

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: A67-04059
Date Received: 9/26/1989
Receipt No: MOO 4703
Received By: g pe

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES R. EDWARDS 208-257-3732
Address: BOX 281
CAMBRIDGE, ID 83610
2. Date of Priority: MAY 01, 1891
3. Source: PINE CREEK Trib. to: WEISER RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of 1/4 of 1/4 | Lot | County |
|----------|-------|---------|-------------------|-----|------------|
| 15N | 03W | 30 | SW SW | | WASHINGTON |
5. Description of diverting works:
EARTHEN DAM IN CREEK WITH FLOOD IRR.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 10/31 | 1.650 | | |
| STOCKWATER | 01/01 | 12/31 | 0.030 | | |
7. Total Quantity Appropriated is:
1.650 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 339.5 Acre Feet Per Annum.
9. Non-irrigation uses:
S/150 RANGE.
10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15N	03W	28	SE SW		IRR	40.0
			SW SE		IRR	21.0
Section Acres						61.0

A67-04059

Page 1

Date: 09/26/89

MICROFILMED SCANNED
OCT 02 1992 MAY 17 2004

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15N	03W	33	NW NE		IRR	35.0
Section Acres						35.0
Total Acres						96.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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): Charles L. Edwards Date: 9-26-89

Date: _____

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 26 day

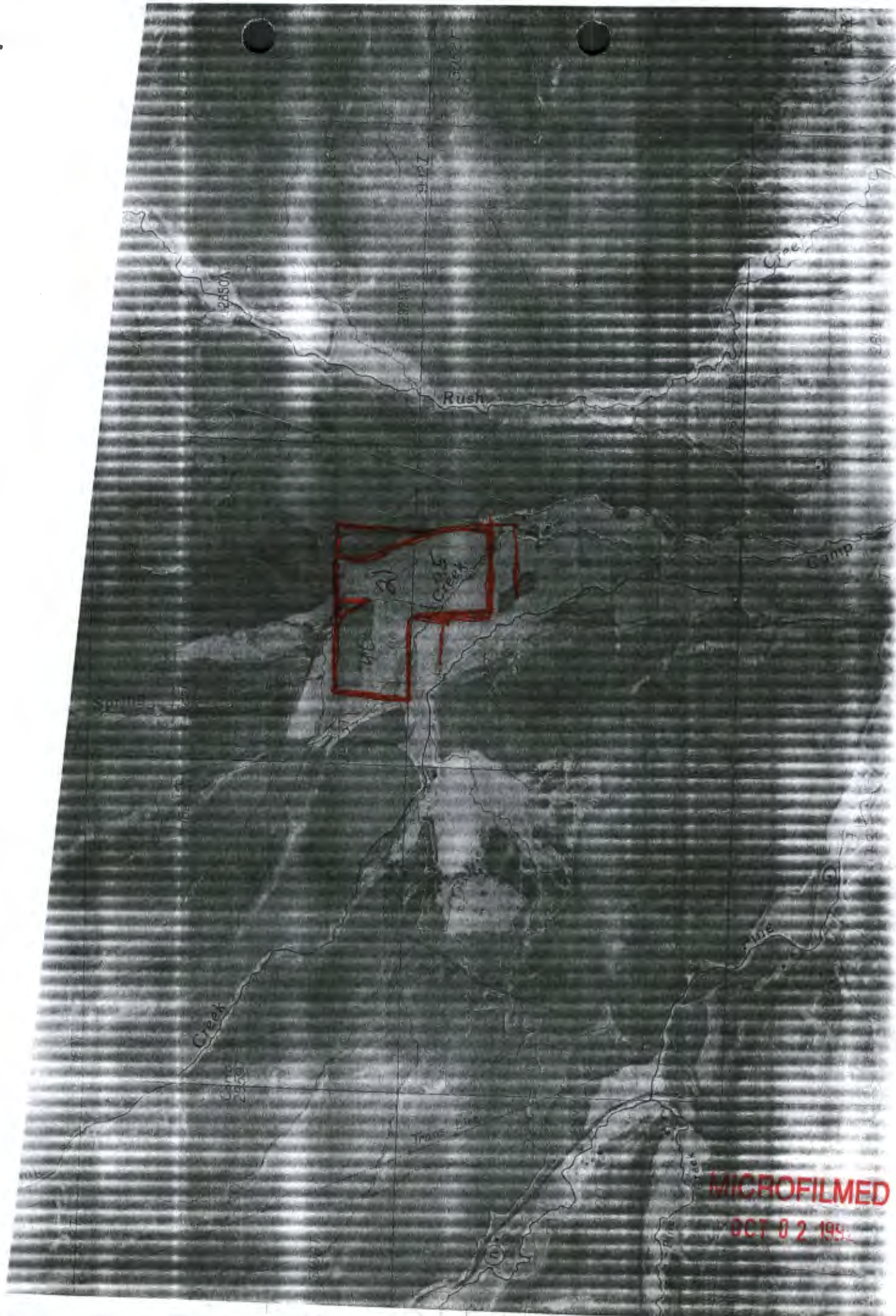
of Sept. 19 89

Joe S. Carter
Notary Public

Seal

Residing at Bon ID

My Commission Expires 4/2/94



11/14/2006

RECEIVED

DEC 12 2006

DEPARTMENT OF
WATER RESOURCES

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: December 8, 2006

Water right number: 67-4059

CHARLES R EDWARDS

BOX 281

CAMBRIDGE ID 83610

Telephone Number: (208)257-3732

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:

Dec 8, 2006

SIGNATURE:

Charles R. Edwards

Please print your name:

Charles R. Edwards

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED
DEC 13 2006

11/10/2006

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

RIGHT NUMBER: 67-4059

NAME AND ADDRESS: CHARLES R EDWARDS
BOX 281
CAMBRIDGE ID 83610

SOURCE: PINE CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.730 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/10/1918

POINT OF DIVERSION:

T15N R04W S25 NESE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS
IRRIGATION	03/15 10/31	0.730 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T15N R03W S28	SESW	38.00	T15N R03W S28	SWSE	23.60
T15N R03W S33	NWNE	36.00			

STOCKWATER same as IRRIGATION

97.6 ACRES TOTAL

Right Nos. 67-4059 and 67-14662 are limited to the irrigation of a combined total of 97.6 acres in a single irrigation season.

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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Stockwater use is for 100 head cow-calf.



Idaho Department of Water Resources

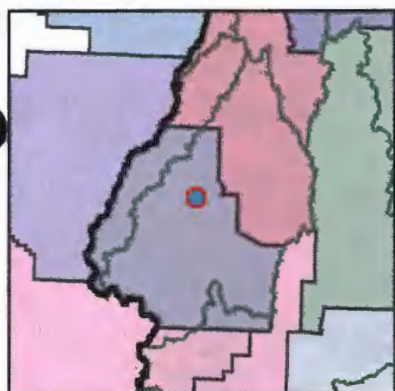
SRBA Recommendation:

67-4059

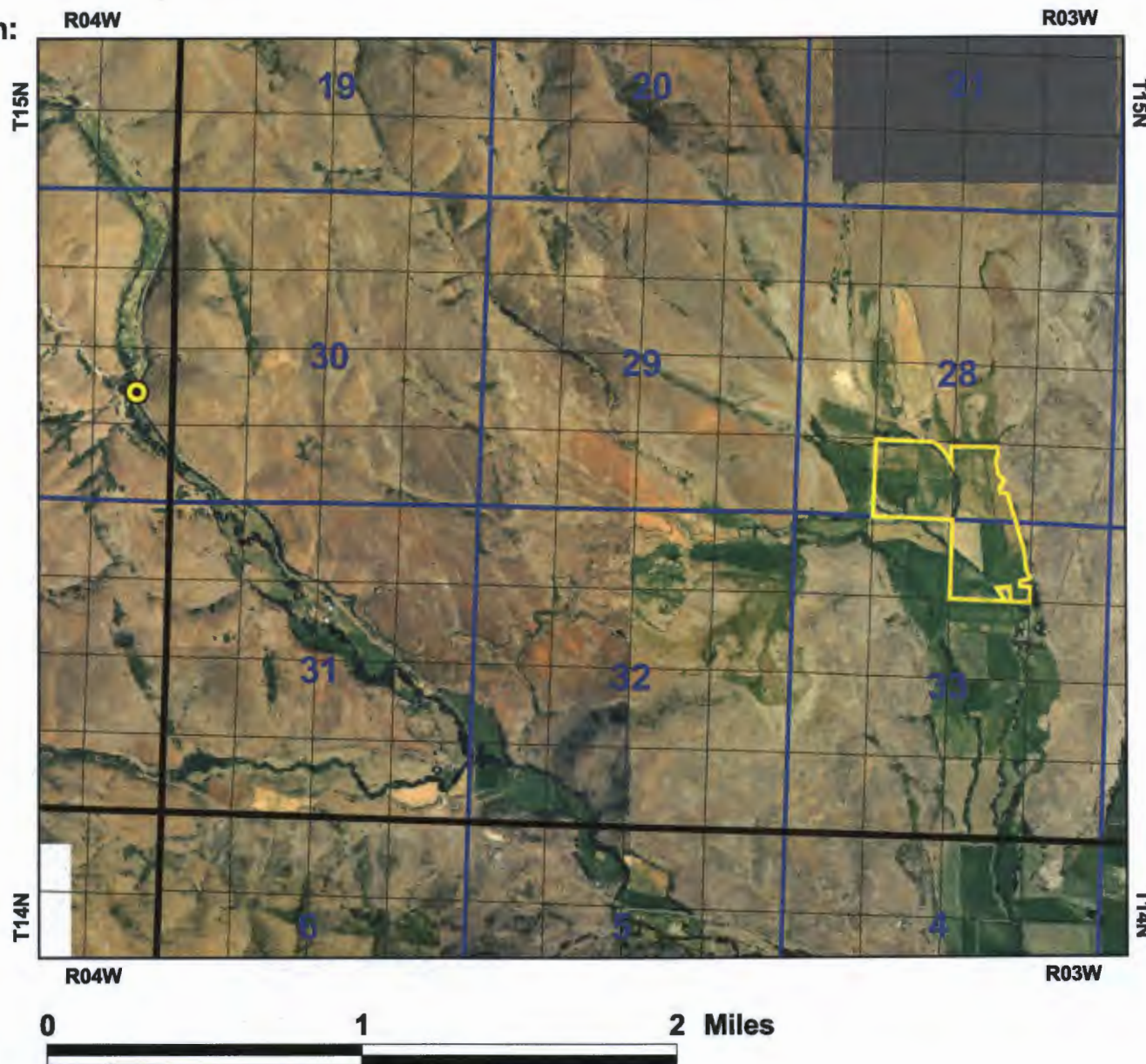
(Irrigation)

Legend

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

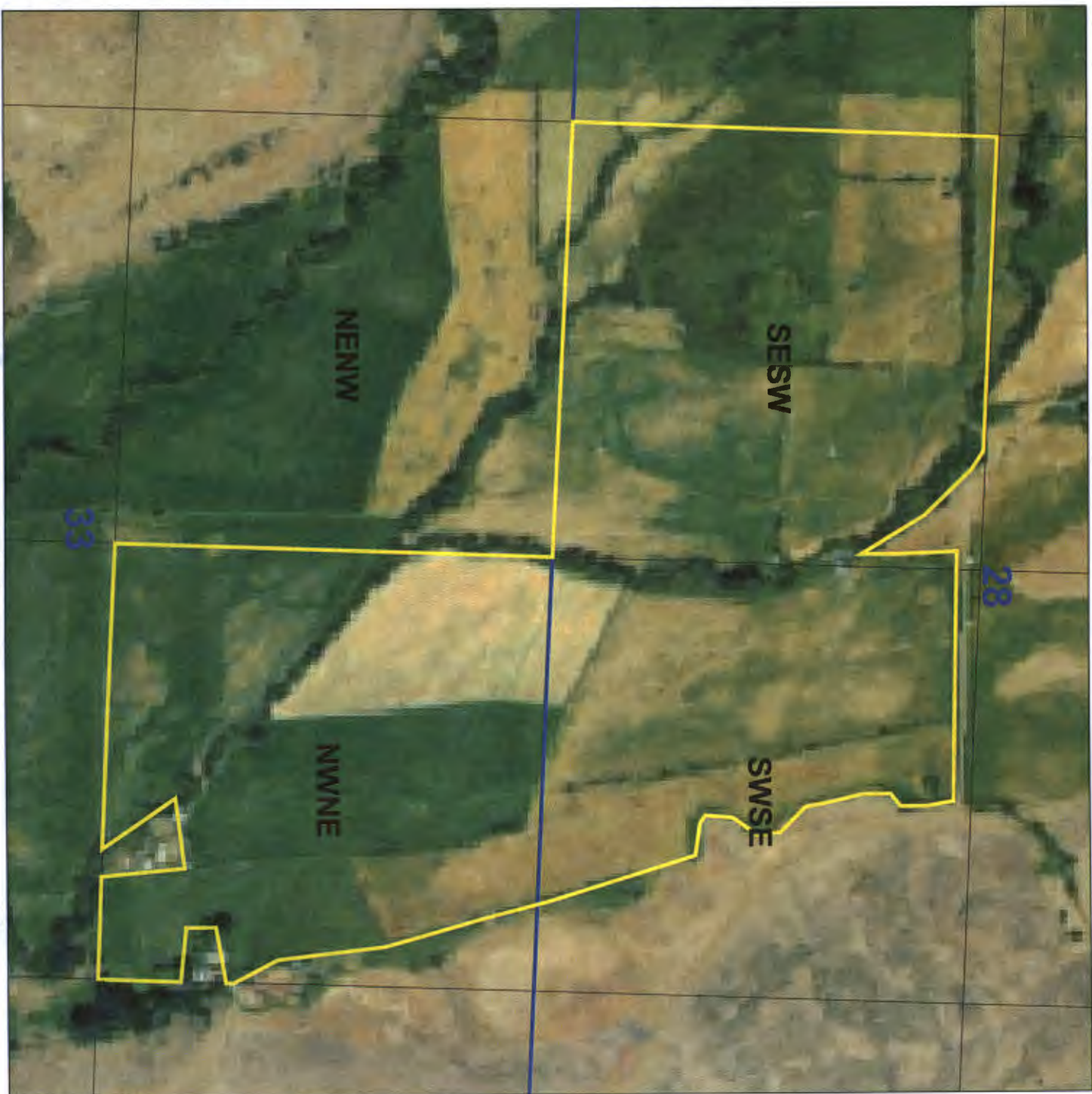


Washington County
IDWR Basin 67



Prepared by C. Saxton
On Friday, November 10, 2006
1987/88 Aerial Photography

67-4059



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4059 V1

WATER RIGHT NUMBER: 67-4059 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CHARLES R EDWARDS BOX 281 CAMBRIDGE, ID 83610 (208)257-3732
Original Owner	ELMO C EDWARDS CAMBRIDGE, ID 83610

Priority Date: 05/10/1918

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
PINE CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.030 CFS	
IRRIGATION	03/15 to 10/31	0.730 CFS	
	<u>Total Diversion:</u>	0.730 CFS	

Location of Point(s) of Diversion

PINE CREEK	NE1/4SE1/4	Sec. 25, Twp 15N, Rge 04W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	03W	28												38.0				23.6	61.6
15N	03W	33			36.0														36.0

Total Acres: 97.6

STOCKWATER same as IRRIGATIONConditions of Approval:

1. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
2. E55 Right Nos. 67-4059 and 67-14662 are limited to the irrigation of a combined total of 97.6 acres in a single irrigation season.
3. C18 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4059 V1

4. X02 Stockwater use is for 100 head cow-calf.
5. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Remarks:Comments:

1. dnarsavage 4/11/2005 POD

Comment: Updated shape

2. csaxton 11/10/2006 Diversion Rate

Comment: Diversion rate recommended for flood water is 3/8" per acre, or enough water to bring use of this right and 67-14662 up to one inch per acre.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		97.6

Combined Water Rights: 67-4059 , 67-14662

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	11/10/2006 9:13:14 AM	csaxton			Active
POD	11/10/2006 9:13:29 AM	csaxton			Active
Source	11/10/2006 9:14:10 AM	csaxton			Active
POU	11/10/2006 9:14:29 AM	csaxton			Active
Use	11/10/2006 9:14:50 AM	csaxton			Active
Season	11/10/2006 9:16:06 AM	csaxton			Active
Quantity	11/10/2006 9:17:10 AM	csaxton			Active
Summary			11/10/2006	csaxton	Active
Summary			11/10/2006	csaxton	Active
Summary			11/10/2006	csaxton	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-4059 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	11/10/2006 9:12:07 AM	csaxton	Updated shape for Active POU
POU	11/10/2006 9:12:16 AM	csaxton	Updated PLS for Active POU
POD	11/10/2006 9:13:34 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	11/10/2006 9:11:31 AM	csaxton	Updated shape
General	11/10/2006 9:13:19 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Direct overlap with decreed water. Recommend 5-10-1918.
Source	11/10/2006 9:14:15 AM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Field exam by Bosco Bosler on 11-1-05.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4059 V1

POU	11/10/2006 9:14:34 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - Field exam by Bosco Bosler on 11-1-05.
Use	11/10/2006 9:14:55 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field exam by Bosco Bosler on 11-1-05.
Season	11/10/2006 9:16:12 AM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	11/10/2006 9:17:15 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Direct overlap with decreed water. This is just flood water
POD	11/10/2006 9:11:40 AM	csaxton	Updated PLS
POU	11/10/2006 9:15:04 AM	csaxton	Edited Season Of Use

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4059 V1

Summary	11/10/2006 10:30:44 AM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Summary	11/10/2006 10:31:48 AM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required?
Summary	11/10/2006 10:36:14 AM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

Water Supply Bank:

Charles Edwards

WR# 2573732

Rine Creek

POD + POU

Priority Date

Address ?

Claims 4059 - original ~~claim~~^{WR} for 1.03 + claim is
1.65 cfs

WR. No claim: 202, 203,

202 Decreed 1891 2.46 cfs = 123

203 " 1891 .84 cfs 44"

POD Might Be 15N04W 25 SESE

SW SE 25 ?

~~100~~

Priority Date Data Entry Form

Claim Number 67-4059

Claimed Priority Date: 5/1/1891

Claimed Basis: Statutory Claim

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 5/1/1891

Water Right Basis: Statutory Claim

Recommended Priority Date Recommended Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

*Affidavit in file. Appears
that priority date should be day after
last decree.*

Reviewer: *Basco*Date: *11/1/05*

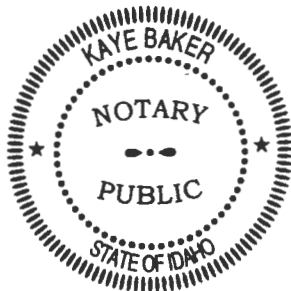
IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))
67 - 4059)
_____)
_____)
_____)
State of Idaho)
County of Washington)

AFFIDAVIT

CLARA M. EDWARDS

being first duly sworn,

deposes and says: I am eighty-one years old and have lived in
this valley all of my life. The water from the Right-No. 67-4059-
has been used on the land for which it was intended since it was
filed upon. My husband, Elmo C. Edwards, and I moved to this pro-
perty in 1945. My husband's uncle, Eddy Edwards, homesteaded this
land and helped build the ditch to bring the water to it in 1890-91.



SEAL

Clara M. Edwards
(Signature)

Subscribed and sworn to before me this
day 31st of OCTOBER, 192005.

Kaye Baker
(Notary Public)

Residing at Ada County.

My Commission Expires 6-25-10.

Place Of Use Data Entry Form

Claim Number 67-4059

Claimed Place Of Use

T15N R03W S28 SESW ~~40.0~~ 38 T15N R03W S28 SWSE ~~25.0~~ 27
T15N R03W S33 NWNE 35.0

Total Acres ~~96~~ 100☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T15N R03W S28 SESW 40.0 T15N R03W S28 SWSE 25.0
T15N R03W S33 NWNE 40.0

Total Acres 105

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
		28	SE	SW			38	
			SW	SE			27	
		33	NW	NE			35	

Total Acres 100

Document how the POU was verified:

Field Exam

Reviewer:

Bozco

Date:

4/1/05

Purpose of Use Data Entry Form

Claim Number 67-4059

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
STOCKWATER			
IRRIGATION			

☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			
STOCKWATER			

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
		100		

Document how the Purpose of Use was verified:

Field Exam

Reviewer:

Bosco

Date:

4/1/05

Period of Use and Quantity Data Entry Form

Claim Number 67-4059

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	10/31	1.65	
STOCKWATER	1/01	12/31	0.03	

Overall Diversion Rate 1.65

Overall Diversion Volume

Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	10/31	1.2	
STOCKWATER	1/01	12/31	0.03	

Overall Diversion Rate 1.03

Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Irrigation</i>	<i>4/1</i>	<i>10/31</i>	<i>.78 cfs</i>	
<i>Stockwater</i>	<i>1/01</i>	<i>12/31</i>	<i>.03 cfs</i>	

Overall Diversion Rate *.81 cfs*

Overall Diversion Volume

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

If new claim on water right (portion) 202+203 holds up, then this should be .81 cfs. This will bring water to 1" / acre. This ditch has been delivered this amount & can handle this amount by watermaster

Reviewer: *Borco*Date: *11/1/05*

Map also good for
Edwards portion of
WR 67-202 & 203

A mission to heal, a promise to care.

Holy Rosary Medical Center

+ CATHOLIC HEALTH
INITIATIVES

ESRI ArcExplorer 2.0

WR# 67-4059

Map Title

- parcels
- Roads
- PLSS Sections
- Quarter Quarters
- streams
- Basin Outlines



Quantity - check standing on
202 & 203.

"If new claims hold up this
should be 0.81 cfs. This will
bring up to 1 1/2 acre. This ditch
has been delivered that amount
and can handle that amount
by Watermaster."

Idaho Department of Water Resources



Adjudication Claim Number: **67-4059**



Legend

-  Section Lines
-  GCDB15N03W GCDB
-  GCDB14N03W GCDB



Prepared by D. Narsavage
On Wednesday, April 13, 2005
1987/88 Adjudication True Color Imagery

0 0.4 0.8 Miles

A horizontal scale bar with markings at 0, 0.4, and 0.8 miles.

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	CHARLES R EDWARDS	BOX 281	CAMBRIDGE	ID	83610	(208)257-3732
Original Owner	ELMO C EDWARDS		CAMBRIDGE	ID	83610	

Date of Field Exam: 10/25/05 Time: 14:00

Accompanied By: Claimant Phone Number: 2573732

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

Reviewer: Barco

Date: 10/25/05

Point of Diversion and Source Data Entry Form

Claim Number 67-4059

Claimed Point of Diversion and Source

T15N R03W S30 SWSW Within WASHINGTON County Source: PINE CREEK WEISER RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T15N R03W S30 SWSW Within WASHINGTON County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? _____

Document how the POD and Source were verified:

_____	YPS
_____	2281036
_____	1493015

Reviewer:

Bosco

Date:

11/1/05

Tag # A0014060

WR # 4059



MPS

2281036

1493015