

02/13/2006

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

RIGHT NUMBER: 22-621A

NAME AND ADDRESS: BRIAN G EDGERTON
2299 S EMERSON
IDAHO FALLS ID 83404

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.070 CFS

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:

T06N R45E S36 SWSENW Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.070 CFS

PLACE OF USE:

IRRIGATION Within TETON County

T06N R45E S35 NWSE 3.50

3.5 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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right renumbered from 22-12067.

Water is delivered through Kofoed Ditch.

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

ADDRESS SERVICE
REQUESTED

BRIAN G EDGERTON
2299 S EMERSON
IDAHO FALLS ID 83404

NOT DELIVERABLE
NO RETURN
NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

Return To
Sender
Mailed
12 years ago or more

22-621 A



1841
8952 \$00.630 NOV 28
5863 MAILED FROM ZIP CODE

U.S. POSTAGE

PB35

Sent
1-19-07

136G	22-621A	78
13290	13372	84
13413	7388	13246
11526	7339	13248
11529	12064	13610
11530	2128	13612
	10835	133A
	2281	278
	12533	7178
	12629	7215B
	2146	12239
	4076	2206
	184A	11677
	10105	178A
	2293	178B
	11384	10236
	4139	13457
	4161	7403

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION
IDAHO FALLS ID
208-525-7161 - PHONE
208-525-7177 - FAX

TRANSMITTAL COVER SHEET

OMNIFAX

FAX: 354-8410

TO: JESSIE FROM: JENNIFER
Teton County Assessor

DOCUMENT DESCRIPTION: REQUEST FOR CURRENT OWNER INFORMATION. I HAVE SENT A SPREADSHEET INDICATING WHO WE HAVE IN OUR RECORDS AND THEIR LEGAL DESCRIPTION OF THEIR PROPERTY. EACH OF THESE LETTERS WAS RETURNED TO SENDER. PLEASE FILL OUT THE

LAST COLUMN WITH THE OWNER AND ADDRESS INFORMATION FOR THE PROPERTY LISTED. I HAVE ATTACHED A MAP FOR EACH PROPERTY WHEN I HAD ONE AVAILABLE.

PLEASE CALL ME WITH ANY QUESTIONS. THANKS SO MUCH FOR YOUR HELP.

TOTAL NUMBER OF PAGES (Including this page): X 13

*
* Billing address: N/A *
* _____ *
* _____ *
* _____ *
* No of Pages _____ Cost / Page _____ Total Charge N/A *
*

Claim no. _____

Claimant Contact Log

Date Remarks Agent initials

Alvin Christensen has a claim for ZZ-1021, but it was misclaimed.
He really has WR ZZ-10810, not ZZ-1021. No other claims on ZZ-1021
besides Brian Edgerton.

No GPS pt. on Dee's GPS theme. Bad GPS unit may have lost data.
Location of diversion is an educated guess. Hoping claimants will correct
with NDE.

★ Recommending as claimed for proportionate share of deeded right
ZZ-1021.

KM Z-7-06

.80

NWSE

South Leigh Creek



KOFOED Ditch

Contacts Data Entry Form

Claim Number: _____

Owner Type	Full Name	Address	City	State	Zip
------------	-----------	---------	------	-------	-----

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

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

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.

This Right is A portion of Decreed Right 621

Reviewer: _____ 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

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Other rights from this POD? CPS Tag #AD 13876 - on north wing of headgate, Kofod ditch

Transfers Pending or approved: _____

Document how the POD and Source were verified:

DO 8/1/05 Field exam showed headgate in SWNW of Sec 36 located on South Leigh Creek. Headgate is a concrete structure that is regulated with boards. Headgate opening is 30" wide and 42" deep. a ditch out of the Kofod ditch also runs along this property. But diversion that is claimed is the Kofod ditch.

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

Total acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

9/1/05
DD

Field exam shows property is irrigated with
ditches and dams.

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	4/15	10/15	107 CFS	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate 107 CFS

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

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

IPWR STP. STOR 4/15 - 10/31

Reviewer: _____

Date: _____

fact.

22-0619/12. 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.

22-0620/13. 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.

22-0621/14. That the plaintiff R. E. Thomas is awarded the right to the use of .8 of a cubic foot per second or 40 miners inches of the waters of South Leigh Creek with date of priority of January 22, 1916, with point of diversion and irrigation of the lands described in paragraph XX of the findings of fact.

22-0622/15. That the plaintiff Emma Hanks is awarded the right to the use of 4 cubic feet per second or 200 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 XXI of the findings of fact.

22-0623/16. That the plaintiff J. C. Evans 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 date of priority of January 22, 1916, with point of diversion and the irrigation of the lands described in paragraph XXII of the findings of fact.

Leigh Creek Canal
vs
Bygone Randall
1-23-1938

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.

XX.

That the plaintiff R. E. Thomas is the owner of or has an interest in the following described lands,--

NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35 Tp. 6 N. R. 45 E. B. M., containing 40 acres.

and the plaintiff, or his predecessors in interest, has diverted and conveyed by ditch and diversion works located in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36 Tp. 6 N. R. 45 E. B. M., .8 of a cubic foot per second or 40 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 to the irrigation of the lands above described, which has been in addition to any other right fixed or decreed to the same.

XXI.

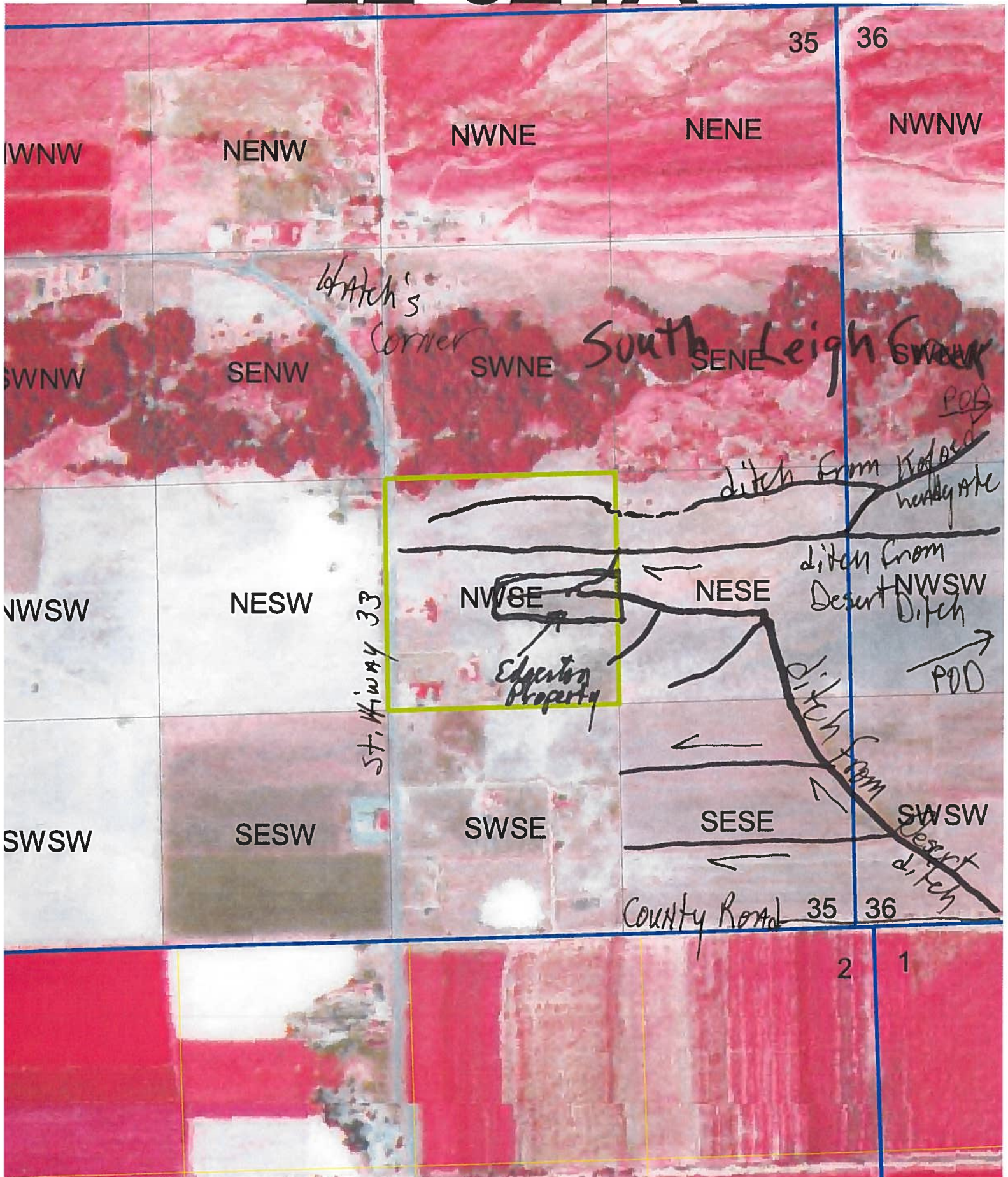
That the plaintiff Emma Hanks is the owner or has an estate in the following described lands,--

SW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 32 Tp. 6 N. R. 45 E. B. M., containing 200 acres, more or less

and the plaintiff, or her predecessors in interest, has diverted and conveyed by ditch and diversion works located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32 Twp. 6 N. R. 45 E. B. M., 4 cubic feet per second or 200 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 to the irrigation of the lands above described during each irrigating season since said date, and which has been in addition to any other rights fixed or decreed to the same. --

22-621A

DO 9/1/05



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: **A22-00621A**
Date Received: 10/ 4/1988
Receipt No: E002886
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: BRIAN G EDGERTON
Address: 2299 S EMERSON
IDAHO FALLS ID 83404
208-526-1081

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 of	Lot	County
06N	45E	36	NW	SW	NW		TETON

5. Description of diverting works:
HEADGATE IN STREAM TO DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.070		

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

8. Total consumptive use is 7.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	45E	35	NW	SE		IRR	3.5

MICROFILMED
NOV 06 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	3.5
					Total Acres	3.5

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:
NONE

14. Remarks:

RIGHT IS PORTION OF DECREED RIGHT 22-00621.

THIS RIGHT ORIGINALLY CLAIMED AS A22-12067. RENUMBERED 5-7-96 GJT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/23/1938

LEIGH CREEK CANAL CO.

Decree Plaintiff

LYNN CRANDALL, W.M.

vs

Decree Defendant

MICRO -
NOV 6 1996

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: ~~A22-12067~~
Date Received: 10/03/1988
Receipt No: E002886
Received By: SSJ

22-00621A

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRIAN G. EDGERTON
Address: 2299 S. EMERSON
IDAHO FALLS, ID 83404

208-526-1081

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	36	NW	SW	NW		TETON

5. Description of diverting works:
HEADGATE IN STREAM TO DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.070		

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

8. Total consumptive use is 7.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	35	NW	SE		IRR	3.5

Section Acres 3.5

MICROFILMED

NOV 06 1988

A22-12067

Page

1

Date: 10/03/88

MICROFILMED

NOV 06 1988

10. Place of Use: Continued

Total Acres 3.5

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:
NONE

14. Remarks:
RIGHT IS PORTION OF DECREED RIGHT 22-00621.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 1/23/1938

LEIGH CREEK CANAL CO.
Decree Plaintiff

vs

LYNN CRANDALL, W.M.
Decree Defendant

MICROFILMED

NOV 06 1988

~~MICROFILMED~~

~~NOV 06 1988~~

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 0 wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

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): Brian M. Edgerton Date: 10/3/88
_____ Date: _____

State of Idaho)
County of Sonneville) SS.

Subscribed and sworn (or affirmed) before me this 3 day

of October 19 88

[Signature]
Notary Public

Seal

Residing at Idaho Falls, ID

My Commission Expires 22 Aug 1994

MICROFILMED
NOV 06 1990

~~MICROFILMED~~
~~NOV 06 1992~~