

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 22-00181A

NAME AND ADDRESS: JOHN D BLOCK
PO BOX 45
VICTOR, ID 83455

SOURCE: UNNAMED STREAM TRIBUTARY: FOX CREEK

QUANTITY: 0.67 CFS

PRIORITY DATE: 06/01/1891

POINT OF DIVERSION: T04N R45E S33 SWNWNE Within Teton County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	0.67 CFS

PLACE OF USE: Irrigation Within Teton County
T04N R45E S33 NWNW 40.0
40.0 Acres Total

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication



Idaho Department of Water Resources

SRBA Recommendation:

22-181A

(Irrigation)

SCANNED
JUN 29 2007

Legend

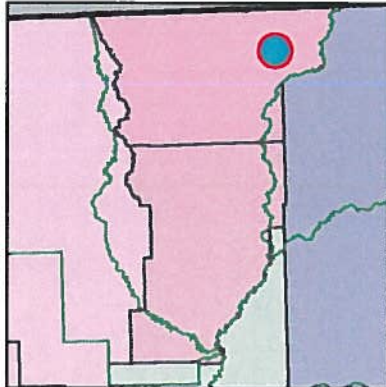
Point of Diversion

Place of Use

Townships

PLS Sections

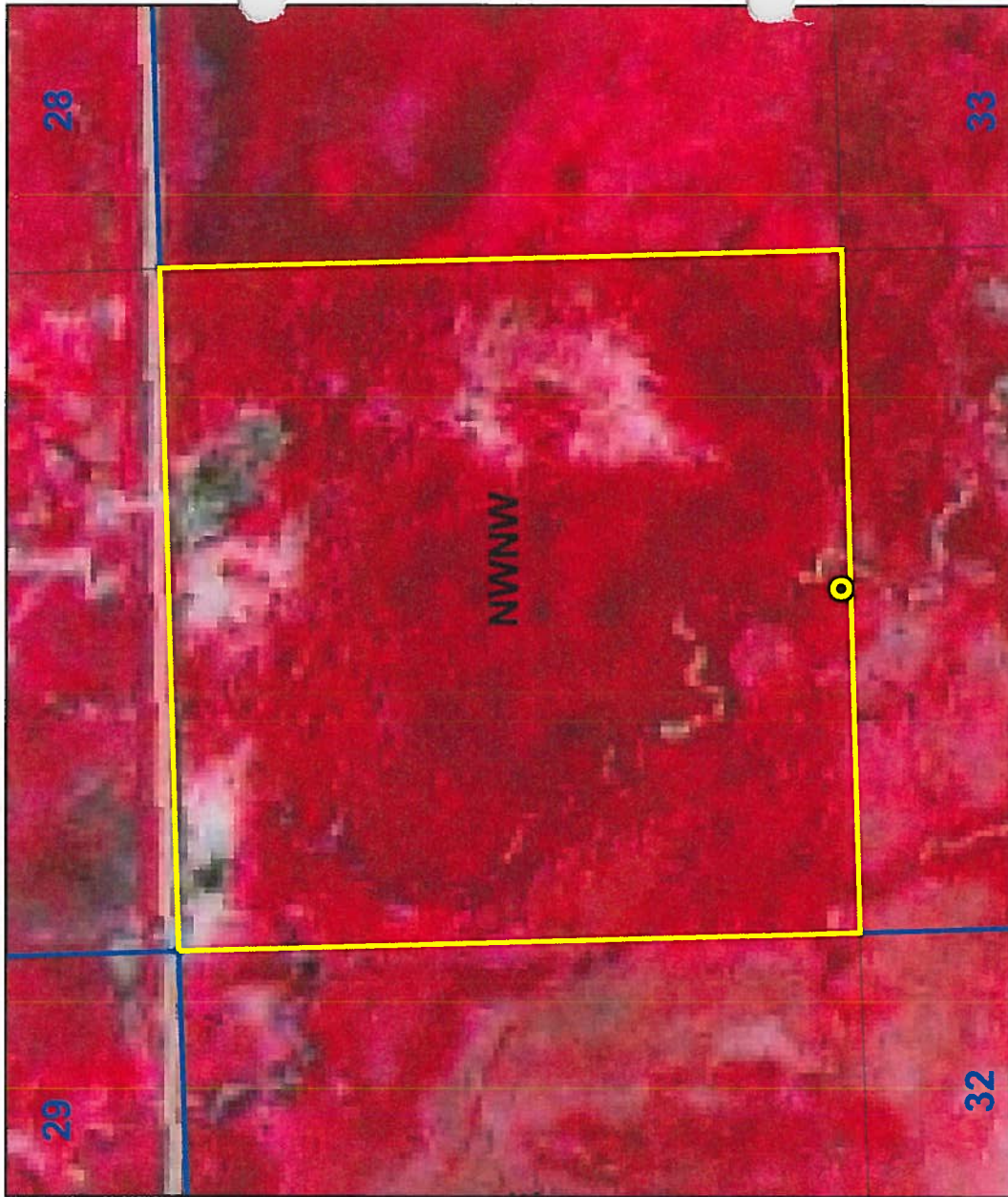
Quarter Quarters



Teton County
IDWR Basin 22

Prepared by T. Galbraith
On Wednesday, November 22, 2006
1987/88 Aerial Photography

R45E



T04N

0.2 Miles

0.1

0

*map PoD
doesn't
match
decree*

11/22/2006

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

RIGHT NUMBER: 22-181A

NAME AND ADDRESS: JOHN D BLOCK
PO BOX 45
VICTOR ID 83455

SOURCE: UNNAMED STREAM

TRIBUTARY: FOX CREEK

QUANTITY: 0.670 CFS

PRIORITY DATE: 06/01/1891

POINT OF DIVERSION:
T04N R45E S33 SWNWNE 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	0.670 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T04N R45E S33	NWNW 40.00	
	40 ACRES TOTAL		

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

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JUN 29 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 28, 2006

John D Block
John D Block Trust
2152 Leavenworth St
San Francisco Ca 94133

RE: Snake River Basin Adjudication (SRBA) Notice of Claim 22-181

Dear Mr. Block:

Allen Rueberry of IDWR's Idaho Falls office is correct. The 1st Notice was sent in 1989 and the 2nd Round Notice is to identify potential property owners with unclaimed water rights. During my research I made "Block" into "Black", therefore I sent you the Notice. I showed the trust owning a portion of unclaimed water right 22-181.

Therefore, your SRBA Claim 22-181A is accurately claimed and no further claim is required by you or your trust, presuming you hold no other water rights for this property or other property in the SRBA.

Thank you for responding to the Notice and I apologize for any inconvenience I caused in this matter.

Yours truly,

Danni M. Smith
SRBA Administrative Asst I

RECEIVED

MAR 03 2006

Department of Water Resources
Eastern Region

SCANNED

FEB 28 2006

JOHN D. BLOCK

KARL
RECEIVED

FEB 23 2006

DEPARTMENT OF
WATER RESOURCES

February 21, 2006

Karl Dreher
Department of Water Resources
322 East Front Street
P.O.Box 83720
Boise, Idaho 83720

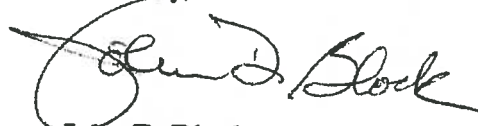
Dear Mr. Dreher

I received a registered letter in January advising me that I had not filed a water right in Basin 22 in the Civil case No.39576.

This was the first, not the second notice that I had received from your office. On February 15 I went to the IDWR, Eastern Region office and spoke to Al Ruburg. He found the records and informed me that I had in fact filed all the necessary paper work in 1988 and it was sufficient and that there was nothing else that I needed to do at this time. He had no idea why I would receive a notice like this.

Please advise me in writing if this is correct or if there is anything else that I need to do in this matter.

Sincerely,



John D. Block
Owner

John D. Block
2152 Leavenworth St.
San Francisco California, 94133

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Claim no. _____

Claimant Contact Log

Date Remarks Agent initials

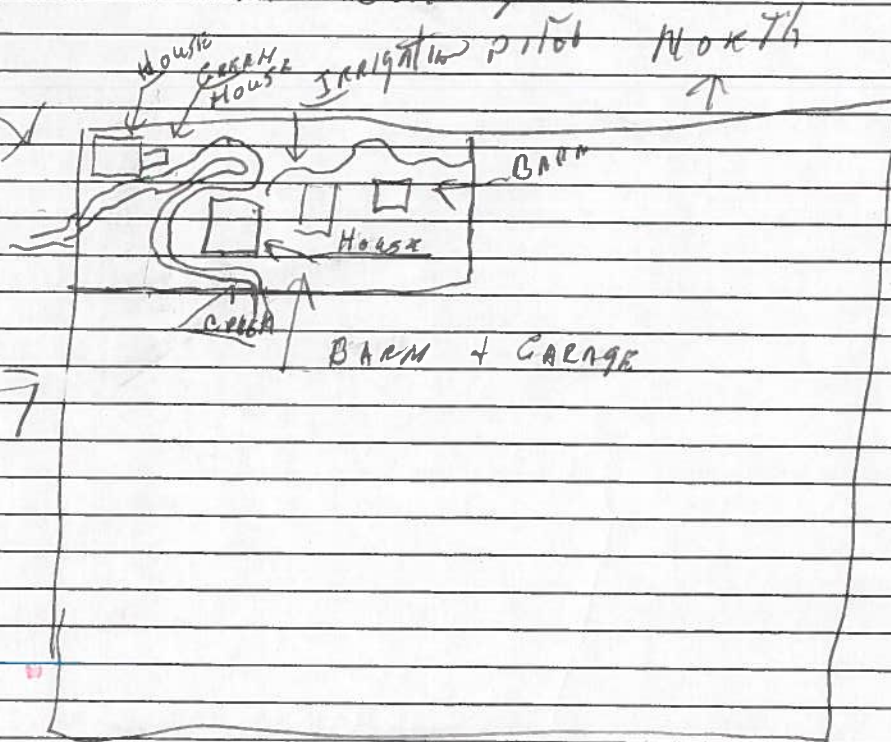
2-15-06 This Claim. Could use a
map. To connect to the claim,
where is the remainder of the
water originally. Dashed line

PACED 2.0 acs
1.5 HA - .67
1.33 CFS

Went to POU. Has a lot of water
Running thru property a lot of willow
bushes. Next to water the place of use
has several buildings

Approx
6 acres

POU



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Contacts Data Entry Form

Water Right No. A-2200181A

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

Current Owner	<u>John D. Block</u>					
---------------	----------------------	--	--	--	--	--

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

Current Owner						
---------------	--	--	--	--	--	--

Current Owner						
---------------	--	--	--	--	--	--

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 under REXBURG Irrigation vs TETON Irrigation 16 Dec 1910
FROM DACREED 2200181 SARAH BOULDER
JUNE 1 1889 100 IN 2 CES

FLD. POD / pole CONDUIT / system

HAS A FEW small Irrigation Ditches
SOME Flood Irrigation most sub irrigated
WATER Flows TO The north

Reviewer: _____

Date: _____

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Water Right No(s).



GPS DATA:

Tag # A0009588 Location: ON post on bridge
A0009589. → NW-NW SEC 33 out of

Diversion Data:

Source: Tonks Spring Trib to: FOR CREEK
SPRING CREEK

MOTOR

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

PUMP

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

NOTES:

Tag # A0009588 NW 1/4 NW 1/4 SEC 33 COMES out of Creek 15
A0009589 SE 1/4 NE 1/4 SEC 33 COMES out of Spring
Actual pod + Claimed pod ARE DIFFERENT
NEED TO MODIFY CLAIM

Field Exam Date: 5-29-06 Agent: Nick Olson

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Water Right Split History Analysis

2200181A

0.67 CFS

40 AC.

JUNE 1 1891

2200181

2 CFS.

SPRING CREEK

JUNE 1 1891

Reviewer: _____

Date: _____

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Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: JUNE 1 1891 Claimed Basis: DACREEDRecommended Priority Date: JUNE 1 1891 Recommended Basis: DACREED☐ 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 DACREED.

Reviewer: _____

Date: _____

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Point of Diversion and Source Data Entry Form

Claim Number: 2200181AWater Right Point of Diversion: T 4N, R 15E, Sec. 33, _____, _____, _____ County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T 4N, R 15E, Sec. 33, SW, NW, NE County: TETONSource: Spring Creek, Tonk Springs Tributary: FOX CREEK

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	OOQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? GPS Tag #

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

Claims Spring Creek should have been
claimed unnamed stream.
Claims Tonk Springs has been plowed in
and is now a man made channel in this
reach. DAKRED TO Sarah Bowles POD From Spring Creek

Transfers Changing POD _____

Reviewer: _____

Date: _____

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Place Of Use Data Entry Form

Claim Number: 22001517☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
4N	45E	3			TxTol		40	Irrig.

Total Acres 40

Recommended Place of Use

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

Total Acres _____

Document how the POU was verified:

Transfers Changing POU _____

Reviewer: _____

Date: _____

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Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ 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
IRRIG.	4/15	10/15	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

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:

DOES STREAM SINK OR GO ON TO OTHER
STREAMS STATE RECOMMEND FROM 4/1 TO 10/31

Reviewer: _____

Date: _____

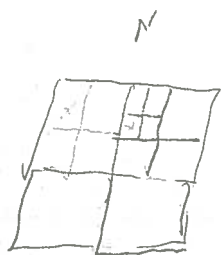
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED

22-181A
22-2046A



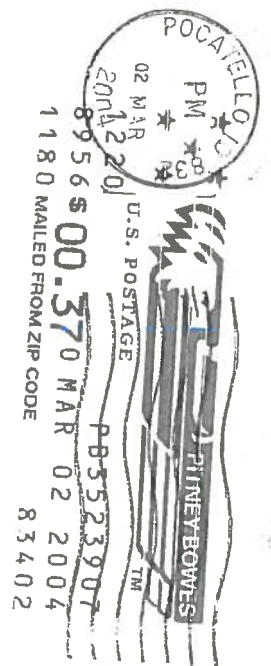
JOHN D BLOCK
PO BOX 45
VICTOR ID 83455

2034552003

BLOC045 T034552003 1A03 04 03/04/04
BLOCK RETURN TO SENDER
TEMPORARILY AWAY
RETURN TO SENDER

Try:

2152 LEAVENWORTH ST
SAN FRANCISCO CA
94133



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JUN 29 2007

Memorandum:

Date; 9-19-00

From: Craig Saxton

Subject: Evidence of water use for 22-00181 **A**

Notes: John Block came into my office in August of 2000. He moved to his home in Teton Co. and has been using water from two sources as defined on his decreed right. John didn't know that he needed to be paying fees to the watermaster. Thus, in the dry year it was, his neighbors cut off his water supply saying that he didn't have a water right since he hasn't paid the watermaster for delivery.

According to my conversation with John, he helps pay for the maintenance of the ditch system used to deliver water. I told him he needs to contact Water District 1 and get on the billing list. He also needed to gather as much evidence as he could to show a water right and use of the water.

He met with Wendy Murphy to get on the billing list, and brought me the evidence for the Adjudication claim file in Early September 2000.

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several claimants, be made and sworn by one of them.

My commission expires Jan. 1, 1901.

Filed for record this 16th day of August 1900 at 2:30 o'clock P. M.

By... Deputy.

A. M. Carter, Recorder.

Transcribed from Book B of Water Rights, page 270, Fremont County Records.
Transcribed from Book 58 of Water Rights, page 84, Madison County Records.

NOTICE OF WATER RIGHT.

State of Idaho, County of Fremont, ss. TO ALL CONCERNED, NOTICE IS HEREBY GIVEN:

1st. That Sarah R. Bowles of Victor, Fremont Co. Idaho, hereby claims the use of the waters of Spring Creek, to the extent of Four cubic feet per second. 2nd. It is intended to divert said water at or near the point where a copy of this notice is posted, and more definitely described as follows: About 10 rods North of the center of Northwest quarter of Section 33, Twp. 4 N. of Range 45 E. B. M. (In above description give legal subdivision of land or describe the place with reference to some prominent land mark) 3rd. The purpose for which said water is intended to be used is for agricultural and domestic purposes. The place of intended use is at Victor, Idaho. 4th. It is intended to divert said water by means of a ditch and dam. The general course of the proposed canal is West. The length of the proposed canal is from 200 feet to $\frac{1}{2}$ mile. It is intended to use said water for irrigating the following described land: W2 NW4 Sec. 33 and the SE4 NE4 Section 32 Twp. 4 N. R. 45 E. B. M. 5th. It is intended to have the works for diversion and use of said water as aforesaid completed within five years. (This must in no case exceed five years) Witness my hand at Victor, Idaho, this 14th day of August, 1900.

Sarah R. Bowles, Claimants.

STATE OF IDAHO, COUNTY OF FREMONT, SS.

Sarah R. Bowles, being first duly sworn, deposes and says that she is of lawful age and is claimant of the Water Right mentioned in the foregoing notice and whose name is subscribed thereto. That the statements in said notice are true, and that the original notice, of which the foregoing is a true copy, was posted in a conspicuous place at or near the place of intended diversion (as provided by law) on the 14th day of August 1900 at ...minutes past 6 o'clock A. M.

Sarah R. Bowles.

Subscribed and sworn to before me this 15th day of August, 1900. Seal. My commission exp. Feb. 23, 1904.

W. H. Carbine, Notary Public,

Note-The above certificate may, where there are several claimants, be made and sworn to by one of them. Filed for record this 20th day of August, 1900. at 10:10 o'clock A. M.
By..... Deputy.

A. M. Carter, Recorder.

Transcribed from Book "B" of Water Rights, page 271, Fremont County Records.

Transcribed from Book 58 of Water Rights, page 85, Madison County Records.

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See Book 8. page 465
for more details on

PACKSADDLE CREEK

<u>DATE</u>	<u>OWNER (ORIG. OWNER)</u>	<u>AMOUNT</u> (Sec.-ft.)
Apr. 5, 1889	M. Mickelson, E.A. Murdock, J.W. Hill, H. Caldwell, R. Rammell, Teton County, T. L. Elliot (W. Hill)	5.6
June 1, 1891	Teton County, M. Mickelson, E. A. Murdock (M. A. Hill)	2.4
June 1, 1895	Moroni Caldwell	3.2
Mar. 15, 1900	F. Randolph (plus high water for reservoir)	3.2
Oct. 1, 1900	Burlington Sav. Bank (J. W. Hill)	3.2
June 1, 1901	T. L. Elliot (J. S. Hill)	3.2
Jan. 15, 1904	Packsaddle Reservoir Co. (No. Fork)	25.0
No date	Packsaddle Reservoir Co. (So. Fork)	18.0
Total		63.80

MISCELLANEOUS RIGHTS IN TETON BASIN

<u>DATE</u>	<u>STREAM</u>	<u>OWNER (ORIG. OWNER)</u>	<u>APPROX. LOCATION</u>	<u>AMT.</u>
June 1, 1886	Spring Creek	E.J. Taylor (E.B. Seymour)	Sec. 2-4N-45E	6.0
June 1, 1887	Wood Cr. & Spgs.	C.E. Carrington, C. & P. Groschlose (J. Borrowman)	Sec. 32-5N-45E	1.2
June 1, 1888	Twin Creeks	W. & E. Buxton (W.S. Woods)	Sec. 31-5N-45E	4.0
June 1, 1889	Spring Creek	M. Williams, G. White, B.W. Kunz, J. Zohner (H.C. Bowles)	Sec. 29-4N-45E	2.8
June 1, 1889	John or Drake Cr.	Fred J. Drake (F.J. Drake)	Sec. 7-3N-45E	3.0
June 1, 1890	Springs	F.J. Drake (John Paul)	Sec. 8-3N-45E	0.3
June 1, 1890	Springs	Emma Hanks (D.G.S. Smith)	Sec. 32-6N-45E	0.4
June 1, 1890	Little Springs & Deep Creek	F.J. Drake (W.H. Paul)	Sec. 7-3N-45E	1.2
June 1, 1890	Boquat & Drake Crs.	E. Dustin, M. Williams (L. Drake)	Sec. 30-4N-45E	3.2
June 1, 1890	Paul Spring, Grove, Deep & Little Spg. Creeks	A. Krafka (J. P. Chesley)	Sec. 8-3N-45E	4.0
June 1, 1890	Twin Creeks	L. Buxton, W. Buxton, Utah Fire Ins. Co., G. Furnace (M.A. Buxton)	Sec. 32-5N-45E	2.0
June 1, 1890	Grove Creek	E. Kunz, M. McDonald (L.W. Andrews)	Sec. 6-3N-45E	2.4
June 1, 1890	Grove & Willow Spgs. Creek	J. Kunz (J. Ferguson)	Sec. 5-3N-45E	2.0
June 1, 1891	Spring Creek	? (Sarah Bowles)	Sec. 33-4N-45E	2.0
June 1, 1892	Paradise Springs	M. & W. Kunz, J. Zohner (G. Walton)	Sec. 29-4N-45E	2.0
June 1, 1894	Swamps	C. Mickelson (J.P. Moffat)	Sec. 18-5N-45E	0.8
June 1, 1894	Swamps	C. Mickelson (J.P. Moffat)	Sec. 18-5N-45E	1.4
June 15, 1894	Spring Cr-Pine Cr.	W. Johnson, A.C. Dorr, H. Hatch (L.L. Eynon)	Sec. 21-3N-45E	0.8
Oct. 15, 1894	Lower Trail Cr.	? (A.F. Sherman)	Sec. 29-4N-45E	1.4
June 1, 1895	Not given	? (E.G. Adams)	Sec. 12-5N-44E	3.0

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AFFIDAVIT OF BURTON KUNZ

STATE OF IDAHO)
)SS.
County of Teton)

Burton Kunz, being first duly sworn, on his oath deposes and says:

1. Affiant has been a resident of the Teton Basin in Teton County Idaho for some eighty-four (84) years, his entire life, and presently resides at 444 W. 525 S., Victor, Idaho 83455.

2. In 1944 affiant purchased a certain sixty (60) acres of land in Teton County, which was composed of the northwest quarter of the northwest quarter and the east half of the southwest quarter of the northwest quarter of section 33 in township 4 N. Range 45 E. of the Boise meridian.

3. At the time of said purchase, and ever since, two natural streams have flowed through portions of said property. The first stream, known locally and to affiant as "Muddy Slough" enters said property on the east side of said northwest quarter of the northwest corner of Section 33 and then meanders north along the eastern edge of said quarter quarter section until it exits the property on the north line and crosses under a road. During all the time when affiant owned said property,

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JUN 29 2007

and since, and so far as affiant always understood, for many years prior to his ownership, water was diverted from this natural channel and used for the irrigation of approximately 20 acres of pasture in said northwest quarter of the northwest quarter of said Section 33 and for the watering of livestock that were pastured there.

4. Affiant always understood the source to be a very constant spring upgradient from this property some distance to the east and south. While affiant never visited such spring, the creek had the appearance of a natural channel as far upstream as one could see, and the flow was quite steady year around, except that it often increased some during the summer when lands upgradient were being irrigated.

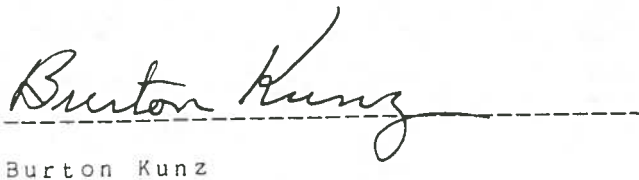
5. In about 1945, one Lloyd Woostenhume purchased some property adjacent to the above described land on the east, and over the years he did a great deal of work in relocating and straightening channels and ditches on his land, but such work did not seem to interfere with the flow of Spring Creek across affiant's property.

6. There is a second channel which affiant always knew and referred to as the "Spring Creek," which arises from springs to the south and enters this northwest quarter of the northwest quarter of said Section 33 on the south side and then meanders

in a northerly and somewhat westerly direction across the land to where it exits on the west side just south of the northwest corner of said quarter quarter section. Affiant and his predecessors in interest also diverted water from this source to irrigate about half of the 20 acre parcel described above and approximately another 15 acres of said northwest quarter of the northwest quarter.

7. Affiant's son Larell Kunz, took over the operation of this land in about 1977 and then sold the northwest quarter of the northwest quarter to Dr. John Block in 1986. Affiant has been to the land on many occasions since and remains familiar with its appearance and operation.

IN WITNESS WHEREOF affiant has hereunto set his hand and seal this 7th day of February 1994.


Burton Kunz

STATE OF IDAHO)

)SS.

County of Leton)

On the 7th day of February, in the year of 1994, before me, the undersigned, a Notary Public, in and for the State of Idaho, personally appeared Burton Kunz, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledge to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Donnie Reece

(SEAL)

Notary Public for Idaho
Residing at Letonia
My Commission Expires: 2/10/98

~~21 0028~~ Blanchard, Alma	120 inches.	June 1, 1890.	Fall River.
~~21 0029~~ Blanchard, Alma	120 inches.	June 1, 1892.	Fall River.
~~22 0175~~ Blanchard, John	40 inches.	June 1, 1889.	Warm Creek.
~~22 0176~~ Blanchard, John	120 inches.	Apr. 1, 1890.	Trial Creek. <i>Tram #160</i>
~~22 0177~~ Blattner, Rudolph	160 inches.	June 1, 1894.	Larby Creek.
~~21 0030~~ Bond, Harry A.	320 inches.	Sept. 15, 1898.	Willow Creek.
~~21 0031~~ Bond, Harry A.	320 inches.	Aug. 23, 1899.	Cottonwood Creek.
Bonner, Arthur			(See Charles H. Woodmansee)
~~21-0146~~ Boom Creek Canal Company	5,000 inches.	Sept. 15, 1901.	Boom Creek.
~~22 0178~~ Borrowman, John	60 inches.	June 1, 1887.	Wood Creek and Springs.
~~22 0179~~ Borrowman, John	80 inches.	June 1, 1899.	Wood Creek and Springs
~~22 0180~~ Bowles, H. C.	140 inches.	June 1, 1889.	Spring Creek.
~~22 0181~~ Bowles, Sarah	100 inches.	June 1, 1891.	Spring Creek.
~~22 0182~~ Boweles, William	160 inches.	June 1, 1897.	Trial Creek.
~~23-0076~~ Breeding, Thomas C.	90 inches.	June 2, 1902.	Rainey Creek.
~~22 0183~~ Breckenridge, David	260 inches.	June 1, 1887.	North Lough Creek. Also Swamp Creek for late right.
~~1 028~~ Brennan, D. J., and Evan Williams	320 inches.	Feb. 21, 1890.	Snake River. (Smith & Maxwell ditch.)
Briggs, D. J.			The Farmers' Friend Canal Company.
Brodhead, Jabus			Watson Slough Irrigation Company.
Brown, Albert W. and Edward			The Farmers' Friend Canal Company, and Enterprise Canal Company.
Brown, Edwin H.	~~112/114/116/118/120/122/124/126/128/130/132/134/136/138/140/142/144/146/148/150/152/154/156/158/160/162/164/166/168/170/172/174/176/178/180/182/184/186/188/190/192/194/196/198/200~~		Enterprise Canal Company.
Brown, F. L.			Enterprise Canal Company.
~~21 0032~~ Brown, Hyrum	120 inches.	June 1, 1888	Fall River.
~~21 0033~~ Brown, J. J.	240 inches.	June 1, 1891.	Fall River.
~~22 0184~~ Bruce, Daniel C.	160 inches.	June 1, 1898.	Teton Creek.

r 41 E. E. M., containing 640 acres.

Bond, Mary A.

^{41?}
S $\frac{1}{2}$ of Sec. 4, T. 13 N., R. 51 E., B. M.
containing 320 acres.

Boom Creek
Canal Company.

Lands of stockholders of said Company
lying under canal of said Company, the description
of said lands and the names of the owners thereof
not being given in the pleadings of said company.

P/D
SENE 4
TEU
RUSE

Borrowsman, John

E $\frac{1}{2}$ of SW $\frac{1}{4}$ and W $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 32,
T. 5 N. R. 45 E., B. M., containing 160 acres.

Bowles, H. C.

SW $\frac{1}{4}$ of SW $\frac{1}{4}$ and SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec.
29, N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 30, T. 4 N.,
R. 45 E., B. M., containing 160 acres.

Bowles, Sarah

SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 32, W $\frac{1}{2}$ of NW $\frac{1}{4}$ of
Sec. 33, T. 4 N., R. 45 E., B. M., containing
120 acres.

Bowles, William

S $\frac{1}{2}$ of NW $\frac{1}{4}$ and Lots 3 and 4 of Sec. 2, T.
3 N., R. 45 E., B. M.

Breeding, Thomas O.

S $\frac{1}{2}$ of NE $\frac{1}{4}$ and NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 9,
and NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 10, T. 1 N., R.
44 E., B. M.

Breckenridge,
David

SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 26, E $\frac{1}{2}$ of NE $\frac{1}{4}$ of
Sec. 35, NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 35, S $\frac{1}{2}$
of SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 36
T. 6 N., R. 44 E., B. M.

Brennan, D. J.

S $\frac{1}{2}$ of SW $\frac{1}{4}$, S $\frac{1}{2}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, and
Lots 3, 4 and 6, Sec. 22, T. 3 S., R. 34 E.,
B. M., containing 160 acres. (owned jointly with
Evan Williams.)

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: **A22-00181A**
Date Received: 8/ 4/1988
Receipt No: E001092
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JOHN D BLOCK 208-354-8669
Address: PO BOX 45
VICTOR ID 83455

2. Date of Priority: JUN 1, 1891

3. Source: SPRING CREEK Trib. to: FOX CREEK
TONKS SPRING FOX CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	45E	33	SW	NW	NE		TETON
				NW	NW		TETON

5. Description of diverting works:
DITCHES FROM STREAM TO FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.670		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER - 5 HORSES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	45E	33	NW	NW		IRR	40.0

MICROFILMED
NOV 06 1998

SCANNED

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	40.0
					Total Acres	40.0

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:

14. Remarks:

POINT OF DIVERSION IN NW NW SEC. 33 WAS DECREED WITH SPRING CREEK AS THE SOURCE. THE ACTUAL SOURCE SHOULD HAVE BEEN UNNAMED STREAM TRIB. TO FOX CREEK. THIS STREAM HAS ALWAYS BEEN ONE OF THE SOURCES FOR THIS PROPERTY.

THE P.D. IN NW NE SEC. 33 IS THE TONKS SPRING P.D.. THE ORIGINAL TONKS SPRING CHANNEL HAS BEEN PLOWED AND FILLED SO THAT NOW A MAN MADE CHANNEL IS THE ACTUAL STREAM CHANNEL IN THIS REACH.

THIS CLAIM WAS AMENDED TO REFLECT THE ACTUAL HISTORICAL USE ON THIS PROPERTY.

15. Basis of Claim: DECREED

Case Number:

Court : FIFTH

Decree date: 12/16/1910

REXBURG IRRIGATION CO., ETAL

Decree Plaintiff

TETON IRRIGATION CANAL CO., E

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):

Edward Block

Date:

Aug 9, 1995

Date:

State of Idaho)

)

SS.

County of

Bonneville

)

Subscribed and sworn (or affirmed) before me this 9th day

of

August

19

95

Gregory J. Taylor

Notary Public

Seal



Residing at

Idaho Falls

My Commission Expires

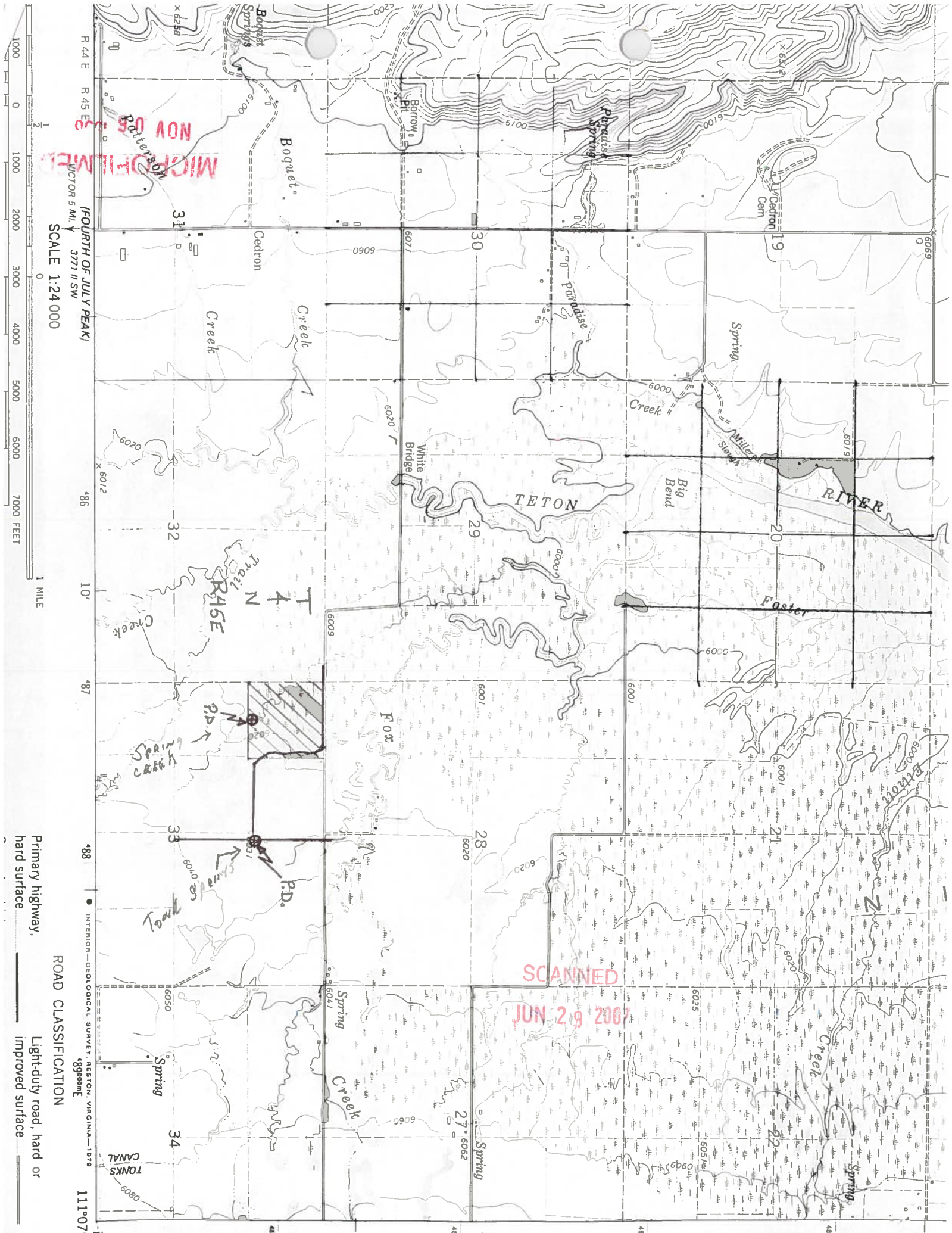
3/3/98

MICROFILME

SCANNED

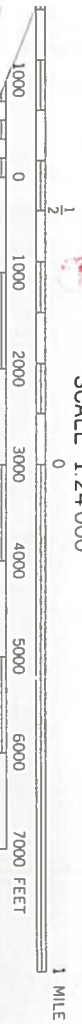
NOV 06 1995

JUN 29 2007



R 44 E R 45 E
FOURTH OF JULY PEAK
VICTOR 5 MI. 3771 II SW

SCALE 1:24 000



SCANNED
JUN 29 2007

ROAD CLASSIFICATION

- Primary highway,
- Light-duty road, hard or
- hard surface
- improved surface

INTERIOR-GEOLOGICAL SURVEY REGION, VIRGINIA-1978

111°07'

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: A22-00181A
Date Received: 8/04/1988
Receipt No: E001092
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN D. BLOCK 208-354-2406
Address: RTE 1, BOX 590
VICTOR, ID 83455

2. Date of Priority: JUN 01, 1891

3. Source: SPRING CREEK Trib. to: FOX CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	45E	33	NW	NW			TETON

5. Description of diverting works:
DITCHES FROM STREAM TO FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.670		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER - 5 HORSES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	45E	33	NW	NW		STOCK	40.0
Section Acres							40.0

A22-00181A

Page 1

Date: 08/04/88

SCANNED

JUN 29 2007

MICROFILMED

NOV 04 1992

A2200181A



10. Place of Use: Continued

Total Acres 40.0

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:
NONE

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court : FIFTH
Decree date: 12/16/1910

REXBURG IRRIGATION CO., ETAL
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO., ET
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: - 1 -

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): John D Block Date: Aug 4 1988

Date: _____

State of Idaho)
County of Sonneville) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of August 19 88 Colleen Wray
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 5/29/1991

