

07/31/2002

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

RIGHT NUMBER: 29-520

NAME AND ADDRESS: CRIS G DAVIS
PO BOX 76
DOWNEY ID 83234

LAURETTA M DAVIS
PO BOX 76
DOWNEY ID 83234

SOURCE: SOUTH FORK REESE CREEK TRIBUTARY: MARSH CREEK
POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM REESE CREEK.

QUANTITY: 1.70 CFS
FACILITY VOLUME 20 AF.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.24 CFS. COMBINED RIGHT NOS.: 29-520,
29-10131, 29-10133

PRIORITY DATE: 04/01/1911

POINT OF DIVERSION:

T11S R36E S20 NESE Injection Within BANNOCK County
T11S R36E S22 SENE Rediversion Within BANNOCK County
T11S R36E S28 NWSWSW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DIVERSION TO STORAGE	11/02 03/31	1.700 CFS
IRRIGATION STORAGE	11/02 03/31	20.00 AFY
IRRIGATION FROM STORAGE	04/01 11/01	20.00 AFY
IRRIGATION	04/01 11/01	1.700 CFS

PLACE OF USE:

IRRIGATION Within BANNOCK County

T11S R36E S14	SWSE	13.0	T11S R36E S23	NENE	1.0
T11S R36E S23	NWNE	19.0	T11S R36E S23	SWNE	39.0
T11S R36E S23	SENE	19.0	T11S R36E S23	NESW	31.0
T11S R36E S23	NWSW	4.0	T11S R36E S23	NWSE	15.0

DIVERSION TO STORAGE same as IRRIGATION
IRRIGATION STORAGE same as IRRIGATION
IRRIGATION FROM STORAGE same as IRRIGATION

141 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 141 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-520, 29-10131, 29-10133

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

07/31/2002

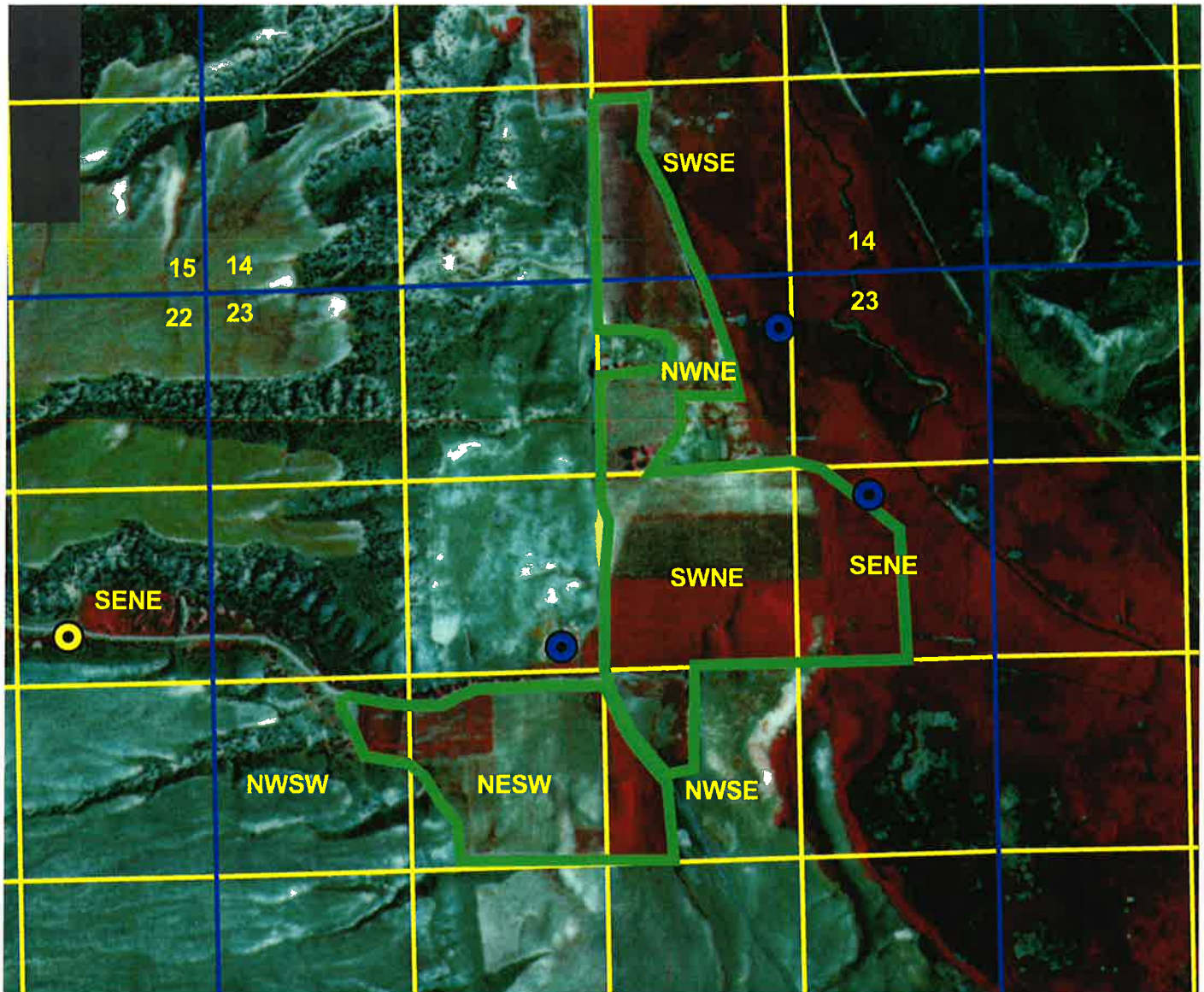
IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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.

IDAHO DEPARTMENT OF WATER RESOURCES

29-520, 29-10131, 29-10133

T11S, R36E SEC. 14, 23



ACRES IRRIGATED- 141



POINT OF DIVERSION



PLACE OF USE

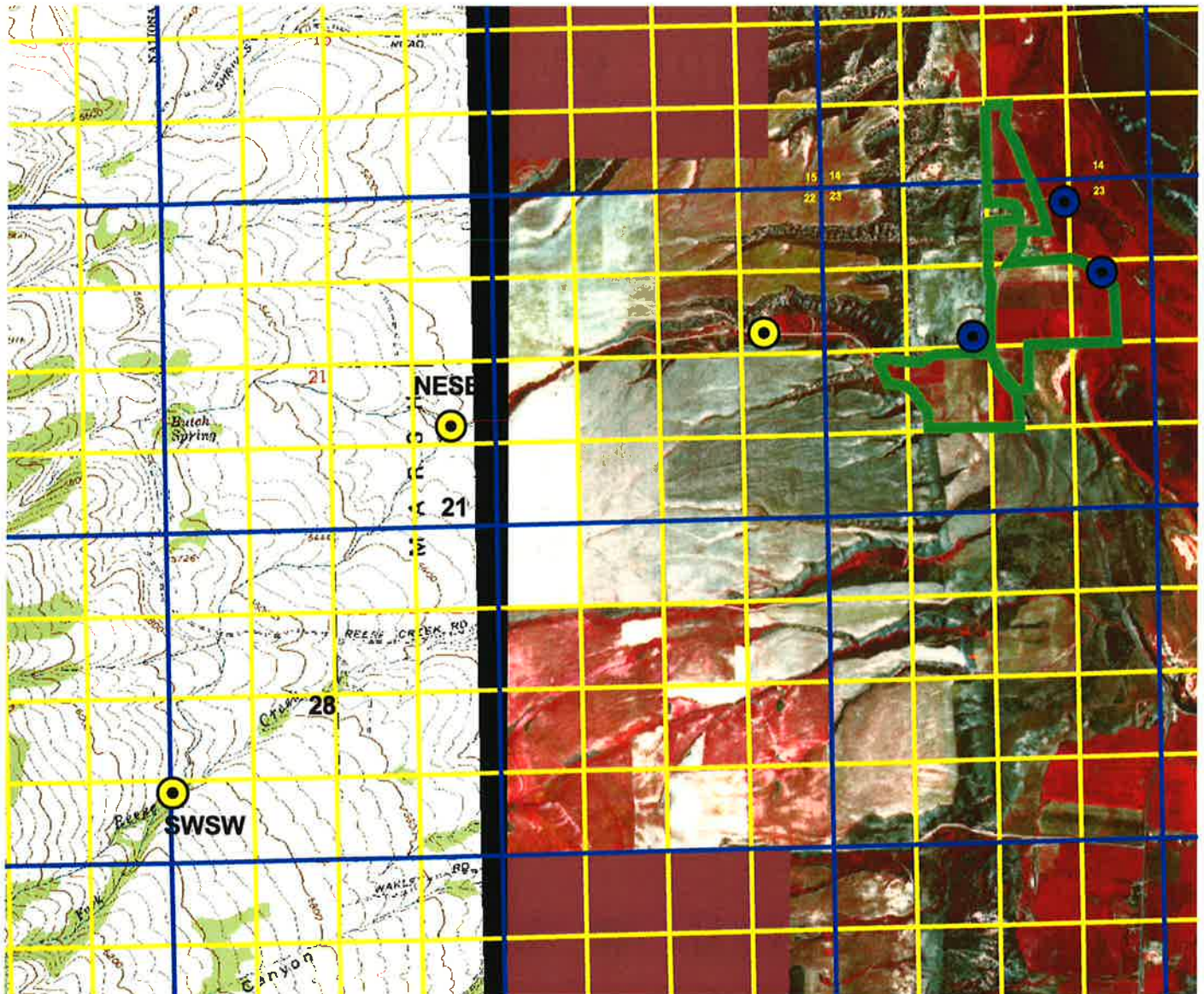
SCANNED
DEC 07 2005

**GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
DAVE CARLSON**

IDAHO DEPARTMENT OF WATER RESOURCES

29-520, 29-10131, 29-10133

T11S, R36E SEC. 14, 23



ACRES IRRIGATED- 141



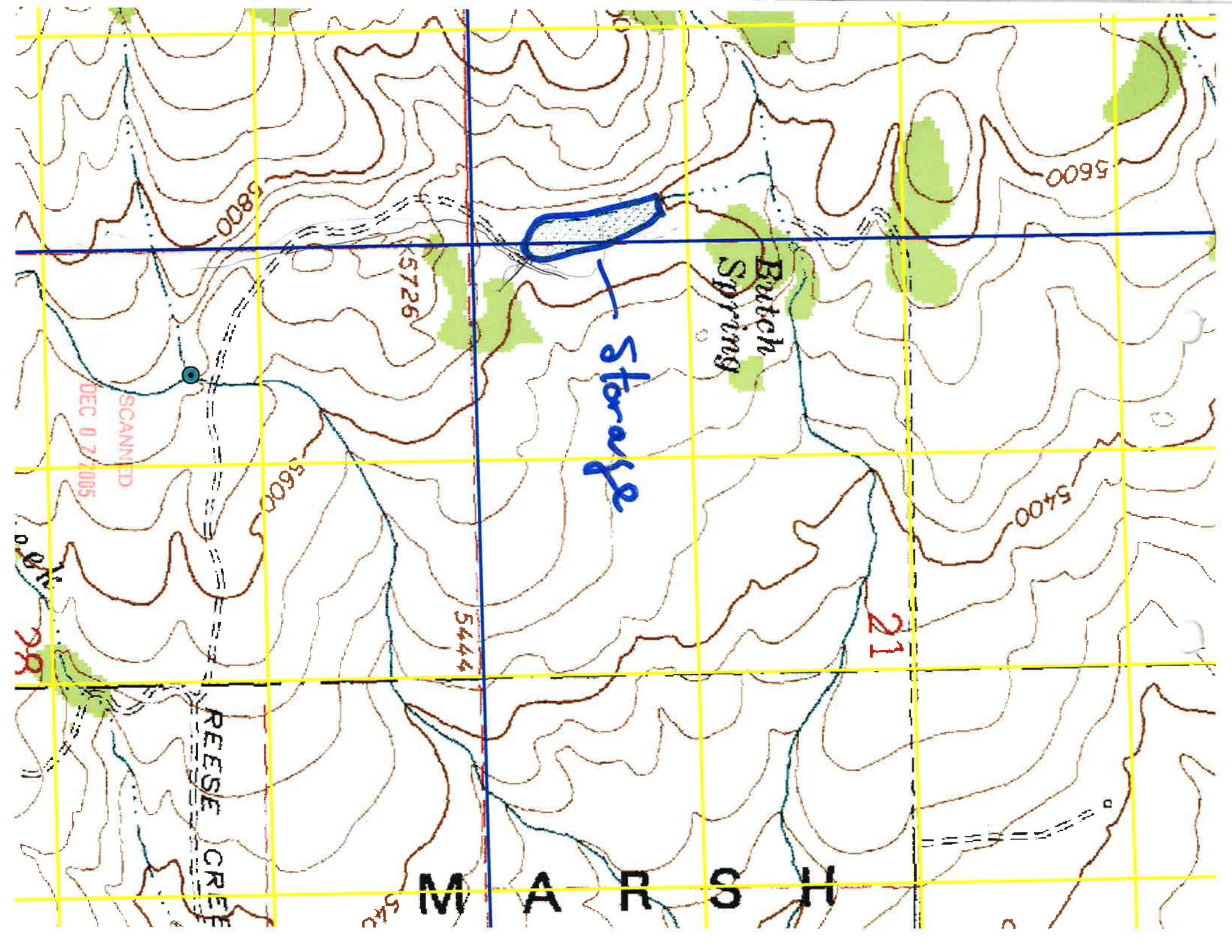
POINT OF DIVERSION



PLACE OF USE

SCANNED
DEC 07 2005

**GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
DAVE CARLSON**



5600

Butch
Spring

Storage

5726

5600

5400

5444

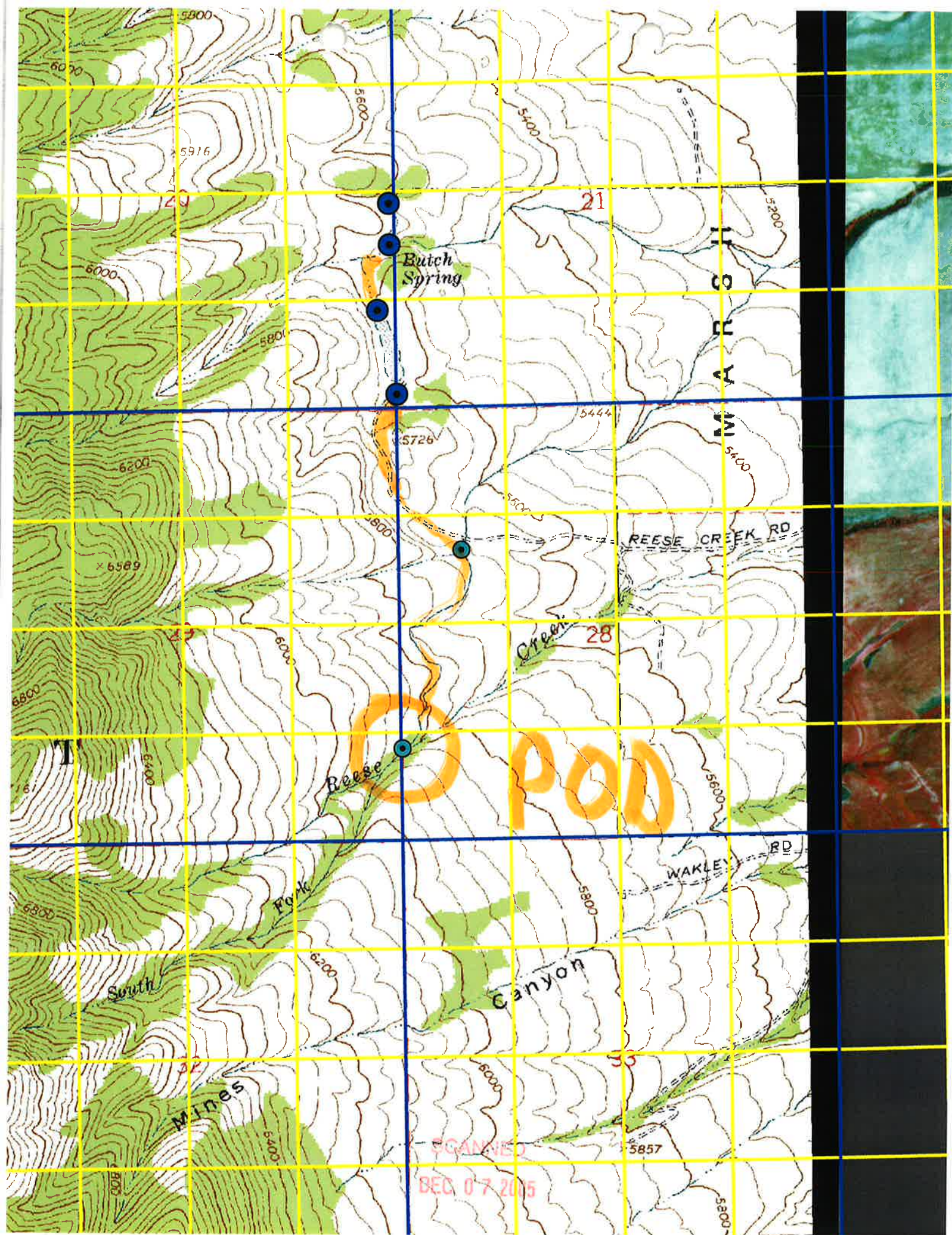
21

RESE CREE

MARSH

SCANNED
DEC 07/2005

28



Dave

02/08/2003

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: April 21, 2003

Water right number: 29-520

CRIS G DAVIS

PO BOX 76

DOWNEY ID 83234

Telephone Number: (208) 797-5176

(208) 897-5176

corrected
3/28/03
JC

LAURETTA M DAVIS

PO BOX 76

DOWNEY ID 83234

Telephone Number: (208) 797-5176

(208) 897-5176

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:

3-20-03

SIGNATURE:

Cris S. Davis

Please print your name:

Cris S. Davis

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

SCANNED

DEC 07 2005

RECEIVED

1-20-03

Registering and Mapping

WR5809NP
No. 29-02561

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/05/01
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EDWIN F. DAVIS	05/20/1946	IRRIGATION STORAGE IRRIGATION FROM STORAGE	00/00 00/00 00/00 00/00		20.00 AFA 20.00 AFA
TOTAL DIVERSION:						20.00 AFA

Water Source: REESE CREEK, SOUTH FORK Tributary to: REESE CREEK Stage: LICENSE
Point(s) of Diversion: T11S R36E S20 NESE BANNOCK County
Pou County:

Dates: App. Received: Priority Date: 05/20/1946
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/21/1979
Misc: Water District Number: 29H Field Exam Fee:

A reservoir on Reese Crk
was the original 29-520.
that reservoir is not used, but
this reservoir up stream is still
used. This right was changed
to reflect the up stream
pond as a CO3/COS change.
29-2121 from 1911 talked
about this reservoir

This reservoir was

licensed in 1946 as

29-2561

SCANNED

DEC 07 2005

Priority date for this right was not given
in the decree, but this old reservoir is placed
by 1911

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-2561

WATER RIGHT NUMBER: 29-2561

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EDWIN F DAVIS DOWNEY, ID 83234

Priority Date: 05/20/1946

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
SOUTH FORK REESE CREEK	REESE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION FROM STORAGE	/ to /		20.00 AF
IRRIGATION STORAGE	/ to /		20.00 AF
	<u>Total Diversion:</u>		20.00 AF

Location of Point(s) of DiversionSOUTH FORK REESE CREEK
BANNOCK County

NE1/4SE1/4

Sec. 20, Twp 11S, Rge 36E, B.M.

Place of UseConditions of Approval:Remarks:Comments:Dates and Other Information:

State of Idaho

License and Certificate of Water Right

Water License No. R-750 Amount 20 acre feet
 Water District No. _____ Priority May 20, 1946

THIS IS TO CERTIFY that EDWIN F. DAVIS and store
 of Downey, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated September 18, 1945; that Permit No. R-750
 was issued under said application; that Certificate of Completion of works, with a ~~carrying~~ ^{storage} capacity of
 200 second feet, was issued thereunder on December 24, 1945, showing that said works
 were completed on the 15th day of October, 1945; and that on the 22nd
 day of May, 1957, EDWIN F. DAVIS

of Downey, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of South Fork Reese
 Creek, a tributary of Reese Creek, for the purpose of Irrigation
 under Use Permit No. R-750 of the Department of Reclamation
 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 Reclamation Engineer of Idaho and entered of record in Volume
 11 of Licenses at page 6521, on the 14th day of November, 1958;
 The right hereby confirmed dates from May 20, 1946;
 (outlet at dam)
 The Point of Diversion is located

In the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, Tp. 11 S., R. 36 E., B. M. County Bannock

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 20 ~~cubic feet per second~~ ^{acre annuum}

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S.	36 E.	23	SW $\frac{1}{4}$ SE $\frac{1}{4}$	--	8
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	--	28
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	--	2
Total number of acres irrigated - - -					38

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 State Reclamation Engineer, affixed at Boise, Idaho, this
 14th day of November, 1958.

/s/ Geo. N. Carter

State Reclamation Engineer.

(SEAL)

29 2561

APPLICATION FOR PERMIT

29-2561

To Construct a Reservoir and Store and Appropriate
The Public Waters of the State of IdahoApplication No. R 27225
Permit No. R 750

1. Name of Applicant: EDWIN F. DAVIS

Postoffice address: Downey

County Bannock

State Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of Capital Stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the corporation are:

(a) Cash on hand: \$

(b) Treasury Stock: \$

(c) Bonds to be issued: \$

(d) Other resources:

2. Quantity of water to be stored: Two hundred (200)

acre feet per annum.

3. Source of water supply is South fork Reese Creek ~~(River)~~ ^(Spring), a tributary of Reese Creek

River.

4. The outlet of the proposed reservoir is located S. 1340 & W. 271 feet, distant from the S E corner of Section 20, Township 11 S, Range 36 E. B. M. and is in the NE 1/4 of SE 1/4 of Section 20, Township 11 S., Range 36 E. B. M. County of Bannock

5. Fill out either (a) or (b).

(a) The reservoir is located in the channel of

(Creek) (River).

(b) The reservoir is to be filled through a feeder canal, the point of diversion for which is located 10 feet distant from the S E corner of Section 20, Township 11 S., Range 36 E. B. M., and is in the SW 1/4 of SW 1/4 of Section 20, Township 11 S., Range 36 E. B. M.; width at bottom 2 feet, width at top 2.5 feet, depth of water 1 feet; average grade per mile 50 feet; Capacity 4 cubic feet per second.

6. (a) The area of the high water line of the reservoir is 15 acres.

(b) The reservoir capacity is 200 acre feet.

7. Height of reservoir dam 20 feet, length at top 128 feet, length at bottom 20 feet, size of outlet 1.5 feet by 1.5 feet. The dam is to be constructed of materials as follows: Earth, rock and cement

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

8. (a) Will water stored in reservoir be diverted to canal or aqueduct, thence to land to be irrigated without commingling with natural flow of South fork of Reese Creek ~~(Creek)~~ ^(River)? Yes

(b) Water stored in reservoir will be carried in the channel of

(Creek,) (River,) a distance

of miles to point of diversion located (bearing) feet, distant from the corner of Section Township, Range, B. M., and in the 1/4 of 1/4 of Section, Township, Range B. M.

9. Amount of water claimed from (Creek) (River) (Spring) in addition to that stored in reservoir cubic feet per second.

10. Water is to be used for Irrigation and domestic purposes.

11. If for mining, milling, power or manufacturing purposes give:

(a) Point of use of water (bearing) feet, distant from Corner of Section, Township, Range B. M. and is in the 1/4 of 1/4 of Section, Township, Range, B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to (Creek) (River) (Spring) at a point (bearing) feet distant from the corner of Section, Township, Range, B. M., in the 1/4 of 1/4 of Section, Township, Range B. M.

12. Water stored in accordance with this Permit will be carried to place of use through a canal heretofore constructed under the terms of Permit No. , which is hereby referred to and made a part hereof.

13. Kind of diversion works: **Dam, headgate and ditch** (Dam, canal, flume, pipe, etc.)
 14. Height of diversion dam: **2** feet, length at top **10** feet, length at bottom **10** feet. The dam is to be constructed of materials as follows: **Earth and rock**

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

15. Size of headgate: Width **2** feet, Height **2** feet.
 16. Diversion Canal: Width at bottom **3** feet, width at water line **4.2** feet, depth of water **1** feet, Dimensions of Flume **1.5 X 1.5 X 100 ft.**
 Diameter of Pipe inches; Length of Conduit **4 1/4** miles. Average grade per mile **50** feet.
 17. Estimated cost of Works: Storage Works: \$ **300.00** Diversion Works: \$ **200.00**
 18. Time required for completion of work **Five (5)** years.
 19. Time required for complete application of water to proposed beneficial use is **Six (6)** years.
 20. The land to be irrigated is described in the following tabulation:

(Give Irrigable acreage in each 40-acre subdivision.)

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11 S.	36 E.	25	40	40															80

Total Number of Acres to be Irrigated

80

Remarks:

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and store and appropriate the public waters of Idaho as herein set forth, and that the enclosed map is hereby made a part of this application.

EDWIN F. DAVIS

Applicant.

By

Agent.

Date of first receipt at office of Commissioner of Reclamation 3:30 P. M. September 18, 1945

Returned to applicant for correction

Corrected application received

STATE RECLAMATION ENGINEER APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is R 750

Recorded in book R 3, page 750 Approved September 20, 1945

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

Not in the sum of \$, to be filed on or before Reclamation, and then

Work to begin on or before until plans and specifications are approved by Department of/ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One fifth of the work above specified to be completed on or before March 20, 1948

The whole of said work to be completed on or before September 20, 1950

Beneficial use of water stored in accordance herewith, to be made on or before September 20, 1956

Witness my hand this 20th day of September

MARK R. KULP
 State Reclamation Engineer

TESTIMONY WHEREOF, We, CHARLES C. GOSSETT, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 20th day of September, 1945.

Countersigned:

STATE OF IDAHO

(S E A L)

By IRA H. MASTERS

By CHARLES C. GOSSETT

Secretary of State

Governor

P E R M I T N O . R-750

Certificate of Completion of Works

To Whom it May Concern:

This is to certify that EDWIN F. DAVIS, of Downey, County of Bannock, and State of Idaho, the holder of Permit No. R-750, issued upon Application No. R-27225, bearing date of priority of September 18, 1945, authorizing construction of a reservoir and the right to store 200 acre feet per annum of the waters of the South fork of Reese Creek, a tributary of Reese Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes, has complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works diversion set out and described in said Permit; that said works include a reservoir adequate for the storage of 200 acre feet per annum, and also a conduit capable of conducting said water to the place of intended use; that the outlet of said reservoir is located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20, Township 11 South, Range 36 East, B.M.; that the outlet of diversion from the feeder canal is located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 20, Township 11 South, Range 36 East, B.M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26, Township 11 South, Range 36 East, b. M.

WITNESS MY HAND this 24th day of December, A. D. 1945.

MARK R. KULP
State Reclamation Engineer

APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO
No. R-750

Comes now Edwin F. Davis, and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. R-750, requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

The North half of the Northeast quarter of the Southeast quarter of Section Twenty-two, Township

Eleven South, Range Thirty-six East of the Boise Meridian;

The North half of the Southwest quarter of the Southwest quarter of Section Twenty-three Township

eleven South, Range thirty-six East of the Boise Meridian.

Making a total of 40 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Downey, Idaho, this 29th day of September, 1947.

EDWIN F. DAVIS

of receipt at Office of Department of Reclamation. Sept. 20, 1947

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. R-750. This approval constitutes a new Permit, and is issued as an amendment to the original permit, to which it refers, and of which it is a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. R-750

Comes now Edwin F. Davis, and represents to the State Reclamation Engineer of the State of Idaho

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. R-750, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

Beginning at the Southwest corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23, Township 11 South, Range 36 East, B.M., thence running North along the quarter section line approximately 855 feet; thence in a Southeasterly direction approximately 1235 feet; thence West along quarter section line 665 feet, more or less to point of beginning. Otherwise described as that portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23, Township 11 South, Range 36 East, B.M., lying West of the Marsh Valley Road.

NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23, Township 11 South, Range 36 East, B.M.

That portion of the S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 23, Township 11 South, Range 36 East, B.M., situated East of the Marsh Valley Road.

Making a total of 100 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Downey, Idaho, this fifth day of December, 1952.

EDWIN F. DAVIS

Date of receipt at Office of Department of Reclamation Dec. 6, 1952.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. R-750. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

Application for Amendment
To Permit to appropriate the Public Waters
of the State of Idaho, No. R-750

Comes now Edwin F. Davis, and represents to the State Reclamation Engineer of the State of Idaho. That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. R-750, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, Twp. 11 S. Range 36 E., making a total of 120 acres. That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Downey, Idaho, this 26th day of August, 1957.

Date of receipt at office of Department of Reclamation August 30, 1957.

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. R-750. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Mark R. Kulp
State Reclamation Engineer

Recorded: August 30, 1957.

FILED IN 20
page 652

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

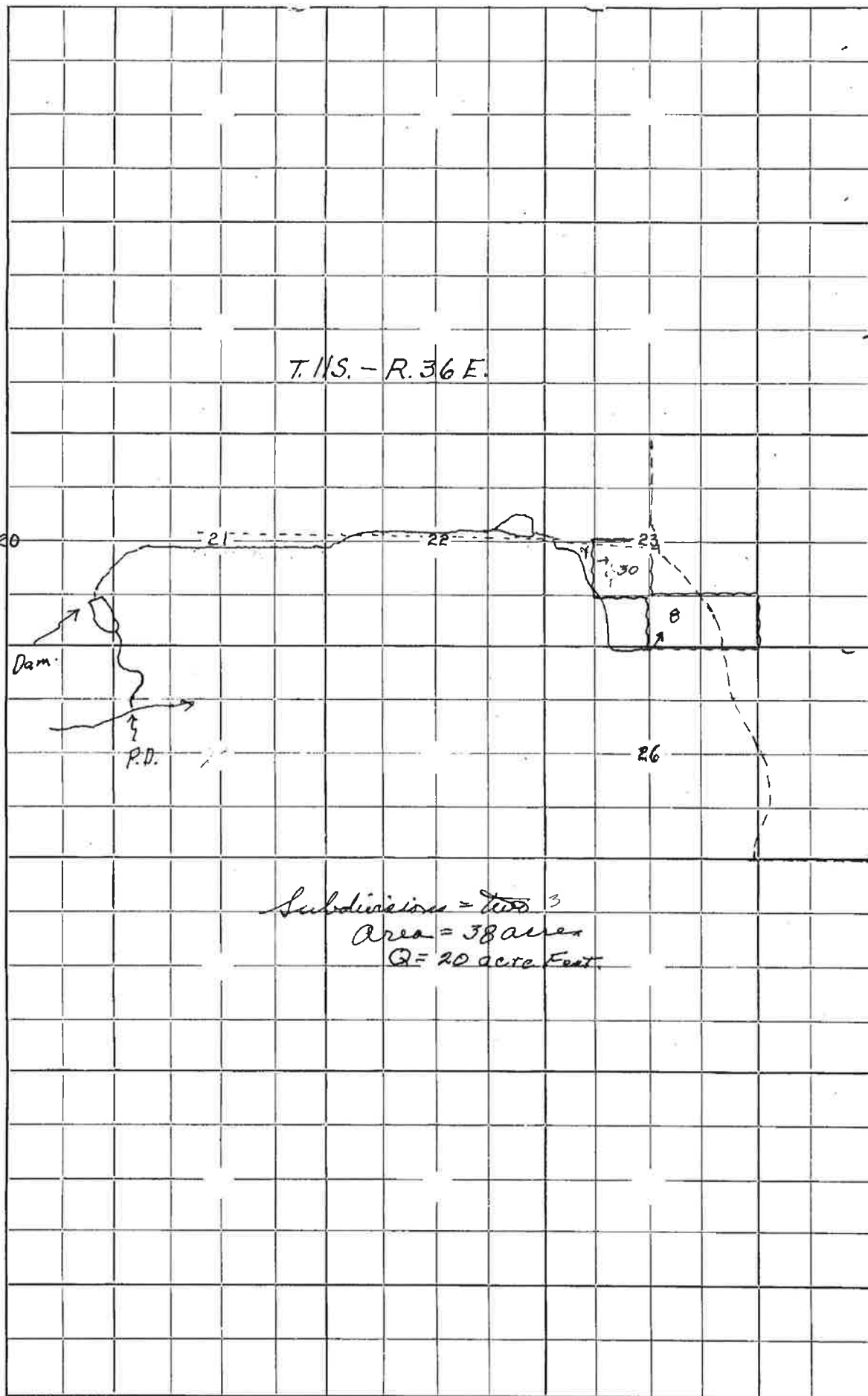
REPORT OF ENGINEER

PERMIT NO. ¹¹⁵⁰ R-760

REPORT ON PROOF OF Beneficial Use

Edwin F. Davis, Downey, Idaho

R-746



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. R-750This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Edwin F. Davis2. Source of water supply: Reese Creek (South Fork)3. Location of point of diversion: Is in the _____ NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20T. 11 S. R. 36 E., B.M. County of Barnock

4. Describe works as they exist, giving dimensions and capacities of same: Dam 225' long x 15' wide on top x 17' high. Reservoir 250 yards x 85 yards x 4' deep. This is an off stream reservoir - no spillway at dam - simply backs up and overflows at south end of reservoir. Approx. 3' freebd. has 10" vent. gate at end of a natural 10" steel pipe. Part way inside a wooden pipe.

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions 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 other than irrigation):

NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 23, Twp. 11 S., Rge. 36 E., B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

Mr. Davis says he has a deeded right of this water from Nov. 1 to April each year. Says reservoir leaks in the bottom

This examination was made on the 8 day of October, 1958(Signed) E. M. Humphrey
Examiner.

R-746

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 24 1957
Department of Reclamation

Permit No. R 750

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Edwin F. Davis, Downey, Farming, Downey, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Same as Above

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. R-750 Sept. 20, 1945 - Date of Priority Sept. 18, 1945

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Reese Creek (South Fork)

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. The canal or ditch or other works by which said water is conducted to such place of use is Reese Creek (South Fork) Approx. 4 Second feet. during run off period.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The place where said water is used: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, (NW $\frac{1}{4}$ -SW $\frac{1}{4}$), Section 23 Township 11 South, Range 36 East of the Boise Meridian Approx. 120 Acres 20 Acres of Natural Meadow - 100 Acres Cultivated. Since the improvements land will now produce Hay and Grain.

R-750

NAT

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. Irrigation purposes only:

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. Approx. 200 Acre feet.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. Same as above

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Since above named permit was issued, diversion of said water, has been used for the purpose of irrigation, approx. 200 acre feet during the season is needed for the productiveness of said described land.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign) Edward H. Davis

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Donny County of Bannock

State of Idaho, on this 22nd day of May, A. D. 1957

My commission expires 5-10-58

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 14 1937
Department of Reclamation

PERMIT NO. R 750

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Kenneth Nesson Downey: Grain Elevator Manager, Downey, Idaho

Ques. 2. Are you acquainted with Edwin F. Davis, the holder of Permit No. R. 750? How long have you known him and where does he reside?

Ans. 20 Yrs. Downey, Idaho

Ques. 3. Have you read or heard read said Permit No. R. 750, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The Source of supply from which such water is diverted is South Fork of Reese Creek. Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, Township 11 South, Range 36 East.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Approx. 1 $\frac{1}{2}$ Second Feet, Same.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation: The place where said water is used: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23 Township 11 South, Range 36 East. Approx. 120 Acres: 20 Acres of Natural Meadow - 100 Acres Cultivated. Since the improvements land will now produce Hay and Grain.

P-750

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation purposes only.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Clay Soil: 1 inch per acre.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Since permit issued, have witnessed operation of land reclaiming and irrigation proceedure of Edwin F. Davis.

(Signed)

Kenneth L. Wason

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Donkey, County of Bannock, State of Idaho, on this 22nd day of may, A. D. 1957.

Sam Robinson

Notary Public.

My commission expires 5-10-58

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 24 1967
Department of Reclamation

PERMIT NO. R. 750

Proof of Application of Water to Beneficial Use
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Stanford Christensen: Downey: Farmer and Postmaster: Downey, Idaho

Ques. 2. Are you acquainted with Edwin F. Davis, the holder of Permit No. R 750? How long have you known him and where does he reside?

Ans. 30 Yrs. Downey, Idaho

Ques. 3. Have you read or heard read said Permit No. R 750, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The Source of Supply from which such water is diverted is South Fork of Reese Creek. Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, Township 11 South Range 36 East.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Approx. 4 Second Feet, Same.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation: The place where said water is used: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23 Township 11 South, Range 36 East. Approx. 120 Acres: 20 Acres of Natural Meadow - 100 Acres Cultivated. Since the improvements land will now produce Hay and Grain.

R-750

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation purposes only:

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Clay Soil: 1 inch per acre:

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Since permit issued, have witnessed operation of land reclaiming and irrigation proceedure of Edwin F. Davis.

(Signed) Stanford C. Williams

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Downey County of Bannock, State of Idaho, on this 22nd day of May, A. D. 1957.

Sam Robinson

Notary Public.

My commission expires 5-10-58

May 24, 1957

Re: Permit No. R-750

Mr. Edwin F. Davis
Downey
Idaho

Dear Mr. Davis:

We have the Proof of Publication in the Downey Comst, your Deposition of Proof of Application of Water to Beneficial Use and the Depositions of your two witnesses on Permit No. R-750.

The records of this department show that on December 6, 1952, you amended your permit to read: the place of use - NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 23, Township 11 South, Range 36 E., B.M.

In the publication notice as well as your depositions of proof the place where the water is used is stated as the NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23, Township 11 South, Range 36 E.B.M. Since an additional 40-acre subdivision has been included, described as the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23, in the publication and in the depositions of proof and if you do wish to have the license issued to include this forty-acres along with the NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 23, it is necessary for you to sign and return to this department the enclosed "Application for Amendment".

Also, we note, that in the Proof of Publication of Application of Water to Beneficial Use that you were to sign the depositions of proof the 7th day of September, 1956. The proofs are dated as having been signed before the notary May 22, 1957. By not executing the depositions on the date as published you have jeopardized your water right. To protect it and have the record in our files, it is necessary for you to furnish this department an Affidavit from the Notary Public, Mr. Sam Robinson, that his office was open for business September 7, 1956, and that no person or persons appeared to inquire or protest the water right as was advertized in connection with the proofs of beneficial use of Permit No. R-750. Also, furnish an Affidavit signed by you, before a notary, which states the reason why you did not appear on the date set according to the publication notice and why there was a delay of six months before the depositions of proof were made and sent to this department.

The Proofs will have to be held pending receipt of the satisfactory affidavits.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson

Office Manager

RET:nls
Enc:

R-750

August 21, 1957

Re: Permit No. R-750

Mr. Edwin F. Davis
Downey,
Idaho

Dear Mr. Davis:

We refer you to our letter of May 24, 1957 which reads as follows: "We have the Proof of Publication in the Downey Comet, your Deposition of Proof of Application of Water to Beneficial Use and the Depositions of your two witnesses on Permit No. R-750.

The records of this department show that on December 6, 1952, you amended your permit to read: The place of use - NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 23, Township 11 South, Range 36 E., T. M.

In the publication notice as well as your depositions of proof the place where the water is used is stated as the NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23, Township 11 South, Range 36 E. P. M. Since an additional 40-acre subdivision has been included, described as the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23, in the publication and in the depositions of proof and if you do wish to have the license issued to include this forty-acres along with the NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 23, it is necessary for you to sign and return to this department the enclosed "Application for Amendment".

Also, we note, that in the Proof of Publication of Application of water to Beneficial Use that you were to sign the depositions of proof the 7th day of September, 1956. The proofs are dated as having been signed before the notary May 22, 1957. By not executing the depositions on the date as published you have jeopardized your water right. To protect it and have the record in our files, it is necessary for you to furnish this department an Affidavit from the Notary Public, Mr. Sam Robinson, that his office was open for business September 7, 1956, and that no person or persons appeared to inquire or protest the water right as was advertised in connection with the proofs of beneficial use of Permit No. R-750. Also, furnish an Affidavit signed by you, before a notary, which states the reason why you did not appear on the date set according to the publication notice and why there was a delay of six months before the depositions of proof were made and sent to this department.

R-750

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 7th day of September, 1956,
at Downey, County of Bannock, State of Idaho, before
Sam Robinson, Notary Public, proof will be submitted of the
application to beneficial use of 200 acre feet ^{per second} of the waters of Reese Creek
(South Fork) in accordance with the terms and conditions of Permit No. R-750
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Edwin F. Davis, Downey, Idaho.

The use to which said water has been applied is Domestic and Irrigation

The amount applied to beneficial use is 200 acre feet

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)
NE 1/4 SW 1/4, S 1/4 SE 1/4, NW 1/4 SW 1/4, Section 23, Township 11 South, Range 36 East.

The name of the canal or ditch or other works by which said water is conducted to such place of use is
Reese Creek (South Fork)

The right to take water from such works is based upon Permit No. R-750

The source of supply from which such water is diverted is South Fork of Reese Creek.
Point of Diversion: NE 1/4 SE 1/4, Section 20, Township 11 South, Range 36 East.

The date of priority which said user is prepared to establish is September 18, 1945.

MARK R. KULP

State Reclamation Engineer.

R-750

**NOTICE OF PROOF
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10 A. M. on the 7th day of September, 1945, at Downey, County of Bannock, State of Idaho, before Sam Robinson, Notary Public, proof will be submitted of the application to beneficial use of 200 acre feet per second of the waters of Reese Creek (South Fork) in accordance with the terms and conditions of Permit No. R-753 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Edwin F. Davis, Downey, Idaho.

The use to which said water has been applied is Domestic and Irrigation.

The amount applied to beneficial use is 200 acre feet.

The place where said water is used: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, Township 11 South, Range 36 East.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Reese Creek (South Fork).

The right to take water from such works is based upon Permit No. R-750.

The source of supply from which such water is diverted is South Fork of Reese Creek. Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, Township 11 South, Range 36 East.

The date of priority which said user is prepared to establish is September 18, 1945.

MARK R. KULP
State Reclamation Engineer.

3-30-4D

**NOTICE OF PROOF
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10 A. M. on the 7th day of September, 1945, at Downey, County of Bannock, State of Idaho, before Sam Robinson, Notary Public, proof will be submitted of the application to beneficial use of 200 acre feet per second of the waters of Reese Creek (South Fork) in accordance with the terms and conditions of Permit No. R-753 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Edwin F. Davis, Downey, Idaho.

The use to which said water has been applied is Domestic and Irrigation.

The amount applied to beneficial use is 200 acre feet.

The place where said water is used: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, Township 11 South, Range 36 East.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Reese Creek (South Fork).

The right to take water from such works is based upon Permit No. R-750.

The source of supply from which such water is diverted is South Fork of Reese Creek. Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, Township 11 South, Range 36 East.

The date of priority which said user is prepared to establish is September 18, 1945.

MARK R. KULP
State Reclamation Engineer.

8-30-4D

Downey, Idaho
December 16, 1952

Mark R. Kulp
State Reclamation Engineer

Dear Mr. Kulp:

Enclosed is a corrected description of the land in question on the transfer of the water under permit No. R-750.

Beginning at the Southwest corner of the Northwest Quarter of the Southeast Quarter of Section 23, Township 11 South, Range 36 East of the Boise Meridian, thence running North along the quarter Section line approximately 855 feet; thence in a Southeasterly direction approximately 1235 feet; thence West along quarter Section line 665 feet, more or less to point of Beginning. Otherwise described as that portion of the Northwest Quarter of the Southeast Quarter of Section 23, Township 11 South, Range 36 East of the Boise Meridian, lying West of the Marsh Valley Road.

Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 23 Township 11 South, Range 36 East.

That portion of the South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of Section 23 Township 11 South, Range 36 East situated East of the Marsh Valley Road.

The above is the complete description of the lands to which the transfer is desired. If the description of the land in question is still indefinite, you may transfer it to that part which is clear, or to that part which was mentioned in your letter of December 8.

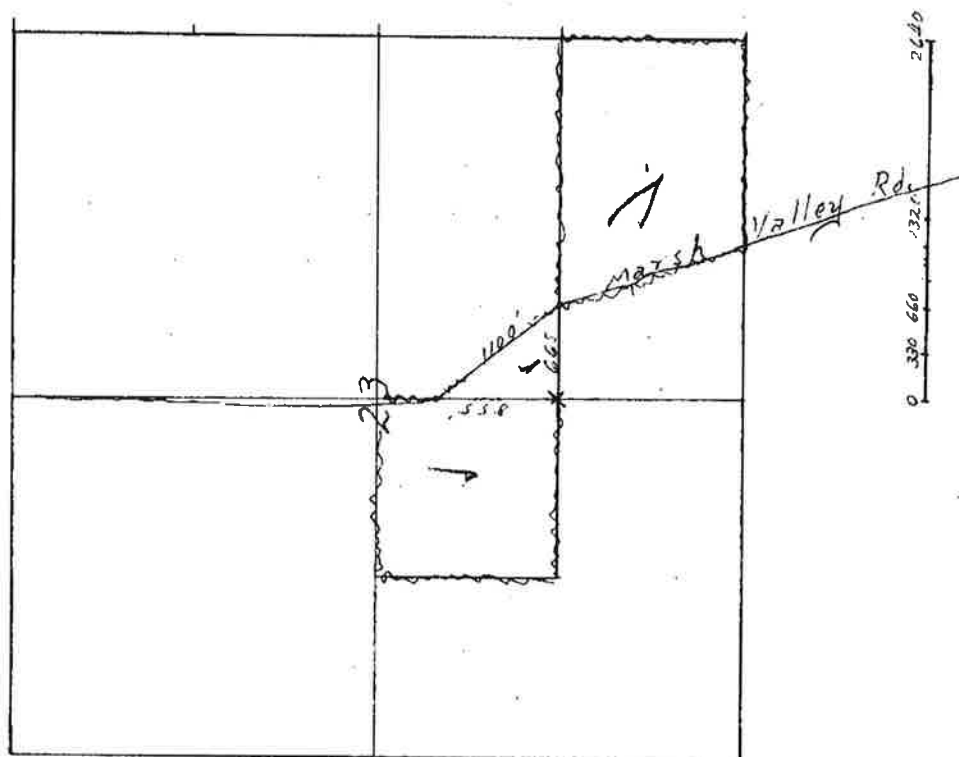
Yours truly



E. F. Davis

R-450

P-450



Downey Idaho

Nov. 25 - 1952

Department of Reclamation

NOV 26 1952
9 am
Dept of Reclamation

Dear Sir,

I am closed find application
for Transfer of Reservoir and water to land now
to be Permanent. all Ditches are Complete.
A lot of hauling done I have been
doing some Trading of Pieces of land
with my neighbor which makes it better
for us both. He is a Dry Farmer
and he wanted my bench land to raise dry
farm wheat. And of course the land I got from
him will be better for me to Irrigate

I am also send you a map of Reservoir & Ditches
which is all Complete, also Check for
Transfer fee.

Yours Truly
Edwin A. Davis

L-750

Downey Idaho
Nov 10th 1945

Department of Reclamation

Dear Sirs.

In closed find Plans & Specifications for the
construction of Reservoir.

You see Leo & G. I. Davis first made filings
on this site and later I bought their interest in Reservoir
Leo Davis moved to California 25 years ago and G. I. Davis
died in 1918. So I have Built the Reservoir according to
these Plans. However the wood flume we first put in
under the Dam started to rot. So I bought a new Metal
flume and gate valve ever thing complete from the
Hardesty Mfg Company which is guaranteed to last 100
years so I have spent a lot of time and money in
doing it well.

You will not see maps of R-750 that I run
the water down the main channel of the north fork of Reese
Creek to the lower Reservoir which is located in the main
of the north fork of Reese Creek. from there it is diverted from
this Point through Ditch to my land. However the reason
I havent sent this in soon I have been waiting on an
Engineer from Camp 555 Idaho No 11 Here at Downey to make a
complete check on every thing But they are still working over
at Groves Idaho. But the lower Reservoir is a Clay Formation
length of Dam At top 250 width At bottom 120 width at top 20 and 20 feet High
Yours Truly Edwin F. Davis R-750

Permit No.

STATE OF IDAHO
Department of Reclamation

RECEIVED

OCT

Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Bannock

ss.

Edwin F. Davis

being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 750, and that his postoffice address is Downey State of Idaho

Second: That the name of the stream from which said water is to be directed is South Fork of Reese Creek

Third: That the point of diversion of said water is 10' distant from the SE corner of S. 20 T. 11 S., R. 36 EBM in the SW 1/4 of S. 20, T. 11 S., R. 36 EBM.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by September 20, 1950 (NOW COMPLETED)

Fifth: That the use for which said water is intended is Irrigation and domestic

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Reservoir
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam 20 feet, length of dam at top 128 feet, length of dam at bottom 20 feet. Material used in construction Earth, rock and cement

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir 200 acre feet.

(c) Size of headgate: Width 1.5 feet, height 1.5 feet.

(d) Conduit ditch width at bottom 3 feet, width at water line 4.2
(State whether ditch, flume or pipe)
feet, depth of water 1 feet; diameter of pipe _____ inches, average grade per mile is 50 feet. Length of conduit is 4 1/2 miles.

Seventh: That said works are capable of conducting to the place of intended use 4 second feet of water.

Eighth: That water appropriated under said permit is available for 80 acres of land described as follows: NE 1/4 S. 26, T. 11 S., R. 36 EBM., and NW 1/4 Section 26, T. 11 S., Range 36 E.B.M.

Ninth: Remarks: That

Edwin F. Davis
(Sign here)

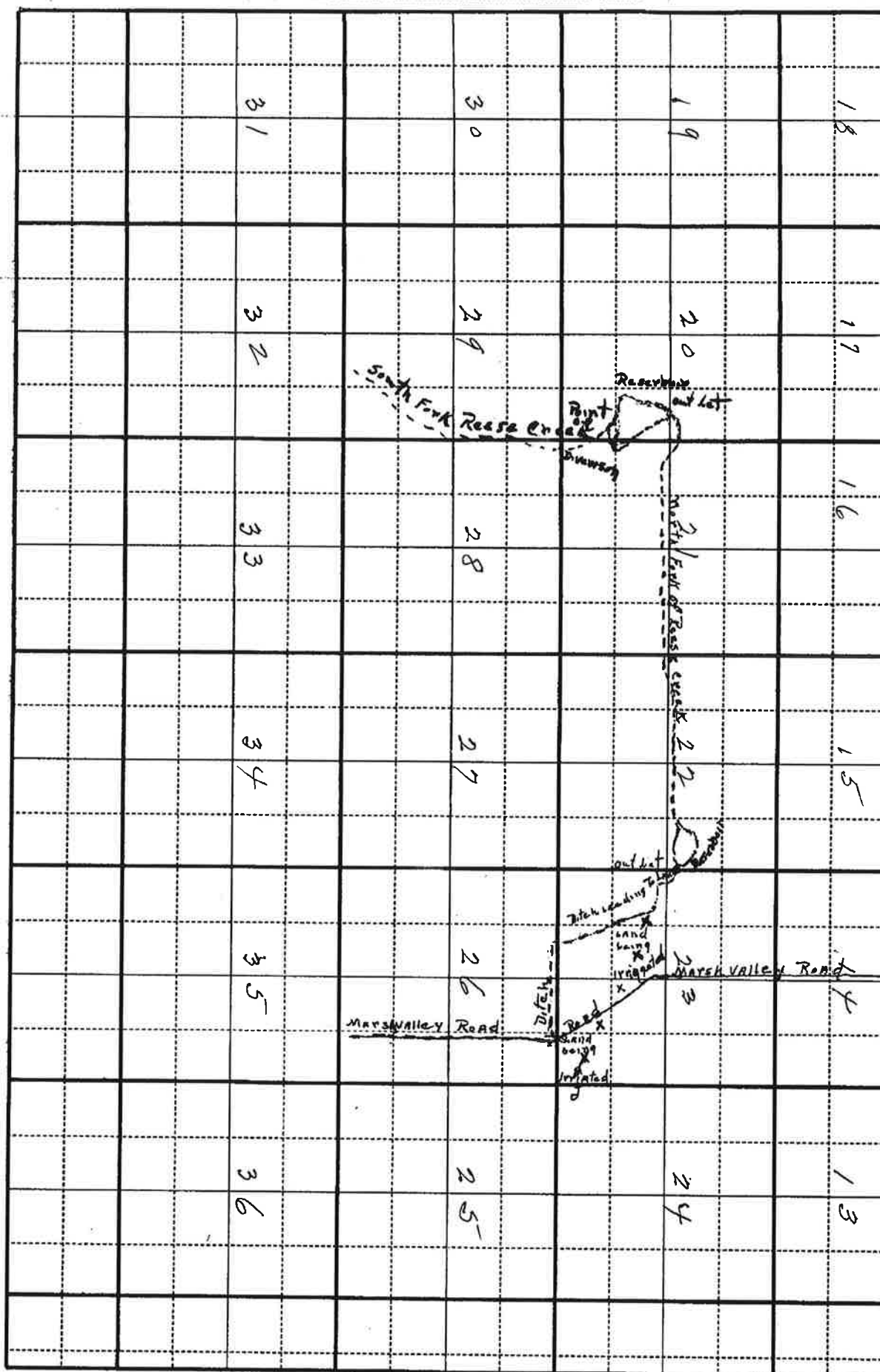
Subscribed and sworn to before me this 15th day of October, 1946

My commission expires 9-15-48

Notary Public.

Notary Public Residing at Downey, Idaho

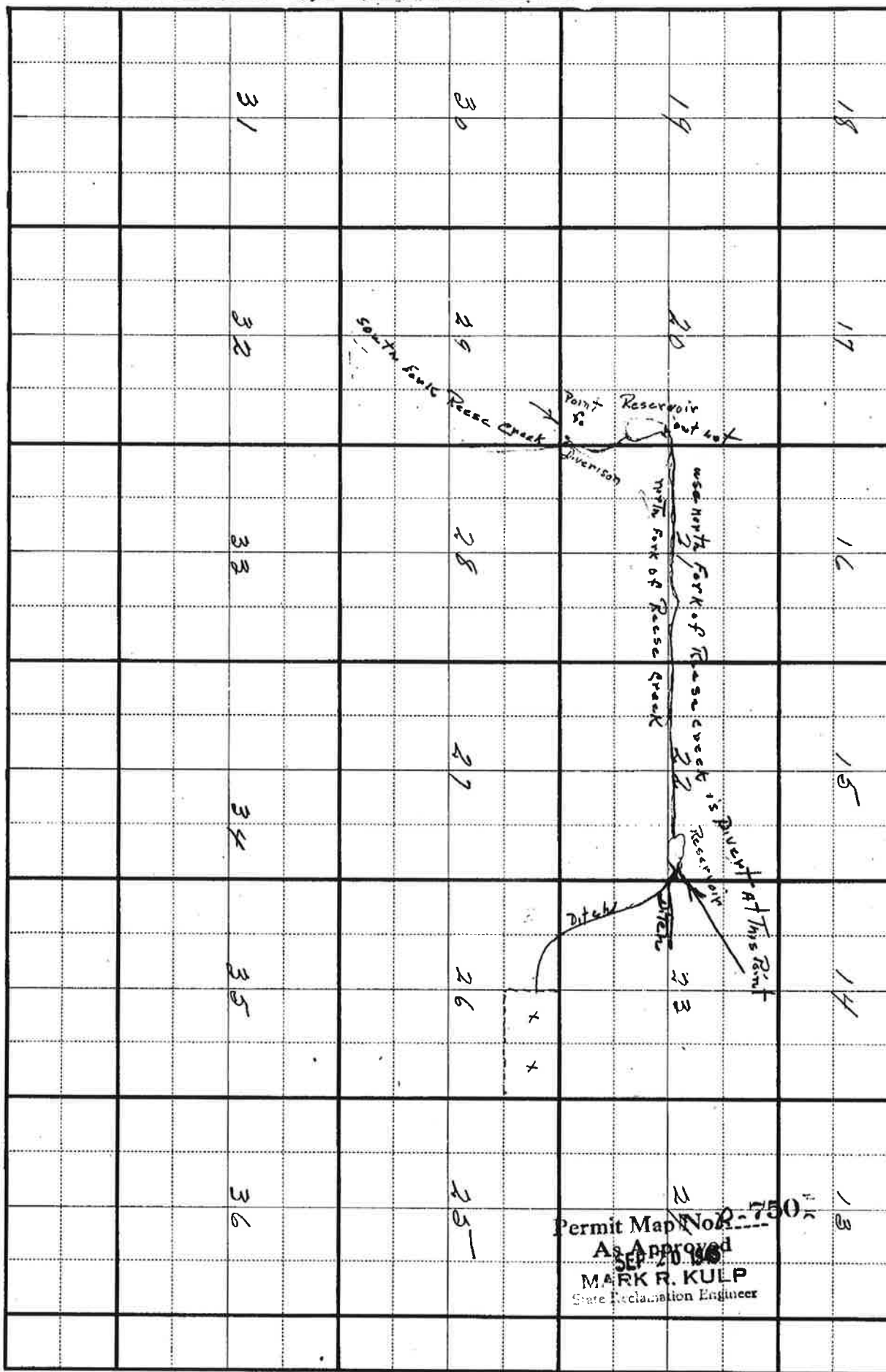
R-750



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

R-450

S. W. J. Davis



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

R-750

**NOTICE OF PROOF
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A. M. on the 7th day of September, 1966, at Downey, County of Bannock, State of Idaho, before Sam Robinson, Notary Public, proof will be submitted of the application to beneficial use of 200 acre feet per annum of the waters of Reese Creek (South Fork) in accordance with the terms and conditions of Permit No. R-750 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Edwin F. Davis, Downey, Idaho.

The use to which said water has been applied is Domestic and Irrigation.

The amount applied to beneficial use is 200 acre-feet.

The place where said water is used: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, Township 11 South, Range 36 East.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Reese Creek (South Fork).

The right to take water from such works is based upon Permit No. R-750.

The source of supply from which such water is diverted is South Fork of Reese Creek. Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, Township 11 South, Range 36 East.

The date of priority which said user is prepared to establish is September 18, 1946.

MARK R. KULP
State Reclamation Engineer.
8-30-4D

**NOTICE OF PROOF
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A. M. on the 7th day of September, 1966, at Downey, County of Bannock, State of Idaho, before Sam Robinson, Notary Public, proof will be submitted of the application to beneficial use of 200 acre feet per annum of the waters of Reese Creek (South Fork) in accordance with the terms and conditions of Permit No. R-763 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Edwin F. Davis, Downey, Idaho.

The use to which said water has been applied is Domestic and Irrigation.

The amount applied to beneficial use is 200 acre feet.

The place where said water is used: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, Township 11 South, Range 36 East.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Reese Creek (South Fork).

The right to take water from such works is based upon Permit No. R-750.

The source of supply from which such water is diverted is South Fork of Reese Creek. Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, Township 11 South, Range 36 East.

The date of priority which said user is prepared to establish is September 13, 1945.

MARK R. KULP
State Reclamation Engineer.
8-30-4D

Office here to have
plans & specifications
of same, see page 7
of instructions
attached map as per
letter to the Director
with the Director's
view to plan of road
The project will be
thanked of H. H. H. H. H.
the most, most recently
in map.

Sign Application - 1950

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. R-750This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Edwin J. Davis2. Source of water supply: Boise Canal (Snake River)

3. Location of point of diversion: Is in the _____

T. _____ N. _____ R. 36 E., S. _____ County of _____12-524 of Section 22

Barnack

4. Describe works as they exist, giving dimensions and capacities of same: Dam 225' long x 15' wide on top x 17' high. Reservoir 250 yards x 35 yards x 7 deep.

This is an off stream reservoir - no spillway at dam. Simply backs up and overflows at South end of reservoir. Approx 3" pipe has 10" vent gate at in of a cattail. 10" steel pipe. Part way inside a wooden pipe.

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: Yes.

7. List legal subdivisions 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 other than irrigation):

1/4 Sec. 34, S. 22, of Sec. 23, T. 11 N., R. 36 E., _____

(Submit map on attached list, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

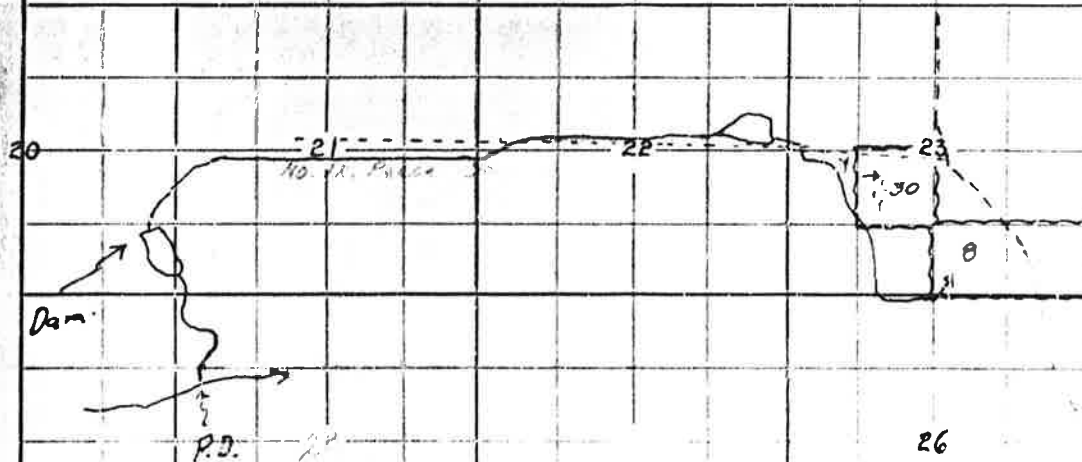
The water says it is a dike with walls from 10-15 ft. high. Each year. Large reservoir leaks in the bottom.

This examination was made on the _____

_____ day of October, 19 55
(Signed) E. H. Humphrey Examiner

R-746

T. 11 S. - R. 36 E.



Subdivisions = Two
Area = 38 acres
Q = 20 acre Feet

New CLAIM
Butch Springs

claim \$50
Acres 20
\$70

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 29-520
Date Received: 7/22/2002
Receipt No:
Received By: E027994
DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CRIS G DAVIS Phone: (208)797-5176

PO BOX 76
DOWNEY ID USA 83234

LAURETTA M DAVIS Phone: (208)797-5176

PO BOX 76
DOWNEY ID USA 83234

A2900520



2. Date of Priority: 04/01/1911

3. Source: SOUTH FORK REESE CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11S	36E	28	SW SW	BANNOCK	

5. Description of diverting works:

1-headgate ditches to reservoir in section 20

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	1.7	
IRRIGATION STORAGE			11/02	03/31
20				
IRRIGATION FROM STORAGE	04/01	11/01		
20				
DIVERSION TO STORAGE	11/02	03/31	1.7	

7. Total Quantity Appropriated is:
1.7 C.F.S.

8. Total consumptive use:

SCANNED

DEC 07 2005

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	36E	14	SW	SE	IRRIGATION	12
					Section Acres	12
11S	36E	23	NW	NE	IRRIGATION	14
			SW	NE	IRRIGATION	39
			NE	SW	IRRIGATION	31
			NW	SE	IRRIGATION	15
			SE	NE	IRRIGATION	7
			NW	SW	IRRIGATION	4
					Section Acres	110
11S	36E	26	NE	NE	IRRIGATION	37
			NW	NE	IRRIGATION	39
					Section Acres	76
					Total Acres	198

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 claim is for a reservoir in sec 20 SESE, that is a change -the reservoir was in section 22. that reservoir is no longer in use.
this pond was developed under 29-2561

15. Basis of Claim: Decreed

16. Signature(s)

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DEC 07 2005

(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): [Signature] Date: 7/23/02

Date:

State of Idaho

County of Bannock)

) SS.

Subscribed and sworn (or affirmed) before me this

23 of July 2002

[Signature]

Notary Public

Residing at Rigby, Id

My commission Expires 2/26/2006



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DEC 07 2005