

09/17/2002

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

RIGHT NUMBER: 29-426

NAME AND ADDRESS: CALVIN MONSON
13539 S ROBIN RD
ARIMO ID 83214

CHERIE L MONSON
13539 S ROBIN RD
ARIMO ID 83214

SOURCE: GARDEN CREEK

TRIBUTARY: MARSH CREEK

QUANTITY: 0.50 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.46 CFS. COMBINED RIGHT NOS.: 29-00425,
29-00426, 29-07035.

THIS RIGHT WHEN COMBINED WITH RIGHT NO.29-00425, 29-00426, AND 29-07035
SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 05/01/1904

POINT OF DIVERSION:

T10S R36E S7 SENENW 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	0.500 CFS

PLACE OF USE:	T10S R36E S09	NESE	37.0	T10S R36E S09	NWSE	36.0
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73 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 73 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-00425, 29-00426, 29-07035.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 25.0 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

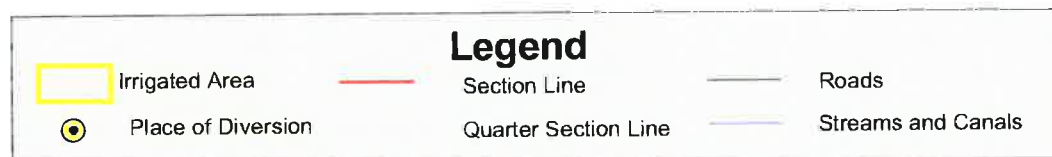
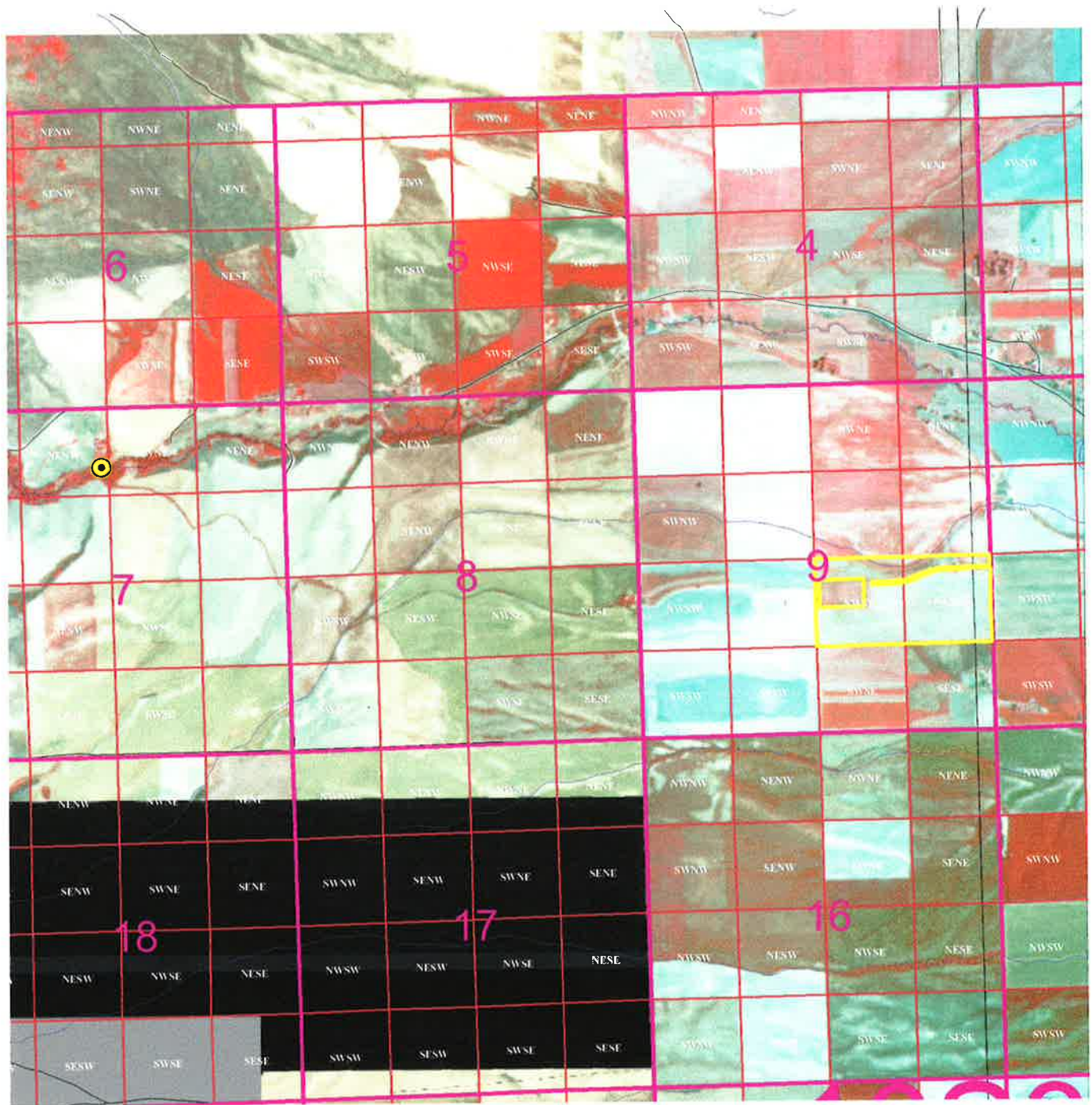
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

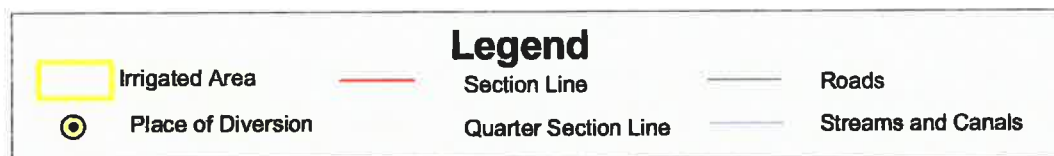
Township , 10S36E



900 0 900 1800 Feet



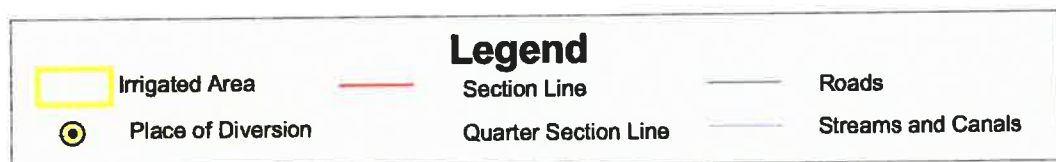
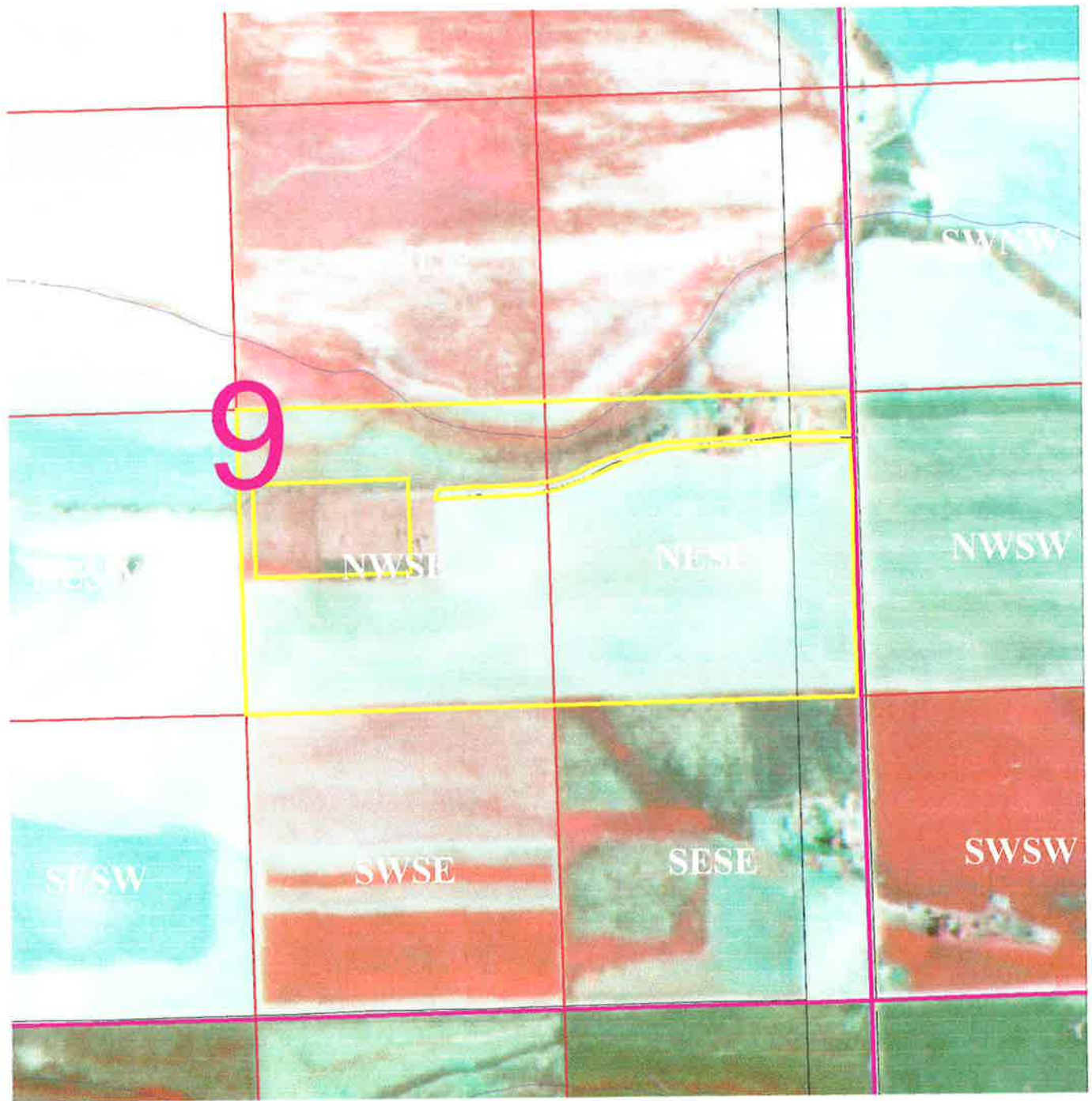
Township , 10S36E



300 0 300 600 Feet



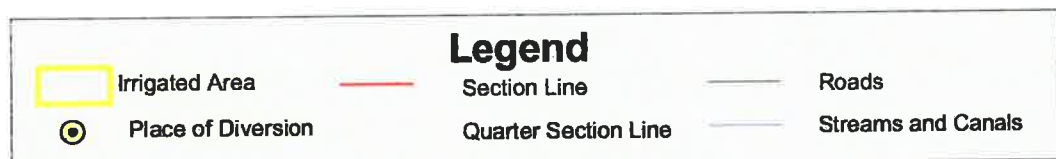
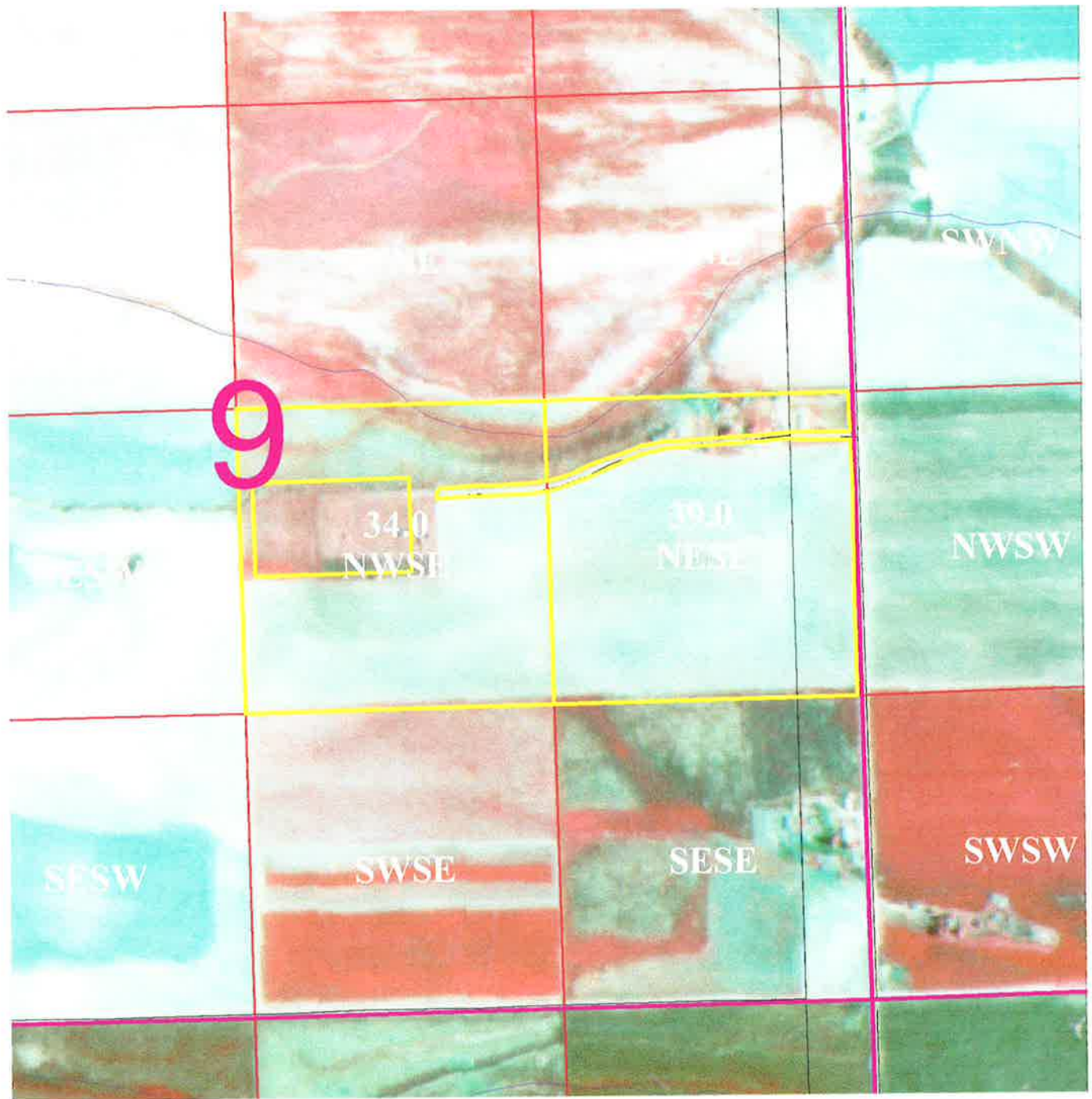
Township , 10S36E



300 0 300 600 Feet



Township , 10S36E



300 0 300 600 Feet





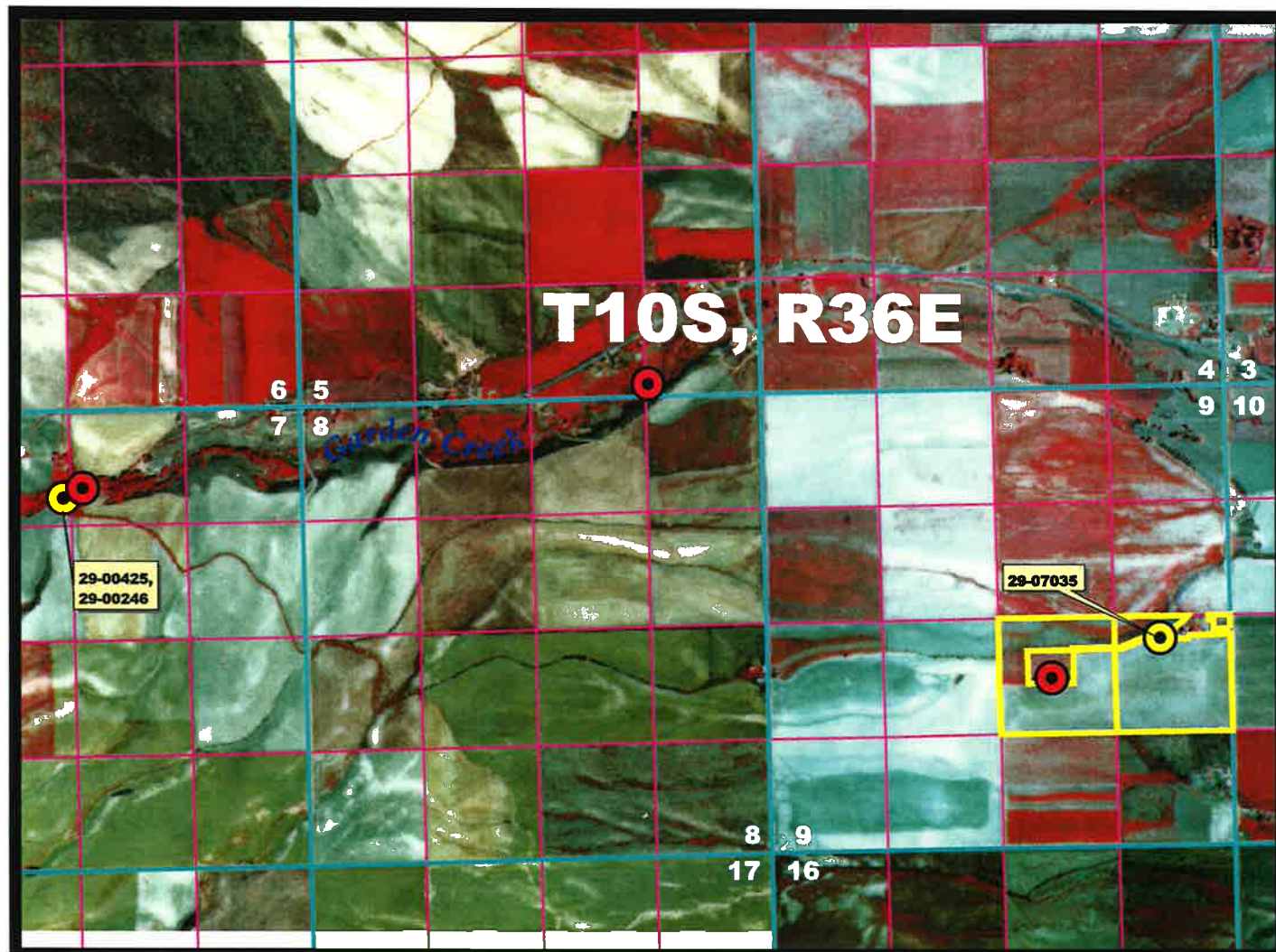
State of Idaho

Department of Water Resources

Eastern Region

NOV 08 2005

SCANNED



Water Right(s):
29-00425,
29-00426,
29-07035

Place of Use: T10S, R36E
(parts of) Sec. 9 N2SE

Point(s) of Diversion: T10S, R36E
Sec. 7 SENENW (surface water)
Sec. 9 NWNESE (well)



LEGEND



Point of Diversion

SESE

Place of Use



Section



Quarter-Quarter

Priority Date Data Entry Form

Claim Number: 29-426
Water Right Priority Date: 5/1/1904 Water Right Basis: D622000
Claimed Priority Date: 5/1/1904 Claimed Basis: D622000
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:

DISCREP: GARROW CREEK Irrig Co. vs T.E. WILVERTON, et al

RE-INDICATED: PDD, Co-Mingle of Sources -
PDD - COMOTERY BOUNDARY AND WR#?

SEE ADDITIONAL NOTES IN 29-425 AND
29-7035

Reviewer: _____

Date: _____

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Point of Diversion and Source Data Entry Form

Claim Number: _____

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

Source: _____ Tributary: _____

Claimed Point of Diversion: T 10S, R 36E, Sec. 7, _____, NE, NW. County: BANDSource: CANON CR Tributary: MANSA CR

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

Source: _____ Tributary: _____

_____ Use Claimed POD and Source as Recommended POD and Source

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

Other rights from this POD? _____

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

RE-POD'D OF POD'S

Transfers Changing POD _____

Reviewer: _____

Date: _____

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Place Of Use Data Entry Form

Claim Number: _____

____ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
10S	36E	9	NESB		Bann		37	Pinnis
			NNSB		Bann		36	"

Total Acres 73

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
10S	36E	9	NESB		Bann			Pinnis
			NNSB					

Total Acres _____

Document how the POU was verified:

Overlap w/ 29-07035 (GW) AND 29-425 (SW) Same Poll.POLL BY DISCRETE READS: NORTH HALF OF THE SW⁴ OF SEC. 9 10S, 36ENOT WHAT'S CLAIMED (SEE ABOVE)29-428 IS DESCRIBED TO SE¹SW⁴ SEC. 9 10/36 NOT CLAIMED BY MR. whenMONSON.→ SUSPECT ERROR OF DISCRETE* THIS RT WHEN USED W/ 29-425 CAN DO 25AC TOTAL 35² (428 & 426)OVERLAPS PASTURE W/ 29-7035.

Transfers Changing POU _____

Reviewer: _____

Date: _____

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Purpose of Use Data Entry Form

Claim Number: _____

_____ 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
Pring				

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Pring				

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Pring				

Document how the Purpose of Use was verified:

DESCRIBE ALLOWS ROTATION (POOLING) OF RIGHTS TO MAX.
BENEFITS → But IT'S NOT DONE

DESCRIBE INTERFERENCES N²SW = BEST CASE 80+ AC
SUSPECT OWNERS ERROR OF POLY

Transfers Changing Purpose of Use _____

Reviewer: _____

Date: _____

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NOV 08 2005
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Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ 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
Irrig	4/1	11/01	0.50	

Overall Diversion Rate 0.50 Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrig	4/1		0.50	

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrig	4/1		0.50	

Overall Diversion Rate _____ Overall Diversion Volume _____

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

What is DOCSID son?

Reviewer: _____

Date: _____

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NOV 08 2005

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Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
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Current Owner CALVIN MONSON

Name connector: and , or , and/or

Current Owner Chorale

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 ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

Reviewer: _____

Date: SCANN

PROFILED NOV 08 2005

- 9 0404 of May, 1896, and one second foot of water to date from the 1st day of May, 1896, to be used upon the N. W. 1/4 of the N. W. 1/4 of Sec. 5, Township 10 South of Range 36 E. B. M. also the West half of the N. W. 1/4 of Sec. 5, Township 10 South of Range 36 E. B. M.
- 29 0405 To William C. Smith, three-fourths second foot of water to date from the 1st day of May, 1895 and one second foot of water to date from the 1st day of May 1904, to be used on the East half of the N. W. 1/4 of Sec. 7, Township 10 South of Range 36 E. B. M.
- 29 0406 To J. W. Stinger, three-fourths second foot of water to date from the 1st day of May, 1898 and one second foot of water to date from the 1st day of May, 1904, to be used on lots three and four in sec. 4, and lots one and two in Sec. 5, Township 10 South of Range 36 E. B. M.
- 29 0407 To George A. Smith, three-fourths second foot of water to date from the 1st day of May, 1891, and one second foot of water to date from the 1st day of May, 1904, to be used on the East half of the S. W. 1/4 and the east half of the N. W. 1/4 of Sec. 10, Township 10 South of Range 36 E. B. M.
- 29 0410 To J. H. Curtis, three-eighths of second foot of water to date from the 1st day of May, 1894, and three-eighths second foot of water to date from the 1st day of May, 1901, and one second foot of water to date from the 1st day of May, 1904, to be used on the East half of the N. E. 1/4 of Sec. 7, Township 10 South of Range 36 E. B. M.
- 29 0411 To A. M. Curtis, three-eighths second foot of water to date from the 1st day of May, 1894 and three-eighths second foot of water to date from the 1st day of May 1901, and one second foot of water to date from the 1st day of May 1904, to be used on the West half of the N. E. 1/4 Sec. 7, Township 10, South of Range 36 E. B. M.
- 29 0412 To Nannie B. Rollison, three-fourths second foot of water to date from the 1st day of May, 1887 and one second foot of water to date from the 1st day of May, 1904 to be used on the S. E. 1/4 and the North half of the S. W. 1/4 and the S. E. 1/4 of the N. W. 1/4 of Sec. 4, Township 10 South of Range 36 E. B. M.
- 29 0413 To William P. Burton, three-fourths second foot of water to date from the 1st day of May, 1895 and one second foot of water to date from the 1st day of May 1904, to be used on the North half of the S. E. 1/4 and the East half of the S. W. 1/4 of Sec. 8, Township 10 South of Range 36 E. B. M.
- 29 0414 To John B. Chedgzy, three-fourths second foot of water to date from the 1st day of May, 1891 and one second foot of water to date from the 1st day of May, 1904 to be used on the N. E. 1/4 of Sec. 9, Township 10, South of Range 36 E. B. M.
- 29 0415 To William H. Allen, three-fourths second foot of water to date from the 1st day of May 1903 and one second foot of water to date from the 1st day of May, 1904, to be used on the S. E. 1/4 of the S. E. 1/4 of Sec. 31 and the S. W. 1/4 of the S. W. 1/4 Sec. 32 in Township 9, South of Range 36 E. B. M.
- 29 0416 To Laura T. Toler, three-eighths second foot of water to date from the 1st day of May, 1895 and one-half second foot of water to date from the 1st day of May 1904, to be used on the North half of the S. W. 1/4 of Sec. 9, Township 10 South of Range 36 E. B. M.
- 29 0417 To E. R. Kendall, three-sixteenths second foot of water to date from the 1st day of May, 1895, and one-fourth second foot of water to date from the 1st day of May, 1904, to be used on the S. E. 1/4 of the S. E. 1/4 of Sec. 9, Township 10 South of Range 36 E. B. M.
- 29 0418 To Truman Rowe, one and three-fourths second foot of water to date from the 1st day of May, 1904, to be used on lots one and two in Sec. 4, Township 10, South of Range 36 E. B. M.

All of the above described lands being in Bannock County, State of Idaho. It is further adjudged and decreed that the plaintiff and any of its stockholders, and any or all of said defendants, who are adjudged to be entitled to the use of any of the waters of said stream or any of its tributaries thereto or may pool or unite the waters so decreed to them and use the same jointly or alternately or in rotation, or in such other manner as will secure the greatest benefits and most economical use of said water, so that the waters so united or pooled do not exceed the amount decreed to the parties entering into such arrangement.

T10S, R36E

6 5

7 8

29-00425
29-00426



29-07035

8 9

17 16

Log for claim A29-00426

Spatial Dynamics BTD

6/26/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s36e	9	SENW	0	0	
10s36e	9	NESE	37	39	
10s36e	9	NWSE	36	34	
Totals:			73	73	

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/27/00
PAGE: 58

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CALVIN MONSON	05/01/1904	IRRIGATION	04-01 11-01	0.500 CFS	
C	CHERIE MONSON					
	13539 S ROBIN RD					
	ARIMO ID 83214			TOTAL DIVERSION:	0.500 CFS	
	(208) 254-3290			CONSUMPTIVE USE:		182.50 AFA

Stage: DECREED

BANNOCK County

IRRIGATION

[illegible]

Non-Irrigation Uses: NONE

Other Rights: 29-0425

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A29-00362	A29-00365	A29-00366	A29-00371	A29-00372	A29-00373	A29-00374	A29-00375	A29-00381	A29-00383A
A29-00383B	A29-00384	A29-00425	A29-10642	A29-11615	A29-11616				

Other Water Rights Listing Overlapping Place(s) of Use:

A29-00425 A29-07035

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 04/05/90 DCARLSON 06/01/94 COX 03/29/95 POST-STD

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: A29-00426

Date Received: 4/05/1990

Receipt No: ED12-861

Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CALVIN MONSON 208-254-3290
Address: 13539 S. ROBIN RD
ARIMO, ID 83214
OR
Name: CHERIE MONSON 208-254-3290
Address: 13539 S. ROBIN RD
ARIMO, ID 83214

A2900426



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	NE	NE	NW		BANNOCK

5. Description of diverting works:
DITCHES TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.500		

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

A.F.A.

25ac @ .02

8. Total consumptive use is 182.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A29-00426

Page 1

Date: 04/05/90

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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	36E	9	NE	SE	IRR	37.0
			NW	SE	IRR	36.0
Section Acres						73.0
Total Acres						73.0

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:
29-0425

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

GARDEN CREEK IRRIGATION 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 X 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): Cherie L. Monson Date: 4-5-90

Date: _____

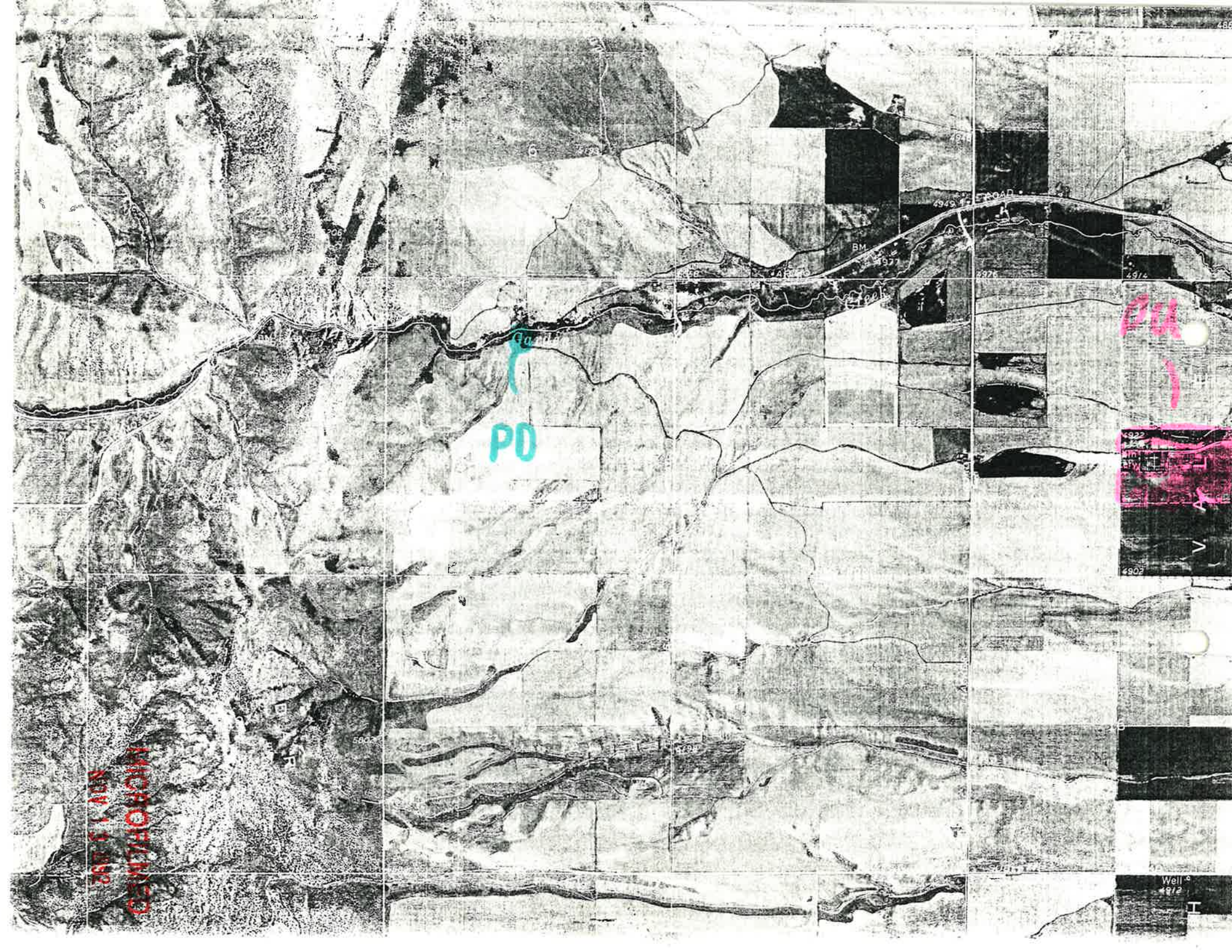
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 5 day
of April 19 90 Dan Carls
Notary Public

Seal

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

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NOV 13 1992



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APR 13 1982

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