

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

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



Idaho Department of Water Resources

Adjudication Claim:

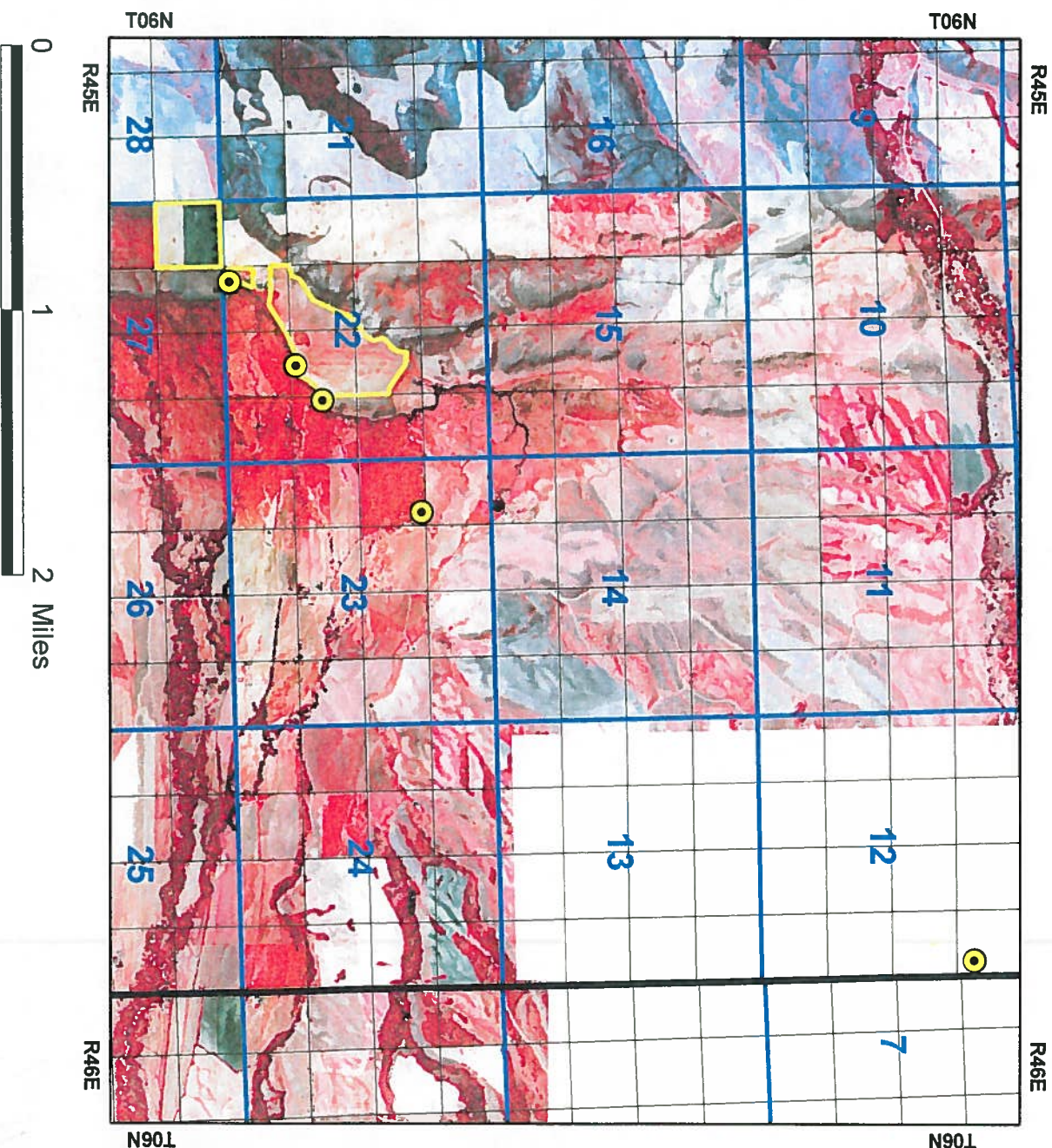
22-451

Legend

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

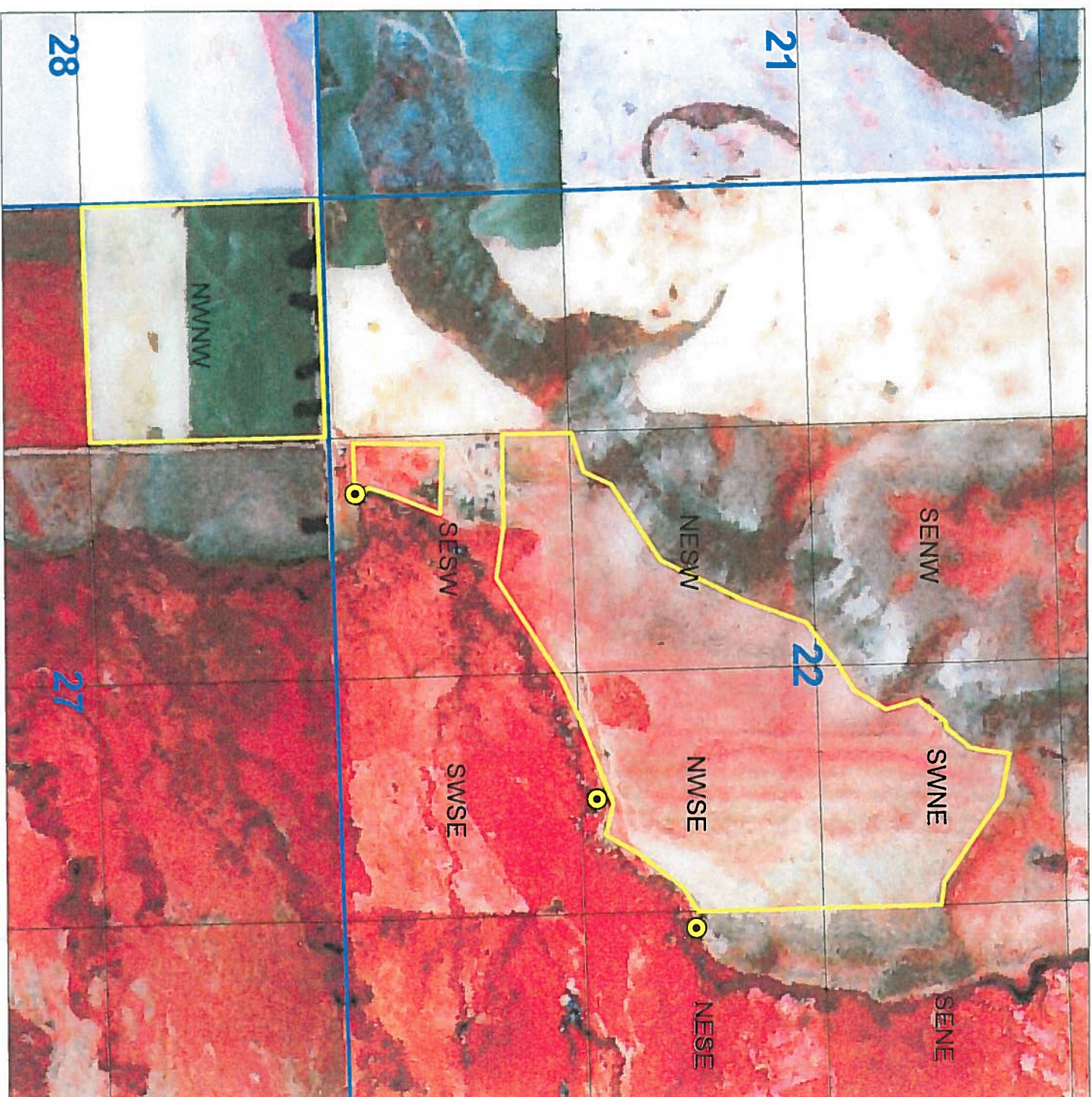


Teton County
IDWR Basin 22



Prepared by D. Carlson
On Wednesday, July 12, 2006
1987/88 Aerial Photography

22-451



#40

058 22 0437✓ Pascoe, J. L.	160 inches.	June 15, 1896.	Darby Creek.
058 22 0438✓ Paul, John	15 inches.	June 1, 1890.	Springs on land.
058 22 0439✓ Paul, William H.	60 inches.	June 1, 1890.	Little Springs, and Deep Creek.
058 35 0023✓ Payne, S. L.	480 inches.	Apr. 22, 1895.	Boone Creek.
059 22 0440✓ Pehrson, Nils	30 inches.	June 1, 1899.	South Leigh Creek.
059 22 0441✓ Pehrson, Nils	100 inches.	June 1, 1903.	South Leigh Creek.
059 22 0442✓ Pendleton, Abra- ham			The Farmers' Friend Canal Company.
059 22 0443✓ Pendleton, Abraham	80 inches.	June 1, 1897.	North Leigh Creek.
059 22 0444✓ Penfold, Algeroy	80 inches.	June 1, 1899.	North Leigh Creek.
059 22 0445✓ Penfold, Farley	100 inches.	June 1, 1897.	Fox Creek.
059 22 0446✓ Penfold, Farley	20 inches.	June 1, 1896.	Fox Creek.
059 1 147✓ Perples Canal & Irrigation Company, The	100 inches.	June 1, 1897.	Fox Creek.
059 22 0447✓ Perry, Jeremiah C.	20,000 inches.	Aug. 18, 1894.	Snake River.
059 21 0083✓ Perry, M. R. and R. V. Perry	80 inches.	June 1, 1897.	North Leigh Creek.
059 21 0084✓ McBain and William H. Dunlap.	710 inches.	May 1, 1904.	Conant Creek.
Peterson, Carl			The Sunnydell Irr- igation Canal Company
059 22 0418✓ Peterson, Chris.	160 inches.	June 1, 1896.	Trail Creek.
Peterson, G. W.			Enterprise Canal Company.
060 22 0449✓ Peterson, L. P.	160 inches.	June 1, 1896.	Darby Creek. Trans. #435
Peterson, Otto			The Farmers' Friend Canal Company
060 21 0084 Trans. #2157 Peterson, S. O.	120 inches.	June 1, 1893.	Conant Creek.
060 21 0085 Trans. #2157 Peterson, S. O.	40 inches.	June 1, 1899.	Conant Creek.
060 22 0450✓ Phillips, L. A.	20 inches.	Sept. 1, 1901.	Spring Creek.
060 22 0451✓ Phillips, L. A.	80 inches.	June 1, 1904.	Badger Creek.
060 22 0452✓ Phillips, Thomas A.	160 inches.	June 1, 1902.	Badger Creek.

Peterson, S. O.

E¹/₄ of SE¹/₄ of Sec. 20, N¹/₄ of NE¹/₄, and
SE¹/₄ of NE¹/₄ of Sec. 29, T. 8 N., R., 44
E. B. M., containing 200 acres.

Phillips, L. A.

W¹/₂ of SE¹/₄ and E¹/₄ of SE¹/₄ of Sec. 22, T.
6 N., R., 45 E., B. M., containing 160
acres.

Phillips, Thomas A.

S¹/₄ of SE¹/₄ and S¹/₄ of SW¹/₄ of Sec. 9, T.
6 N., R., 44 E., B. M., containing
160 acres.

Phillips, Thomas H.

S¹/₄ of Sec. 8, and N¹/₄ of Sec. 17, T. 6 N. R.
45 E., B. M., (owned jointly with Robert
Blamires and W. S. and C. Burton.)

Pierson, E. J.

N¹/₂ of SE¹/₄ of Sec. 23, T. 1 N. R., 37 E., B. M.

Pincock-Byington Ditch Company.

Bird, Martin L.

SE¹/₄ of Sec. 25, T. 7 N., R., 40 E. B. M.,
containing 160 acres.

Garner, Asa

N¹/₂ of NE¹/₄ and N¹/₂ of NW¹/₄ of Sec. 35, T.
7 N., R., 40 E., B. M., containing 160
acres.

Garner,
Frederick W.

S¹/₄ of NW¹/₄, and S¹/₄ of NE¹/₄ of Sec. 35, T.
7 N., R., 40 E., B. M., containing 160
acres.

Pincock, George A.

NE¹/₄ of Sec. 34, T. 7 N. R., 40 E., B. M.,
containing 160 acres.

Pincock James, H.

NW¹/₄ of Sec. 2, T. 6 N., R., 40 E., B. M.,
containing 160 acres.

Pine Creek Canal Company.Diamond X Live
Stock Company

W¹/₂ of Sec. 15, T. 2 N. R., 43 E., B. M.,
containing 320 acres.

Dowd, Mrs D. F.

S¹/₄ of SE¹/₄ of Sec. 5, S¹/₄ of SW¹/₄ of Sec.
4, and NE¹/₄ of Sec. 8, T. 2 N., R., 43
E. B. M., containing 320 acres.

Claim No. 22-451

Document Checklist

☒ Copy License/Decree

Hexborg v Teton

☐ Copy Transfer

☐ Copy Licensing Field Exam

☐ Check if Ownership/Address Change is Required

☐ Generate, mail and file "Evidence of Priority" letter

☒ Generate Arcview Map

Hayden Canal Water

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
① 106N	145E	12		NE NE	Teton	Budger CK	Teton River

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
② 106N	145E	12		NW NW	Teton	Budger CK	Teton River

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

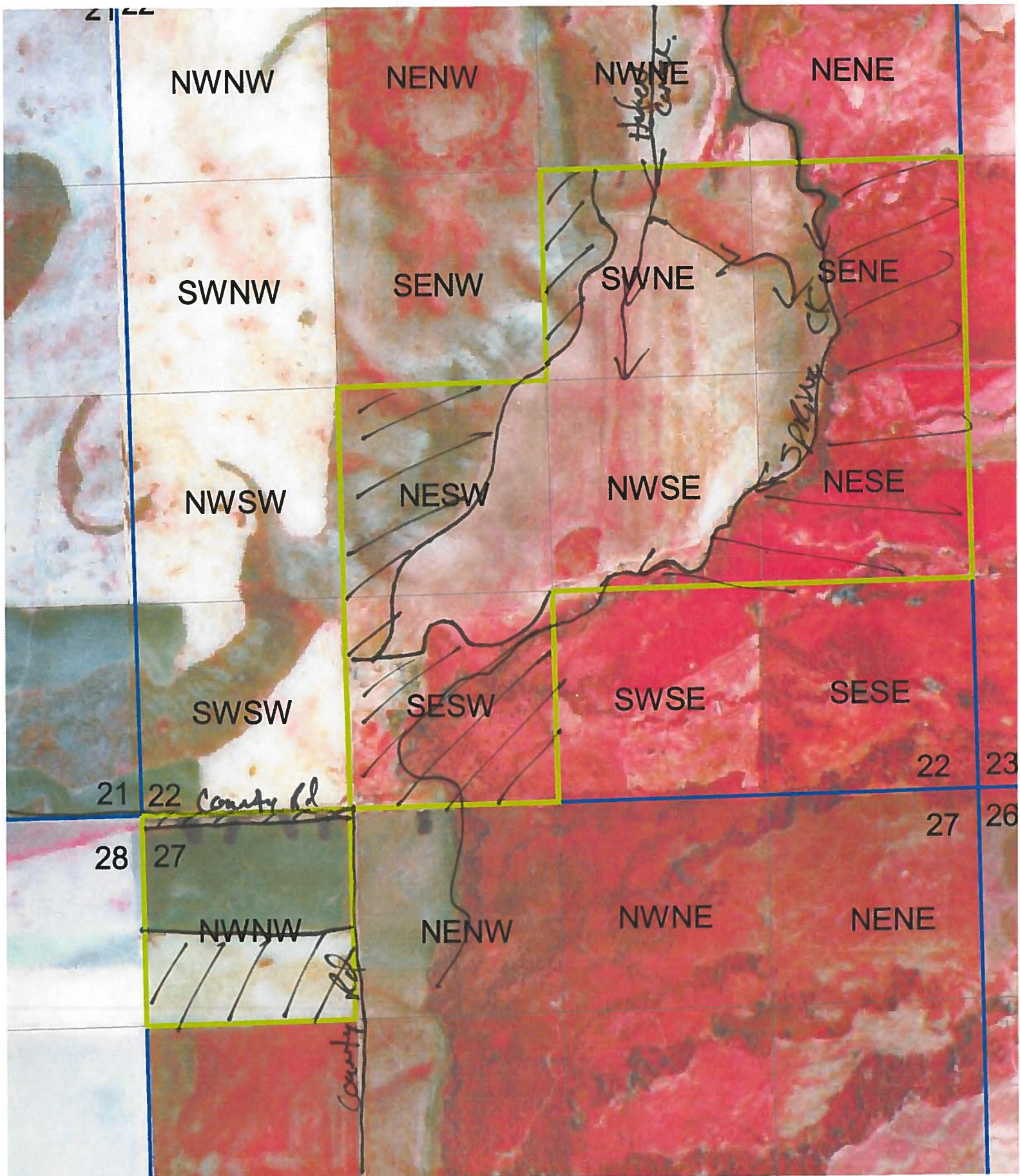
① POD Legal wrote wrong (NE NE) should be.
 ② POD @ NW NW Haden Canal Tag # A0013676.

Reviewer: _____ Date: _____

Webster, James W., and Charles H. Woodmansee; May 23, 1903; Moody Creek	300
For reservoir purposes between the first day of September of each year until the first day of May of the following year	100
Gregory, H. J.; June 1, 1903; North Leigh Creek	40
Powell, W. J.; June 1, 1903; Trail Creek	4,200
Siddoway-Briggs Co.; June 1, 1903; Teton River. For power purposes	100
Buxton, Stilman; June 1, 1903; Sloughs from Twin Creeks	40
Gilbert, Albert; June 1, 1902; Horse Shoe Creek	20
Nickelson, Peter; June 1, 1903; Swamps	50
Thompson & Egbert; June 1, 1903; North Leigh Creek	40
Jarman, Arthur; June 1, 1903; South Leigh Creek	100
Pherson, Neils; June 1, 1903; South Leigh Creek	280
Kunz, Samuel, Jr.; July 31, 1903; Pine Creek (permit)	1,680
Central Teton Canal Co.; Oct 31, 1903; Teton Creek	1,250
Pack Saddle Reservoir Co.; Jan. 15, 1904; North Fork Pack Saddle Creek	40
Wallace, H. A.; Jan. 18, 1904; North Leigh Creek or Spring Creek	50
Hansen, E. P.; May 1, 1904; Game Creek	70
Moffat, John P.; June 1, 1904; Swamps	100
Withrick, Caroline; June 1, 1904; Paradise Springs. The undivided one-fourth of Paradise Springs	60
Miller, J. J.; June 1, 1904; Paradise Springs	40
Sinclair, Sarah S.; June 1, 1904; Pole Creek and Pine Creek	80
Ricks, Wallace; June 1, 1904; North Leigh Creek	110
Phillips, L. A.; June 1, 1904; Badger Creek	60
Sautter, John G.; June 1, 1904; North Leigh Creek	640
Coyle, M. H.; June 15, 1904; Coyle Spring	590
Felt, J. G.; Jan. 18, 1905; Badger Creek	480
Felt, G. F.; Jan. 18, 1905; Badger Creek	500
Felt, Clara V.; Jan. 18, 1905; Badger Creek	150
Felt, Albert; Jan. 18, 1905; Badger Creek	500
Clawson, Spencer, adminr. Estate of; Jan. 18, 1905; North Leigh or Spring Creek	2,500
Clawson, Spencer; Jan. 18, 1905; North Leigh or Spring Creek	200
Clawson, B. W.; Jan. 18, 1905; North Leigh or Spring Creek	160
Spencer, Clawson & Co. (a corporation); Jan. 18, 1905; North Leigh Creek or Spring Creek	180
Rogers, Orson T.; Jan. 18, 1905; Badger Creek	100
Little, Edwin S.; Jan. 18, 1905; Leigh Creek	80
Taylor, Joseph E.; Jan. 18, 1905; North Leigh or Spring Creek	15
Garrett, Mary G.; Jan. 18, 1905; North Leigh or Spring Creek	40
Soulcey, C. V.; June 1, 1906; Darby Creek	900
Crandall, H. L.; no date; waters of Crandall Springs	
Stahn, Emil A.; no date; Juanita Springs	
Andrews, L. W.; no date; waters of Springs on place	
Pack Saddle Reservoir Co.; no date; South Fork of Pack Saddle Creek	

22-451

10-29-04 *cl*



Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
CHARLES A. HOMER
GARY L. MEIKLE
DONALD L. HARRIS
DALE W. STORER
MARIE T. TYLER
ROBERT M. FOLLETT
FREDERICK J. HAHN, III
KARL R. DECKER
THEL W. CASPER
SHAN B. PERRY
AMELIA A. SHEETS

U.S. BANK BUILDING
330 SHOUP AVENUE, THIRD FLOOR
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
FACSIMILE (208) 523-9518
E-MAIL KFOSTER@HOLDENLEGAL.COM

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

Of Counsel
Fred J. Hahn

August 16, 2001

RECEIVED

AUG 17 2001

Department of Water Resources
Eastern Region

Eastern Region
Idaho Dept. Of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402

Re: *Water Rights No.'s 22-450, 22-451, and 22-2117, 22-11527, and 22-11528*

Dear Ladies and Gentlemen:

We are enclosing with this letter a Notice of Change of Water Right Ownership for the above numbered rights and two Amended Notices of Claim for Rights No.'s 22-450 and 22-451.

The former owners of these rights were Herb and Marian Phillips. Marion died December 14, 1992 and Herb died on February 18, 2000. There was no probate of Marion's estate because Herb was a surviving spouse and acquired all of her interest under the Intestate Succession Laws. Herb's estate is being probated and Richard H. Phillips, the son, has been appointed the personal representative of the estate. Copy of the Letters Testamentary are enclosed.

The property is being split between two children, Richard and Nancy, but first we need to show ownership in the personal representative and get the two claims amended. It did not appear to us that there was a fee required, but if we are mistaken please contact us and we will do what ever is necessary to get these matters properly filed.

Very truly yours,



Kent W. Foster

Enclosures

G:\WPDATA\KWF\6900\UDWR 03Phillips ltr.wpd bfc



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

August 20, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RICHARD H PHILLIPS
C/O HOLDEN KIDWELL HAHN & CRAPO PLLC
PO BOX 50130
IDAHO FALLS ID 83405

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP FOR A22-00450,
A22-00451, A22-02117, A22-11527 AND A22-11528

Dear Sir or Madam:

Enclosed for your records are copies of the amended claims A22-00450, A22-00451 and A22-02117 showing you as the current owner and the amended acreage.

I am also returning the Change in Water Right Ownership form for A22-11527 and A22-11528. These rights are Partially Decreed by the Snake River Basin Adjudication Court and require a Twenty-five dollar (\$25.00) filing fee **per right** for a total of Fifty (\$50.00) dollars.

Please make check payable to: IDWR and return with the above mention Change in Water Right Ownership form to:

Kari Lynn Townsend
Id Dept of Water Resources
1301 N Orchard St
Boise ID 83706

If you have any questions regarding this matter feel free to contact this office at 208-525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosures

UC
OC
8-17-01

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
AUG 17 2001

Please print or type. Attach pages with additional information. Instructions are on the back of this Department of Water Resources Eastern Region
 Incomplete forms will be returned.

1. Water Right No(s): 22-450, 22-451, 22-2117, 22-11527, 22-11528
525 - 525 -
 Adjudication Claim No(s): same as above

2. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claims(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water rights or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant Herb and Marian Phillips
PO Box 62 Teton, ID 83452

4. New Owner/Claimant(s) Richard H. Phillips, personal representative
 Name connector (check one): ☐ and ☐ or, ☐ and/or
 New Mailing Address % Holden, Kidwell, Hahn & Crapo PO Box 50130

City, State and ZIP Code Idaho Falls, ID 83405

New Telephone Number (208) 523-0620 .bfc

5. Date you acquired the property May 8, 2000 (see attached copy of Letters Testamentary)

6. **Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.**

Number of acres you irrigated with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) Richard H. Phillips
 Or Claimant(s)

Corporations or other organizations must submit list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attached a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

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 22-451
Date Received: 10/4/1988
Receipt No: E002899
Received By:

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

1. Name of Claimant(s)

RICHARD H PHILLIPS Phone: (208) 523-0620

C/O HOLDEN KIDWELL HAHN & CRAPO PLLC
PO BOX 50130
IDAHO FALLS ID USA 83405

2. Date of Priority: 06/01/1904

3. Source: BADGER CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
06N	45E	12	NE	NE		TETON	

5. Description of diverting works:

HEADGATE/DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	1.6	

7. Total Quantity Appropriated is:
1.6 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	SW	IRRIGATION	20
			SE	SW	IRRIGATION	6

			NW	SE	IRRIGATION	35
			SW	NE	IRRIGATION	22
					Section Acres	83
06N	45E	27	NW	NW	IRRIGATION	20
					Section Acres	20
06N	45E	28	NE	NE	IRRIGATION	30
					Section Acres	30
					Total Acres	133

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:

P/D HADEN CANAL
 WATER IS CONVEYED TO SPRING CREEK WHERE IT IS DIVERTED FROM SPRING CREEK BY
 REMOVABLE DIVERSION DAMS AND PUMPS ALONG THE PLACE OF USE
 20 IRRIGATED ACRES IN SECTION 27 ADDED IN APPROXIMATELY 1961
 CHANGED OWNERSHIP AND AMENDED CLAIM PER REQUEST CV/8/20/01

15. Basis of Claim: Decreed

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: 39576
Ident. Number 22-451
Date Received _____
Receipt Number _____AMENDED
NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 17 2001

Department of Water Resources
Eastern Region

1. Name of Claimant(s) Richard H. Phillips, Personal Representative Phone (208) 523-0620
Mailing Address c/o Holden, Kidwell, Hahn & Crapo, P.L.L.C., P.O. Box 50130, Idaho Falls, ID Zip 83405
2. Date of Priority (Only (1) per claim) 6/1/1904
3. Source of water supply (a) Badger Creek
which is tributary to (b) Teton River
- 4.a. Location of existing
point of diversion is: Township 6N Range 45E Section 12, 1/4 of NE 1/4 of
NE 1/4, Govt. Lot _____, E B.M., County of Teton.
Additional points of diversion if any: _____
- b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged
and the depth of each well. _____
Headgate & Ditch (Haden Canal)
6. Water is claimed for the following purposes:
(Both dates are inclusive) (cfs) (acre feet)
For Irrigation purposes from 4-15 to 10-15 amount 1.6 or _____
For _____ purposes from _____ to _____ amount _____ or _____
7. Total quantity claimed (a) 1.6 (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____
10. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TLS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	45E	22			22						20			6		35			83
		27						20											20
		28	30																30

Total number of acres irrigated 133

11. In which county(ies) are lands listed above as place of use located? Teton
12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
22-450, 22-2117 or None ()

14. Remarks:

15. Basis of Claim (Check one) Beneficial Use ☐ Posted Notice ☐ Permit ☐ Decree ☒ License ☐
If applicable provide IDWR Water Right Number 22-451

Court Sixth District Case Number 22-451 Decree Date 12/16/1910

Plaintiff vs Defendant Rexburg Decree

16. Signature(s)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) _____ Date _____

_____ Date _____

Last Name PHILLIPS Ident. Number 22-451

For Organizations: I do solemnly swear or affirm that I am Personal Representative of
(Title)

Estate of Herbert Jedediah Phillips, that I have signed the foregoing document in the space below as
(Organization)

Personal Representative of Estate of Herbert Jedediah Phillips and that the statements contained in the
(Title) (Organization)
foregoing document are true and correct.

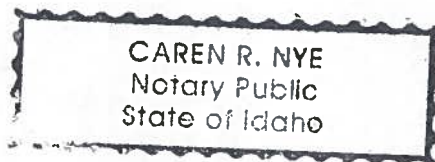
Signature of Authorized Agent

Herbert H. Phillips

Title and Organization Personal Representative, Estate of Herbert Jedediah Phillips Date 8-13-01

State of Idaho)
) SS.
County of TEYON)

Subscribed and sworn (or affirmed) before me this 13 day of August, 2001.



Notary Public

Residing at

My Commission Expires

Shirley J. Nye
Shirley J. Nye
03/30/06

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

G:\WPDATA\KWF\6900\Phillips 072701CLAIM NTC.wpd kmc bfc

Last Name PHILLIPS

Ident. Number 22-451

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

RECEIVED

SEP 15 1988

Ident. Number: A22-00451
Date Received: 9/12/1988
Receipt No: E002899
Received By: TO

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HERB PHILLIPS 208-456-2667
Address: P.O. BOX 62
TETONIA, ID 83452
AND/OR
Name: MARIAN PHILLIPS 208-456-2667
Address: P.O. BOX 62
TETONIA, ID 83452

A2200451



2. Date of Priority: JUN 01, 1904

3. Source: BADGER CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	45E	12	NE	NE			TETON

5. Description of diverting works:
HEADGATE/DITCH

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 222.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	45E	22	SW		NE		IRR	22.0
			SE		NE		IRR	5.0
			NE		SW		IRR	20.0
			SE		SW		IRR	6.0
			NE		SE		IRR	3.0
			NW		SE		IRR	35.0
							Section Acres	91.0
		27	NW		NW		IRR	20.0
							Section Acres	20.0
							Total Acres	111.0

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:
22-0450.

14. Remarks:

P/D HADEN CANAL.

WATER IS CONVEYED TO SPRING CREEK WHERE IT IS DIVERTED FROM
SPRING CREEK BY REMOVABLE DIVERSION DAMS AND PUMPS ALONG THE
PLACE OF USE.

20 IRRIGATED ACRES IN SECTION 27 ADDED IN APPROXIMATELY 1961.

15. Basis of Claim: DECREED
Water Right Number: 0451
Case Number:
Court :
Decree date:

REXBURG IRRIGATION CO. ET AL
Decree Plaintiff

vs

TETON IRR. CANAL CO. ET A
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): Herb Phillips Date: Sept 14, 1988
Marian Phillips Date: Sept 14, 1988

State of Idaho)
County of Teton) SS.

Subscribed and sworn (or affirmed) before me this 14th day

of September 19 88

Subson
Notary Public

Seal

Residing at Teton, Idaho

My Commission Expires 9/30/92

A22-00451

State of Idaho
DEPARTMENT OF WATER RESOURCES

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

R45E

111°07'30"

491000m.E

230 000 FEET(WYO. 4 WEST)

43°52'30"

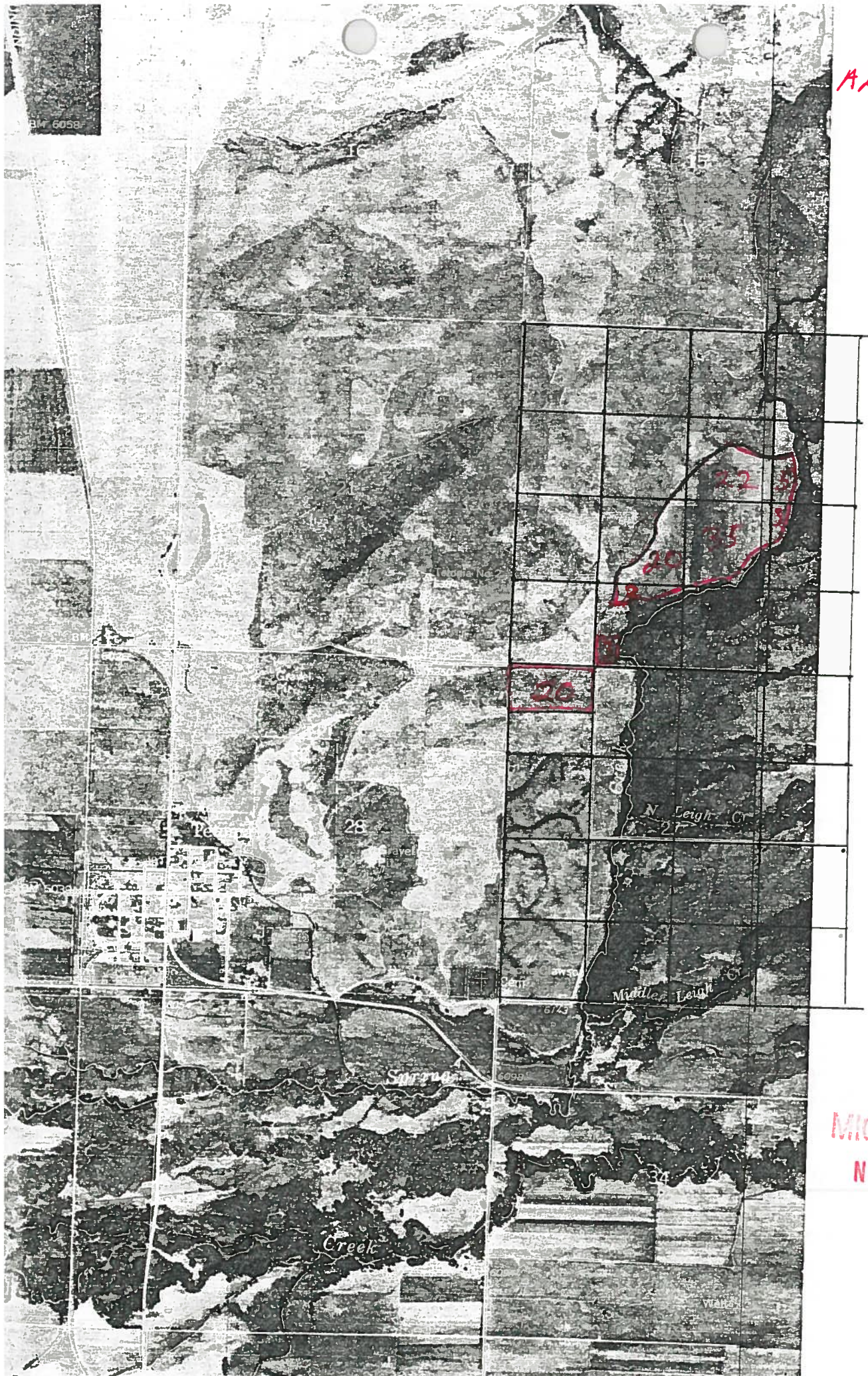
1 170 000 FEET
(WYO. 4 WEST)

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