

12/04/2003

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

RIGHT NUMBER: 27-2043

NAME AND ADDRESS: DIANE MASON
575 GRANT ST.
AMERICAN FALLS ID 83211

SOURCE:

TRIBUTARY:

QUANTITY: 0.560 CFS

PRIORITY DATE: 03/19/1915

POINT OF DIVERSION:

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.020 CFS
IRRIGATION	04/15 10/15	0.560 CFS

PLACE OF USE: DOMESTIC Within CARIBOU County

T08S R43E S26	NESW	T08S R43E S26	SWSW
T08S R43E S26	SESW	T08S R43E S35	NENW

IRRIGATION Within CARIBOU County

T08S R43E S26	NESW	3.0	T08S R43E S26	SWSW	9.0
T08S R43E S26	SESW	8.0	T08S R43E S35	NENW	8.0

28 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: License



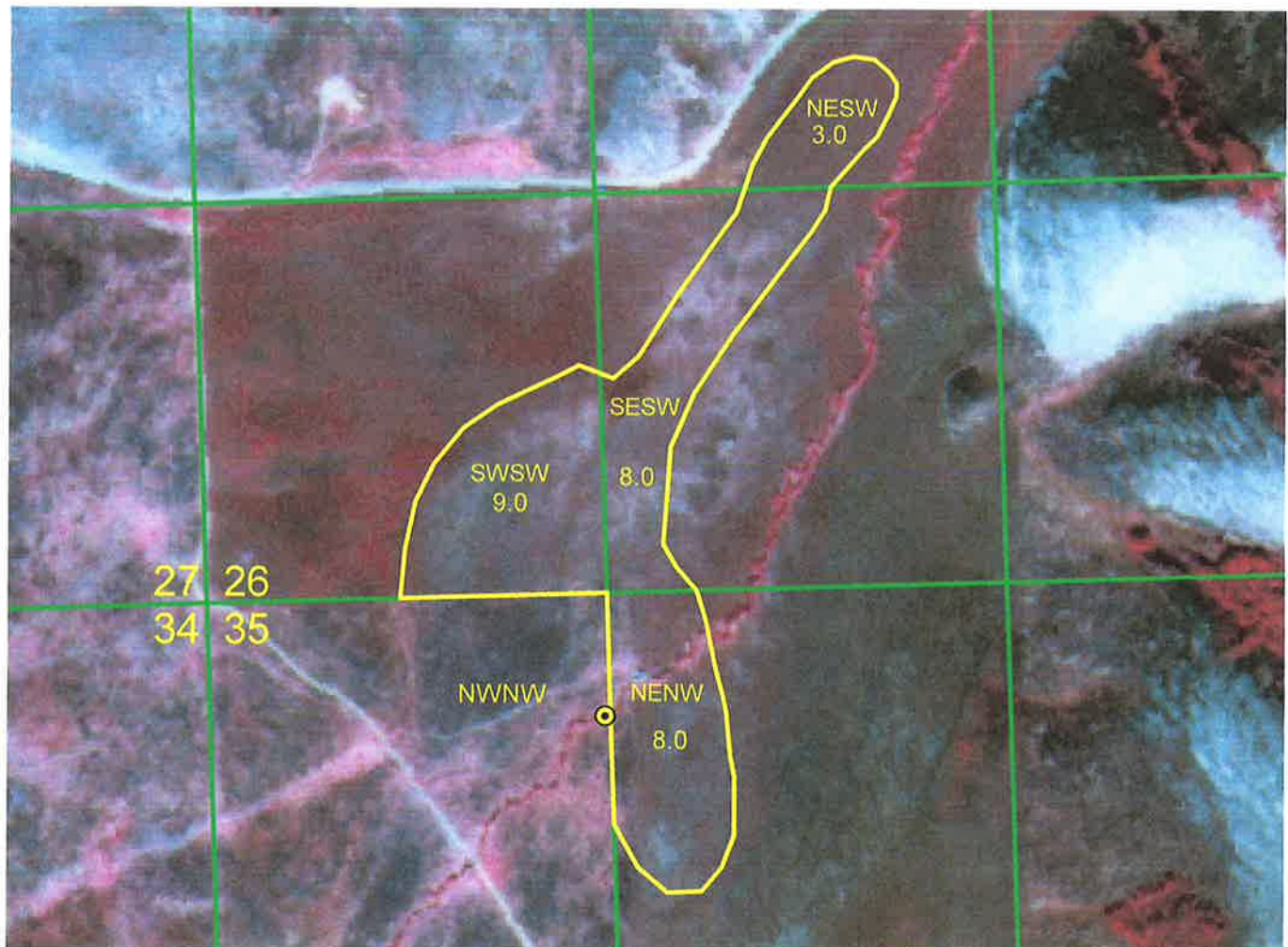
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-2043



800 0 800 1600 Feet

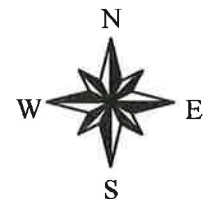
IRRIGATED ACRES 28.0

LEGEND

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

Place of Use: T8S, R43E:
(part of) Sec. 26, NESW, SWSW, SESW
(part of) Sec. 35, NENW

Point(s) of Diversion: T8S, R43E:
Sec. 35, NWNW



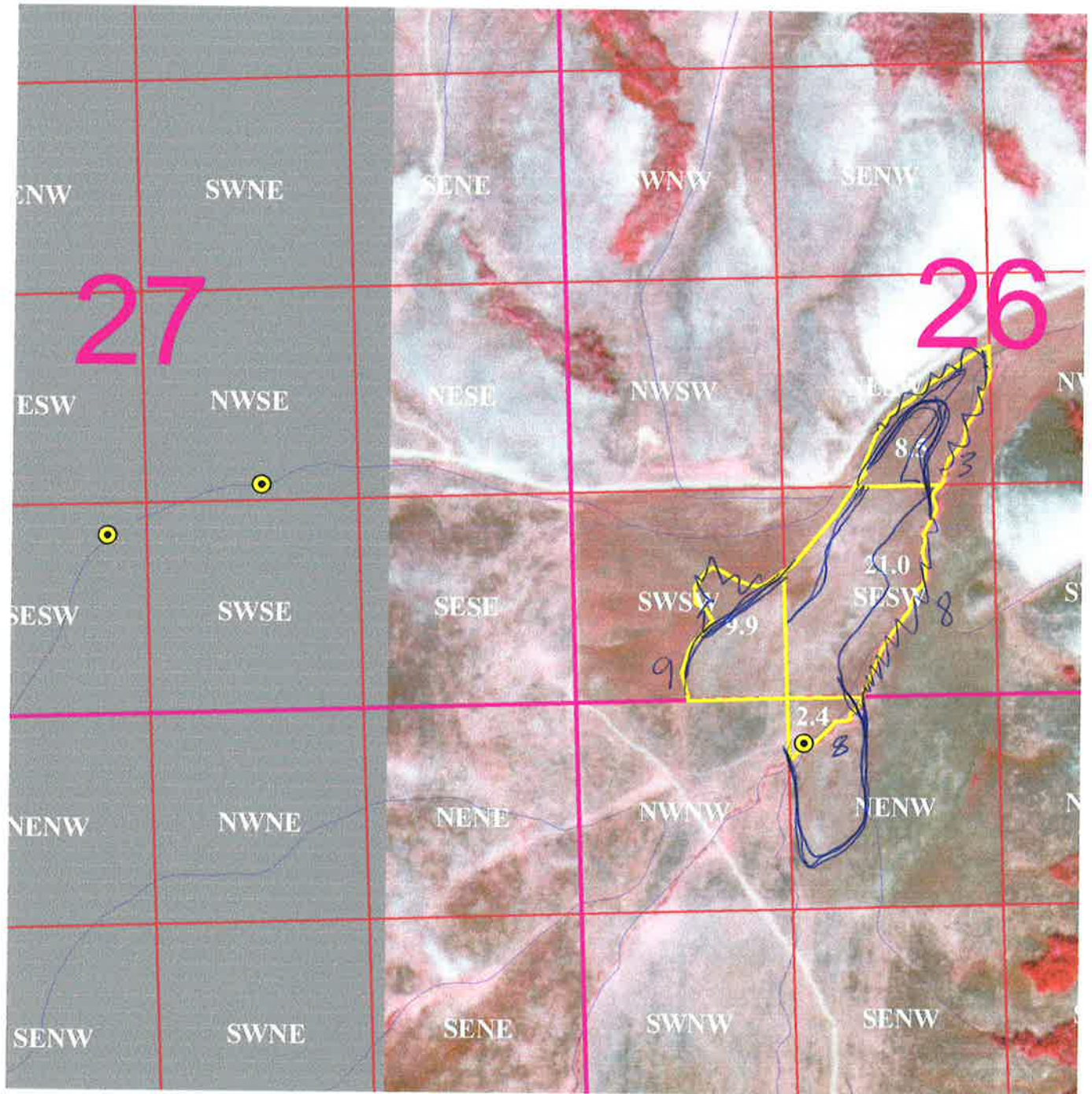
GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: December 2003

FEB 15 2006

PROFILED

Water Right Claim Number 27-02043
Township , 8S43E

12/01/2000





State of Idaho

DEPARTMENT OF WATER RESOURCES

15 W Center Street, Soda Springs, Idaho 83276-1575

Phone: (208) 547-3993 FAX: (208) 547-3939 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

February 22, 2007

Diane Mason
575 Grant St.
American Falls, ID 83211

COPY

REF: SRBA Rights 27-2043

Subject: Basin 27 Objections to Irrigation Use

Dear Claimants:

This letter concerns the objection filed by the Shoshone-Bannock Tribes and/or the Bureau of Indian Affairs (collectively referred to as "the Tribal Objectors") to your water right in the Snake River Basin Adjudication (SRBA) and the concurrence of the Idaho Department of Water Resources (IDWR) in a proposed settlement agreement to resolve the objection.

It is IDWR's understanding that you have agreed to settle the volume objection made by the Tribal Objectors to your water right by including a specific total annual volume limit on your irrigation water right. Recently, the Tribal Objectors requested that IDWR concur in the settlement agreement. IDWR is reluctant to concur in such settlements because of a lack of information regarding actual diverted volumes in Basin 27. If a volume limit is to be included in a water right, IDWR wants to make sure that the volume limit is as accurate as possible. To this end, IDWR is currently in the process of implementing a study intended to provide a basis for determining diverted volumes in Basin 27. Still, IDWR realizes that that some water users might have information that would provide actual diverted volumes for their water rights, thus eliminating the need to wait for completion of the study. As such, IDWR is requesting any information you have to support historical diversion amounts for your water right. If you have any such information, please send it to the address listed above.

SCANNED

JUN 07 2007

If you have any questions please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

CC: BIA, U.S. Dept. Of Justice
Jeanette Wolfley, Shoshone-Bannock Tribes
State Of Idaho, David Barber
Garrick Baxter, Deputy Attorney General

SCANNED
JUN 07 2007

12/04/2003

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: 27-2043

DIANE MASON
575 GRANT ST.
AMERICAN FALLS ID 83211

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: 5/31/05

SIGNATURE:

Diana J. Mason

Please print your name:

DIANA J. MASON

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

PROFILED

SCANNED
FEB 15 2006

KMT
6/19



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 7, 2003

Estate of Clyde C. Anderson
Diane Masen
Personal Rep.
575 Grant Street
American Falls, ID 83211

Ref: Snake River Basin Adjudication (SRBA)
Claims 27-2043 and 27-11359.

Subject: Discrepancies in the adjudication

Response Date: November 24, 2003

Dear Claimant:

I received the information you sent with the ownership change for claim 27-11359. Clyde C. Anderson also filed claim 27-2043 for some reason this claim number was not included on the ownership change form so I have added it.

Claim 27-2043 with a 1915 priority date was licensed for irrigation and domestic use at a total diversion rate of 0.56 cfs. In the adjudication, the claimed overall diversion rate is 0.72 cfs and stock watering was added. The domestic component on the license includes stock watering. Therefore, the additional stock watering will not be recommended to the SRBA court and the diversion rate will be recommended at the licensed rate of 0.56 cfs.

After further review of the license some additional question arose. It appears that both claims irrigate the same place of use except for apiece located in the NWNE of section 26. They also claim the same points of diversion and source. This right was licensed at a half inch per acre per the Idaho Code. Why is the additional water necessary? Also, the patent record sent in for evidence of priority on claim 27-11359 does not match the legal description on the claim. Without some additional information and clarification on these items then claim 27-11359 it will be recommended as "Disallowed" to the SRBA court.

If you have any additional questions please feel free to contact me at 547-3993.

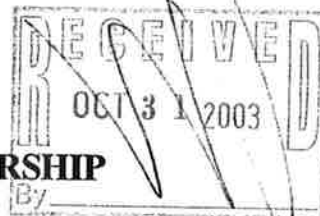
Respectfully,

Cindy E. Bird

Enclosure: Copy of the Ownership Change

NOV 5 2003

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
27-11359					
27-2043					

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)

Clyde C. Anderson

250 S. 1st East

4. New Owner/Claimant(s)

Soda Springs, ID 83276

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

Estate of Clyde C. Anderson
Diana J. Anderson - Personal Rep.

City, State and ZIP Code

575 Grant St - Am. Falls, ID 83211

New Telephone Number

(208) 251-5772 or 251-3512

5. Date you acquired the property

January 4, 1994

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)
(include title if applicable)

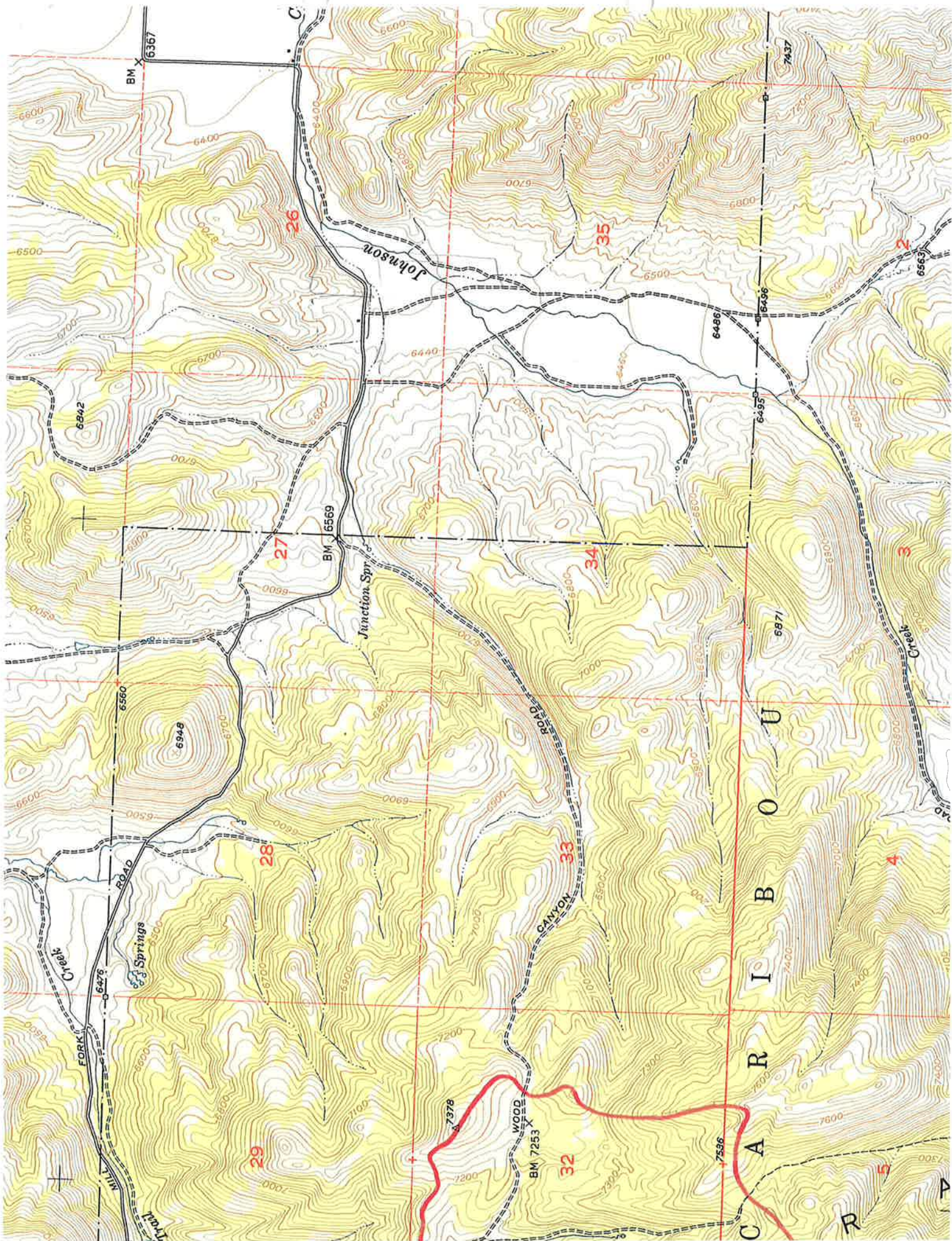
Eugene & Clyde C. Anderson
Debbie J. Brown - Record Rep.

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 _____
Received by _____	Date _____	Receipt No. _____

T 85 R 43E



T8S R43E

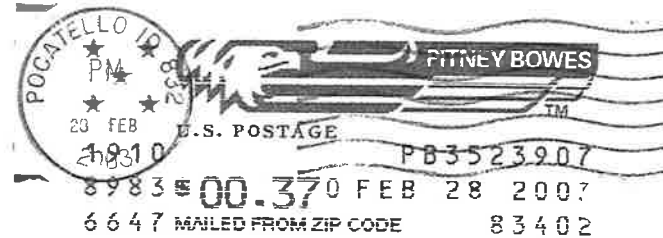


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED

- 
- ☒ Not Deliverable As Addressed
Unable To Forward
☐ Insufficient Address
☐ Moved, Left No Address
☐ Unclaimed ☐ Refused
☐ Attempted-Not Known
☐ No Such Street ☐ Number
☐ Vacant ☐ Illegible
☐ No Mail Receptacle
☐ Box Closed-No Order
☐ Returned For Better Address
☐ Postage Due _____

CLYDE C ANDERSON
250 S 1ST E
[REDACTED]



Notes

- 10-3-03
18-03
- 1) 9/30/03. address on claim is incorrect
ownership chang? Having Barbara
check with the assessors office.
- 2) Pod in Section 35 changed from SENW to
NWNW when? NWNW is a licensed POD and so is SENW.
(didn't claim) Pod's in Section 27 match the license.
- 3) - Pou changed when? No. of acres correct just different
QQ's.
- 4) When did the purpose of use change?
added domestic stock, when? *Not recommending*
- 5) Verify Period of use? adm sou (4/15 - 10/31)? 4/15 - 10/15
- 6) Qty - expanded the right, div. rate (0.56 cfs)
added domestic (0.04 cfs) (stock 0.12) Tot: 0.72?
recommending 0.56.
- This right needs an ownership update and
a field exam. *Warpis using his mem and 1987 NAPP*
- 10-3-03 Assessor's Office ^{said} address is: Cindy Bird
575 Grant 9-30-03
American Falls, ID 83211
- 12-3-03 Deane called and said they only irrigate
near the streams.
adjust the POW to changes on Spatial Map.
CCVR ready.

Owner Type	Full Name	Address	City	State	Zip	Phone
Individual	John Doe	123 Main St	Springfield	IL	62761	(217) 555-1234
Business	ABC Corp	456 Oak Ave	Chicago	IL	60601	(312) 555-5678
Government	City of Springfield	789 Elm St	Springfield	IL	62761	(217) 555-9012

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be a standard notebook page.

Reviewer: _____

Date: _____

Priority Date Data Entry FormClaim Number: 27-2043

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

license

Reviewer: CBDate: 9/30/03**Priority Date Data Entry Form**

Priority Date

Claim No. _____

1. Should this water use have been included in a later court decree of the water rights from this source? Yes () No (X)
If Yes, go to 2
If No, go to 4
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree? Yes () No ()
If Yes, go to 3a
If No, go to 4
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use? Yes () No ()
If Yes, consult the attorney assigned to the Basin. Go to 3b
If No, go to 4
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion? Yes () No ()
If Yes, go to 11
If No, go to 4
4. Is the basis of claim a decree or license? Yes (X) No ()
If Yes, go to 5
If No, go to 7
5. Does the decree or license have a Priority Date? Yes (X) No ()
If Yes, go to 6
If No, Consult the attorney assigned to the Basin, go to 15
6. Did the Claimant claim the decreed or licensed Priority Date? Yes (X) No ()
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
7. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 10e
If No, go to 8
8. Is the basis of claim a posted notice? Yes () No ()
If Yes, consult the attorney assigned to the Basin, go to 15
If No, go to 9
9. Is the Priority Date claimed after the date a permit is required for the source and the water use? Yes () No ()
If Yes, go to 11
If No, go to 12
- 10e. Will the license be issued prior to filing the Director's Report? Yes () No ()
If Yes, recommend the Priority Date shown on the license, go to 15
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit. Add Condition Code A01 to the Recommendation, go to 15
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? Yes () No ()
If Yes, go to 12
If No, disallow with condition P01.
12. Does the claim file contain sufficient evidence of Priority Date? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, Request additional evidence of Priority Date, go to 13
13. Has additional evidence of priority date been submitted? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14
14. Can any portion of the claim be recommended as a valid water right? Yes () No ()
If Yes, go to 15
If No, disallow with condition P01.
15. Is the basis of claim coded correctly? Yes (X) No ()
If Yes, go to 16
If No, Enter the appropriate basis of claim. *license*
16. Is a Priority Date remark and/or condition required? Yes () No (X)
If Yes, Enter the appropriate basis of claim. Priority Date review is complete
If No, Priority Date review is complete.

Priority Date

Point of Diversion and Source Data Entry Form

Claim Number: 27-2643

Water Right Point of Diversion: T____ R____ Sec.____,____,____ County:_____

Source:_____ Tributary:_____

Claimed Point of Diversion: T____ R____ Sec.____,____,____ County:_____

Source:_____ Tributary:_____

Recommended Point of Diversion: T____ R____ Sec.____,____,____ County:_____

Source:_____ Tributary:_____

☒ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						

Other rights from this POD? 27-11359

Document how the POD and Source were verified and/or Pump and Motor data:

licensePod's in Section 27 matches license.

✓ POD in Section 35 changed from SENW to NWNW when? OK licensed in NWNW of Sec 35.
They dropped a pod.

Transfers Changing POD _____

Reviewer: CBDate: 9/30/03

Point of Diversion

Claim No. 27 - 2043

1. Is the basis of claim a Decree or License?

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the POD as shown on the Permit. Go to 10

Yes (☐) No (☐)

4. Does the parent right have a POD?

If Yes, go to 5

If No, go to 6

Yes (☒) No (☐)

5. Can the claimed POD be verified using the water right file?

If Yes, recommend the POD as shown in the water right file. Go to 10

If No, go to 6

Yes (☒) No (☒)

6. Is there evidence that there has been a change in the POD?

If Yes, go to 7

If No, go to 9

Yes (☐) No (☐)

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C03, go to 9

If No, Notify claimant that a transfer is necessary before the claimed POD can be recommended. Go to 8

Yes (☐) No (☐)

8. Was a transfer filed?

If Yes, recommend the POD as shown on the approved transfer. Go to 10

If No, go to 9

Yes (☐) No (☐)

9. Does the file contain all of the necessary information to verify the POD?

If Yes, recommend the POD as it existed on 11-19-1987. Describe how the POD was verified. Go to 10

If No, collect the necessary information. Conduct field exam if necessary. Recommend the POD as it existed on 11-19-1987. Go to 10

Yes (☐) No (☐)

10. Is a POD remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. POD review is complete

If No, POD review is complete.

Yes (☐) No (☒)

Source

Claim No. 27 - 2043

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes ☒ No ☐
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes ☐ No ☐
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Source as shown on the Permit. Go to 11
Yes ☐ No ☐
4. Does the parent right have a Source?
If Yes, go to 5
If No, go to 7
Yes ☒ No ☐
5. Can the claimed Source be verified using the water right file?
If Yes, recommend the Source as shown in the water right file. Go to 11
If No, go to 7
Yes ☒ No ☐
6. Is the basis of claim a Posted Notice?
If Yes, consult the attorney assigned to the basin. Go to 7
If No, go to 7
Yes ☐ No ☐
7. Is there evidence that there has been a change in the Source?
If Yes, go to 8
If No, go to 10
Yes ☐ No ☐
8. Can the change be verified as an accomplished transfer?
If Yes, add condition C02, go to 10
If No, Notify claimant that a transfer is necessary before the claimed Source can be recommended. Go to 9
Yes ☐ No ☐
9. Did the claimant file a transfer?
If Yes, recommend the Source as shown in the transfer. Go to 11
If No, go to 10
Yes ☐ No ☐
10. Does the file contain all of the necessary information to verify the Source?
If Yes, recommend the Source as it existed on 11-19-1987. Go to 11
If No, collect the necessary information. Recommend the Source as it existed on 11-19-1987. Go to 11
Yes ☐ No ☐
11. Is a Source remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Source review is complete.
If No, Source review is complete.
Yes ☐ No ☒

Source

Purpose of Use Data Entry Form

Claim Number: 27-2043☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			28	

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			28	
Domestic	1			
Stock		500		

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation				
domestic	1			

Document how the Purpose of Use was verified:

license

Transfers Changing Purpose of Use _____

Reviewer: QB

Date:

9/30/03

Purpose of Use

Claim No. 27-2043

1. Is the basis of claim a Decree or License?

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13

Yes (☒) No (☐)

4. Does the parent right have a Purpose of Use?

If Yes, go to 5

If No, go to 6

Yes (☒) No (☐)

5. Can the claimed Purpose of Use be verified using the water right file?

If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13

If No, go to 6

Yes (☒) No (☐)

6. Is there evidence that there has been a change in the Purpose of Use?

If Yes, go to 7

If No, go to 11

Yes (☐) No (☐)

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C04, go to 11

If No, go to 8

Yes (☐) No (☐)

8. Does the change include an enlargement of the Purpose of Use?

If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9

If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12

Yes (☐) No (☐)

9. Was an enlargement claim filed?

If Yes, go to 11

If No, Notify claimant that an enlargement claim is necessary. Go to 10

Yes (☐) No (☐)

10. Did the claimant file an enlargement claim?

If Yes, go to 11

If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

11. Does the file contain all of the necessary information to verify the Water Use?

If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (☐) No (☐)

12. Did the claimant file a transfer?

If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13

If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (☐) No (☐)

13. Is a Purpose of Use remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.

If No, purpose of Use review is complete.

Yes (☐) No (☒)

Purpose of Use

Place Of Use Data Entry Form

Claim Number: 27-2043☒ Use Claimed POU as Recommended POU

Claimed Place of Use

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

Total Acres _____

Recommended Place of Use

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

Total Acres _____

Document how the POU was verified:

License

Claimed QQ acres are incorrect, the total
number of acres match, when did
the change occur?

12/3/03 per Deane they only irrigate the acres closest
to the source.

Transfers Changing POU

no

Reviewer:

CB

Date:

9/30/03

Place of Use

Claim No. 27-2043

1. Is the basis of claim a Decree or License.

If Yes, go to 2a
If No, go to 2b

Yes (☒) No (☐)

2a. Is a POU required?

If Yes, go to 5
If No, go to 14

Yes (☒) No (☐)

2b. Is a POU required?

If Yes, go to 3
If No, go to 14

Yes (☐) No (☐)

3. Is the basis of claim a Permit or Application?

If Yes, go to 4
If No, go to 7

Yes (☐) No (☐)

4. Has the License been issued?

If Yes, go to 6
If No, recommend the POU as shown on the Permit. Go to 14

Yes (☐) No (☐)

5. Does the parent right have a POU?

If Yes, go to 6
If No, go to 7

Yes (☒) No (☐)

6. Can the claimed POU be verified using the water right file?

If Yes, recommend the POU as shown in the water right file. Go to 14
If No, go to 7

Yes (☐) No (☒)

7. Is there evidence that there has been a change in the POU?

If Yes, go to 8
If No, go to 13

Yes (☐) No (☒)

8. Can the change be verified as an accomplished transfer?

If Yes, add condition C05, go to 13
If No, go to 9

Yes (☐) No (☐)

9. Does the change include an enlargement of the POU?

If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10
If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12

Yes (☐) No (☐)

10. Was an enlargement claim filed?

If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11

Yes (☐) No (☐)

11. Did the claimant file an enlargement claim?

If Yes, go to 13
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

12. Was a transfer filed?

If Yes, recommend the POU as shown on the approved transfer. Go to 14
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

13. Does the file contain all of the necessary information to verify the POU?

If Yes, go to 14
If No, collect the necessary information. Conduct field exam if necessary. Go to 14

Yes (☒) No (☐)

14. Is a POU remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. POU review is complete.
If No, POU review is complete.

Yes (☐) No (☒)

Place of Use

Period of Use and Quantity Data Entry Form

Claim Number: 27-2043☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate 0 Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/15	10/15	0.56	
Domestic	1/1	12/31	0.02	

Overall Diversion Rate 0.56 Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

SOU (4/15 - 10/31) administrative (200 days)Reviewer: CBDate: 11/7/03

- Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes ☒ No ☐
- Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes ☐ No ☐
- Has the License been issued?
If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18
Yes ☐ No ☐
- Does the parent right have a Period of Use?
If Yes, go to 5
If No, go to 6
Yes ☒ No ☒
- Can the claimed Period of Use be verified using the water right file?
If Yes, go to 14
If No, go to 6
Yes ☐ No ☐
- Is there evidence that there has been a change in the Period of Use?
If Yes, go to 7
If No, go to 12
Yes ☐ No ☒
- Does the change include an enlargement in the Period of Use?
If Yes, go to 9
If No, go to 8
Yes ☐ No ☐
- Can the change be recommended as an accomplished transfer?
If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12
If No, notify claimant that a transfer is necessary. Go to 11
Yes ☐ No ☐
- Was an enlargement claim filed?
If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10
Yes ☐ No ☐
- Did the claimant file an enlargement claim?
If Yes, go to 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
Yes ☐ No ☐
- Was a transfer filed?
If Yes, go to 14
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
Yes ☐ No ☐
- Does the file contain all of the necessary information to verify the Period of Use?
If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13
Yes ☒ No ☐
- Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined?
If Yes, go to 14
If No, go to 15
Yes ☐ No ☒
- Is irrigation claimed as a purpose of use?
If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18
Yes ☐ No ☐
- Is irrigation claimed as a purpose of use?
If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18
If No, the Period of Use is usually recommended as claimed. Go to 18
Yes ☒ No ☐
- Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?
If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18
Yes ☐ No ☐
- Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use?
If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was not established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18
If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18
Yes ☐ No ☐
- Is a Period of Use remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.
Yes ☐ No ☒

Period of Use

27-2043.

Quantity

Claim No. 27-2043

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes ☒ No ☐
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes ☐ No ☐
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Quantity shown on the Permit. Go to 11
Yes ☐ No ☐
4. Does the parent right have a diversion rate and/or volume?
If Yes, go to 5
If No, go to 7
Yes ☒ No ☐
5. Can the claimed diversion rate and/or volume be verified using the water right file?
If Yes, go to 8
If No, go to 7
Yes ☒ No ☐
6. Is the basis of claim a posted notice?
If Yes, consult the attorney assigned to the Basin. Go to 7
If No, go to 7
Yes ☐ No ☐
7. Is a flow measurement required?
If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9
If No, describe why a flow measurement is not required. Go to 9
Yes ☐ No ☐
8. Does the parent right have an annual diversion volume limit?
If Yes, go to 10
If No, go to 9
Yes ☐ No ☒
9. Is the source Ground Water and does the purpose of use require a diversion volume limit?
If Yes, go to 10
If No, go to 11
Yes ☐ No ☒
10. Is irrigation a purpose of use?
If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
Yes ☐ No ☐
11. Has a diversion volume limit for this water use been established by a decree, license or transfer?
If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, go to 12
Yes ☐ No ☒
12. Is a Quantity remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Quantity review is complete.
If No, quantity review is complete.
Yes ☐ No ☒

Quantity

Summary

Claim No. 27-2043

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?

If Yes, go to 2

If No, go to 3

Yes (☒) No (☒)

2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?

If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4

If No, status will be set as Active. Go to 5

Yes (☐) No (☒)

3. Is the water being used for all of the purposes claimed and to the extent claimed?

If Yes, status will be set as Active. Go to 5

If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4

Yes (☐) No (☐)

4. Is any portion of the claim being recommended?

If Yes, status will be set as Active. Go to 5

If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5

Yes (☐) No (☐)

5. Is an additional remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Go to 6

If No, go to 6

Yes (☒) No (☐)

6. Would you like to view the recommended right?

If Yes, go to 7

If No, the review is incomplete. The recommendation must be viewed to complete the review.

Yes (☒) No (☐)

7. Is this a "split" or "combined" right?

If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 8

If No, go to 8

Yes (☐) No (☒)

8. Do you have documents you would like to attach or link to the file?

If Yes, go to PowerDOCS and profile the documents. Go to 9

If No, go to 9

Yes (☐) No (☒)

9. Would you like to set the verification date?

If Yes, the review is complete.

If No, the review is incomplete. The recommendation must be verified to complete the review.

Yes (☒) No (☐)

Summary

Summary Data Entry Form

Claim No.: 27-2043

Remarks and Conditions (Include Type, Category and Code if applicable):

C18

Split or Combined Right Analysis:

no

Attached Field Notes or Other Documents:

none

Claim No.: 27-2043

Reviewer CB

Date 12/3/03

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

04/28/2003

WATER RIGHT NO. 27-2043

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ABRAHAM C ANDERSON SODA SPRINGS, ID 83276

Priority Date: 03/19/1915

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRINGS	JOHNSON CREEK
WEST FORK JOHNSON CREEK	SINKS
EAST FORK JOHNSON CREEK	SINKS

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	/	/	0.56 CFS	
DOMESTIC	/	/		
Total Diversion			0.56 CFS	

Location of Point(s) of Diversion:

SESW	Sec. 27	Township 08S	Range 43E	BANNOCK County
NWSE	Sec. 27	Township 08S	Range 43E	BANNOCK County
NWNW	Sec. 35	Township 08S	Range 43E	BANNOCK County
SESW	Sec. 35	Township 08S	Range 43E	BANNOCK County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
08S	43E	26		NESW	3		SWSW	9		SESW	8			
		35		NENW	8									

Place of Use Legal Description: DOMESTIC same as IRRIGATION

Total Acres: 28

Conditions of Approval:

1.	R04	Use of water under this water right will be regulated by the watermaster of State Water District No. 27 .
----	-----	---

Remarks:

1.	General	SOURCES ARE SPRINGS, JOHNSON CK., EAST & WEST BRANCHES.
----	---------	---

Dates:

Licensed Date: 08/01/1979

Decreed Date:

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 27

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

JUL 16 2001

Log for claim 27-02043

Spatial Dynamics LTD

12/1/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s43e	26	NESW	3	8.5	Indiscernible
08s43e	26	SWSW	12	9.9	
08s43e	26	SESW	11	21	Indiscernible
08s43e	35	NENW	2	2.4	
Totals:			28	41.8	

11359

Claim includes irrigation
amount from License 27-02043
and beneficial use amount
for domestic and livestock
purposes. (27-02043 priority
date is 3/18/1915)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLYDE C ANDERSON 250 S 1ST E SODA SPRINGS ID 83276 (208) 547-3839	03/19/1915	IRRIGATION STOCKWATER DOMESTIC	04-15 10-15 01-01 12-31 01-01 12-31	0.560 CFS 0.120 CFS 0.040 CFS	
TOTAL DIVERSION:					0.720 CFS	
CONSUMPTIVE USE:						70.00 AFA

Water Source: SPRINGS
JOHNSON CREEK, EAST FORK
JOHNSON CREEK, WEST FORK

Tributary to: JOHNSON CREEK
SINKS
SINKS

Stage: LICENSE

Point(s) of Diversion: T08S R43E S27 SESW NWSE
S35 NWNW

CARIBOU County
CARIBOU County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	
08S	43E	26	:	:	:	:	:	03	12	11	:	:	:	:	:	26.0
08S	43E	35	:	:	02	:	:	:	:	:	:	:	:	:	:	2.0
TOTAL ACRES																28.0

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	
08S	43E	26	:	:	:	:	:	S	:	:	:	:	:	:	:	

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	
08S	43E	26	:	:	:	:	:	D	D	D	:	:	:	:	:	
08S	43E	35	:	:	D	:	:	:	:	:	:	:	:	:	:	

POU County: CARIBOU

Non-Irrigation Uses: DOMESTIC; ONE HOUSE, STOCKWATER; 500 CATTLE

Other Rights: THERE IS ANOTHER WATER RIGHT USED AT THE SAME PLACE(SEE REM)

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 27.

Remarks: GEN SOURCES ARE SPRINGS, JOHNSON CK., EAST & WEST BRANCHES.

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number: 27	Field Inspection Flag: Presumption Flag: E	

State of Idaho

License and Certificate of Water Right

Water License No. 11101-----

Amount 0.56 cfs. ft.-----

Water District No. 34-----

Priority 3-12-1915-----

THIS IS TO CERTIFY that ABRAHAM C. ANDERSON
of Soda Springs, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 19th, 1915; that Permit No. 11101
was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3
second feet, was issued thereunder on March 22d, 1918, showing that said works
were completed on the 9th day of March, 1918; and that on the 25th
day of January, 1919,

ABRAHAM C. ANDERSON

of Soda Springs, State of Idaho, made proof to the satisfaction of the
~~Commissioner of Reclamation~~ ^{Commissioner of Reclamation} of a right to the use of the waters of two unnamed springs, and East and,
West branches of Johnson Creek, a tributary of _____, for the purpose of irrigation and domestic use
under Use Permit No. 11101 of the _____, and that said right to the use of said
waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State
Commissioner of Reclamation
Engineer of Idaho and entered of record in Volume 5 of Licenses, at page 2525, on the 20th
day of December, 1919;

The right hereby confirmed dates from March 19th, 1915;

The Point of Diversion is located in the SE 1/4, NW 1/4, Sec. 27; NW 1/4 NW 1/4 and
in the SE 1/4 NW 1/4, Sec. 35, Tp. 8 S., R. 43 E., B. M.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 0.56 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	43 E.	26	NE 1/4 SW 1/4	40	3 ✓
			SE 1/4 SW 1/4	40	8 ✓ 11
			SW 1/4 SW 1/4	40	9 ✓ 12
			NE 1/4 NW 1/4	40	8 ✓ 2
		35			
			Total number of acres irrigated		28

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the ^{Commissioner of Reclamation} State Engineer, affixed at Boise, Idaho, this 20th
day of December, 1919.

W. G. SWENDSEN
Commissioner of Reclamation State Engineer
By S. T. BAER,
Deputy.

27,2043

No. 16219.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: **Abraham C. Anderson,**Postoffice address: **Soda Springs**County: **Bannock**State: **Idaho.**

I. If applicant is a corporation, give

(a) Date and place of incorporation:

(b) The amount of capital stock:

(c) The amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are: (a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. The quantity of water claimed is **3** cubic feet per second.3. Source of water supply: **Two unnamed springs & East and West Branches of Johnson creek.**4. Location of point of diversion: (1) Unnamed spring SE $\frac{1}{4}$ SW $\frac{1}{4}$ (25") Unnamed spring NE $\frac{1}{4}$ SE $\frac{1}{4}$ (25")
Sec. 27, (2) NW $\frac{1}{4}$ NW $\frac{1}{4}$ (50") (3) SW $\frac{1}{4}$ NW $\frac{1}{4}$ (50") Sec. 35 T. 8 S. R. 43 E.County of **Bannock**5. To be used for: **Irrigation and domestic purposes**I. Irrigation and domestic use: (a) Amount of land to be irrigated: **150** acres.(b) In the following legal subdivisions: **NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 26, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35 Tp. 8 S. R. 43 East.**

II. Mining, milling, power, manufacturing, transportation or other purposes:

(a) At what point:

(b) Amount of power to be generated:

H. P. under

ft. head

(c) Is water to be returned to any stream?
return:

(d) If so, name stream and locate point of

6. Estimated cost of works: **\$350.**

7. Description of works for diversion:

I. Kind of works: **Ditches and dams**

II. Dimensions of works:

(a) Height of dam **4** feet, length of dam at top **35** feet,length of dam at bottom **5** feet. Material used in construction: **wood and earth.**

(b) Capacity of reservoir acre feet. (c) Size of headgate, width feet,

Height feet. (d) Conduit **ditches** width at bottom **3** feet,width at water line **4** feet, depth of water **1** feet; diameter of pipe**inches; average grade per mile is 7 feet. Length of conduit is $\frac{1}{2}$ miles,**
and it crosses the following quarter sections: **SE $\frac{1}{4}$ Sec. 27, SW $\frac{1}{4}$ Sec. 26, NW $\frac{1}{4}$ Sec. 35 Tp. 8 South, Range 43 East B. M.**8. The time required for the completion of the construction of such work is **3** years.9. Time required for the complete application of the water to the proposed use is **1**
additional years.BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters
of the State of Idaho as herein set forth.**Abraham C. Anderson,**
Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9.00 a.m. March 19, 1915.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 11101

Recorded in Book 37

Page

11101

Approved

April 2, 1915.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.

Bond in the sum of

to be filed on or before

Work to begin on or before

June 1, 1915

and to continue diligently and uninterruptedly

to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before

October 2, 1916.

The whole of said work to be completed on or before

April 2, 1918.

Beneficial use of water appropriated in accordance herewith, to be made on or before April 2, 1919.

Witness my hand this 2nd day of April, 1915.

J. H. Smith,
State Engineer.

Remarks:

The points of diversion are on vacant, government land. Applicant appropriates 25 inches of water from each of two springs, unnamed, located as shown on the accompanying map. The 25" taken from Spring in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27 runs into the spring on NE $\frac{1}{4}$ SE $\frac{1}{4}$ Said Sec. and the total of 50" is diverted by ditch from the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27. Fifty inches of water is diverted from West Johnson Creek at the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35 and Fifty inches from the East Branch of Johnson Creek at the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35 all in Tp. 8 S., R. 43 East, as shown by map.

The water from East Johnson Creek will be used to irrigate the land East of the Creek and the water from the springs and West Johnson creek will be used for the irrigation of the land west of the creek as shown by the map.

PERMIT No. 11101.

To All Whom It May Concern:-

This is to certify that Abraham C. Anderson, of Soda Springs, County of Bannock, and State of Idaho, the holder of Permit No. 11101, issued upon Application No. 16219, bearing date of priority of March 19, 1915, authorizing the diversion of three (3) second feet of the waters of two unnamed springs and East and West branches of Johnson Creek, County of Bannock, State of Idaho for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use three (3) second feet of the waters of two unnamed springs and East and West branches of Johnson Creek; that the points of diversion of said waters are as follows, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27. NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, T. 8 S., R. 43 E.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 26; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, T. 8 S., R. 43 E.B.M.

WITNESS my hand this 22nd day of March, AD. 1918.

Fred A. Wilkie,

State Engineer of the State of Idaho.

Licensed by the State of Idaho
Page 2025

REPORT OF ENGINEER

This proof is for beneficial use.In Water District No. 341. State name of applicant and number of permit: Abraham C. Anderson # 111012. State source of water supply: Emmanuel Springs; E. N. branch of Johnson Cr.3. Location of point of diversion: Spring 2 P. of Whicariou 9 Rod south of NW 1/4 SW 1/4Sec 26 Johnson Creek Whicariou 20 Rod S. of NE Corner of NW 1/4 NW 1/4 Sec 35 also 300' S of N.W. Corner SE 1/4 of NW 1/4 Sec 35

4. Describe works as they exist, giving dimensions and capacities of same:

NW 1/4 Sec 27, NW 1/4 Sec 28, NW 1/4 Sec 29, NW 1/4 Sec 30, NW 1/4 Sec 31, NW 1/4 Sec 32, NW 1/4 Sec 33, NW 1/4 Sec 34, NW 1/4 Sec 35, T. 8 S. R. 4 E. NW 1/4

Springs are nearly dry at this time of year and being a dry year when measure was taken the springs were running 22 in West Johnson Creek 82" East Johnson Creek 68" - Flood substantial high ditches made main ditch marked in Green on Plat is an average 3 ft wide 1 1/2 ft deep approximately 2 1/2 mi main ditch

5. State whether or not water has been turned into works of diversion: yes good big streams in all ditches been operating since 19176. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): NW 1/4 NW 1/4 Sec 26, NW 1/4 NW 1/4 Sec 30, T. 8 S. R. 4 E. NW 1/4

526 NE 1/4 SW 1/4 Plowed 303A in 1917 S 1/2 SW 1/4 Sec 26 = 1707A area plowed in 1917-18-1919

6 acres seeded in Lucerne 1918 fair stand N 1/4 NW 1/4 Sec 30 - 833A plowed in 1918-19

28.43A 35 Rod of Rye Hay Cut off S 1/2 SW 1/4 Sec 26 in 1918

Lucerne was fastened in 1919. 4 wire posts Rod apart surrounding claim 2 1/2 mi off fence. Pliable land slopes East & North easily irrigated with considerable layout of ditches

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? none9. Give names and amount of each right: none10. What large stream would the water here appropriated finally reach? Slug Creek thence Blackfoot River11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: Johnson Creek, Slug Creek, Blackfoot River, Snake River

Remarks: 6000 ft BM native lumber 2" x 4" 1 1/2" - Bottom 1 1/2" on ground - 3.5 Rod Rye Hay - Cornell 5 wire 5 Rod square post 16 3/4 ft

Plows, Harrows, and implements on claim

This examination was made on the 15 day of Nov 1919.

(Signed)

D. W. Cully

Examiner.

OVER

11101

(This report must be sworn to when not made by an attache of the office.)

STATE OF IDAHO,

County of Caribou } ss. "

Thomas W. Cullley....., being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 18th day of November, 1919.

My commission expires 1923.

W. L. Lane
Notary Public.

Soda Springs Idaho

RECEIVED
NOV 21 1919
DEPARTMENT OF RECLAMATION

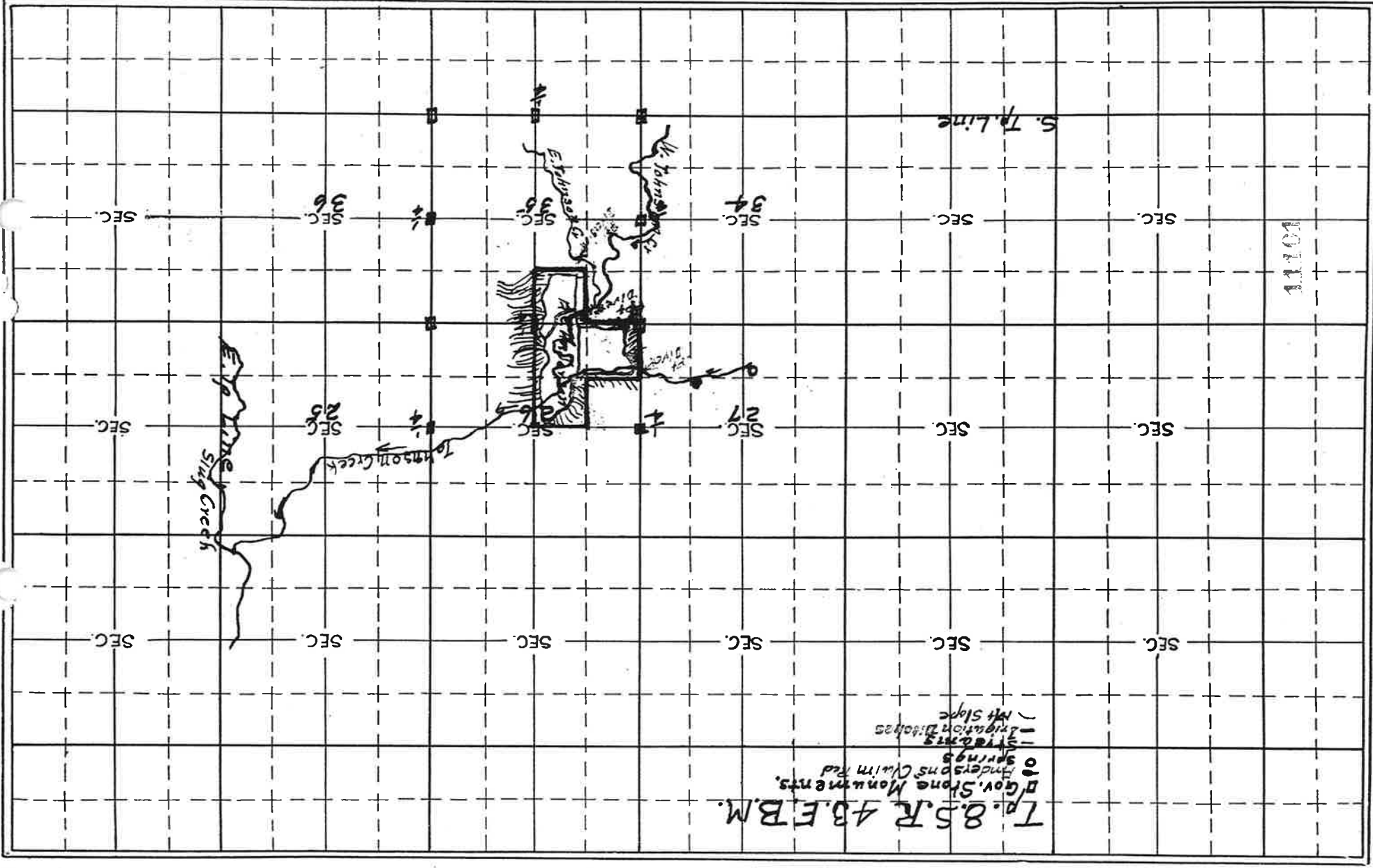
111101

Dist. 34
Abraham C. Anderson
#11101
Soda Springs, Idaho

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.

Name of Applicant Abraham C. Anderson - Re unit 1101



SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK

JUL 16 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: A27-02043
Date Received: 2/16/1990
Receipt No: E012090
Received By: _____

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

1. Name: CLYDE C ANDERSON 208-547-3839
Address: 250 SOUTH 1ST EAST
SODA SPRINGS ID 83276

2. Date of Priority: MAR 19, 1915

3. Source: SPRINGS Trib. to: JOHNSON CREEK
JOHNSON CREEK, EAST BRANCH SINKS
JOHNSON CREEK, WEST BRANCH SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	43E	27	SE	SW			CARIBOU
		35	NW	SE			CARIBOU
			NW	NW			CARIBOU

5. Description of diverting works:
PORT. DAMS/SEVERAL DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.560		
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.120		

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

8. Total consumptive use is 70.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC; ONE HOUSE, STOCKWATER; 500 CATTLE

NOV 13 1994

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	43E	26	NE		SW		IRR	3.0
			NE		SW		STOCK	
			NE		SW		DOMEST	
			SW		SW		IRR	12.0
			SW		SW		DOMEST	
			SE		SW		IRR	11.0
			SE		SW		DOMEST	
			Section Acres					26.0
		35	NE		NW		IRR	2.0
			NE		NW		DOMEST	
			Section Acres					2.0
			Total Acres					28.0

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

THERE IS ANOTHER WATER RIGHT USED AT THE SAME PLACE(SEE REM)

14. Remarks:

SOURCES ARE SPRINGS, JOHNSON CK., EAST & WEST BRANCHES.
 ***THE OTHER WATER RIGHT USES THE SAME DIVERSION POINTS FOR
 IRRIGATION. POU TWP 8S RNG 43E SEC 26:NESW 16A, SWSW 5A, SESW 6A,
 NWNE 3A. STOCKWATER INSTREAM FLOW TWP 8S, RNG 43E. SEC 35;
 NENW(POINT OF BEGINING) TO SEC 26; NESE(ENDING POINT). ALL OF
 WHICH IS IN CARIBOU COUNTY FOR THE TOTAL QUANTITY OF 0.72 CFS, WI
 TH A PRIORTY DATE OF MAY 1, 1920

15. Basis of Claim: LICENSE

Water Right Number: 11101

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: _____

RECEIVED
 NOV 13 1990

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: -02043Ident. Number A27-11360Date Received 2-16-90Receipt Number EO12090

envelope P.M. 2-15-90/10

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

RECEIVED

FEB 16 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Clyde C. Anderson Phone (208) 547-3839Mailing Address 250 South 1st East, Soda Springs, Idaho Zip 832762. Date of Priority (Only one (1) per claim) March 3, 1915
unnamed Johnson Creek, East Branch3. Source of water supply (a) Springs Johnson Creek, West Branch
which is tributary to (b) Sinks Sinks4. a. Location of existing point of diversion is: Township 8s. Range 43E Section 27,

1/4 of SE. 1/4 of S.W. 1/4, Govt. Lot, B.M., County of Caribou
Twn. 8s. Rng. 43E. sec. 27 N.W. 1/4 of SE. 1/4 Caribou
Additional points of diversion if any: Twn. 8s. Rng. 43E. sec. 35 N.W. 1/4 of N.W. 1/4 Caribou

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 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.

Portable Dams - made of rocks, tree branches, and Canvas.
Several small Ditches

NOV 13 1990

A2702043



15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 11101
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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Clyde C. Andersson Date 2/15/90

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 Idaho)
County of Caribou) SS.

Subscribed and sworn (or affirmed) before me this 15th day of February 19 90

SEAL

Notary Public

Residing at

My Commission Expires

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 _____

RECORDED
NOV 13 1990

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/15 to 10/15 amount .56 or _____

For Domestic purposes from 1/1 to 12/31 amount .04 or _____

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

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .72 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 70 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic: (1) household served. Stockwater: 500 head (cows and calves)

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	
8s.	43E.	26									3		12	11					26
		26									D+S		5	5					
		35					2												2
		35					5												

Total number of acres irrigated 28

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

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.

There is another water right used at the same place. (see remarks) or None ()

14. Remarks: (could not find number)

The other water right uses the same diversion points, for irrigation.

Twp. 8s Rng. 43E. Sec. 26 NE 1/4 of S.W. 1/4 (10A) S.W. 1/4 of SW 1/4 (5A) S.E. 1/4 of S.W. 1/4 (6A) NW 1/4 of NE 1/4 (3A)

Twp. 8s Rng. 43E. Sec. 35 NE 1/4 of NW 1/4 (Point of beginning) to Twp. 8s Rng. 43E. Sec. 26

NE 1/4 of S.E. 1/4 (ending point). All of which is in Caribou County for the total

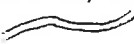
quantity of .72 cfs., with a priority date of May 1, 1920.

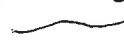
Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

Johnson Creek: 

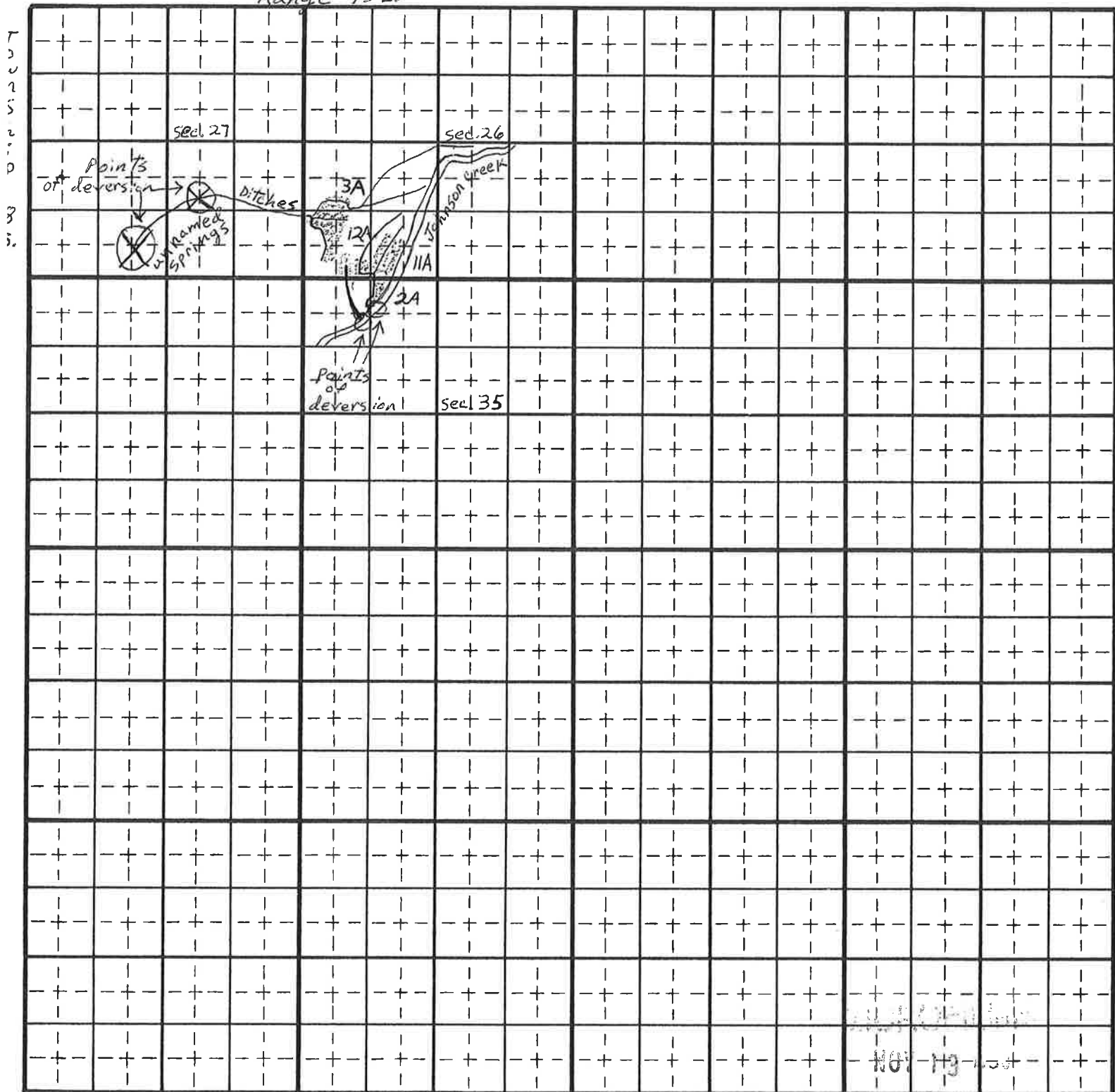
Ditches: 

unnamed Springs: x

Points of diversion: o

Irrigated Ground: 

Range 43 E.



Last Name _____

Ident No. _____

Copies: White-State, Yellow-Claimant