

11/30/2006

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

RIGHT NUMBER: 22-486B
NAME AND ADDRESS: EDITH M HARROP
PO BOX 297
DRIGGS ID 83422
GLORIA ANN SMITH
PO BOX 931
DRIGGS ID 83422

SOURCE: BADGER CREEK TRIBUTARY: TETON RIVER
QUANTITY: 1.430 CFS
PRIORITY DATE: 01/18/1905
POINT OF DIVERSION:
T06N R45E S8 NWNESE 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	1.430 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T06N R44E S23 NWNE 33.00	T06N R44E S23 SWNE	9.70
	T06N R44E S23 NENW 19.00	T06N R44E S23 SENW	5.30
	67 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 - Decreed
WATER IS DELIVERED THROUGH THE STEWART DITCH

11/30/2006

**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: 22-486B

EDITH M HARROP
PO BOX 297
DRIGGS ID 83422
Telephone Number: (208)354-2906

GLORIA ANN SMITH
PO BOX 931
DRIGGS ID 83422

RECEIVED

DEC 13 2006

Department of Water Resources
Eastern Region

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: 12/13/06

SIGNATURE: Edith M. Harrop - Gloria Ann Smith

Please print your name: EDITH M. HARROP - GLORIA ANN SMITH

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

9c



Idaho Department of Water Resources

SRBA Recommendation:

22-486B

(Irrigation)

Legend

○ Point of Diversion



Place of Use



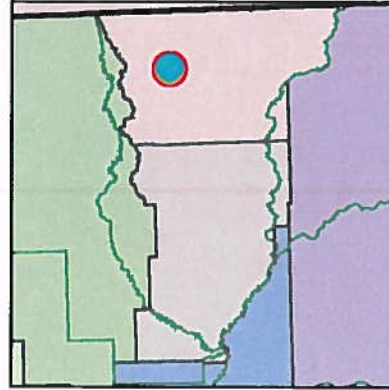
Townships



PLS Sections

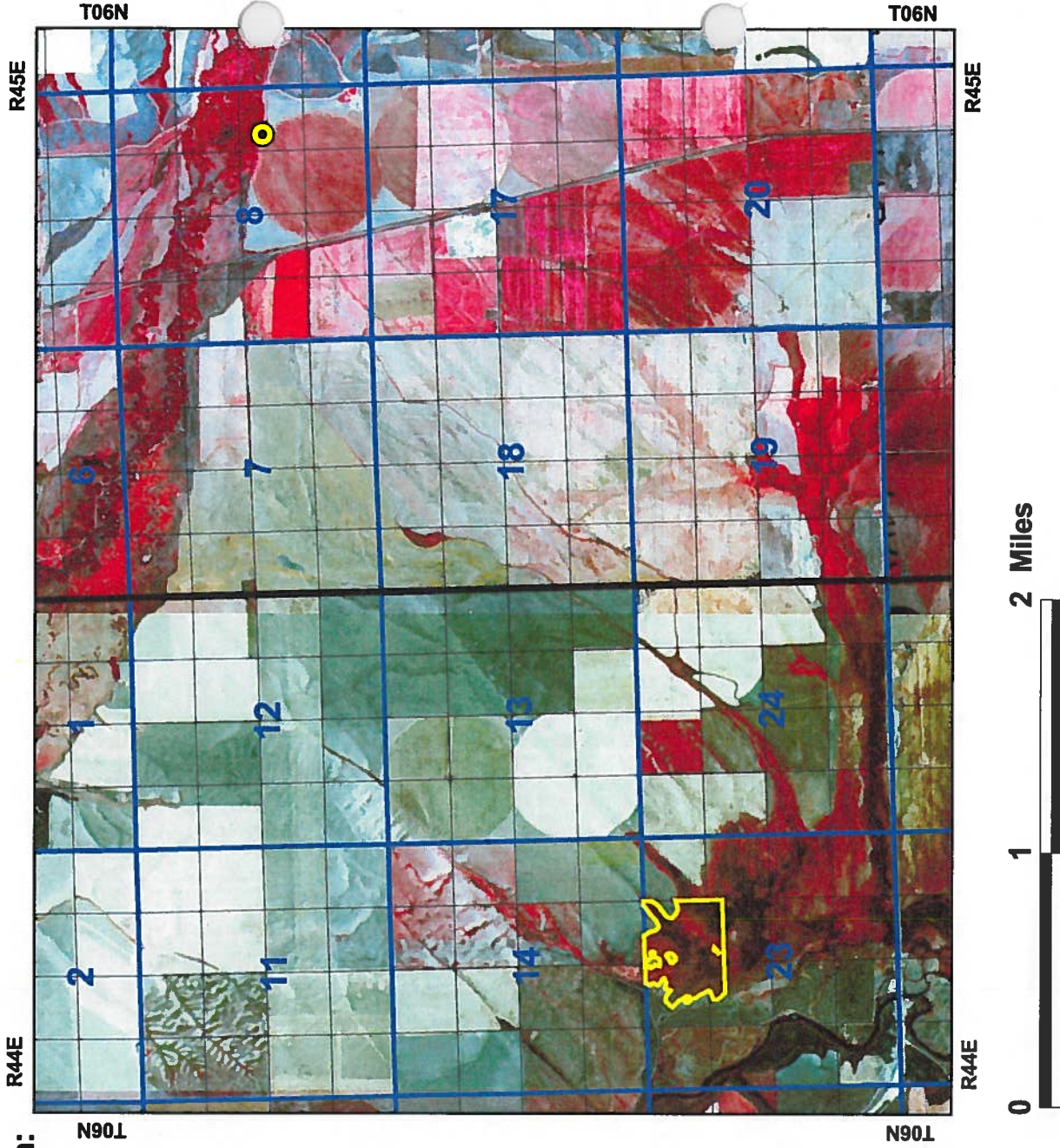


Quarter Quarters

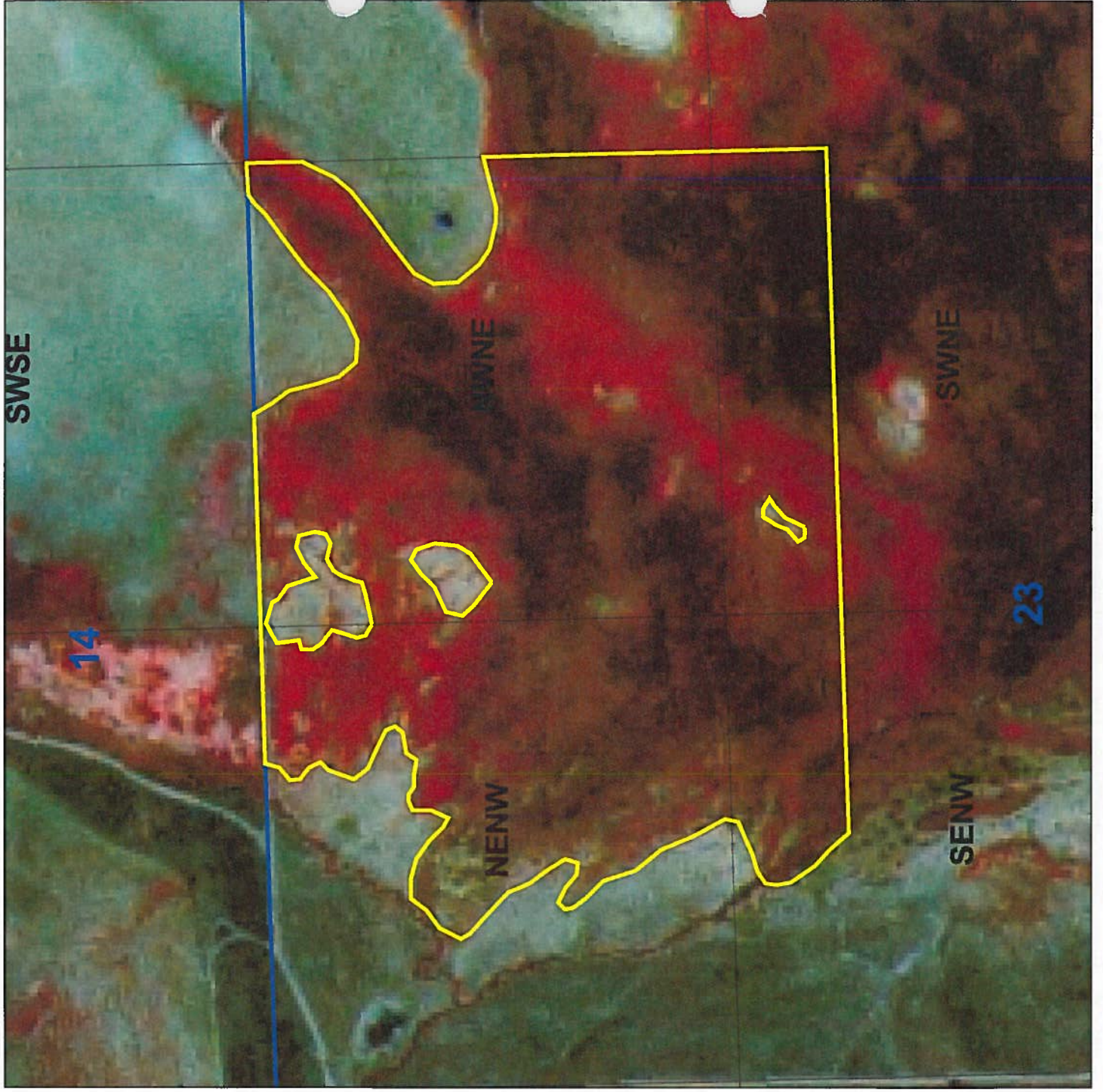


Teton County
IDWR Basin 22

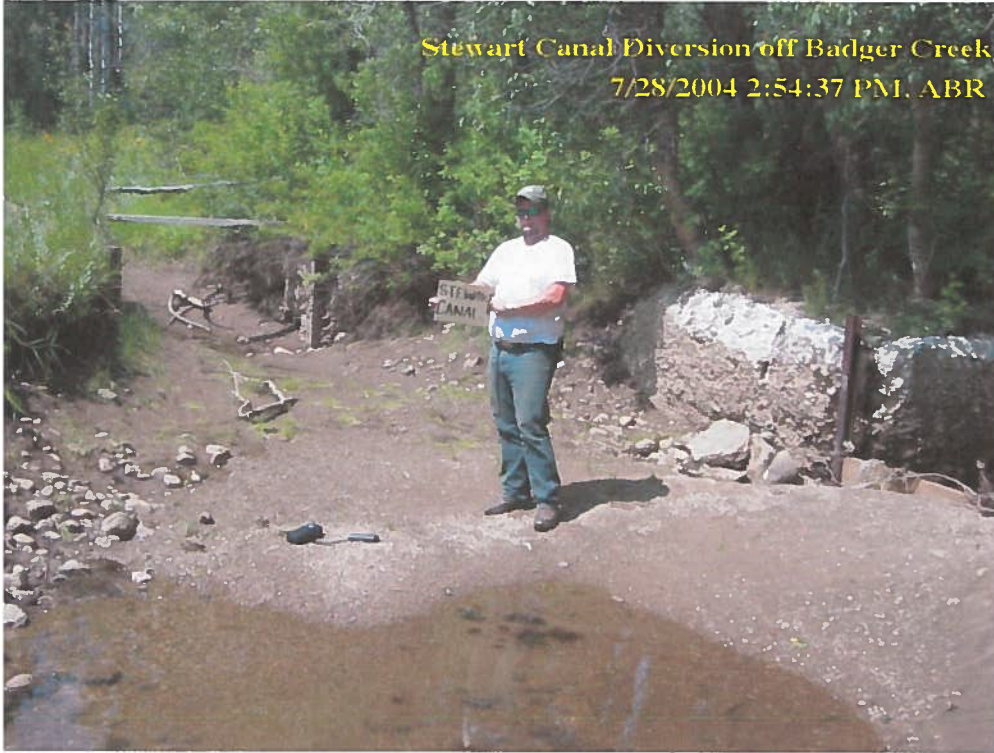
Prepared by T. Galbraith
On Thursday, November 30, 2006
1987/88 Aerial Photography



22-486B

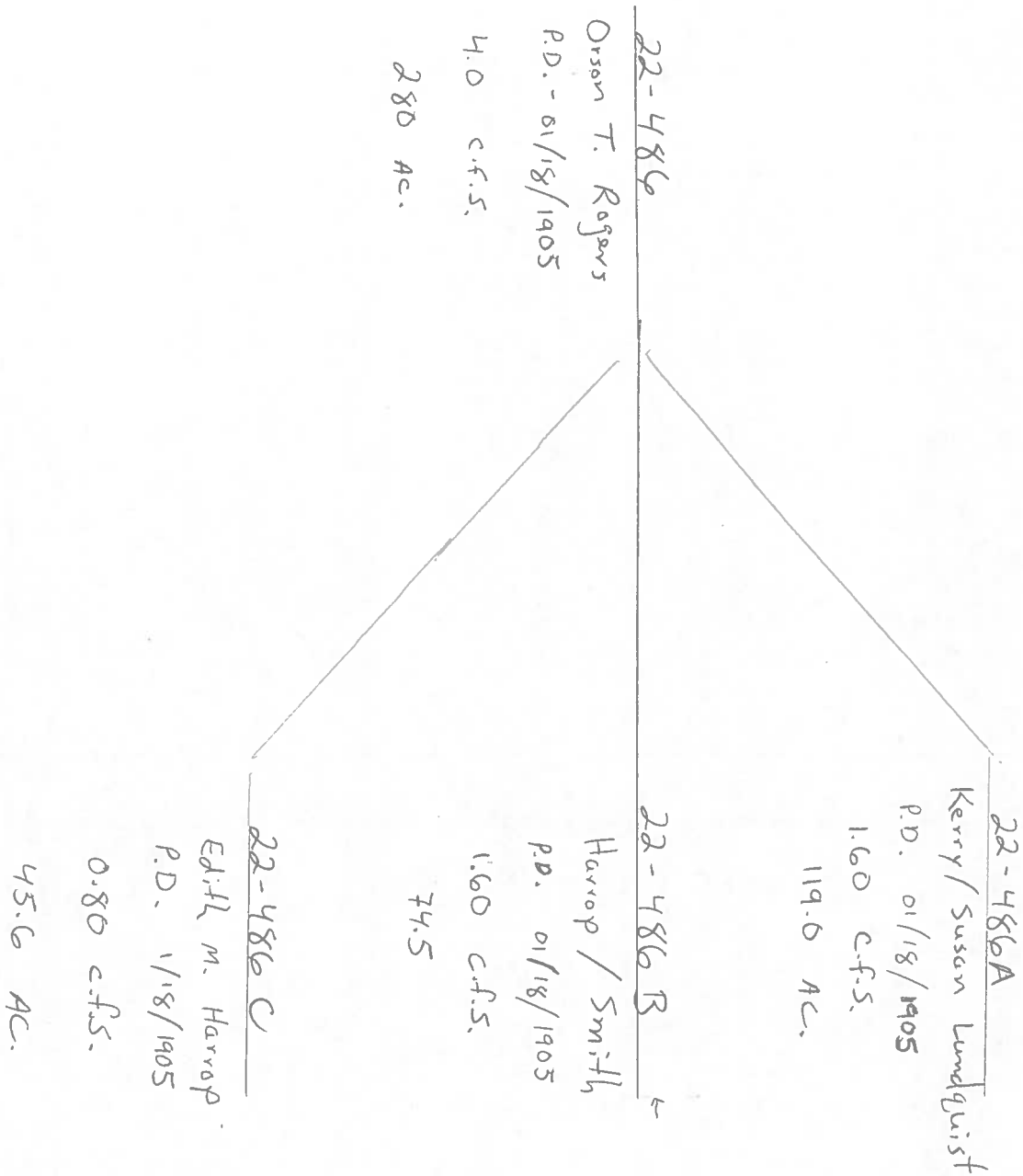


Stewart Canal Diversion off Badger Creek
7/28/2004 2:54:37 PM, ABR



Actually Stewart Ditch
not (really) canal

Water Right and SRBA Split History Analysis



Reviewer: _____
mydoc/fieldexamforms/splithistory

Date: _____

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 D6N	45E	9		NW SW	Teton	Badger 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 D6N	45E	8		NW SE NE	Teton	Badger CK	Teton River

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

① POD is old Headgate NO longer Div. water.

② POD is the Stewart off Badger Ave is the POD FOR
This ground GPS Tag # A0013677

Reviewer: _____ Date: _____

Place Of Use Data Entry Form

Claim Number: _____

Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
06N	44E	23	NW	NE	Teton		34.0	Irrigation
06N	44E	23	SW	NE	"		9.7	"
06N	44E	23	NE	NW	"		26	"
06N	44E	23	SE	NW	"		4.8	"

Total acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
06N	44E	23	NW	NE	Teton		33.0	Irrigation
06N	44E	23	SW	NE	"		9.7	"
06N	44E	23	NE	NW	"		19.0	"
06N	44E	23	SE	NW	"		5.3	"

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

Claimed POU is 74.5, GIS shows 67.0 Acres of total
Irrigated ground in the Ag's.

Reviewer: _____ Date: _____

Season of Use and Quantity Data Entry Form

Claim Number: _____

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	04/13	10/31	1.6 cfs	

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	04/13	10/31	1.6 cfs	

Overall Diversion Rate 1.6

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Through GIS it was determined there are 67.0 Acres for
 POU, in which 1.34 cfs is allowed. However due to conveyance
 loss, 1.6 cfs for the 67.0 Acres is recommended.

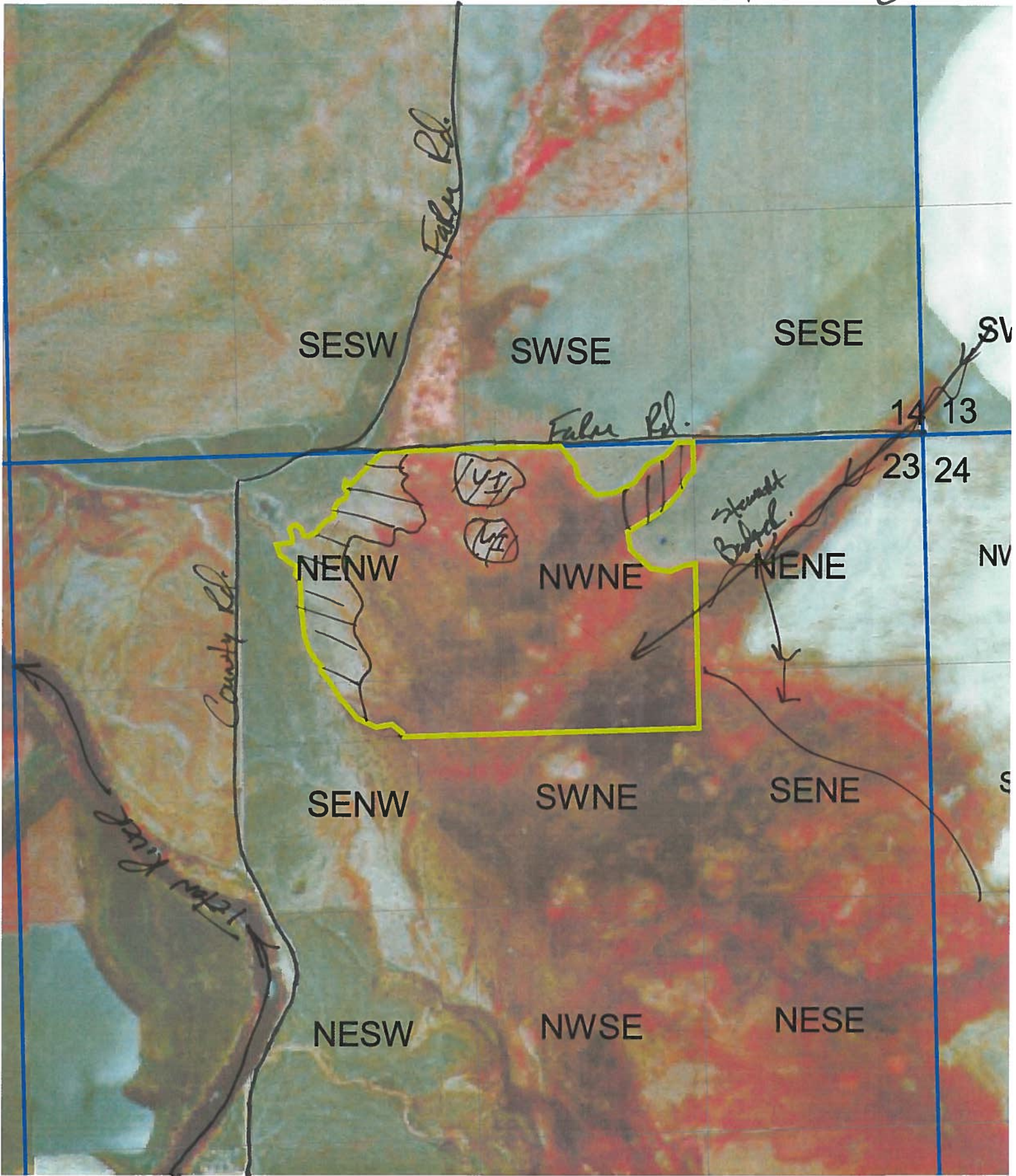
Reviewer: _____

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, Stillman; June 1, 1903; Sloughs from Twin Creeks	40
Gilbert, Albert; June 1, 1902; Horse Shoe Creek	20
Mickelson, 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	100
Taylor, Joseph E.; Jan. 18, 1905; North Leigh or Spring Creek	80
Garrett, Mary G.; Jan. 18, 1905; North Leigh or Spring Creek	15
Soulcey, C. V.; June 1, 1906; Darby Creek	40
Crandall, H. L.; no date; waters of Crandall Springs	900
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	

22-486B

10-25-04 *[Signature]*



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 22-486B
Date Received: 10/3/1988
Receipt No:
Received By: *E028917*
gc

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

1. Name of Claimant(s)

GLORIA ANN SMITH Phone: (208) 354-8804
PO BOX 931
DRIGGS ID USA 83422

EDITH HARROP Phone: (208) 354-2906
PO BOX 297
DRIGGS ID USA 83422

2. Date of Priority: 01/18/1905

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	9	NW SW	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	10/31	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

RECEIVED
JUN 23 2003
Department of Water Resources
Eastern Region

06N

44E 23

NW NE
SW NE
NE NW
SE NW

IRRIGATION 34
IRRIGATION 9.7
IRRIGATION 26
IRRIGATION 4.8

Section Acres 74.5

Total Acres 74.5

1.49

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 _____ 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):

[Signature]
[Signature]

Date: 6/30/03

Date: 6-30-03

State of Idaho)

County of Teton)

SS.

Subscribed and sworn (or affirmed) before me this 20th of June 2003.

Diane L. Richardson

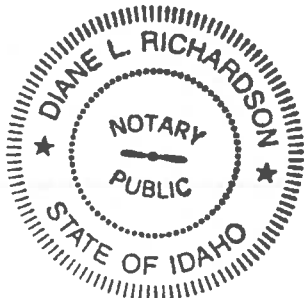
Notary Public

Residing at

Driggs, Idaho

My commission Expires

Sept. 14, 2004





Department of Water Resources

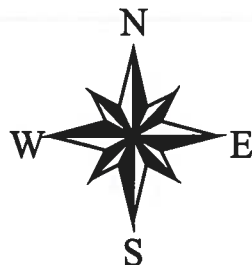
Claim No: 22-486B

Twp 06N Rge 44E



0 1320 2640 3960 5280 Feet

-  Place of use.shp
-  Sections
-  QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: June 2003