

11/14/2005

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

RIGHT NUMBER: 25-14014

NAME AND ADDRESS: REED C HUMPHERYS
648 GRAYS LAKE RD
WAYAN ID 83285

SOURCE: UNNAMED SPR
UNNAMED STREAM

TRIBUTARY: UNNAMED STR
TRIBUTARY: GRAYS LAKE

QUANTITY: 0.060 CFS

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

PRIORITY DATE: 05/01/1948

POINT OF DIVERSION:

T04S R43E S11 SENE Within BONNEVILLE County

T04S R43E S11 SENE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	05/01 10/31	0.040 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T04S R43E S11 SENE 1.3

STOCKWATER Within BONNEVILLE County

T04S R43E S11 SENE

1.3 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

Stockwater use is for 300 range cattle.

SOURCE IS KNOWN LOCALLY AS HAWKINS CREEK.

07/02/2004

**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: 25-14014

REED C HUMPHERYS

WAYAN ID 83285

Telephone Number: (208)574-2495

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:

8-31-04

SIGNATURE:

Reed C Humpherys

Please print your name:

REED C HUMPHERYS

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

RECEIVED

SEP 09 2004

Department of Water Resources
Eastern Region

SCANNED

SEP 10 2004

PROFILED

07/02/2004

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

RIGHT NUMBER: 25-14014

NAME AND ADDRESS: REED C HUMPHERYS
WAYAN ID 83285

SOURCE: UNNAMED SPR
UNNAMED STREAM

TRIBUTARY: UNNAMED STR
TRIBUTARY: GRAYS LAKE

QUANTITY: 0.050 CFS

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

PRIORITY DATE: 05/01/1948

POINT OF DIVERSION:

T04S R43E S11 SENE Within BONNEVILLE County
T04S R43E S11 SENE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	05/01 10/31	0.030 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T04S R43E S11 SENE 0.6

STOCKWATER Within BONNEVILLE County

T04S R43E S11 SENE

0.6 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: BASIS OF CLAIM - Beneficial Use
SOURCE IS KNOWN LOCALLY AS HAWKINS CREEK.
Stockwater use is for 300 range cattle.

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SEP 10 2004

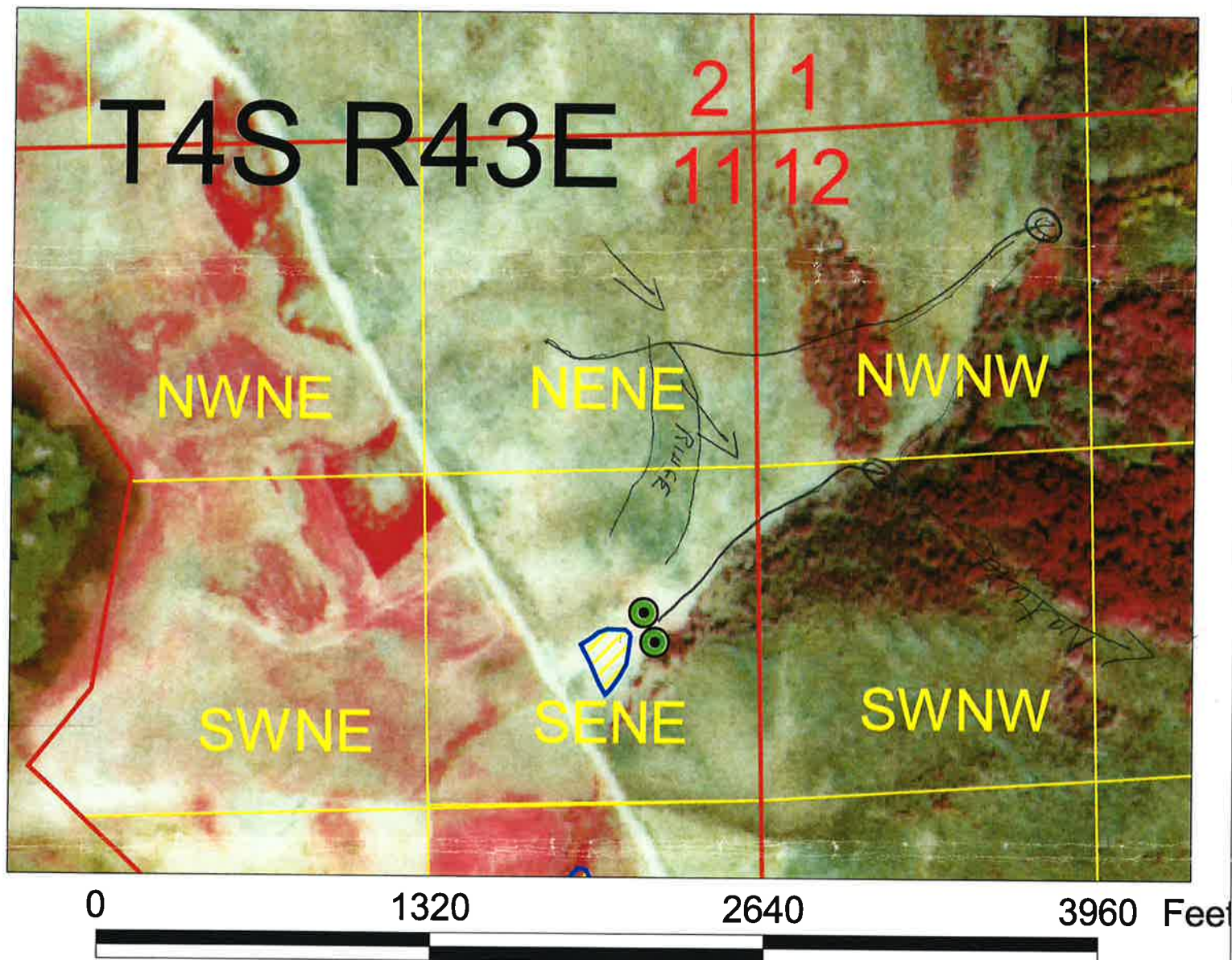
RECEIVED
SEP 09 2004
Department of Water Resources
Eastern Region

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Department of Water Resources

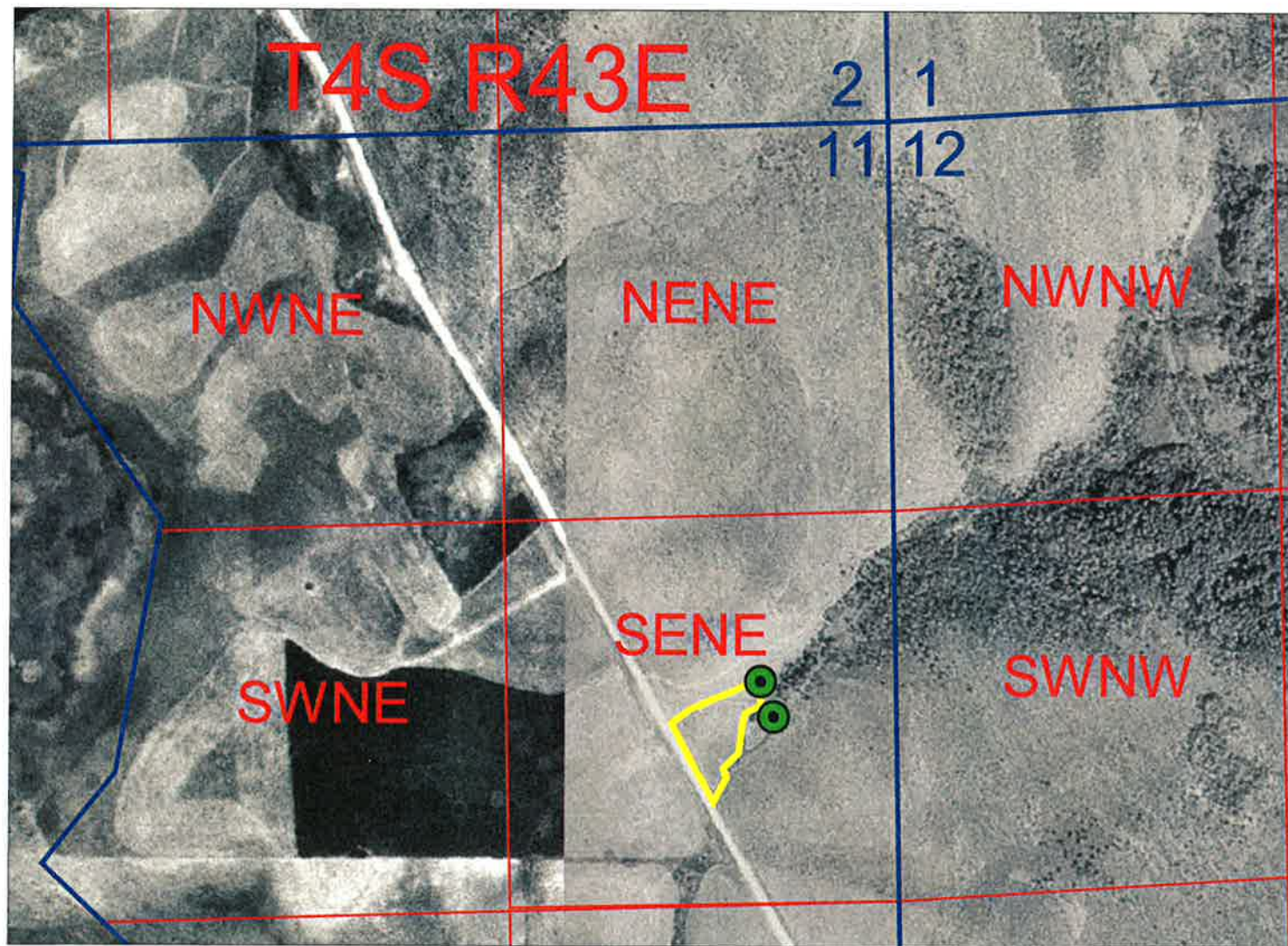
Claim No.: 25-14014





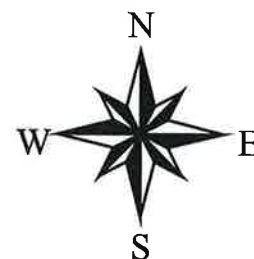
Department of Water Resources

Claim No.: 25-14014



0 1320 2640 Feet

-  Point of diversion
-  Place of use
-  Sections
-  QQ

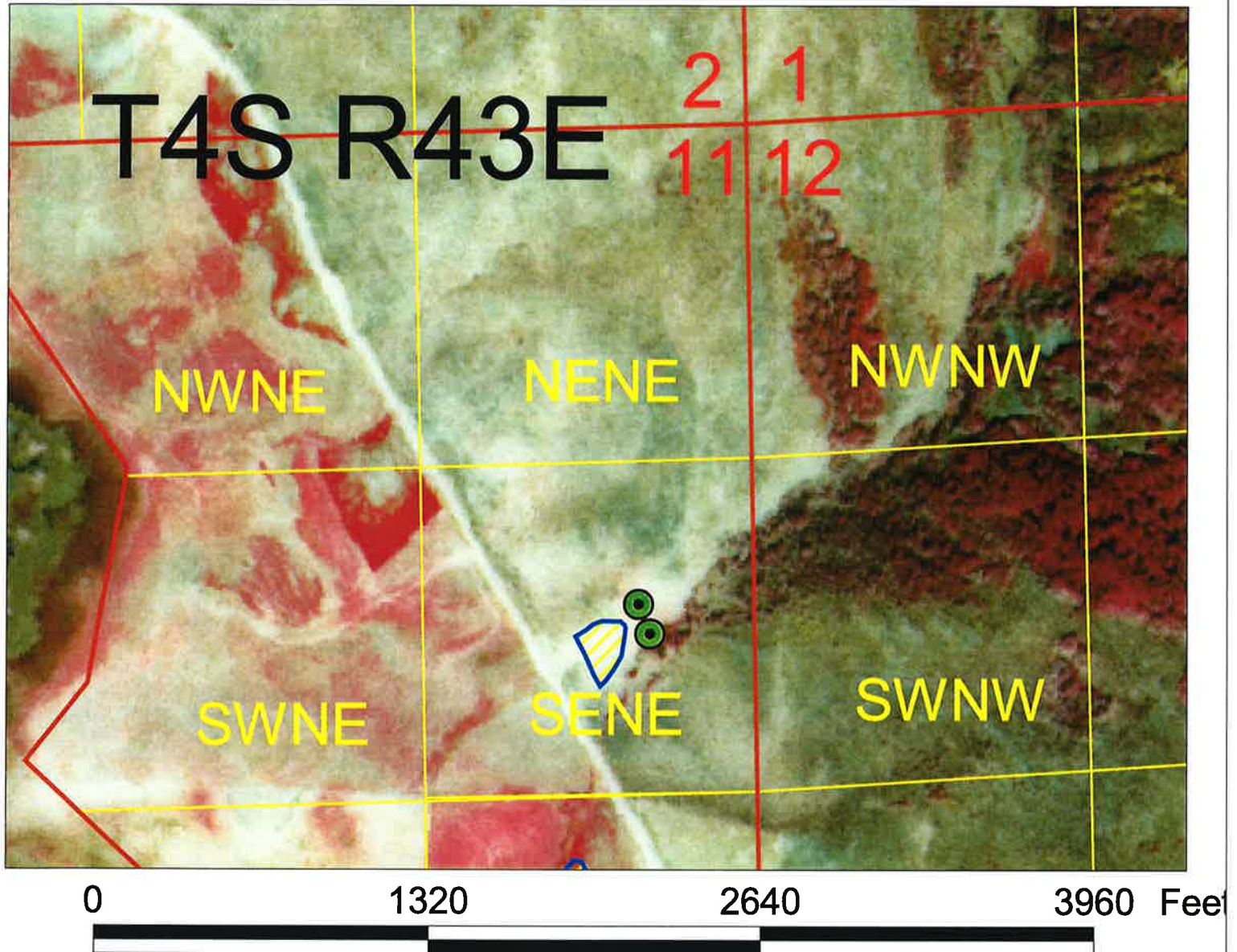


GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: November 2005

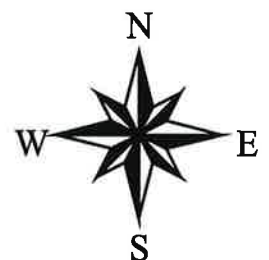


Department of Water Resources

Claim No.: 25-14014



- Point of diversion
- Place of use
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: July 2004

- 1) Affidavit from Neighbor
- 2) Check for \$ 51
- 3) Mail to
Michael Holliday
IDWR
900 N Skyline Ste A
Idaho Falls ID 83402

(Nov 1st 2003) This is to certify that I own land ~~that~~ that joins Reed Humphreys land on his south border, east of the Gray Lake Rd.

Every year since 1948 I have seen him irrigate $1\frac{1}{2}$ to $2\frac{1}{2}$ acres on the south east corner of his property east of the road, with water from a creek known as Hawkins creek.

Bernard Lindstrom

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DEC 02 2003

Department of Water Resources
Eastern Region

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Field Exam Summary "Reed Humphries New Claim"**11/8/2003**

Bryce Contor

Water Resources Field Services

General Comments

While examining A25-04046 I helped Mr. Humphries fill out a new claim for a small irrigated parcel he showed me. He kept the claim as he was going to attach an affidavit and a check and mail it in to IDWR.

This claim is for a small corner north east of the road that was part of a larger piece of ground which Mr. Humphries has sold to the National Wildlife Refuge. What I saw indicates that irrigation is possible and perhaps some attempts have been made to irrigate it. I propose that the recommendation be based on the strength of the affidavit(s) provided. Note that photo HumphriesNewClaim_4.jpg shows some green where it looks like water has run this season onto POU.

Ownership

Appears to be correct.

POD

The irrigation POD is an earthen dam in the channel of the creek, photo HumphriesNewClaim_1.jpg. The natural channel goes away from the camera and the ditch goes to the right. GPS waypoint 10, 713,799 East, 224,147 North is the creek POD for irrigation. GPS waypoint 12, 713,813 East, 224,111 North IDTM is the spring POD for stockwater (stock drink from spring).

POU

The POU is a triangle between the POD, the creek, and the road. I stepped it off at about 0.6 acres. I didn't have a detailed map (my topo stopped just north of this location) so the section and qq in the claim may be off. Use the GPS of the POD and the aerial photo of the road to guide making a shapefile.

Overlap

None

Conflict

The creek would flow onto the Wildlife Refuge if not diverted. I don't know what claims the refuge may have made on this water.

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Priority

Rely on affidavit.

Quantity

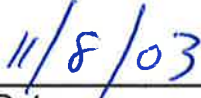
Not measured. Photos indicate ditch has capacity for this small acreage.

List of Photos

HumphriesNewClaim_1.jpg	POD
HumphriesNewClaim_2.jpg	POU looking South (SouthWest?) from just northwest of POD.
HumphriesNewClaim_3.jpg	Springs that supply stockwater, south east of creek channel
HumphriesNewClaim_4.jpg	Closeup of POU showing green grass where water has run this season.



Bryce A. Contor



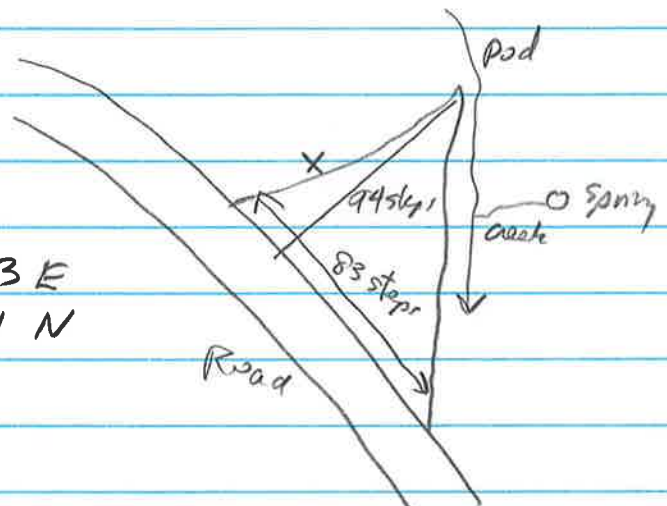
Date

Mr. Humphreys New Claim 10/18/03

Waypoint 10 713,799 E 224,147 N - Pod

- 1 Photo of Pod
- 1 photo of POU
- 1 photo of Spring
- 1 photo at X of
bank cut

GPS Waypoint # 12 713813 E
224 111 N
Spring



$$\begin{array}{r} 94 \\ 2.6 \\ \hline 564 \\ 188 \\ \hline 244.4 \end{array}$$

$$\begin{array}{r} 83 \\ 2.6 \\ \hline 498 \\ 166 \\ \hline 2158 \end{array}$$

$$\begin{array}{r} 220 \\ 240 \\ \hline 8800 \end{array}$$

$$\begin{array}{r} 220 \\ 240 \\ \hline 8800 \\ 44000 \\ \hline 52800 \\ 1.2 \\ \hline 1.2 = 0.0 \end{array}$$

$$\begin{array}{r} 43560 \overline{) 52800} \\ 43560 \\ \hline 9240 \end{array}$$

$$\begin{array}{r} 0.6 \\ 0.03 \end{array}$$

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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 25-14014
Date Received: 12/3/2003
Receipt No: E029393
Received By: MWH

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

1. Name of Claimant(s)

REED C HUMPHERYS Phone: (208)574-2495
648 GRAYS LAKE RD
WAYAN ID USA 83285

2. Date of Priority: 12/31/1904

3. Source: UNNAMED SPR , UNNAMED STREAM Trib. to: UNNAMED STR , GRAYS LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04S	43E	11	SE NE	BONNEVILLE	
04S	43E	11	SE NE	BONNEVILLE	

5. Description of diverting works:

1. Dam in creek to ditch for flood irrigation.
2. Stock drink from stream and spring.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.18	
STOCKWATER	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.22 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
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04S

43E 11

SE NE
SE NESTOCKWATER
IRRIGATION 1.3

Section Acres 1.3

Total Acres 1.3

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:

Stockwater use is for 300 head beef cattle.

Amended claim to add 0.7 acres for irrigation based on aerial photo and to correct pls description for place of use and points of diversion.

15. Basis of Claim: Beneficial Use

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: _____

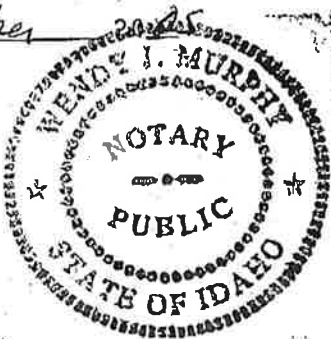
For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Reed C. Humphrey Date: Oct. 17 - 05

Date:

State of Idaho

County of Bonneville } SS.Subscribed and sworn (or affirmed) before me this 17th
of October 2005Wendy J. Murphy
Notary PublicResiding at Idaho FallsMy commission Expires 6/23/06

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 25-14014
Date Received: 12/3/2003

Receipt No:
Received By:

E029393
JC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

REED C HUMPHERYS Phone: (208)574-2495

WAYAN ID USA 83285

2. Date of Priority: 12/31/1904

3. Source: UNNAMED SPR , UNNAMED STREAM Trib. to: UNNAMED STR , GRAYS LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04S	44E	12	SW NW	BONNEVILLE	
04S	44E	12	SW NW	BONNEVILLE	

5. Description of diverting works:

1. Dam in creek to ditch for flood irrigation.
2. Stock drink from stream and spring.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.18	
STOCKWATER	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.22 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
----------	-------	---------	----------------	-----

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Acres
OCT 21 2004

04S

44E 12

SW	NW
SW	NW

STOCKWATER	
IRRIGATION	0.6

Section Acres 0.6

Total Acres 0.6

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:

Stockwater use is for 300 head beef cattle.

15. Basis of Claim: Beneficial Use

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)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this
of _____ 20____

Notary Public

Residing at _____

My commission Expires _____

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

DEC 02 2003

Department of Water Resources
Eastern Region

Please type or print clearly

1. Name of Claimant (s) Reed C. Humphreys Phone (208) 574-2495Mailing Address Wayan ID Zip 832852. Date of Priority (Only one (1) per claim) Dec 31, 19043. Source of water supply (a) Unnamed spring and unnamed stream (Hawkins Creek)
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 45 Range 44 Section 12_____ 1/4 of SW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Bonneville CountyAdditional points of diversion if any: 2 P.O.D. in this Q.R., see map

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 _____

5. 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.

- 1) Dam in creek to ditch for flood irrigation
- 2) Stock drink from stream and spring

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwater purposes from 1/1 to 12/31 amount 0.04 or _____

For Irrigation purposes from 4/1 to 10/31 amount 0.18 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.22 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 300 head beef cattle

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	
<u>45</u>	<u>44</u>	<u>12</u>							<u>0.6</u>										<u>0.6</u>
<u>11</u>	<u>11</u>	<u>11</u>							<u>5</u>										

Total number of acres irrigated 0.6

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.
None or None ()

14. Remarks: GPS location of stream POD 713,799 E 224,147 N
" " " spring POD 713,813 E 224,111 N
Stream & spring combined fill 1 gallon bucket
in 2 seconds

Last Name _____ Ident No. _____

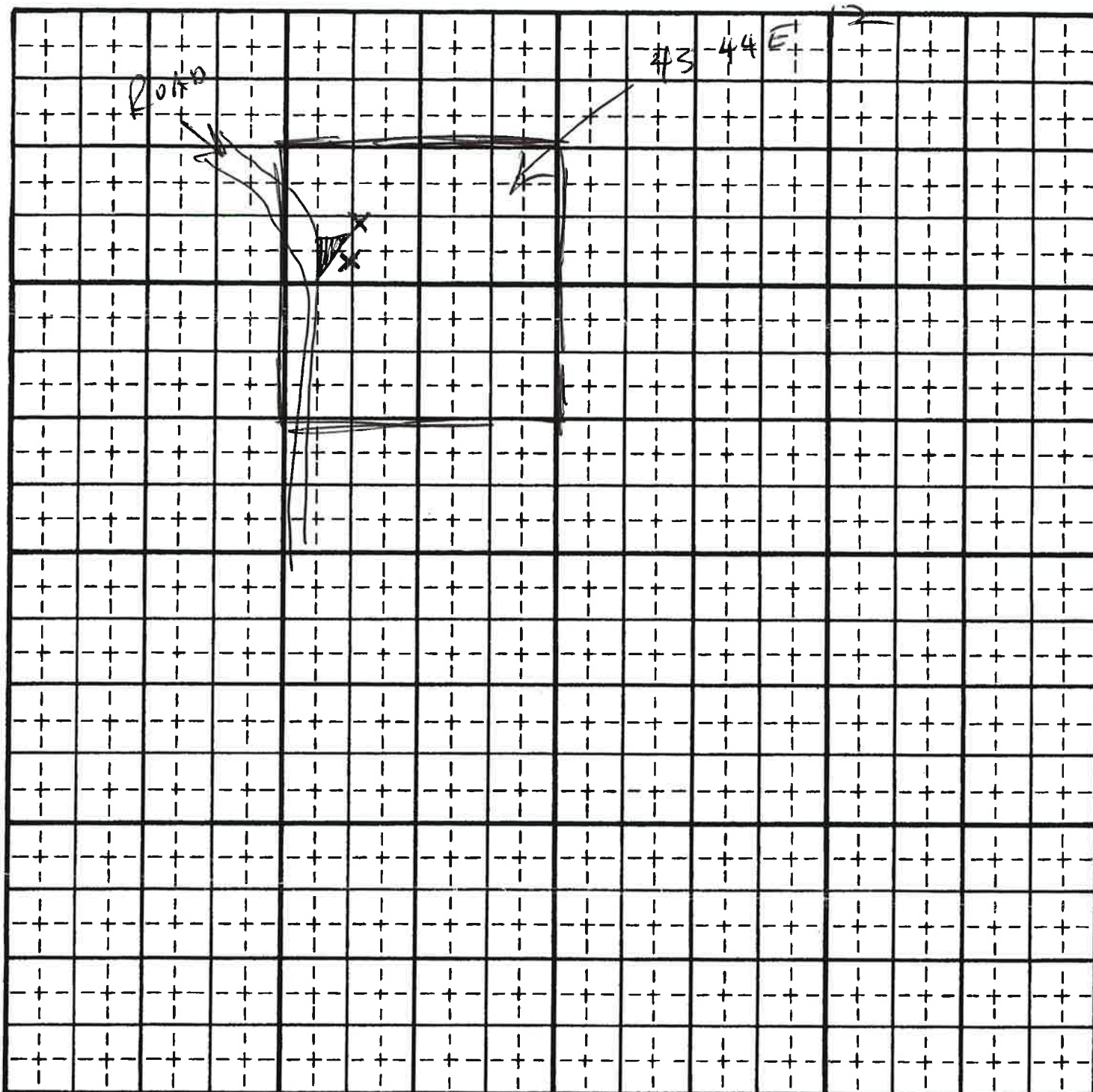
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Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name _____ Ident No. _____

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15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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.

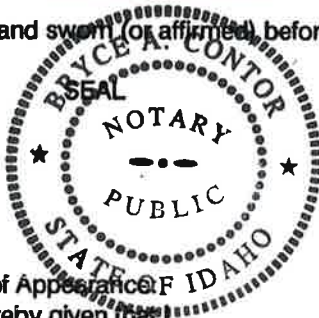
Signature of Claimant (s) *Reed H. Hargrave* Date 10-18-03
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, 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 10th day of Oct 2003



Notary Public *Bryce A. Contor*
Residing at Mud Lake Idaho
My Commission Expires 10/14/05

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 _____

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