

08/31/2004

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

RIGHT NUMBER: 25-4152B
NAME AND ADDRESS: WILLIAM LOGSTON
PO BOX 672
ABERDEEN ID 83210
SOURCE: POSEY CREEK TRIBUTARY: GRAYS LAKE
QUANTITY: 0.270 CFS
The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
PRIORITY DATE: 05/01/1931
POINT OF DIVERSION:
T03S R43E S16 SESW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/31	0.270 CFS
STOCKWATER	05/10 11/05	0.040 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03S R43E S20 NWSE 1.1

STOCKWATER same as IRRIGATION

1.1 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.

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

EXPLANATORY MATERIAL: Beneficial Use

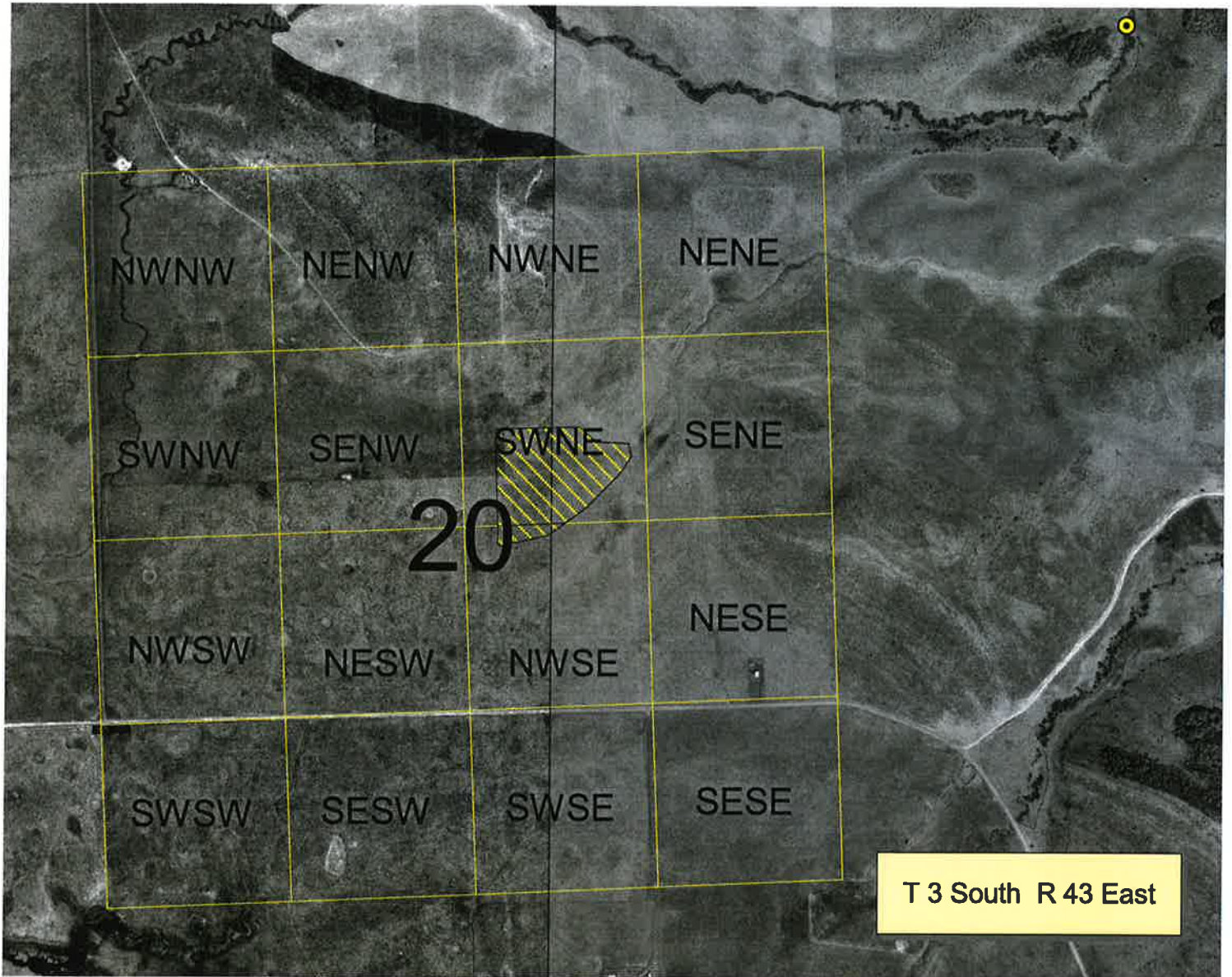


State of Idaho

Department of Water Resources

Eastern Region

Water Right(s): 25-4152B



1320 0 1320 2640 3960 Feet

PROFILED

- ⊙ Point of Diversion
- 25-04152b.shp
- Section 20



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: August 2004

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

RIGHT NUMBER: 25-4152B

NAME AND ADDRESS: WILLIAM LOGSTON
PO BOX 672
ABERDEEN ID 83210

SOURCE: POSEY CREEK

TRIBUTARY: GRAYS LAKE

QUANTITY: 0.270 CFS

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

PRIORITY DATE: 05/01/1931

POINT OF
DIVERSION:

T03S R43E S16 SESW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/31	0.270 CFS
STOCKWATER	05/10 11/05	0.040 CFS

PLACE OF USE: IRRIGATION in BONNEVILLE County

T03S R43E S20 SWNE 12.50
T03S R43E S20 NWSE 1.10

added

STOCKWATER same as IRRIGATION

13.6 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 - Beneficial Use

*prepared on 7/22/09
in order to resolve
error on partial decree.*

Rm

08/31/2004

**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: 25-4152B

WILLIAM LOGSTON

PO BOX 672

ABERDEEN ID 83210

Telephone Number: (208) 397-4601

RECEIVED

OCT 22 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:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-5-04

SIGNATURE:

William J. Logston

Please print your name: WILLIAM J. LOGSTON

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

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OCT 14 2004

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that LEONA T. MORRIS
(Name of Claimant)

Route # 1 Box 426 Blackfoot, Idaho 83221 Telephone No. 785-1654
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) JUNE 15, 1921

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: Posey Creek tributary to Greys Lake

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>2 cfs</u>	Use	<u>IRRIGATION</u>	Period of Use From	<u>6-5</u> To <u>9-30</u>
Quantity	<u>2400 gpd</u>	Use	<u>Stock water</u>	Period of Use From	<u>5-10</u> To <u>11-5</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 20 cfs 2400 gpd TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SW ¼, Sec. 16 Twp. 3S Rge. 43E B.M., County of Bonnerville
 Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 20 foot diversion dam with 30 ft. ditch right of way
decided to leave Morris through Section 16

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 539.7 ²/₁₀₀

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Stock Water for 200 head of Range Cattle

NOTE: Include here the type and number of stock watered:

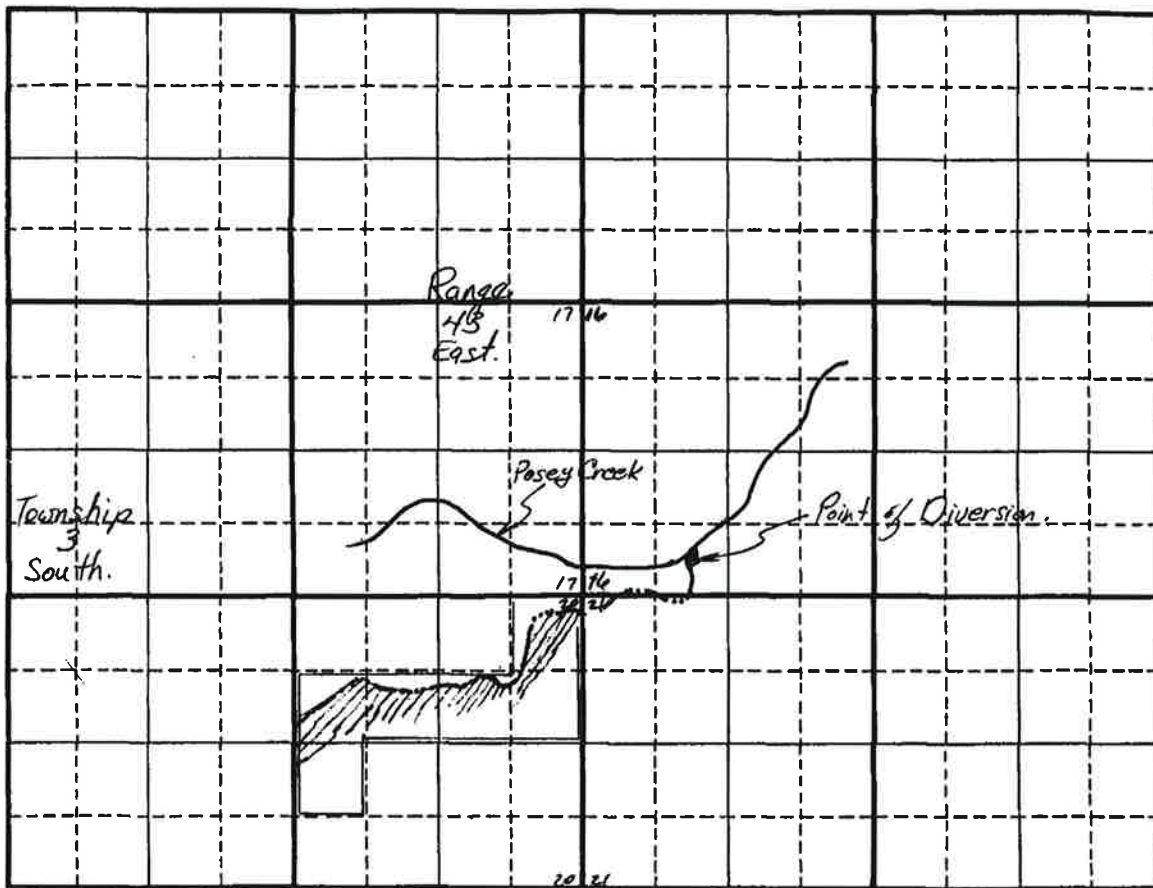
(7) If you are claiming water as a member of an organization, list name of organization:

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(B) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Bonneville) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 31st day of August, 1982.

James T. Mendenhall
By James T. Mendenhall
Claimant

Callen Wray
Notary Public
Residing at Idaho Falls, Id.

My commission expires 6/15/85

FOR DEPARTMENT USE ONLY

Received by DMC Date 8-31-82 Exception filed by: _____ Date _____
Prelim. check by Kay Date 9-1-82
\$20.00 fee received by BP Date 8-31-82 #22478
Published in Blackfoot News
Dates 9/16 - 9/23/82

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SEP 01 2004

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 25-4152B
Date Received: 3/11/2004
Receipt No:
Received By:

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

1. Name of Claimant(s)

WILLIAM LOGSTON Phone: (208) 397-4601
PO BOX 672
ABERDEEN ID USA 83210

2. Date of Priority: 06/15/1921

3. Source: POSEY CREEK Trib. to: GRAYS LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03S	43E	16	SE SW	BONNEVILLE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	06/05	09/30	2	
STOCKWATER	05/10	11/05	0.004	

7. Total Quantity Appropriated is:
2.004 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
03S	43E	20	NE	NE	IRRIGATION	20
			SW	NE	IRRIGATION	15
			SE	NE	IRRIGATION	8
			SW	NW	IRRIGATION	30
			SE	NW	IRRIGATION	20

SEP 01 2004

NW SW

IRRIGATION 6

Section Acres 99

Total Acres 99

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:

14. Remarks:

OTHER WATER RIGHTS USED: 25-7289

THIS CLAIM ORIGINALLY FILED AS CLAIM NO. 25-4152.

15. Basis of Claim: Statutory Claim

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 _____

SCANNED
SEP 01 2004

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 TO 25-4152 B

Ident. Number ~~25-4152~~
Date Received: 3/3/2004
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WILLIAM LOGSTON Phone: (208) 397-4601
PO BOX 672
ABERDEEN ID USA 83210

2. Date of Priority: 06/15/1921

3. Source: POSEY CREEK Trib. to: GRAYS LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03S	43E	16	SE SW	BONNEVILLE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	06/05	09/30	2	
STOCKWATER	05/10	11/05	0.004	

7. Total Quantity Appropriated is:
2.004 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
03S	43E	20	NE NE	IRRIGATION	20
			SW NE	IRRIGATION	15
			SE NE	IRRIGATION	8
			SW NW	IRRIGATION	30
			SE NW	IRRIGATION	20

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NW SW

IRRIGATION 6

Section Acres 99

Total Acres 99

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:

14. Remarks:

OTHER WATER RIGHTS USED: 25-7289

15. Basis of Claim: Statutory Claim

PROFILED

SCANNED

SEP 01 2004

50 file
late
acres
199

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: A25-04152

Date Received: 10/15/1996

Receipt No: E029560

Received By: JC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM LOGSTON 208-397-4601
Address: PO BOX 672
ABERDEEN ID 83210

2. Date of Priority: JUN 15, 1921

3. Source: POSEY CREEK Trib. to: GREYS LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	43E	16	SE	SW			BONNEVILLE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	06/05	09/30	2.000		
STOCKWATER	05/10	11/05	0.004		

7. Total Quantity Appropriated is:

2.004 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
03S	43E	20	NE	NE		IRR	20.0
			SW	NE		IRR	15.0
			SE	NE		IRR	8.0
			SW	NW		IRR	30.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	43E	20	SE	NW		IRR	20.0
			NW	SW		IRR	6.0

Section Acres 99.0

Total Acres 99.0

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:
A25-07289

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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): William J. Taylor Date: 2-26-04

Date: _____

PROFILED

SCANNED

State of Idaho)
County of Bonneville) SS.

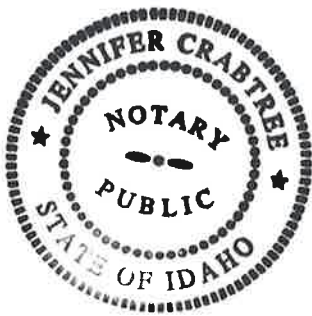
Subscribed and sworn (or affirmed) before me this 26 day
of February 19 2004

Jennifer Crabtree
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 9/23/09



PROFILED