

09/27/2004

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

RIGHT NUMBER: 25-55E
NAME AND ADDRESS: JOHN L MOORE
12047 E 129 N
IDAHO FALLS ID 83401

ROSEMARY MOORE
12047 E 129 N
IDAHO FALLS ID 83401

SOURCE: WILLOW CREEK TRIBUTARY: SNAKE RIVER
QUANTITY: 1.600 CFS
PRIORITY DATE: 04/01/1874
POINT OF DIVERSION:

T03N R39E S19 SWSWNE Within BONNEVILLE County
Water diverted under this right is exchanged with water diverted from the Snake River via the Anderson Canal in the T03N R41E S05 NWSWSW. Water diverted under this right is used within the service area of the Progressive Irrigation District.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.600 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03N R39E S11	SENE	34.0	T03N R39E S11	NESE	32.0
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66 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: Decreed

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

Use of this right is combined with water from Enterprize Canal Co.

MH

09/27/2004

**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: 25-55E

JOHN L MOORE
12047 E 129 N
IDAHO FALLS ID 83401
Telephone Number: (208)538-5020

ROSEMARY MOORE
12047 E 129 N
IDAHO FALLS ID 83401
Telephone Number: (208)538-5020

RECEIVED

OCT 18 2004

Department of Water Resources
Eastern Region

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:

John L. Moore I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-12-04 SIGNATURE: John L. Moore
Please print your name: John L. Moore

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

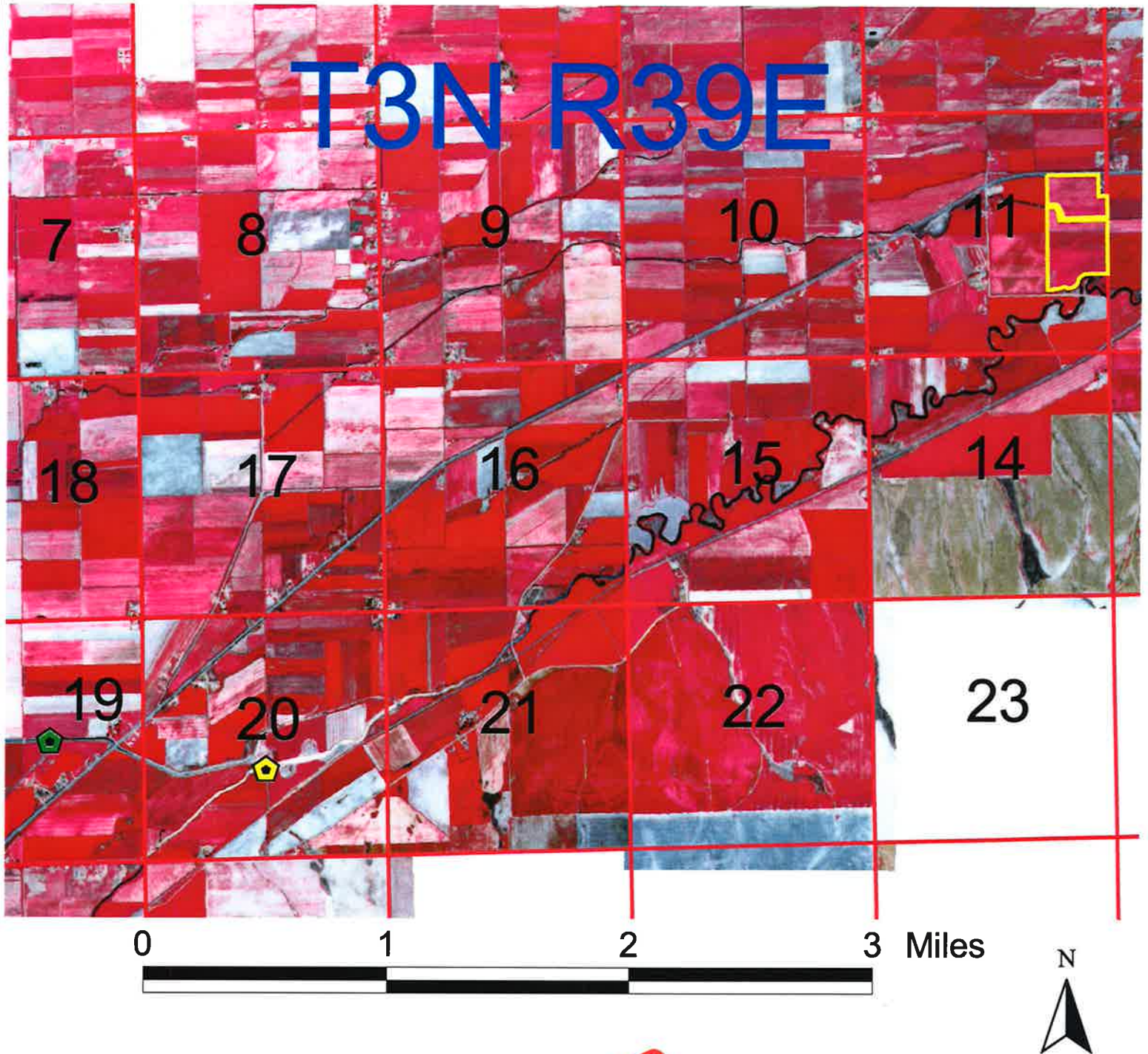
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OCT 20 2004



State of Idaho
Department of Water Resources
Eastern Region
Water Right: 25-00055E



-  Place of Use
-  Point of Diversion
-  Sections

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GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: M. Holliday
Date: September 2004

3 transformers 566 and 567 together moved 1.60 dr
 off of SWNE and NWSE. It appears that
 1.60 dr was left on the remainder
 of the decoded row.

→ T567 25-55B
 0.80 CFS

→ T566 25-55H
 0.80 CFS

25-55
 ORVILLE BUCK
 3.20 CFS
 4/1/1874
 160 acres
 3N 39E 11 5 1/2 NE
 N 1/2 SE

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 (under the "split" heading), 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 Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
25-556					

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) is 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)

Alfred Moore/Lucille

4. New Owner/Claimant(s)

John L. Moore
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

12047 E, 129th

City, State and ZIP Code

Idaho Falls, Id.

New Telephone Number

208) 538-5020

5. Date you acquired the property

4/17/1993

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6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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 (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

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

7. Signature of New Owner(s) or Claimant(s) John L. Mose
(include title if applicable) _____

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.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

THIS INDENTURE, made this 17th day of April, 1993, between ALFRED MOORE and LUCILLE MOORE, Husband and Wife, of 12093 E. 129 N., Idaho Falls, ID 83401, the party(ies) of the first part, and JOHN L. MOORE and ROSEMARY M. MOORE,, Husband and Wife, of 120~~94~~ E. 129 N. Idaho Falls, ID 83401, the party(ies) of the second part,

W I T N E S S E T H:

That the said party(ies) of the first part, for and in consideration of the sum of Ten (\$10.00) Dollars and other good and valuable consideration, in hand paid by the party(ies) of the second part, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell and convey unto the said party(ies) of the second part, and to his/her/their heirs and assigns forever, all of the following described real property, situated in the County of Bonneville, State of Idaho, to-wit:

The Northeast one quarter (NE 1/4) of the Southeast one quarter (SE 1/4) and the Southeast one quarter (SE 1/4) of the Northeast one quarter (NE 1/4) of Section 11, Township 3 North, Range 39 East of the Boise Meridian, Bonneville County, Idaho.

EXCEPTING THEREFROM: Any highway or county road right of ways.

AND

All of that part of the Southeast Quarter of the Southwest Quarter (SE1/4SW1/4), and all that part of the Southeast quarter (SE1/4) of Section Six (6), Township Three (3) North, Range Forty (40) East of the Boise Meridian, lying South and East of the Oregon Short Line Railroad Company right of way (same as Union Pacific Railroad right of way), all in Bonneville County, Idaho.

EXCEPTING therefrom the following described tract of land: Beginning at the Southeast corner of Section 6, Township 3 North, Range 40 East of the Boise Meridian, thence North 41 rods, more or less, to a point 1 rod South of the south bank of the Sidehill Ditch, thence 1 rod from the easterly Bank of the Sidehill Ditch to a point on the South line of the said Section, thence East 38 rods to the place of beginning;

FURTHER EXCEPTING THEREFROM: Beginning at a point 44 rods west of the Southeast corner of Section 6, Township 3, North, Range 40 East of the Boise Meridian, Bonneville County, Idaho, which is on the North boundary of a County road right of way; Thence West 425

feet; Thence North 120 feet; Thence East 375 feet; Thence Southeasterly to the point of beginning.

ALSO FURTHER EXCEPTING THEREFROM: Beginning at a point 1,151 feet West of the Southeast corner of Section 6, Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho, which point is the center of a County Road; Thence West 281 feet; Thence North 160 feet; Thence East 281 feet; Thence South 160 feet to the point of beginning.

ALSO FURTHER EXCEPTING THEREFROM: Any Highway or County Road right of ways, AND

RESERVING UNTO THE GRANTORS, A LIFE ESTATE in and to the Grantors, and the survivor of them, in a part of the above described real property described as follows:

Starting at a point on the east boundary of the Oregon Short Line Railroad Company right of way (same as Union Pacific Railroad right of way) where said right of way intersects the South line of Section 6, Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho; Thence East along the south line of said Section 6, 784 feet to the true point of beginning; Thence North 226 feet; Thence East 196 feet; Thence South 226 feet; Thence West 196 feet to the point of beginning.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the remainder and remainders, reversion and reversions, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the said party(ies) of the first part, either at law or in equity, of, in, and to the above described premises.

TO HAVE AND TO HOLD the same unto the said party(ies) of the second part, his/her/their heirs and assigns forever.

And the said party(ies) of the first part, for themselves, their successors and assigns, do covenant and agree to and with the said party(ies) of the second part, his/her/their heirs and assigns, that, at the time of the sealing and delivery of these presents he/she/they is/are well seized of the premises above conveyed in fee simple absolute and have good right, full power, and lawful authority to grant, bargain, sell and convey the same in manner and form aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments and encumbrances of what kind or nature soever;

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And the above bargained premises in the quiet and peaceable possession of the said party(ies) of the second part, his/her/their heirs and assigns, against all and every person or persons lawfully claiming or to claim the whole or any part thereof, the said party(ies) of the first part and his/her/their assigns, shall and will warrant and forever defend.

IN WITNESS WHEREOF, the said party(ies) of the first part have executed the above instrument, and hereunto set his/her/their signature(s) the day and year in this instrument first above written.

Alfred Moore
Alfred Moore

Lucille Moore
Lucille Moore

ACKNOWLEDGEMENT

STATE OF IDAHO)
County of Bonneville) ss.

On this 17th day of April, 1993, before me, the undersigned Notary Public, in and for the State of IDAHO, personally appeared Alfred Moore, known to be to be the person(s) that executed the within and foregoing WARRANTY DEED, and acknowledged to me that such person(s) executed the 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.

[Signature]
NOTARY PUBLIC
In and for the State of IDAHO
Residing at Ririe, Idaho
Commission expires: 5/6/94

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STATE OF IDAHO

County of Bonneville

)
) ss.
)

On this 17th day of April, 1993, before me, the undersigned Notary Public, in and for the State of IDAHO, personally appeared Lucille Moore, known to be to be the person(s) that executed the within and foregoing WARRANTY DEED, and acknowledged to me that such person(s) executed the 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.



NOTARY PUBLIC
In and for the State of IDAHO
Residing at Ririe, Idaho
Commission expires: 5/6/94

SCANNED

SEP 22 2004

PROFILED

AGREEMENT

THIS AGREEMENT made and entered into this ____ day of September, 1979, by and between the PROGRESSIVE IRRIGATION DISTRICT, hereinafter referred to as the "District", and ALFRED MOORE and LUCILLE MOORE, husband and wife, STANLEY COOPER and BERTHA COOPER, husband and wife, and A. H. DURTSCHI and GLORA DEAN DURTSCHI, husband and wife, hereinafter collectively referred to as the "Waterusers",

WITNESSETH:

WHEREAS, the Waterusers own certain decreed water rights in Willow Creek for use on their lands in Bonneville County, Idaho, which said water rights are more particularly described on Exhibit A which is attached hereto and made a part hereof; and,

WHEREAS, the District owns and operates a system of canals located near Waterusers' lands in Bonneville County Idaho; and,

WHEREAS, it has been more convenient for the Waterusers to take water for use on their lands from the District's canals rather than from Willow Creek; and,

WHEREAS, the District has been satisfied to allow the Waterusers to take their water out of the District's canal so long as the Waterusers left their decreed water in Willow Creek for use by the District; and,

WHEREAS, the parties wish to formalize this practice, to establish a fair charge to be paid by Waterusers to the District for the service provided by the District in delivering water for the Waterusers' use and to provide for a periodic review thereof;

NOW, THEREFORE, for and in consideration of the mutual terms and conditions contained herein, the parties hereto do hereby agree as follows:

1. TERM:

That the terms of this Agreement shall commence as of the date hereof, and, except as otherwise provided herein, shall terminate on the 31st day of December, 1983.

2. WILLOW CREEK RIGHTS:

That Waterusers shall not divert any of their water right in Willow Creek, which is described in Exhibit A, during the term of this Agreement.

3. USE OF WILLOW CREEK RIGHTS:

That the District may divert and use Waterusers' Willow Creek water right, which is described in Exhibit A, during the term of this Agreement.

4. DELIVERY TO WATERUSERS:

That the District will deliver an amount of water equal to Waterusers' water described on Exhibit A to the Waterusers' lateral ditch headgate on a prorata basis equal to that of members of the District, e.g., if water being delivered to District members must be reduced by 10% then the water delivered by the District to the Waterusers will similarly be reduced by 10%.

5. PAYMENT:

That Waterusers shall pay the District for its service an amount equal to 20% of the charge assessed by the District against its members, and the same shall be payable by the Waterusers at the times and in the manner prescribed by law for District members.

6. TERMINATION:

That either party may terminate this Agreement by giving the other party written notice of his intention to do so no earlier than October 1, 1983, and no later than December 31, 1983. In the event neither party terminates this Agreement in the manner prescribed

above, the same shall continue for an additional term of 5 years on the same terms and conditions as contained herein, with the exception that notice of termination must be given between October 1st and December 31st of the final year of the extended term.

7. NOTICE:

That any and all notices and payments required under the terms of this Agreement may be given by District to Waterusers in care of the following name and address:

and any notices and payments required by this Agreement to be given or made by Waterusers to District may be given and made in care of the following name and address:

The Progressive Irrigation District
P. O. Box 2093
Idaho Falls, Idaho 83401

or at any other address subsequently furnished in writing by either party. All such notices shall be by certified mail, postage prepaid, and shall be deemed given as of the date of their postmark.

8. WAIVER:

That waiver by District of any breach of any term or condition herein contained shall not be deemed to be a waiver of such term or condition or any subsequent breach of the same or any other term or condition herein contained.

9. ASSIGNMENT:

That Waterusers shall not assign this Agreement, nor any interest herein, without the prior written consent of the District. The District shall not unreasonably withhold such consent to assignment.

10. ATTORNEY'S FEES:

That in the event of default or breach by either party and the other party is required, in the exercise of reasonable

business judgment, to bring an action for enforcement of this Agreement, the party successful in any such action shall be entitled to a reasonable attorney's fee, together with expenses and costs of the action.

11. NO ADVERSE RIGHTS:

That neither party shall acquire any right to the property of the other except as prescribed in this Agreement, i.e., by performing in accordance with the terms and conditions of this Agreement the District shall acquire no adverse right to Waterusers' Willow Creek water, and the Waterusers shall acquire no adverse right to carry water in the District's canal system.

12. BINDING EFFECT:

That all of the terms and conditions of this Agreement shall be binding upon and shall inure to the benefit of all heirs, personal representatives, successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands the day and year first above written.

THE PROGRESSIVE IRRIGATION DISTRICT

By _____
Its:

THE DISTRICT

Alfred Moore

Lucille Moore

Stanley Cooper

Bertha Cooper

A. H. Durtschi

Gloria Dean Durtschi

WATERUSERS

STATE OF IDAHO)
) ss.
County of Bonneville)

ON THIS _____ day of _____, 1979, before me, the undersigned, a Notary Public in and for said State, personally appeared _____, known to me to be the _____ of PROGRESSIVE IRRIGATION DISTRICT, the corporation that executed the within and foregoing instrument and acknowledged to me that such corporation executed the 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.

Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires:

(SEAL)

STATE OF IDAHO)
) ss.
County of Bonneville)

ON THIS _____ day of _____, 1979 before me, the undersigned, a Notary Public in and for said State, personally appeared ALFRED MOORE and LUCILLE MOORE, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the 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.

Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires:

(SEAL)

STATE OF IDAHO)
) ss.
County of Bonneville)

ON THIS _____ day of _____, 1979, before me, the undersigned a Notary Public in and for said State, personally appeared STANLEY COOPER and BERTHA COOPER, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the 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.

Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires:

(SEAL)

STATE OF IDAHO)
) ss.
County of Bonneville)

ON THIS _____ day of _____, 1979, before me, the undersigned, a Notary Public in and for said State, personally appeared GLORA DEAN DURTSCHI and A. H. DURTSCHI, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the 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.

Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires:

(SEAL)

EXHIBIT A

PROGRESSIVE IRRIGATION DISTRICT

Bonneville and Jefferson Counties, Idaho

OFFICE OF THE SECRETARY AND SHOP HEADQUARTERS

2585 North Ammon Road

Idaho Falls, Idaho 83401-1949

Phone/Fax: (208) 522-3102

E-mail: pid@ida.net

Web Site Address: www.ida.net/users/pid

Board of Directors: Dale Rockwood, Travis Johnson and Ray Sutter

September 14, 2004

Idaho Department of Water Resources

Attn: Ernest Carlsen

900 N. Skyline Drive, Suite A

Idaho Falls, ID 83402-1718

Re: Delivery of Willow Creek Water Rights
for Alfred and Lucille Moore

Dear Mr. Carlsen:

We deliver Willow Creek water through our Anderson Canal for Alfred and Lucille Moore, their assigns and/or heirs, water right number A25-00055E, with a priority date of April 1, 1874, for a total of 1.60 c.f.s. We have delivered this water right each irrigation season since approximately 1978.

If you need further information, please feel free to contact us.

Sincerely,



Dale Rockwood

President of the Board of Directors

DR/lc

Max Cooper asked about the possibility of taking Willow Creek Water out of the Anderson. No decision was made.

Edith Stanger asked about purchasing water for portion of Section 22, Twp 3N Range 39. James Steele was to ask to contact them and have them come in to the next meeting.

Mr. Merle Jensen asked about getting water for 15 acres that is east of the Gardner Canal, now belonging to Dolf Holm. The Board discussed the matter but decided that they would not be able to do it this year but would take it under advisement for next year.

The Manager gave his report as follows for February 1977:

Had the International truck in the shop to adjust tie-rods.

Put a timer on the gas pump and a thermostat in the office for heat.

Tore down the dozer clutch to try to find the cause of vibration.

We could not find the cause.

Made a table for the office and shelves for the vault.

Cleaned walls, windows, ceilings etc. in the office.

Hauled riprap on the Gardner in Wendell Crow's place.

Wendell was off 4½ days with his back.

Recovered the manhole cover for the Eagle Rock Headgate from the river and brought the logs that we had used for a trash guard down to shop.

s James B. Steele

It was decided to ask the riders and Wendell to come to meet with the Board on March 22, at 7:30 P.M.

Jim was to get in touch with Edith Stanger and ask her to meet at seven o'clock p.m. concerning water they would like to buy.

Representatives from the Farmer's Friend will be asked to attend the Board meeting in April to discuss the carrying charges for 1977 season.

There being no further business the meeting adjourned.

Alvina Beale, Secretary

SPECIAL MEETING

MINUTES OF BOARD OF DIRECTORS MEETING OF THE PROGRESSIVE IRRIGATION

DISTRICT HELD ON TUESDAY, MARCH 22, 1977

PRESENT: Richard Peterson, C.Kent Ward, Directors
James B. Steele, Manager; Alvina Beale, Secretary

ABSENT: C.N. Scoresby:

Mrs. Edith Stanger met with the Board and asked about purchasing 100 inches of water. The Board agreed that this could be done. They suggested that they include all of what they will want to irrigate even at a later date, even though they just want to purchase 100 inches at this time. Mrs. Stanger was to bring in the description of the land and the Secretary would take the necessary steps to advertise to make a legal addition to the District's Bouanday.

MINUTES OF A SPECIAL BOARD MEETING OF THE PROGRESSIVE IRRIGATION DIST.

HELD ON APRIL 25, 1977 at 8 0'clock p.m.

Present: Richard Peterson, Kent Ward, Clifford N. Scoresby, Directors
James B. Steele, Manager, Alvina Beale, Secretary

Absent: None

Richard Peterson, president, opened the meeting. The Secretary read a letter from the Mini-Cassia Water Security Association asking the District to sign a petition asking that the Bureau of Reclamation to build the American Falls Dam. They plan to ask for a rehearing on the Confirmation hearing and also preparing for an appeal to the Idaho Supreme Court as well as the U.S. Supreme Court.

This matter was discussed and the Board unanimously agreed not to go along with them and sign any petition but to go along with our decision according to our Election and Contract already signed with American Falls Reservoir District. The Secretary was instructed to write and let the Cassia Water Security Assoc. know their decision.

DeLoss Stucki came in to the meeting and asked if the District could let him have water later if he did not use his now. He has Enterprise water and the Board said that they could not do this.

The Board unanimously agreed that the District charge the Enterprise Canal 30 cents an inch for carrying their water for the 1977 watering season. The Secretary was instructed to write them a letter stating this and that they would have to assume their share of loss in transit of water to their headgates, and that a fee would have to be adjusted for the Manager in checking headgates.

It was also unanimously decided by the Board of Directors that the District charge Farmer's Friend \$1.00 an inch to carry their water for 1977 watering season. They also are to assume their share of loss of water in transit to their headgates. The Secretary was instructed to write to them about this decision along with the setting up of adjusted fee for the Manager for checking headgates.

The matter of trading water with Cooper and others due to the closing of a ditch by the Flood Control was discussed. The entire Board agreed that they could not trade water. If these individuals wanted to turn over their water rights to the District and come into the District they would consider this and let them become a part of the District. James Steele was to relate this message to those involved.

There being no further business the meeting adjourned.

Alvina Beale
Alvina Beale

Jack Hamilton and Dale Rockwood approved the carrying agreement with Moore, Durtschi and Cooper, drawn up by Attorney, Tim Hopkins, if Richard Peterson approved it also.

The secretary presented the following property for exclusion:

John Marthis - Lawndale
James W. Leonard - Ammon
Larry & Joan Jones - Grayson
Stanley Fenn - Wadsworth
Laddie Shaw - 1.76 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2, 2N R38
Adolph Perez - Lot 13, Blk 1 N'Side Estates

Dale Rockwood moved that the above property be excluded from the district. Jack Hamilton seconded the motion. The motion carried unanimously. These will be recorded and filed by the Secretary.

Jim Steele reported that Roy Avery will allow to put ditch along his property and Jim also feels that the Bureau may help on this.

The Secretary was asked to type up a list of all the patrons eligible for tax reduction from the County Assessor's list. This will be discussed at the next meeting as to whether or not a reduction will be given on Irrigation Assessments.

James Steele mentioned that something needed to be done on Alton Ball head-gate. It was decided that the Board would check this out on their next inspection tour. Jim Steele also mentioned that Rod Blaylock and a couple of other fellows would work after school on headgates for \$4.50 an hour. After some discussion it was decided that Jim should offer then \$4.00 an hour and if they wanted to work for that they could work.

The Secretary noted that the Annual National Water Users Convention will meet in Denver. The Secretary was to check and see if Richard Peterson could attend.

The matter of who should clean lower end of Ammon Ditch and amount to be set for rental and carrying charges was tabled until it could be studied by all the Directors.

Meetings for Directors for September as follows:

Richard Peterson	2 Meetings; Spec. 9-4; Spec 21st absent/Regular
Dale Rockwood	5 Meetings; Spec. 9-4, Spec 21st. Reg. 9-11, 2 Day Minidoka Tour
Jack Hamilton	3 Meetings; Spec 9-21, Reg. Sept 11, Special Meeting Sept 9

It was announced by the Secretary that she advertised of the legal meeting to Correct Assessments.

This being the time set by law for a Meeting for Correction of Assessments the Board of Directors were available to meet with anyone that may appear and show cause if any there be, why said roll should not be approved.

No one came to make any corrections there being no further business the meeting adjourned.


Alvina Beale, Secretary

Reservoir should be paid by the parties to the exchange who originally had rights in the American Falls Reservoir. The impact of Burley Irrigation District's position, if upheld, would be to impose Burley Irrigation District's share of the cost on all of you, and you would have to pay that cost, or the storage right would no longer be available to you. It is not believable that Burley Irrigation District's position has any merit, but certainly cannot guarantee that the result of the litigation will bear out our belief.

All of this is contingent upon what happens to the Congressional appropriation now being considered.

On July 16, 1979, a status hearing was held before the federal court in Boise. Judge McNichols allowed 60 days for submission of motions relating to indispensable parties and jurisdiction.

Tim Hopkins said at first that he did not think it necessary to get involved, but after he had been to meetings and talked to others he said that he thinks since it is costing \$6,000.00 per day for interest on the interim financing that the District should go along to see if this could be hastened in settlement.

Tim Hopkins said that he would contact some of the other Districts as to their feelings.

Attorney Hopkins also stated that he had spoken to Attorney Young concerning the Carrying Agreement with Moore, Cooper etc., and had given him the change to read that the contract should be an annual contract to be renewed each year if so desired by the Board of Directors at a fee set by them. The Board agreed on 20% of the Progressive Irrigation District assessment for this 1979 irrigation season.

The matter of renting water and setting charge for Brent Manwaring, & River Acres was taken under advisement. This would be providing they excluded all from District and formed a portion of it. Also amount to be charged for Monte Waters and Nate Edwards and others was tabled.

Petitions to Exclude from Wynn Stoddard - Grayson Subdivision and Gary Offutt - Section 16, 2N Range 38 were presented by the Secretary. Jack Hamilton made a motion to exclude them, Dale Rockwood seconded the motion. The motion carried unanimously. The order of Exclusions will be filed at Bonneville County Recorders office and when returned the secretary will file them in Exclusion File and book.

The Secretary reminded the Board of the Minidoka Tour sponsored by the Bureau of Reclamation to be from 9:00 a.m. Sept., 27th and return the next day the 28th - reservations must be made by September 17th.

The Board was also reminded of the National Water Resources Association 48th annual Convention in Denver, Colorado - November 4-8, 1979 - we must have reservations in mail by October 12, 1979 and no refunds can be made after October 15th, 1979.

It was announced that there would be a regular meeting next Tuesday September 11th for regular business.

FINANCIAL REPORT

5/30/79	Balance Valley Bank	21,627.30	
	Collections Plus Interes	24,722.29	
		46,349.59	
	Transfer from Bank of Commerce.....	20,000.00	
		66,349.59	
	Checks Paid (includes \$15 Check Ret)	6,338.25	
		60,011.34	
	Check to Valley - 3 Mo. Certificate	10,000.00	
	Check to Valley - Passbook	10,000.00	
	Check to Bank of Commerce/Certificate	10,000.00	
6/30/79	Balance Valley Bank	\$30,011.34	
	Balance Valley Bank	\$30,011.34	
	Pass Book	11,969.70	
	3 Month Saving Certificate Valley Bank	10,000.00	
	Idaho First Saving Certificate 6 Mo. 8.873%	20,000.00	
	Bank of Commerce - 6 Mo. 8.90%	10,000.00	
	Bank of Commerce - 3 Mo. 5½%	10,000.00	
		\$91,981.04	
6/30/79	Valley Bank Balance	30,011.34	
	Outstanding Checks	3,397.30	
	Our Balance	26,614.04	
	Deposits Since 6/30/79	2,678.88	
7/10/79	Our Balance - Valley Bank	29,292.92	
		61,969.70	
		\$91,262.62	

Dale Rockwood made the motion to allow the bills to be paid and to accept the financial statement. Jack Hamilton seconded the motion. The motion carried.

The new agreement drawn up by attorney for Moore, Durtchi and Cooper was discussed. Jack Hamilton and Dale Rockwood stated they would accept it. It was to be signed by chairman, Richard Peterson but since he was not present it was to be held for his signature.

It was suggested that the riders be contacted in September as to their travel expenses for riding the canals and if necessary adjustments be made at that time.

The following Petitions To Exclude were presented by the Secretary:

Adolfo Perez	Lot 13, Blk. 1 N. Side Estates
Floyd Burke	Part SW Cor. S 198', Lot 1, Blk. 9, Iona
Nick Baldwin	Hollipark, 36 acres, Sec. 8, 2N R 38

The Board agreed to hold Perez petition to be checked out and also hold Floyd Burke petition for later date. Dale Rockwood made a motion to exclude the 36 acres in Sec. 8, 2N R38 petitioned by Nick Baldwin. Jack seconded the motion and the motion carried.

Jack Hamilton made a motion to adjust 1976 roll to show that George Richardson, Lot 5, Blk. 1, Grayson, was paid. Because of an error by Secretary in reporting to Title Company that #1060 on the 1978 roll was not in district this is also to be adjusted and shown as paid.

Statement

Irrigation District
Ammon Road
Alls, Idaho 83401

Date November 15, 1989

To Alfred Moore
Route 2, Box 244-H
Rigby, Idaho 83442

Please detach and return upper portion
with your remittance. \$ 100.00

Date	Charges and Credits	Balance
11/15/89	80 inches Willow Creek Water carried in the Anderson Canal by Progressive Irrigation District. 80 inches @\$1.25 an inch.. 1989 Season.....	\$100.00

*Paul
12-7-89
Receipt 1594*

Wilson Jones
44-501 2-PART PRINTED IN U.S.A.
Carbonless

Your Check is Your Receipt

Statement

Progressive Irrigation District
2585 North Ammon Road
Idaho Falls, Idaho 83401

Date October 5, 1988

To

- Alfred Moore
- Route 2, Box 244-H
- Rigby, Idaho 83442

Please detach and return upper portion
with your remittance. \$ 76.00

Date	Charges and Credits	Balance
10/5/88	80 inches (1.60) CFS Willow Creek Water carried in the Anderson Canal by Progressive Irrigation District.	
	80 inches @ .95 an inch 1988 Season.....	\$76.00

*Paul 10-12-88
Receipt # 1541*

Statement

Progressive Irrigation District
885 North Ammon Road
Idaho Falls, Idaho 83401

Date November 6, 1987

To Alfred Moore
Route 2, Box 244-H
Rigby, Idaho 83442

Please detach and return upper portion
with your remittance. \$ 76.00

Date	Charges and Credits	Balance
11/6/87	80 inches (1.60CFS) Willow Creek Water Carried in the Anderson Canal by Progressive Irrigation District.	
	80 inches @ .95 an inch 1987 Season.....	\$76.00

*Paid 11-17-87
CW.
Receipt # 1490*

Wilson Jones

GRAYLINE FORM 44-501 2-PART
1983 • PRINTED IN U.S.A.

Your Check is Your Receipt

Statement

istrict

83401

Date **December 8, 1986**
To **Alfred Moore**
Route 2, Box 244-H
Rigby, Idaho 83442

Please detach and return upper portion
with your remittance. \$ **76.00**

Date	Charges and Credits	Balance
12/8/86	80 inches (1.60 CFS) Willow Creek Water carried in the Anderson Canal by Progressive Irrigation District. 80 inches @ .95 an inch 1986 Season.....	\$76.00

*Paul 12-19-86
CW*

Wilson Jones
• GRAYLINE FORM 44-501 2-PART
© 1983 • PRINTED IN U.S.A.

Your Check is Your Receipt

Statement

istrict

Date **November 1, 1985**
To **Alfred Moore**
Route 2, Box 244-H
Rigby, ID 83442

Please detach and return upper portion
with your remittance. \$ **76.00**

Date	Charges and Credits	Balance
11/1/85	80 inches (1.60 CFS) Willow Creek Water carried in the Anderson Canal by Progressive Irrigation District	
	80 inches @ .95 an inch 1985 Season.....	76.00

Paul
11/5/85
Receipt # 1416

Wilson Jones
• GRAYLINE FORM 44-501-2-PART
• 1983 • PRINTED IN U.S.A.

Your Check is Your Receipt

Progressive Irrigation District
Box 1, Box 5
Idaho Falls, ID 83401

Statement

Date November 28, 1984

To Alfred Moore
Route 2, Box 244-H
Rigby, ID 83442

Please detach and return upper portion
with your remittance. \$ 76.00

Date	Charges and Credits	Balance
11/28/84	80 inches (1.60 CFS) Willow Creek Water carried in the Anderson Canal by Progressive Irrigation District	
	80 inches @ .95 an inch 1984 Season.....	76.00

paid 12/3/84
Receipt # 1372

Statement

Irrigation District
Box 5
Rills, Idaho 83401

Date **November 15, 1983**

To **Alfred Moore
Route 2, Box 244-H
Rigby, Idaho 83442**

Please detach and return upper portion
with your remittance. \$ **76.00**

Date	Charges and Credits	Balance
11/15/83	80 inches (1.60 CFS) Willow Creek Water carried in the Anderson Canal by Progressive Irrigation District..	
	80 inches @ \$.95 an inch..... <u>1983 Season</u>	\$76.00

*David 11/22/83
C.W.*

Wilson Jones

Your Check is Your Receipt

Statement

Progressive Irrigation District
Route 1, Box 5
Idaho Falls, Idaho 83401

Date November 23, 1982

To Alfred Moore
Route 2, Box 244-H
Rigby, Idaho 83442

Please detach and return upper portion
with your remittance. \$ 76.00

Date	Charges and Credits	Balance
11/23/82	80 inches (1.60 CFS) Willow Creek Water carried in the Anderson Canal by Progressive Irrigation District....	
	80 inches @\$.95 an inch.....	\$76.00
	<u>1982 Season</u>	

Paul
12/7/82

Wilson Jones

• GRAYLINE FORM 44-501 2-PART
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Your Check is Your Receipt

Progressive Irrigation District
Route 1, Box 5
Idaho Falls, Idaho 83401

Date **September 14, 1981**

To **Alfred Moore**
Route 2, Box 244-H
Rigby, Idaho 83442

Please detach and return upper portion
with your remittance. \$ **72.00**

Date	Charges and Credits	Balance
9/14/81	80 inches (1.60 CFS) Willow Creek Water carried in the Anderson Canal by Progressive Irrigation District @\$.90 an inch.....	\$72.00

Paul
9/23/81

Wilson Jones

Your Check is Your Receipt

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
--------------	------	------------------	-------------------	--------------

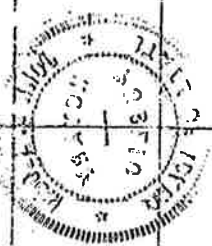
	Buck, Orville	3.2		25-0055
566	Reed, William	0.8	2.4	25-0055A
567	Reed, William	0.8	1.6	25-0055B

TRANSE

MICROFILMED

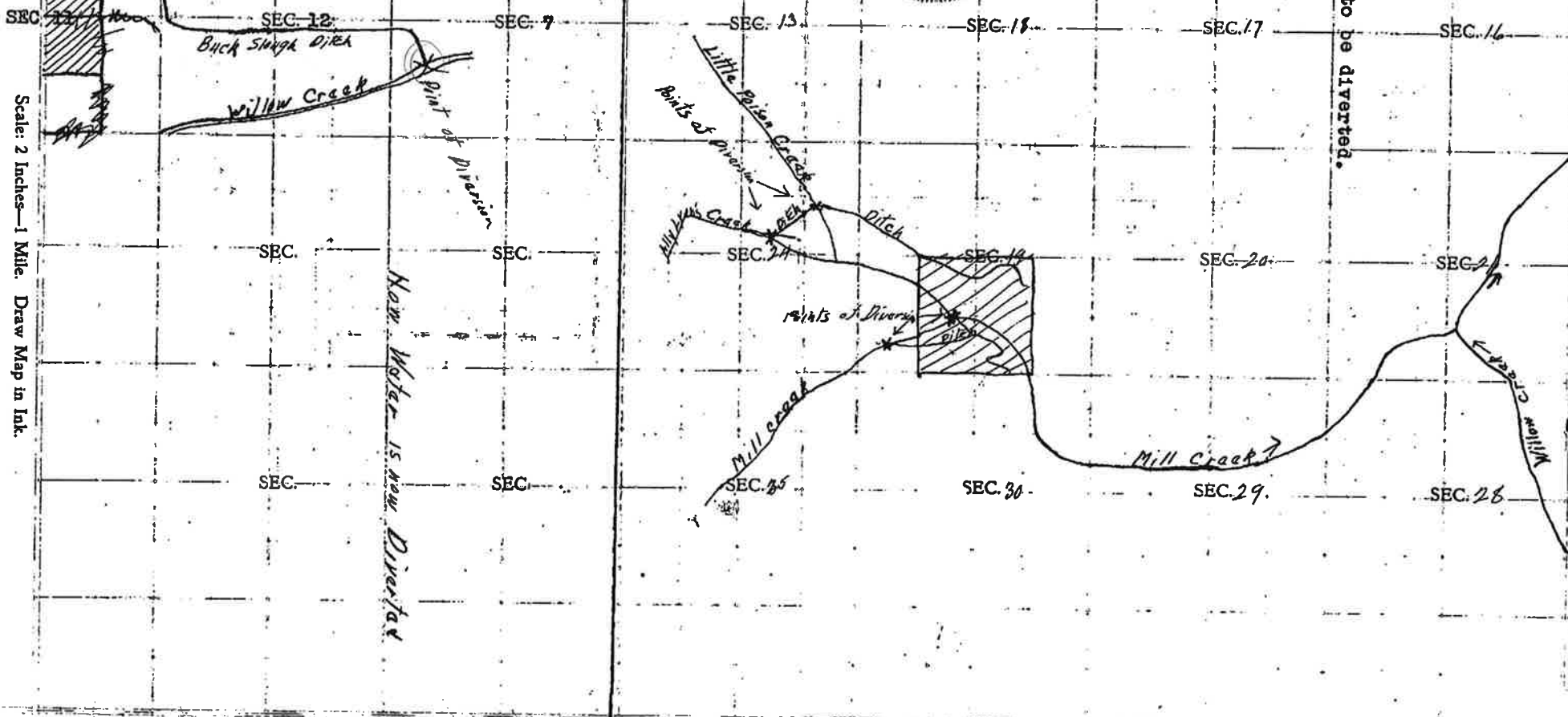
Twp. 3 N.R. 39 E.B.M.

Twp 3 N.R. 40E.M.



Name of Applicant **William Reed**

How water is to be diverted.



Scale: 2 Inches—1 Mile. Draw Map in Ink.

How Water is now Diverted.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Certificate of Water Right
Transferred Right No. 566.

THIS IS TO Certify that WILLIAM REED, of Idaho Falls, Idaho, is the owner of and using a certain water right, bearing date of priority of April 1, 1874, for 1.6 cubic feet per second of the waters of WILLOW CREEK, in the County of Bonneville, State of Idaho, said water being decreed to the said ORVILLE BUCK, by decree of Judge Joseph C. Rich of the Fifth (now Ninth) Judicial District of the State of Idaho, in and for the County of Bingham, in the case of

THE EAGLE ROCK & WILLOW CREEK WATER CO. vs. HENRY W. KIEFER, et al
said decree bearing date of July 23, 1901, for the purpose of irrigating the following described lands, to-wit:

NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11,
Township 3 North, Range 39 East,
Boise Meridian, except public road;

THAT THE SAID Decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Book 1 of Decrees, at Page 7.

THAT THE SAID Applicant has become the owner of said land and said water right by purchase thereof.

THAT NOW, UPON THE Application of the said WILLIAM REED For a Certificate of Transfer of Water Right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of 0.8 cubic feet per second of the waters of WILLOW CREEK, upon the lands above described, is HEREBY ABANDONED and the lands to be irrigated under such right and to which the water right, hereby confirmed, shall become appurtenant, by this Certificate for irrigation and domestic purposes, are described as follows:

W $\frac{1}{2}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 10, and
E $\frac{1}{2}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 9, all in
Township 1 South, Range 40 East, Boise
Meridian,

situate, lying and being in the County of Bonneville, State of Idaho, and said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.8 cubic feet per second of the waters of
WILLOW CREEK, priority of April 1, 1874.

MICROFILMED

THAT THE WATER RIGHT hereby transferred has been diverted from the said WILLOW CREEK at a point in the

NW $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 3) of Section 7,
Township 3 North, Range 40 East,
Boise Meridian,

and conducted to the first above described lands through the Buck Ditch, and will hereafter be diverted from the same stream at a point in

Section 16, Township 1 South,
Range 40 East, Boise Meridian

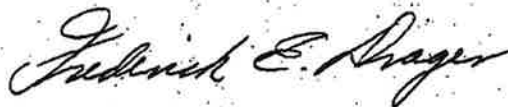
and conducted to the new place of use through the Rogers Ditch.

THAT THE LAST Above described lands have appurtenant to them a water right for 160 inches.

THAT THE RIGHT to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described as provided by the Laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Department of Reclamation of the State of Idaho to be affixed at Boise, Idaho, this 27th day of July, 1936.

R. W. FARIS,
Commissioner of Reclamation



Frederick E. Drager,
Director of Water Resources

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the matter of the application of

WILLIAM REED

For a Transfer of Water Right, in Water
District No. 16, County of Bonneville.

WHEREAS, On the 20th day of July, 1936, at the Department of Reclamation of the State of Idaho, Boise, Idaho, this matter of an application of WILLIAM REED, of Idaho Falls, Idaho, for a Transfer of Water Right came on regularly for hearing, pursuant to the published notice, in due and statutory form; and

WHEREAS, No protest has been filed against the application and the evidence filed by the applicant, with the application, shows that a greater duty of water would result by reason of the Transfer, and that no one would be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Department of Reclamation of the State of Idaho to be affixed, at Boise, Idaho, this 27th day of July, 1936.

R. W. FARIS,
Commissioner of Reclamation

Frederick E. Drager
Frederick E. Drager,
Director of Water Resources

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Certificate of Water Right
Transferred Right No. 567.

THIS IS TO Certify that WILLIAM REED, of Idaho Falls, Idaho, is the owner of and using a certain water right, bearing date of priority of April 1, 1874, for 1.6 cubic feet per second of the waters of WILLOW CREEK, in the County of Bonneville, Idaho, said water being decreed to ORVILLE BUCK, by decree of Judge Joseph C. Rich of the Fifth (now Ninth) Judicial District of the State of Idaho, in and for the County of Bingham, in the case of

THE EAGLE ROCK & WILLOW CREEK WATER CO. vs. HENRY W. KIEFER, et al

said decree bearing date of July 23, 1901, for the purpose of irrigating the following described lands, to-wit:

NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11,
Township 1 North, Range 39 East, Boise
Meridian, except public road;

THAT THE Said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Book 1 of Decrees, at Page 7.

THAT THE SAID Applicant has become the owner of said land and said water right by purchase thereof.

THAT NOW, UPON THE APPLICATION of the said WILLIAM REED for a Certificate of Transfer of Water Right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of 0.8 cubic feet per second of the waters of WILLOW CREEK, upon the lands above described, is HEREBY ABANDONED and the lands to be irrigated under such right and to which the water right hereby confirmed shall become appurtenant, by this Certificate for irrigation and domestic purposes, are described as follows:

E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 19, W $\frac{1}{2}$ SE $\frac{1}{4}$ of
Section 19, both in Township 2 South,
Range 40 East, Boise Meridian

situate, lying and being in the County of Bingham, State of Idaho, and said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.8 cubic feet per second of the waters
of WILLOW CREEK, priority of April 1, 1874.

THAT THE WATER RIGHT, Hereby transferred has been diverted from the said WILLOW CREEK at a point in the

NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3) of Section 7,
Township 3 North, Range 40 East,
Boise Meridian,

and conducted to the first above described lands through the Buck Slough Ditch, and will hereafter be diverted as set forth below:

From Little Poison Creek in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 13,
Township 1 South, Range 40 East, Boise Meridian;
From Ally Lyon's Creek in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34,
Township 1 South, Range 40 East, Boise Meridian;
From Mill Creek in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 19, Town-
ship 2 South, Range 40 East, Boise Meridian; and
From Mill Creek in the E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 19, Town-
ship 2 South, Range 40 East, Boise Meridian,

said Little Poison and Ally Lyon's Creek being tributaries of Mill Creek, and Mill Creek being a tributary of Willow Creek, and will be conducted to the new place of use through the Beasley Ditches.

THAT THE LAST ABOVE Described lands have appurtenant to them no other water rights.

THAT THE RIGHT to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the Laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Department of Reclamation of the State of Idaho to be affixed at Boise, Idaho, this 27th day of July, 1936.

R. W. FARIS,
Commissioner of Reclamation

Frederick E. Drager

Frederick E. Drager
Director of Water Resources

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the matter of the application of

WILLIAM REED

For a Transfer of Water Right, in Water
District No. 16, County of Bonneville.

WHEREAS, On the 29th day of July, 1936, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of WILLIAM REED, of Idaho Falls, Idaho, for a Transfer of Water Right came on regularly for hearing, pursuant to the published notice, in due and statutory form; and

WHEREAS, NO Protest has been filed against the application and the evidence filed by the applicant, with the application, shows that a greater duty of water would result by reason of the Transfer, and that no one would be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Department of Reclamation of the State of Idaho to be affixed, at Boise, Idaho, this 27th day of July, 1936.

R. W. PARIS,
Commissioner of Reclamation



Frederick E. Drager,
Director of Water Resources

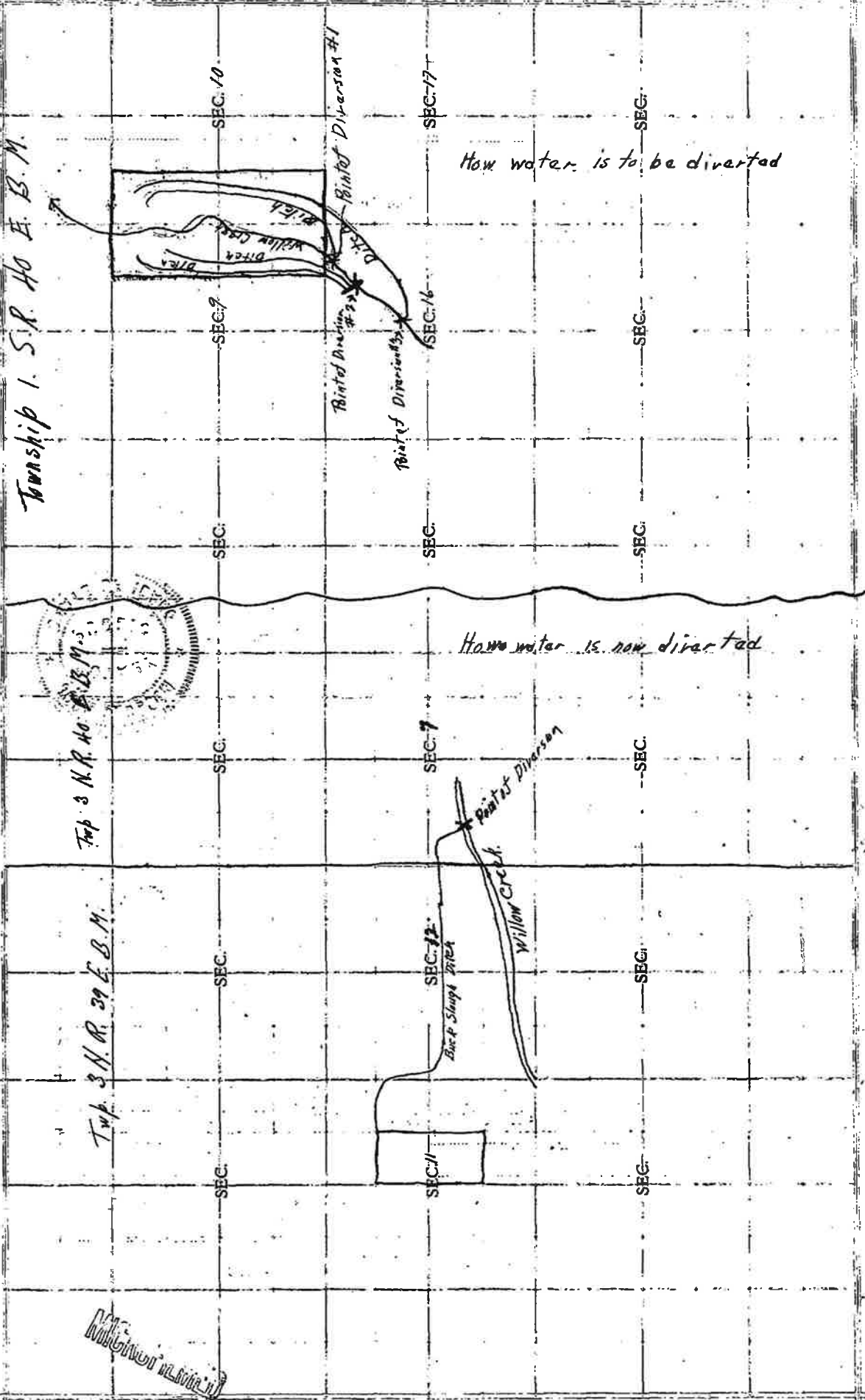
Name of Applicant **William Reed**

Township 1 S. R. 40 E. B. M.

Twp. 3 N. R. 40 E. B. M.

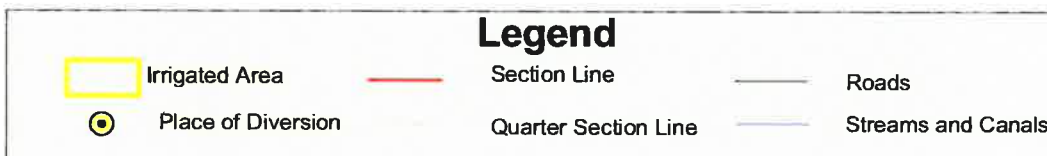
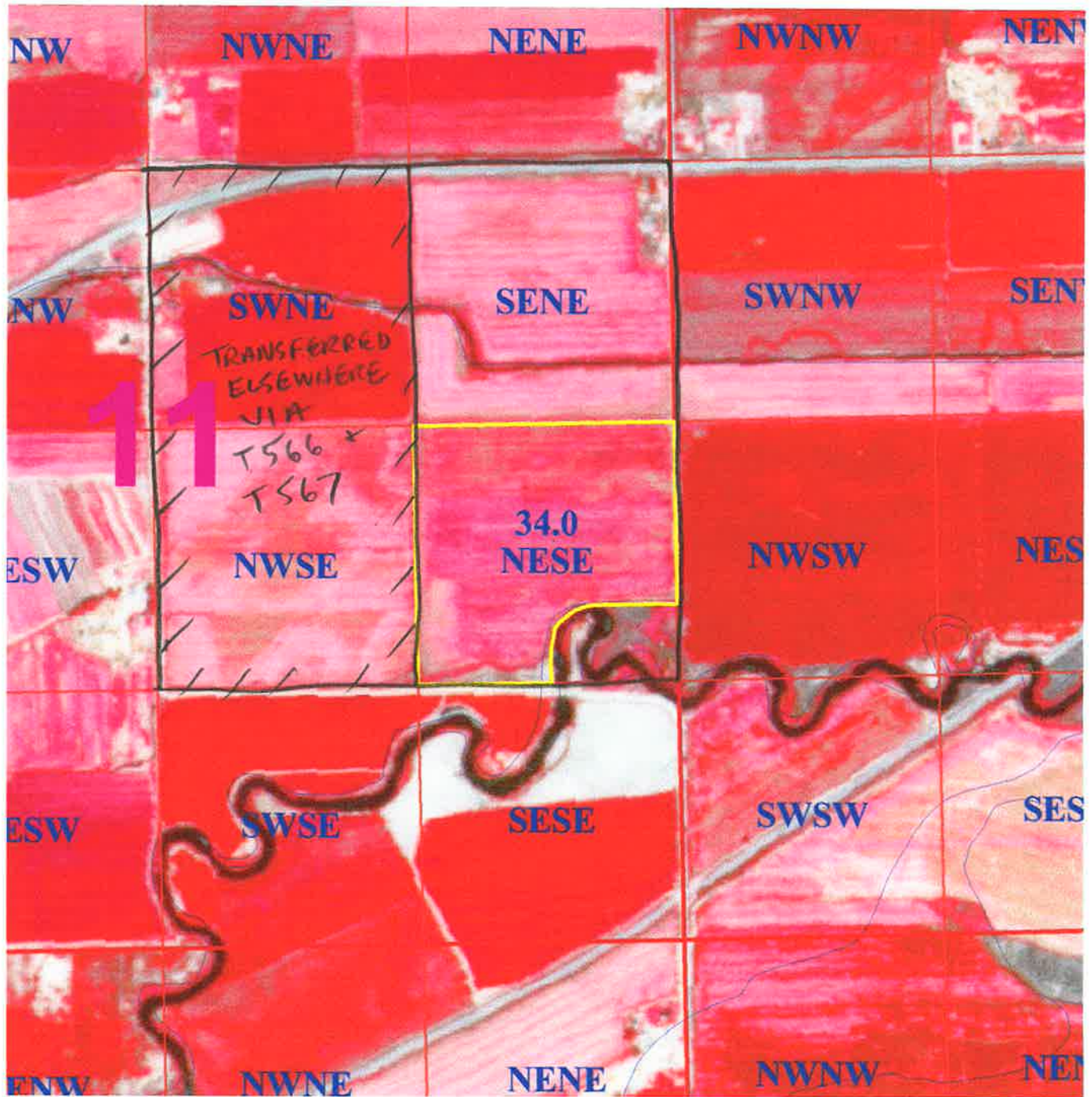
Twp. 3 N. R. 39 E. B. M.

Mr. William Reed



Water Right Claim Number 25-00055E
Township , 3N39E

11/22/2000



500 0 500 1000 1500 Feet

SPATIAL
DYNAMICS

PROFILED

SCANNED
SEP 22 2004

A25-00055E Summary 10/18/03

- ① Ownership: Alfred Moore is deceased, Farm is still in the name of Lucille I believe
- ② POD: Per neighbor Kieth Ferguson, this farm is now served by exchange from Anderson Canal. Water is delivered through headgate 6 of Anderson along w/ water of Max Cooper & others. (GPS waypoint 56F). See A25-00056F for photos.
- ③ POB: Layout appears to be correct.
- ④ Overlap: Claim indicates no overlap, early priority makes this seem reasonable. I left msg asking claimant to call & confirm.
- ⑤ Photos: ① POB looking SE from NW corner

A25-00055E Contact Log

9/23/03 538-7770 9:19 AM Mr. Moore -

Son leaves about 7:30 AM - going to dig spuds -

Will dig spuds for a couple of weeks

538-5020 - John Moore -

I will call John after harvest.

10/17/03 538-5020 9 AM Mrs. Moore

Hauling grain for 3 weeks -

OK to visit

Call John by 7:30 or later -

I will call tonight

10/17/03 - 8 PM - msg on machine - please call re: overlap
of other water

10/17/03 Field Trip

1 photo - pool looking SE from NW
corner.

SCANNED

SEP 22 2004

Water Resources
Field Services
208 663 4667

PROFILED

August 18, 2003

Alfred or Lucille Moore
12093 East 129 North
Idaho Falls, ID 83401

Re: Water Right Adjudication Claim(s) A25-00055E

Dear Water User:

Idaho Department of Water Resources (IDWR) is reviewing claims to water rights in the Snake River Basin Adjudication in your area. Water Resources Field Services has been retained to do field inspections to aid the Department in making correct recommendations to the court. In the next weeks and months I will be contacting you to make an appointment to look at your diversion works and uses of water.

The main purpose of this visit is to locate and photograph the headgate(s), ditches, and irrigated lands.

I look forward to helping make sure your water right recommendation is correct. Please contact me if there is a particular time that would be convenient for you. You may call in the evenings, or leave a message on the answering machine.

Sincerely,

Bryce A. Contor

SCANNED

SEP 22 2004

Water Resources
Field Services
208 663 4667

PROFILED



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

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 28, 2003

Dear Claimant in the Snake River Basin Adjudication (SRBA):

About 13 years ago you or your predecessor filed with the Idaho Department of Water Resources a claim to water right in the Snake River Basin. The investigation phase of this process is now focused on your area, Basin 25.

You are invited to attend a **public meeting to be held on March 10 at 7:00 p.m. in the West Coast/Red Lion Hotel, 475 River Parkway, Idaho Falls, Targhee and Bonneville Rooms.** The purpose of this meeting is for (1) the Department to update you on how the adjudication process works, and (2) for you, the claimant, to express concerns or discuss problems relating to water delivery in your area. This will help us to understand from an historical perspective the use and delivery of your water right.

Throughout this summer our adjudication staff, primarily from our Eastern Regional Office but also at times from Boise, will be contacting various water users in Basin 25. We ask for your cooperation in this process – the better we understand your water rights the better chance of you receiving an accurate decree from the SRBA Court that fully describes your water rights.

This investigation effort is being conducted by an experienced and successful staff. During recent years, this staff has accurately investigated and reported water rights in neighboring basins including the Big Lost River, the Little Lost River, Birch Creek, Camas Creek and the Portneuf River.

Please contact the Idaho Falls Office with any questions.

Sincerely,

Ernest Carlsen
Adjudication Supervisor, Eastern Region

Enclosure: Information Brochure



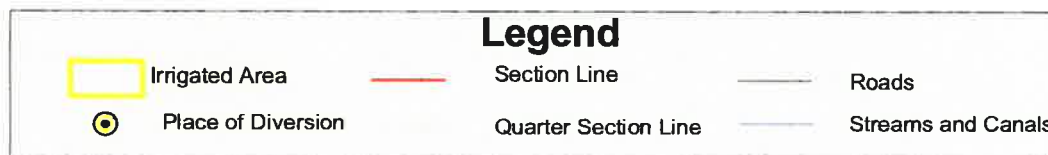
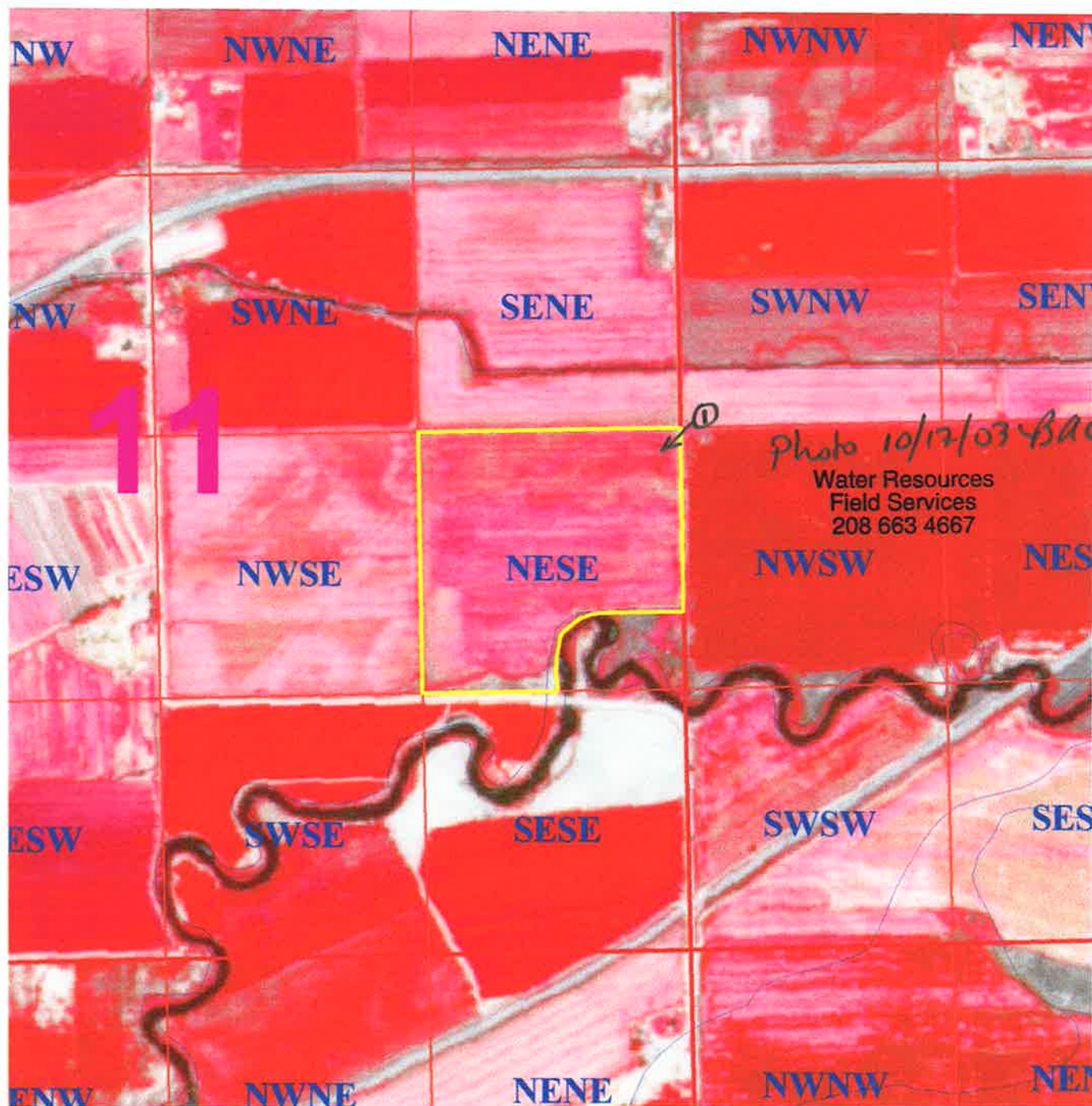
SCANNED

SEP 22 2004

PROFILED

Water Right Claim Number 25-00055E
Township , 3N39E

11/22/2000



500 0 500 1000 1500 Feet



SPATIAL
DYNAMICS



DATE: 10/24/00
PAGE: 4

Audit: 09/11/89 ESRBA 02/12/91 CARLSEN 03/29/95 POST-STD

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

E010253

CLAIMANT'S NAME

Moore

CLAIM IDENT. NO.

A25-00055E

DATE RECEIVED

9-11-89

CK #

AMOUNT \$

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ | ☐ | |
| Is the consumptive use correct? | ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| 22. Should this claim be data entered? | ☒ | ☐ | |

Claim checked by:

Date:

Claim must be returned to claimant:

(Yes) (No)

Claimant must be notified of modifications:

(Yes) (No)

Receipt Prepared by:

H. H.

Date:

9-11-89

Claim data entered by:

Date:

Checked by:

S.J.S.

Date: 12-13-90

Sent to claimant by:

Date:

Comments:

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NOV 06 1992

FROM Helen H-T

DATE 9-11-89

TO File A25-00055E

SUBJECT Conversation Memo

Mr. Moore is claiming "80" inches with a 1874 priority; map attached to claim was supplied by him. I asked several times if it was actually for only 32.2 acres; he said ~~yes~~ yes!

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SIGNATURE

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 25-55E
Date Received: 9/11/1989
Receipt No: E010253
Received By: MWH

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

1. Name of Claimant(s)

ROSEMARY MOORE Phone: (208)538-5020
12047 E 129 N
IDAHO FALLS ID USA 83401

JOHN L MOORE Phone: (208)538-5020
12047 E 129 N
IDAHO FALLS ID USA 83401

2. Date of Priority: 04/01/1874

3. Source: WILLOW CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	41E	5	SW SW	BONNEVILLE	

5. Description of diverting works:

WATER CARRIED VIA ANDERSON DITCH FROM SNAKE RIVER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.6	

7. Total Quantity Appropriated is:
1.6 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
----------	-------	---------	----------------	-----	-------

2

SCANNED

JUL 28 2001

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: A25-00055E

Date Received: 9/11/1989

Receipt No: E010253

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALFRED MOORE 208-538-7770
Address: 12093 EAST 129 NORTH
IDAHO FALLS, ID 83401

OR

Name: LUCILLE MOORE 208-538-7770
Address: 12093 EAST 129 NORTH
IDAHO FALLS, ID 83401

2. Date of Priority: APR 01, 1874

3. Source: WILLOW CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	41E	5	SW	SW	SW		BONNEVILLE

5. Description of diverting works:
WATER CARRIED VIA ANDERSON DITCH FROM SNAKE RIVER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		

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

8. Total consumptive use is 80.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A2500055E



A25-00055E

Page 1

Date: 09/11/89

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	39E	11	NE	SE		IRR	32.2
Section Acres							32.2
Total Acres							32.2

11. Place of use in counties: BONNEVILLE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
ENTERPRISE WATER USED ON ADJACENT PROPERTY IN SE1/4 NE1/4, SEC.
11.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

Decree Plaintiff

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

A25-00055E

Date Received

9-11-89 rat

Receipt Number

E010253

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

- Name of Claimant (s) Alfred & Lucille Moore Phone (208) 538-7770
Mailing Address 12093 East 129 North, Idaho Falls, ID Zip 83401
- Date of Priority (Only one (1) per claim) April 1, 1874
- Source of water supply (a) Willow Creek
which is tributary to (b) Snake River
- a. Location of existing point of diversion is: Township 3N Range 41E Section 5,
1/4 of SW 1/4 of SW 1/4, Govt. Lot, B.M., County of Bonneville
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____
- Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Water carried via
Anderson ditch from Snake River

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/1 to 11/1 amount 1.60 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.60 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 80.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	39E	11													32.2				32.2

Total number of acres irrigated 32.2

11. In which county (ies) are lands listed above as place of use located? Bonneville

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None X

14. Remarks:

Enterprise water used on adjacent property
in SE 1/4 NE 1/4, Sec. 11.

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NOV 06 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

P. J. Fender



15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X

If applicable provide IDWR Water Right Number 25-00055
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Alfred Moore Date Sept. 11 - 1989

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, Title _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 11th day of September 1989

SEAL

Notary Public Helen Harrington

Residing at Helen Harrington, Notary Public

Residing at Boise, Idaho

My Commission Expires December 1, 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

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NOV 06 1992