

10/16/2006

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

RIGHT NUMBER: 22-612A

NAME AND ADDRESS: RICHARD L DAVIS FAMILY TRUST
C/O PHYLLIS DAVIS BOND
215 E 3RD S ST
REXBURG ID 83440

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.180 CFS

The rights listed below are limited to a total combined diversion rate of 0.62 cfs. Combined Right Nos.: 22-303B, 22-304B, 22-366A, 22-367A, 22-386A, 22-612A, 22-613A and 22-7273.

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:

T06N R45E S35 SWSENW 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	0.180 CFS

PLACE OF USE: IRRIGATION Within TETON County

T06N R45E S34	SENE	1.00	T06N R45E S34	NESE	1.70
T06N R45E S35	SWNW	6.30	T06N R45E S35	NWSW	9.00

18 ACRES TOTAL

Right Nos. 22-386A and 22-612A are limited to the irrigation of a combined total of 9 acres in a single irrigation season.

18 The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 22-303B, 22-304B, 22-366A, 22-367A, 22-386A, 22-612A, 22-613A, 22-7273.

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

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

Water is delivered through Fullmer 1.

06/21/2006

**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: 22-612A

RICHARD L DAVIS FAMILY TRUST

C/O PHYLLIS DAVIS BOND

215 E 3RD S ST

REXBURG ID 83440

Telephone Number: (208)356-3233

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: 12/4/06

SIGNATURE: Phyllis Davis Bond

Please print your name: Phyllis Davis Bond

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

KMD
12/17



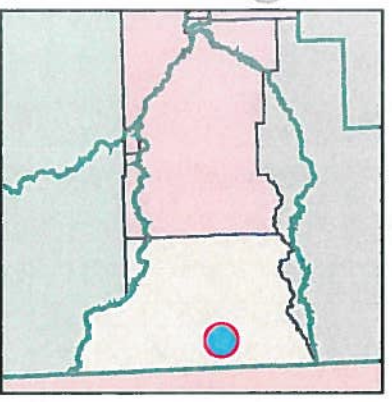
Idaho Department of Water Resources

Adjudication Claims:

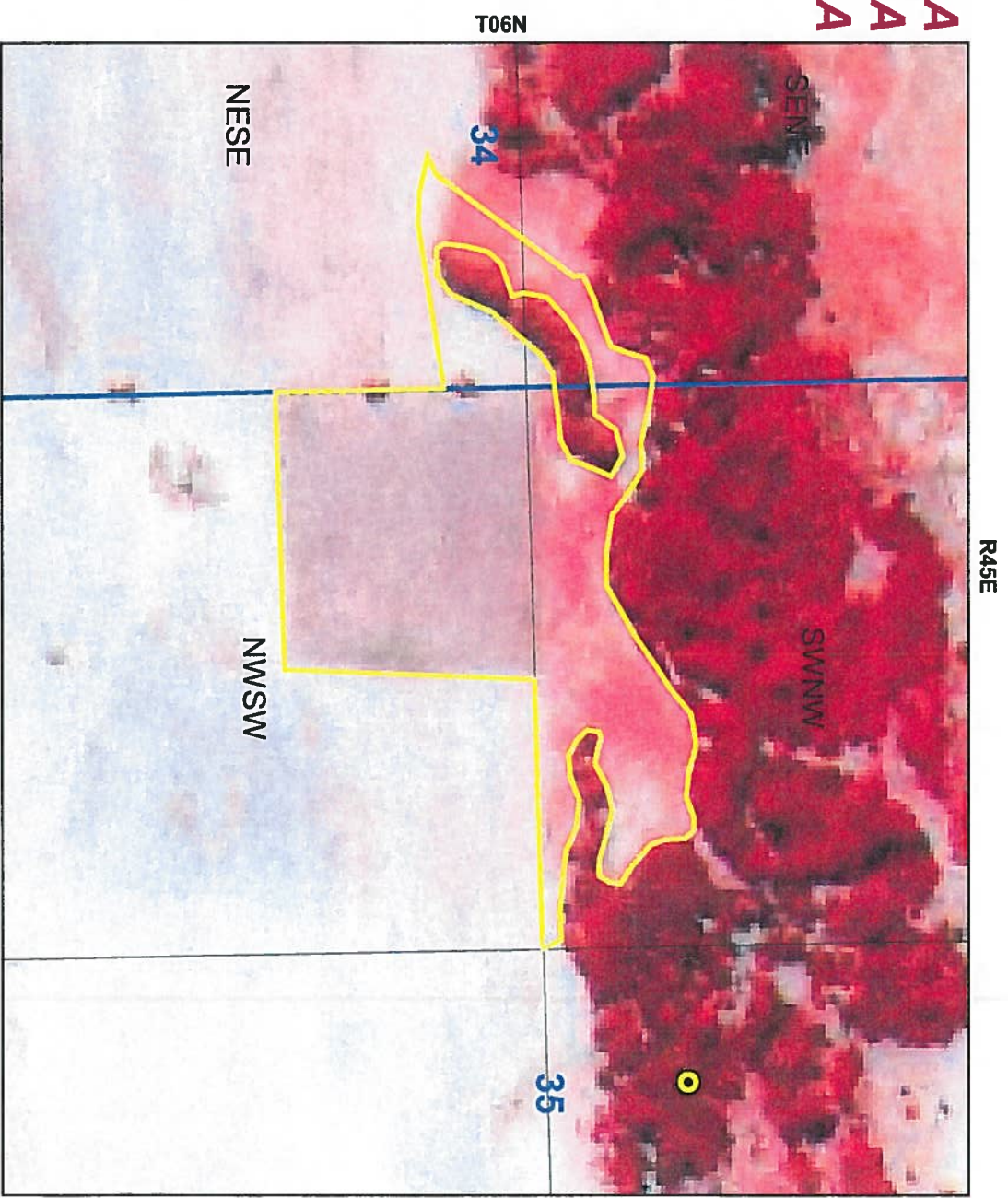
22-303B	22-386A
22-304B	22-612A
22-366A	22-613A
22-367A	

Legend

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



Teton County
IDWR Basin 22



Prepared by K. Moore
On Wednesday, June 21, 2006
1987/88 Aerial Photography

Claim No. 22-612A

Document Checklist

☒ Copy License/Decree

Leigh Creek Canal / Crandall

☐ Copy Transfer

☐ Copy Licensing Field Exam

☐ Check if Ownership/Address Change is Required

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

☒ Generate Arcview Map

Please refer to claim A2200386A for map of
POD & PDU.

Water Right and SRBA Split History Analysis

22-612

22-612

William Brown
POD: S. Leigh Creek
POU: TOSN R4SE Sec 2 NW
TOSN R4SE Sec 4 NENE MWNE
TOLN R4SE Sec 33 SWNE, SENE
NESE, SWSE, SESE
TOLN R4SE Sec 35 NESW, NWSW,
SWSW
11.2 cfs 200 acrs

22-612A *

Richard Davis
POD: S. Leigh Creek
POU: TOSN R4SE Sec 35 NWSW
90 acrs 0.18 cfs

22-612B *

Larry & Kay Fullmer
POD: S. Leigh Creek
POU: TOLN R4SE Sec 33 SWNE, SENE
40 acrs 0.80 cfs

22-612C *

Kare Brightman
POD: S. Leigh
POU: TOLN R4SE Sec 35 NWSW
30.0 acrs 0.60 cfs

unclaimed

9.62 cfs
121 acrs

* unclaimed: original amount was 0.056 cfs per acre.

Reviewer: _____
mydoc/fieldexamforms/splithistory

Date: _____

22-0611^{ok}

4. That the plaintiffs M. H. Bahr and Paul Hansen are awarded a right to the use of ⁴cubic feet per second or 200 miners inches of the waters of South Leigh Creek with a priority date of January 22nd, 1916, and with point of diversion and for the irrigation of the lands described in paragraph X of the findings of fact.

22-0612

5. That the plaintiffs William Brown, Miller & Viele, a corporation, General American Life Insurance Company, a corporation, Spencer Little and State of Idaho are awarded the right to the use of 11.2 cubic feet per second or 560 miners inches of the waters of South Leigh Creek with a priority date of January 22nd, 1916, with point of diversion and for the irrigation of the lands described in paragraph XI of the findings of fact.

22-0613

6. That the plaintiff Charles Fullmer is awarded the right to the use of 2.4 cubic feet per second or 120 miners inches of the water of South Leigh Creek with priority date of January 22nd, 1916, and with point of diversion and for the irrigation of the lands described paragrph xii of the findings of fact.

22-0614

7. That the plaintiff Joseph Rammell is awarded the right to the use of 3.2 cubic feet per second or 160 miners inches of the waters of South Leigh Creek with priority date of January 22, 1916, with point of diversion and for the irrigation of the lands described in paragraph xiii of the findings of fact.

22-0615

8. That the plaintiff Eph Taylor is awarded the right to the use of 8 cubic feet per second or 400 miners inches of the waters of South Leigh Creek with date of priority of January 22, 1916, with point of diversion and for the irrigation of the lands described in paragraph XIV of the findings of fact.

22-0616

TRANS.
#2135

9. That the plaintiff Prudential Insurance Company of America, a corporation is awarded the right to the use of 8 cubic feet per second or 400 miners inches of the waters of South Leigh Creek with priority date of January 22, 1916, with diversion point and for the irrigation of the lands described in XV of the findings of fact.

22-0617

10. That the plaintiff Wanda Ricks is awarded the right to the use of .8 of a cubic foot per second or 40 miners inches of the waters of

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: A22-00612A
Date Received: 7/29/1988
Receipt No: E000976
Received By: T.O.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD L. DAVIS 208-356-3233
Address: 215 E. 3RD S. ST.
REXBURG, ID 83440

2. Date of Priority: JAN 22, 1916

3. Source: SOUTH LEIGH CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	45E	35	SE	NW			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	0.180		

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

8. Total consumptive use is 18.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	45E	35	NW	SW		IRR	9.0
Section Acres							9.0



10. Place of Use: Continued

Total Acres 9.0

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:
A22-00386A, A22-07273.

14. Remarks:

THIS CLAIM IS FOR A PORTION OF DECREED RIGHT 22-0612. CLAIMED
FLOW RATE IS BASED ON 0.02 CFS/ACRE.

15. Basis of Claim: DECREED
Water Right Number: 0612
Case Number:
Court :
Decree date: 1/24/1938

LEIGH CREEK CANAL CO.
Decree Plaintiff

vs

LYNN CRANDALL, W. M.
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: 1

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): Richard L. Davis Date: 8-1-88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of August 19 88

Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 6-94

A22-00612A

T6N

T5N

MICROFILMED
OCT 28 1992

770 000 FEET
(IDAHO EAST)

10

