE: IRRIGATION Within CAMAS County

T01N R14E S28	NESE	39.00	T01N R14E S28	NWSE	38.00
T01N R14E S28	SWSE	38.00	T01N R14E S28	SESE	39.00
T01N R14E S33	NENE	40.00	T01N R14E S33	NWNE	37.00
T01N R14E S33	SWNE	39.00	T01N R14E S33	SENE	36.00
T01N R14E S33	NESE	37.00	T01N R14E S33	NWSE	9.00
T01N R14E S33	SWSE	2.00	T01N R14E S33	SESE	11.00
T01N R14E S34	NESW	39.00	T01N R14E S34	NWSW	36.00
T01N R14E S34	SWSW	38.00	T01N R14E S34	SESW	35.00

513 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 513 acres in a single irrigation season. Combined Right Nos.: 37-223, 37-224, 37-225, 37-341, 37-13195, 37-13197, and 37-19822.

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.



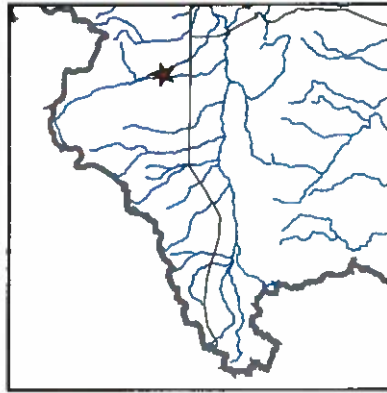
Idaho Department of Water Resources

SRBA Recommendation:

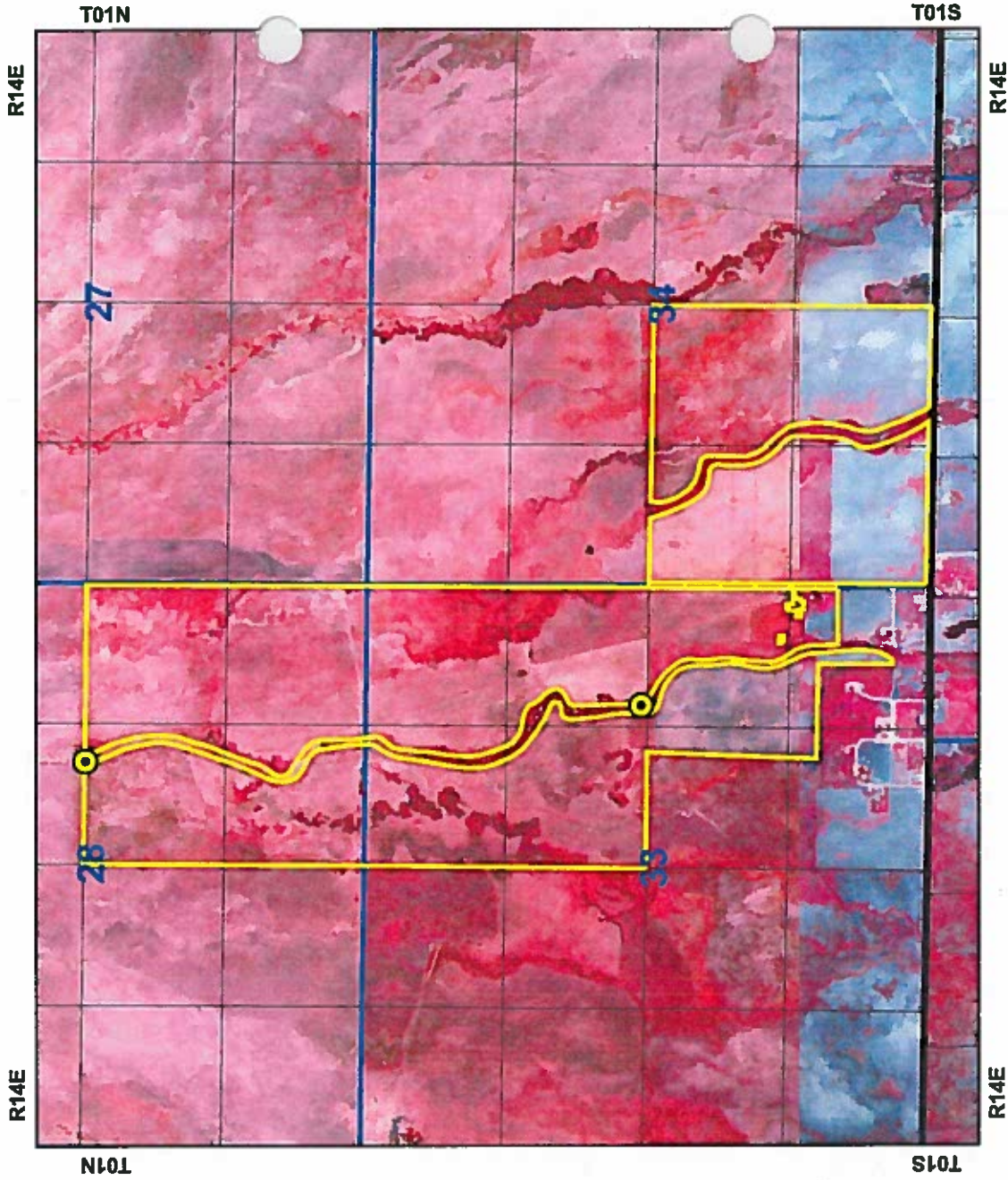
37-223
37-224
37-225
37-341

Legend

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



Camas County
IDWR Basin 37



0 0.25 0.5 Miles

Prepared by M. Anders
 On Thursday, September 21, 2006
 1987/88 Aerial Photography

Adjudication Claim Notes

Claim(s): 37-223, 37-224, 37-225, 37-341, 37-19822, 37-13195, 37-13197

Background Data

37-223

- Source is Soldier Creek tributary to Camas Creek
- Priority date search indicates 37-223 decreed for 1.0 cfs on 20 QQ
 - SRBA claims
 - 37-223 claimed 1.0 cfs for Irrigation of 513 acres

37-224

- Source is Soldier Creek tributary to Camas Creek
- Priority date search indicates 37-224 decreed for 3.2 cfs on 20 QQ
 - SRBA claims
 - 37-224 claimed 3.2 cfs for Irrigation of 513 acres

37-225

- Source is Soldier Creek tributary to Camas Creek
- Priority date search indicates 37-225 decreed for 1.5 cfs on 12 QQ
 - SRBA claims
 - 37-225 claimed 1.5 cfs for Irrigation of 513 acres

37-341

- Source is Soldier Creek tributary to Camas Creek
- Priority date search indicates 37-341 decreed for 0.5 cfs on 4 QQ
 - SRBA claims
 - 37-341 claimed 0.5 cfs for Irrigation of 513 acres

37-13195

- Source is Soldier Creek tributary to Camas Creek
- Priority date search indicates:
 - 37-50A decreed for 0.72 cfs on 5 QQ
 - 37-50B decreed for 2.0 cfs on 5 QQ
 - 37-222A decreed for 2.8 cfs on 8 QQ
 - 37-222B decreed for 0.8 cfs on 12 QQ
 - 37-572 decreed for 0.44 cfs on 4 QQ
 - SRBA claims
 - 37-50A
 - 37-50C claimed 0.05 cfs from 37-50A for Irrigation of 15 acres
 - 37-50D claimed 0.03 cfs from 37-50A for Irrigation of 29.6 acres
 - 37-13187 claimed 0.06 cfs from 37-50A for Irrigation of 17 acres
 - 37-50E claimed 0.2 cfs from 37-50A & 37-50B for Irrigation of 10 acres
 - 37-13195 claimed 1.0 cfs from 37-50A & 37-50B for Irrigation of 513 acres
 - 37-13198 claimed 0.12 cfs from 37-50A, 37-50B, and 37-222B for Irrigation of 9 acres
 - 37-21796 claimed 0.2 cfs from 37-50A & 37-50B for Irrigation of 10 acres
 - 37-21801 claimed 0.17 cfs from 37-50A & 37-50B for Irrigation of 5.7 acres
 - 37-50B
 - 37-50C claimed 0.15 cfs from 37-50B for Irrigation of 15 acres
 - 37-50D claimed 0.25 cfs from 37-50B for Irrigation of 29.6 acres
 - 37-13187 claimed 0.18 cfs from 37-50B for Irrigation of 17 acres
 - 37-21298 claimed 0.2 cfs from 37-50B for Irrigation of 10 acres
 - 37-50E claimed 0.2 cfs from 37-50A & 37-50B for Irrigation of 10 acres
 - 37-13195 claimed 1.0 cfs from 37-50A & 37-50B for Irrigation of 513 acres
 - 37-13198 claimed 0.12 cfs from 37-50A, 37-50B, and 37-222B for Irrigation of 9 acres
 - 37-21796 claimed 0.2 cfs from 37-50A & 37-50B for Irrigation of 10 acres
 - 37-21801 claimed 0.17 cfs from 37-50A & 37-50B for Irrigation of 5.7 acres
 - 37-222A
 - 37-13195 claimed 1.58 cfs from 37-222A & 37-222B for Irrigation of 513 acres
 - 37-222B
 - 37-13187 claimed 0.03 cfs from 37-222B for Irrigation of 17 acres
 - 37-13195 claimed 1.58 cfs from 37-222A & 37-222B for Irrigation of 513 acres
 - 37-13198 claimed 0.12 cfs from 37-50A, 37-50B, and 37-222B for Irrigation of 9 acres
 - 37-572
 - 37-13195 claimed 0.44 cfs from 37-572 for Irrigation of 513 acres

37-13197

- Source is Soldier Creek tributary to Camas Creek
- Priority date search indicates:
 - 37-226 decreed for 1.0 cfs on 20 QQ
 - 37-227 decreed for 2.2 cfs on 20 QQ
 - SRBA claims
 - 37-13197 claimed 1.59 cfs for Irrigation of 513 acres
 - combined 37-226 and 37-227

37-19822

- Source is Soldier Creek tributary to Camas Creek
- Priority date search indicates:
 - 37-571 decreed for 2.9 cfs on 4 QQ
 - 37-715 decreed for 2.5 cfs on 8 QQ
 - SRBA claims
 - 37-19822 claimed for 5.4 cfs for Irrigation of 513 acres
 - combined 37-571 and 37-715

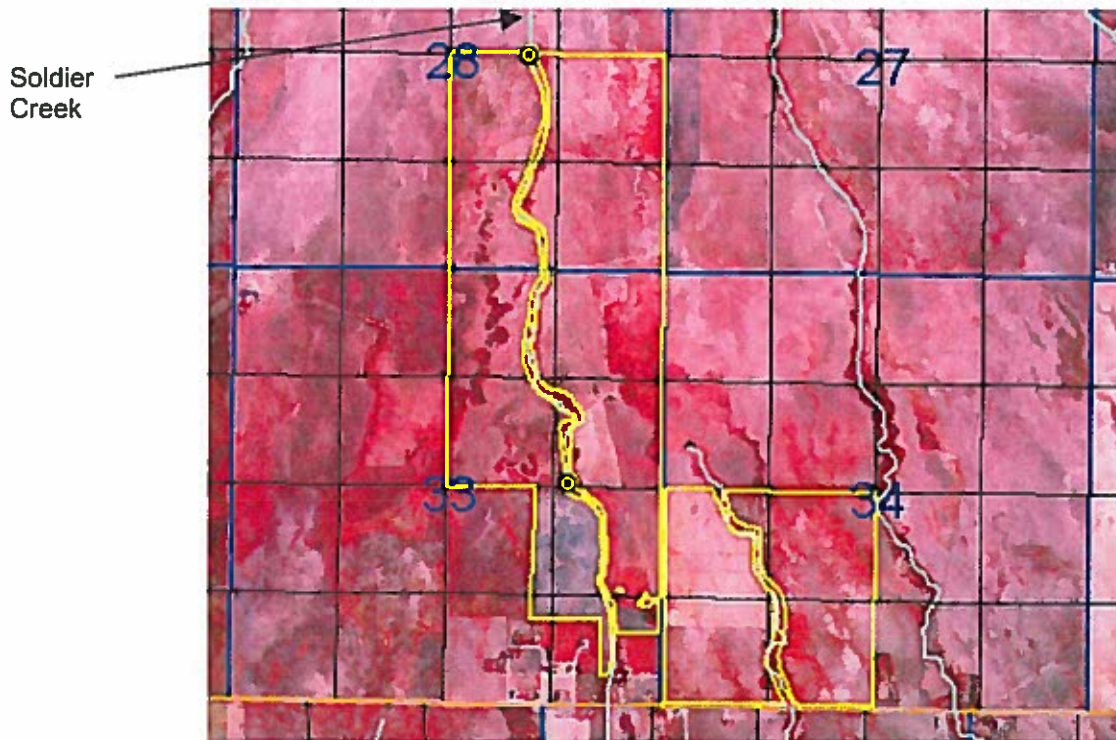
Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.

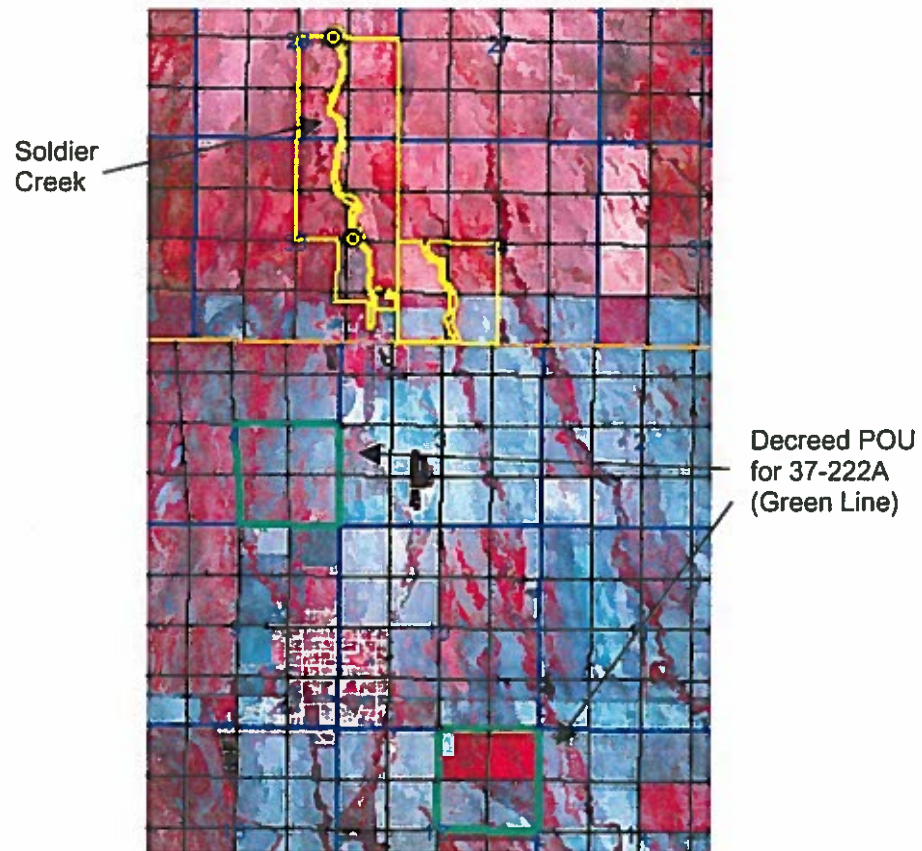
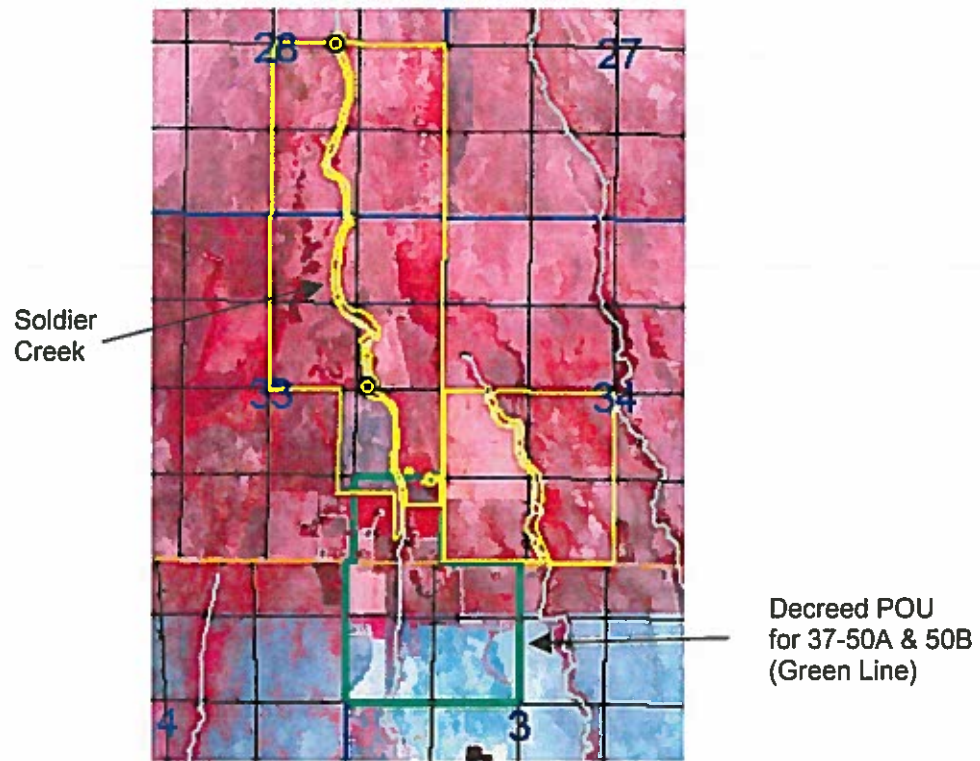
Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

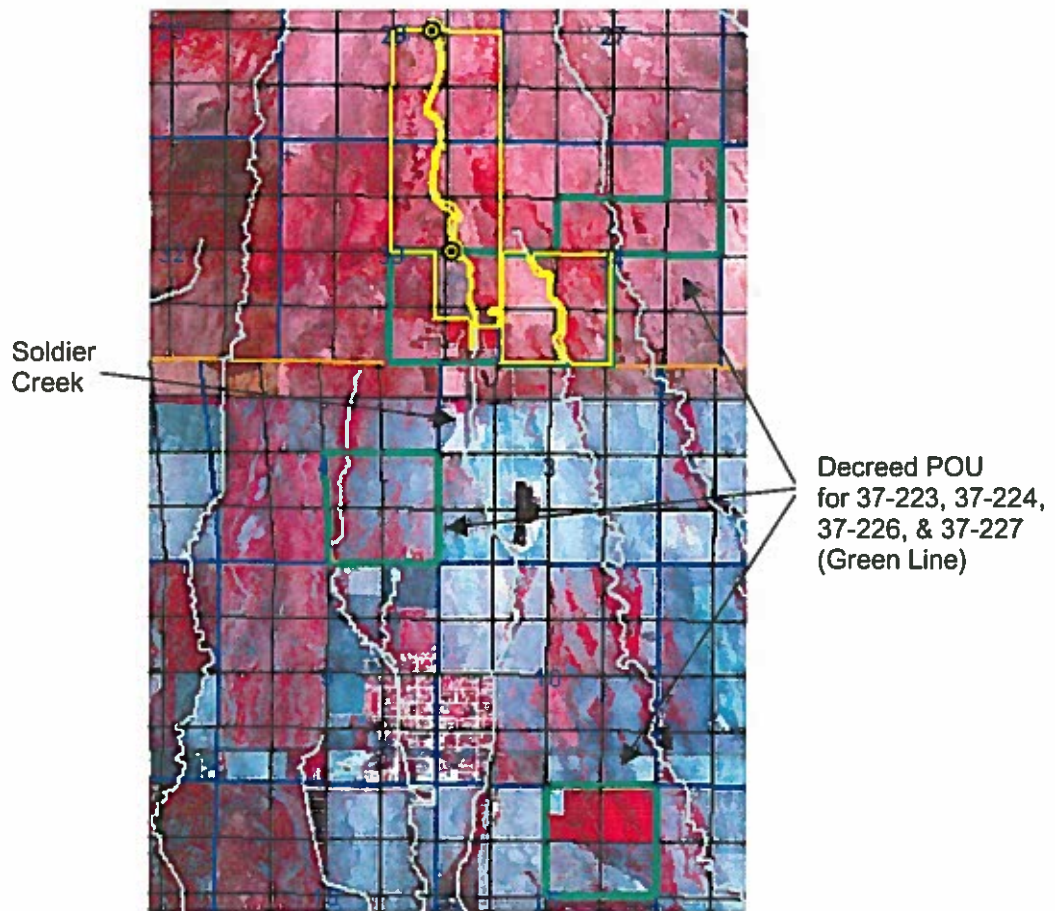
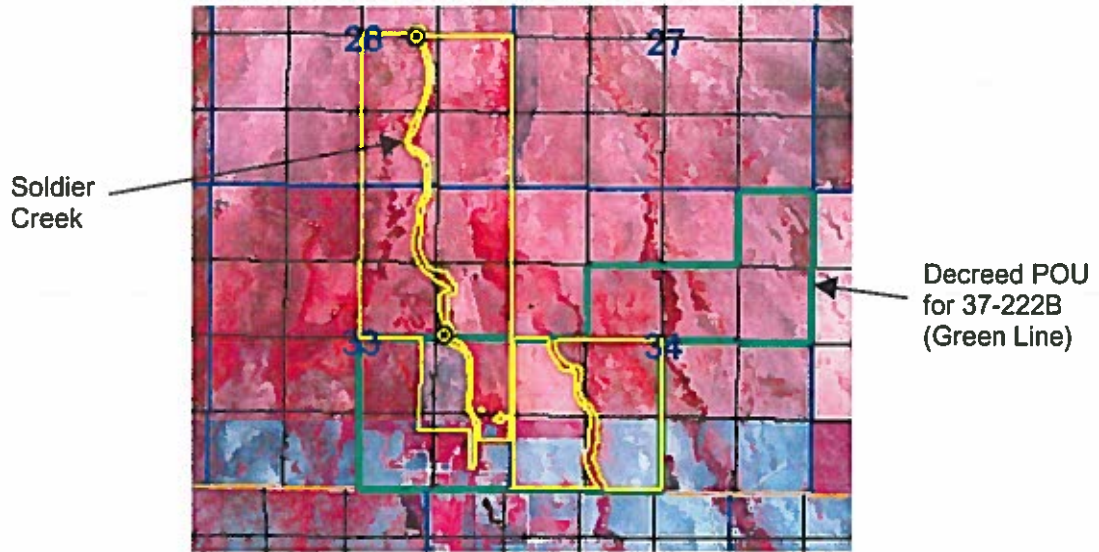
Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)

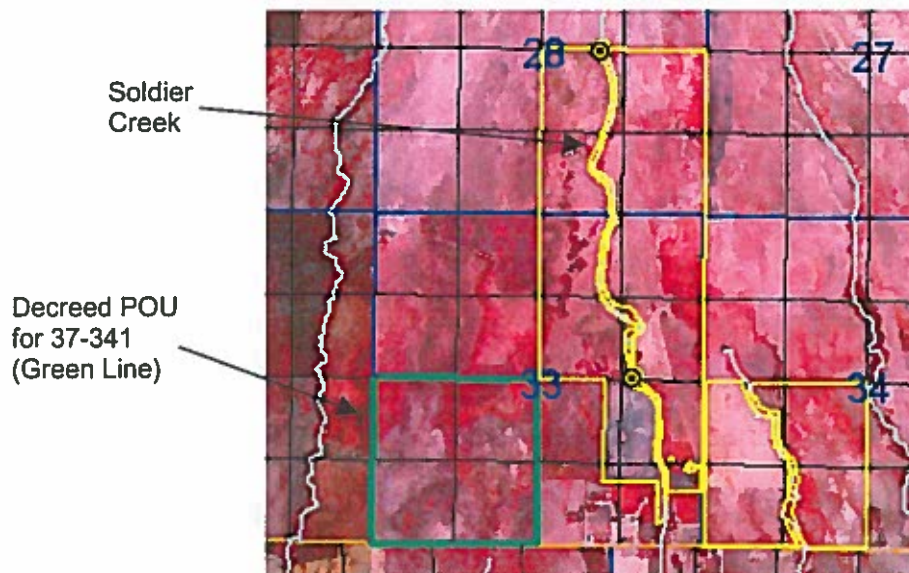
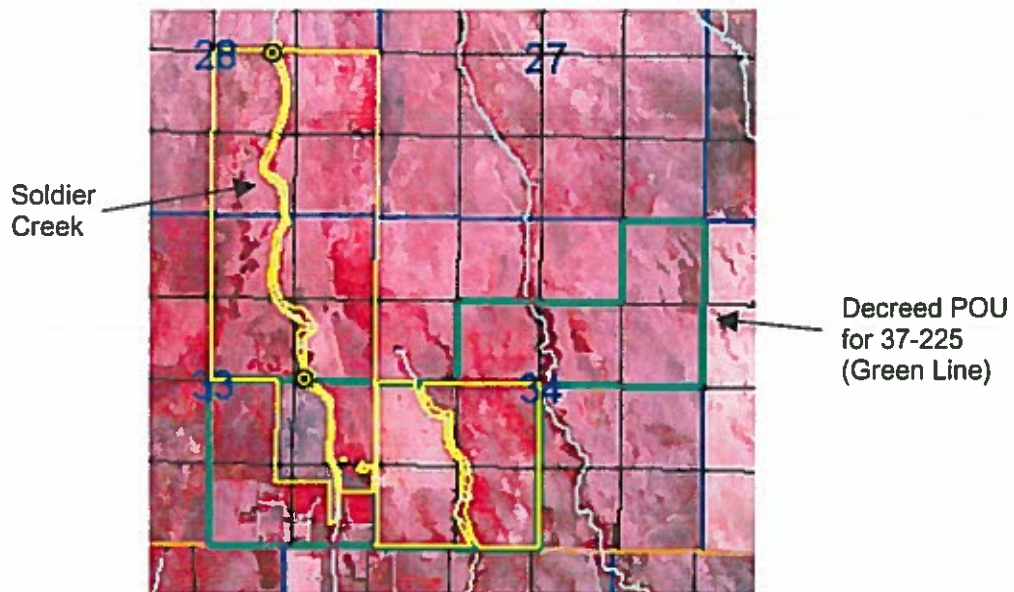
1987 Aerial Photo

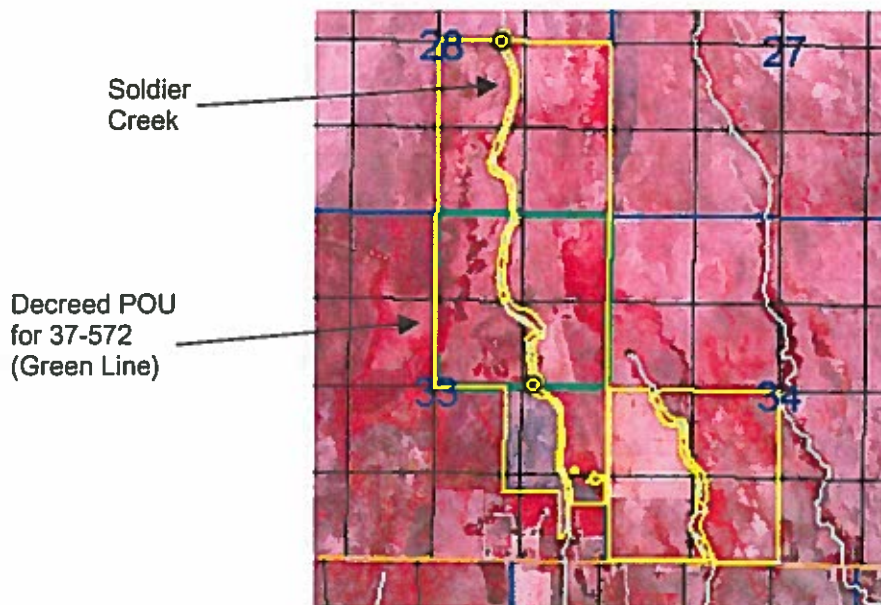


Decreed POU









Notes

T1N R14E Sections 28, 33, & 34

- Found 513 acres of Irrigation
- Claim 37-13197 overlaps land claimed for 37-7463, but 37-13197 does not appear to be valid for the land in 37-7463. In Claim 37-13197 is for 513 acres like the rest of the Reedy claims, but only the QQ are listed in the section for 37-7463, no acreage. The land in 37-7463 is not part of the same distribution system used for the rest of the land in Reedy's claim. Tax records also indicate Reedy does not own the land for 37-7463.
- Claim 37-13195 combines water from 5 different water rights. There is no combined use limit on this right for the acreage for each of the rights because: a) the allocated irrigated acres from the different rights equal/exceed the irrigated acreage, b) it would have required to put multiple limits on different portions of the diversion rate on a one right (ex: 0.04 cfs of this right are limited to 130 acres, 0.26 cfs of this right are limited to 400 acres, etc.), which is uncommon, c) the water was moved and applied before 1987 and there are no known disputes/injuries, and d) as right are currently claimed, there is no expansion of the water right, if additional water is claimed any expansion of the water right would be minimal.
- Water right 37-50A has a remark that it was not reaffirmed in *Hallowell vs. Baker* (1959) and my therefore not be valid. The focus of the *Hallowell vs. Baker* was a transfer by Clifford Hallowell. The other rights listed are also delivered from the Abbot Branch of Soldier Creek and appear to have been listed because the decree is documenting there right to use and maintain the Abbot Branch as their delivery system. They other rights were not reviewed and therefore they were probably not reaffirmed by the decree. Also, 37-50A is delivered directly from Solder Creek, the Abbott Brach is not used, so 37-50A would not have been listed in the *Hallowell vs. Baker* decree. Summary: 37-50A is a valid water right.
- Water right 37-222A has a somewhat confusing remark, but I interpret it to mean:
 - Transfer No. 13 was superseded by the Frost Decree.
 - POU is assumed to be those lands not under *Hallowell vs. Baker* (1959).
- Recommendations:
 - 513-acre PPU
 - 37-223 – 1.0 cfs for Irrigation of entire 513-acre PPU
 - Claimant does not own entire decreed POU. Since there are no competing claims it is assumed that claimant owns entire water right and completed accomplished transfers for PODs and POU
 - 37-224 – 3.2 cfs for Irrigation of entire 513-acre PPU
 - Claimant does not own entire decreed POU. Since there are no competing claims it is assumed that claimant owns entire water right and completed accomplished transfers for PODs and POU
 - 37-225 – 1.5 cfs for Irrigation of 480 acres within 513-acre PPU
 - Claimant does not own entire decreed POU. Since there are no competing claims it is assumed that claimant owns entire water right and completed accomplished transfers for PODs and POU
 - 37-341 – 0.5 cfs for Irrigation of 160 acres within 513-acre PPU
 - Claimant does not own decreed POU. Since there are no competing claims it is assumed that claimant owns entire water right and completed accomplished transfers for PODs and POU

- 37-13195 – 3.02 cfs for Irrigation of entire 513-acre PPU
 - 37-50A
 - 37-50C – 0.05 cfs for Irrigation of 13 acres
 - 37-50D – 0.03 cfs for Irrigation of 25 acres
 - 37-50E – 0.05 cfs for Irrigation of 9 acres
 - 37-13187 – 0.06 cfs for Irrigation of 17 acres
 - 37-13195 – 0.26 cfs for Irrigation of 513 acres
 - 37-13198 – 0.02 cfs for Irrigation of 9 acres
 - 37-21796 – 0.04 cfs for Irrigation of 4.5 acres
 - 37-21801 – No apparent irrigation. Claim disallowed.
 - Unclaimed – 0.21 cfs for Irrigation of 58 acres
 - 37-50B
 - 37-50C – 0.15 cfs for Irrigation of 13 acres
 - 37-50D – 0.25 cfs for Irrigation of 25 acres
 - 37-50E – 0.13 cfs for Irrigation of 9 acres
 - 37-13187 – 0.18 cfs for Irrigation of 17 acres
 - 37-13195 – 0.74 cfs for Irrigation of 513 acres
 - 37-13198 – 0.04 cfs for Irrigation of 9 acres
 - 37-21796 – 0.10 cfs for Irrigation of 4.5 acres
 - 37-21801 – No apparent irrigation. Claim disallowed.
 - 37-21298 – 0.18 cfs for Irrigation of 9 acres
 - Unclaimed – 0.23 cfs for Irrigation of 23 acres
 - 37-222A
 - 37-13195 – 1.12 cfs for Irrigation of 513 acres
 - Unclaimed – 1.68 cfs for Irrigation of 191 acres
 - 37-222B
 - 37-13187 – 0.03 cfs for Irrigation of 17 acres
 - 37-13195 – 0.46 cfs for Irrigation of 513 acres
 - 37-13198 – 0.06 cfs for Irrigation of 9 acres
 - Unclaimed – 0.25 cfs for Irrigation of 148 acres
 - 37-572
 - 37-13195 – 0.44 cfs for Irrigation of 160 acres within 513-acre PPU
 - 37-13197 – 1.59 cfs for Irrigation of 398 acres within 513-acre PPU
 - 1.61 cfs and 402 acres remains unclaimed in 37-226 and 37-227
 - Claimant does not own entire decreed POU. Since there are no competing claims it is assumed that claimant owns entire water right and completed accomplished transfers for PODs and POU
 - 37-19822 – 5.4 cfs for Irrigation of 480 acres within 513-acre PPU
 - Claimant does not own entire decreed POU. Since there are no competing claims it is assumed that claimant owns entire water right and completed accomplished transfers for PODs and POU
- Data used for review: 1987, 1992, & 2004 aerial photos, Camas Co Tax Records, Idaho Ownership (idown.shp), & USGS 1:24,000 Topo

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILLIAM FINNEY ZZ

Status: Active

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	1.000 CFS	
	Total Diversion:	1.000 CFS	

Place of Use
IRRIGATION

[illegible]

1. AC. IRRIG. NOT SPECIFIED. FARM = 718.4 AC.
P/U INCOMPLETE. SEE FILE.

Remarks: