

11/29/2006

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

RIGHT NUMBER: 22-54

NAME AND ADDRESS: HARRIETT WILSON
537 W HWY 33
TETONIA ID 83452

JIM H WILSON
537 W HWY 33
TETONIA ID 83452

SOURCE: BADGER CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:
T06N R45E S8 NWNESE Within TETON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	0.800 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T06N R45E S07 SWNE 30.00	T06N R45E S07 SENE	29.00
	59 ACRES TOTAL		

USE OF THIS RIGHT WITH RIGHT NO. 22-54, 22-302, 22-306A IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 59 ACRES IN A SINGLE
IRRIGATION SEASON.

This right is limited to the irrigation of 40 acres within the place of use
described above 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: BASIS OF CLAIM - Decreed
Water is delivered through Stewart Ditch.

04/21/2005

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

RIGHT NUMBER: 22-54
NAME AND ADDRESS: HARRIETT WILSON
537 W HWY 33
TETONIA ID 83452
JIM H WILSON
537 W HWY 33
TETONIA ID 83452

SOURCE: BADGER CREEK TRIBUTARY: TETON RIVER
QUANTITY: 0.800 CFS
PRIORITY DATE: 01/22/1916
POINT OF DIVERSION:

T06N R45E S9 NENWSW Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.800 CFS

PLACE OF USE: IRRIGATION Within TETON County

T06N R45E S07	SWNE 30.0	T06N R45E S07	SENE 29.0
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59 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 22-54, 22-302, 22-306A IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 59 ACRES IN A SINGLE
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Code.

EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH STEWART DITCH.

Right nos. 22-302, 22-306A are also diverted through point of diversion
described above.

12-9-2008

We have sold all of our property in Tetonia, Idaho. The Badger Creek use was sold 5 years ago. The home place with the Spring Creek use was sold October 21, 2008.

We did not know whether we are to notify you. The new owners will have to file I guess. I am not sure of exact name and address of the ones that have it now. It would be recorded in Driggs Court house.

Sincerely

Jim H. + Harriett L. Wilson
3087 Highway 241
Afton, WY. 83110

If we can be of any help please feel free to contact us. Thank you.

22-00054

22-00210A

22-00533C

22-00302

22-00304A

SCANNED

JAN 09 2009



Idaho Department of Water Resources

SRBA Recommendation:

22-54

22-302

22-306A (Irrigation)

Legend

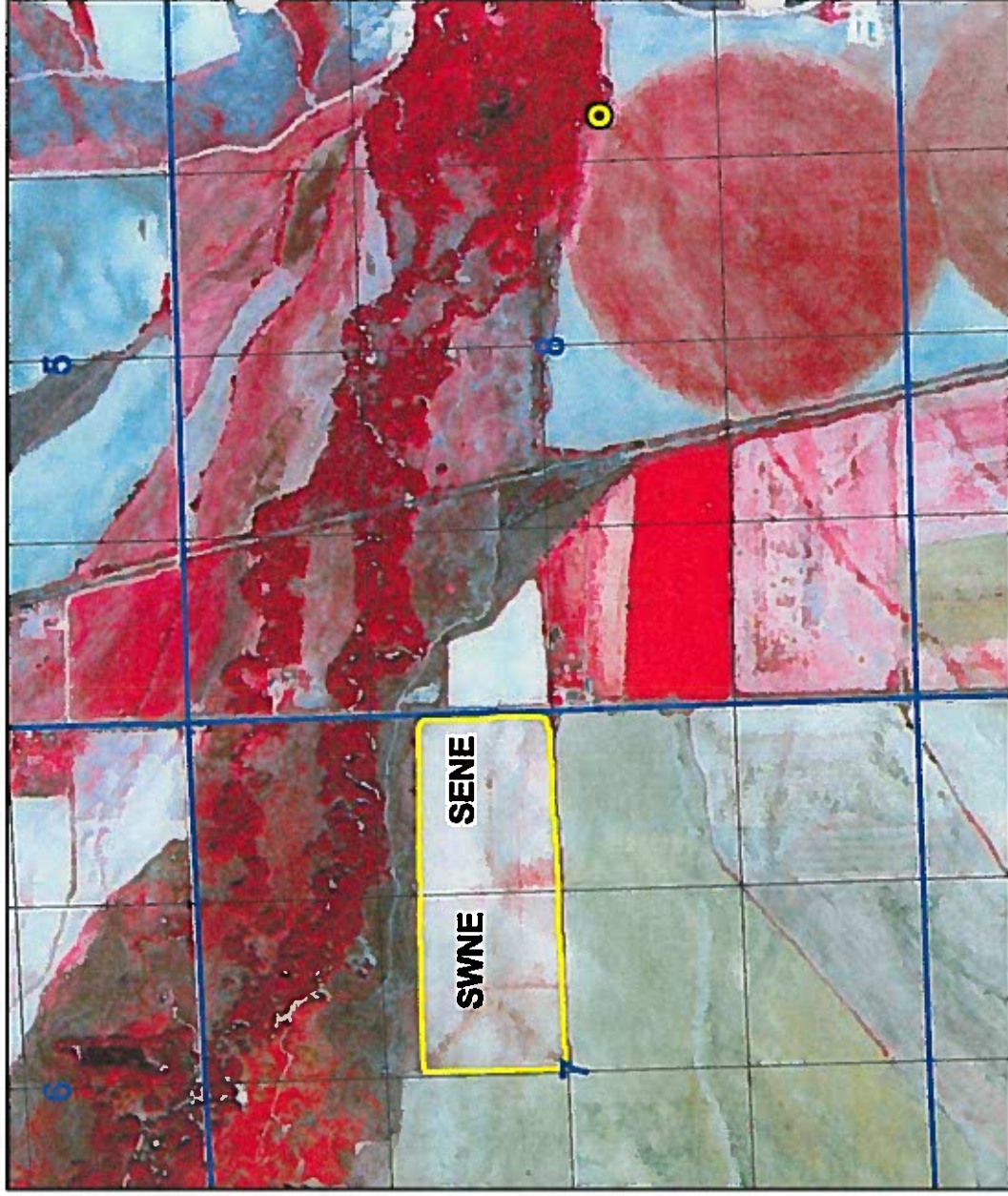
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Teton County
IDWR Basin 22



R45E



T06N

0 0.5 1 Miles

Prepared by T. Galbraith
On Wednesday, November 29, 2006
1987/88 Aerial Photography



State of Idaho

Department of Water Resources
Eastern Region



Water Right(s):

22-54
22-302
22-306A

PROFILE

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MAY 12 2005

Point(s) of Diversion:
T06N R45E
Sec. 9 NENWSW

Place of Use (parts of):
T06N R45E
Sec. 7 SENE, SWNE

Delivered through Stewart Ditch.

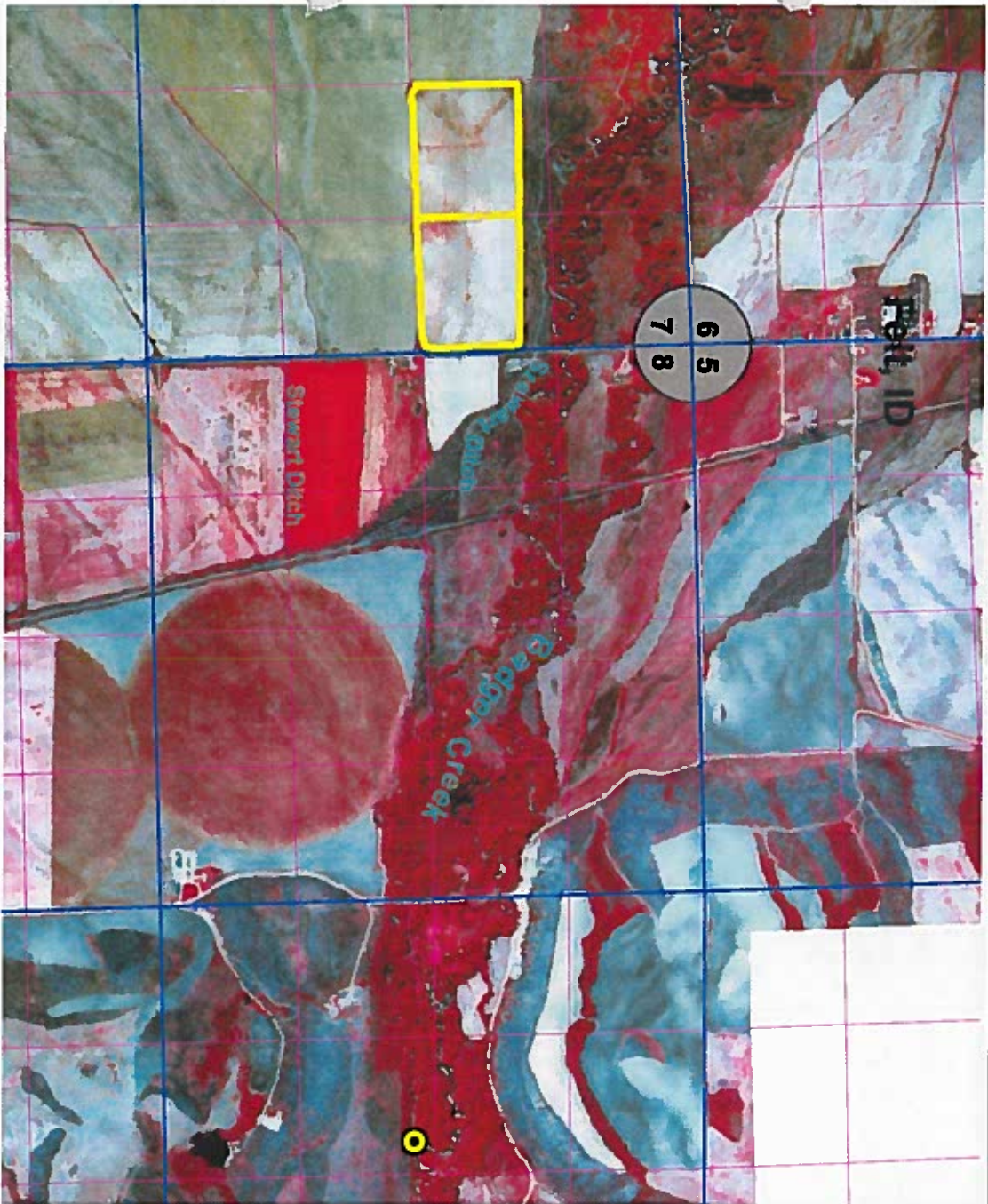
LEGEND

- Point of Diversion
- Place of Use
- Section
- Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: S. Porter
Date: April 2005

1000 0 1000 2000 3000 4000 5000 Feet



Recommendation:

See Right No. 22-54

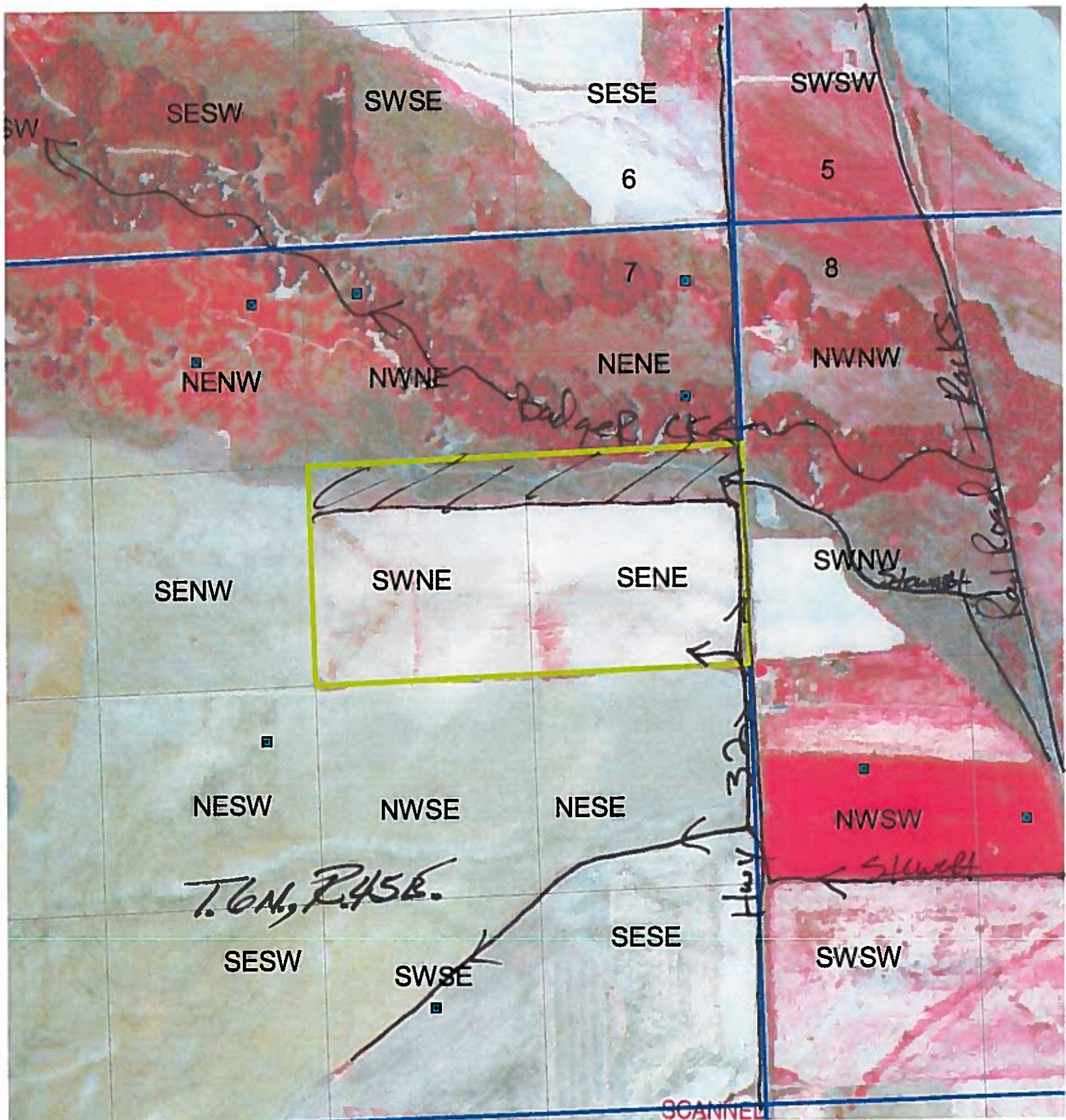
For field exam and review notes.

1. DECEASED UNDER ROUTINE 1/5 TESTED 1910. ASI #169, TO ALFRED HENDERSON, 40", JUNE 1 1898, BROAD CROFT.
2. SELL RECOMMENDED TO DOT STD 4115 TO 10/31. UNSTIC. BY DIRECT.
3. CLAIMS STAMPS PDD AS 22-54
4. OVERLAYS w/ 22-54 AND 3064

SCANNED
MAY 12 2005

PROFILED

22-54



PROFILED

MAY 12 2005

Contacts Data Entry Form

Claim Number: 22-54 / 10202004

Owner Type	Full Name	Address	City	State	Zip
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Current Owner: Jim Wilson Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.DISCRED UNDER GILLETTE vs CRANDALL, 1938, TP XLVIII - See Attached
EXCERPT.FE:Overlap w/ 22-54, 302, 306A

Reviewer: _____ Date: _____

PROFILE

SCANNED

MAY 12 2005

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 1/22/1916 Recommended Basis: Decrees

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

MATCHES Decrees

Reviewer: _____

PROFILED**SCANNED
MAY 12 2005**

Date: _____

Water Right No(s). _____

GPS DATA:

Tag # A09/13677 Location: Stewart Canal

Diversion Data:

Source: Budger CK Trib to: Teton River

MOTOR

Make: _____ Model: _____ Hp: _____
SN: _____

PUMP

Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:

Field Exam Date: _____ Agent: _____

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MAY 12 2005

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Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point(s) of diversion and Source.Water Right Point of Diversion: T Q1N, R 4SE, Sec. 9, NW SW, County: TetonSource: BADGER CREEK Tributary to: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
<u>106W</u>	<u>4SE</u>	<u>9</u>		<u>NW SW</u>	<u>Teton</u>	<u>BADGER CK</u>	<u>Teton River</u>

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
<u>106W</u>	<u>4SE</u>	<u>8</u>		<u>SE SW NE</u>	<u>Teton</u>	<u>BADGER CK</u>	<u>Teton River</u>

Other rights from this POD? 302, 306ATransfers Pending or approved: NOT KNOWNDocument how the POD and Source were verified:Claims same POD as is OverwoodThe Recommended POD is Stewart Canal on Badger

Reviewer: _____ Date: _____

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MAY 12 2005

Place Of Use Data Entry Form

Claim Number: _____

Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
60N	45E	7	S2NB		TOTON		62	Drainage

Total acres 62

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Pending or approved Transfers: NONEOverlapping rights: 302, 306A

Document how the POU was verified:

Q: PDII DISCLOSED IS SENG SEC. 7 - CLAIMS SWMS IN ADDITION
 How? When? ADDITIONAL WATER OR JUST
 OVERLAP w/ OTHER RIGHTS?

Reviewer: _____ Date: _____

SCANNED

MAY 12 2005

PROFILE

Season of Use and Quantity Data Entry Form

Claim Number: _____

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Trans</i>	<i>unspec</i>		<i>0.80</i>	

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Trans</i>	<i>4/15</i>	<i>10/15</i>	<i>0.80</i>	

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Trans</i>	<i>4/15</i>	<i>10/31</i>	<i>0.80</i>	

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Recomm. Dupt SOL TO 4/15 TO 10/31
Per AS DIVERSION *NO Permanent Use Limit Apply*
DUE TO THIS BEING A FLOOD WATER RIGHT.

Reviewer: _____

Date: _____

SCANNED

MAY 12 2005

Claim no. _____

Claimant Contact Log

Date _____

Remarks

Agent initials

XLVIII.

That the plaintiff, Frank Stewart, is the owner of or has an estate in the following described lands, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 7 in township 6 north, range 45 E.B.M.,

and is the owner of a ditch through which he conveys water from Badger Creek, with the point of diversion located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of section 9 in township 6 north, range 45 E.B.M., and the plaintiff, on or before and ever since the 22nd day of January, 1916, has so diverted .8 cubic foot per second or 40 miners inches of the waters of said creek, and has applied the same to beneficial use in the irrigation of the above described lands each irrigating season, which has been in addition to any other rights fixed, decreed, or granted to the said plaintiff, or his predecessors in interest.

XLIX.

That the plaintiff, Norman Hansen, is the owner of or has an estate in the following described lands, to-wit:

Tax #164 of section 20 in township 6 north, range 45 E.B.M.

and is the owner of a ditch through which he conveys water from Badger Creek, with the point of diversion located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of section 9 in township 6 north, range 45 E.B.M., and the plaintiff, or his predecessors in interest, on or before and ever since the 22nd day of January, 1916, has so diverted 2 cubic feet per second or 100 miners inches of the waters of said creek, and has applied the same to beneficial use in the irrigation of the above described lands, during each irrigating season, which has been in addition to any other rights fixed, decreed, or granted to this plaintiff, or his predecessors in interest.

SCANNED

MAY 12 2005

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: A22-00054
Date Received: 9/16/1988
Receipt No: E002413
Received By: DPV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JIM H. WILSON 208-456-2815
Address: 537 W. HIWAY 33
TETONIA, ID 83452
OR
Name: HARRIETT WILSON 208-456-2815
Address: 537 W. HIWAY 33
TETONIA, ID 83452

A2200054

2. Date of Priority: JAN 22, 1916

3. Source: BADGER CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	45E	9	NW	SW			TETON

5. Description of diverting works:
HEADGATE TO DITCHES TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.800		

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

8. Total consumptive use is 124.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A22-00054

Page 1

Date: 09/16/88

PROFILE

SCANNED
MAY 12 2005

MICROFILMED
NOV 04 1982

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	7	SW	NE		IRR	30.0
			SE	NE		IRR	32.0
Section Acres							62.0
Total Acres							62.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
A22-00302, A32-00306A

14. Remarks:

OVERLAP WITH A22-00302 IN SENE AND A22-00306 IN SWNE. EXPANDED
TO COVER BOTH SENE AND SWNE. TOTAL DIVERSION RATE DOES NOT
EXCEED 0.8 C.F.S.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

F. C. GILLETTE

Decree Plaintiff

vs

LYNN CRANDALL, W. M.

Decree Defendant

PROFILED

SCANNED

MAY 12 2005

MICROFILMED

NOV 04 1992

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.

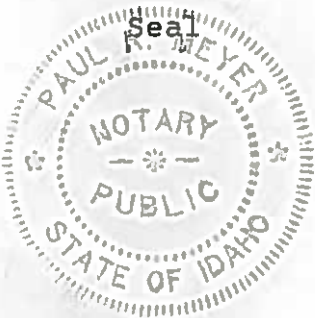
Signature of Claimant(s): Jim H. Wilson Date: 9/16/88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of Sept 19 88

[Signature]
Notary Public



Residing at Idaho Falls
My Commission Expires 9-12-94

R44E T6N R45E

A22-0005-4

SCANNED
MAY 12 2005
FILED

