



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
IDAHO DEPARTMENT OF WATER RESOURCES

03/19/2003

~~PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW~~

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RIGHT NUMBER: 29-413

NAME AND ADDRESS: DIAMOND T RANCH LLC
1705 N HWY 38
BRIGHAM CITY UT 84302

SOURCE: GARDEN CREEK

TRIBUTARY: MARSH CREEK

QUANTITY: 0.560 CFS

PRIORITY DATE: 05/01/1904

POINT OF DIVERSION:

T10S R36E S7 NWNW Lot 1 Within BANNOCK County Source: GARDEN CREEK

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE: IRRIGATION Within BANNOCK County

T10S R36E S05	NESW	40.0	T10S R36E S05	SESW	30.0
T10S R36E S05	NWSE	40.0			

110 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 110 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00385, 29-00386,
29-00412, 29-00413

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.

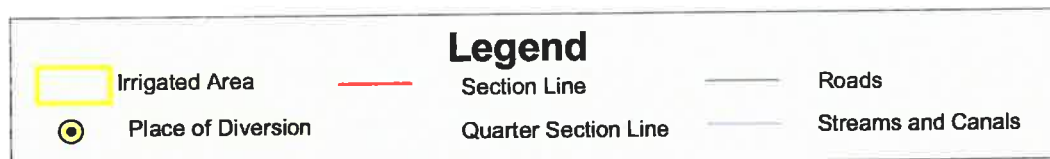
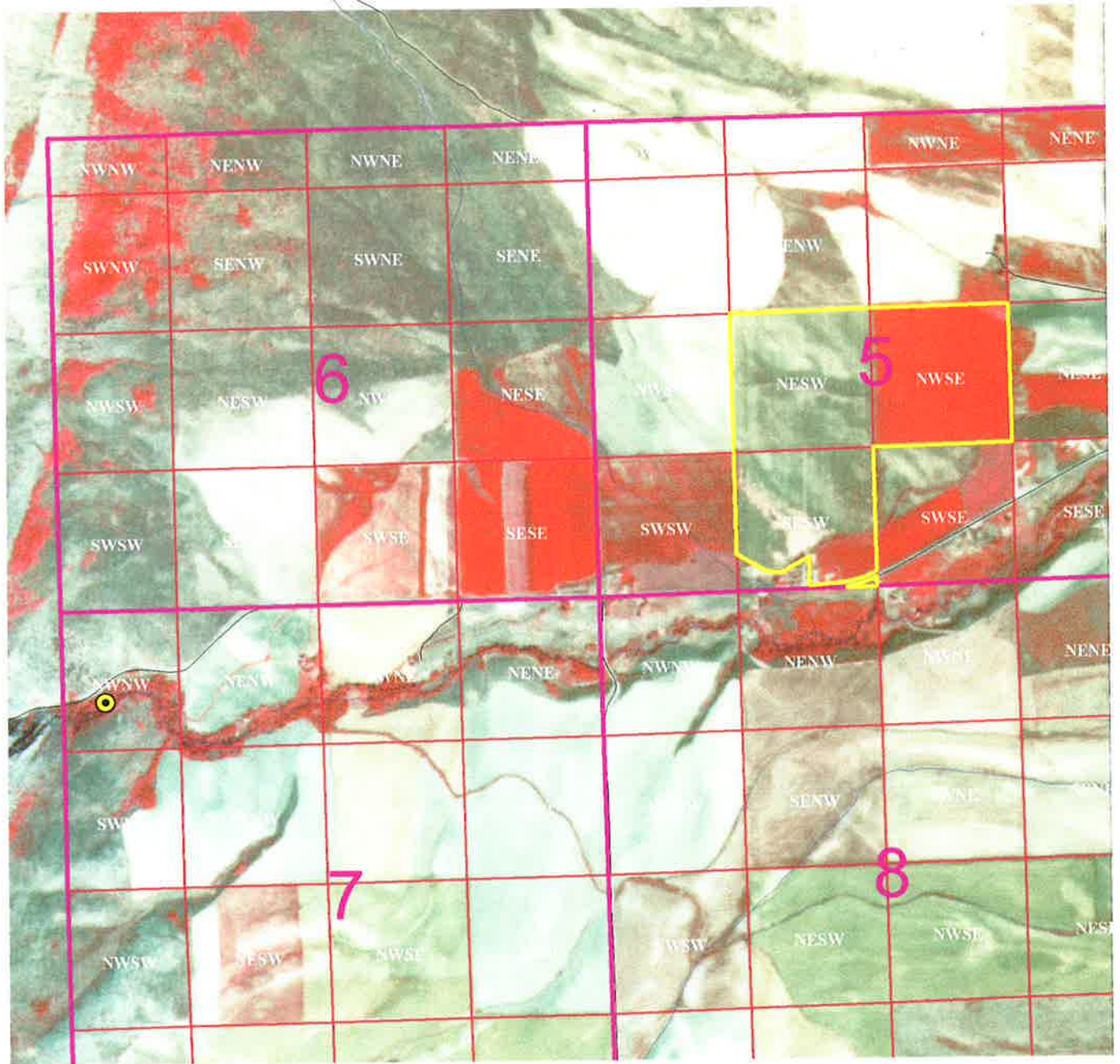
THE REMAINDER OF THIS RIGHT WAS FORFEITED FOR NON-USE FROM
1980 TO 1987.

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.

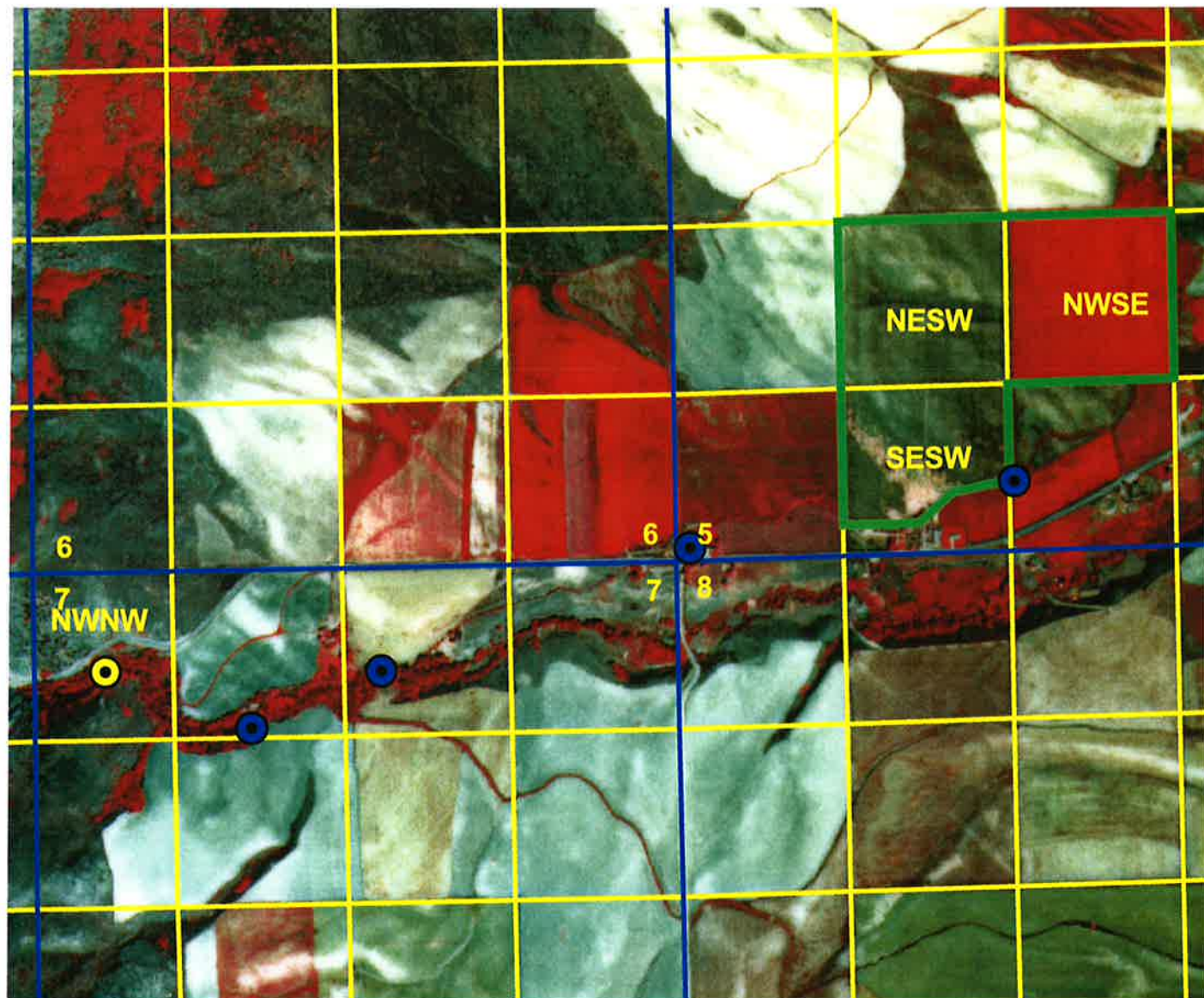
Township , 10S36E



IDAHO DEPARTMENT OF WATER RESOURCES

29-00385, 29-00386, 29-00412, 29-00413

T10S, R36E SEC. 5



ACRES IRRIGATED- 110



POINT OF DIVERSION



PLACE OF USE

SCANNED

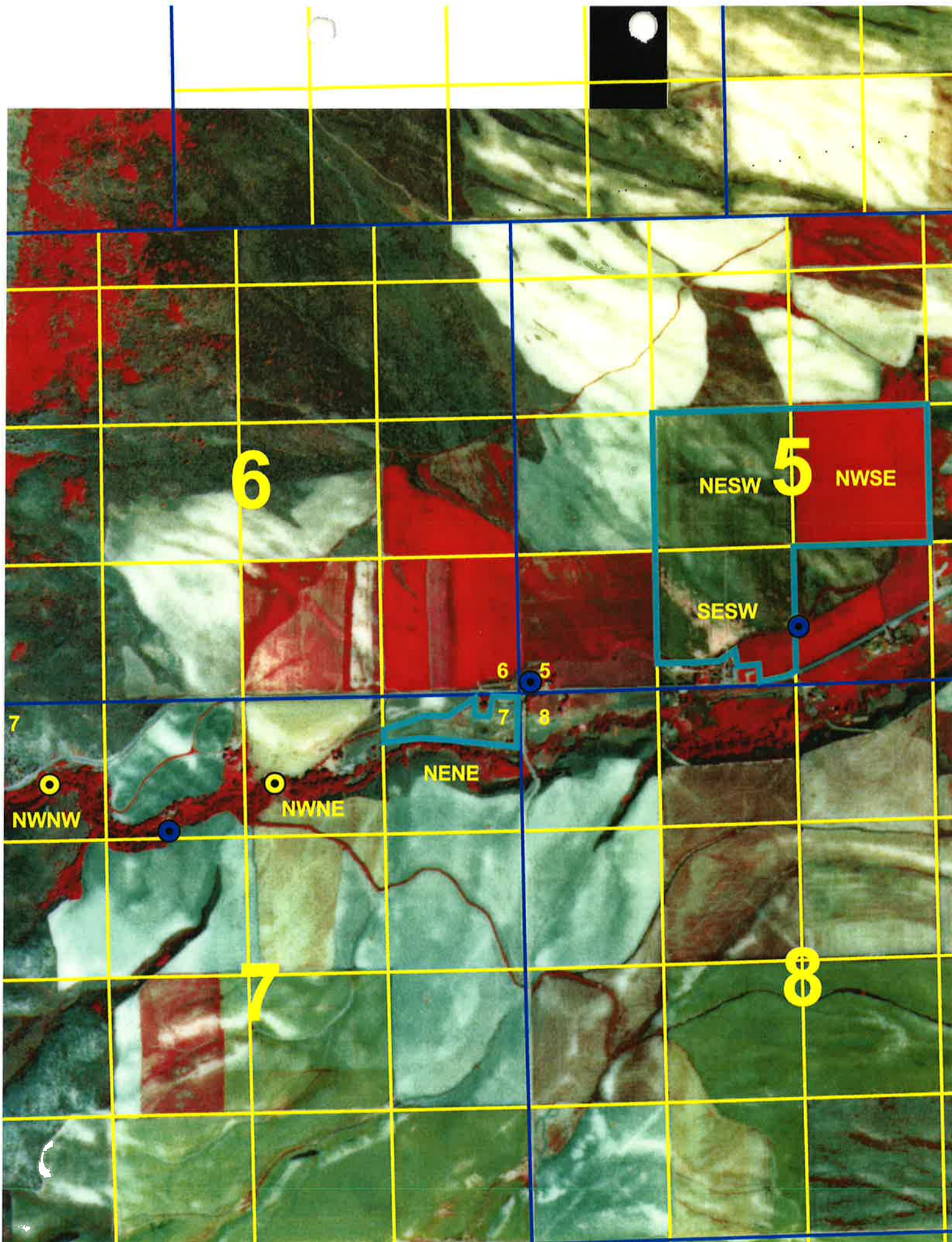
NOV 04 2005

GIS: PLACE OF USE

POINT OF DIVERSION

1987/1988 NAPP PHOTOS

DAVE CARLSON



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 29-413
Date Received: 4/18/1990
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MEADOWBROOK RANCH Phone: (208)254-3186

10053 S MARSH CREEK RD
MC CAMMON ID 83250

2. Date of Priority: 05/01/1904

3. Source: GARDEN CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	36E	7	NW NW 1	BANNOCK	

5. Description of diverting works:

HEADGATE TO DITCH TO PLACE OF USE FOR IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1	

7. Total Quantity Appropriated is:
1 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
10S	36E	5	NE SW	IRRIGATION	40
			SE SW	IRRIGATION	35
			NW SE	IRRIGATION	40

PROFILED

SCANNED

NOV 04 2005

Section Acres 115

Total Acres 115

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:

14. Remarks:

THIS RIGHT HAS BEEN COMBINED WITH 29-00364 AND 29-00386 TO FORM NOTICE A29-11431.

29-00364 = 1.0 CFS 29-00386 = 1.0 CFS 29-00413 = 1.0 CFS TOTAL = 3.0 CFS .
A29-11431 = 3.0 CFS .

THIS RIGHT IS CLAIMED IN FULL. EN 1/5/96

SPLIT FROM 29-11431

15. Basis of Claim: Decreed

PROFILED

SCANNED
NOV 04 2005

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 Organizations:

I do solemnly swear or affirm that I am _____ of
Title

_____, that I have signed the foregoing

Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the

Organization
foregoing document are true and correct. _____

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20____

Notary Public

Residing at _____

My commission Expires _____

RECEIVED

SCANNED
NOV 04 2005

SCANNED
MAY 22 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: A29-11431
Date Received: 4/18/1990
Receipt No: _____
Received By: _____

251-1243

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MEADOWBROOK RANCH 208-254-3186
Address: 10053 S. MARSH CREEK RD.
MC CAMMON, ID 83250

2. Date of Priority: MAY 01, 1904

3. Source: GARDEN CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	36E	7		NW	NW	1	BANNOCK

5. Description of diverting works:
HEADGATE TO DITCH TO PLACE OF USE FOR IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.000		

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

8. Total consumptive use is 287.5 Acre Feet Per Annum.

9. Non-irrigation uses:
N/A

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10S	36E	5	NE	SW		IRR	40.0
			SE	SW		IRR	35.0
			NW	SE		IRR	40.0

Section Acres 115.0

A29-11431

Page 1

Date: 04/19/90

MICROFILMED

NOV 16 1992



(251-1243) CEU

10. Place of Use: Continued

Total Acres 115.0

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:

A29-00363/00385/00411/00412/11431

14. Remarks:

THIS NOTICE OF CLAIM COMBINES DECREED WATER RIGHTS 29-00364,
29-00386 AND 29-00413.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

GARDEN CREEK IRRIG. CO.

Decree Plaintiff

vs

THOMAS E. WOLVERTON, ET. AL.

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 Organizations:

I do solemnly swear or affirm that I am Ralph Whalley of
Title
Meadowbrook Ranch, that I have signed the foregoing
Organization
document in the space below as manager and partner of
Title
Meadowbrook Ranch and that the statements contained in the
Organization
foregoing document are true and correct.

Ralph Whalley
Signature of Authorized Agent

Meadowbrook Ranch
Title and Organization

4/26/90
Date

State of Idaho)
County of Bannock) ss.

Subscribed and sworn (or affirmed) before me this 26 day
of April 19 90

Belva Olsen
Notary Public

Seal

Residing at Mc Cammon, Id

My Commission Expires 10-95

A29-11431

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MICROFILMED
NOV 16 1992

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: A29-00413
Date Received: 4/18/1990
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: COMBINED RIGHT
Address: COMBINED RIGHT
COMBINED RIGHT
COMBINED RIGHT
COMBINED RIGHT, ID 00000

2. Date of Priority: MAY 01, 1904

3. Source: GARDEN CREEK Trib. to: MARSH CREEK
COMBINED RIGHT COMBINED RIGHT

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	36E	4	NW	NW			BANNOCK

5. Description of diverting works:
COMBINED RIGHT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
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7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
COMBINED RIGHT

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
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11. Place of use in counties:

A29-00413 Page 1 Date: 04/18/90

A2900413



MICROFILMED

NOV 13 1992

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

13. Other Water Rights Used:
COMBINED RIGHT

14. Remarks:

THIS RIGHT HAS BEEN COMBINED WITH 29-00364 AND 29-00386 TO FORM
NOTICE A29-11431.

15. Basis of Claim:

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____