

NV 6/14/05

T6N R45E

28 27

33 34

Creek

State Hwy 33

Spring

(Indian)
Dry Creek

South Leigh Ct.

Pond
Ditch

POD

City and

F Jay & Donette Anderson Family Trust

Well

portable

mainline

ditch

ditch

ditch

ditch

ditch

South Leigh

Creek

07/11/2006

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

RIGHT NUMBER: 22-620B

NAME AND ADDRESS: FLOYD J ANDERSON
1666 E COUNTRY LN
TOOLE UT 84074

DONETTA ANDERSON
1666 E COUNTRY LN
ERDA UT 84074

SOURCE: SOUTH LEIGH CREEK TRIBUTARY: TETON RIVER

QUANTITY: 1.470 CFS

The rights listed below are limited to a total combined diversion rate of 2.67 cfs. Combined Right Nos.: 22-337, 22-620B, and 22-2199.

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:

T06N R45E S34 SESENE 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	1.470 CFS

PLACE OF USE: IRRIGATION Within TETON County

T06N R45E S34	SWNW	1.20	T06N R45E S34	SENW	3.30
T06N R45E S34	NESW	39.00	T06N R45E S34	NWSW	30.00

73.5 ACRES TOTAL

73.5 The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 22-337, 22-620B, and 22-2199.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is subject to regulation by the watermaster of Water District No 01.

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 - Décreed

The following rights are also diverted through point of diversion described above: 22-620B and 22-337.

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

02/13/2006

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

RIGHT NUMBER: 22-620B

NAME AND ADDRESS: FLOYD J ANDERSON
1666 E COUNTRY LANE
TOOLE UT 84074

DONETTA ANDERSON
1666 E COUNTRY LN
ERDA UT 84074

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 1.470 CFS

The rights listed below are limited to a total combined diversion rate of 1.47 cfs. Combined Right Nos.: 22-337, 22-620B, and 22-2199.

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:

T06N R45E S34 SESENE 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	1.470 CFS

PLACE OF USE: IRRIGATION Within TETON County

T06N R45E S34	SWNW	1.20	T06N R45E S34	SENE	3.30
T06N R45E S34	NESW	39.00	T06N R45E S34	NWSW	30.00

73.5 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 73.5 acres in a single irrigation season. Combined Right Nos.: 22-337, 22-620B, and 22-2199.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is subject to regulation by the watermaster of Water District No 01.

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

The following rights are also diverted through point of diversion described above: 22-620B and 22-337.

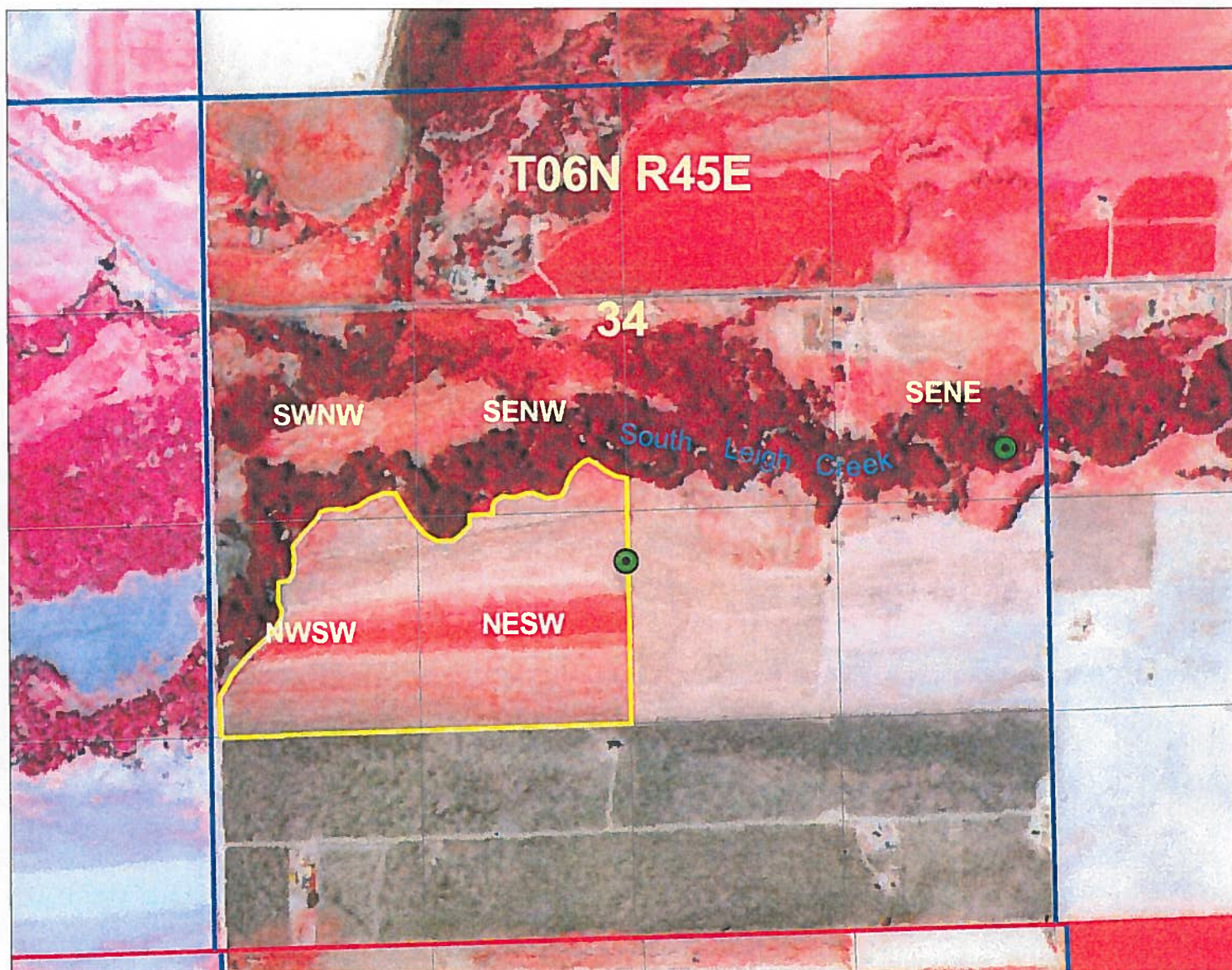
Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Department of Water Resources

Eastern Region

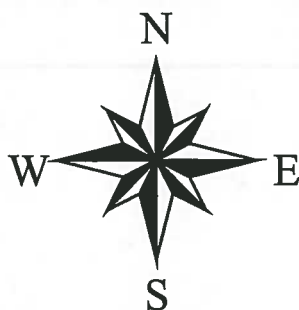


Claim No.: 22-337, 22-620B,
and 22-2199



0 500 1000 1500 2000 Feet

- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: February 2006

Claim no. A 92006208

Claimant Contact Log

Date

Remarks

Agent initials

X Looks like a C/A is needed. Teton Co.
Assessor shows:

F JAY & DONETTE ANDERSON TRUST
1666 COUNTRY LANE
ERDA UT 84074

Refer to claim A2212313 for PDD & PDD
map and GIS info.

Contacts Data Entry Form

A2200620B

Owner Type	Full Name	Address	City	State	Zip	Phone
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Current Owner	Floyd Anderson					
---------------	----------------	--	--	--	--	--

Name connector: and _____, or _____, and/or _____

Current Owner						
---------------	--	--	--	--	--	--

Current Owner						
---------------	--	--	--	--	--	--

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

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

DACREED Leigh Creek Canal vs Lynn Candell 24 Jan 1938
DACREED To Daniel Hopkins Priority Date 22 Jan 1916
160" (3.2 CFS)

Other water rights used # 29375, 22-2199 (0.62 CFS)
Priority Date 30 March 1961
(Also A. DACREED Rexburg - T&T 16-12-10 For 1.2 CFS)

FE pop/pop Conveyance/System

Reviewer: _____

Date: _____

A 2200620
160" (3200E5) 22 Jan 1912
South Leigh Creek. Set by Net
SEC 34 TEN R. 45E.
Dacard To Daniel Hopkins

A 22-00620 A.
80" (1.60E5) 22 Jan 1912
South Leigh Creek. Trail To
Teton River. NussE SEC 34 TEN
R 45E TO EDNA HOPKINS
POD NOT THE SAME AS DACARD.

A 2200620 B.
80" (1.60E5) 22 Jan 1912
South Leigh Creek Trail Teton River.
SE NW SEC 34 TEN R. 45E.
To Floyd J Anderson
POD NOT THE SAME AS DACARD.

diversion and for the irrigation of the lands described in paragraph XVI of the findings of fact.

12-0618-11. That the plaintiffs J. M. Peacock and George M. Peacock are awarded the right to the use of 1.6 cubic feet per second or 80 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 XVII of the findings of fact.

EXCERPT FROM LEIGH CREEK CANAL CO. vs LYNN CRANDALL 24 Jan 1938

12-0618-12. That the plaintiffs William Hansen and Alfred Hansen are awarded the right to the use of 1.6 cubic feet per second or 80 miners inches of the waters of South Leigh Creek with priority of January 22, 1916, with point of diversion and for the irrigation of the lands described in paragraph XVIII of the findings of fact.

12-0620-13. That the plaintiff Daniel Hopkins 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 of January 22, 1916, with point of diversion and for the irrigation of the lands described in paragraph XIX of the findings of fact.

XIX.

That the plaintiff Daniel Hopkins is the owner of or has an interest in the following described lands,--

S $\frac{1}{2}$ NW $\frac{1}{4}$ and N $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 34 Tp. 6 N. R. 45 E. B. M.
containing 160 acres, more or less.

and the plaintiff, or his predecessors in interest, has diverted and conveyed by ditch and diversions works located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 34 Tp. 6 N. R. 45 E. B. M., 3.2 cubic feet per second or 160 miners inches of the waters of South Leigh Creek and on or before and ever since the 22nd day of January, 1916, has beneficially applied the same in each irrigating season since said date in the irrigation of the above described land, which has been in addition to any other rights fixed or decreed to the same.

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: A22-00620B
Date Received: 10/05/1988
Receipt No: E002922
Received By: Gr

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FLOYD J ANDERSON
Address: 5672 W 4100 S
SALT LAKE CITY, UT 84120

AND

Name: DONETTA ANDERSON
Address: SALT LAKE CITY, UT 84120

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	34	NW SE		TETON

5. Description of diverting works:
HEAD GATE AND LATERAL DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		

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

A.F.A.

8. Total consumptive use is 200.0 Acre Feet Per Annum.

9. Non-irrigation uses:

THIS WATER WATERS PASTURE LAND FROM WHICH CATTLE ARE WATERED

A22-00620B

Page 1

Date: 02/03/89

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A2200620B



10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	45E	34	NE	SW	IRR	40.0
			NW	SW	IRR	40.0
Section Acres						80.0
Total Acres						80.0

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:

#29375/22-2199/03/30/61/.62CFS DECREE/12/16/10/1.2CFS

14. Remarks:

CONSUMPTIVE USE SHOULD BE 160 AFA

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/22/1916

Decree Plaintiff

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: _____

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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: 39356

Ident. Number

Date Received

Receipt Number

A22-0062013

A22-0062013

10-5-88

5002922

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Floyd J. and Donetta Anderson Phone (801) 968-7299
Mailing Address 5672 W. 4100 S., Salt Lake City, Utah Zip 84120
2. Date of Priority (Only one (1) per claim) January 22, 1916
3. Source of water supply (a) South Leigh Creek
which is tributary to (b) Teton River
4. a. Location of existing point of diversion is: Township 6N Range 45E Section 34,
1/4 of NW 1/4 of SE 1/4, Govt. Lot, B.M., County of Teton
Additional points of diversion if any: None
- b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____
1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Headgate and lateral ditch.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 11-1 amount 1.6 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.6 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 200 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) This water waters pasture land from which cattle are watered.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6N	45E	34									40	40							80

Total number of acres irrigated 80

11. In which county (ies) are lands listed above as place of use located? Teton

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

License #29375/22-2199 dtd March 30, 1961 for 0.62 c.f.s. and Decree dtd 12-16-1910 for 1.2 c.f.s. or None ()

14. Remarks:

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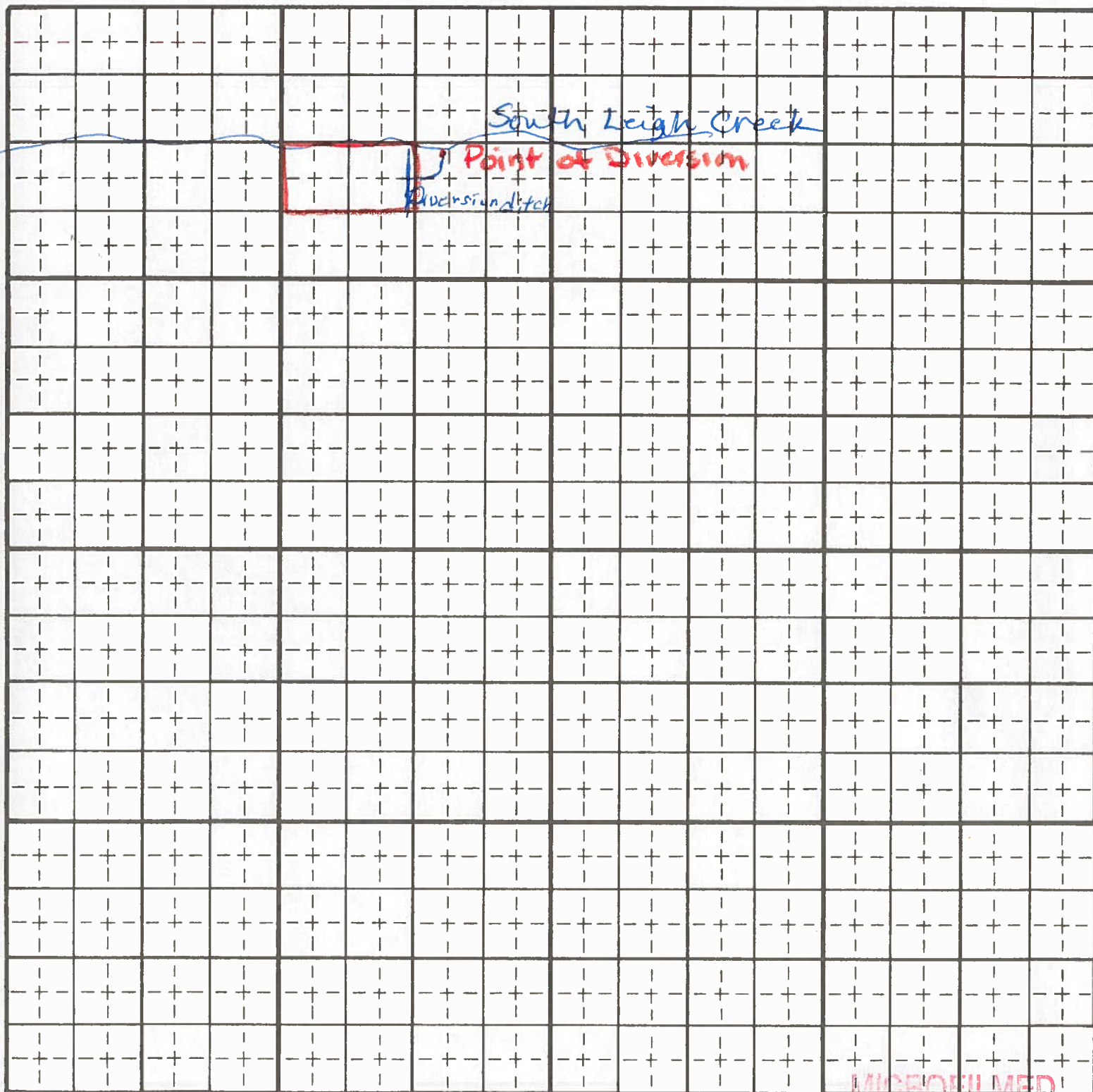
Last Name Anderson Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

NEL/4SW1/4 of Section 34, Twp. 6N, Rge. 45 E.B.M.



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Last Name Anderson Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X

If applicable provide IDWR Water Right Number _____

Court 7th Judicial Dist. Case Number _____ Decree Date 1-22-1916

Plaintiff vs Defendant D. H. Hopkins v. Water Master

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 X do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) X *Raymond J. Anderson* Date 9/26/88

Donna Anderson Date 9/26/88

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Madison) SS.

Subscribed and sworn (or affirmed) before me this 26th day of September 19 88

SEAL

Notary Public *Debra A. Keller*

Residing at Rexburg, ID

My Commission Expires 11-15-93

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Ray W. Rigby will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature *Ray W. Rigby*

Address P.O. Box 250, Rexburg, ID 83440

Date 9/26/88

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Last Name Anderson Ident. Number _____

Copies White-State, Yellow-Claimant

10/27/1988

SRDA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME ANDERSON CLAIM ID T. NO. A22-00620 B

DATE RECEIVED 10/5/88 CK # 108 AMOUNT \$ 255

	YES	NO
1. Is the name and address complete with zip code?	☒	☐
2. Is a priority date entered?	☒	☐
Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued? A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.		
3. (a) Is a source entered?	☒	☐
(b) Is a tributary to entered? (if required)	☒	☐
4. Is the legal description of the p.d. sufficient?	☒	☐
5. Is there a description of the diverting works?	☒	☐
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐
Is the period of use included?	☒	☐
Is a quantity claimed for each use?	☒	☐
7. Is a total quantity claimed entered?	☒	☐
8. If required is a consumptive use entered?	☒	☐
Is the consumptive use correct?	☒	☐
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	☒	☐
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐
11. Is (are) the county(ies) entered?	☒	☐
12. Is the ownership of p.u. checked?	☒	☐
13. Are other water rights listed or "none" indicated?	☒	☐
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☒	☐
15. Is the basis of the claim indicated?	☒	☐
16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)	☒	☐
Has the claim been signed, sealed, and dated by a notary?	☒	☐
Was this claim filed on time, or was an extension granted?	☒	☐
Is the fee enclosed correct?	☒	☐
If this claim is based on an existing water right, has the identification number been entered?	☒	☐
Should this claim be receipted and data entered?	☒	☐

Claim checked by: DPW

Comments: CONSUMPTIVE USE SHOULD BE 160 AFA

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2922