

07/25/2006

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

RIGHT NUMBER: 22-13544

NAME AND ADDRESS: WARM CREEK ENTERPRISES INC
956 S 200 W
VICTOR ID 83455

SOURCE: WARM CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.120 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1889

POINT OF DIVERSION:

T03N R45E S16 NENESE Within TETON County

T03N R45E S16 SENESE 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	0.120 CFS
STOCKWATER	04/15 10/31	0.020 CFS

PLACE OF USE: IRRIGATION Within TETON County

T03N R45E S16	NENESE	20.00	T03N R45E S16	NWSE	3.10
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STOCKWATER same as IRRIGATION

23.1 ACRES TOTAL

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

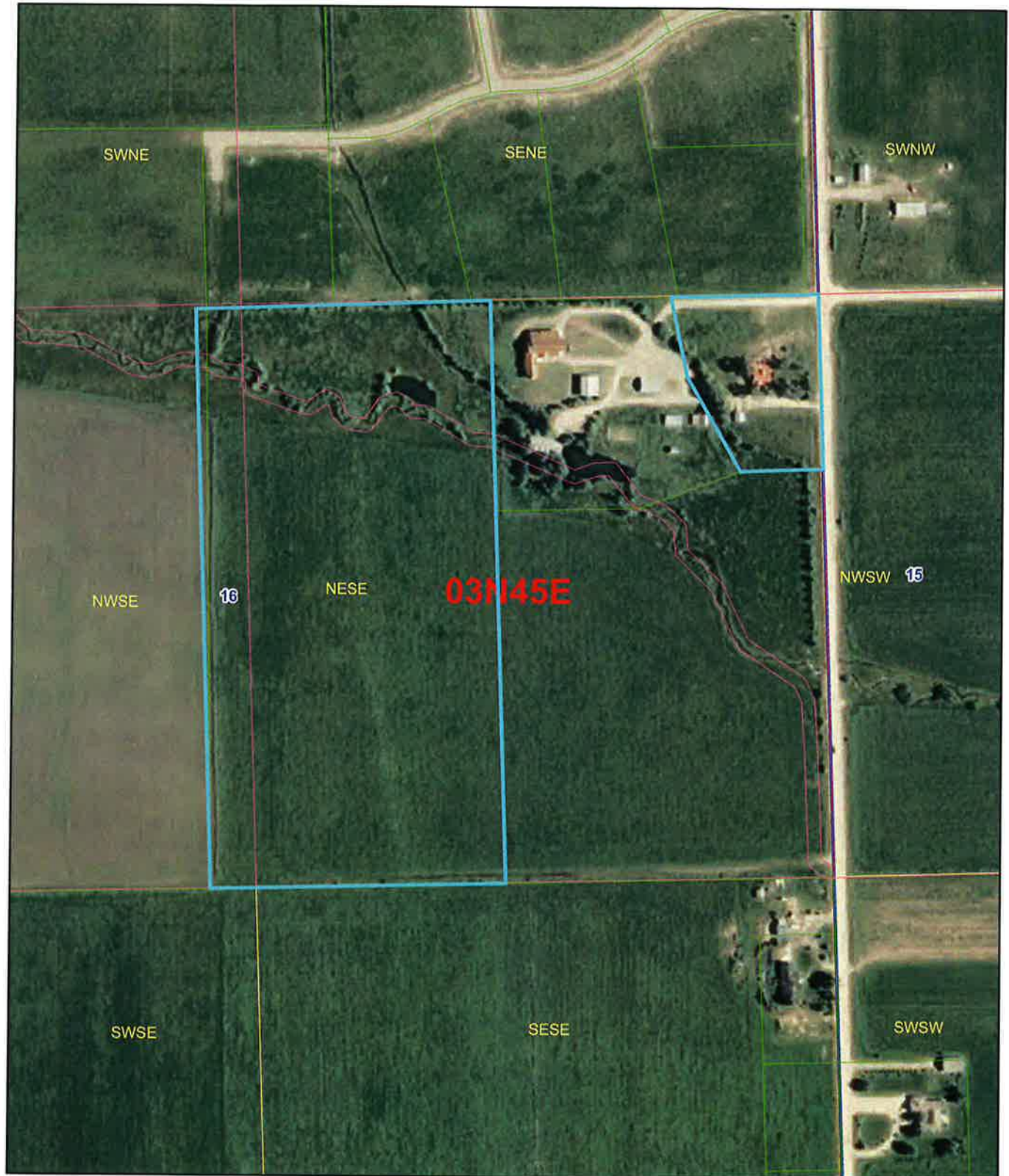
The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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 was renumbered from former right 22-175.

22-13544



old shape

0 87.5 175 350 525 700 Feet



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

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

January 18, 2007

JAMES BUDGE JR
PO BOX 530
VICTOR ID 83455-0530

RE: CHANGE OF ADDRESS FOR 22-13120, 22-13544

Dear Mr. Budge:

Please fill out the enclosed change of address form and mail back to me. We need signed permission to update your address in our database.

Sincerely,

Jennifer Crabtree
Technical Records Specialist

Enclosure

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

U.S.P.S. Form 3547

fee due 75 ¢

U.S. POSTAL SERVICE
FORM 3547

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

U.S.P.S. Form 3547

fee due 75 ¢

U.S. POSTAL SERVICE
FORM 3547

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

ADDITIONAL SERVICE
REQUESTED

RUDG956 834552002 1906 03 01/08/07
BUDGE, JAY, JAMES
PO BOX 550
VICTOR ID 83455-0530

Intelligent Mail Barcode

WARM CREEK ENTERPRISES INC
956 S 200 W
VICTOR ID 83465

Budgase

1321 U.S. POSTAGE P 8352390
8982 \$00.630 JAN 05 2007
8149 MAILED FROM ZIP CODE 8340



RECEIVED
JAN 16 2007
Department of Water Resources
Eastern Region

22-13120
22-13544



Idaho Department of Water Resources

SRBA Recommendation:

22-13544

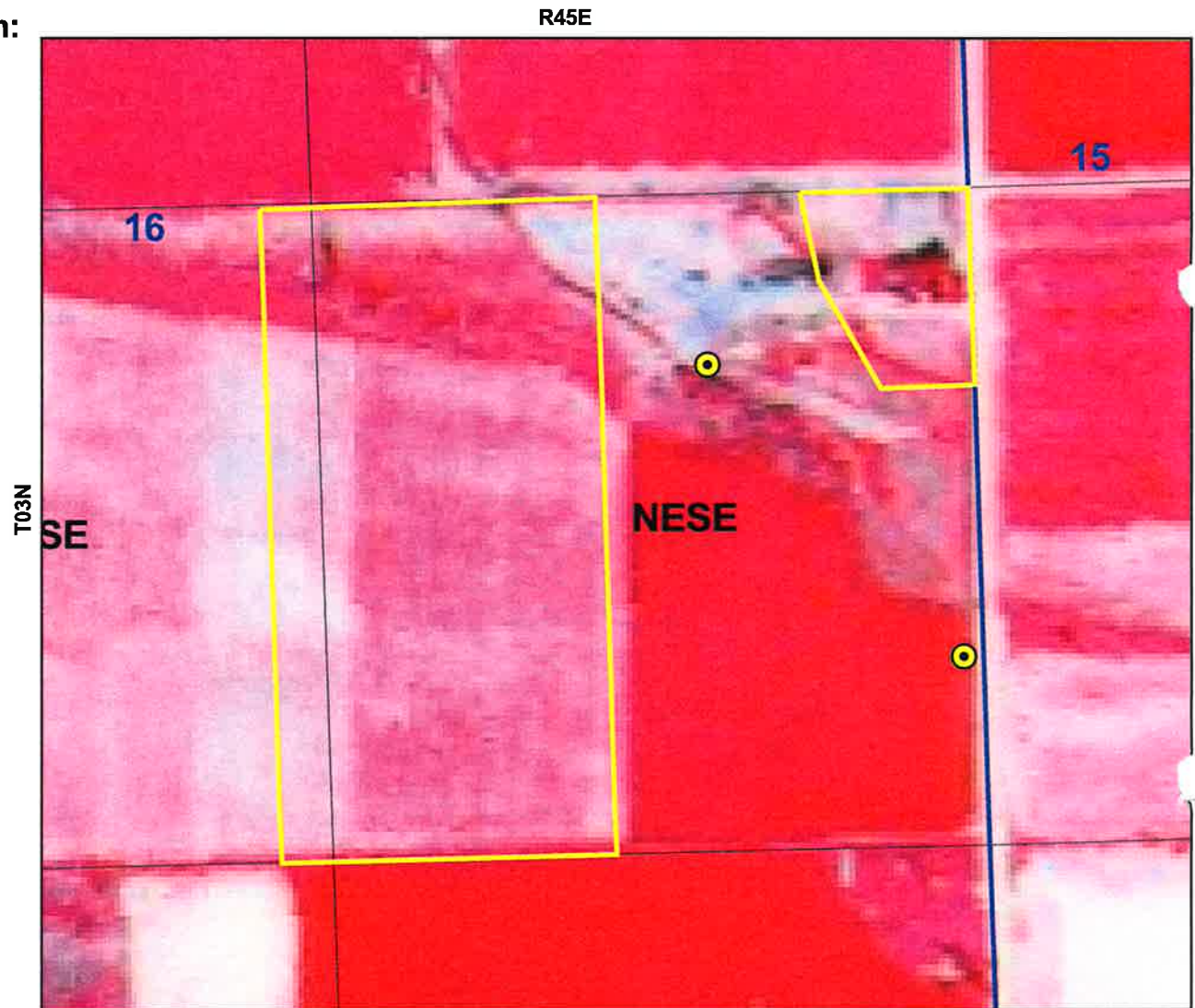
(Irrigation)

Legend

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



Teton County
IDWR Basin 22



0 0.1 0.2 Miles



Prepared by T. Galbraith
On Tuesday, July 25, 2006
1987/88 Aerial Photography

Galbraith, Trent

From: Galbraith, Trent
Sent: Friday, July 21, 2006 2:52 PM
To: Carlsen, Ernie
Subject: 22-175

Ernie 22-175 already has a version 1 created for it but I need to renumber it because they are only claiming a portion of 175 that means that there will be a recommendation for this claim that needs to be erased. The other portion of 22-175 is unclaimed. However Trail creek claims 22-175 under a 10K number should I give the remainder of 22-175 to trail creek even though they don't have any evidence they own it. 22-175 was decreed to John Blanchard. He also had nother claim 22-176 which was included in transfer 1608. I don't see why 176 would get transfered and not 175. I don't think trail creek has a legitimate claim. What do you think?

Trent

7-25-06

Talked to Michael. He said
recomend warm creek then perportionate
share. But can't recomend remainder to
Trail creek because they were not
delivered this right only 176 which
was included in TX 1608.

JK

4/22/06
80

It appears that the acreage claimed is fairly accurate, but there have been changes in the ownership of the ground in this claim.
Salem Lodge and Warm Creek Ent. occupies approx. 15 acres in N.E. of Section 16.
The rest of the land is owned by Tamarac Lodge, Larry Coffe or Larry Blanchard.

Tamarac
PO Box 1497
Jackson, WY 83001
Larry Blanchard
355 Skyline Dr
Poca, ID 83204

5-3-06

In Jany's 1976 Blue Book Trail creek
was not delivered 22-175 it was still being
delivered to J.R. Blanchard who it was decreed to.
Warm Creek Enterprises claims the decreed
POV. ~~which they are not entitled to~~
~~which they are not entitled to~~

TL

Warm Creek irrigates 245 acres.
- decreed at .005 cfs/acre
- $.005 \cdot 45 = .23 \text{ cfs}$

As of 5-3-06 Dec Obrien has 22-175

Trail creek may be entitled to a portion
of 22-175 but it doesn't look like it is
entitled to the full amt.

7-21-06

Not Recommending any of 175 to Trail creek

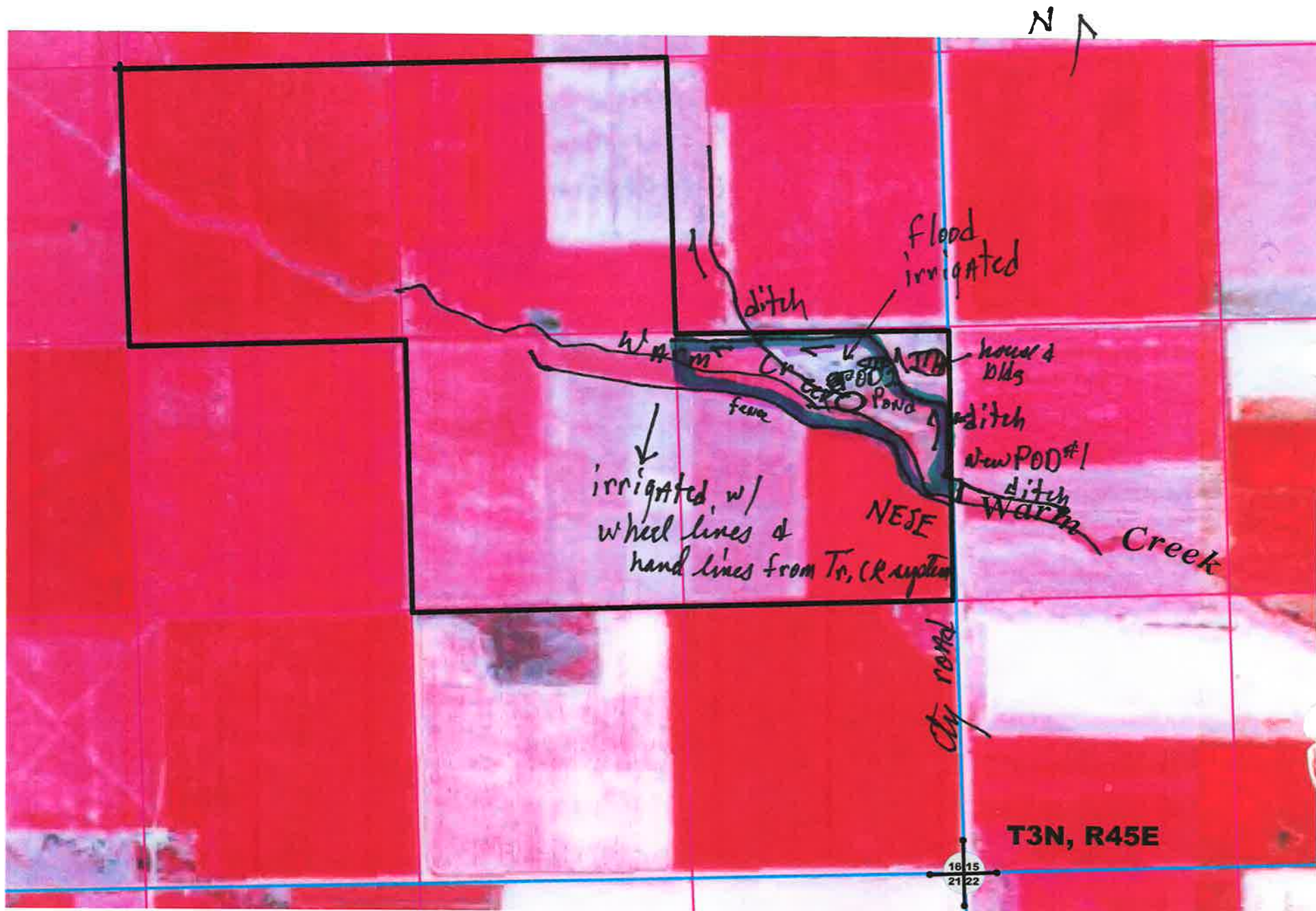
TL

5-3-06

- Neither Lynn Keersley nor Trail Creek Irrigation could provide proof of ownership for 22-602. I am relying on the evidence I have.
- In Tony's 1976 "Blue Book" 22-602 was delivered to Lynn Keersley in full. Trail Creek was delivered 22-603 both of which were decreed to Mary Keersley. In talking to Trail Creek Pres. John Winger, he said Mary deeded water over to Trail Creek but did not mention both rights. John also does not have any documentation to back up this transfer.
- I am recommending 22-602 in full to Lynn Keersley.
- The portion of 22-602 that is claimed under 22-602A needs to be disallowed and recommended as 22-602
- Trail Creek may be entitled to a portion of 22-175

7-21-06

- Transfer 1608 transferred 22-176 of John Blanchards but not 22-175 no evidence that trail creek owns it. Recommending it to Warm Creek as ~~22-175~~ a 10K #



Water Right(s): 22-00175

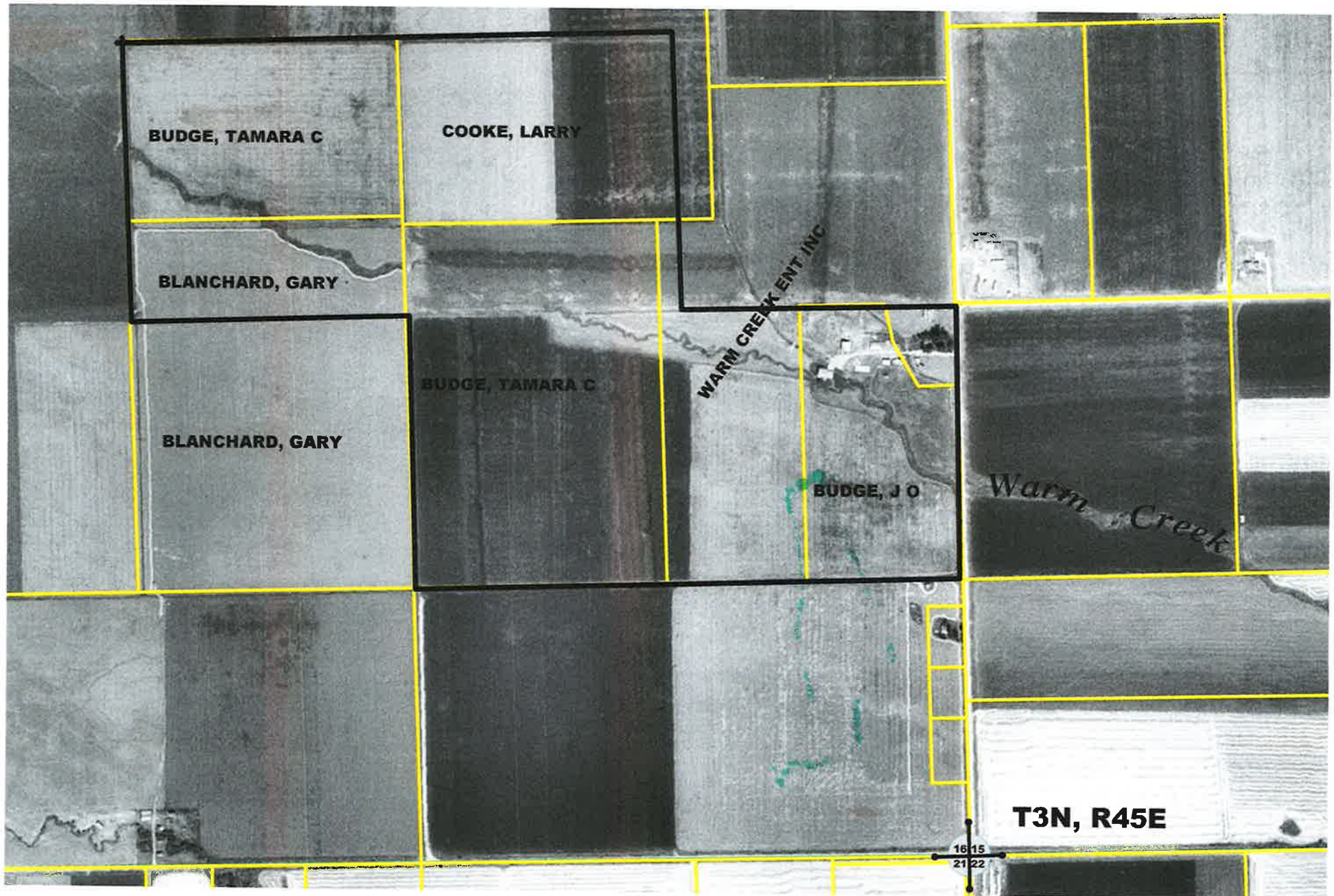
NOTES:

EXAM MAP

Basin 22 Project

Examiner: PO

Date: 4/22/06



Water Right(s): 22-00175

NOTES:

EXAM MAP
Basin 22 Project

Examiner: _____

Date: _____

~~21 0028~~

Blanchard, Alma

120 inches. June 1, 1890. Fall River.

~~21 0029~~

Blanchard, Alma

120 inches. June 1, 1892. Fall River.

~~22 0175~~

Blanchard, John

40 inches. June 1, 1889. Warm Creek.

~~22 0176~~

Blanchard, John

120 inches. Apr. 1, 1890. Trial Creek. *Tram #160*~~22 0177~~

Blattner, Rudolph

160 inches. June 1, 1894. Darby Creek.

~~21 0030~~

Bond, Harry A.

320 inches. Sept. 15, 1898. Willow Creek.

~~21 0031~~

Bond, Mary A.

320 inches. Aug. 23, 1899. Cottonwood Creek.

Bonner, Arthur

(See Charles H.
Woodmansee)~~21- 0148~~Boom Creek Canal
Company

5,000 inches. Sept. 15, 1901. Boom Creek.

~~22 0178~~

Borrowsman, John

60 inches. June 1, 1887. Wood Creek and
Springs.~~22 0179~~

Borrowsman, John

80 inches. June 1, 1899. Wood Creek and Springs

~~22 0180~~

Bowles, H. C.

140 inches. June 1, 1889. Spring Creek.

~~22 0181~~

Bowles, Sarah

100 inches. June 1, 1891. Spring Creek.

~~22 0182~~

Bowles, William

160 inches. June 1, 1897. Trial Creek.

~~23- 0076~~

Breeding, Thomas C.

90 inches. June 2, 1902. Rainey Creek.

~~22 0183~~

Breckenridge, David

260 inches. June 1, 1887. North Lough Creek.
Also Swamp Creek
for late right.~~1 028~~Brennan, D. J., and
Evan Williams320 inches. Feb. 21, 1890. Snake River. (Smith
& Maxwell ditch.)

Briggs, B. J.

The Farmers' Friend
Canal Company.

Brodhead, Jabus

Watson Slough Irri-
gation Company.Brown, Albert W.
and EdwardThe Farmers' Friend
Canal Company, and
Enterprise Canal
Company.

Brown, Edwin H.

~~/177/177/177/177/177/177/177/177/177/177/~~Enterprise Canal
Company.

Brown, F. L.

Enterprise Canal
Company.~~21 0032~~

Brown, Hyrum

120 inches. June 1, 1888. Fall River.

~~21 0033~~

Brown, J. J.

240 inches. June 1, 1891. Fall River.

~~22 0184~~

Bruce, Daniel C.

160 inches. June 1, 1898. Teton Creek.

Blackfoot Irrigation Company, (Continued.)

Whitten, Alpheus
(continued,)

Wicks, Charles J.

S., R. 36 E. B. M., containing 1480 acres.
 $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 28, N $\frac{1}{2}$ of NW $\frac{1}{4}$ of
 Sec. 33, T. 2 S. R., 36 E., B. M., contain-
 ing 160 acres.

Winkleman, F. El

S $\frac{1}{2}$ of SW $\frac{1}{4}$, NE $\frac{1}{4}$ of SW $\frac{1}{4}$, SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec.
 22, T. 2 S., R 36 E., B. M., N $\frac{1}{2}$ of NW $\frac{1}{4}$
 of Sec. 27, T. 2 S., R. 36 E., B. M.,
 containing 240 acres.

Younie, Alexander

S $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 4, E $\frac{1}{2}$ of SW $\frac{1}{4}$ and
 N $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 4 T. 3 S., R. 35 E.,
 B. M., containing 240 acres.

Zeigler, Lydia

W $\frac{1}{2}$ of SE $\frac{1}{4}$ and Lot 6 of Sec. 7, T. 2 S., R.
 36 E., B. M., containing 116 acres.

Blair Ed F.

E $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 12, and E $\frac{1}{2}$ of NW $\frac{1}{4}$ of
 Sec. 13, T. 3 N. R., 45 E. B. M.

Blair, J. J.

E $\frac{1}{2}$ of NW $\frac{1}{4}$ and Lots 1 and 2 of Sec. 30, T.
 6 N. R., 45 E., B. M., containing 120 acres.

Blamires, Robert

S $\frac{1}{2}$ of Sec. 8, N $\frac{1}{2}$ of Sec. 17, T. 6 R. R.,
 45 E., B. M., (owned jointly with W. S. and
 C. Burton and Thomas H. Phillips,)

Blanchard, Alma

NW $\frac{1}{4}$ of SW $\frac{1}{4}$ and E $\frac{1}{2}$ of NW $\frac{1}{4}$ of Sec. 24
 SW $\frac{1}{4}$ of Sec. 13, T. 8 N., R. 41 E., B. M.
 containing 160 acres.

Blanchard, John

N $\frac{1}{2}$ of SE $\frac{1}{4}$, NE $\frac{1}{4}$ of SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of
 NW $\frac{1}{4}$ of Sec. 16, T. 3 N. R., 45 E., B. M.

Blattner, Rudolph

SE $\frac{1}{4}$ of Sec. 1, T. 4 N. R. 45 E. B. M.,
 containing 160 acres.

Blom, Jacob

E $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 16, T. 2 N. R. 38 E.
 B. M., containing 80 acres.

Bond, Harry A.

N $\frac{1}{2}$ of Sec. 9, T. 13 N. R., 41 E. B. M.,
 containing 320 acres, and Sec. 18, T. 13 N., R. 41 E., B. M.,

Claim no. _____

Claimant Contact Log

Date

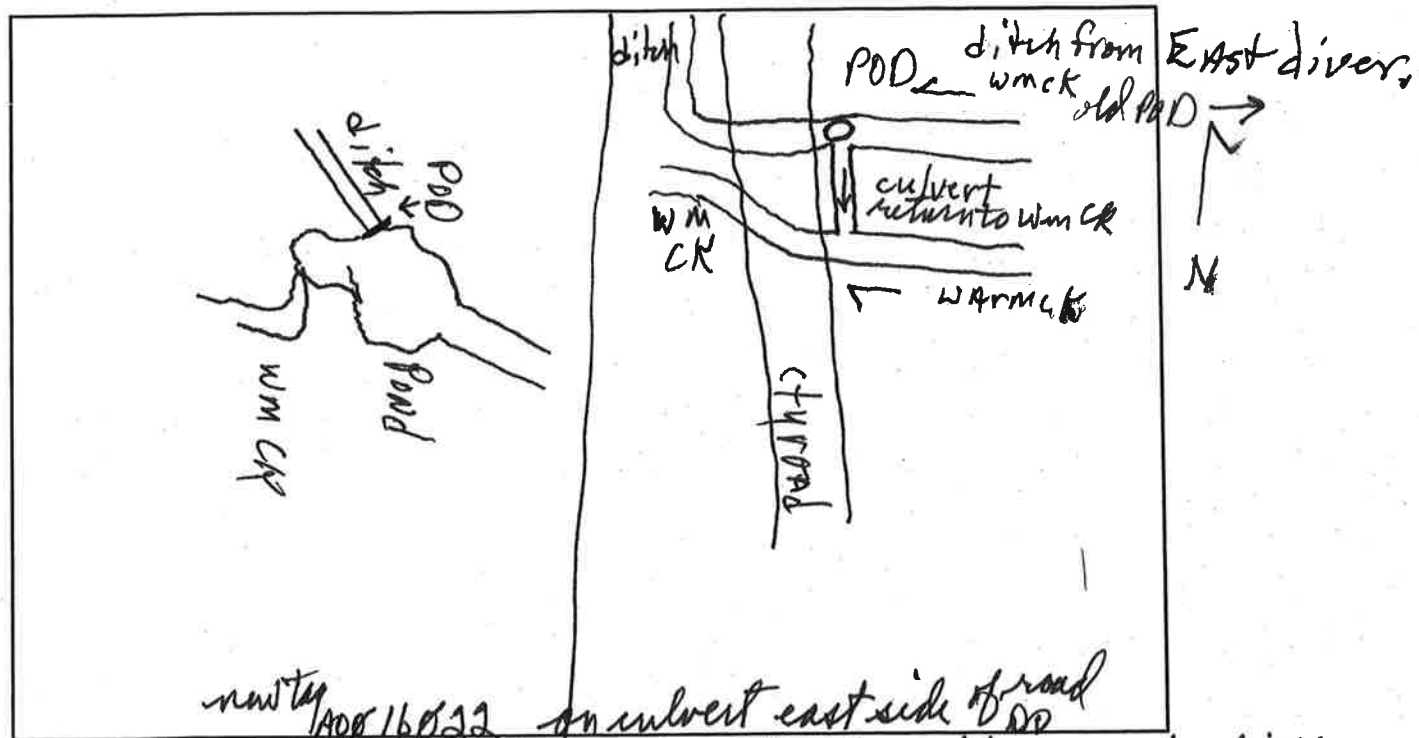
Remarks

Agent initials

11/27/04
20 Met with Tim Melcher who
irrigates these small parcels of land
for Jim Budge. He showed me the
PODs, and explained how land
is irrigated.

RE EXAM: SEE/USE ATTACHED MAPS →
DETAIL POD (GPS DIDN'T TAKE)
DETAIL POD (OWNERSHIP IS AN ISSUE)
DETAIL CONVEYANCES
OVERLAPS - CLAIM SAYS TRAIL CR IRR. CANAL?
Photo POD's

Water Right No(s). _____



GPS DATA: ~~East POD #14246~~ fence post west side of road (tag was missing 4/22/06)

Tag # A0014244 Location: On culvert headgate south side

Diversion Data:

Source: WarmCreek Trib to: Teton River

MOTOR

Make: _____ Model: _____ Hp: _____
SN: _____

PUMP

Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:

Re. East POD - There is an old washed out headgate 50 yds east of current POD. a ditch runs from old POD to new culvert just east of city road that can return water to Warm ck.

Field Exam Date: 11/27/04 Agent: DD

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? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

11/27/04
DO

Field exam shows 2 main diversion pts. The first one is a culvert that can be blocked off to divert the water to Mrs. Budge.

The second main POD is a pond and a culvert to a ditch.

There are dams used along Warm Creek itself to divert water to pasture land along Warm Creek.

Reviewer: _____ Date: _____

Place Of Use Data Entry Form

Claim Number: _____

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

Total acres _____

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

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

15/27/04
DD

Most of Mr. Budge's ground is irrigated by The Trail Creek Sprinkler system, but he irrigates small acreages with diversions out of Warm Creek.

There are 2 main POU's and ditches that are on the east side of the property.

Dams are also used to divert water out of Warm Creek to irrigate pasture ground along Warm Creek.

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
Perig	4/1	11/1	0.80	_____
Stock	4/1	11/1	0.02	_____
_____	_____	_____	_____	_____

Overall Diversion Rate 0.80 Overall Diversion Volume _____Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Perig	4/15	10/31	0.80	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate 0.80 Overall Diversion Volume _____Document how the Period of Use and/or Diversion Rate were verified:

SOLL TO DAPT STD 4/15-10/31 - NOT SPEC. BY DECREE
 STOCKWATER NOT SO DECREED - NOT RECOMMENDED.

Reviewer: _____

Date: _____

.....	8,000
E. B.; June 1, 1886; Spring Creek	300
tin L.; June 1, 1886; Moody Creek	50
reduced to 25 inches after June 20th of each	25
.....	25
tin L.; June 1, 1886; Teton River	260
dge, David; June 1, 1887; North Leigh Creek;	60
Swamp Creek for a late right	80
an, John; June 1, 1887; Wood Creek and	30
gs	290
Hans J.; June 1, 1887; Bigler Slough	1,325
Victor; Sept. 1, 1887; Horse Shoe Creek	168
Victor; June 1, 1888; Horse Shoe Creek	200
Item Agricultural & Milling Canal Co.; Teton	160
high water right until July 1st of each year	80
William; June 1, 1888; Teton River. (Stew-	160
& Walters Ditch.) Joint aproppriation with	120
s H. Anderson)	280
William S.; June 1, 1888; Twin Creeks	112
nssee, Charles H.; Mar. 15, 1889; Moody Creek	140
be reduced to 80 inches after June 20th of each	80
.....	150
Owen; Apr. 1, 1889; Trail Creek	40
ina W.; Apr. 1, 1889; South Leigh Creek	140
lliam; Apr. 5, 1889; Pack Saddle Creek	10
en, Christian; May 1, 1889; Teton River.	160
rough the Nelson-Jacobs Ditch)	150
Thomas; May 3, 1889; Mahogany Creek	40
, Ebenezer, and J.; June 1, 1889; Fox Creek	20
Fred J.; June 1, 1889; John Creek	160
rd, John; June 1, 1889; Warm Creek	160
H. C.; June 1, 1889; Spring Creek	150
William; June 1, 1889; Mahogany Creek	40
William P.; June 1, 1889; Mahogany Creek	20
d, Frank, and wife; June 1, 1889; North Leigh	160
reek	95
er, Samuel; June 1, 1889; South Leigh Creek	55
, D. O.; June 1, 1889; Darby Creek	80
Benjamin; June 1, 1889; Trail Creek	620
rson, Abner; June 10, 1889; North Leigh Creek	3,000
s, F. W.; June 15, 1889; Trail Creek	500
George M.; July 5, 1889; Trail Creek	80
George M.; July 15, 1889; Fox Creek	115
y, Mary E.; Sept. 1, 1889; Warm Creek, Spring	2,335
reek and Deep Creek	87
nansee-Johnson Ditch; Oct. 1, 1889; Teton River	
rg Milling Co.; Oct. 1, 1889; Teton River. (Wood-	
ansee-Johnson Ditch.) For power purposes only, ...	
id subject to rights of users for agricultural pur-	
poses of water through same ditch	
Irrigation & Manufacturing Co.; Oct. 2, 1889;	
eton River. (To be diverted at the Bird head-	
ate near the Teton Mill	
y, Mary E.; Apr. 1, 1890; Warm Creek; Spring	
reek and Deep Creek	
air, D. R., Adminr. Estate of Fred Sinclair (de-	
ceased); April 1, 1890; Trail Creek	
Ditch Co.; Apr. 1, 1890; Teton River	
rtson; A. L.; Apr. 1, 1890; Trail Creek	

82 Rice, Ed.; Apr. 1, 1890; Trail Creek	160
82 Curtis, Nahum; Apr. 1, 1890; Trail Creek	160
82 Blanchard, John; Apr. 1, 1890; Trail Creek	120
82 Eynon, John; Apr. 1, 1890; Trail Creek	80
85 Paul, John; June 1, 1890; Springs on land	15
85 Paul, William H.; June 1, 1890; Little Springs and Deep	60
Creek	80
85 Jenkins, William; June 1, 1890; Fox Creek	110
85 Kimball, R. C., and A. L.; June 1, 1890; Fox Creek	240
85 Lawson, B. G.; June 1, 1890; Spring Creek	150
85 Murphy, G. M.; June 1, 1890; Darby Creek	160
85 Smith, C. M.; Jan. 1, 1890; Darby Creek	140
85 Walton, D. O.; June 1, 1890; Darby Creek	
85 Shaw, O. W.; June 1, 1890; North Leigh Creek or Spring	135
Creek	240
85 Yearsley, H. C.; June 1, 1890; Spring Creek	160
85 Drake, Richard; June 1, 1890; Patterson Creek	
85 Chelsey, John P.; June 1, 1890; Paul Spring Creek, ...	200
Grove Creek, Deep Creep and Little Spring Creek	85
85 Byrne, Michael; June 1, 1890; Fox Creek	
85 Buxton, Mary A.; June 1, 1890; Sloughs from Twin	100
Creeks	80
85 Beezley, Ebenezer, and J.; June 1, 1890; Fox Creek	120
85 Andrews, L. W.; June 1, 1890; Grove Creek	15
85 Durney, P. S.; June 1, 1900; Trail Creek	145
85 Foote, Arthur L.; June 1, 1890; Mahogany Creek	
85 Ferguson, John; June 1, 1890; Grove Creek and Willow	100
Spring Creek	240
85 Eames, William; June 1, 1890; Spring Creek	155
85 Edlefson, E. B.; June 1, 1890; Leigh Creek	
85 Drake, Lavina; June 1, 1890; Boquat Creek and Drake	160
Creek	150
88 Drake, William; July 1, 1890; Mahogany Creek	135
90 Tonks, William H.; July 15, 1890; Trail Creek	160
92 Curtis, Clarissa A.; Sept. 1, 1890; Trail Creek	160
96 Rice, A. L.; Jan. 1, 1891; Patterson Creek	100
98 O'Brien, James A.; June 1, 1891; North Leigh Creek	
98 Siddoway-Briggs Co.; June 1, 1891; Teton River. (For	2,600
power purposes)	
98 Sinclair, D. R.; Adminr. Estate of Fred Sinclair (de-	20
ceased); June 1, 1891; Eynon Ditch	
98 Smith, Ellington; June 1, 1891; Spring Creek, Darby	100
Creek and Crandall Springs	
98 Shaw, L. C.; June 1, 1891; Ragder Creek and water	200
from springs on T. A. Phillips' land	120
98 Swanner, Samuel; June 1, 1891; South Leigh Creek	
98 Hubbard, Susan; June 1, 1891; North Leigh Creek and	150
Middle Leigh Creek	200
98 Harrop, Samuel; June 1, 1891; Leigh Creek	120
98 Hill, Mary Ann; June 1, 1891; Pack Saddle Creek	160
98 Clark & Houghton; June 1, 1891; Teton River	160
98 Dewey, George A.; June 1, 1891; Fox Creek	160
98 Barney, Walter; June 1, 1891; South Leigh Creek	100
98 Bowles, Sarah; June 1, 1891; Spring Creek	
98 Blamires, Robert, and C. J. Burton, W. S. Burton and	
Thomas H. Phillips; June 1, 1891; Badger Creek	640
and springs on land of T. A. Philips	40
98 Edlefson, Noah C.; June 1, 1891; Leigh Creek	
100 Siddoway Irrigation & Manufacturing Co.; July 1, 1891;	300
Teton River	

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

Renumbered from -22-175

Ident. Number 22-13544
Date Received: 10/27/1988
Receipt No:
Received By:

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

1. Name of Claimant(s)

WARM CREEK ENTERPRISES INC Phone: (208)787-2310
956 S 200 W
VICTOR ID USA 83455

2. Date of Priority: 06/01/1889

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	45E	16	NE SE	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	04/01	11/01	0.8	
STOCKWATER	04/01	11/01	0.02	

7. Total Quantity Appropriated is:

0.8 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
03N	45E	16	NE SE	IRRIGATION	15
			NW SE	IRRIGATION	10
			SE NW	IRRIGATION	10

SW	NE	IRRIGATION	10
		Section Acres	45
		Total Acres	45

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 was renumberd from former right 22-175.

15. Basis of Claim: Decreed

#50

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: **A22-00175**
Date Received: 10/26/1998
Receipt No: 2024568
Received By: DL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WARM CREEK ENTERPRISES INC 208-787-2310
Address: 954 S 200 W
VICTOR ID 83455

2. Date of Priority: JUN 1, 1889

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	45E	16		NE	SE		TETON

5. Description of diverting works:
DITCHES TO FLOOD IRR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.800		
STOCKWATER	04/01	11/01	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	45E	16	SW	NE		IRR	10.0
			SE	NW		IRR	10.0
			NE	SE		IRR	15.0
			NW	SE		IRR	10.0

A2200175



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	45.0
					Total Acres	45.0

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:
TRAIL CREEK IRR CANAL

14. Remarks:
STOCKWATER, 100 CATTLE

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

REXBURG IRR. CO. ET AL.
Decree Plaintiff

TETON IRR. CANAL CO.
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): James O. Budgett Date: 10-26-98

Date: _____

State of Idaho)
County of Bonner) SS.

Subscribed and sworn (or affirmed) before me this 26 day
of Oct 19 98

[Signature]
Notary Public

Seal

Residing at Big Sky, Id

My Commission Expires 2/26/2002