

02/13/2006

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

RIGHT NUMBER: 22-380C

NAME AND ADDRESS: RICHARD LAVERE BEARD
PO BOX 11
TETONIA ID 83452

SOURCE: SPRING CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.110 CFS

PRIORITY DATE: 06/01/1896

POINT OF DIVERSION:

T06N R45E S33 NWSWNE 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	0.110 CFS

PLACE OF USE: IRRIGATION Within TETON County

T06N R45E S28 SWSW 5.80

5.8 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is subject to regulation by the watermaster of Water District No. 01.

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

Water is delivered through Tetonia Canal.

01/26/2006

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: 22-380C

RICHARD LAVERE BEARD

PO BOX 11

TETONIA ID 83452

Telephone Number: (208)456-2302

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:

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

DATE: 12-01-06 SIGNATURE: Richard LaVere Beard
Please print your name: Richard LaVere Beard

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

RECEIVED
DEC 11 2006
IDWR/North

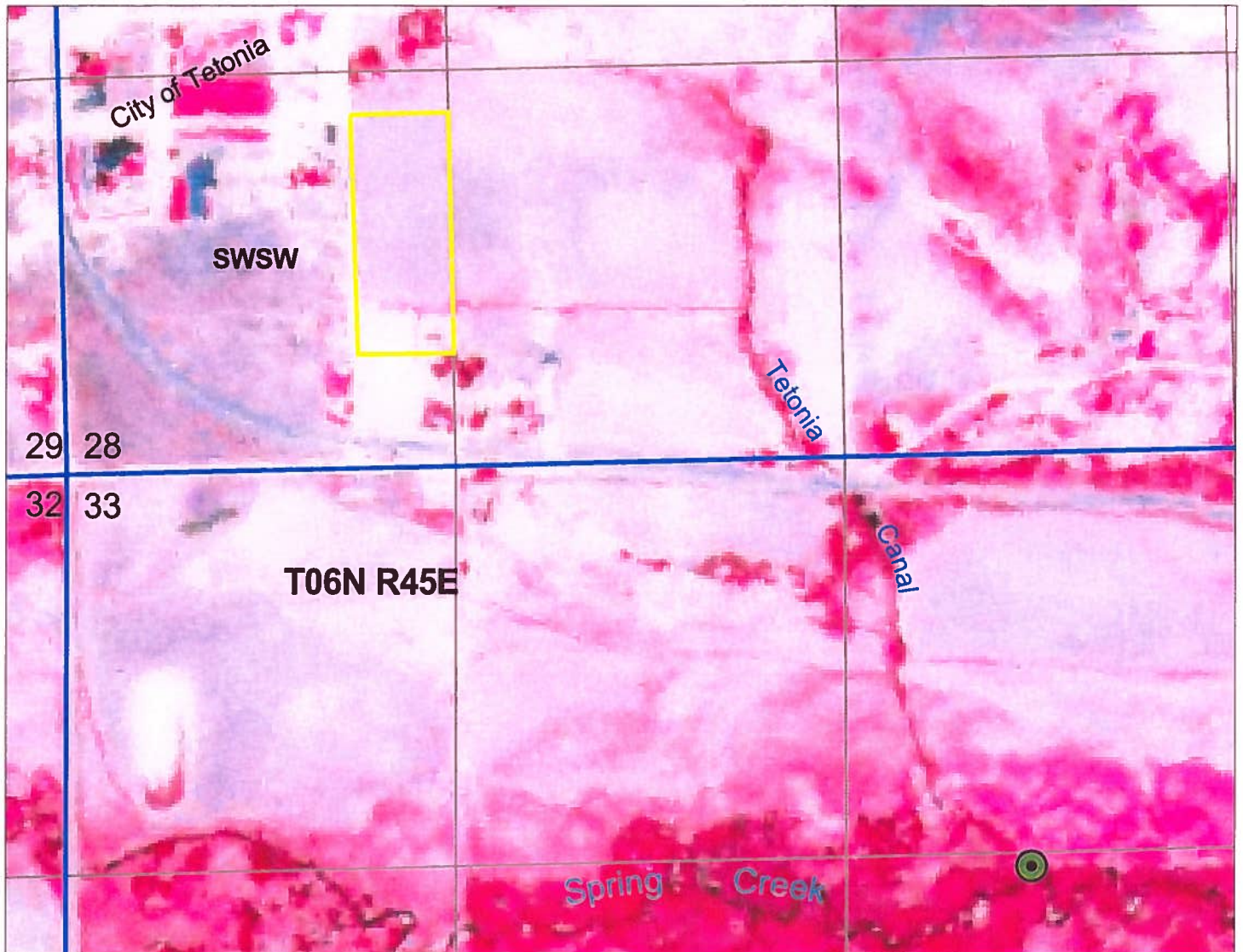
SCANNED
DEC 12 2006



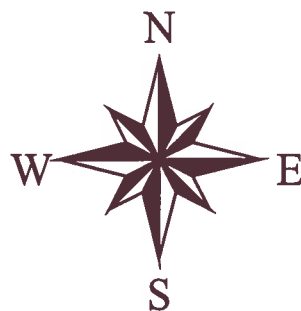
Department of Water Resources Eastern Region



Claim No.: 22-380C



0 500 1000 1500 2000 Feet



- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ

GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: January 2006

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 22-380C
Date Received: 10/4/2005
Receipt No: *E031305*
Received By: *AM*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

RICHARD LAVERE BEARD Phone: (208)456-2302
PO BOX 11
TETONIA ID USA 83452

2. Date of Priority: 06/01/1896

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

4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County Type
06N 45E 33 SW NE TETON

5. Description of diverting works:
Delivery through Tetonia Canal.

6. Water is used for the following purposes:
Purpose From To C.F.S. (or) A.F.A
IRRIGATION 04/15 10/31 0.11

7. Total Quantity Appropriated is:
0.11 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 33 SW SW IRRIGATION 5.8
128? Section Acres 5.8
Total Acres 5.8

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:

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): Richard LaVere Beard Date: 10-04-05

Date: _____

State of Idaho)
County of BONNEVILLE) SS.

Subscribed and sworn (or affirmed) before me this 4th
of Oct 2005
Allen B. Robb
Notary Public

Residing at 2000 E. Main St. Pocatello
My commission Expires 9/23/09



City of Tetonia

SWSW

ditch



T6N R45E

Tetonia Canal

Spring Creek

Water Right Report 22-380

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TETON VALLEY LAND CO . ZZ

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING CREEK	TETON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/	to /	3.100 CFS	
		Total Diversion:	3.100 CFS	

SPRING CREEK SW1/4NE1/4 Sec. 33, Twp 06N, Rge 45E, B.M. TETON County

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 45E 28											40.0	40.0					80.0
06N 45E 29														40.0	40.0		80.0

Conditions of Approval:

1. TRANS. #226.

Dates and Other Information:

Licensed Date:
Decreed Date: 12/16/1910
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 01
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Teton Irrigation Canal Co, et al
Decree Plaintiff: Rexburg Irrigation Co
Civil Case Number:
Judicial District: Sixth District
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Water Supply Bank:

Idaho Department of Water Resources Receipt

Receipt ID E031305

Payment Amount \$56.00 Date Received 10/4/2005 12:29:02 PM Region Eastern Status
Payment Type Check Check Number 904

Payer BEARD, RICHARD LAVERE

Comment SRBA CLAIM 22-380C

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$56.00	ADJUDICATION FILING FEE	0337		43503	1155


Signature Line (Dept. Representative)