

02/01/2006

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

RIGHT NUMBER: 22-61
NAME AND ADDRESS: J LYNN BEVAN
198 N 400 W
TETONIA ID 83452

WILMA BEVAN
198 N 400 W
TETONIA ID 83452

SOURCE: HORSESHOE CREEK TRIBUTARY: TETON RIVER
QUANTITY: 4.000 CFS
PRIORITY DATE: 01/22/1916
POINT OF DIVERSION:
T05N R44E S15 NWNESE Within TETON County
T05N R44E S22 SWSWNE Within TETON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	4/15 10/15	4.000 CFS
PLACE OF USE:	<u>IRRIGATION Within TETON County</u>		
	T05N R44E S01 NWSW 4.70	T05N R44E S01 SWSW	17.00
	T05N R44E S11 NENE 13.00	T05N R44E S12 NENW	13.00
	T05N R44E S12 NWNW 34.00	T05N R44E S12 SWNW	39.00

120.7 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 120.7 acres in a single irrigation season. Combined Right Nos.: 22-61, 22-189, 22-267

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.

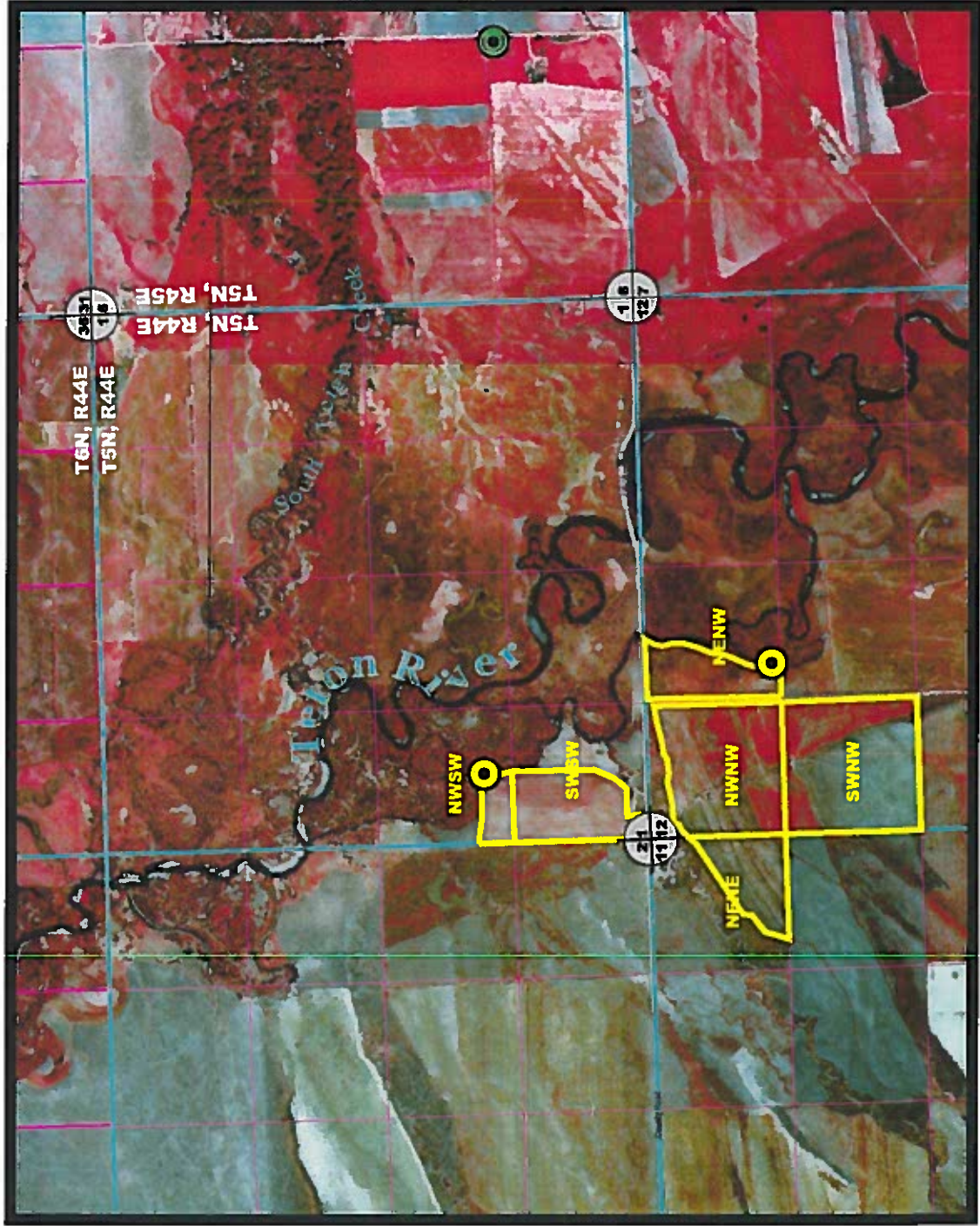
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
22-61,
22-189,
22-267

Point(s) of Diversion:
T5N, R44E
Sec. 1 SENWSW
Sec. 12 SWNENW
Sec. 15 NWSWNE (not shown)
Sec. 22 NWSWNE (not shown)

Place of Use: (parts of)
T5N, R44E
Sec. 1 W2SW,
Sec. 11 NENE,
Sec. 12 W2NW, NENW

LEGEND

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



750 0 750 1500 2250 3000 3750 4500 5250 6000 6750 7500 8250 9000 Feet

GIS Place of Use Illustration
10/27/1988 NAPP Photography
Prepared by: A. Roberty
Date: February 2006

02/01/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 22-61

J LYNN BEVAN
198 N 400 W
TETONIA ID 83452
Telephone Number: (208)456-2823

WILMA BEVAN
198 N 400 W
TETONIA ID 83452
Telephone Number: (208)456-2823

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12-8-06 SIGNATURE: J. Lynn Bevan Wilma Bevan
Please print your name: J. Lynn Bevan Wilma Bevan

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

Contacts Data Entry Form

A 2200061

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____

Current Owner LYNN BEVAN

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

Current Owner _____

Current Owner 1

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

DACREED. GILLETTE VS CRANDAL 7 DEC 1939.
TO JAMES T BENEDE 4 CFS 200" 2 JAN 1916
HORSE SHOE CREEK TRIB TETON RIVER

FE. POD/POU. COUNCILMAN SYSTEM

Reviewer: _____

Date: _____

22 0061 52. That the plaintiff, James T. Beard, is awarded the right to the use of 4 cubic feet per second or 200 miners inches of the waters of Horseshoe Creek, with priority date of January 22nd, 1916, with point of diversion and for the irrigation of the

lands described in Paragraph LV of the Findings of Fact.

LV.

That the plaintiff, James T. Beard, is the owner of or has an estate in the following described lands, to-wit:

$S\frac{1}{2}SW\frac{1}{4}$; $S\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$ of section 11 in township 5 north, range 44 E.B.M.,

and is the owner of a ditch through which he conveys water from Horseshoe Creek, with the point of diversion located in the $SE\frac{1}{4}NE\frac{1}{4}$ of section 15 in township 5 north, range 44 E.B.M., and the plaintiff, or his predecessor in interest, on or before and ever since the 22nd day of January, 1916, has so diverted 4 cubic feet per second or 200 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 the said plaintiff or his predecessors in interest.

LVI.

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

$E\frac{1}{2}$ of Lot 3 of section 6 in township 6 north, range 45 E.B.M.,

a ditch through which it conveys water from

Priority Date Data Entry Form

Claim Number: A2200061

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 22 Jan 1916 Claimed Basis: DecreeRecommended Priority Date: 22 Jan 1916 Recommended Basis: Decree☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

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

Matches Decree

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: A0200061

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

Claimed Point of Diversion: T SN, R 44E, Sec. 15, NW, NE SE, County: TETONSource: HORSE SHOE CREEK Tributary: TETON

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
<u>SN</u>	<u>44E</u>	<u>22</u>		<u>NW SW NE</u>	<u>TETON</u>	<u>HORSESHOE CREEK</u>

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? GPS TAG #

Document how the POD and Source were verified and/or Pump and Motor data:

CLAIMS HORSESHOE CREEK, TRIB TETON RIVER. NW 1/4, NE 1/4, NE 1/4
TSN R44E SE 15. ALSO NW 1/4 SW 1/4 NE 1/4 TSN R44E SE 22 TWO POD
DECREED. SE 1/4 NE 1/4 WHAT IS RIGHT CLAIM DIFFERENT FROM DECREED

HORSESHOE CREEK - SOB W-99 (Pump)

Transfers Changing POD _____

Reviewer: _____

Date: _____

TRIB.
Teton River

Place Of Use Data Entry Form

Claim Number: A2200061☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
5 N	44 E	11	NE	NE	Teton		35	Irrigation
"	"	"	NE	SW	"		20	"
"	"	"	NW	SW	"		7	"
"	"	"	SW	SW	"		23	"
"	"	12	NW	NW	"		39	"
"	"	"	SW	NW	"		40	"

Total Acres 164

Recommended Place of Use

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

Total Acres _____

Document how the POU was verified:

OTHER WATER RIGHTS USED A2200262, A2200268
(WATER MASTER LETS OWNERS DIVERT WATER TO EITHER PLACE)

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: A0200061☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/15	10/15	4.00 cfs	

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

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

SOU To Dept JTD. 4/15 To 10/31
S 42-202, 42-220 IC states 0.02 cfs/ac

Reviewer: _____

Date: _____

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: A22-00061
Date Received: 9/29/1988
Receipt No: MOO 1473
Received By: JPC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. LYNN BEVAN 208-456-2823
Address: 198 N. 400 W.
RT. 1 BOX 1170
TETONIA, ID 83452
OR
Name: WILMA BEVAN 208-456-2823
Address: 198 N. 400 W.
TETONIA, ID 83452

2. Date of Priority: JAN 22, 1916

3. Source: HORSE ^{Not} SHOE CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	44E	15	NW	NE	SE		TETON
		22	NW	SW	NE		TETON

5. Description of diverting works:
DITCH FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	4.000		

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

8. Total consumptive use is 310.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-00061

Page 1

Date: 09/29/88

MICROFILMED

NOV 04 1988

A2200061



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	44E	11	NE		NE		IRR	35.0
			NE		SW		IRR	20.0
			NW		SW		IRR	7.0
			SW		SW		IRR	23.0
							Section Acres	85.0
		12	NW		NW		IRR	39.0
			SW		NW		IRR	40.0
							Section Acres	79.0
							Total Acres	164.0

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:
A22-00267,A22-00268

14. Remarks:
WATER MASTER LETS OWNER DIVERT WATER TO EITHER PLACE.

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

F. C. GILLETTE

Decree Plaintiff

vs

LYNN CRANDALL, W. M.

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): J. Lynn Bevan Date: Sept 29/1988
_____ Date: _____

State of Idaho)
County of Teton) SS.

Subscribed and sworn (or affirmed) before me this 29 day
of Sept. 19 88

John Dale Carter
Notary Public

Seal

Residing at Boise Id
My Commission Expires 9/2/94

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

R4

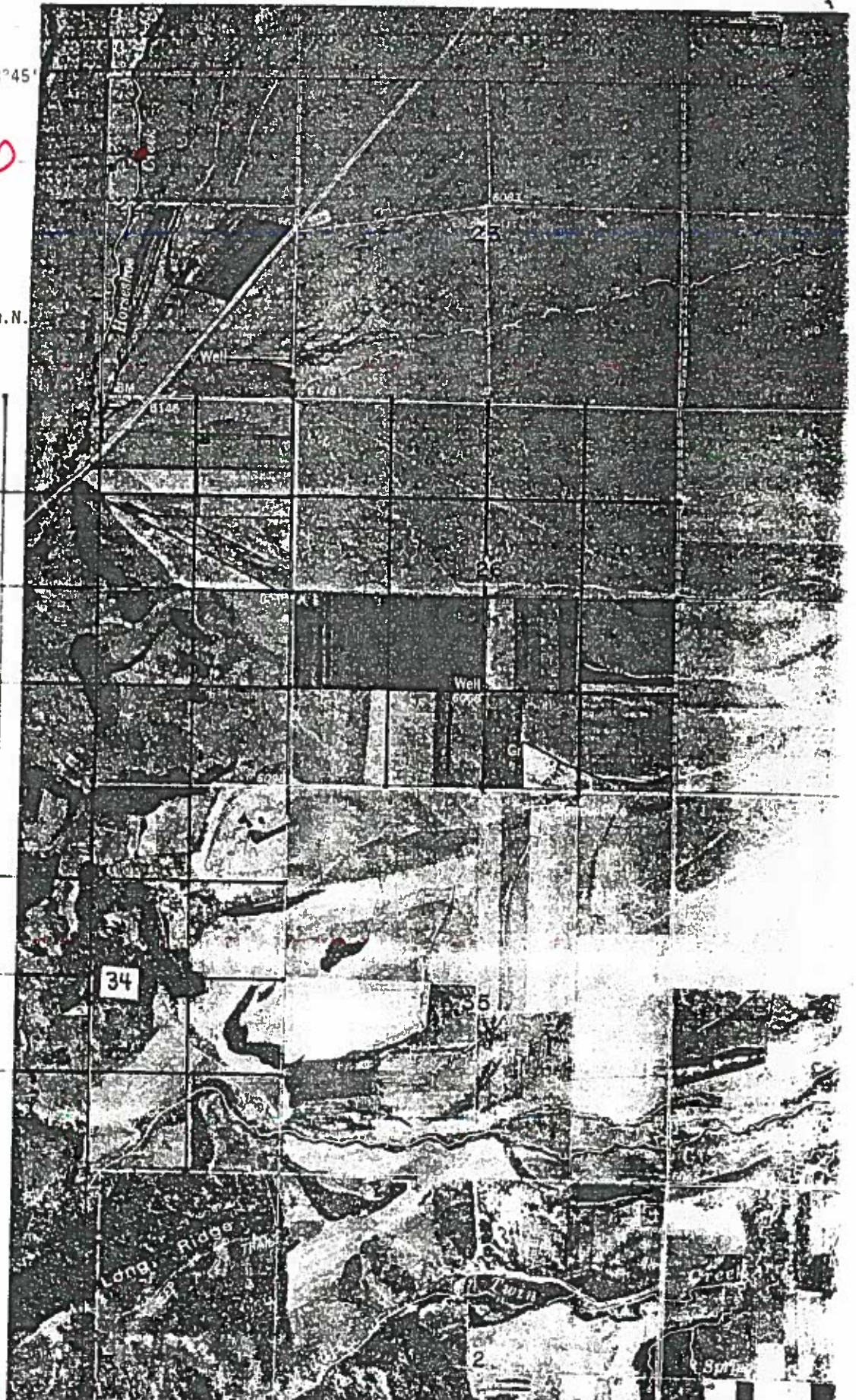
111°15'

481000m. E.

43°45'

PD

4843000m. N.



T5N

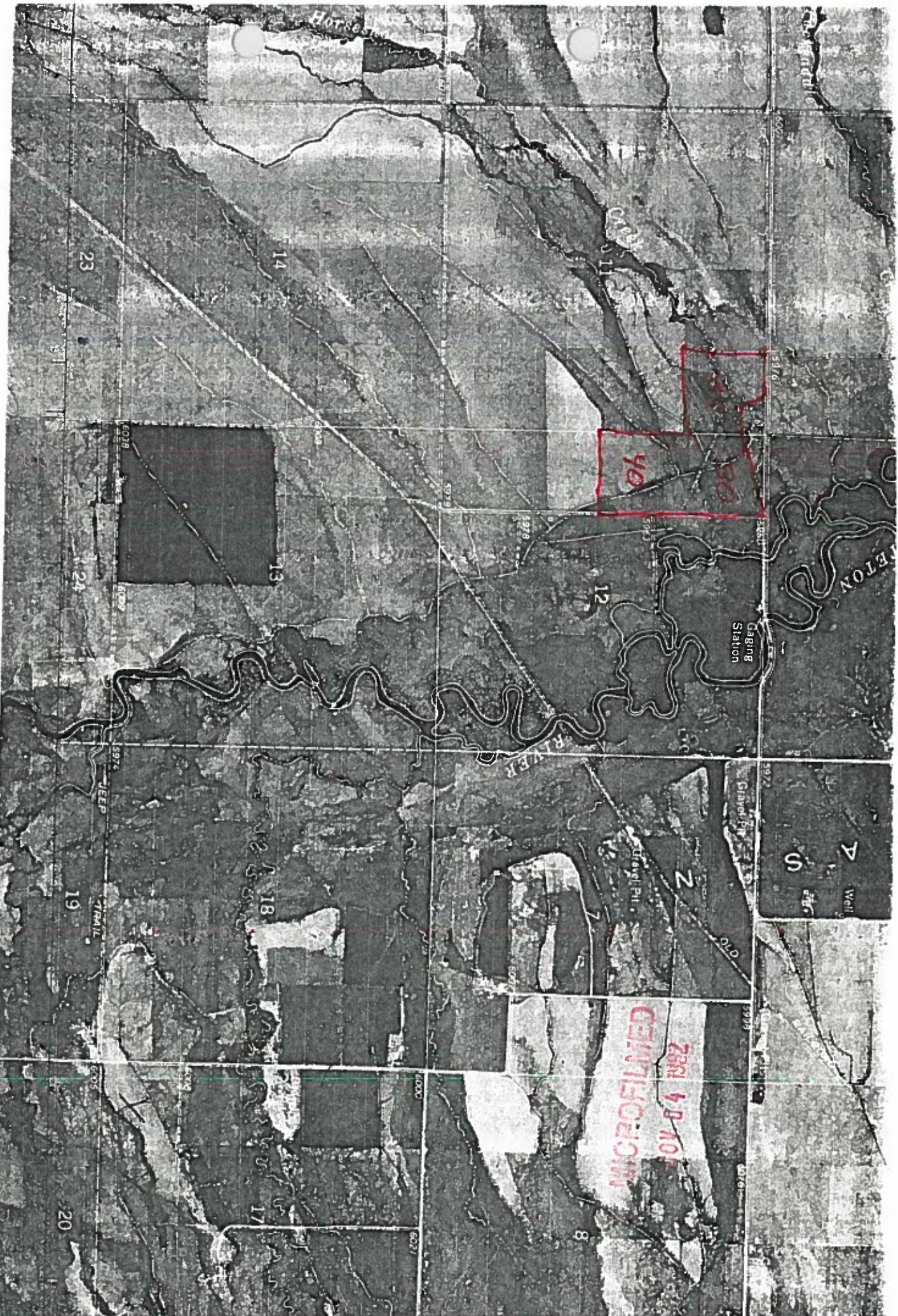
T4N

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NOV 04 1992

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in cooperation with the U.S. Forest Service

750 000 FEET



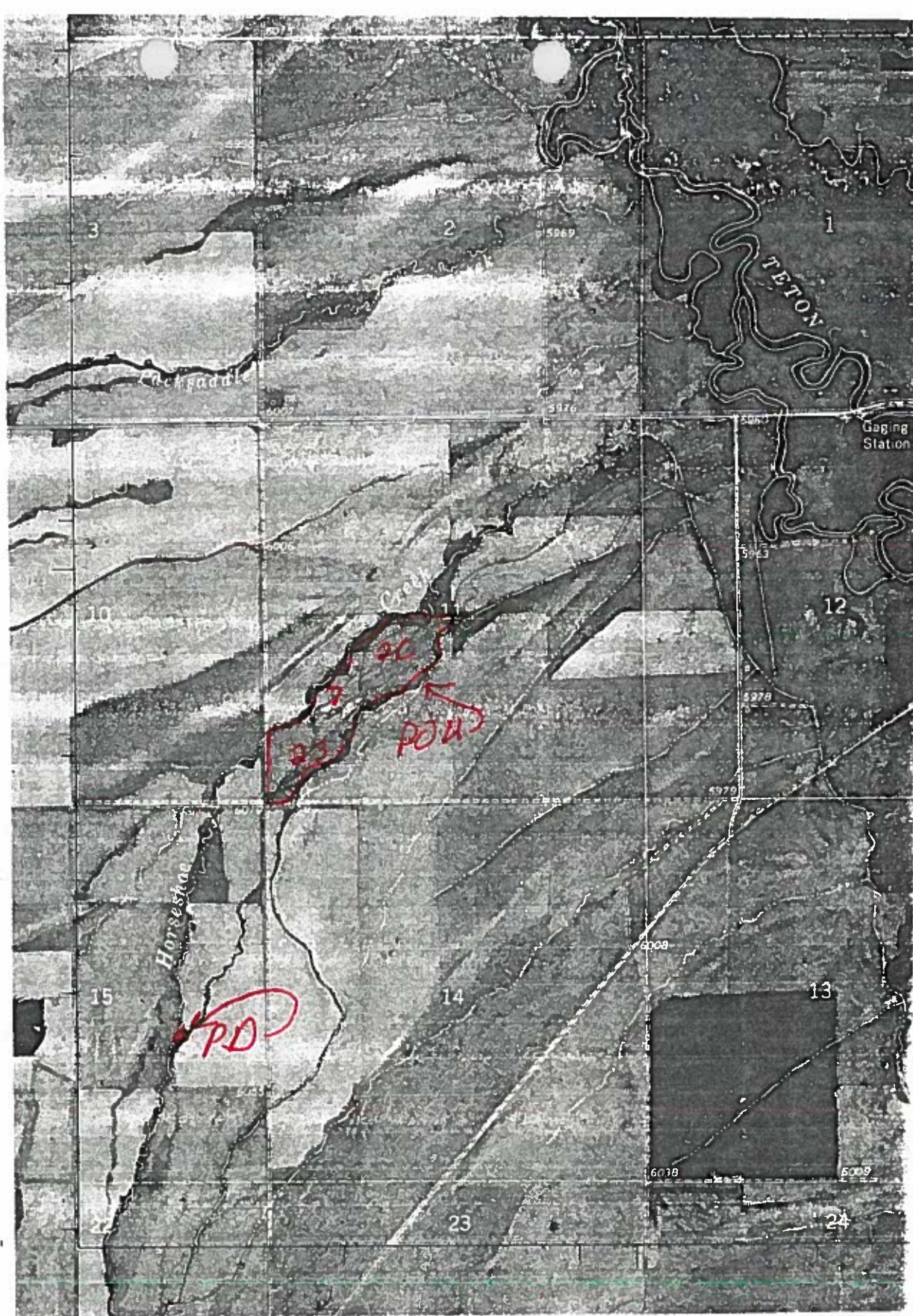
SCALE 1:24 000



T5N

770 000
FEET

43°45'



111°15'

750 000 FEET

Produced and published by the Geological Survey
in cooperation with the U.S. Forest Service

Orthophotograph prepared from 1:80,000-scale
aerial photographs taken September 2, 1974

Projection and 10,000-foot grid ticks: Idaho coordinate
system, east zone (transverse Mercator)
1,000-metre Universal Transverse Mercator grid ticks,
zone 12. 1927 North American datum

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NOV 04 1992

NORTH