

06/27/2006

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

RIGHT NUMBER: 22-516C
NAME AND ADDRESS: JAMES W BUSH
PO BOX 180
TETONIA ID 83452

MARY LOU BUSH
PO BOX 180
TETONIA ID 83452

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.
Point of injection into and point of redirection from Little Dry Creek.

QUANTITY: 0.200 CFS
PRIORITY DATE: 06/01/1900

POINT OF DIVERSION:
T06N R45E S25 SESESW Rediversion Within TETON County
T06N R45E S25 NESESE Injection Within TETON County
T06N R46E S30 SENE 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	0.200 CFS

PLACE OF USE: IRRIGATION Within TETON County
T06N R45E S25 SWSW 5.00 T06N R45E S25 SESW 29.00

34 ACRES TOTAL

34 The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 22-130E, 22-136D,
22-515C, 22-516C, 22-517C.

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 Ricks Canal.

11/22/2006

**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: 22-516C

JAMES W BUSH

PO BOX 180

TETONIA ID 83452

Telephone Number: ~~(208)456-2849~~

208-456-2864

MARY LOU BUSH

PO BOX 180

TETONIA ID 83452

Telephone Number: ~~(208)456-2849~~

*Phone
updated
KMD
12/18*

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: 12-10-06 SIGNATURE: *James W. Bush*

Please print your name: James W. Bush

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



Idaho Department of Water Resources

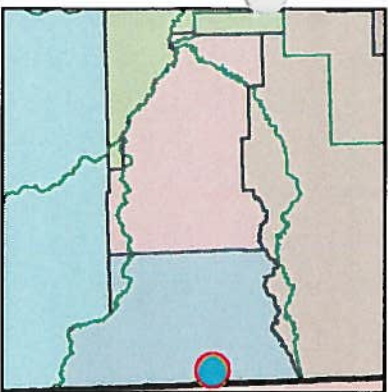
SRBA Recommendation:

22-516C

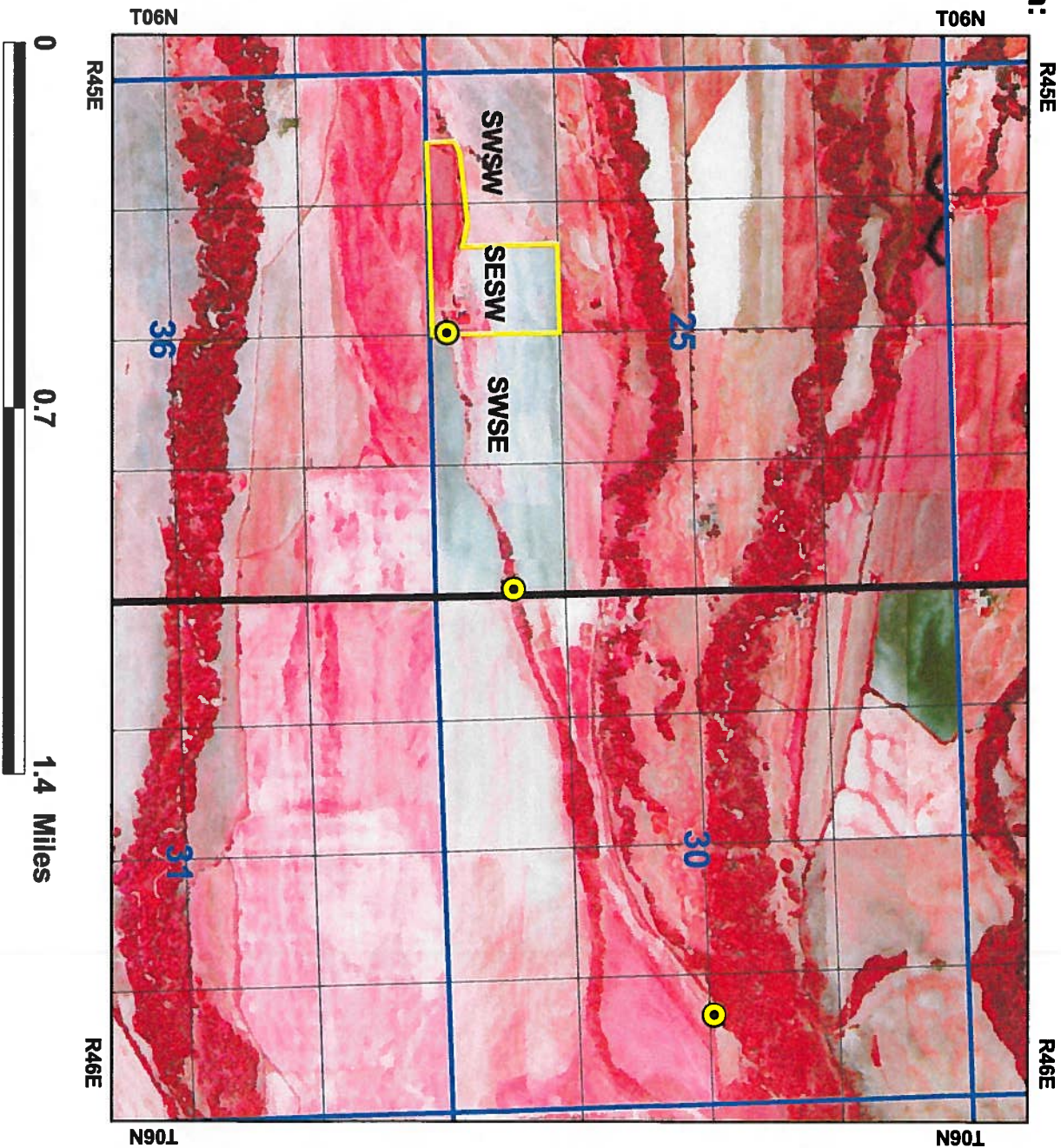
(Irrigation)

Legend

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



Teton County
IDWR Basin 22



Prepared by J. Crabtree
On Wednesday, November 22, 2006
1987/88 Aerial Photography

State of Idaho

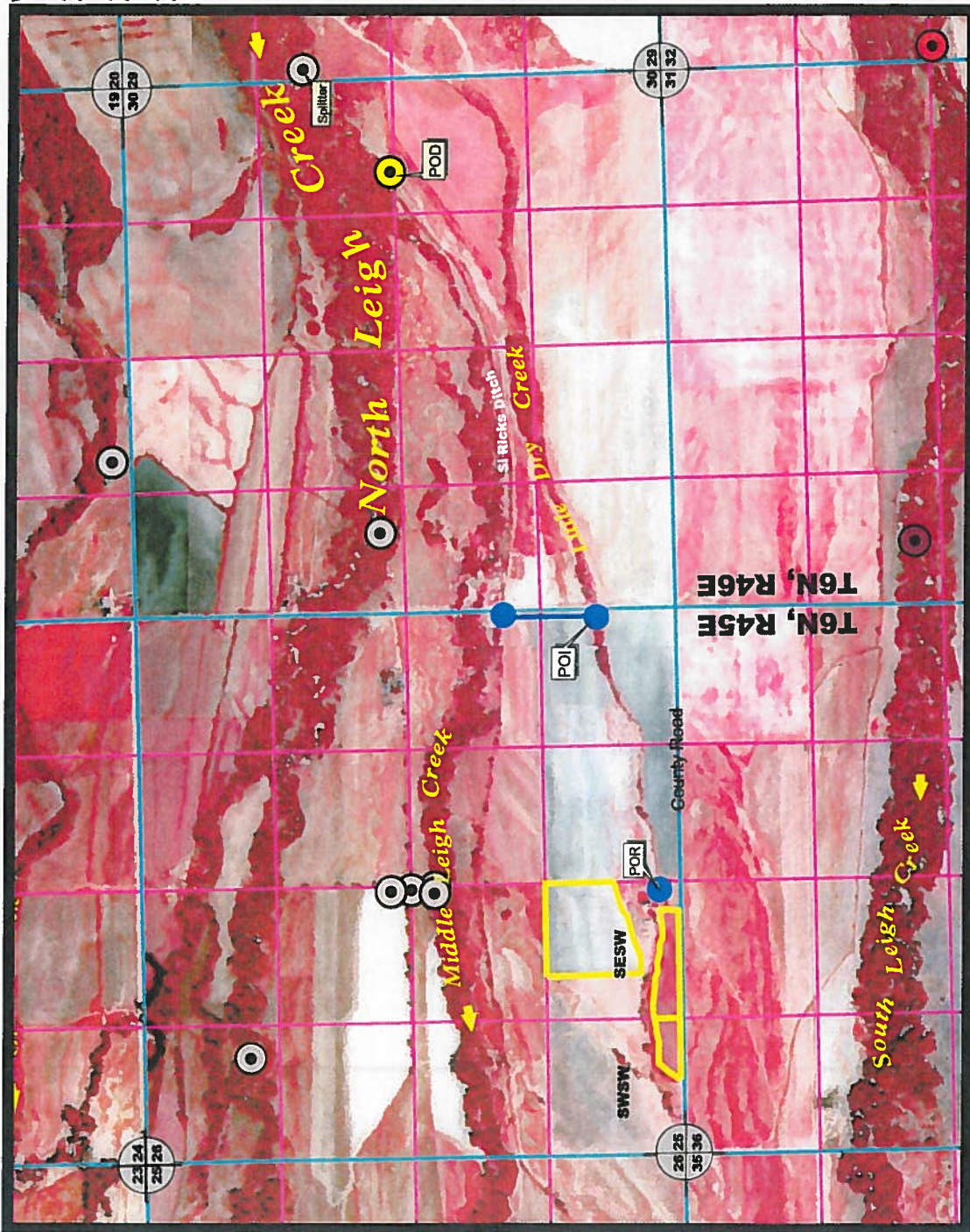
Department of Water Resources

Eastern Region



SCANNED
JUN 09 2005

SCANNED
JUN 09 2005



Water Right(s):
22-130E, 22-136D,
22-515C, 22-516C,
22-517C

Point(s) of Diversion:
T6N, R46E
Sec. 30 SWSENE (POD)
T6N, R45E
Sec. 25 NESESE (POI)
Sec. 25 SESESW (POR)

Place of Use: (parts of)
T6N, R45E
Sec. 25 S2SW

LEGEND

- Point of Diversion
- SESE
- Place of Use
- Section
- Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: June 2005

JAMES BUSH

SRBA WATER RIGHT CLAIMS:

<u>Water Right</u>	<u>Priority Date</u>	<u>CFS</u>	
22-130 ~~D~~ ^E	01/22/1916	0.80	No limits
22-136D	01/22/1916	0.80	No limits
22-517C	06/01/1901	0.30	Combined use limits of Q and Ac apply
22-516C	06/01/1900	0.20	Combined use limits of Q and Ac apply
22-515C	06/01/1899	0.30	Combined use limits of Q and Ac apply
Total Q Claimed		2.40	

See 22-130~~D~~^E for exam notes, maps, photos.....

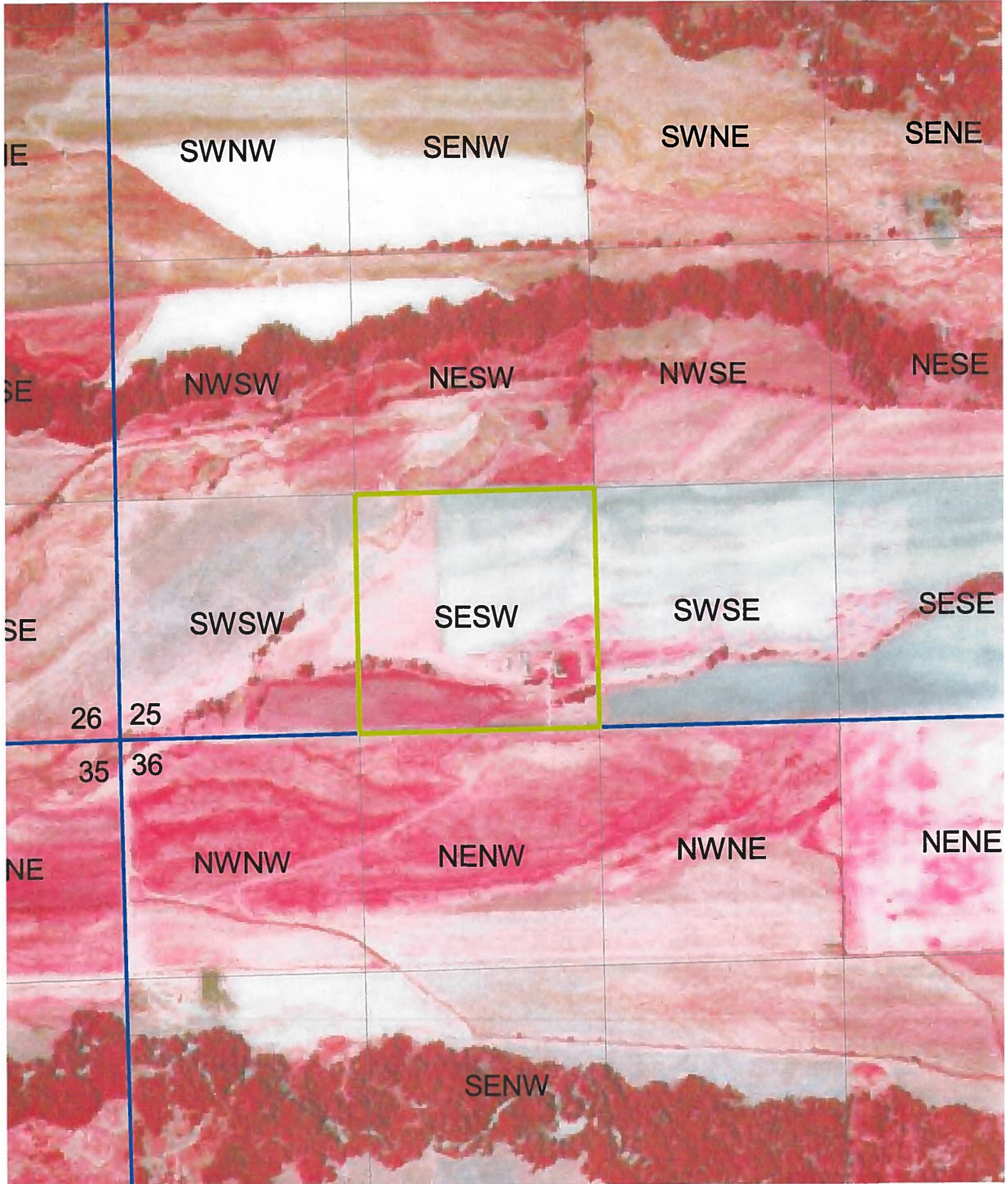
PROFILED

SCANNED
JUN 09 2005

JUN 09 2005

22-516C

PROFILED



DECEMBER 15, 1992

JAMES AND MARY LOU BUSH
549 W 1050 N
FELT ID 83424

RE: CHANGE IN OWNERSHIP FOR A22-00515, 00516, 00517,
0011098(RENUMBERED TO 00136) AND 11099(RENUMBERED TO
00130

Dear Mr. and Mrs. Bush:

The request for Change in Ownership concerning your
Notices of Claim in the above reference has been
processed and the Notices modified to reflect you as the
new owner.

A22-00136 was split as follows: To James Bush,
A22-00136D, 0.80 cfs on 40 acres; to Donald Harlander,
A22-00136B, 0.80 cfs on 40 acres.

A22-00515 was split as follows: To James Bush,
A22-00515C, 0.30 cfs on 40 acres; to Donald Harlander,
A22-00515A, 0.30 cfs on 40 acres.

A22-00130 was split as follows: To James Bush,
A22-00130E, 0.80 cfs on 40 acres; to Edmund Twining III,
0.80 cfs on 40 acres.

A22-00517 was split as follows: To James Bush,
A22-00517C, 0.30 cfs on 40 acres; to Donald Harlander,
0.30 cfs on 40 acres.

A22-00516 was split as follows: To James Bush,
A22-00516C, 0.20 cfs on 40 acres; to Donald Harlander,
A22-00516A, 0.20 cfs on 40 acres.

Review the enclosed forms and if there are other
corrections or questions, feel free to contact this
office.

PROFILED

SCANNED
JUN 09 2005

MICROFILMED
APR 08 1994

James Bush
Page - 2 -

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Dave Carlson
Water Right Agent, Adjudications

DC:jt

Enclosure: James Bush's Notices

cc: Donald C Harlander/Change Ownership Letter
Copies of Notices of Claim

File: P

SCANNED
JUN 09 2005

PROFIT

MICROFILMED
APR 08 1994

CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): 22-00515, -00516, -00517, 136, 130 NOV 09 1992

Department of Water Resources
Eastern District Office

[] Name and Address of Former Claimant(s): Don & Mary Lou Harlander

[] New Claimant(s): James & Mary Lou Bush

[] New Mailing Address: 549W 1050N
Felt, ID 83424

New Telephone Number: (208) 456 - 2849

[] Does the change in ownership result in a splitting of the water right claimed? X yes no
If yes, then describe the portion of the water right that is now claimed by the new owner:

All in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 25, T6N, R45EBM

[] Attach proof of ownership
Describe proof attached:
(Proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former claimant.)

[X] Signature of New Claimant(s): James D. Brewer, agent
for James & Mary Lou Bush

Date: 10/20/92

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: A22-00516C
Date Received: 10/ 5/1988
Receipt No: X777777
Received By: _____

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

1. Name: JAMES BUSH 208-456-2849
Address: 549W 1050N
FELT ID 83424
AND
Name: MARY LOU BUSH 208-456-2849
Address: 549W 1050N
FELT ID 83424

A2200516C



2. Date of Priority: JUN 1, 1900

3. Source: NORTH 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	46E	30	NW	NE	SE		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	0.200		

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

8. Total consumptive use is 120.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

SCANNED

JUN 09 2005

PROFILED

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	45E	25	SE	SW	IRR	40.0
Section Acres						40.0
Total Acres						40.0

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:

A22-00515, A22-00517, A22-00130, A22-00136.

14. Remarks:

WATER IS DIVERTED INTO WEAVER DITCH TO LITTLE DRY CREEK WHICH IS USED AS A NATURAL CARRIER TO THE PLACE OF USE AND DIVERTED BY TEMPORARY DAMS. WATER IS ALSO DIVERTED FROM HEADGATE ON RICKS CANAL IN THE SENESE OF SEC. 25, T6N, R45E.
PAID #E002913

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

REXBURG IRRIGATION CO. ET AL
Decree Plaintiff

TETON IRR. CANAL CO. ET AL
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: _____

SCANNED
JUN 09 2005

PROFILED