

09/26/2006

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

RIGHT NUMBER: 67-2182
NAME AND ADDRESS: JOHN H EDMUNSON
BOX 156
COUNCIL ID 83612

CARLIE B EDMUNSON
BOX 156
COUNCIL ID 83612

SOURCE: GAYLORD CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.200 CFS

PRIORITY DATE: 08/19/1947

POINT OF DIVERSION:

T18N R01E S29 NWSW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.020 CFS
IRRIGATION	04/01 10/31	0.200 CFS

PLACE OF USE:

IRRIGATION Within ADAMS County

T18N R01E S30 NESE 10.00

DOMESTIC Within ADAMS County

T18N R01E S30 NESE

10 ACRES TOTAL

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 - License



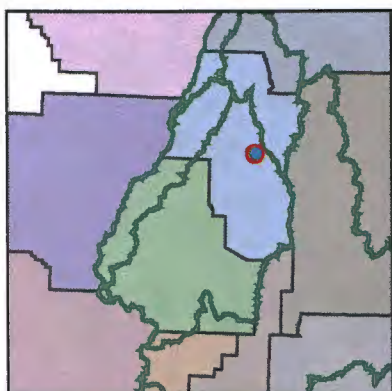
Idaho Department of Water Resources

SRBA Recommendation:

67-2182

Legend

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



Adams County
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by M. Mount
On Tuesday, September 26, 2006
1987/88 Aerial Photography

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: A67-02182
Date Received: 1/03/1990
Receipt No: W007340
Received By: RSL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN H. EDMUNSON 208-253-6028
Address: BOX 156
COUNCIL, ID 83612

OR
Name: CARLIE B. EDMUNSON 208-253-6028
Address: BOX 156
COUNCIL, ID 83612

2. Date of Priority: AUG 19, 1947

3. Source: GAYLORD CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
18N	01E	29	NW	SW			ADAMS

5. Description of diverting works:

PIPED FROM CR.APPROX 2500FT TO HOME, ROCK DIV., DITCHES GRAV. F.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		
DOMESTIC	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC 1 HOME, SMALL AMOUNT OF STOCK

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
18N	01E	30	NE NE	SE SE	IRR DOMEST	10.0
Section Acres						10.0
Total Acres						10.0

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
HOME WAS REPLACED APPROX. 1967 AND BASICALLY MOVED UPHILL
FROM OLD SITE.

15. Basis of Claim: LICENSE
Water Right Number: 20159

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): John H. Emerson Date: 1/3/90

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 3RD day
of JAN 19 90

Ron Howerton
Notary Public

Seal

Residing at Ron Howerton
My Commission Expires Residing at Boise, Idaho
My Commission Expires December 8, 1994

State of Idaho License and Certificate of Water Right

Water License No. 20159

Amount 0.2 second foot

Water District No.

Priority August 19, 1947

THIS IS TO CERTIFY that WILLIE J. and CYNTHIA E. POTTINGER of Parma, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 19, 1947; that Permit No. 20159 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.5 second foot, was issued thereunder on September 20, 1948, showing that said works were completed on the 26th day of August, 1948; and that on the 20th day of September, 1949,

WILLIE J. and CYNTHIA E. POTTINGER of Parma, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Gaylord Creek, a tributary of Boise River, for the purpose of irrigation and domestic use, under Use Permit No. 20159 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 5193, on the 2nd day of December, 1953;

The right hereby confirmed dates from August 19, 1947;

The Point of Diversion is located

in the SE 1/4 SW 1/4, Sec. 29, Tp. 18 N., R. 1 E., B. M., County Adams

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
18 N.	1 E.	30	NE 1/4 SE 1/4) NW 1/4 SE 1/4) SW 1/4 NE 1/4) SE 1/4 SE 1/4)	50	10 -- -- --
Number of Acres Actually Irrigated					10

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

2nd day of December, 1953

MARK R. KILP

State Reclamation Engineer

(SEAL)

67 2182

MICROFILMED

OCT 01 1992

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 20159

This proof is for Beneficial use In Water District No. _____

1. Name of applicant: Willie J. and Cynthia E. Pottenger, Route 2, Parma, Idaho, formerly of Council, Idaho
2. Source of water supply: Gaylord Creek, a tributary of Weiser River.
3. Location of point of diversion: Is in the SW 1/4 of Section 29
T. 18 N. R. 1 E. County of Adams
4. Describe works as they exist, giving dimensions and capacities of same: The works consist of a small ditch approximately 6 to 8 inches in the bottom, leading from Gaylord Creek to the place of use. The diversion dam consists of a few large rocks placed in the stream to divert water into the ditch.
5. Water is used for: Irrigation and domestic purposes.
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE 1/4 Section 30, Twp. 18 North, Range 1 East, B. M.Approximately 10 acres in the NW 1/4 SE 1/4 Section 30

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Weiser River

Remarks: There has been some checks and rechecks on surveys in this area and it was discovered that Mr. Pottenger actually owned the fish hatchery, instead of the timber land that he thought he owned. The fish hatchery was abandoned and Mr. Pottenger now has the buildings.

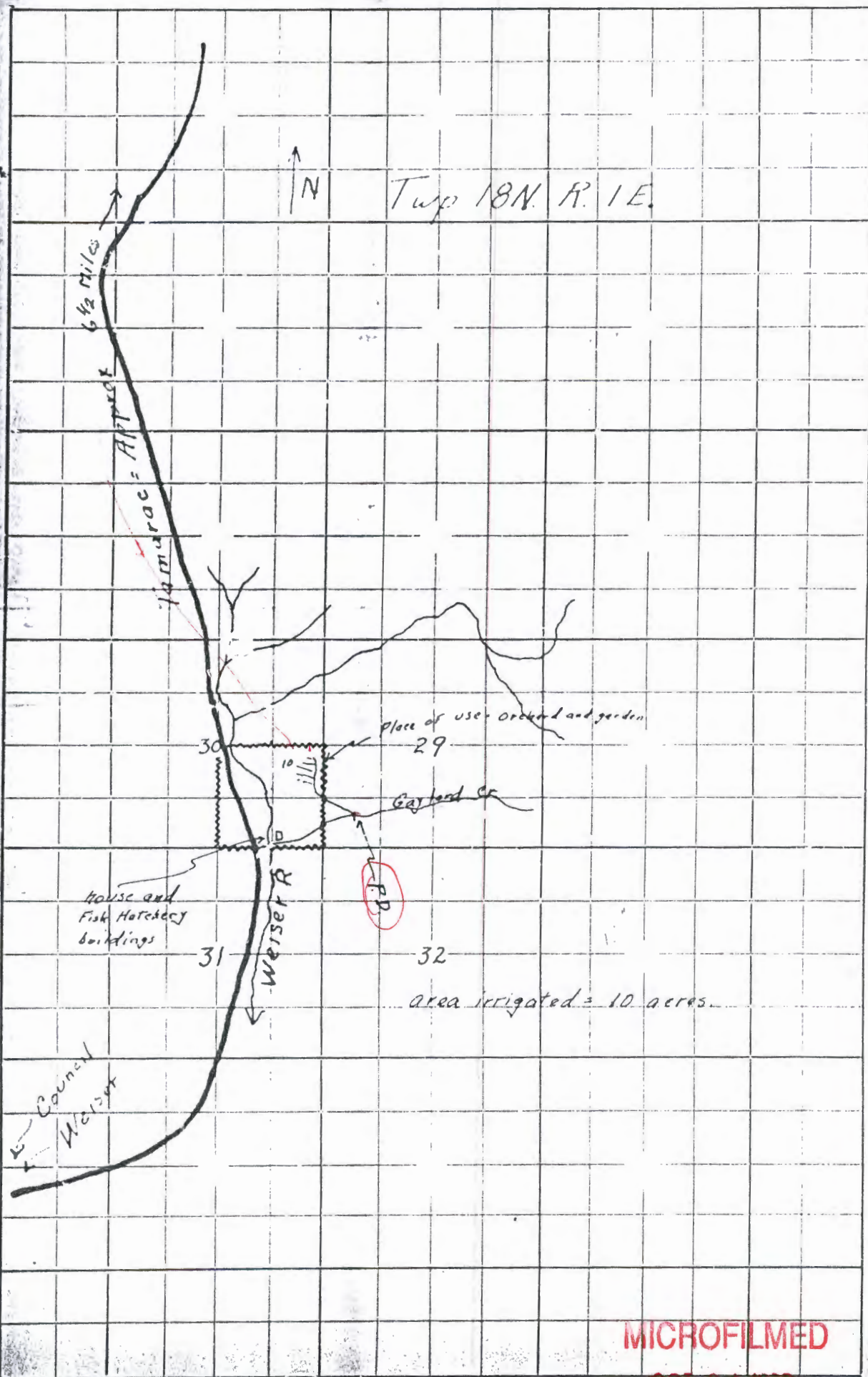
This examination was made on the 14th day of September, 1951.(Signed) E. H. Humphrey

Examiner

20159

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OCT 01 1992



Scale: 2 Inches Equals 1 Mile. Draw Map in Ink.

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OCT 01 1992

20159

Page 5W

67 2186

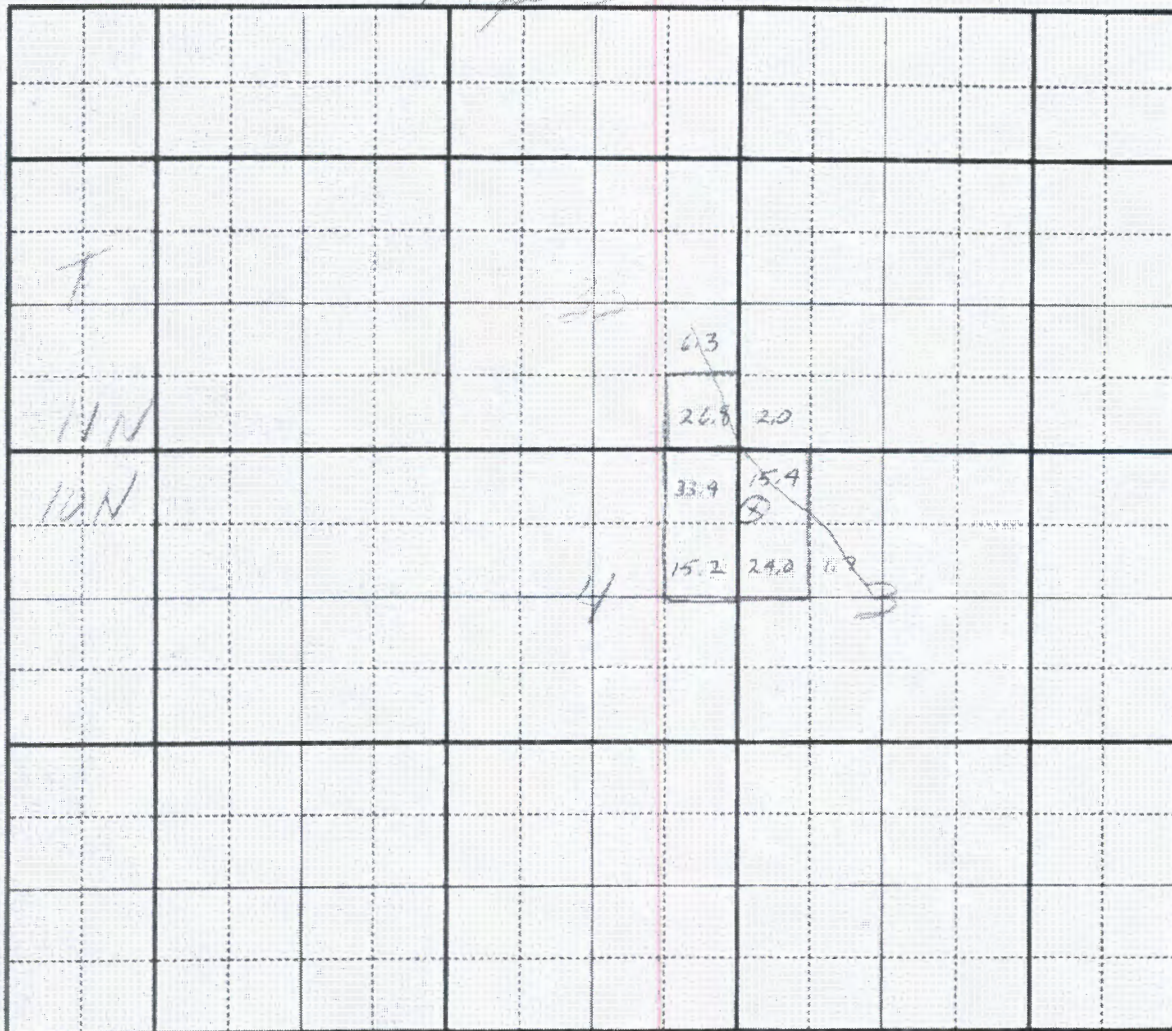


Diagram of System

DATE

EXAMINATION RECORDS

_____	_____
_____	_____
_____	by: _____
_____	_____
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_____	_____



P232
21-21-20
55

D386

F91

F92

F93

F94

F95

F248

F248

2-3-58

D404

D405

D177

F266

99

12.4 4.3
9.10

F111

F261

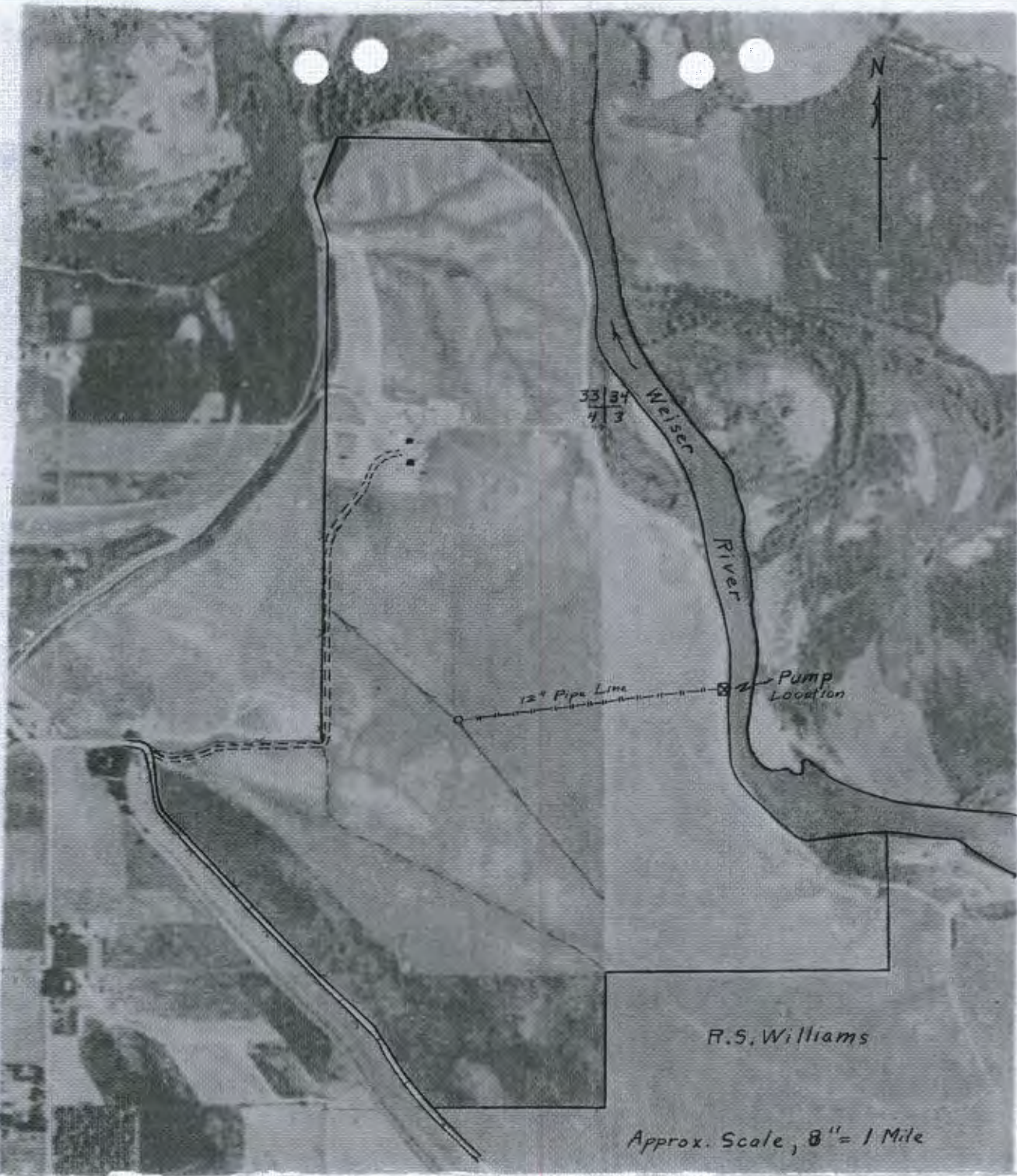
F174

F115

D404

D167

D358



Approx. Scale, 8" = 1 Mile

