

06/16/2003

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

RIGHT NUMBER: 29-339A
NAME AND ADDRESS: LESLIE BLOXHAM
PO BOX 41
DOWNEY ID 83234

LOUIS BLOXHAM
PO BOX 41
DOWNEY ID 83234

SOURCE: BRUSH CREEK TRIBUTARY: SINKS
QUANTITY: 1.580 CFS

The amount of time water is diverted under the rights listed below is limited to a combined total of 72 hours out of a 204 hour rotation as provided for in the decree of C. B. Hancock v. Heber Bloxham (Fifth Judicial Dist. Ct., Bannock County, May 11, 1909). Combined rights: 29-339A and 29-340A.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.58 CFS. COMBINED RIGHT NOS.: 29-339A AND 29-340A.

PRIORITY DATE: 05/01/1872

POINT OF DIVERSION:

T11S R37E S23 NWNENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.580 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T11S R37E S22	SENE	6.5	T11S R37E S22	NESE	34.0
T11S R37E S22	NWSE	0.7	T11S R37E S22	SESE	38.0

79.2 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 79.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-339A AND 29-340A.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

12/09/2002

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

RIGHT NUMBER: 29-339A
NAME AND ADDRESS: LESLIE BLOXHAM
PO BOX 41
DOWNEY ID 83234

LOUIS BLOXHAM
PO BOX 41
DOWNEY ID 83234

SOURCE: BRUSH CREEK TRIBUTARY: SINKS

QUANTITY: 1.530 CFS

The amount of time water is diverted under the rights listed below is limited to a combined total of 72 hours out of a 204 hour rotation as provided for in the decree of C. B. Hancock v. Heber Bloxham (Fifth Judicial Dist. Ct., Bannock County, May 11, 1909). Combined rights: 29-339A and 29-340A.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.53 CFS. COMBINED RIGHT NOS.: 29-339A AND 29-340A.

PRIORITY DATE: 05/01/1872

POINT OF DIVERSION:

T11S R37E S23 NWNEW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.530 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T11S R37E S22	SENE	6.5	T11S R37E S22	NESE	32.0
T11S R37E S23	SESE	38.0			

76.5 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 76.5 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-339A AND 29-340A.

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

EXPLANATORY MATERIAL: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.



Department of Water Resources

Claim No: 29-339A

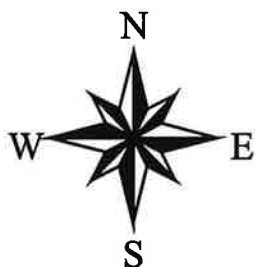
Twp 11S Rge 37E



0 1320 2640 3960 5280 Feet

Irrigated Acres = 79.2

-  Diversion.shp
-  Place of use.shp
-  Sections
-  QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: June 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 17, 2003

LOUIS BLOXHAM
PO BOX 41
DOWNEY ID 83234

Subject: 29-339A, 29-340A

Dear Louis:

In response to the Notices of Error you submitted for the above referenced recommendations, I have modified the recommendations to reflect a combined place of use of 79.2 acres. The new recommendations and layouts are enclosed for your review.

Though the notices of error requested around 85 acres be reflected in the combined place of use, the place of use on the claims only list 79 acres, thus establishing a limit on the number of acres that can be recommended. Historically, if more than 79 acres have been irrigated the claims can be amended to reflect the additional acreage.

Respectfully yours,

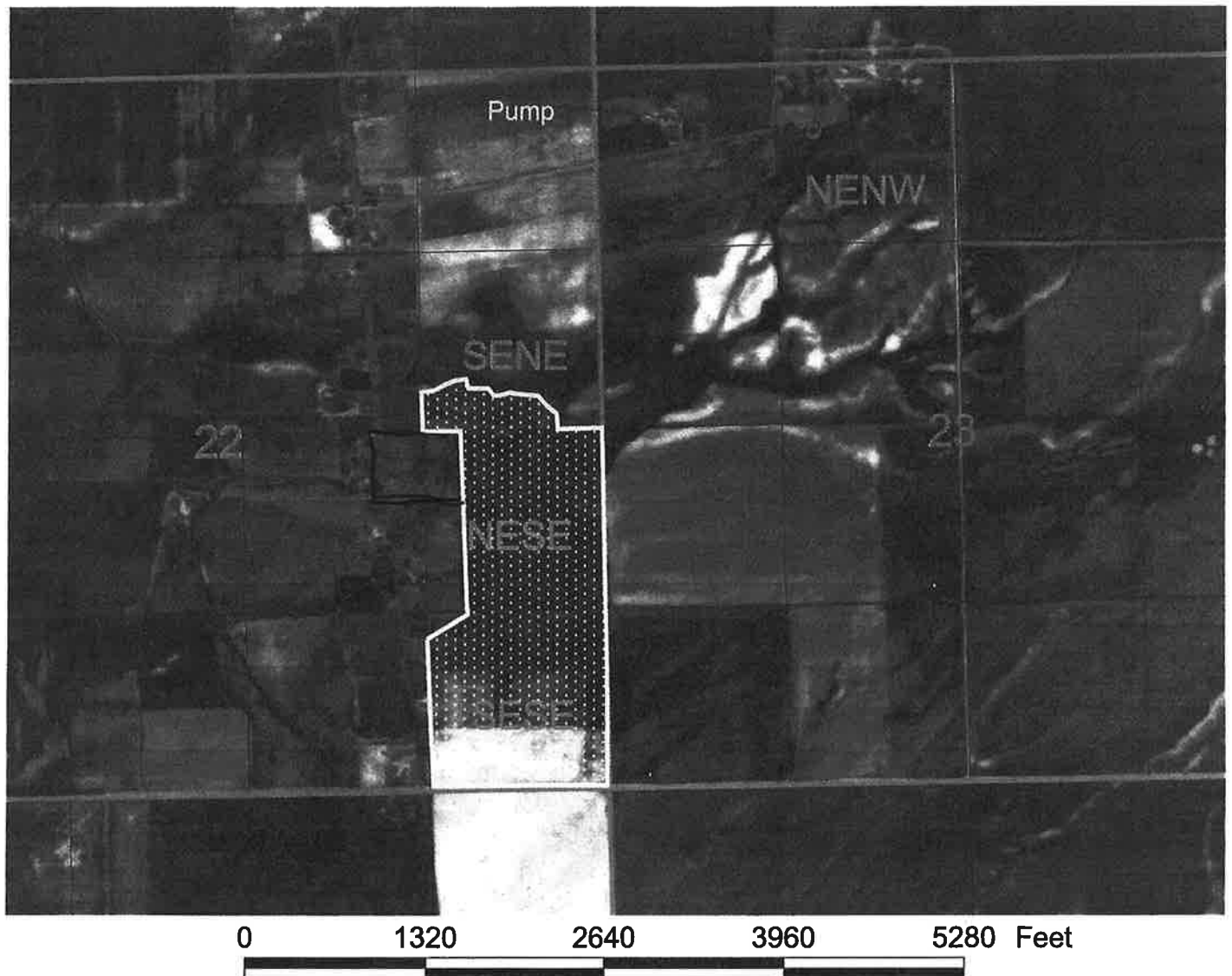
Ernest Carlsen
Water Rights Supervisor
Enclosures (4)
emc



Claim No.: 29-339A

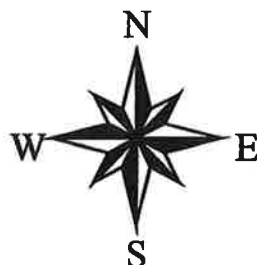
RECEIVED
APR 28 2003
Department of Water Resources
Eastern Region

TwP 11S, Rge 33 E



Irrigated Acres = 76.5

- Diversion.shp
- Place of use.shp
- Sections
- QQ



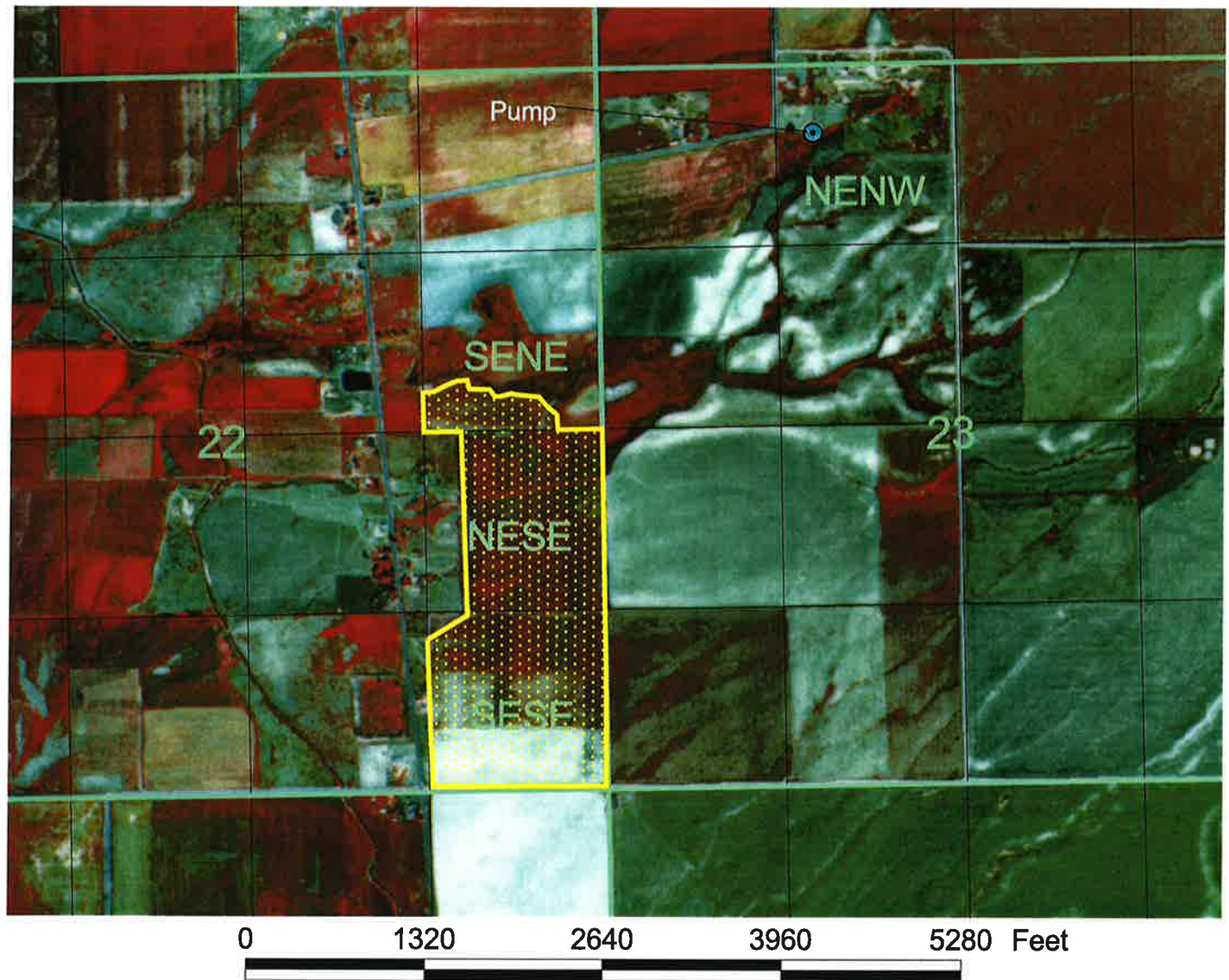
GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: November 2002



Department of Water Resources

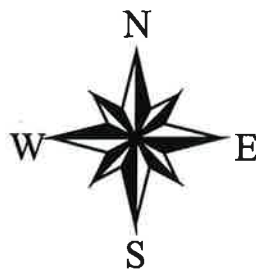
Claim No.: 29-339A

Twps 11S, Rge 33 E

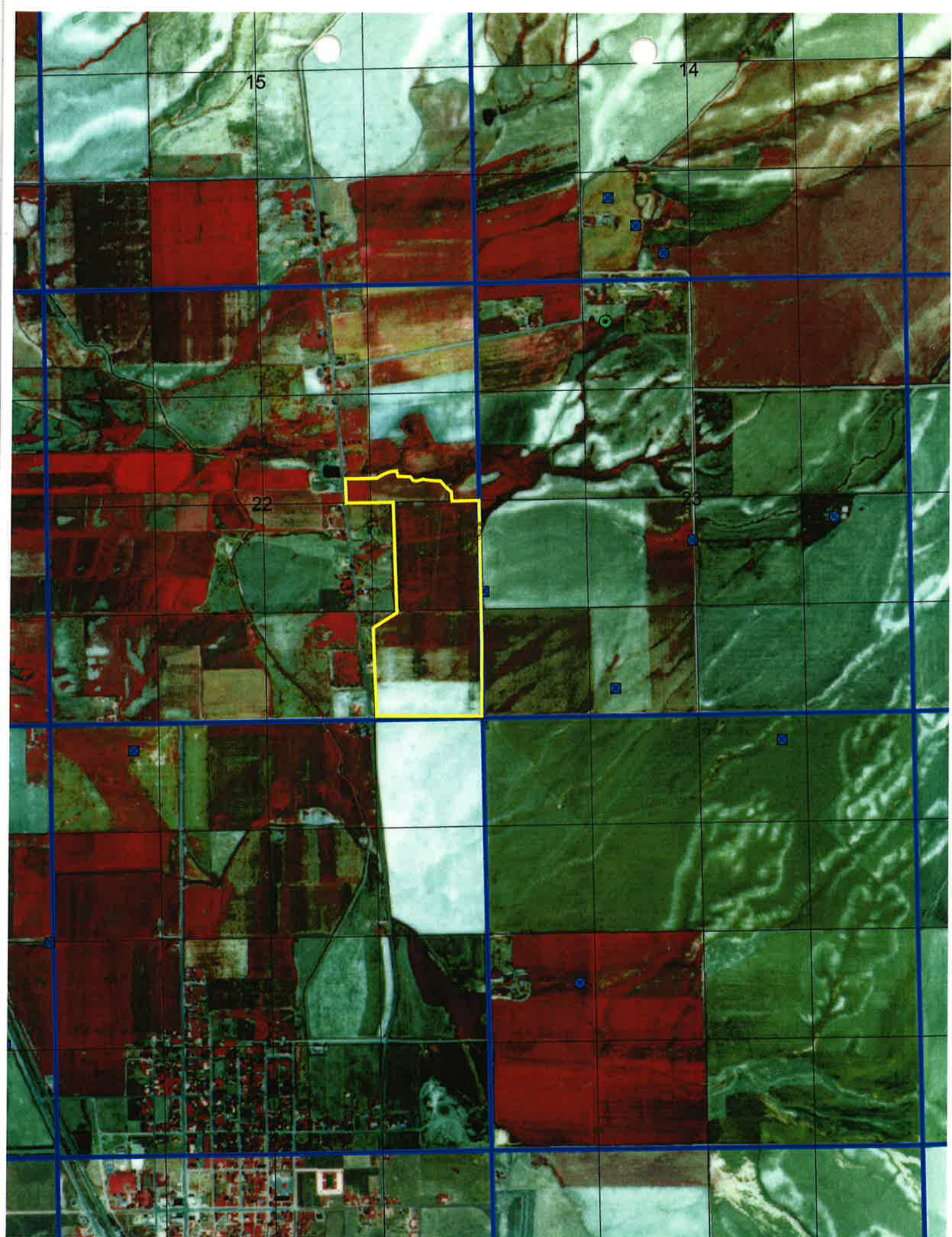


Irrigated Acres = 76.5

- Diversion.shp
- Place of use.shp
- Sections
- QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: November 2002



02/25/2003

Ernie

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: April 21, 2003

Water right number: 29-339A

LESLIE BLOXHAM
PO BOX 41
DOWNEY ID 83234
Telephone Number: (208)897-5362

LOUIS BLOXHAM
PO BOX 41
DOWNEY ID 83234
Telephone Number: (208)897-5362

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Place of use

2. Describe the changes you wish to make in the proposed recommendation:

Add land near road -

3. Give a brief explanation as to why you disagree with these portions:

This added land has been irrigated for years using flood irrigation. The ditches are in place and used.

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

DATE:

4/21/03

SIGNATURE:

Louis Bloxham

Please print your name:

Louis Bloxham

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

RECEIVED
APR 28 2003
Department of Water Resources
Eastern Region

29-339A.

Aug. 20, 2002

Visit Louis Bloxham -

- South 80 acres never irrigated ~~for~~ - still dry farm.
- gravity flow system installed prior to 1988.
runs 2 to 3 wheel lines.

Present rotation for Louis Bloxham.

Aug 4 morning	Aug 7 morning.
Aug 12 evening	Aug 15 evening.
Aug 21 morning	Aug 24 morning

4	18
5	24
6	24
7	18
8	24
9	24
10	24
11	24
12	18

8½ days.

29-339A and 29-340A

- ☒ What portion of decreed place of use was flood irrigated? Where was the point of diversion?
- ☒ When was the sprinkler system installed? Did it require a change in the location of the point of diversion?
- ☒ Verify place of use as of 1987.
- ☒ Explain the rotation of water on Brush Creek prior to 1987. Is it the same today?
- ☐ Did the 8 1/2 day rotation decreed in 1909 (Brush Creek) change following the 1915 decree (Springs)? Explain regulation of water from the springs.

Point of Diversion and Source Data Entry Form

Claim Number 29-339A

Claimed Point of Diversion and Source

T11S R37E S14 NESWSE Within BANNOCK County Source: BRUSH CREEK SINKS

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T11S R37E S14 NESWSE Within BANNOCK County Source: BRUSH CREEK SINKS

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source

Other rights from this POD? _____

Document how the POD and Source were verified:

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number 29-339A

Claimed Place Of Use

IRRIGATION Within BANNOCK County

T11S R37E S22	NENE	21.0	T11S R37E S22	SWNE	4.0
T11S R37E S22	SENE	17.0	T11S R37E S22	NESE	23.0
T11S R37E S22	SESE	35.0			

Total Acres 100

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

IRRIGATION Within BANNOCK County

T11S R37E S22	SENE		T11S R37E S22	NESE	
T11S R37E S22	NWSE		T11S R37E S22	SESE	
T11S R37E S27	NENE		T11S R37E S27	SENE	

Total Acres

Recommended Place of Use

See corrections to claimed POU above

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

Total Acres

Document how the POU was verified:

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number 29-339A

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	11/01	1.58	
Overall Diversion Rate 1.58		Overall Diversion Volume		

☐ 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
IRRIGATION	/	/		
STOCKWATER	/	/		
DOMESTIC	/	/		
Overall Diversion Rate		Overall Diversion Volume		

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____ Overall Diversion Volume _____

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

Reviewer: _____

Date: _____

RECEIVED

MAY - 9 2001

Department of Water Resources

2001 MAY -8 PM 2:49

STRICTLY CONFIDENTIAL - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA
Case No. 39576

Subcase 92-00016

DENNIS THOMPSON and PATTY)
THOMPSON, husband and wife,)
STEVE CRIDDLE and KEEDRIN)
CRIDDLE, husband and wife,)

Plaintiffs,

vs.

LAMAR BARNES and LILA)
BARNES, husband and wife;)
LOUIS BLOXSOM and LESLIE)
BLOXSOM, husband and wife;)
ROY HENDERSON and JODY)
HENDERSON, husband and wife;)
and BARBARA MICKELSON and)
LORNA CHRISTOPHERSON,)

Defendants.

NOTICE SETTING STATUS CONFERENCE

NOTICE IS GIVEN that a status conference has been set in the above case for Tuesday,
July 10, 2001 at 1:30 p.m. at the SRBA Courthouse, 253 Third Avenue North, Twin Falls, Idaho.

DATED: May 8, 2001.

Deputy Clerk
Snake River Basin Adjudication

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: A29-00339A
Date Received: 3/09/1990
Receipt No: E012280
Received By: EP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOUIS BLOXHAM 208-897-5362
Address: P.O. BOX 41
DOWNEY, ID 83234
OR
Name: LESLIE BLOXHAM 208-897-5362
Address: P.O. BOX 41
DOWNEY, ID 83234

2. Date of Priority: MAY 01, 1872

3. Source: BRUSH CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	37E	14	NE	SW	SE		BANNOCK

5. Description of diverting works:
DITCH FROM STREAM TO GRAVITY FLOW PIPELINE. SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.580		

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

8. Total consumptive use is 197.5 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING FOR 30 HEAD OF CATTLE

A29-00339A

Page 1

Date: 03/09/90

A2900339A



MICROFILMED

NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	37E	22	SW		NE		IRR	4.0
			SE		NE		IRR	17.0
			NE		SE		IRR	23.0
			SE		SE		IRR	35.0
							Section Acres	79.0
							Total Acres	79.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-02448 (PORTION)

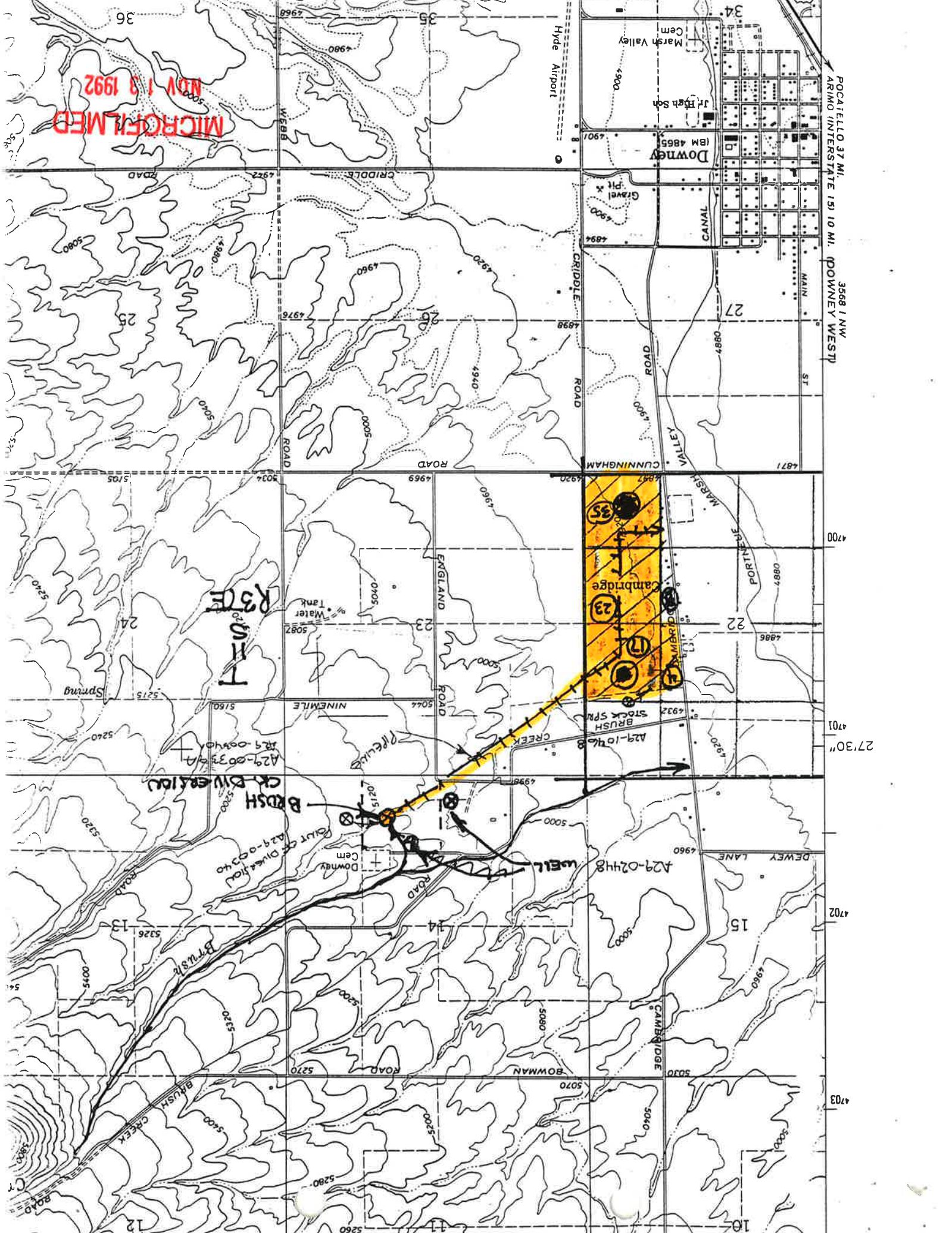
14. Remarks:
AMT. LISTED AS "ALL THE WATERS FOR 3 CONSECUTIVE DAYS".
EACH OWNER OF THE WATERS FROM BRUSH CREEK ARE ALLOWED TO DIVERT
THE ENTIRE FLOW OF THE STREAM FOR A 3 DAY ROTATION.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 5/11/1909

C.B. HANCOCK & J.J. BYBEE
Decree Plaintiff

vs

ESTATE OF JOHN BLOXHAM, ET. AL
Decree Defendant



MICROFILMED
NOV 13 1992

POCAHELLO 37 MI.
ARIMO INTERSTATE 15 10 MI. DOWNEY WEST

3568 1 NW

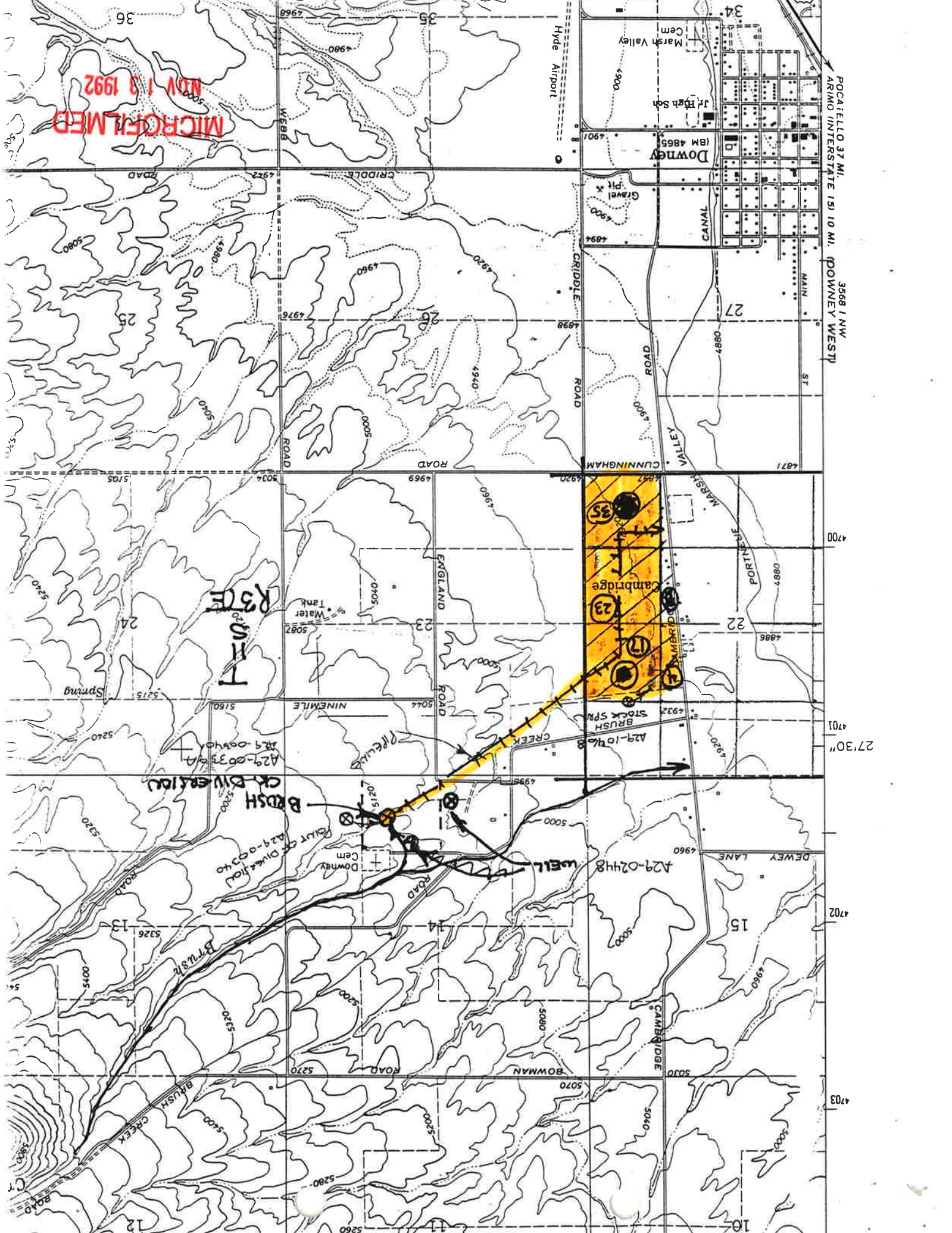
4700

4701

27°30"

4702

4703



MICROFILMED
NOV 13 1992

POCAHELLO 37 MI.
ARIMO INTERSTATE 15 10 MI. DOWNEY WEST

3568 1 NW

4700

4701

27°30"

4702

4703

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

Signature of Claimant(s): Louis B. Bigham Date: 3-9-90
Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 9 day
of March 19 90

[Signature]
Notary Public

Seal

RESIDING AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES 8-22-1994

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A29-00339A**
Date Received: 3/ 9/1990
Receipt No: E012280
Received By: _____

AMENDED

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

AMENDED

1. Name: LOUIS BLOXHAM 208-897-5362
Address: PO BOX 41
DOWNEY ID 83234
OR
Name: LESLIE BLOXHAM 208-897-5362
Address: PO BOX 41
DOWNEY ID 83234

2. Date of Priority: MAY 1, 1872

3. Source: BRUSH CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	37E	14	NE	SW	SE		BANNOCK

5. Description of diverting works:
DITCH FROM STREAM TO GRAVITY FLOW PIPELINE. SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.580		

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

8. Total consumptive use is 197.5 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING FOR 30 HEAD OF CATTLE

MICROFILMED
NOV 13 1996

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	37E	22	NE		NE		IRR	21.0
			SW		NE		IRR	4.0
			SE		NE		IRR	17.0
			NE		SE		IRR	23.0
			SE		SE		IRR	35.0
Section Acres								100.0
Total Acres								100.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-02448 (PORTION)

14. Remarks:

AMT. LISTED AS "ALL THE WATERS FOR 3 CONSECUTIVE DAYS".
EACH OWNER OF THE WATERS FROM BRUSH CREEK ARE ALLOWED TO DIVERT
THE ENTIRE FLOW OF THE STREAM FOR A 3 DAY ROTATION.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 5/11/1909

C.B. HANCOCK & J.J. BYBEE
Decree Plaintiff

ESTATE OF JOHN BLOXHAM, ET. A
vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

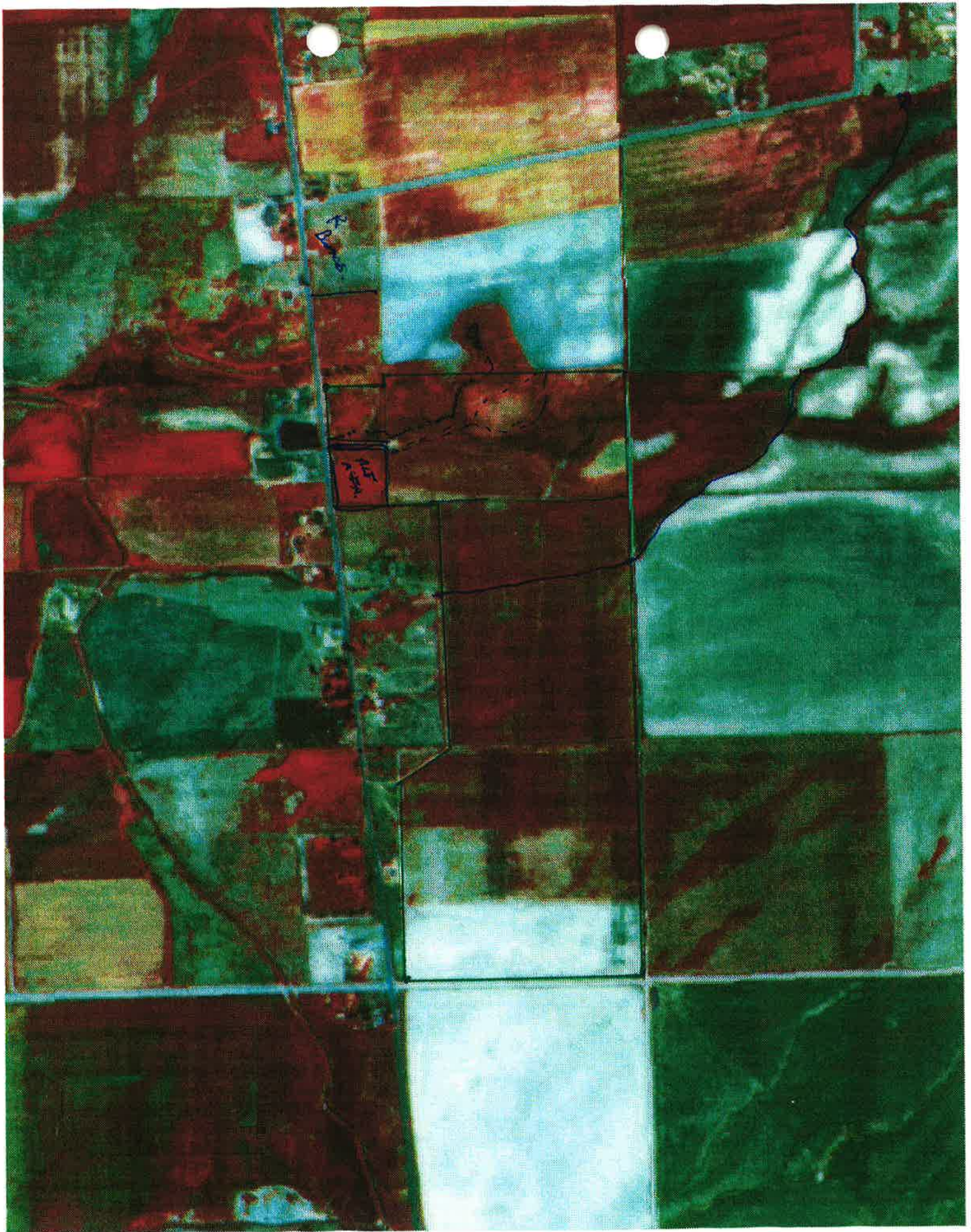
Signature of Claimant(s): *Louis Blot Sam* Date: *3/29/95*
_____ Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 29 day
of March 19 95 *Dane Cady*
Notary Public

Seal

Residing at *Heise, Id*
My Commission Expires *2/26/96*



29-00339A