

11/30/2006

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

RIGHT NUMBER: 22-13199

NAME AND ADDRESS: RAYMOND S KEYES  
PO BOX 37  
TETONIA ID 83452

JEANETTE KEYES  
PO BOX 37  
TETONIA ID 83452

SOURCE: BADGER CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.180 CFS

PRIORITY DATE: 06/01/1898

POINT OF DIVERSION:

T06N R45E S8 NWSENE Within TETON County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.180 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R44E S01 Lot 2 NWNE 9.00

9 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 9 acres in a single irrigation season. Combined Right Nos.: 22-13197 and 22-13199.

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

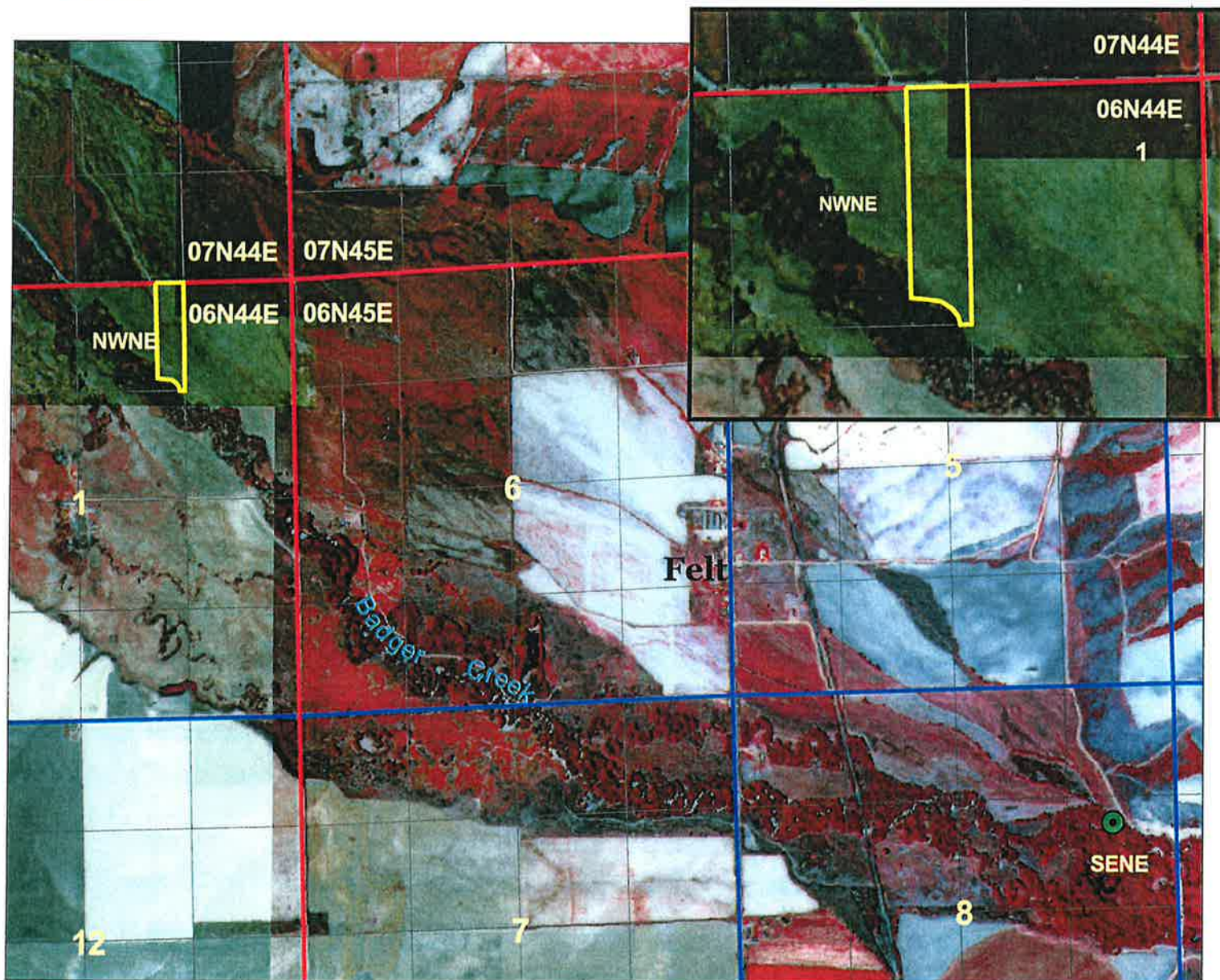
This right is a split from former right 22-13195, which is a split of 22-286A.  
Water is delivered through Ricks Canal.

# Department of Water Resources

## Eastern Region

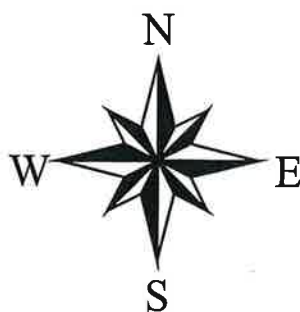


Claim No.: 22-13197 and 22-13199



0 1000 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

SCANNED

SEP 17 2007



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

EASTERN REGION

August 1, 2007

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

RAY KEYES  
KEYES FAMILY TRUST  
4982 DICK ST  
SAN DIEGO CA 92115

RE: Notice of Change of Water Right Ownership (NCO) for 22-13197 & 22-13199 and Notice of Completed Administrative Proceeding (NCAP)

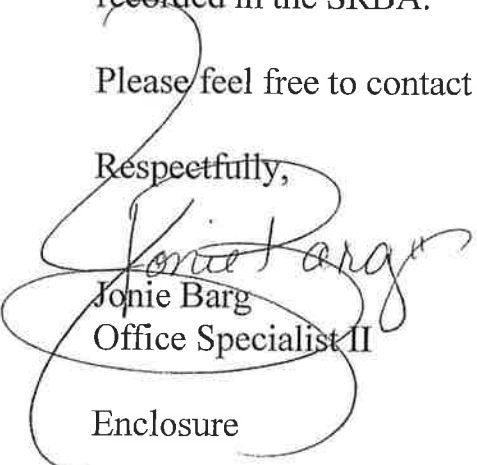
Dear Sir/Madam:

On July 26, 2007 the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

  
Jonie Barg  
Office Specialist II

Enclosure

SCANNED  
SCANNED  
SEP 13 2007  
SEP 13 2007

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

)

Water Rights: 22-13197 & 22-13199

Case No. 39576

)

)

NOTICE OF COMPLETED  
ADMINISTRATIVE  
PROCEEDING

IDWR has completed the following Administrative proceeding:

☐ Address change

☒ Substitution of Party KEYES-KEYES TRUST

☐ I.C. § 42-222 transfer

☐ point of diversion ☐ place of use

☐ period of use ☐ nature of use

☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 30 Aug 2007

Ernest Carlson

Signature of IDWR Representative

### CERTIFICATE OF MAILING

I certify that on Sept. 10, 2007, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
PO Box 2707  
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:  
Raymond & Jeanette Keyes  
PO Box 37  
Tetonia ID 83452

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:  
Keyes Family Trust  
4982 Dick St  
San Diego CA 92115

4. One copy to:

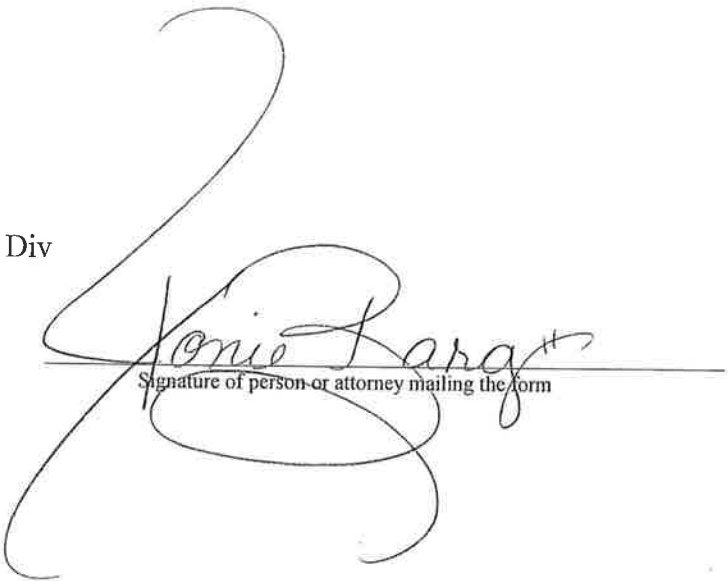
Each party in the subcase, or attorney of record

5. One copy each to:

Chief Natural Resources Division  
Office of the Attorney General  
PO Box 44449  
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice  
Environment & Natural Resource Div  
550 West Fort Street MSC 033  
Boise ID 83724

  
Signature of person or attorney mailing the form

08/01/2007

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13197

NAME AND ADDRESS: KEYES FAMILY TRUST  
4982 DICK ST  
SAN DIEGO CA 92115

SOURCE: BADGER CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.180 CFS

PRIORITY DATE: 01/22/1916

POINT OF  
DIVERSION: T06N R45E S8 NWSENE 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 in TETON County

T06N R44E S01 Lot 2 NWNE 9.00

9 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 9 acres in a single irrigation season. Combined Right Nos.: 22-13197 and 22-13199.

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

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

This right is a split from former right 22-13193, which is a split from 22-52D.

Water is delivered through Ricks Canal.

SCANNED

SEP 13 2007

08/01/2007

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13199

NAME AND ADDRESS: KEYES FAMILY TRUST  
4982 DICK ST  
SAN DIEGO CA 92115

SOURCE: BADGER CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.180 CFS

PRIORITY DATE: 06/01/1898

POINT OF

DIVERSION: T06N R45E S8 NWSENE Within TETON County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.180 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R44E S01 Lot 2 NWNE 9.00

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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

This right is a split from former right 22-13195, which is a split of 22-286A.

Water is delivered through Ricks Canal.

SCANNED  
SEP 13 2007

RECEIVED

JUL 26 2007

RECEIVED

FEB 05 2007

STATE OF IDAHO Department of Water Resources  
 DEPARTMENT OF WATER RESOURCES Eastern Region  
 NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources  
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

| Water Right No(s) | Adjudication Claim No(s) | Split(s) | Water Right No(s) | Adjudication Claim No(s) | Split(s) |
|-------------------|--------------------------|----------|-------------------|--------------------------|----------|
| 22-13197          |                          |          |                   |                          |          |
| 22-13199          |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |

OK to change  
JC  
7/26/07

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):  
**PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).

OR

- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Raymond & Jeanette Keyes

4. New Owner/Claimant(s)

Keyes Family Trust

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

4982 DICK ST.

City, State and ZIP Code

SAN DIEGO, CA. 92115

New Telephone Number

619 255-4664

SCANNED

SEP 13 2007

5. Date you acquired the property \_\_\_\_\_

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right will not be split, skip this area and proceed to line 7) |                                                                            |                                                              |
|----------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Use                                                                                                            | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| <b>Water Right and/or Adjudication Claim Number</b> _____                                                            |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b> _____                                                            |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b> _____                                                            |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |

*For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.*

7. Signature(s) of New Owner(s) or Claimant(s)

*Randy S. King* *Trustee*  
*Janette A. Key* *Trustee*  
 \_\_\_\_\_ (title if applicable)  
 \_\_\_\_\_ (title if applicable)

**IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.**

**For IDWR Office Use Only:**

Received by \_\_\_\_\_ Date \_\_\_\_\_  
 Received by \_\_\_\_\_ Date \_\_\_\_\_  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_

Receipt Amt. \_\_\_\_\_  
 Receipt No. \_\_\_\_\_  
 WR \_\_\_\_\_ Date \_\_\_\_\_

RECEIVED

AUG 17 2000

TETON CO., ID.  
CLERK RECORDER

138986

FILED

AT THE REQUEST OF

*Raymond Keyes*  
AT 30 MINUTES PAST 11 A.M.  
DATE *Aug 17, 2000*  
BY *Nolan S. Boyle*  
CLERK OF DISTRICT

138986  
QUITCLAIM DEED

ORDER NO.:

FOR VALUE RECEIVED, RAYMOND S. KEYES AND JEANETTE KEYES,  
HUSBAND AND WIFE

Do(es) hereby convey, release, remise and forever quit claim unto

RAYMOND S. KEYES, III AND JEANETTE M. KEYES, as Trustees of the  
Keyes Family Trust, initially created on the 27<sup>th</sup> day of July, 1989.

whose current address is: 4588 Conrad drive, La Mesa, CA 92041

the following described premises:

The E1/2E1/2 of Government Lot 2, Section 1, Township 6 North, range 44 east Boise  
Meridian, Teton County, Idaho

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns  
forever.

Note 1: Conveyance to A Trust: This conveyance is to a trust (The Keyes Family Trust,  
RAYMOND S. KEYES, III AND JEANETTE M. KEYES Trustees and Trustees) which  
is not pursuant to a sale and is exempt pursuant to Revenue and Taxation Code Section  
11911.

Note 2: Quitclaimers RAYMOND S. KEYES AND JEANETTE M. KEYES are the  
same persons as Trustees. This conveyance is to a revocable trust and does not constitute  
a change in ownership and is not subject to reassessment pursuant to Revenue and  
taxation Code Section 62 (d) (2)

August 17, 2000  
Date

*Raymond S. Keyes*  
Raymond S. Keyes

*Jeanette Keyes*  
Jeanette Keyes

State of Idaho  
County of Teton

On this 17<sup>th</sup> day of August, 2000, before me, a Notary Public in and for said state, personally

appeared *Raymond S. Keyes* & *Jeanette Keyes*  
known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they  
executed same  
IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above  
written

CARLA C. JONES  
NOTARY PUBLIC  
STATE OF IDAHO

*Carla C. Jones*  
Notary Public for the State of Idaho  
Residing at *Driggs*  
Commission Expires *11/19/05*

138986

SCANNED

EP 13 2007

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 22-13197 V1

WATER RIGHT NUMBER: 22-13197 V1

| <u>Owner Type</u>      | <u>Name and Address</u>                                                    |
|------------------------|----------------------------------------------------------------------------|
| Current Owner          | KEYES FAMILY TRUST<br>4982 DICK ST<br>SAN DIEGO, CA 92115<br>(619)955-8668 |
| Original Owner         | JAMES W BUSH<br>PO BOX 180<br>TETONIA, ID 83452<br>(208)456-2864           |
| Directors Report Owner | RAYMOND S KEYES<br>PO BOX 37<br>TETONIA, ID 83452<br>(208)456-2281         |
| Directors Report Owner | JEANETTE KEYES<br>PO BOX 37<br>TETONIA, ID 83452<br>(208)456-2281          |

Priority Date: 01/22/1916

Basis: Decreed

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| BADGER CREEK  | TETON RIVER      |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 04/15 to 10/31          | 0.180 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.180 CFS             |                      |

Location of Point(s) of Diversion

|              |                 |         |          |               |
|--------------|-----------------|---------|----------|---------------|
| BADGER CREEK | NW1/4SE1/4NE1/4 | Sec. 8, | Twp 06N, | Rge 45E, B.M. |
| TETON 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 |        |
| 06N | 44E | 1   |    | 9.0 |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 9.0    |
|     |     |     |    | L 2 |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Total Acres: 9

Conditions of Approval:

SCANNED  
SEP 13 2007

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 22-13197 V1

1. 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.
2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. P21 This right is a split from former right 22-13193, which is a split from 22-52D.
4. F01 Water is delivered through Ricks Canal.
5. B09 This right is subject to regulation by the watermaster of Water District No 01.
6. E56 The rights listed below are limited to the irrigation of a combined total of 9 acres in a single irrigation season. Combined Right Nos.: 22-13197 and 22-13199.

Remarks:Comments: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> |
|-------------|---------------|--------------|
| 0.18        |               | 9            |

Combined Water Rights: 22-13197 , 22-13199

Water Supply Bank:

SCANNED

SEP 13 2007



22-13197  
22-13199

State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

EASTERN REGION

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

June 15, 2007

RAYMOND & JEANETTE KEYES  
4982 DICK ST  
SAN DIEGO CA 92115

Dear Mr. and Mrs. Keyes:

I am returning the enclosed "Notice of Change in Water Right Ownership" for additional information. Please provide Trust Schedules I and II describing the property to be conveyed to the trust.

Please return the enclosed documents and the schedules to my attention and I will process your request as soon as possible.

Sincerely,

Jennifer Crabtree  
Technical Records Specialist

Enclosure

SCANNED  
JUN 26 2007

Claim no. \_\_\_\_\_

### Claimant Contact Log

**Date**

### Remarks

**Agent initials**

2-9-06

Original right 22-286 was decreed to Robert Hamilton on Lots 1, 2, 3 and  $5\frac{1}{2}$  NE  $\frac{1}{4}$  of Sec. 1 w/ 3.2 d/s. Because Reburg decree was based on an inch to the acre, assuming this right was appurtenant to 160 ac. Making recommendation based on 1"/ac. for all claims.

SCANNED

SEP 17 2007

SEP 17 2007

SCANNED

8/10/04  
MSE

Handing for Sharon Co Canal  
T6N R45E Sec. 8 NESENE  
GPS Tag # A0013824



# Water Right and SRBA Split History Analysis

22-286

22-286  
POD Badger Creek  
POL 06N 44E  
Sec 1 NE NE, NWNE,  
SWNE, SENE,  
NENE  
32 cfs 160 acres

recommend 1"/ac. for  
all rights.

As claimed

22-286A  
POD Badger Creek  
POL 06N 44E  
Sec 1 NENE, NWNE,  
SWNE, SENE  
2.4 cfs  
82 acres

22-286B  
POD Badger Creek  
POL 06N 44E  
Sec 1 NENE, SENE  
.8 cfs 40 acres

22-13194 see page 2 for split  
POD Badger Creek  
POL 06N 44E  
Sec 1 NENE,  
NWNE  
SENE  
.94 cfs 32 acres

22-13195 see page 3 for split  
POD Badger Creek  
POL 06N 44E  
Sec 1 NWNE, NESW  
1.46 cfs 50 acres

22-286C see page 4 for split  
POD Badger Creek  
POL 06N 44E  
Sec 1 NESE  
.4 cfs 20 acres

22-286D  
POD Badger Creek  
POL 06N 44E  
Sec 1 NENE  
.4 cfs 20 acres

Reviewer:  
mydoc/fieldexamforms/splithistory

Date:

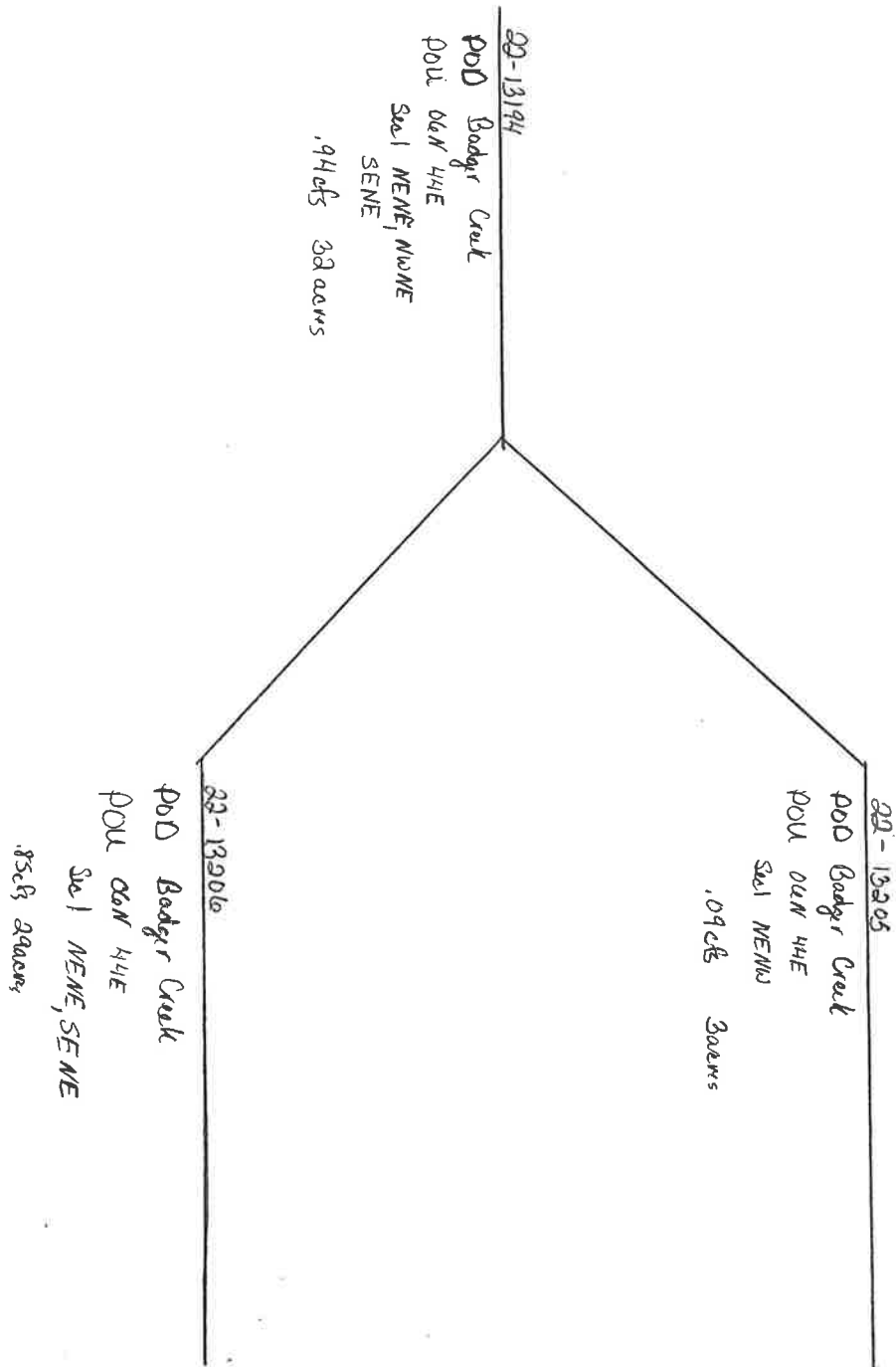
SCANNED

SEP 17 2007

Page 1

# Water Right and SRBA Split History Analysis

Split for 22-13194



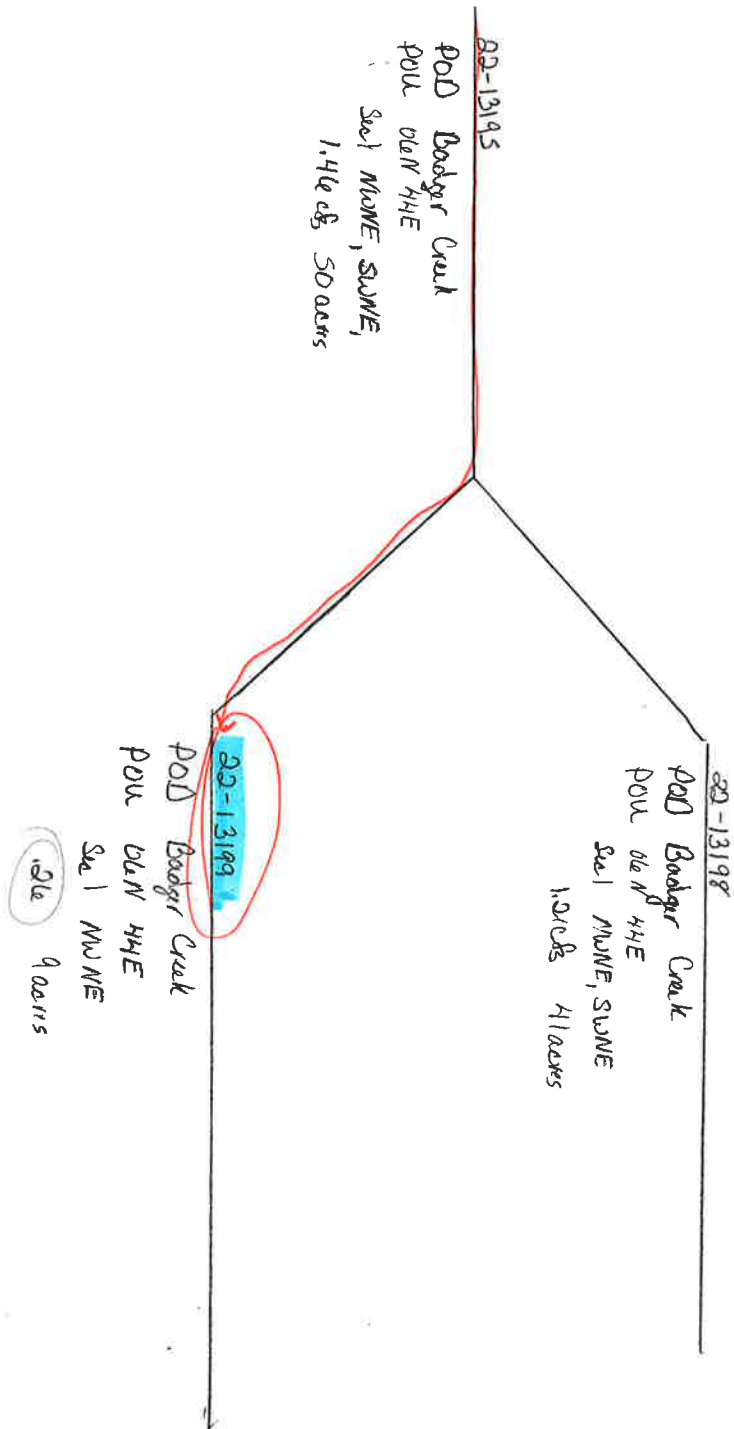
Reviewer: \_\_\_\_\_  
mydoc/fieldexamforms/splithistory

Date: \_\_\_\_\_

SCANNED  
SEP 17 2007

# Water Right and SRBA Split History Analysis

22-13195



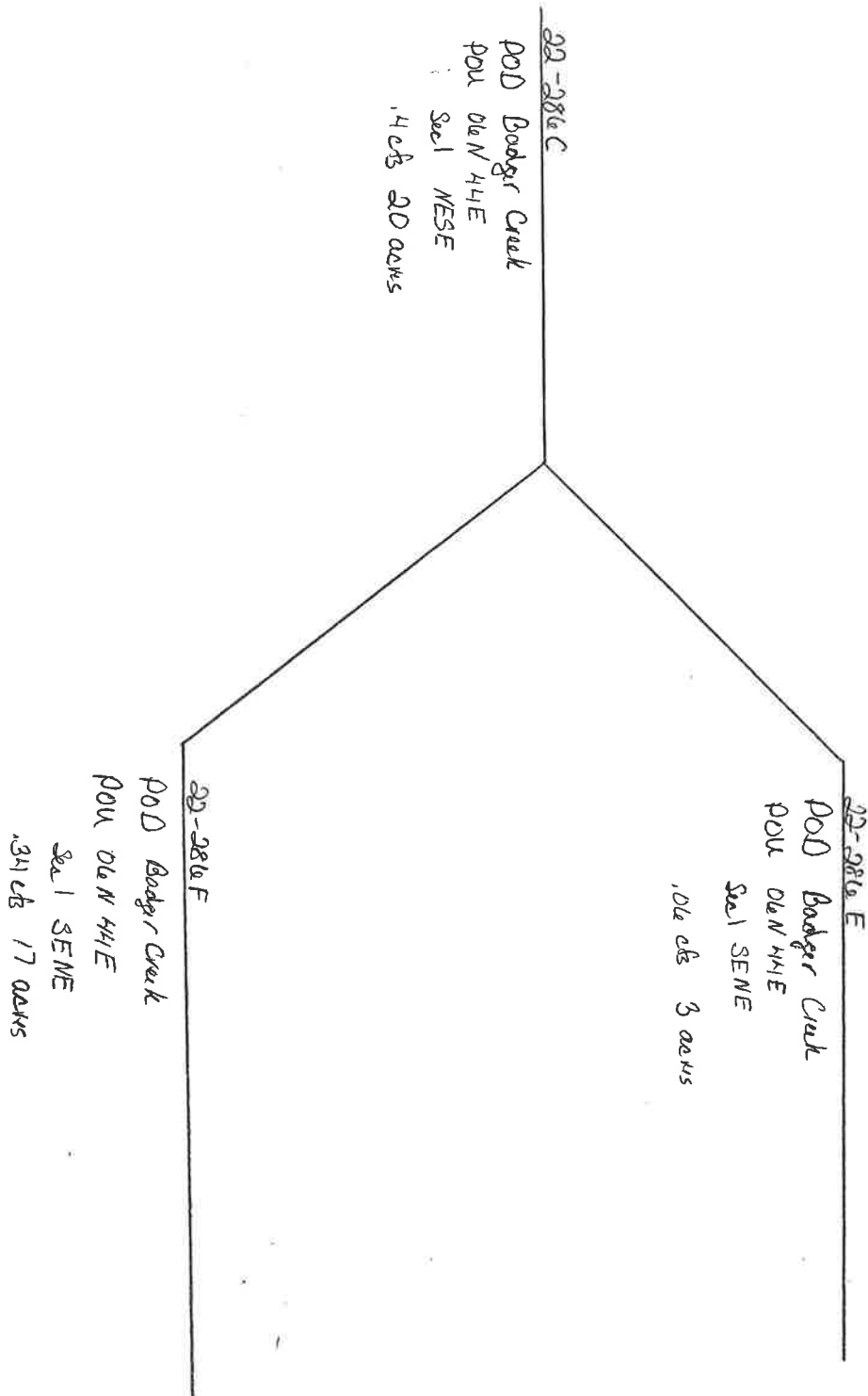
Reviewer: \_\_\_\_\_  
mydoc/fieldexamforms/splithistory

Date: \_\_\_\_\_

SCANNED  
SEP 17 2007

# Water Right and SRBA Split History Analysis

Split 22-286 C



Reviewer: \_\_\_\_\_  
mydoc/fieldexamforms/splithistory

Date: \_\_\_\_\_

SCANNED  
SEP 17 2007



State of Idaho

## DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: [www.idwr.state.id.us](http://www.idwr.state.id.us)

EASTERN REGION

December 12, 2006

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

KEYES FAMILY TRUST  
C/O RAYMOND & JEANETTE  
4982 DICK ST  
SAN DIEGO CA 92115

RE: CHANGE OF WATER RIGHT OWNERSHIP 22-13197, 22-13199

Dear Mr. & Mrs. Keyes:

In order for our department to change the above rights to "Keyes Family Trust" we need a completed "Notice of Change of Water Right Ownership" form along with a document that shows this property now is in the name of a trust.

Respectfully,

Jennifer Crabtree  
Technical Records Specialist

Enclosure

SCANNED

SEP 17 2007

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

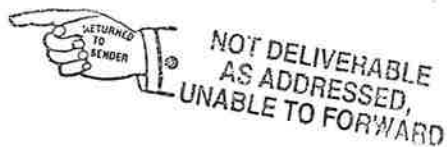
Eastern Regional Office  
900 N. Skyline Dr., Suite A  
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED

Keyes Family trust  
c/o Keyes Raymond S +  
Jeanette  
4982 Dick St  
San Diego CA 92115  
CoFO?           

change owner?

JEANETTE KEYES  
RAYMOND S KEYES  
PO BOX 37  
TETONIA ID 83452



ANK

Department of Water Resources  
Eastern Region

DEC 01 2006

RECEIVED

SCANNED

SEP 17 2007

22-13197  
22-13199

=7357#04 17



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

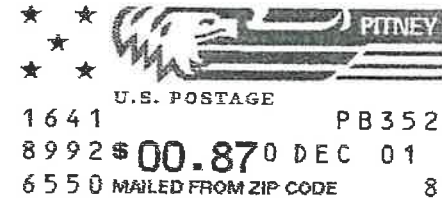
ADDRESS SERVICE  
REQUESTED



NOT DELIVERABLE  
AS ADDRESSED,  
UNABLE TO FORWARD

RAYMOND S KEYES  
JEANETTE KEYES  
PO BOX 37  
TETONIA ID 83452

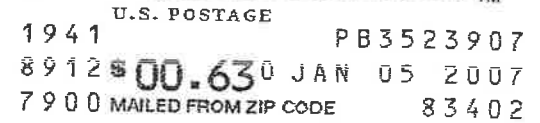
Ank



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SEP 17 2007

22-13/97  
22-13/99

POSTAL SERVICE  
REQUESTED



SEP 17 2007

ANK

RAYMOND S KEYES  
PO BOX 37  
TETONIA ID 83452

22-13197  
D.R.

RECEIVED  
JAN 20

22-13199  
copy complete  
letter & claims

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern District Office  
900 N. Skyline Dr.  
Idaho Falls, ID 83402-1718

Return Service Requested



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SEP 17 2007

RECEIVED

OCT 09 2001

Department of Water Resources  
Eastern Region

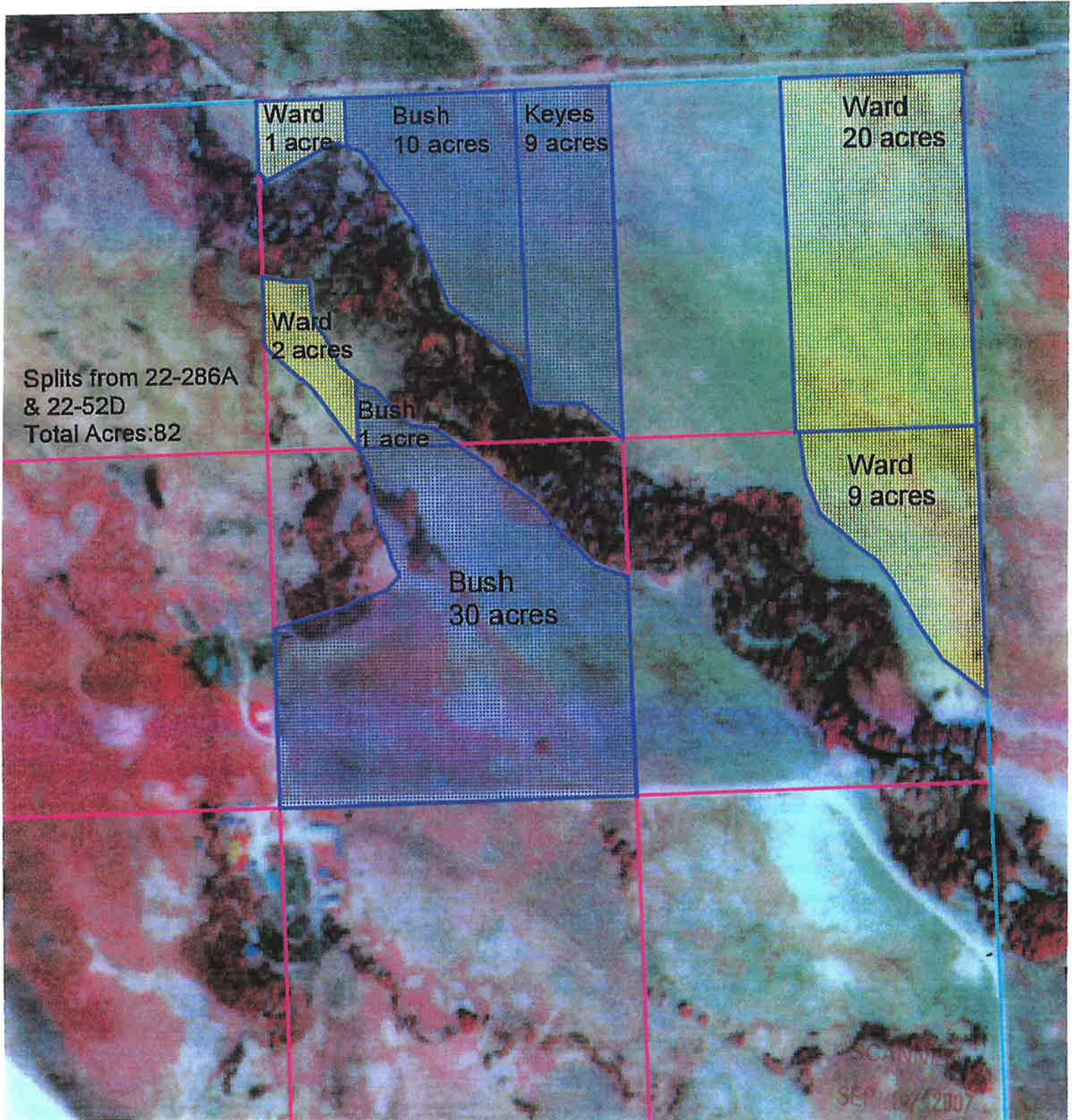
RAYMOND & JEANETTE KEYES  
PO BOX 37  
TETONIA ID 83452

KEYE037 T834522002 1901 04 10/08/01  
KEYES RETURN TO SENDER  
TEMPORARILY AWAY  
RETURN TO SENDER

83452+003

Keyes  
9 acres

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SEP 17 2007



Ward  
1 acre

Bush  
10 acres

Keyes  
9 acres

Ward  
20 acres

Ward  
2 acres

Bush  
1 acre

Bush  
30 acres

Ward  
9 acres

Splits from 22-286A  
& 22-52D  
Total Acres:82

SEP 10 2007



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

October 2, 2001

RAYMOND & JEANETTE KEYES  
PO BOX 37  
TETONIA ID 83452

RE: CHANGE IN OWNERSHIP FOR A22-13193 and A22-13195

Dear Mr. & Mrs. Keyes:

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:

22-13196: 1.20 CFS, 82 AFA, 41 ACRES, BUSH  
22-13197: 0.26 CFS, 18 AFA, 9 ACRES, KEYES

22-13198: 1.20 CFS, 82 AFA, 41 ACRES, BUSH  
22-13199: 0.26 CFS, 18 AFA, 9 ACRES, KEYES

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,

Cheri Vandermeulen  
Records Clerk

Enclosure(s)

SCANNED

SEP 17 2007

OK JC 9/27/01  
**RECEIVED**  
**SEP 13 2001**  
Department of Water Resources  
Eastern Region

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.  
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

| Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| <del>22-10186</del>   |                              |       |                       |                              |       |
|                       | 22-52D                       |       |                       |                              |       |
|                       | 86                           |       |                       |                              |       |
|                       | 22-255A                      |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):  
**PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

**OR**

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) JAMES W. BUSH IDAHO  
P.O. Box 180, TETONIA, 83452
4. New Owner/Claimant(s) Raymond S. Keyes & Jeanette Keyes  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 37, TETONIA, IDAHO, 83452
- City, State and ZIP Code \_\_\_\_\_
- New Telephone Number 208 456-2281
5. Date you acquired the property June 29, 2000

**SCANNED**

**SEP 17 2007**

|     |                                                                                                                     |       |
|-----|---------------------------------------------------------------------------------------------------------------------|-------|
| 147 | Hatch, Mary E.; July 15, 1896; Trail Creek .....                                                                    | 40    |
| 148 | Cherry, Thomas; July 30, 1896; Trail Creek .....                                                                    | 80    |
| 149 | Sinclair, Jesse; Aug. 13, 1896; Trail Creek .....                                                                   | 160   |
| 151 | Lindsay, William; Apr. 1, 1897; South Leigh Creek....                                                               | 160   |
| 153 | Williams, Charles; May 15, 1897; South Leigh Creek....                                                              | 60    |
| 154 | Parker, B. F.; June 1, 1897; Fox Creek .....                                                                        | 120   |
| 154 | Pendleton, Abraham; June 1, 1897; North Leigh Creek                                                                 | 80    |
| 154 | Penfold, Algeroy; June 1, 1897; Fox Creek .....                                                                     | 100   |
| 154 | Penfold, Farley; June 1, 1897; Fox Creek .....                                                                      | 100   |
| 154 | Larsen, A. C.; June 1, 1897; Darby Creek .....                                                                      | 20    |
| 154 | Thompson & Egbert; June 1, 1897; North Leigh Creek                                                                  | 70    |
| 154 | Smith, D. G. S.; June 1, 1897; South Leigh Creek....                                                                | 120   |
| 154 | Vail, W. C.; June 1, 1897; Fox Creek .....                                                                          | 120   |
| 154 | Vail, W. C.; June 1, 1897; Fox Creek .....                                                                          | 100   |
| 154 | Waterman, L. C.; June 1, 1897; South Leigh Creek....                                                                | 120   |
| 154 | Hopkins, D. H.; June 1, 1897; South Leigh Creek....                                                                 | 60    |
| 154 | Wyoming & Darby Bench Canal Co., Ltd.; June 1, 1897;<br>Darby Creek .....                                           | 1,380 |
| 154 | Zimmerman, Zuel; June 1, 1897; South Leigh Creek....                                                                | 30    |
| 154 | Little, George A.; June 1, 1897; North Leigh Creek....                                                              | 120   |
| 154 | Little, George E.; June 1, 1897; South Leigh Creek....                                                              | 80    |
| 154 | Moffat, Andrew; June 1, 1897; South Leigh Creek and<br>Swamps .....                                                 | 140   |
| 154 | Perry, Jeremiah C.; June 1, 1897; North Leigh .....                                                                 | 80    |
| 154 | Rouéche, Jacob; June 1, 1897; North Leigh Creek....                                                                 | 90    |
| 154 | Henrie, John; June 1, 1897; North Leigh Creek .....                                                                 | 150   |
| 154 | Henrie, Joseph O.; June 1, 1897; South Leigh Creek....                                                              | 120   |
| 154 | Hill, Albert; June 1, 1897; Darby Creek .....                                                                       | 75    |
| 154 | Gale, Joseph; June 1, 1897; South Leigh and Swamps                                                                  | 40    |
| 154 | Cluff, Charles; June 1, 1897; Fox Creek .....                                                                       | 10    |
| 154 | Davidson, J. H.; June 1, 1897; South Leigh Creek....                                                                | 80    |
| 154 | Crandall, H. L.; June 1, 1897; Darby Creek .....                                                                    | 20    |
| 154 | Cannon, Harry L.; June 1, 1897; Darby Creek....                                                                     | 100   |
| 154 | Bush, Geo. W.; June 1, 1897; Darby Creek .....                                                                      | 20    |
| 154 | Bowles, William; June 1, 1897; Trail Creek .....                                                                    | 160   |
| 154 | Edwards, Andrew; June 1, 1897; Trail Creek .....                                                                    | 50    |
| 154 | Allen, Isaac T.; June 1, 1897; Cherry Creek; all of the<br>water of Cherry Creek Springs .....                      | 50    |
| 155 | Guyman, Edward; June 10, 1897; South Leigh Creek..                                                                  | 120   |
| 156 | Porter, John; June 15, 1897; Trail Creek .....                                                                      | 75    |
| 156 | Moffat, Mary; June 15, 1897; Leigh Creek .....                                                                      | 80    |
| 156 | McCracken, John; June 15, 1897; South Leigh Creek...                                                                | 160   |
| 156 | McCracken, James; June 15, 1897; South Leigh Creek...                                                               | 156   |
| 156 | Van Leuven, William; June 15, 1897; South Leigh Creek                                                               | 160   |
| 157 | Henrie, James D.; June 20, 1897; Leigh Creek .....                                                                  | 130   |
| 159 | Homer, Willard G.; June 24, 1897; South Leigh Creek.                                                                | 160   |
| 162 | Jones, Joshua; Oct. 28, 1897; Trail Creek .....                                                                     | 100   |
| 163 | Clark & Houghton; Apr. 1, 1898; Teton River .....                                                                   | 200   |
| 163 | Good Luck Canal Co.; Apr. 1, 1898; Teton River .....                                                                | 1,300 |
| 163 | Hill Ditch Co.; Apr. 1, 1898; Teton River .....                                                                     | 600   |
| 163 | Rowe, Reuben H., and Morris McCormick; Apr. 1, 1898;<br>Teton River. (Trough McCormick & Rowe Ditch)                | 430   |
| 163 | Ricks, Wallace; Apr. 1, 1898; North Leigh Creek .....                                                               | 40    |
| 163 | Rexburg Irrigation Co.; Apr. 1, 1898; Teton River .....                                                             | 8,500 |
| 163 | Pioneer Ditch Co.; Apr. 1, 1898; Teton River .....                                                                  | 900   |
| 163 | Pincock Byington Ditch Co.; Apr. 1, 1898; Teton River                                                               | 700   |
| 163 | Windmill, Richard, and Richard Withers and Oscar B.<br>Young; Apr. 1, 1898; Teton River. (Eckersell<br>Canal) ..... | 434   |
| 163 | Wilford Irrigation & Manufacturing Co.; Apr. 1, 1898;                                                               |       |

|     |                                                                                                                                 |       |
|-----|---------------------------------------------------------------------------------------------------------------------------------|-------|
| 163 | Teton River .....                                                                                                               | 6,000 |
| 163 | Stewart, Samuel (deceased), Estate of, by Mary H.<br>Birch, Adminx., and Mary H. Birch; Apr. 1, 1898;<br>Teton River .....      | 500   |
| 163 | Walters, William; Apr. 1, 1898; Teton River. (Stewart<br>& Walters Ditch.) (Joint appropriation with Mons<br>H. Anderson) ..... | 332   |
| 163 | Siddoway Irrigation and Manufacturing Co.; Apr. 1,<br>1898; Teton River .....                                                   | 766   |
| 163 | Teton Island Canal Co.; Apr. 1, 1898; Teton River....                                                                           | 7,982 |
| 163 | Bird, Martin L., F. W. Garner and George A. Pincock;<br>Apr. 1, 1898; Pincock-Garner Ditch .....                                | 800   |
| 163 | Eames, John S.; Apr. 1, 1898; Teton River .....                                                                                 | 50    |
| 163 | Nelson, David; Apr. 1, 1898; Teton River. (Through<br>Nelson-Jacobs Ditch.) .....                                               | 434   |
| 163 | Mortensen, Christian; Apr. 1, 1898; Teton River.<br>(Through the Nelson-Jacobs Ditch.) .....                                    | 218   |
| 163 | Woodmansee-Johnson Ditch; Apr. 1, 1898; Teton River                                                                             | 1,380 |
| 163 | City of Rexburg; Apr. 1, 1898; Teton River. (For<br>power and municipal purposes.) .....                                        | 1,650 |
| 163 | Huskinson, William J.; Apr. 1, 1898; Teton River....                                                                            | 50    |
| 164 | Nelson, Fritz E.; Apr. 15, 1898; Spring Creek .....                                                                             | 120   |
| 165 | Lamoreaux, Francis A., and Ann.; May 1, 1898; South<br>Leigh Creek .....                                                        | 25    |
| 166 | Hendrickson, Frank; May 1, 1898; Badger Creek .....                                                                             | 160   |
| 167 | Clark, H. J.; May 15, 1898; Teton River .....                                                                                   | 160   |
| 168 | Wait, F. A.; May 25, 1898; Leigh Creek .....                                                                                    | 160   |
| 169 | Edwards, Andrew; June 1, 1898; Trail Creek .....                                                                                | 40    |
| 169 | Edwards, Andrew; June 1, 1898; Trail Creek .....                                                                                | 40    |
| 169 | Felt, Clara V.; June 1, 1898; Badger Creek .....                                                                                | 50    |
| 169 | Bruce, Daniel C.; June 1, 1898; Teton Creek .....                                                                               | 160   |
| 169 | Black, Joseph A.; June 1, 1898; South Leigh Creek .....                                                                         | 150   |
| 169 | Allen, Amos; June 1, 1898; Fox Creek .....                                                                                      | 50    |
| 160 | Cherry, Thomas; June 1, 1898; Trail Creek .....                                                                                 | 80    |
| 169 | Crandall, H. L.; June 1, 1898; Darby Creek .....                                                                                | 60    |
| 169 | Crandall, Ira.; June 1, 1898; Darby Creek .....                                                                                 | 20    |
| 169 | Davidson, J. H.; June 1, 1898; South Leigh Creek .....                                                                          | 80    |
| 169 | Cluff, Charles; June 1, 1898; Fox Creek .....                                                                                   | 150   |
| 169 | Hamilton, Robert; June 1, 1898; Badger Creek .....                                                                              | 160   |
| 169 | Guyman, Edward; June 1, 1898; South Leigh Creek .....                                                                           | 40    |
| 169 | Fullmer, H. D.; June 1, 1898; North Leigh Creek....                                                                             | 160   |
| 169 | Fullmer, Almond L.; June 1, 1898; North Leigh Creek...                                                                          | 120   |
| 160 | Hendrickson, Alvira E.; June 1, 1898; South Leigh<br>Creek .....                                                                | 80    |
| 169 | Hendrickson, Alfred; June 1, 1898; Badger Creek .....                                                                           | 40    |
| 169 | Hearst, H. T.; June 1, 1898; Leigh Creek .....                                                                                  | 160   |
| 169 | Hanson, Alfred; June 1, 1898; North Leigh Creek .....                                                                           | 40    |
| 169 | Poulson, J. C.; June 1, 1898; North Leigh Creek .....                                                                           | 130   |
| 169 | Rammell, George; June 1, 1898; Badger Creek .....                                                                               | 20    |
| 169 | Merrill, Sam J.; June 1, 1898; Leigh Creek .....                                                                                | 160   |
| 169 | Ramell, C. H.; June 1, 1898; Badger Creek .....                                                                                 | 30    |
| 169 | Little, George E.; June 1, 1898; North Leigh Creek....                                                                          | 80    |
| 169 | Hopkins, Ezekiel; June 1, 1898; North Leigh Creek .....                                                                         | 80    |
| 169 | Zimmerman, Zuel; June 1, 1898; South Leigh Creek....                                                                            | 120   |
| 169 | Hopkins, D. H.; June 1, 1898; South Leigh Creek .....                                                                           | 80    |
| 169 | Hoozier, John L.; June 1, 1898; Spring Creek .....                                                                              | 120   |
| 169 | Homer, Benjamin P.; June 1, 1898; Mahogany Creek...                                                                             | 15    |
| 169 | Holden, E. H.; June 1, 1898; Darby Creek .....                                                                                  | 160   |
| 169 | Hochstrasser, R. H.; June 1, 1898; Spring Creek .....                                                                           | 40    |
| 169 | Hochstrasser, N. W.; June 1, 1898; Spring Creek .....                                                                           | 50    |

22-286

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 22-13199  
Date Received: 10/2/2001  
Receipt No:  
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

RAYMOND S KEYES Phone: (208) 456-2281

PO BOX 37  
TETONIA ID USA 83452

JEANETTE KEYES Phone: (208) 456-2281

PO BOX 37  
TETONIA ID USA 83452

2. Date of Priority: 06/01/1898

3. Source: BADGER CREEK , BADGER CREEK Trib. to: TETON RIVER , TETON RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 Lot | County | Type |
|----------|-------|---------|--------|--------|---------|--------|------|
| 07N      | 44E   | 36      | SE     | SE     | SW      | TETON  |      |
| 06N      | 44E   | 1       | NE     | NE     | NW      | TETON  |      |

5. Description of diverting works:

2 HEADGATES/DITCHES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/15 | 10/15 | 0.26   | 18         |

7. Total Quantity Appropriated is:  
0.26 C.F.S. and/or 18 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:



10. Place of use:

| Township      | Range | Section | 1/4 of 1/4 | Lot | Use        | Acres |
|---------------|-------|---------|------------|-----|------------|-------|
| 06N           | 44E   | 1       | NW         | NE  | IRRIGATION | 9     |
| Section Acres |       |         |            |     |            | 9     |
| Total Acres   |       |         |            |     |            | 9     |

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:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 22-13195.

15. Basis of Claim: Decreed

SCANNED  
SEP 17 2007