

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

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

09/12/2006

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: 22-334B

FARRELL BUXTON

332 S 500 W

DRIGGS ID 83422

Telephone Number: (208)354-2486

JEANNE BUXTON

332 S 500 W

DRIGGS ID 83422

Telephone Number: (208)354-2486

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:

Change the name to Mahogany Creek
Enterprises, LLC.

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: 12/6/06

SIGNATURE: Mahogany Creek Enterprises, LLC by

Please print your name: Kerry Buxton

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

12/10/06
Done
KML



Idaho Department of Water Resources

Adjudication Claim:

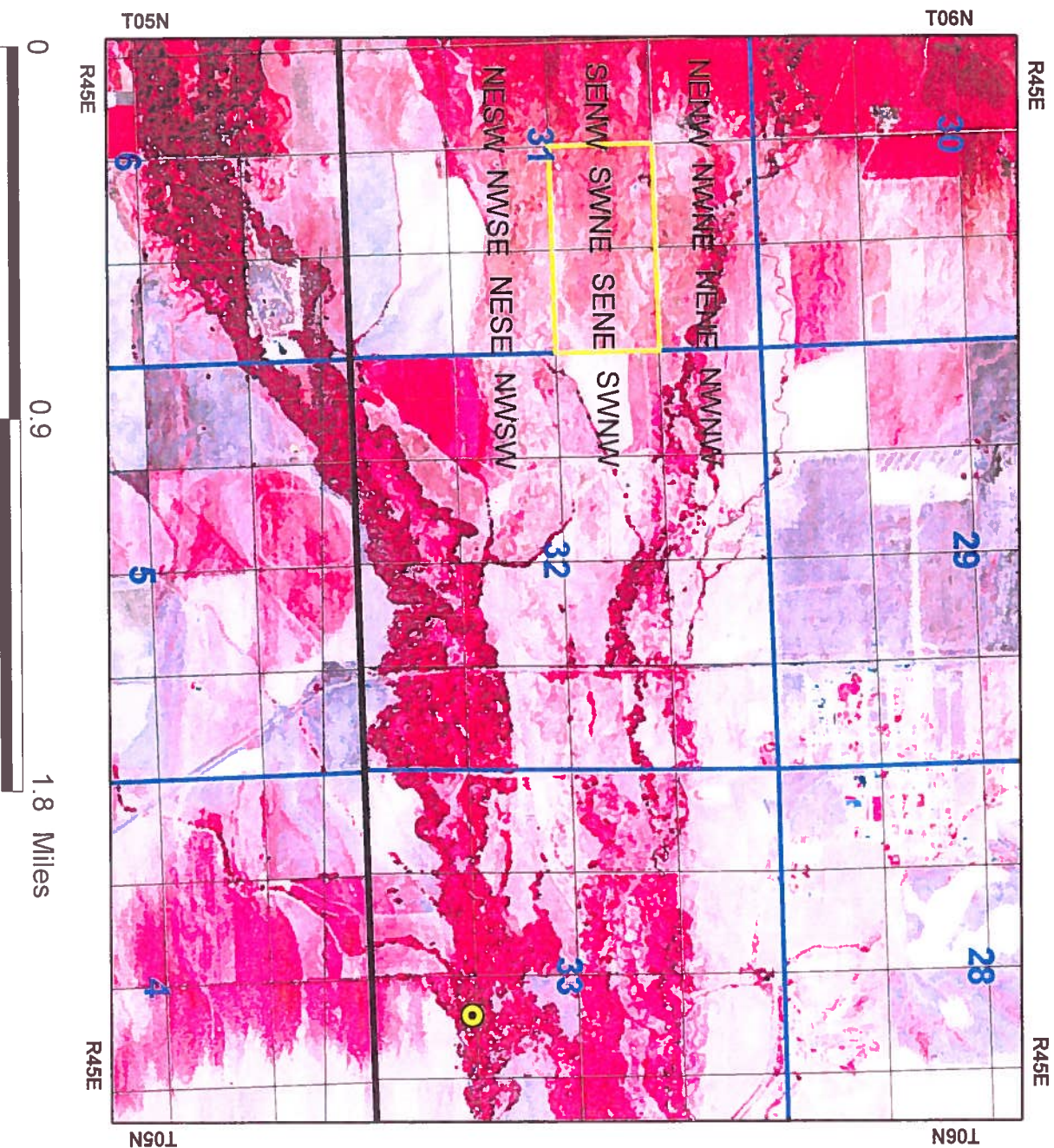
22-334B

Legend

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

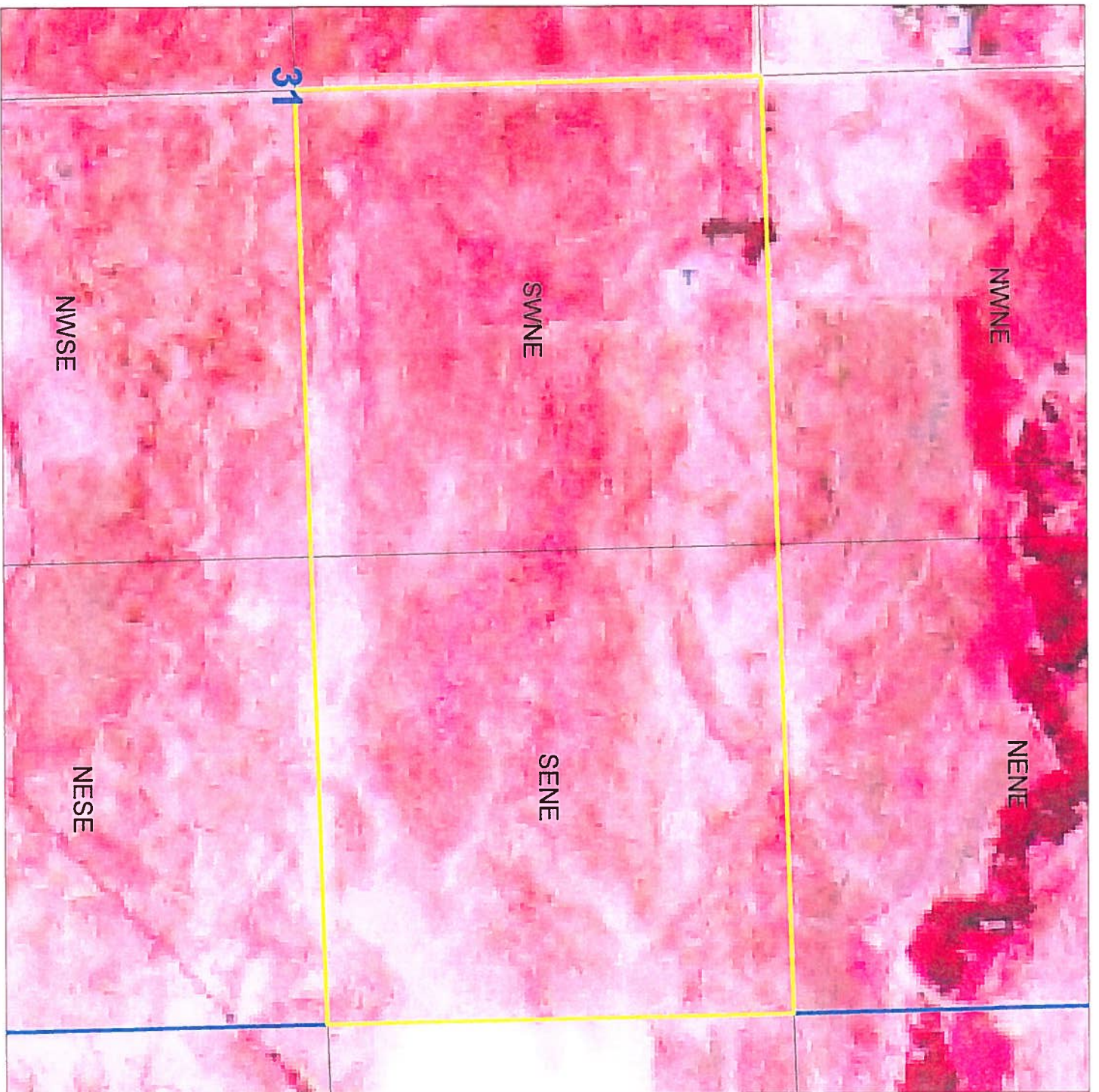


Teton County
IDWR Basin 22



Prepared by D. Carlson
On Tuesday, September 12, 2006
1987/88 Aerial Photography

22-334B



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED

Unable to Forward
Insufficient As Address

Not Deliverable As Address
Rt #
City
State
Zip
Date

JEANNE BUXTON

FARRELL BUXTON

PO BOX 1244

DRIGGS ID 83422

- ☐ Moved Let Me Address
- ☐ Incorrect Address
- ☐ Attempted - Refuse
- ☐ No Such Street
- ☐ Vacant
- ☐ No Mail Facility
- ☐ Box Closed No Order
- ☐ Return For Better Address
- ☐ Postage Due

22-162
22-11678
22-13222
22-2113A
22-233A
22-256B
22-324C
22-334B
22-41
22-4162

Delivered



U.S. POSTAGE
1050 P 83523907
8916 \$00.370 MAR 02 2004
1242 MAILED FROM ZIP CODE 83402

- 2113A

Claim no. A220033413

Claimant Contact Log

Date

Remarks

Agent initials

5/5/05 Visited w/ Kerry Buxton, son of claimant.
20 Property is owned by claimant

160 AC ~ 3.20

31

SW	SE
NE	NE

5/7/05
20

This claim diverts out of Hanks (Black) headgate on South Leigh Creek. The water is carried approx. 1 mile through a canal. A splitter headgate then diverts ~~the water~~ the water to a ditch that flumes the water over a Spring Creek diversion that is used by Breckenridges. This ditch carries the water to the east side of Buptons where the water co-mingles with rights A2202113A and A2200324C that are out of Spring Creek.

Contacts Data Entry Form

A2200334B

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____
Current Owner JEANNE O R FARRELL Buxton
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:

DACRED Rexburg Irrigation vs Teton Irrigation 16 Dec 1910
DACRED TO Willard G. Homer. 160" (3.20 CFS)
24 June 1899 South Leigh Creek Trib To
TETON RIVER A2200334. POD NOT DACRED
Claim HAS BEEN Split. To 2200334A 40' (0.80 CFS)
2200334B 80" (1.60 CFS)
OTHER WATER RIGHTS used A22-11692

7C POD / POW Conveyance / system.

Reviewer: _____

Date: _____

Water Right No(s). A 22 00334 B

GPS DATA:

Tag # ADP13851 Location: On headgate

Well Data: Source: South Leigh CK Trib. to: Teton River

MOTOR

Make: _____ Model: _____ Hp: _____

SN: _____

PUMP

Make: _____ Model: _____ Disch: _____

SN: _____

NOTES:

4/16/05
RD The POU is approx 1 - 1 1/2 miles from POU, a canal
and ditches convey the water to POU,

Field Exam Date: 4/16/05 Agent: RD



5/7/05 Walgate at P.D. on South Leigh Creek for
D.D. Buxton claim.



5/7/05 Pipe flume that carries Duxton water from
80 South Leigh Creek over Buckenridge ditch
out of Spring Creek.

A2200334

160" 3,0 CFS

priority 24 June 1897

POD NOT SPECIFIED

POU

A2200334 B

1.6 CFS 80" TR. priority: 24 June 1897

POD. NOT SPECIFIED

POU NE SW SEC 33 T4N R. 45E.

~~22~~ 22 0318	Hill, Albert	150 inches.	May 15, 1900.	De / Creek.
~~1~~ 1 073	Hill, D. B.	75 inches.	June 1, 1897.	Wyoming & Darby Bench Canal Company.
~~19~~ 22 0319	Hill Ditch Company.	160 inches.	June 2, 1898.	Teton River.
~~15~~ 22 0320	Hill Ditch Company.	348 inches.	May 1, 1884.	Teton River.
	Hill, D. L.	600 inches.	Apr. 1, 1898.	Wyoming & Darby Bench Canal Company.
~~354~~ 22 0321	Hill Hyrum S.	100 inches.	June 2, 1898.	North Leigh Creek.
~~352~~ 22 0322	Hill John W.	160 inches.	Oct. 1, 1900.	Pack Saddle Creek.
~~353~~ 22 0323	Hill Joseph S.	160 inches.	June 1, 1901.	Pack Saddle Creek.
~~354~~ 22 0324	Hill Joseph Y.	160 inches.	June 2, 1898.	North Leigh Creek. T. 2
~~355~~ 22 0325	Hill Mary Ann	120 inches.	June 1, 1891.	Pack Saddle Creek. T. 2
~~355~~ 22 0326	Hill William	280 inches.	Apr. 5, 1889.	Pack Saddle Creek.
~~355~~ 21 0063	Hilliard, C. F.	150 inches.	Oct. 15, 1900.	Tom Creek.
~~355~~ 22 0327	Hochstrasser, N. W.	50 inches.	June 1, 1898.	Spring Creek.
~~355~~ 22 0328	Hochstrasser, N. W.	110 inches.	June 1, 1899.	Badger Creek.
~~356~~ 22 0329	Hochstrasser, R. H.	40 inches.	June 1, 1898.	Spring Creek.
~~356~~ 22 0330	Hochstrasser, R. H.	20 inches.	June 1, 1900.	Badger Creek.
~~356~~ 1 074	Hoff, K. E.	500 inches.	Apr. 18, 1896.	North Fork of Snake River.
~~?~~ 22 0331	Hoff Rasmus	? See land & Trans #182-183		
~~356~~ 22 0331	Holden, E. H.	160 inches.	June 1, 1898.	Darby Creek.
~~356~~ 22 0332	Homer, Benjamin P.	15 inches.	June 1, 1898.	Mahogany Creek.
~~356~~ 22 0333	Homer, Benjamin P.	200 inches.	June 1, 1900.	Mahogany Creek.
~~356~~ 22 0334	Homer Willard G.	160 inches.	June 24, 1897.	South Leigh Creek.
~~356~~ 22 0335	Hoozier, John L.	120 inches.	June 1, 1898.	Spring Creek.

Rexburg Canals vs Teton Irrigation

Priority Date Data Entry Form

Claim Number: A.2200334B

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 24 June 1897 Claimed Basis: DACRERecommended Priority Date: 24 June 1897 Recommended Basis: DACRE☐ 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 DACRE

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: A2200334B

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

Source: _____ Tributary: _____

Claimed Point of Diversion: T 1N, R 45E, Sec. 33,____, NE SW. County: TETONSource: South Leigh 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? GPS Tag # A0013851

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

4/16/05 Other Water Right used A22-71492
also A2200334C and A2202113A are also used
with this decree.

The South Leigh water is flumed over Spring
Creek canal that carries water to Breckenridges
(Breckenridge Sitch).

Transfers Changing POD _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number: A22 00334B.☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
LN	4SE	31	SW	NE	TETON		40	Irrigation
1	"	"	SE	NE	"		40	"

Total Acres 80

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 Right used. A22-11692Field exam shows POU is irrigated with series of ditches and dams.

Transfers Changing POU _____

Reviewer: _____

Date: _____

4/16/05
DD

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
Irrigation	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:

IDWR. STD. 4/15 To 10/31

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: **A22-00334B**
Date Received: 9/27/1988
Receipt No: M001431
Received By: _____

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

1. Name: JEANNE BUXTON 208-354-2486
Address: RT2 BOX 1244
DRIGGS ID 83422

OR

Name: FARRELL BUXTON 208-354-2486
Address: RT2 BOX 1244
DRIGGS ID 83422

2. Date of Priority: JUN 24, 1897

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	45E	33		NE	SW		TETON

5. Description of diverting works:
HEADGATE TO DITCHES TO P/U

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.600		

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

8. Total consumptive use is 160.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	45E	31	SW	NE		IRR	40.0

MICROFILMED

NOV 06 1990

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	31	SE	NE		IRR	40.0
Section Acres							80.0
Total Acres							80.0

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:
A22-11692

14. Remarks:
THIS RIGHT IS A PORTION OF WR# 22-00334.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CO. ET AL
Decree Plaintiff

TETON IRR. CANAL CO.
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): _____ Date: _____

Date: _____

MICROFILMED
NOV 06 1996

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

Renumbered A22 - 00334B

Ident. Number: A22-11693

Date Received: 9/20/1988

Receipt No: MOO 1431

Received By: P

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FARRELL BUXTON 208-354-2486
Address: RT2, BOX 1244
DRIGGS, ID 83422

OR

Name: JEANNE BUXTON 208-354-2486
Address: RT2, BOX 1244
DRIGGS, ID 83422

2. Date of Priority: JUN 24, 1897

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	45E	33	NE	SW			TETON

5. Description of diverting works:
HEADGATE TO DITCHES TO P/U

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.600		

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

8. Total consumptive use is 160.0 Acre Feet Per Annum

9. Non-irrigation uses:

A22-11693

Page 1

Date: 09/20/88

A2200334B



~~MICROFILMED~~

NOV 06 1990

~~MICROFILMED~~

NOV 06 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	31	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
Section Acres							80.0
Total Acres							80.0

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:
A22-11692

14. Remarks:
THIS RIGHT IS A PORTION OF WR# 22-00334.

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.
Decree Defendant

MICROFILMED

NOV 06 1990

MICROFILMED

NOV 06 1990

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): Lawell Buxton Date: 27 Sep '88
Jeanne Buxton Date: 27 Sept 88

State of Idaho)
County of Teton) SS.

Subscribed and sworn (or affirmed) before me this 27 day
of Sept. 19 88

John Noel Carlson
Notary Public

Seal

Residing at Bain, ID

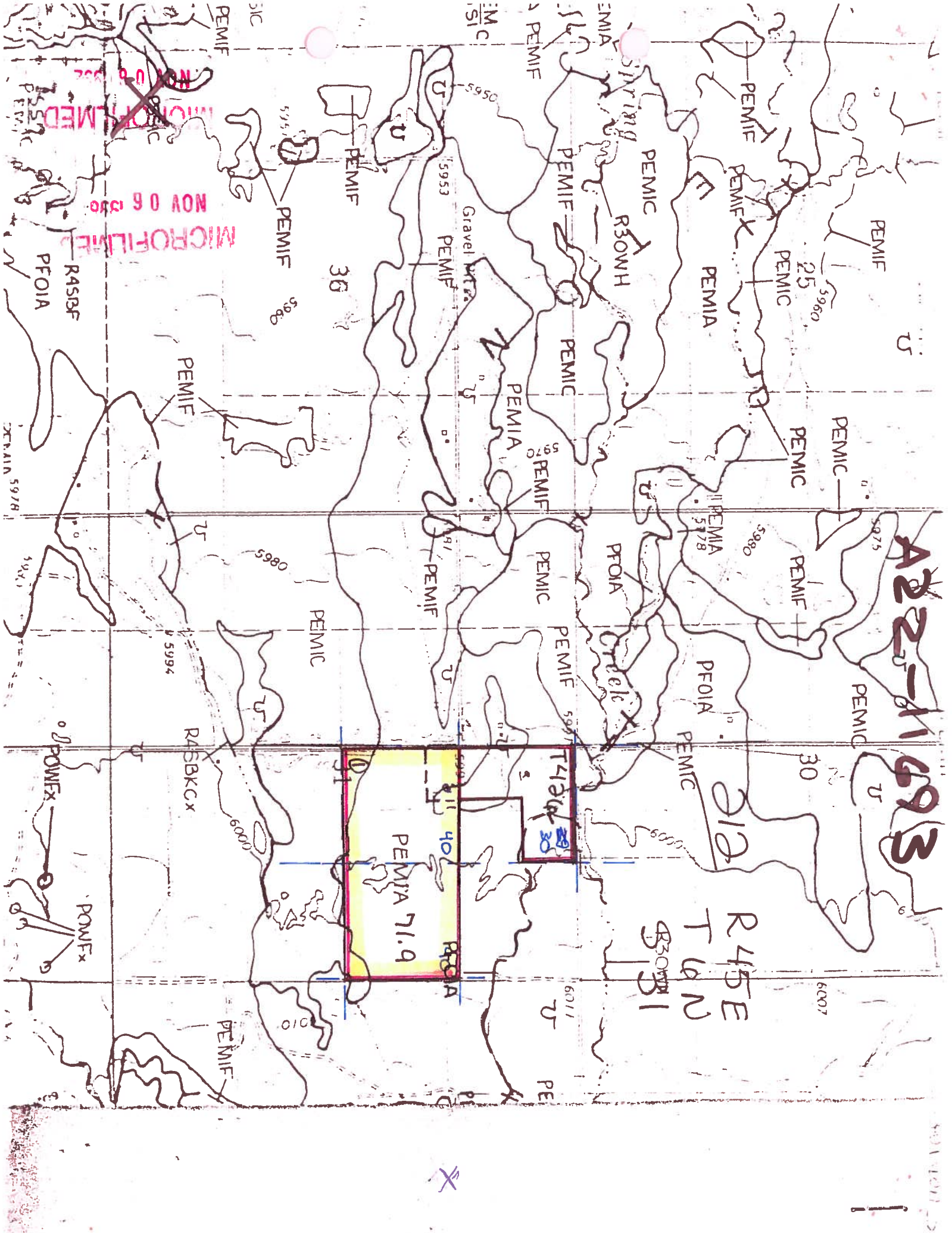
My Commission Expires 6/2/94

MICROFILMED
NOV 06 1990

MICROFILMED
NOV 06 1992

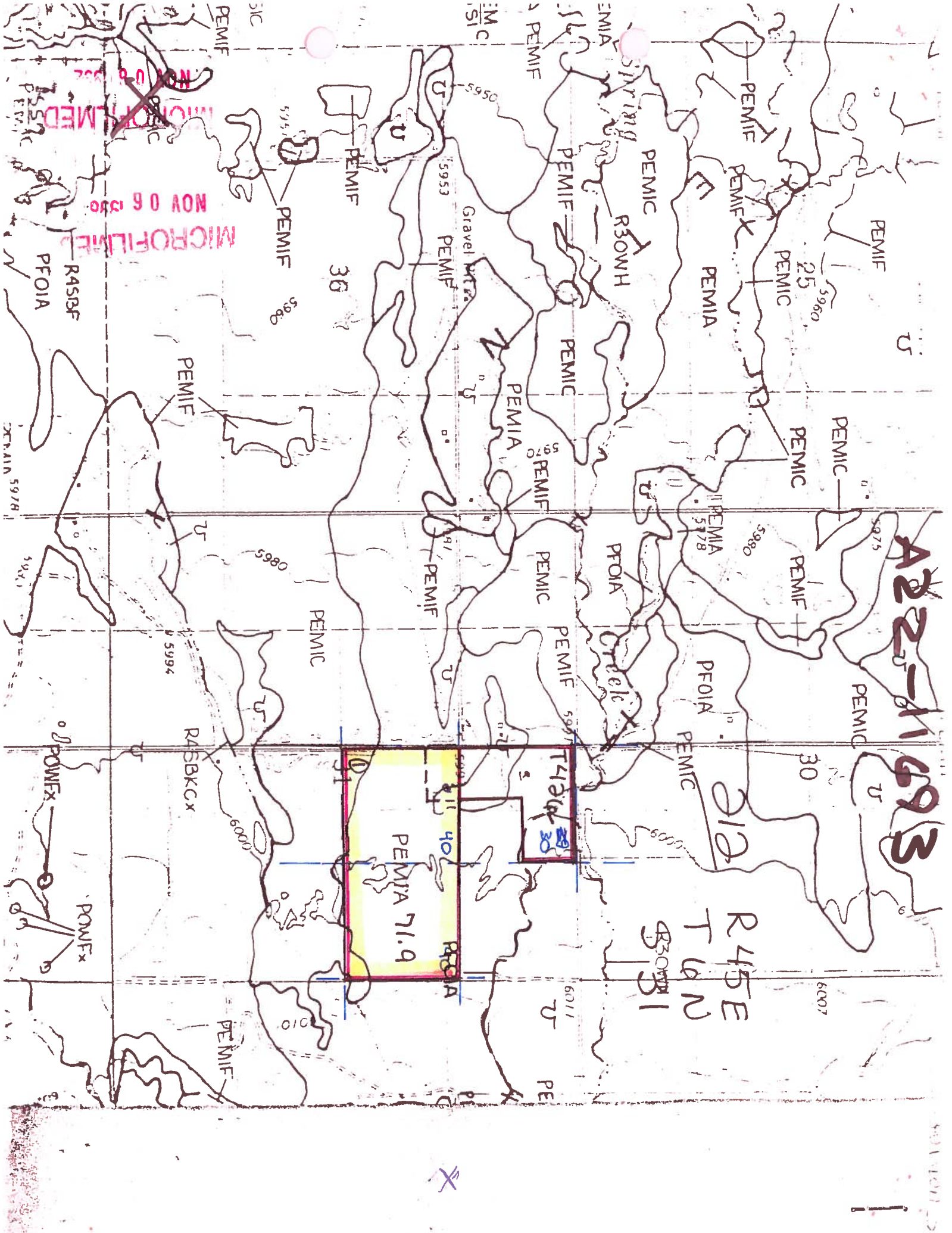
A22-11493

R45E
T4N
S30W
31



MICROFILMED
NOV 06 1980

MICROFILMED
NOV 06 1980



A22-11693



NOV 8 1963

NOV 8 1963

NOV 8 1963

POU

T60

P45E

1

Creek

WELL