

12/12/2006

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

RIGHT NUMBER: 22-238B

NAME AND ADDRESS: DENNY THOMAS  
732 N 50 W  
TETONIA ID 83452

SOURCE: NORTH LEIGH CREEK

TRIBUTARY: SPRING CREEK

QUANTITY: 1.550 CFS

PRIORITY DATE: 06/01/1890

POINT OF DIVERSION:

T06N R45E S25 NESENE Within TETON County

T06N R46E S29 NWNE Lot 1 Within TETON County

The point of diversion for this water right is in Wyoming, T45N, R118W, Sec. 32, SENW, lot 2, 6PM

The point of diversion shown above is where the conveyance system enters Idaho.

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

1.550 CFS

PLACE OF USE:

IRRIGATION in TETON County

T06N R45E S22

NESE

18.00

T06N R45E S23

NESW

18.00

T06N R45E S23

NWSW

20.00

56 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 56 acres in a single irrigation season. Combined Right Nos.: 22-131C, 22-238B, 22-2029E.

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 point of diversion pursuant to Section 42-1425, Idaho Code.

Water is delivered through North Leigh Canal or Hubbard ditch.

# Idaho Department of Water Resources



SRBA Recommendation:

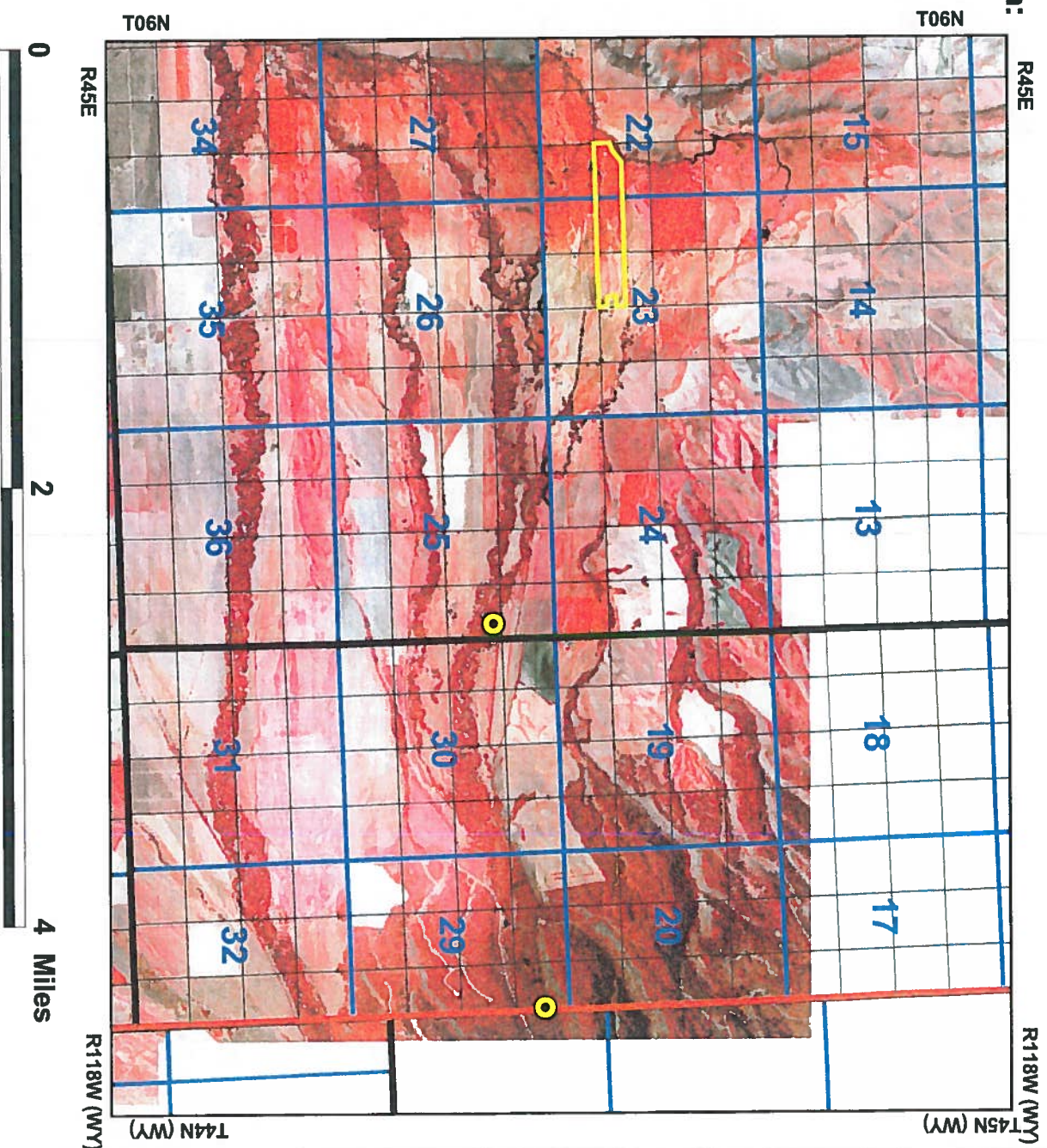
**22-131C**  
**22-238B**  
**22-2029E**  
 (Irrigation)

## Legend

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

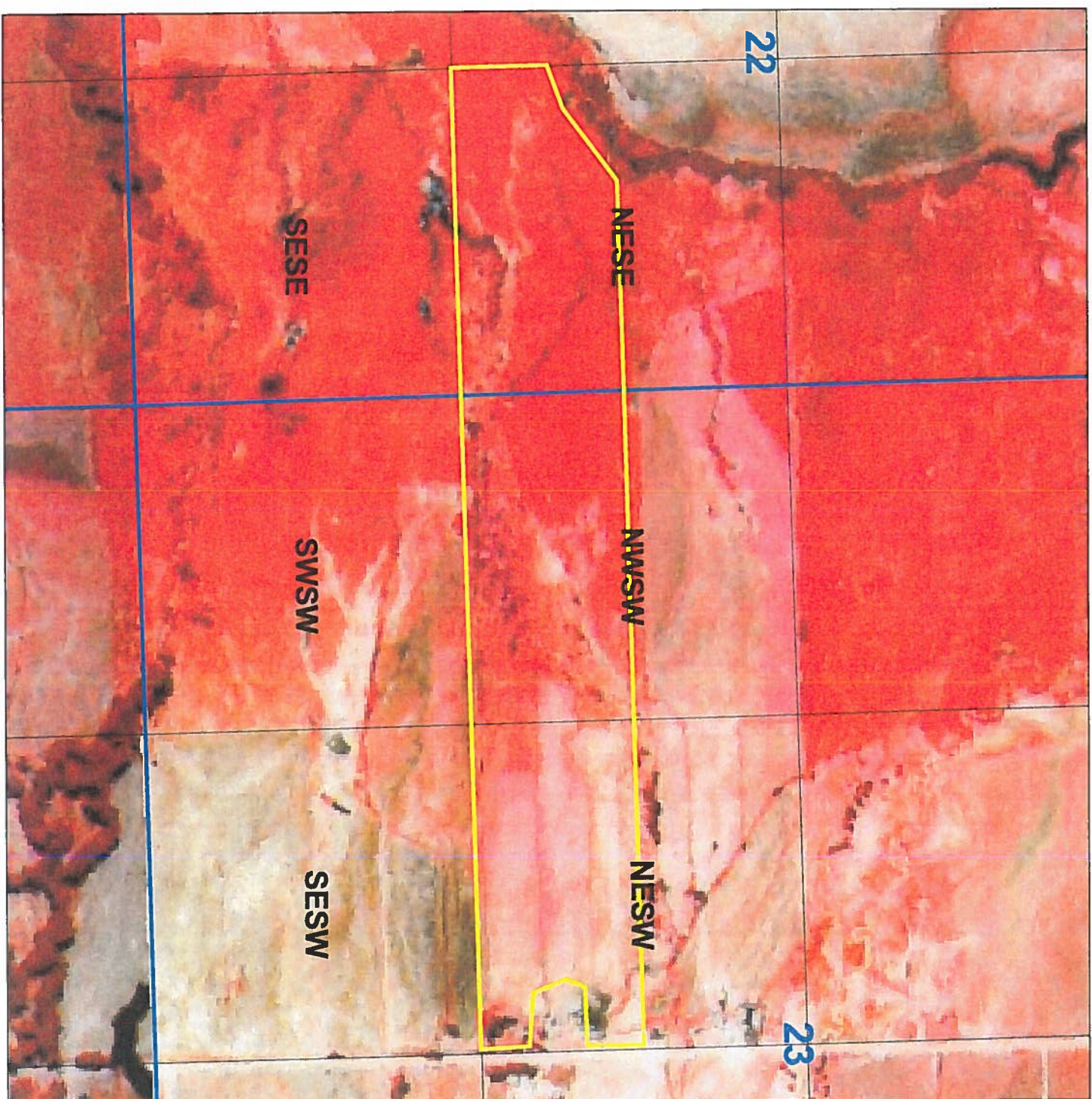


Teton County  
 IDWR Basin 22



Prepared by K. Moore  
 On Tuesday, December 12, 2006  
 1987/88 Aerial Photography

22-131C  
22-238B  
22-2029E



03/25/2005

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: 22-238B

DENNY THOMAS

732 N 50 W

TETONIA ID 83452

Telephone Number: (208)456-2381

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:

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

DATE: 6-19-05

SIGNATURE: Denny Thomas

Please print your name: Denny Thomas

IDWR Regional Office,

RECEIVED

JUN 21 2005

Department of Water Resources  
Eastern Region

SCANNED

JUN 21 2005

PROFILED

KMU  
6/21



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: [www.idwr.state.id.us](http://www.idwr.state.id.us)

EASTERN REGION

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

March 21, 2005

Mr. Denny Thomas  
732 N 50th W  
Tetonia, ID 83452

RECEIVED

MAR 25 2005

Re: Amending Water Right Claim 22-238B

Department of Water Resources  
Eastern Region

Dear Mr. Thomas,

As we discussed on the phone on March 21, 2005, we would like to amend Water Right Claim 22-238B from .80 cfs to 1.3 cfs. Included is the form to amend the claim. Please sign, have notarized and send back to us in the included pre-addressed stamped envelope at your earliest convenience.

If you have any further questions, please call Nick Treasure or I at (208) 525-7161.

Sincerely,

*Sarah A. Porter*

Sarah A. Porter  
Water Right Agent

SCANNED

MAY 04 2005

PROFILED

Water Right and SRBA Split History Analysis

\* Acres verified via GIS; cfs calculated in Recommend to portray conveyance loss.

22-238  
06/01/1895  
3.10 cfs.  
— Acres

22-238 A  
\* 1.10 cfs  
47 Acres

22-238 B  
\* 1.3 cfs  
56 Acres

SCANNED  
MAY 04 2005

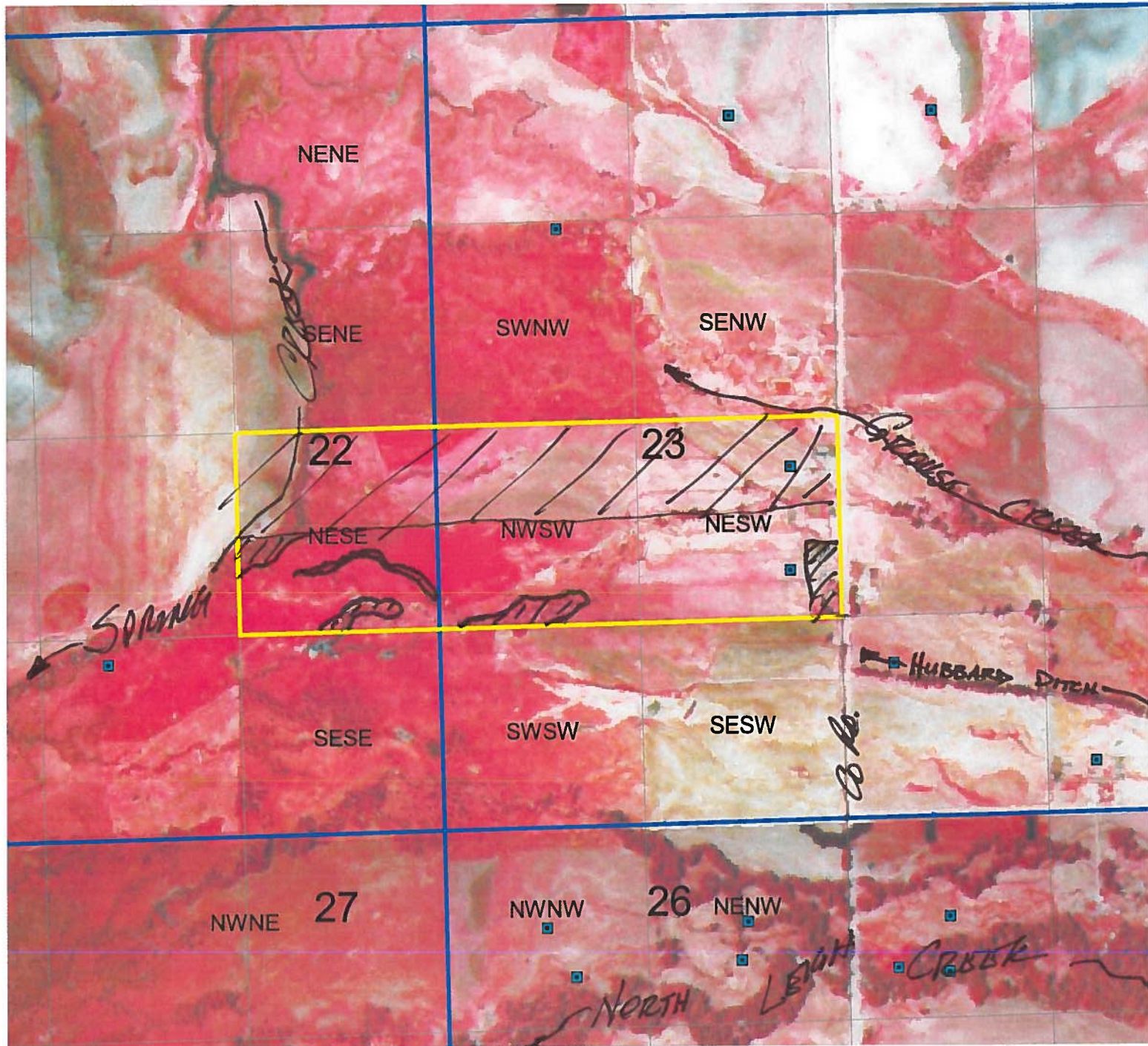
Reviewer: \_\_\_\_\_  
mydoc/fieldexamforms/splithistory

PROFILED  
Date: \_\_\_\_\_

22-238B

10/6/04 ABR

9/13/04 ABR



MAY 04 2005

PROFILED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department  
of a change in address for Department records  
(Please print or type)

RECEIVED  
DEC 07 2004  
Department of Water Resources  
Eastern Region

[ ] Name(s): Denny Thomas

[ ] Old Mailing Address: P.O. Box 52  
Tetonia Id 83452

[ ] New Mailing Address: Denny Thomas  
738 N 50 W  
Tetonia Id 83452

Telephone Number: (208) 456-2381

[ ] Signature(s) Denny Thomas  
(must be signed by all  
individuals listed unless  
you have authority to sign  
on their behalf) (include your title if on behalf of company or organization)

Date: 12-06-2004

When complete, please mail or FAX this form to the IDWR office nearest you:

IDWR Northern Region  
1910 Northwest Blvd., Suite 210  
Coeur d'Alene, ID 83814-2615  
FAX: (208) 769-1454

IDWR Western Region  
2735 Airport Way  
Boise, ID 83705-5082  
FAX: (208) 334-2348

IDWR Eastern Region  
900 N. Skyline Dr., Suite A  
Idaho Falls, ID 83402-1718  
FAX: (208) 525-7177

IDWR Southern Region  
1341 Fillmore St., Suite 200  
Twin Falls, ID 83301-3380  
FAX: (208) 736-3037

MAY 04 2005

PROF

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

RETURN SERVICE REQUESTED



DENNY THOMAS  
PO BOX 52  
TETONIA ID 83452

RECEIVED

DEC 01 2004

Department of Water Resources  
Eastern Region

A345280052 B001



1390 U.S. POSTAGE  
8948 \$00.370  
0942 MAILED FROM ZIP CODE 83402

RETURN TO SENDER AS REQUESTED  
Correct MAILING address:  
732 N 50 W  
Tetonia ID 83452-5206

## Priority Date Data Entry Form

Claim Number: \_\_\_\_\_

Water Right Priority Date: \_\_\_\_\_ Water Right Basis: \_\_\_\_\_

Claimed Priority Date: 6/01/1890 Claimed Basis: DECREESRecommended Priority Date: " Recommended Basis: "

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

MATCHES DECREES

Reviewer: \_\_\_\_\_

SCANNED  
MAY 04 2005

Date: \_\_\_\_\_

Water Right No(s). \_\_\_\_\_

**GPS DATA:**

Tag # 400 13865 Location: Humboldt

**Diversion Data:**

Source: North Leigh Trib to: Spring CR

**MOTOR**

Make: \_\_\_\_\_ Model: \_\_\_\_\_ Hp: \_\_\_\_\_  
SN: \_\_\_\_\_

**PUMP**

Make: \_\_\_\_\_ Model: \_\_\_\_\_ Disch: \_\_\_\_\_  
SN: \_\_\_\_\_

**NOTES:**

Field Exam Date: \_\_\_\_\_ Agent: \_\_\_\_\_

SCANNED  
MAY 04 2005

## Point of Diversion and Source Data Entry Form

Claim Number: \_\_\_\_\_

Water Right Point(s) of diversion and Source.

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

Source: \_\_\_\_\_ 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 |
|-----|-----|-----|---------|----------------|--------|--------|--------------|
|     |     |     |         |                |        |        |              |
|     |     |     |         |                |        |        |              |
|     |     |     |         |                |        |        |              |

Recommended Point(s) of Diversion and Source.

| Twp | Rge | Sec | Gov Lot | QQQ of QQ of Q | County | Source | Tributary to |
|-----|-----|-----|---------|----------------|--------|--------|--------------|
| 6N  | 46E | 29  |         |                | SENENE | TETON  | NOBLEIGH CK  |
|     |     |     |         |                |        |        |              |
|     |     |     |         |                |        |        |              |
|     |     |     |         |                |        |        |              |

Other rights from this POD? \_\_\_\_\_

Transfers Pending or approved: \_\_\_\_\_

Document how the POD and Source were verified:

THIS RIGHT IS DELIVERED THROUGH THE NO. LITCH CANAL WHICH DIVERTS IN WYOMING AT T45N, R118W SEC. 32; CROSSES IDAHO-WYOMING STATELINE AT T6N, R46E, SEC. 29 SENENE. ON THROUGH NO. LITCH CANAL AND HUBBARD DITCH TO POD.

Reviewer: \_\_\_\_\_

SCANNED

Date: \_\_\_\_\_

MAY 04 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 |
|-----|-----|-----|----|---|--------|---------|-------|----------------|
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |

Total acres \_\_\_\_\_

Recommended Place of Use

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

Total acres \_\_\_\_\_

Pending or approved Transfers: \_\_\_\_\_

Overlapping rights: \_\_\_\_\_

Document how the POU was verified:

Claims 0.80 acs on 56<sup>o</sup> ACROS - PROBABLY NEEDS  
TO FILE FOR ENLARGED CLAIM

Reviewer: \_\_\_\_\_ Date: \_\_\_\_\_

SCANNED  
MAY 04 2005

|                                                  |       |       |
|--------------------------------------------------|-------|-------|
| B.; June 1, 1886; Spring Creek                   | 50    | 8,000 |
| in L.; June 1, 1886; Moody Creek                 | 300   |       |
| reduced to 25 inches after June 20th of each     |       |       |
| in L.; June 1, 1886; Teton River                 | 25    |       |
| eg. David; June 1, 1887; North Leigh Creek;      | 25    |       |
| wamp Creek for a late right                      | 260   |       |
| n, John; June 1, 1887; Wood Creek and            | 60    |       |
| s                                                | 80    |       |
| ans J.; June 1, 1887; Bigler Slough              | 30    |       |
| ictor; Sept. 1, 1887; Horse Shoe Creek           | 230   |       |
| ictor; June 1, 1888; Horse Shoe Creek            |       |       |
| in Agricultural & Milling Canal Co.; Teton       | 1,325 |       |
| high water right until July 1st of each year     |       |       |
| William; June 1, 1888; Teton River. (Stew-       |       |       |
| Walters Ditch.) Joint appropriation with         |       |       |
| H. (erson)                                       | 168   |       |
| illia; June 1, 1888; Twin Creeks                 | 200   |       |
| ee, Charles H.; Mar. 15, 1889; Moody Creek       | 160   |       |
| reduced to 80 inches after June 20th of each     |       |       |
| ren; Apr. 1, 1889; Trail Creek                   | 80    |       |
| a W.; Apr. 1, 1889; South Leigh Creek            | 120   |       |
| am; Apr. 5, 1889; Pack Saddle Creek              | 280   |       |
| Christian; May 1, 1889; Teton River              |       |       |
| ugh the Nelson-Jacobs Ditch)                     | 112   |       |
| mas; May 3, 1889; Mahogany Creek                 | 140   |       |
| benazer, and J.; June 1, 1889; Fox Creek         | 80    |       |
| ed J.; June 1, 1889; John Creek                  | 150   |       |
| John; June 1, 1889; Warm Creek                   | 40    |       |
| C.; June 1, 1889; Spring Creek                   | 140   |       |
| liam; June 1, 1889; Mahogany Creek               | 10    |       |
| liam P.; June 1, 1889; Mahogany Creek            | 160   |       |
| Frank, and wife; June 1, 1889; North Leigh       |       |       |
| Samuel; June 1, 1889; South Leigh Creek          | 150   |       |
| O.; June 1, 1889; Darby Creek                    | 40    |       |
| ham; June 1, 1889; Trail Creek                   | 20    |       |
| n, Abner; June 10, 1889; North Leigh Creek       | 160   |       |
| W.; June 15, 1889; Trail Creek                   | 160   |       |
| W.; June 15, 1889; Trail Creek                   | 95    |       |
| ge M.; July 15, 1889; Fox Creek                  | 55    |       |
| ary E.; Sept. 1, 1889; Warm Creek; Spring        | 80    |       |
| and Deep Creek                                   | 620   |       |
| see-Johnson Ditch; Oct. 1, 1889; Teton River     |       |       |
| Willing Co.; Oct. 1, 1889; Teton River. (Wood-   |       |       |
| se-Johnson Ditch.) For power purposes only,      |       |       |
| subject to rights of users for agricultural pur- |       |       |
| of water through same ditch                      | 3,000 |       |
| igation & Manufacturing Co.; Oct. 2, 1889;       |       |       |
| River. (To be diverted at the Bird head-         |       |       |
| near the Teton Mill                              | 500   |       |
| ary E.; Apr. 1, 1890; Warm Creek; Spring         |       |       |
| and Deep Creek                                   | 80    |       |
| D. R., Adminr. Estate of Fred Sinclair (de-      |       |       |
| d); April 1, 1890; Trail Creek                   | 115   |       |
| h Co.; Apr. 1, 1890; Teton River                 | 2,335 |       |
| 1, A. I.; Apr. 1, 1890; Trail Creek              | 87    |       |

|                                                            |       |
|------------------------------------------------------------|-------|
| 82 Rice, Ed.; Apr. 1, 1890; Trail Creek                    | 160   |
| 82 Curtis, Nahum; Apr. 1, 1890; Trail Creek                | 160   |
| 82 Blanchard, John; Apr. 1, 1890; Trail Creek              | 120   |
| 82 Eynon, John; Apr. 1, 1890; Trail Creek                  | 80    |
| 85 Paul, John; June 1, 1890; Springs on land               | 15    |
| 85 Paul, William H.; June 1, 1890; Little Springs and Deep |       |
| Creek                                                      | 60    |
| 85 Jenkins, William; June 1, 1890; Fox Creek               | 80    |
| 85 Kimball, R. C., and A. L.; June 1, 1890; Fox Creek      | 110   |
| 85 Lawson, B. G.; June 1, 1890; Spring Creek               | 240   |
| 85 Murphy, G. M.; June 1, 1890; Darby Creek                | 150   |
| 85 Smith, C. M.; Jan. 1, 1890; Darby Creek                 | 160   |
| 85 Walton, D. O.; June 1, 1890; Darby Creek                | 140   |
| 85 Shaw, O. W.; June 1, 1890; North Leigh Creek or Spring  | 135   |
| Creek                                                      |       |
| 85 Yearstley, H. C.; June 1, 1890; Spring Creek            | 240   |
| 85 Drake, Richard; June 1, 1890; Patterson Creek           | 160   |
| 85 Chelsey, John P.; June 1, 1890; Paul Spring Creek,      |       |
| Grove Creek; Deep Creek and Little Spring Creek            | 200   |
| 85 Byrne, Michael; June 1, 1890; Fox Creek                 | 85    |
| 85 Buxton, Mary A.; June 1, 1890; Sloughs from Twin        |       |
| Creeks                                                     | 100   |
| 85 Beezley, Ebenezer, and J.; June 1, 1890; Fox Creek      | 80    |
| 85 Andrews, L. W.; June 1, 1890; Grove Creek               | 120   |
| 85 Durney, P. S.; June 1, 1900; Trail Creek                | 15    |
| 85 Foote, Arthur L.; June 1, 1890; Mahogany Creek          | 145   |
| 85 Ferguson, John; June 1, 1890; Grove Creek and Willow    |       |
| Spring Creek                                               | 100   |
| 85 Eames, William; June 1, 1890; Spring Creek              | 240   |
| 85 Edleison, E. B.; June 1, 1890; Leigh Creek              | 155   |
| 85 Drake, Lavina; June 1, 1890; Boquet Creek and Drake     |       |
| Creek                                                      | 160   |
| 88 Drake, William; July 1, 1890; Mahogany Creek            | 150   |
| 90 Tonks, William H.; July 15, 1890; Trail Creek           | 135   |
| 92 Curtis, Charissa A.; Sept. 1, 1890; Trail Creek         | 160   |
| 96 Rice, A. L.; Jan. 1, 1891; Patterson Creek              | 160   |
| 98 O'Brien, James A.; June 1, 1891; North Leigh Creek      | 100   |
| 98 Siddoway-Briggs Co.; June 1, 1891; Teton River. (For    |       |
| power purposes)                                            | 2,600 |
| 98 Sinclair, D. R.; Adminr. Estate of Fred Sinclair (de-   |       |
| ceased); June 1, 1891; Eynon Ditch                         | 20    |
| 98 Smith, Ellington; June 1, 1891; Spring Creek, Darby     |       |
| Creek and Crandall Springs                                 | 100   |
| 98 Shaw, L. C.; June 1, 1891; Ragader Creek and water      |       |
| from springs on T. A. Phillips' land                       | 200   |
| 98 Swanner, Samuel; June 1, 1891; South Leigh Creek        | 120   |
| 98 Hubbard, Susan; June 1, 1891; North Leigh Creek and     |       |
| Middle Leigh Creek                                         | 150   |
| 98 Harrop, Samuel; June 1, 1891; Leigh Creek               | 200   |
| 98 Hill, Mary Ann; June 1, 1891; Pack Saddle Creek         | 120   |
| 98 Clark & Houghton; June 1, 1891; Teton River             | 160   |
| 98 Dewey, George A.; June 1, 1891; Fox Creek               | 160   |
| 98 Barney, Walter; June 1, 1891; South Leigh Creek         | 160   |
| 98 Bowles, Sarah; June 1, 1891; Spring Creek               | 100   |
| 98 Blamires, Robert, and C. J. Burton, W. S. Burton and    |       |
| Thomas H. Phillips; June 1, 1891; Badger Creek             |       |
| and springs on land of T. A. Phillips                      | 640   |
| 98 Edleison, Noah C.; June 1, 1891; Leigh Creek            | 40    |
| 100 Siddoway Irrigation & Manufacturing Co.; July 1, 1891; |       |
| Teton River                                                | 300   |

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 22-238B  
DATE RECEIVED: 9/28/1988  
RECEIPT No: E002722  
RECEIVED BY:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. NAME OF CLAIMANT(S)

DENNY THOMAS PHONE: (208) 456-2381

732 N 50 W  
TETONIA ID USA 83452

2. DATE OF PRIORITY: 06/01/1890

3. SOURCE: NORTH LEIGH CREEK TRIB. TO: SPRING CREEK

4. POINT OF DIVERSION:

| TOWNSHIP | RANGE | SECTION | 1/4 OF 1/4 | OF 1/4 | LOT | COUNTY | TYPE  |
|----------|-------|---------|------------|--------|-----|--------|-------|
| 06N      | 46E   | 29      | SE         | NW     | NE  | 1      | TETON |

5. DESCRIPTION OF DIVERTING WORKS:

NORTH LEIGH CANAL - CONCRETE HEADING WITH SCREW GATES.

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

| PURPOSE    | FROM | To    | C.F.S.     | (OR) A.F.A |
|------------|------|-------|------------|------------|
| IRRIGATION |      | 04/15 | 10/31 1.55 |            |
| STOCKWATER |      | 04/15 | 10/31 0.4  |            |

7. TOTAL QUANTITY APPROPRIATED IS:  
1.55 C.F.S.

8. TOTAL CONSUMPTIVE USE:

9. NON-IRRIGATION USES:

10. PLACE OF USE:

| TOWNSHIP | RANGE | SECTION | 1/4 OF 1/4 | LOT | USE           | ACRES |
|----------|-------|---------|------------|-----|---------------|-------|
| 06N      | 45E   | 22      | NE         | SE  | IRRIGATION    | 18    |
|          |       |         |            |     | SECTION ACRES | 18    |
| 06N      | 45E   | 23      | NE         | SW  | IRRIGATION    | 18    |
|          |       |         | NW         | SW  | IRRIGATION    | 20    |
|          |       |         |            |     | SECTION ACRES | 38    |
|          |       |         |            |     | TOTAL ACRES   | 56    |

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:

HEADING FOR NORTH LEIGH CANAL IS ACTUALLY LOCATED IN SW1/4NE1/4, SEC. 32, TWN. 45N, RGE. 118W, 6TH PM, TETON COUNTY WYOMING.

15. BASIS OF CLAIM: DECREEED

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): Danny Thomas DATE: 11.28.06  
\_\_\_\_\_  
DATE:

STATE OF IDAHO )  
COUNTY OF Bonneville ) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS

28 OF Nov 2006

Dave Carlson

NOTARY PUBLIC

RESIDING AT Rigby, Id

MY COMMISSION EXPIRES 2/26/2008



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 22-238B  
Date Received: 9/28/1988  
Receipt No: E002722  
Received By: *ENC.*

*E031797*

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DENNY THOMAS Phone: (208)456-2381  
732 N 50 W  
TETONIA ID USA 83452

2. Date of Priority: 06/01/1890

3. Source: NORTH LEIGH CREEK Trib. to: TETON RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot |    |    |   | County | Type |
|----------|-------|---------|-----------------------|----|----|---|--------|------|
| 06N      | 46E   | 29      | SE                    | NW | NE | 1 | TETON  |      |

5. Description of diverting works:

NORTH LEIGH CANAL - CONCRETE HEADING WITH SCREW GATES.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/15 | 10/31 | 1.3    |            |
| STOCKWATER | 04/15 | 10/31 | 0.4    |            |

7. Total Quantity Appropriated is:

1.3 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township      | Range | Section | 1/4 of 1/4 Lot |    | Use        | Acres |
|---------------|-------|---------|----------------|----|------------|-------|
| 06N           | 45E   | 22      | NE             | SE | IRRIGATION | 18    |
| Section Acres |       |         |                |    |            | 18    |

**PROFILED**

**SCANNED**

**APR 14 2006**

|     |     |    |    |    |               |    |
|-----|-----|----|----|----|---------------|----|
| 06N | 45E | 23 | NE | SW | IRRIGATION    | 18 |
|     |     |    | NW | SW | IRRIGATION    | 20 |
|     |     |    |    |    | Section Acres | 38 |
|     |     |    |    |    | Total Acres   | 56 |

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:

HEADING FOR NORTH LEIGH CANAL IS ACTUALLY LOCATED IN SW1/4NE1/4, SEC. 32, TWN. 45N, RGE. 118W, 6TH PM, TETON COUNTY WYOMING.

15. Basis of Claim: Decreed

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: \_\_\_\_\_

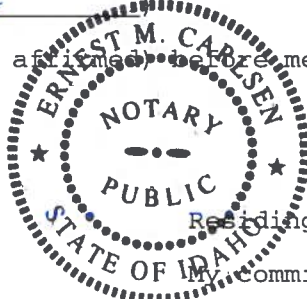
For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct

Signature of Claimant(s): Denny Thomas Date: 4-14-06

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 14 of April 14, 2006



Ernest M. Carlson

Notary Public

Residing at Idaho Falls

My Commission Expires 8-21-2009

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 22-238B  
Date Received: 9/28/1988  
Receipt No: E002722  
Received By:

**NOTICE OF AMENDED CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

DENNY THOMAS Phone: (208)456-2381

732 N 50 W  
TETONIA ID USA 83452

RECEIVED

MAR 25 2005

Department of Water Resources  
Eastern Region

2. Date of Priority: 06/01/1890

3. Source: NORTH LEIGH CREEK Trib. to: TETON RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 06N      | 46E   | 29      | SE NW NE 1            | TETON  |      |

5. Description of diverting works:

NORTH LEIGH CANAL - CONCRETE HEADING WITH SCREW GATES.

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S.                    | (or) A.F.A |
|------------|------|-------|---------------------------|------------|
| IRRIGATION | 4/15 | 10/15 | <del>0.8</del> <u>1.3</u> |            |

7. Total Quantity Appropriated is:

~~0.8~~ 1.3 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township      | Range | Section | 1/4 of 1/4 Lot | Use        | Acres |
|---------------|-------|---------|----------------|------------|-------|
| 06N           | 45E   | 22      | NE SE          | IRRIGATION | 18    |
| Section Acres |       |         |                |            | 18    |

SCANNED

MAY 04 2005

03/21/2005

PROFILE

06N 45E 23

NE SW  
NW SW

IRRIGATION 18  
IRRIGATION 20

Section Acres 38

Total Acres 56

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:

HEADING FOR NORTH LEIGH CANAL IS ACTUALLY LOCATED IN SW1/4NE1/4, SEC. 32, TWN. 45N, RGE. 118W, 6TH PM, TETON COUNTY WYOMING.

15. Basis of Claim: Decreed

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): Danny Thomas Date: 3-24-05

State of Idaho )  
County of Teton ) SS.

Subscribed and sworn (or affirmed) before me this 24th of March 2005

Maureen Green

Notary Public

MAUREEN GREEN  
Notary Public  
State of Idaho

Residing at Teton Co.

My commission Expires 08/05/08

SCANNED

MAY 04 2005

PROFILED

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 22-13326  
Date Received: 10/13/2004  
Receipt No:  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DENNY THOMAS Phone: (208)456-2381  
PO BOX 52  
TETONIA ID USA 83452

*Manoo 10/14/04*

2. Date of Priority: 06/01/1890

3. Source: UNNAMED STREAM Trib. to: SPRING CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 06N      | 45E   | 22      | SE NE SE              | TETON  |      |

5. Description of diverting works:

stock water from spring and channel.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| STOCKWATER | 01/01 | 12/31 | 0.02   |            |

7. Total Quantity Appropriated is:

0.02 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use        | Acres |
|----------|-------|---------|----------------|------------|-------|
| 06N      | 45E   | 22      | NE SE          | STOCKWATER |       |

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:

Priority date based on 22-238B.

PROFILED

SCANNED  
MAY 04 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: A22-00238B  
Date Received: 9/28/1988  
Receipt No: E002722  
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: DENNY THOMAS  
Address: P.O. BOX 52  
TETONIA, ID

208-456-2381

83452

2. Date of Priority: JUN 01, 1890

3. Source: NORTH LEIGH CREEK

Trib. to: TETON RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 06N      | 46E   | 29      | SE     | NW     | NE  | 1   | TETON  |

5. Description of diverting works:  
NORTH LEIGH CANAL - CONCRETE HEADING WITH SCREW GATES.

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 112.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 06N      | 45E   | 22      | NE     | SE  |     | IRR           | 18.0  |
|          |       |         |        |     |     | Section Acres | 18.0  |
|          |       | 23      | NE     | SW  |     | IRR           | 18.0  |

A22-00238B

SCANNED Page

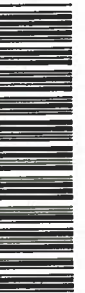
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Date: 09/28/88

PROFILED  
MAY 04 2005

MICROFILMED  
NOV 04 1992

A2200238B



10. Place of Use: Continued

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 06N           | 45E   | 23      | NW     | SW  |     | IRR | 20.0  |
| Section Acres |       |         |        |     |     |     | 38.0  |
| Total Acres   |       |         |        |     |     |     | 56.0  |

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:  
22-00339

14. Remarks:  
HEADING FOR NORTH LEIGH CANAL IS ACTUALLY LOCATED IN SW1/4NE1/4,  
SEC. 32, TWN. 45N, RGE. 118W, 6TH PM, TETON COUNTY WYOMING.

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

REXBURG IRR. CO. ET AL  
Decree Plaintiff

vs

TETON IRR. CANAL CO. ET AL  
Decree Defendant

A22-00238B

Page

2

Date: 09/28/88

PROFILED

SCANNED  
MAY 04 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: \_\_\_\_\_

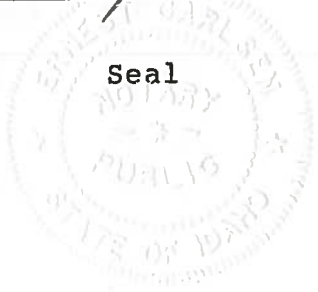
**For Individuals:**

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Denny Jones Date: 9-28-88  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Bonneville. ) SS.

Subscribed and sworn (or affirmed) before me this 28 day  
of Sept. 19 88 Ernest Carlson  
Notary Public



Residing at Idaho Falls ID  
My Commission Expires 14 June 1994

PROFILED

SCANNED  
MAY 04 2005

MICROFILMED  
NOV 04 1992