

06/27/2006

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

RIGHT NUMBER: 22-13370

NAME AND ADDRESS: MARILYN KAUFFMAN BUTTARS
44 S 2ND E #4
REXBURG ID 83440

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 0.990 CFS

PRIORITY DATE: 06/01/1892

POINT OF DIVERSION:

T06N R46E S30 SENE 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	0.990 CFS

PLACE OF USE: IRRIGATION Within TETON County

T06N R45E S34	NWNE	38.00	T06N R45E S34	NENW	6.90
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44.9 ACRES TOTAL

44.9 The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 22-13368,
22-13370.

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

This right is a split from former right 22-240.

Water is delivered through Ricks Canal.



State of Idaho

Department of Water Resources

Eastern Region



APPROVED
MAY 09 2005

Water Right(s):

22-13368

22-13370

PROVIDED

Point(s) of Diversion:

T06N R46E

Sec. 30 SWSENE

Place of Use (parts of):

T06N R45E

Sec. 34 NWNE, NENW

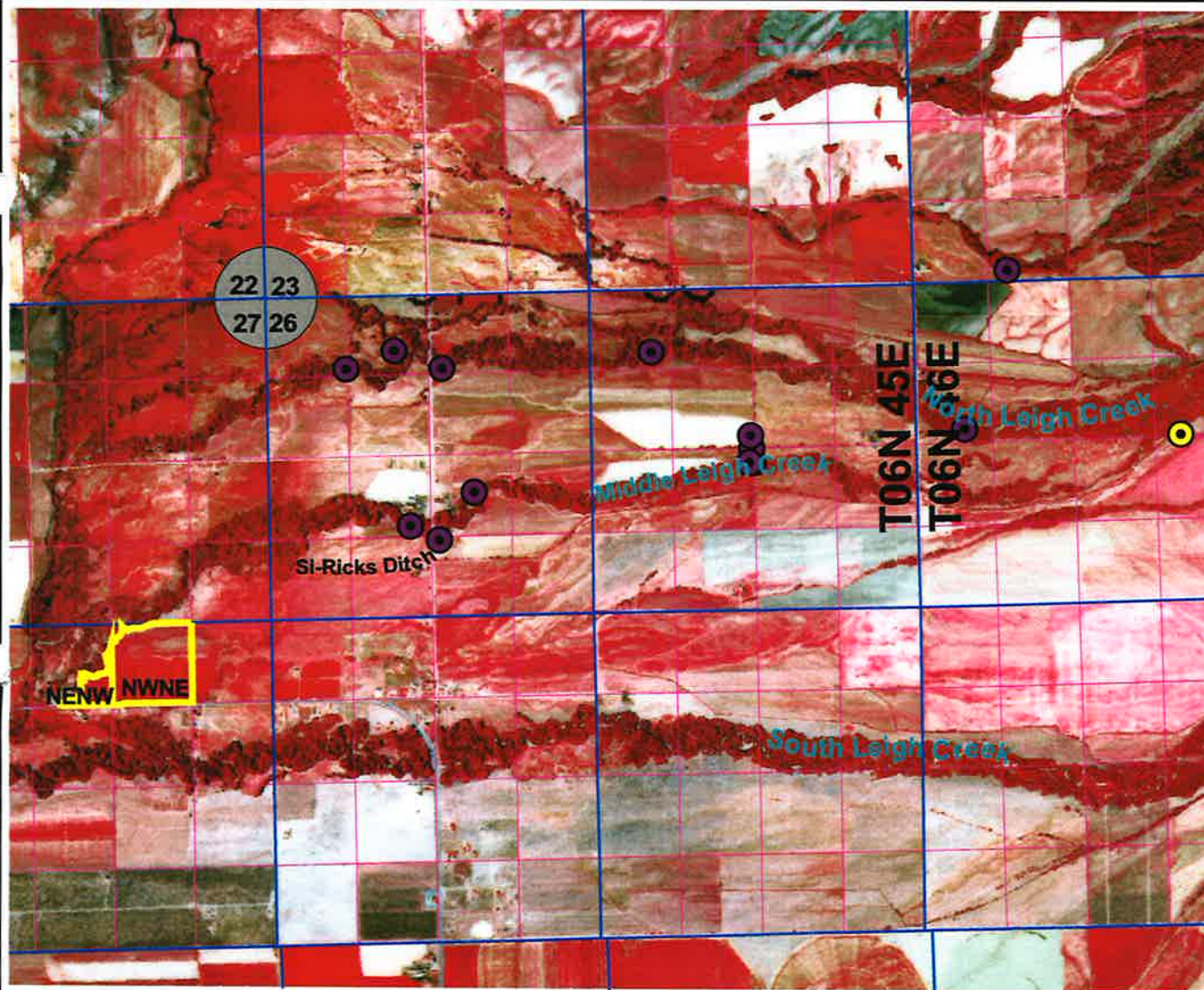
Delivered through Si-Ricks Canal.

LEGEND

- ⊙ Point of Diversion
- Place of Use
- Section
- Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: S. Porter
Date: April 2005



2000 0 2000 4000 6000 8000 10000 12000 Feet

04/18/2005

**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: 22-13370
KAUFFMAN
MARILYN KAUFFMAN BUTTARS
44 S 2ND E #4
REXBURG ID 83440
Telephone Number: (208) 359-1868

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: 6-27-05 SIGNATURE: Marilyn Kaufman Butters
Please print your name: MARILYN KAUFFMAN BUTTARS

IDWR Regional Office,

PROFILE

SCANNED
JUL 08 2005

*Kau
7/8*

Water Right and SRBA Split History Analysis

22-240

22-240

POD: N. Leigh Creek

POU: TOWN R4SE Sec 27 SESE
Sec 34 NENE, NNNE, MENW,
116 acres 2.4 cfs

22-13370

owner: M. Bu Hars

POD: N. Leigh Creek

POU: TOWN R4SE Sec 34
NNNE, MENW
48 acres 0.99 cfs

22-13371

owner: W. Christensen

POD: N. Leigh Creek

POU: TOWN R4SE Sec 27 SESE
Sec 34 NENE
68 acres 1.41 cfs

SCANNED

MAY 09 2005

PROFILED

Reviewer: _____
mydoc/fieldexamforms/splithistory

Date: _____

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 22-13370
Date Received: 4/15/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

MARILYN KAUFFMAN BUTTARS Phone: (208) 359-1868

44 S 2ND E #4
REXBURG ID USA 83440

2. Date of Priority: 06/01/1892

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	46E	30	SW SE NE	TETON	

5. Description of diverting works:

DITCH TO P/U 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	0.99	

7. Total Quantity Appropriated is:

0.99 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
06N	45E	34	NW NE	IRRIGATION	37
			NE NW	IRRIGATION	11

PROFILED

SCANNED

MAY 09 2005

Section Acres 48

Total Acres 48

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 original right 22-240.

15. Basis of Claim: Decreed

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

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

PROFILED

SCANNED
MAY 09 2005