

11/01/2004

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

RIGHT NUMBER: 1-10033

NAME AND ADDRESS: CLYDE BOYCE
468 N 3300 E
LEWISVILLE ID 83431

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.292 CFS

PRIORITY DATE: 10/01/1901

POINT OF DIVERSION:

T05N R38E S20 SWNEW Lot 3 Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.292 CFS

PLACE OF USE:

IRRIGATION Within JEFFERSON County

T05N R37E S24	NESW	35.0	T05N R37E S24	NENE	36.0
T05N R37E S24	NWSE	36.0	T05N R37E S24	SWSE	7.0
T05N R37E S24	SESE	29.0			

143 ACRES TOTAL

Use of the rights listed below is limited to the irrigation of a combined total of 143 acres in a single irrigation season. Combined Right Nos.: 1-10032, 1-10033, and 1-10450.

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

Use of this right is combined with water from Long Island Irrigation Co.

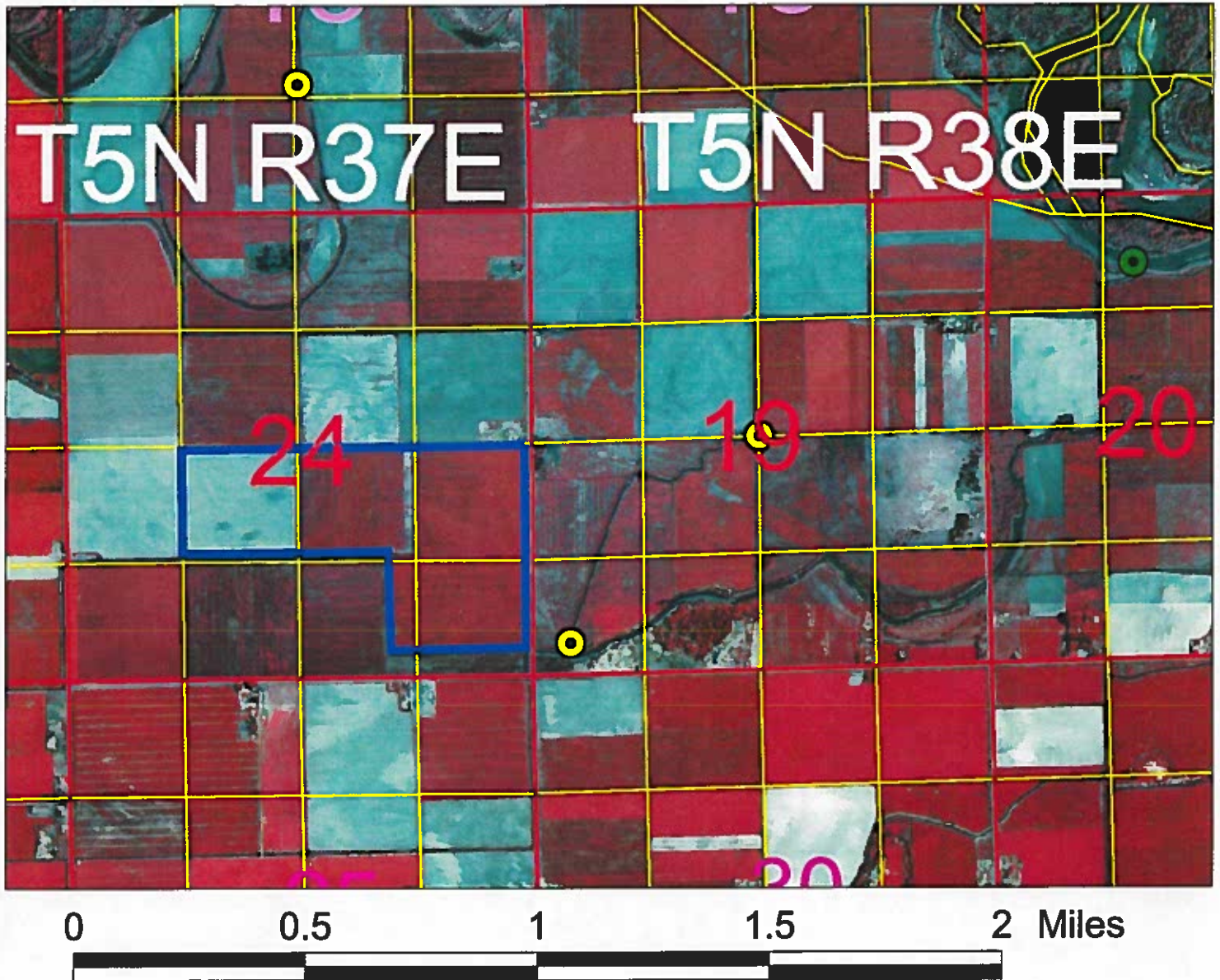
Water is delivered through Bear Trap Canal.

This right is a split from former right 25-250.



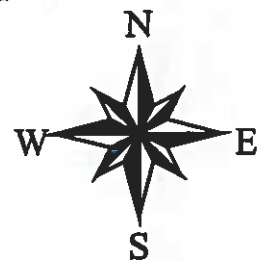
Department of Water Resources

Claim Nos.: 1-10032, 1-10033,
and 1-10450



-  Place of Use
-  Point of diversion
-  Sections
-  QQ

PROFILED



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: November 2004

A 01-10033

CLYDE BOYCE
0.292 CFS
143 AC

A 01-10444

MYRON HANCOCK
0.224 CFS
114 AC

A 01-10445

ROLAND WALKER
0.364 CFS
189 AC

A 01-10446

DEAN BOYCE
0.24 CFS
115.5 AC

NORTHERN TRUST

1.12 CFS

P/D 5N 38E 20 NENW
548 ACRES

XFR 3104

WILLIAM LUXTON

1.68 CFS

A 01-10447

VERDA MUNNIS
0.74 CFS
104 AC

25-250

WILLIAM LUXTON

2.80 CFS

OCT 1, 1901

BEAR TRAP CR

5N 37E 25 E 1/2 NW

NNWNW

E 1/2 SW

24 S 1/2 SE

27 SENW

SWNE

NENE

LOT 1

26 N 1/2 NE

N 1/2 NW

23 SE 1/4

NE 1/4

919.88 acres

name found
description

25-249

13103

XFR 3104
CHANGE IN SOURCE
AND POW. POD

IS HEAD OF
BEAR TRAP CANAL

DATE RECEIVED 11/30/88 CK AMOUNT \$

	YES	NO
Is the name and address complete with zip code?	☒	☐
Is a priority date entered?	☒	☐
Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued? A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.		
(a) Is a source entered?	☒	☐
(b) Is a tributary to entered? (if required)	☐ N/A ☒	☐
Is the legal description of the p.d. sufficient?	☒	☐
Is there a description of the diverting works?	☒	☐
Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐
Is the period of use included?	☒	☐
Is a quantity claimed for each use?	☒	☐
Is a total quantity claimed entered?	☒	☐
If required is a consumptive use entered?	☐ N/A ☒	☐
Is the consumptive use correct?	☐ N/A ☒	☐
Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. See Adjudication Memo # 4.	☒	☐
Is (are) the place(s) of use entered?	☒	☐
Is (are) the county(ies) entered?	☒	☐
Is the ownership of p.u. checked?	☒	☐
Are other water rights listed or "none" indicated?	☒	☐
If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☐ N/A ☒	☐
Is the basis of the claim checked?	☒	☐
Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)	☒	☐
Is the claim signed, sealed, and dated by a notary?	☒	☐
Is this claim filed on time, or was an extension granted?	☒	☐
Is the fee enclosed correct?	☒	☐
Is this claim based on an existing water right, has the identification number been entered?	☐ N/A ☒	☐
Could this claim be receipted and data entered?	☒	☐

Claim checked by: TO

E004728

AUG 24 2001

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: A01-10033

Date Received: 11/30/1988

Receipt No: E004728

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLYDE BOYCE 208-754-4281
Address: ROUTE 1
ROBERTS, ID 83444

2. Date of Priority: OCT 01, 1901

3. Source: BEAR TRAP CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	38E	20	SW	NE	NW		JEFFERSON

5. Description of diverting works:
HEAD GATES - DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.740		

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

8. Total consumptive use is 314.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05N	37E	24	NE	SW		IRR	35.0
			NE	SE		IRR	35.0
			NW	SE		IRR	35.0
			SW	SE		IRR	5.0

A01-10033

Page 1

Date: 12/22/88

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OCT 20 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	37E	24	SE	SE		IRR	33.0

Section Acres 143.0

Total Acres 143.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
01-0249 AND 25-0251

14. Remarks:
37 MINERS INCHES 01-0259

15. Basis of Claim: DECREED
Water Right Number: 250251
Case Number:
Court :
Decree date:

Decree Plaintiff

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 _____ 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 _____

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 A01-1003

Date Received 11/30/88

Receipt Number E004728

A010033



NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Clyde Boyer Phone () 754-4281

Mailing Address Rt 1, Roberts, Idaho Zip 83444

2. Date of Priority (Only one (1) per claim) Oct 1 1901

3. Source of water supply (a) Bear trap Creek
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 5N Range 38E Section 20,
SW 1/4 of NE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Jefferson Co.

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Headgates - Ditch

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OCT 20 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from April to Nov amount 74 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 74 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 314 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5N	37E	24									35				35	35	5	33	143

Total number of acres irrigated 143

11. In which county (ies) are lands listed above as place of use located? Jefferson

12. Do you own the property listed above as place of use? Yes No
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
01-0249 25-0251 or None ()

14. Remarks:
37 mines each 01-0249

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OCT 20 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X

If applicable provide IDWR Water Right Number 25-0251
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 2

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Cheryl Bayne Date 11-30-88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____
Organization _____, that I have signed the foregoing

document in the space below as _____ of _____
Title _____ Organization _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bonneville) SS.

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

SEAL

Notary Public Anthony A. O'Connell

Residing at Idaho Falls

My Commission Expires 9/12/1994

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

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OCT 20 1992

Copies White-State, Yellow-Claimant

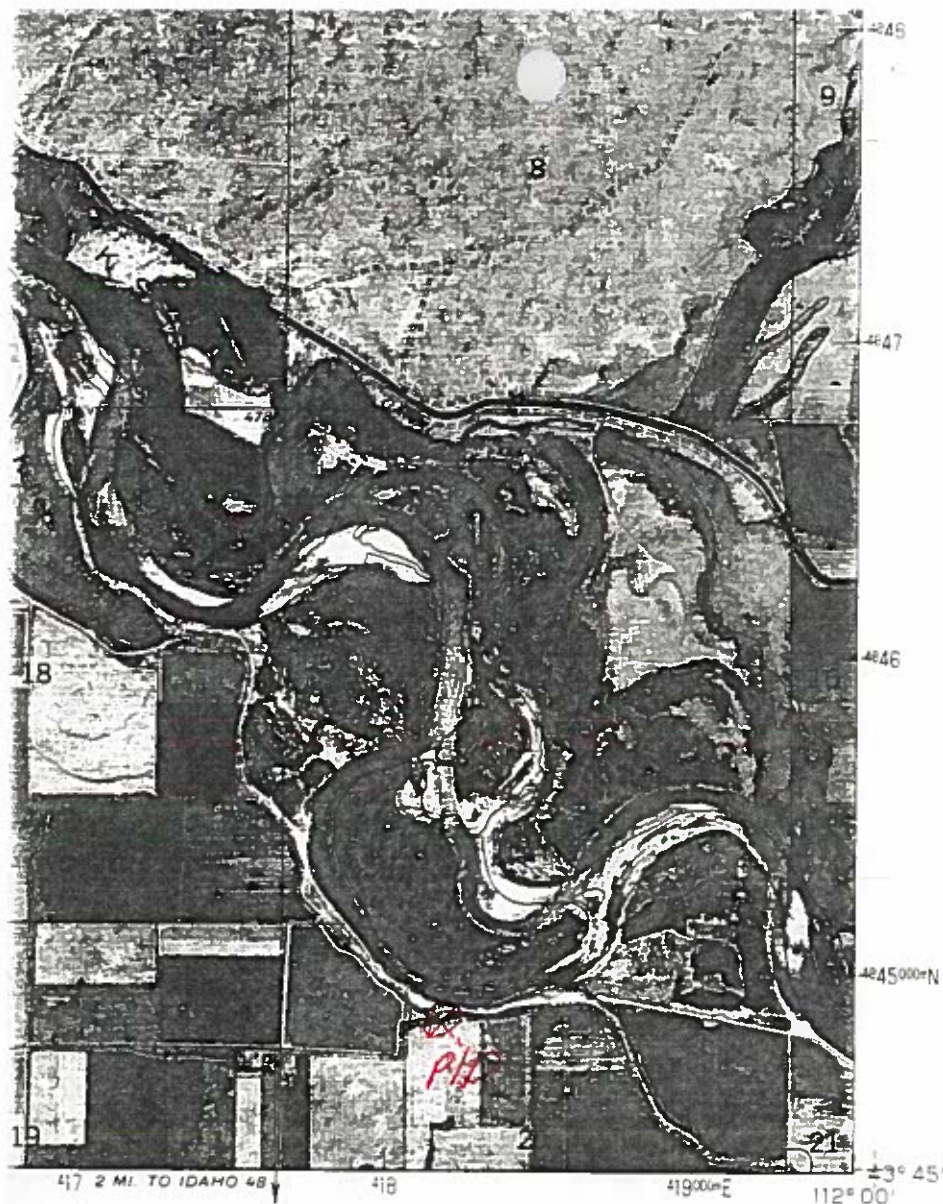
X 42



R37E

R38





QUADRANGLE LOCATION

DEER PARKS, IDAHO

N4345—W11200/7.5

1980

DEER PARKS

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OCT 20 1992