

11/10/2006

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

RIGHT NUMBER: 22-13153

NAME AND ADDRESS: JAMES DOUGLAS
427 W 325 N
TETONIA ID 83452

SOURCE: FOX CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.230 CFS

PRIORITY DATE: 06/01/1896

POINT OF DIVERSION:
T04N R45E S34 NWNWNW 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	0.230 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T04N R45E S28 NESE 11.00	T04N R45E S28 SESE	23.00
	34 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right No. 22-13151 is also diverted through point of diversion described above.

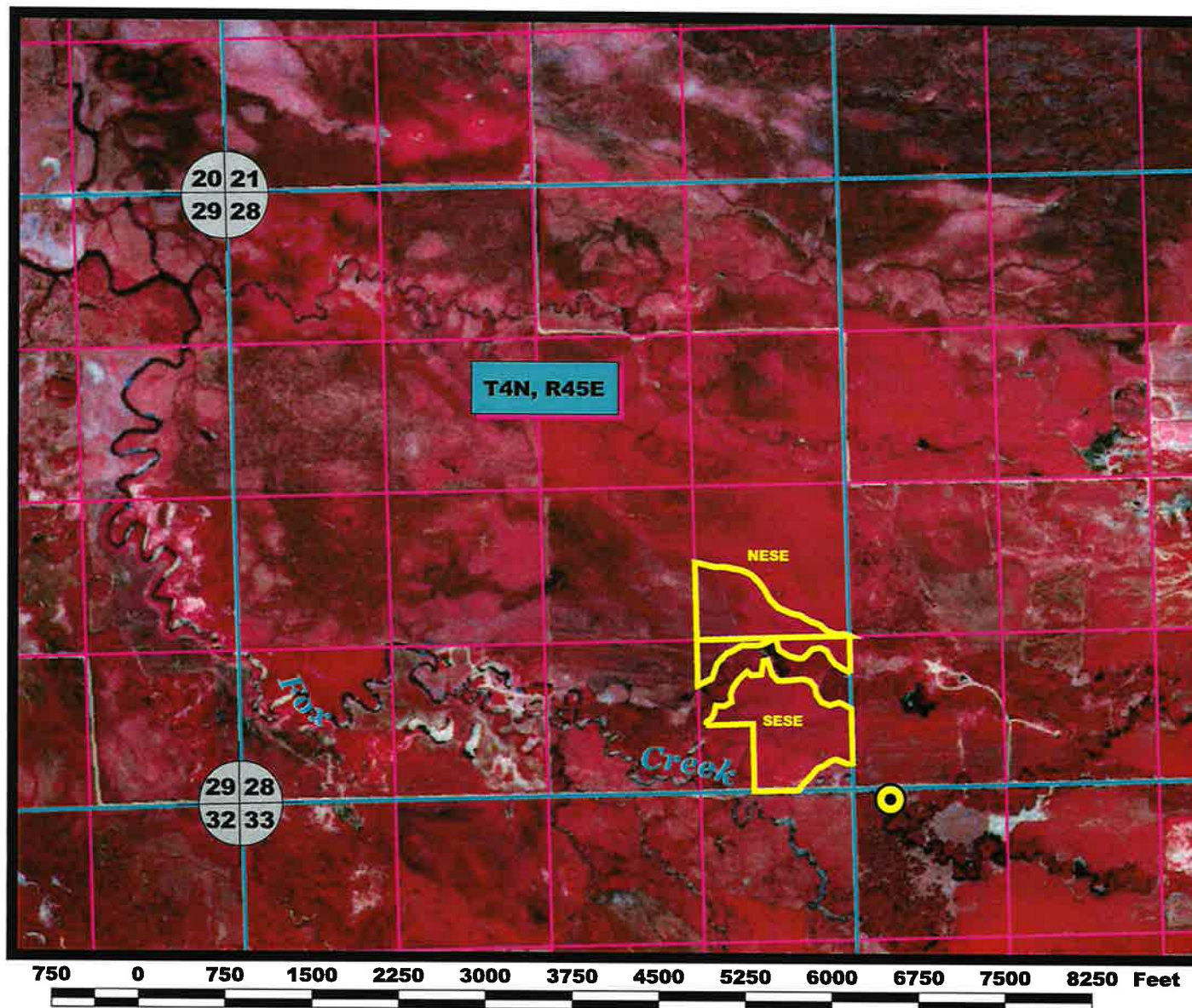
This right is a split from former right 22-361A



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

22-13151,

22-13153

Point(s) of Diversion:

T4N, R45E

Sec. 34 NWNWNW

Place of Use: (parts of)

T4N, R45E

Sec.28 E2SE

LEGEND



Point of Diversion



Place of Use



Section



Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: February 2006

11/10/2006

**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: 22-13153

JAMES DOUGLAS
427 W 325 N
TETONIA ID 83452

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: 12-11-06

SIGNATURE: James V Douglas

Please print your name: James V. Douglass

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



Idaho Department of Water Resources

SRBA Recommendation:

22-13151

22-13153

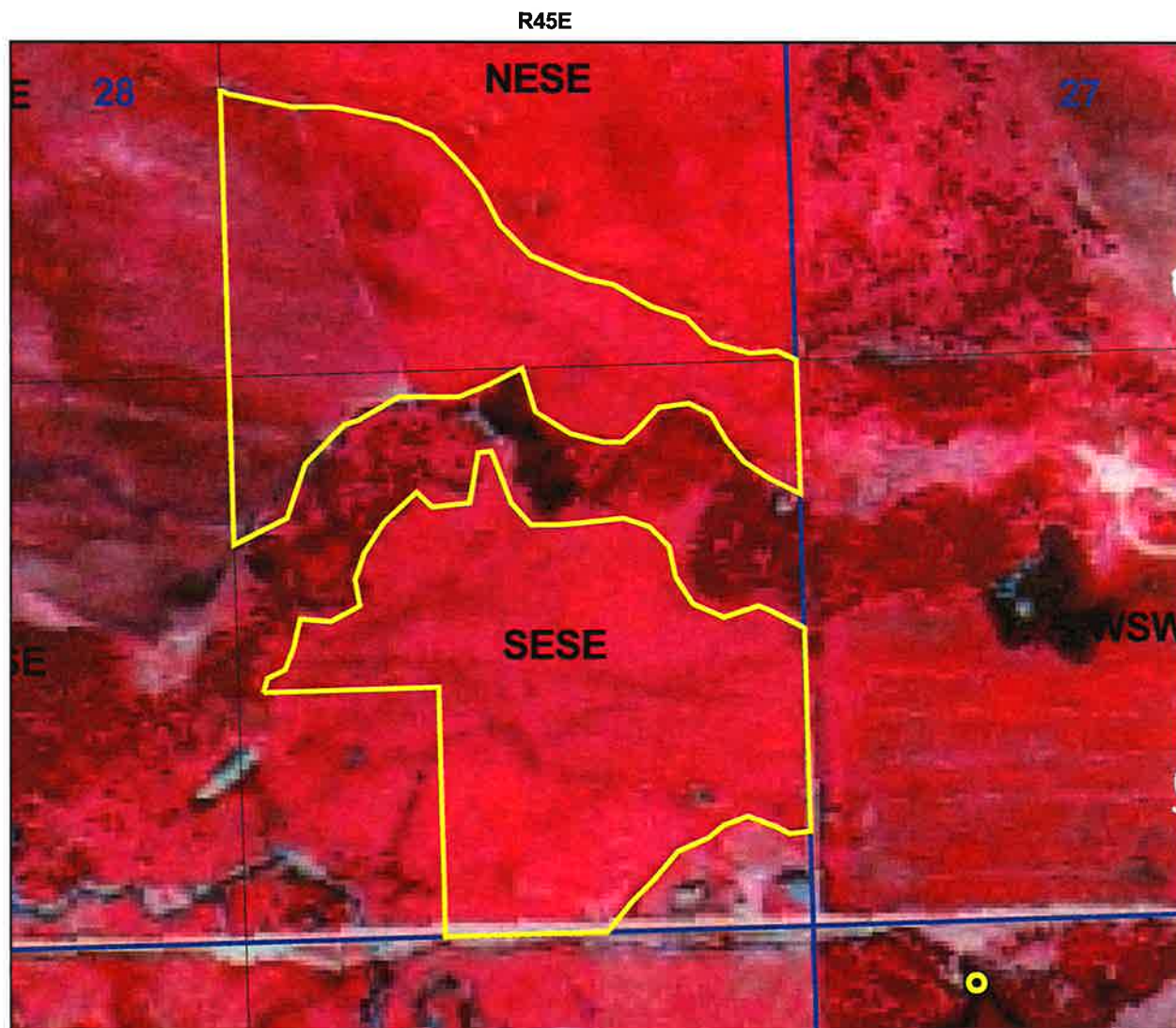
(Irrigation)

Legend

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



Teton County
IDWR Basin 22



0 0.2 0.4 Miles

Prepared by T. Galbraith
On Friday, November 10, 2006
1987/88 Aerial Photography

Contacts Data Entry Form

Claim Number: _____

Owner Type	Full Name	Address	City	State	Zip
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Current Owner: Jim Douglas 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.

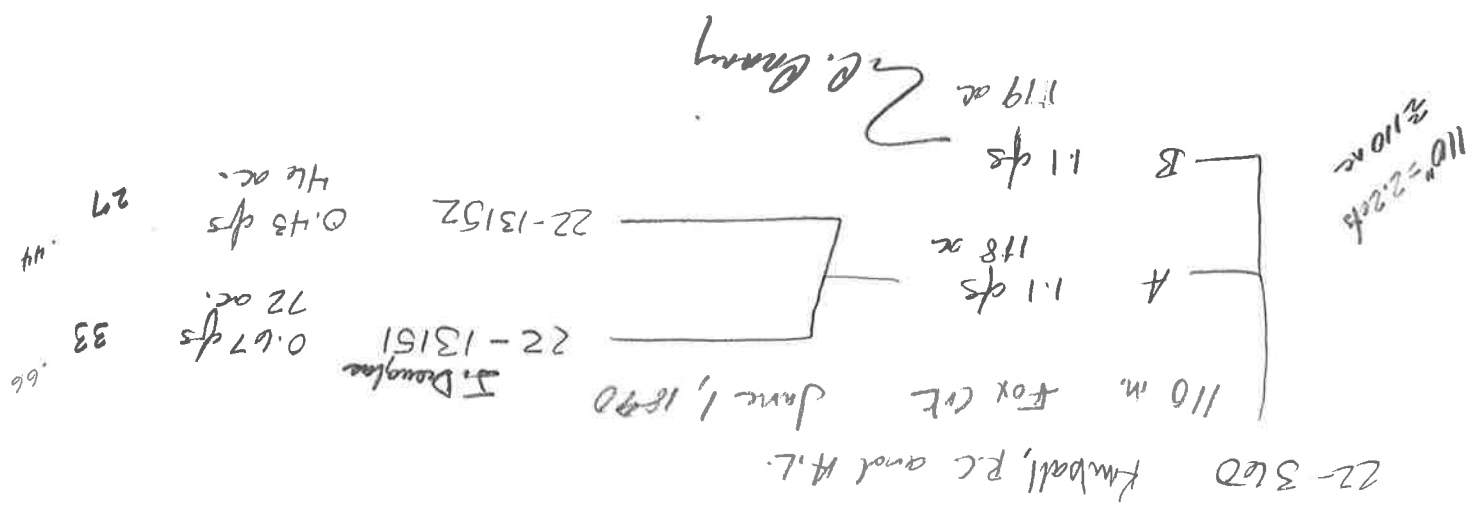
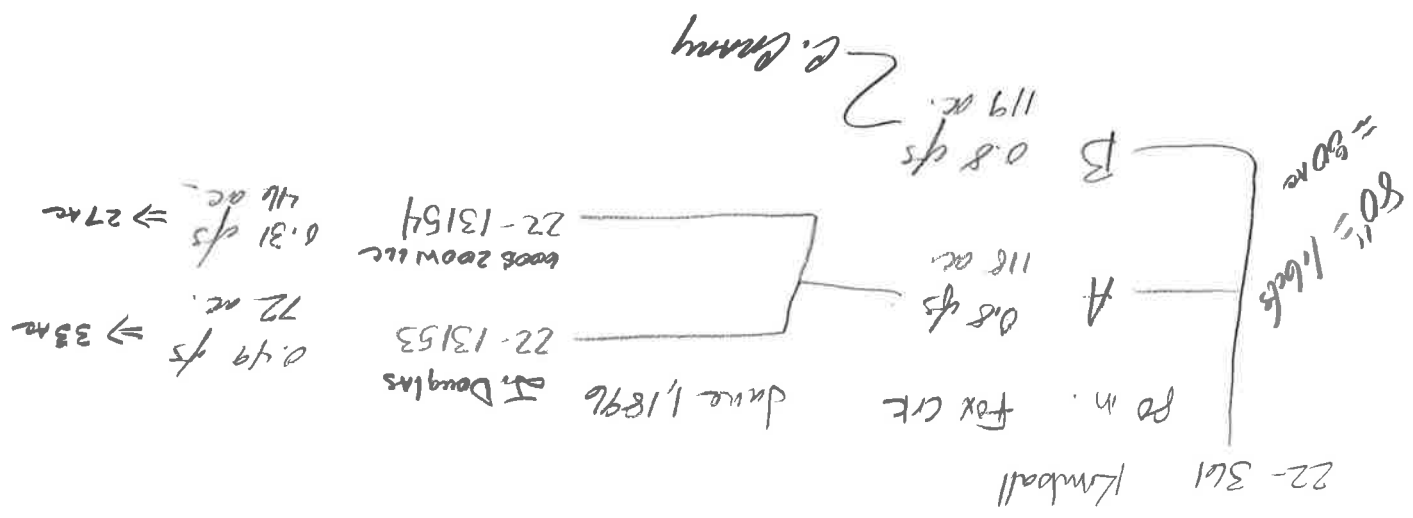
DECREED UNDER RELEURG VS TISTON, 1910. AS: 110 INCHES, JUNE 1,
1890. FOX CREEK-

SEE ATTACHED SPLIT HISTORY

Reviewer: _____ Date: _____

240 ac.

Kimball, A.L. POU
 4N4SE 528 SE $\frac{1}{4}$ 160
 524 E $\frac{1}{2}$ NE 8



22-360 Kimball, P.C. and A.L.

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 6/01/1896 Claimed Basis: DEGREERecommended Priority Date: 6/01/1896 Recommended Basis: "

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

MATCHES DEGREE

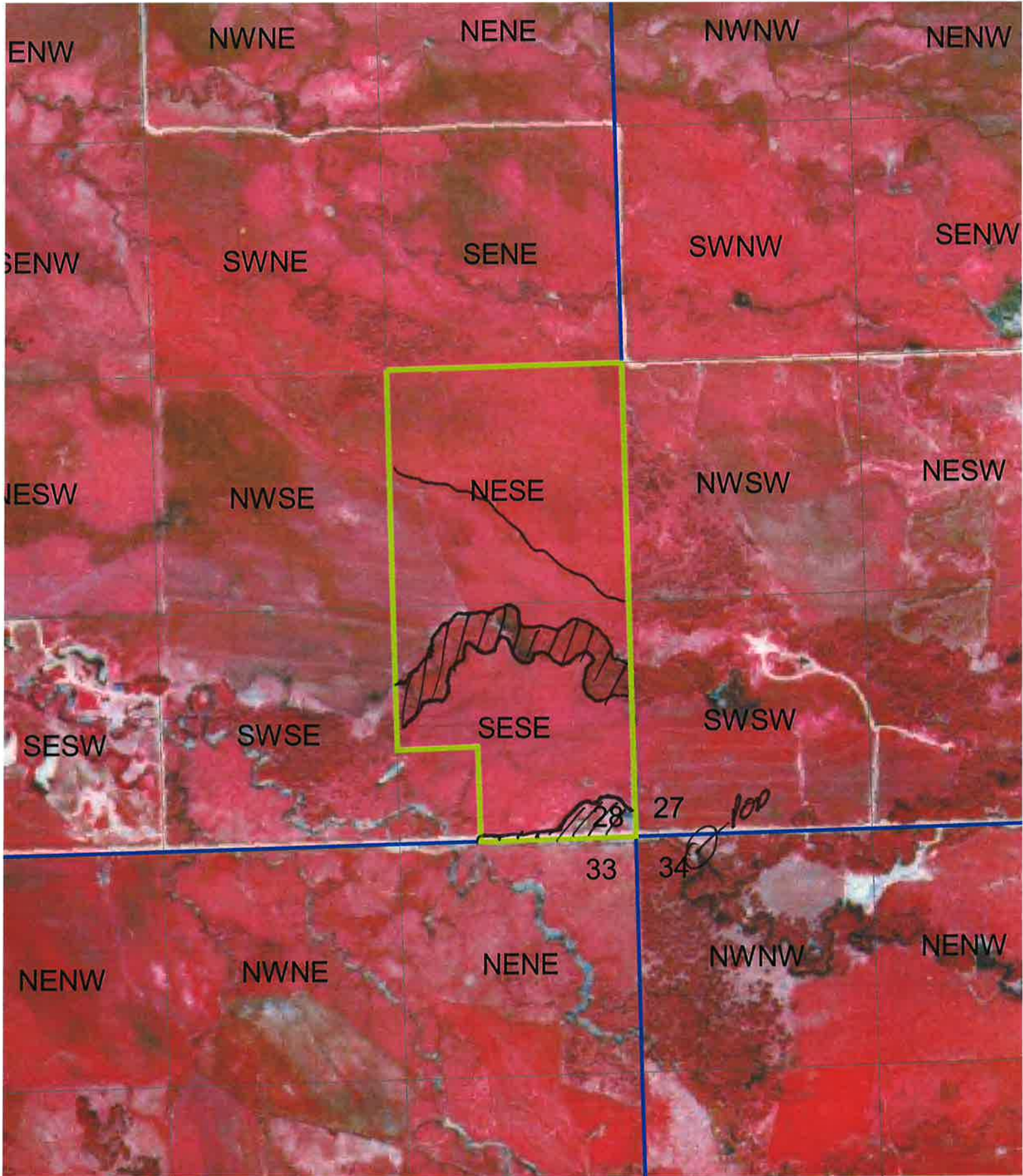
Reviewer: _____

Date: _____

Waddell, Mrs. L. E.; Sept. 1, 1891; Teton Creek.....	200
Grand Teton Canal Co.; May 1, 1892; Teton Creek. (Diverted in Wyoming).....	6,360
Edlefson, Noah C.; June 1, 1892; Leigh Creek.....	120
Walton, George; June 1, 1892; Paradise Creek.....	100
Gjellrup, Carl; June 1, 1892; Darby Creek.....	160
Gilbert, Albert; June 1, 1892; Horse Shoe Creek.....	120
Ricks, Josiah; June 1, 1892; North Leigh Creek.....	160
Siddoway Irrigation & Manufacturing Co.; June 1, 1892; Teton River.....	384
From July 1st of each year for the balance of the irrigation season.....	
Todd, John; June 1, 1892; Darby Creek.....	160
Todd, Henry M.; June 1, 1892; Darby Creek.....	200
Davidson, L. S.; July 26, 1892; Darby Creek.....	155
Bel Alice, and Joseph; May 1, 1893; Trail Creek.....	80
Bi Jesse E.; May 1, 1893; Moody Creek.....	320
To be reduced to 160 inches after June 20th in each year.....	160
Jones, Benjamin; June 1, 1893; Trail Creek.....	140
Thomas, Henry E.; June 1, 1893; no stream proved....	60
Wood, Samuel L.; June 1, 1893; Mahogany Creek.....	160
Young, Eva H., widow of Eugene H. Young (deceased); June 1, 1893; Warm Creek.....	100
Gale, Joseph; June 1, 1893; South Leigh and Swamp Creek.....	40
Gordon, S. A.; June 1, 1893; South Leigh Creek.....	160
Eddington, George; June 1, 1893; Teton Creek.....	160
Stephens, N. H.; May 1, 1894; Trail Creek.....	130
Sinclair, D. R.; June 1, 1894; Trail Creek.....	160
Sinclair, D. R., Adminr. Estate of Fred Sinclair (deceased); June 1, 1894; Warm Creek.....	15
Ricks, Alfred; June 1, 1894; Moody Creek.....	200
To be reduced to 100 inches after June 20th of each year.....	100
Ricks, John; June 1, 1894; Trail Creek.....	51
Ricks, Alfred; June 1, 1894; Teton River.....	10
Hatch, Hyrum; June 1, 1894; Trail Creek.....	160
Moffat, John P.; June 1, 1894; Swamps.....	40
Joseph; June 1, 1894; South Leigh and Swamp Creek.....	80
Christensen, Niels C.; June 1, 1894; Fox Creek.....	160
Blattner, Rudolph; June 1, 1894; Darby Creek.....	160
Ellis, A. J.; June 1, 1894; Darby Creek.....	160
Eynon, L. L.; June 15, 1894; Spring Creek, a tributary of Pine Creek.....	40
Kirsley, Richard; June 30, 1894; Trail Creek.....	160
Frye, John; July 1, 1894; Trail Creek.....	20
Durney, P. S.; May 15, 1895; Little Warm Creek.....	60
Adams, E. G.; June 1, 1895; no stream proved.....	150
Ashmead, Charles; June 1, 1895; Teton Creek.....	100
Bush, Sarah M.; June 1, 1895; Teton Creek.....	150
Caldwell, Moroni; June 1, 1895; Pack Saddle Creek.....	160
Hermann, C. M.; June 1, 1895; Teton Creek.....	80
Moffat, Mary A.; June 1, 1895; Leigh Creek.....	80
Moffat, Andrew; June 1, 1895; South Leigh Creek and Swamps.....	20
Ingram, Thomas H.; June 1, 1895; Darby Creek.....	160
Lauritzen, John; June 1, 1895; Spring Creek.....	80
Kimball, Archie R.; June 1, 1895; Trail Creek.....	160

129 Kay, James; June 1, 1895; Trail Creek.....	140
129 Parker, B. F.; June 1, 1895; Fox Creek.....	15
129 Nordval, C.; June 1, 1895; Darby Creek.....	50
131 Spencer, Charles; June 15, 1895; Trail Creek.....	160
131 Costello, C. A.; June 15, 1895; Pine Creek.....	40
131 Costello, C. A.; June 15, 1895; Spring Creek.....	120
132 Tonks, George M.; July 15, 1895; Trail Creek.....	160
138 Beard, James T.; Apr. 1, 1896; Teton River.....	200
138 Huskinson, William J.; Apr. 1, 1896; Teton River.....	20
138 Smith, Albert; Apr. 1, 1896; Trail Creek.....	120
138 Smith, Albert; Apr. 1, 1896; Little Warm Creek.....	40
140 Blair, J. J.; May 1, 1896; Spring Creek.....	120
142 Stahn, Emil A.; May 15, 1896; Spring Creek.....	130
142 Moulton, Charles; May 15, 1896; Fox Creek.....	100
142 Moulton, George F.; May 15, 1896; Fox Creek.....	100
143 Edwards, Andrew; June 1, 1896; Trail Creek.....	40
143 Blair, Ed. F.; June 1, 1896; Trail Creek.....	160
143 Avery, Talitha C.; June 1, 1896; Trail Creek.....	160
143 Allen, Charles A.; June 1, 1896; Trail Creek.....	160
143 Barnes, Charles W.; June 1, 1896; Trail Creek.....	160
143 Bush, George W.; June 1, 1896; Fox Creek.....	100
143 Bush, George W.; June 1, 1896; Fox Creek.....	40
143 Buxton, John; June 1, 1896; Mahogany Creek.....	160
143 Buxton, Lucy, Adminx. Estate of Joseph Buxton (deceased); June 1, 1896; Spring Creek.....	100
143 Crandall, Ira.; June 1, 1896; Darby Creek.....	100
143 Hamblin, Kate; June 1, 1896; Trail Creek.....	115
143 Hamblin, Joseph R.; June 1, 1896; Trail Creek.....	80
143 Griggith, Henry; June 1, 1896; Trail Creek.....	160
143 Hendrickson, Alvira E.; June 1, 1896; South Leigh Creek.....	80
143 Hansen, Andrew C.; June 1, 1896; Teton Creek.....	80
143 Hanks, Harriet A.; June 1, 1896; North Leigh Creek.....	10
143 Robertson, A. L.; June 1, 1896; Springs on place.....	50
143 Moffat, John P.; June 1, 1896; Swamps.....	80
143 Lauritzen, John; June 1, 1896; Pine Creek.....	160
143 Ricks, Effie E.; June 1, 1896; Trail Creek.....	160
143 Rice, A. L.; June 1, 1896; Patterson Creek.....	160
143 Rice, A. L.; June 1, 1896; Patterson Creek.....	160
143 Peterson, A. L.; June 1, 1896; Darby Creek.....	160
143 Peterson, Chris; June 1, 1896; Trail Creek.....	160
143 Humbull, Olive A.; June 1, 1896; Trail Creek.....	150
143 Stone, Henry J.; June 1, 1896; Fox Creek.....	160
143 Sherman, William D.; June 1, 1896; Trail Creek.....	160
143 Walton, Dania; June 1, 1896; Darby Creek.....	120
143 Victor Town Site; June 1, 1896; Trail Creek.....	320
143 Vail, J. R.; June 1, 1896; Fox Creek.....	160
143 Taylor, Jackson C.; June 1, 1896; South Leigh Creek.....	90
143 Letham, John; June 1, 1896; North Leigh Creek.....	155
143 Murphy, Thomas E.; June 1, 1896; Darby Creek.....	160
143 Larson, Peter; June 1, 1896; Darby Creek.....	160
143 Larsen, K. M.; June 1, 1896; Darby Creek.....	40
143 Larsen, A. C.; June 1, 1896; Darby Creek.....	20
143 Kimball, R. C., and A. L.; June 1, 1896; Fox Creek.....	80
143 Johnson, W. R.; June 1, 1896; Trail Creek.....	96
143 Penfold, Farley; June 1, 1896; Fox Creek.....	20
143 Paseor, F.; June 1, 1896; Darby Creek.....	160
144 Pascoe, W. R.; June 15, 1896; Darby Creek.....	160
145 Larson, Andrew; July 1, 1896; Lauritzen Spring.....	40
145 Frye, John; July 1, 1896; Trail Creek.....	140
147 Eames, John S.; July 15, 1896; Teton River.....	20

22-13153





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 19, 2000

JAMES DOUGLAS
427 W 325 N
TETONIA ID 83452

RE: CHANGE IN OWNERSHIP FOR 22-360A, 22-361A

Dear Mr. Douglas:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

22-360A:

22-13151, 0.67 cfs, 72 acres, Douglas

22-13152, 0.43 cfs, 46 acres, Avallone/Parekh

22-361A:

22-13153, 0.49 cfs, 72 acres, Douglas

22-13154, 0.31 cfs, 46 acres, Avallone/Parekh

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Crabtree

Technical Records Specialist

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 22-13153
Date Received: 12/19/00
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JAMES DOUGLAS Phone:

427 W 325 N
TETONIA ID USA 83452

2. Date of Priority: 06/01/1896

3. Source: FOX CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
04N	45E	34	NW NW	TETON

5. Description of diverting works:

DITCHES TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	12/01	0.49	

7. Total Quantity Appropriated is:
0.49 C.F.S.

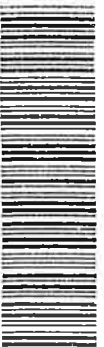
8. Total consumptive use:

9. Non-irrigation uses:

22 - 13153

12 / 19 / 2000

A2213153



10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	45E	28	NE	SE	IRRIGATION	40
			SE	SE	IRRIGATION	32
					Section Acres	72
					Total Acres	72

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:

14. Remarks:

15. Basis of Claim: Decreed

22-13151/22-13153

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NESE

SESE

