

02/01/2006

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

RIGHT NUMBER: 22-268  
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: 0.800 CFS

PRIORITY DATE: 06/01/1902

POINT OF DIVERSION:  
T05N R44E S15 SENWSE 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           | 0.800 CFS       |
| PLACE OF USE: | <u>IRRIGATION Within TETON County</u> |                      |                 |
|               | T05N R44E S11 NESW 21.00              | T05N R44E S11 NWSW   | 6.30            |
|               | T05N R44E S11 SWSW 20.00              |                      |                 |

47.3 ACRES TOTAL

Right Nos. 22-268 and 22-2105 are limited to the irrigation of a combined total of 47.3 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

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: 22-268

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:

Please print your name:

J. Lynn Bevan Wilma Bevan  
J. Lynn Bevan Wilma Bevan

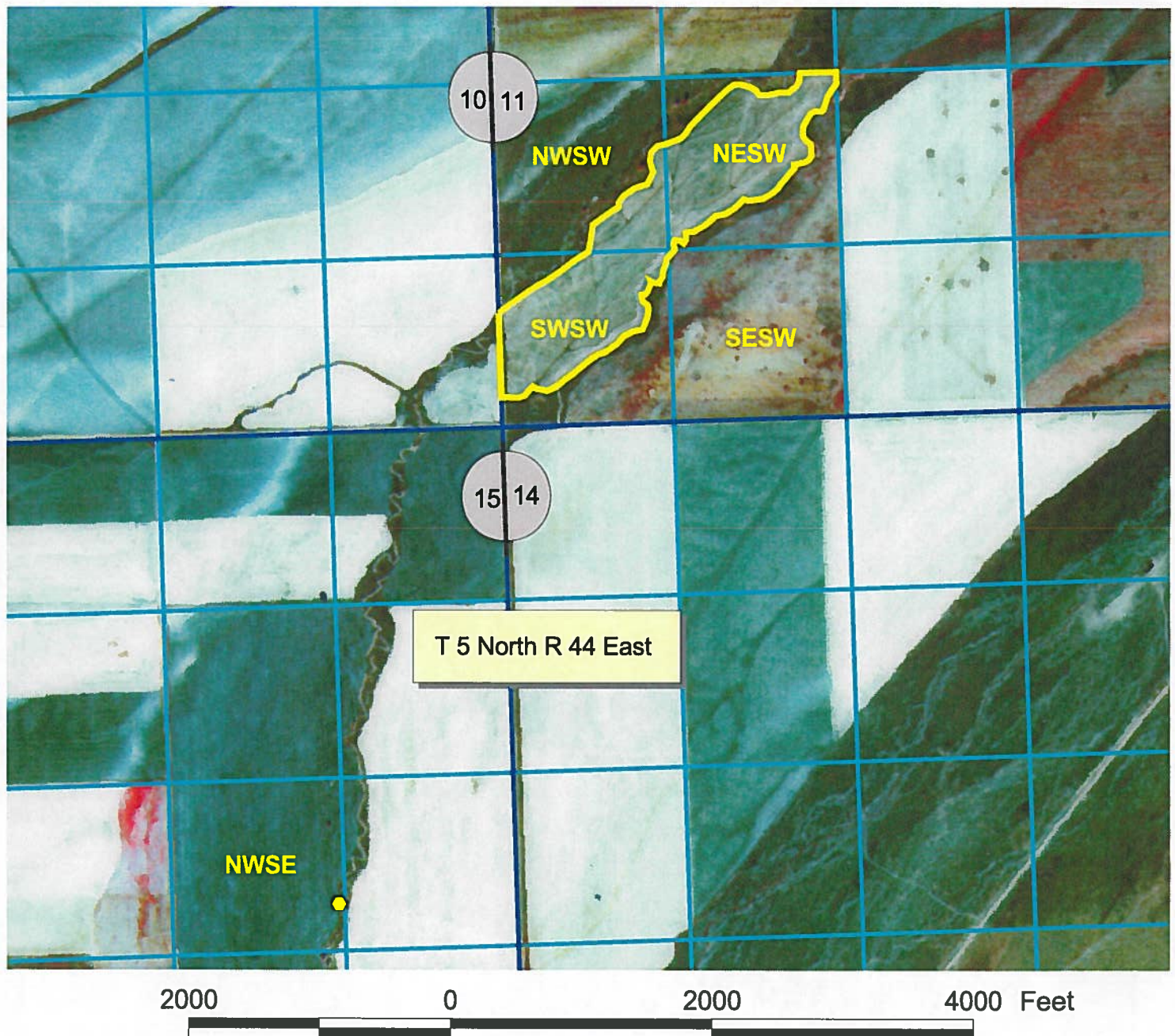
IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161



State of Idaho  
Department of Water Resources  
Eastern Region



Claim No.(s): 22-268, 22-2105



- Place of Use
- Points Of Diversion
- Sections
- Quarter Quarter

GIS Place of Use Illustration  
1987/1988 NAPP Photography  
Prepared by T. Galbraith  
Date: Feb. 2006



## Contacts Data Entry Form

A2200268

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

Current Owner LYNN BRIAN

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:

DACREE REXBURG IRRIGATION VS TETON IRRIGATION 16 DEC 1910  
DACCRED TO ALBERT CALBERT 40" (C. 80 CFS) 1 JUNE 1902  
HORSE SHOE CREEK TRIB TO TETON RIVER.  
OTHER WATER RIGHTS USED 22-267

FE POOL/POA CONVEYANCE/SYSTEM

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

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





Bevan diversion on Horseshoe Creek,

Water Right No(s). A 22 00 268



**GPS DATA:**

Tag # A0013863 Location: metal post by diversion

**Well Data:**

**MOTOR**

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

SN: \_\_\_\_\_

**PUMP**

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

SN: \_\_\_\_\_

**NOTES:**

No headgate or regulating device.  
Straw dam in the creek turns water into  
ditch for Bevan

Field Exam Date: 7/24/04 Agent: DD

## Point of Diversion and Source Data Entry Form

Claim Number: A2100 268

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

Source:\_\_\_\_\_ Tributary:\_\_\_\_\_

Claimed Point of Diversion: T 05N, R 4WE, Sec. 15, NW, NE, SE. County: TETONSource: HOESE SHOE CREEK Tributary: TETON RIVER

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 |
|------------------------|-------|-------|---------|----------------|--------|--------|
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |

Other rights from this POD? POD. TAG # A0013863

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

CLAIMS HOESE SHOE CREEK TRIB. TO TETON RIVER - OK REMARK  
NOT VERIFIED. CONFORMS TO LIMITS w/ OTHER  
RTS

HORSESHOE CREEK S00 W-99 QUAD

Transfers Changing POD \_\_\_\_\_

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

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

## Place Of Use Data Entry Form

Claim Number: 122 00268☐ Use Claimed POU as Recommended POU

## Claimed Place of Use

| Twp | Rge | Sec | QQ    | Q | County | Lot Num | Acres | Purpose of Use |
|-----|-----|-----|-------|---|--------|---------|-------|----------------|
| 05N | 44E | 11  | NESW  |   | Teton  |         | 20    | Irrigation     |
| "   | "   | "   | NW 3W |   | "      |         | 7     | "              |
| "   | "   | "   | SW SW |   | "      |         | 23    | "              |
|     |     |     |       |   |        |         |       |                |
|     |     |     |       |   |        |         |       |                |
|     |     |     |       |   |        |         |       |                |

Total Acres 50

## Recommended Place of Use

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

Total Acres \_\_\_\_\_

Document how the POU was verified:

DESCRIBED TO SEC. 11 NENE & SEC. 12 N<sup>2</sup>NW  
0.00 cfs ÷ 0.02 cfs/ac = 40<sup>0</sup> ⇒ COMMOD use limits w/  
overlapping Rights

Remark

Transfers Changing POU \_\_\_\_\_

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

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

## Period of Use and Quantity Data Entry Form

Claim Number: A 22 00 268☐ 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 |
|-------------------|-------------|--------------|------|--------|
| <u>Irrigation</u> | <u>4/15</u> | <u>10/15</u> |      |        |
|                   |             |              |      |        |
|                   |             |              |      |        |

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 SD 4/15 To 10/31  
S 42-202-42-220 2C STATUS Q .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: A22-00268  
Date Received: 9/29/1988  
Receipt No: 1001473  
Received By: gpc

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.  
RT. 1 BOX 1170  
TETONIA, ID 83452

A2200268



2. Date of Priority: JUN 01, 1902

3. Source: HORSE SHOE CREEK Trib. to: TETON RIVER

4. Point of Diversion:

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

5. Description of diverting works:  
DITCH WITH 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 | 0.800  |      |        |

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

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

A22-00268

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Date: 09/29/88

MICROFILMED

NOV 04 1992

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
| 05N      | 44E   | 11      | NE         | SW  | IRR           | 20.0  |
|          |       |         | NW         | SW  | IRR           | 7.0   |
|          |       |         | SW         | SW  | IRR           | 23.0  |
|          |       |         |            |     | Section Acres | 50.0  |
|          |       |         |            |     | Total Acres   | 50.0  |

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:  
22-0267.

14. Remarks:

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

REXBURG IRR. CO. ET AL  
Decree Plaintiff

vs

TETON IRR. CANAL CO.  
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 Blaine ) SS.

Subscribed and sworn (or affirmed) before me this 29 day

of Sept. 19 88

John Dale Cooper  
Notary Public

Seal

Residing at Boise Id

My Commission Expires \_\_\_\_\_

770 000  
FEET

T 5 N  
R 44 E  
11

A 22-00268

43°45'

111°15'

750 000 FEET

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

MICROFILMED

NOV 04 1992

NORTH