

08/29/2002

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

RIGHT NUMBER: 29-2016A
NAME AND ADDRESS: GRADYN D STALEY
PO BOX 13
INKOM ID 83245

DEMAR W GILBERT
PO BOX 6
INKOM ID 83245

ALICE K STALEY
PO BOX 23
INKOM ID 83245

LESLIE M WALKER
2539 S FAIRWAY DR
POCATELLO ID 83201

SOURCE: MARSH CREEK
QUANTITY: 5.46 CFS
PRIORITY DATE: 12/04/1904
POINT OF DIVERSION:

TRIBUTARY: PORTNEUF RIVER

T07S R36E S34 NWSE Within BANNOCK County
T08S R36E S3 NENW Within BANNOCK County
T08S R36E S3 SENW Within BANNOCK County
T08S R36E S3 SWSW Within BANNOCK County
T08S R36E S3 SWSW Within BANNOCK County
T08S R36E S10 NWNW Within BANNOCK County
T08S R36E S10 SWNW Within BANNOCK County
T08S R36E S10 NESW Within BANNOCK County
T08S R36E S10 NWSW Within BANNOCK County
T08S R36E S15 NWSE Within BANNOCK County

Portable pumps &
dams in Marsh Crk for
flood irrigation

MAIN DITCH ON WEST
SIDE OF MARSH CRK

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
5.460 CFS

PLACE OF USE:

IRRIGATION Within BANNOCK County

T07S R36E S34	SWNE	8.0	T07S R36E S34	SENE	4.0
T07S R36E S34	NESW	1.0	T07S R36E S34	SESW	28.0
T07S R36E S34	NWSE	12.0	T07S R36E S34	SWSE	11.0
T08S R36E S03 Lot 2	NWNE	6.0	T08S R36E S03 Lot 3	NENW	27.0
T08S R36E S03	SWNW	12.0	T08S R36E S03	SENE	13.0
T08S R36E S03	NESW	2.0	T08S R36E S03	NWSW	24.0
T08S R36E S03	SWSW	21.0	T08S R36E S10	NWNW	23.0
T08S R36E S10	SWNW	22.0	T08S R36E S10	NESW	10.0
T08S R36E S10	NWSW	18.0			

242 ACRES TOTAL

5.46
3.96
9.42 CFS

PROFILED

SCANNED
DEC 16 2005

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

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 242 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-02016A, 29-11620A

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

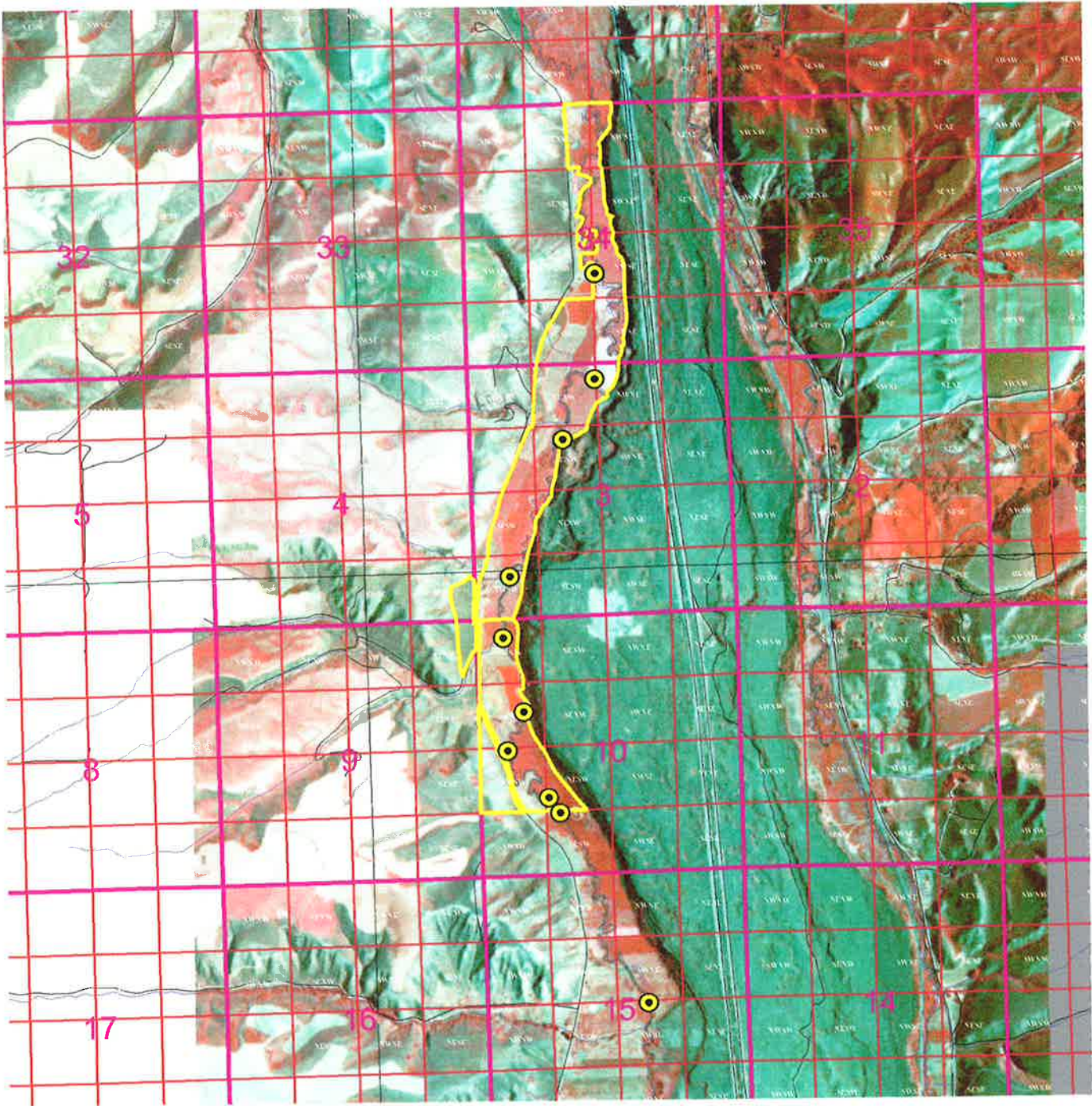
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

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.

MAIN CANAL MEASURED AT 9.42 CFS AT
HEADGATE. MEASURED AGAIN AT 6.65 CFS
about one mile to the north. 30% Ditch Loss
before first pow.
MAIN CANAL irrigates POW on the west side of
Marsh Crk. about 200 ac.
allow max CFS of 9.42 CFS. IF other pumps/or dams
are used the main ditch would have to be
reduced accordingly.

Townships , 7S36E, 8S36E



 Irrigated Area

 Section Line

 Roads

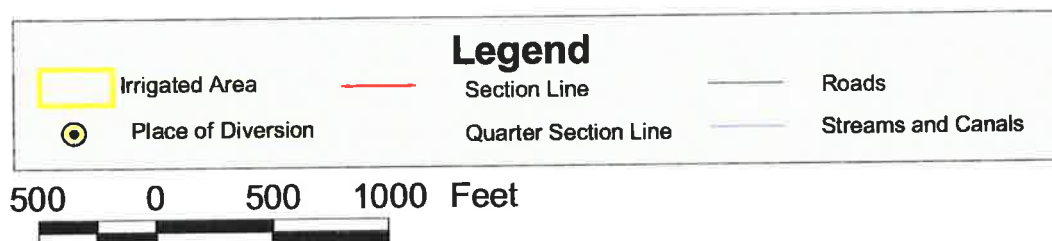
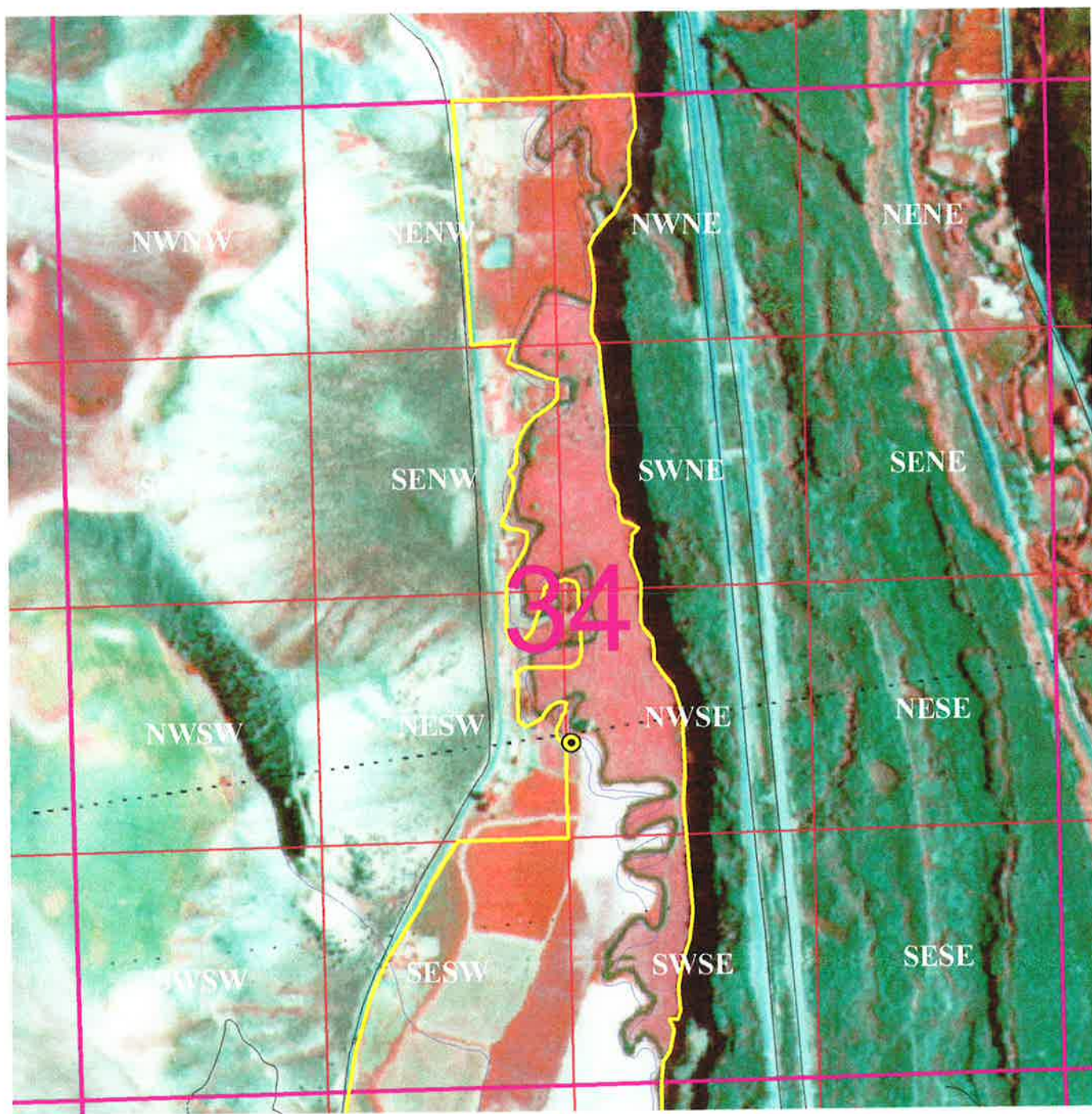
 Place of Diversion

 Quarter Section Line

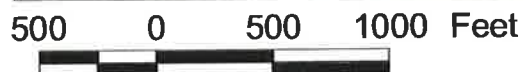
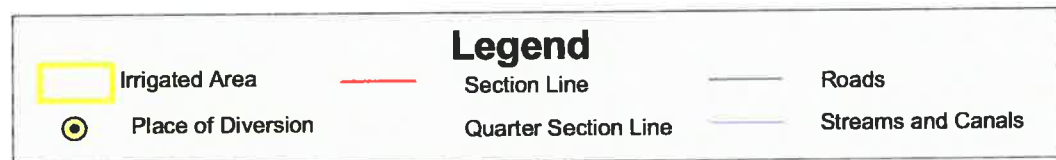
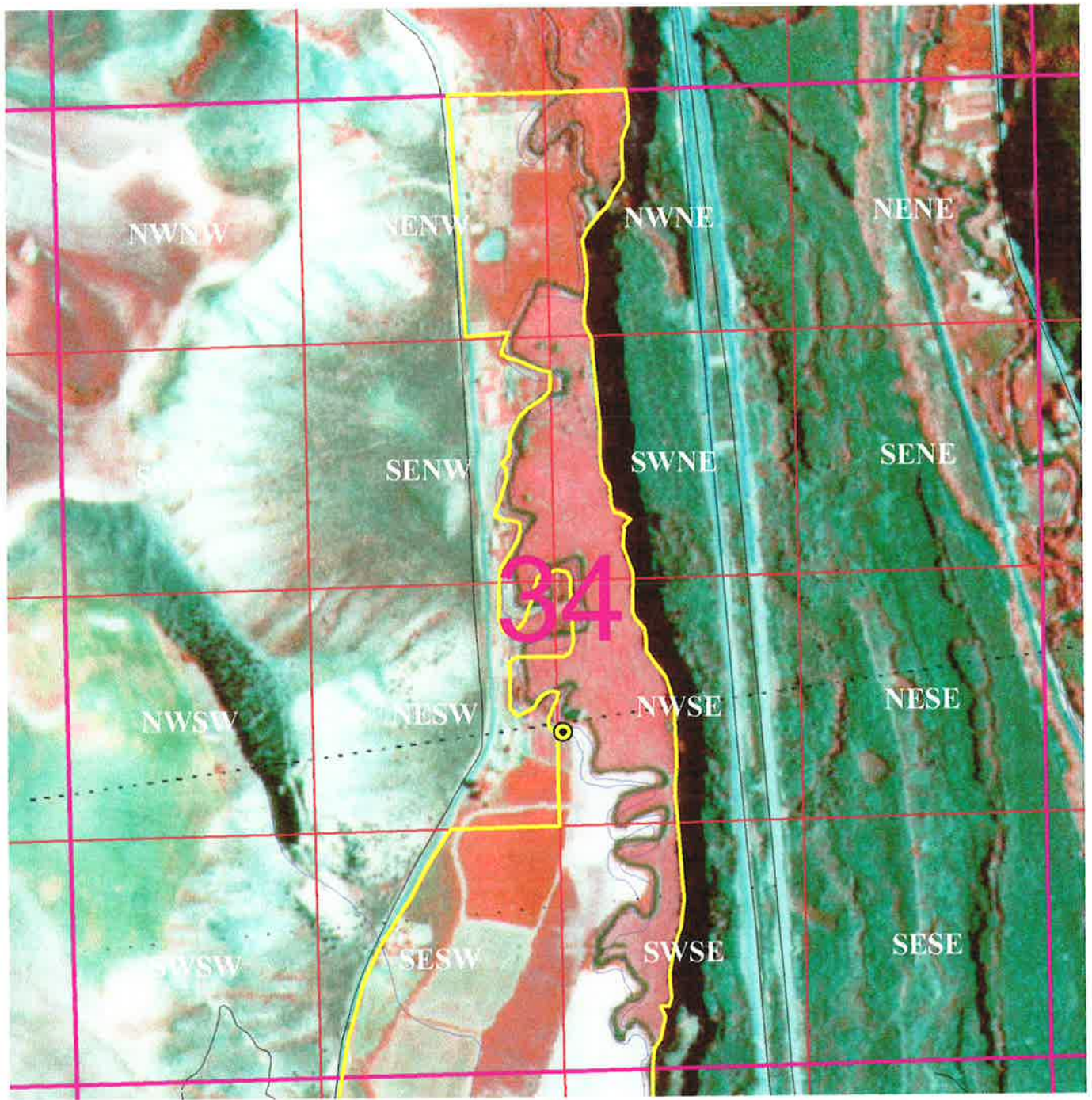
 Streams and Canals



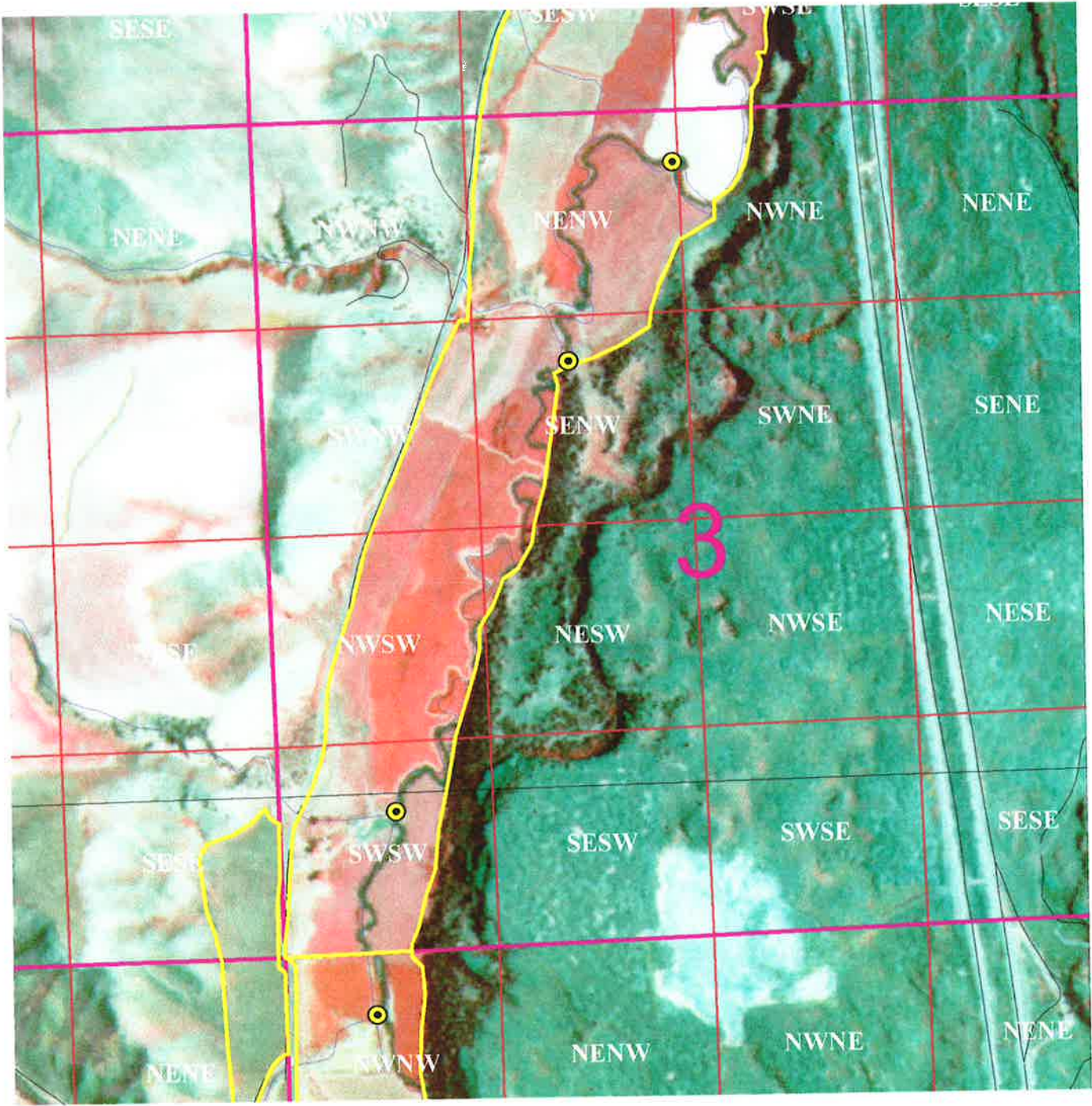
Townships , 7S36E, 8S36E



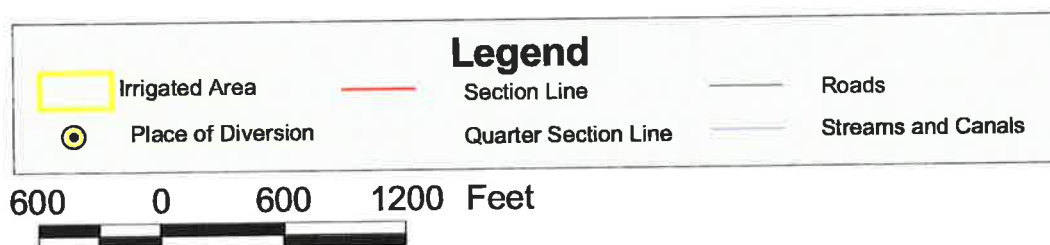
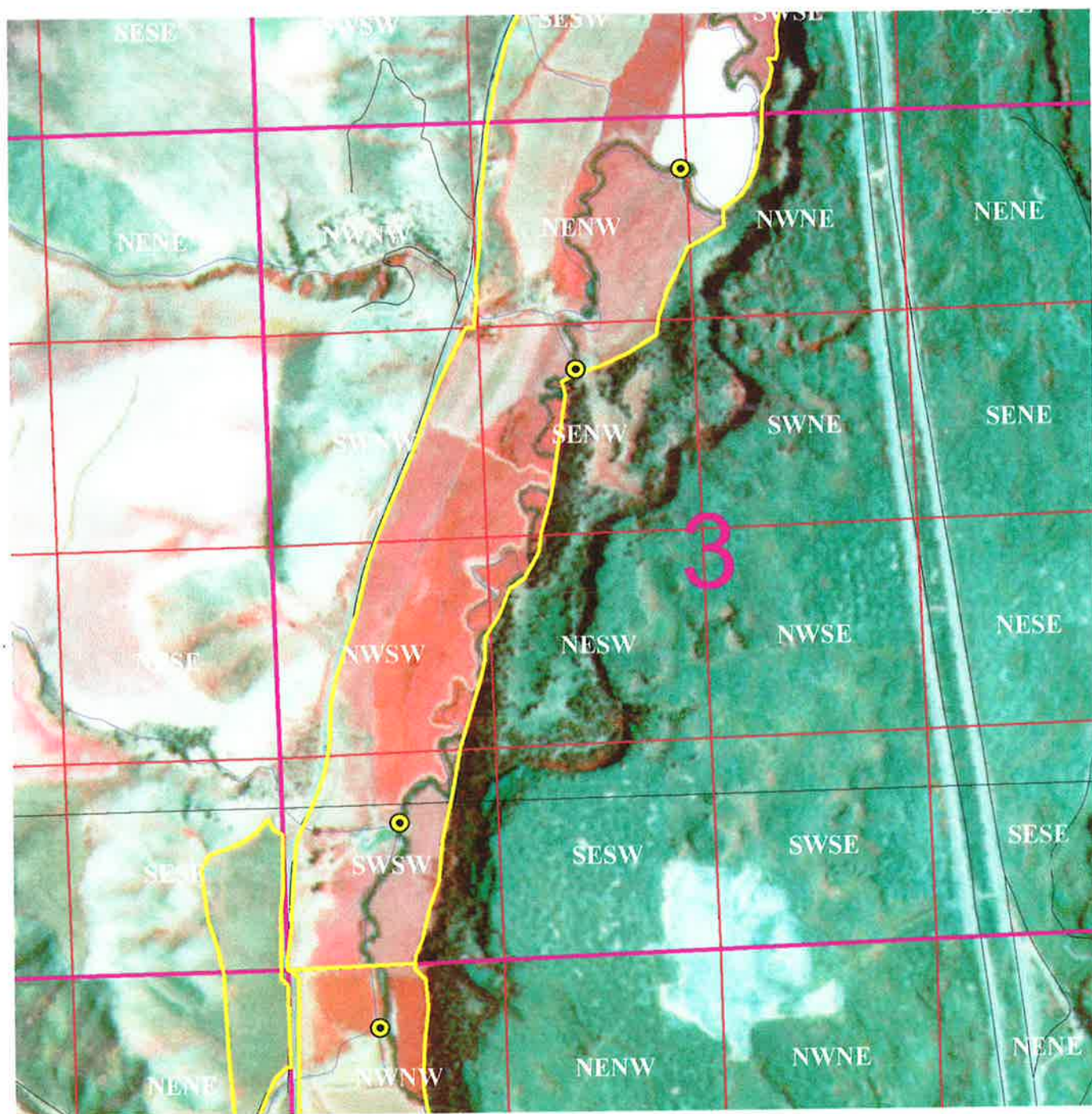
Townships , 7S36E, 8S36E



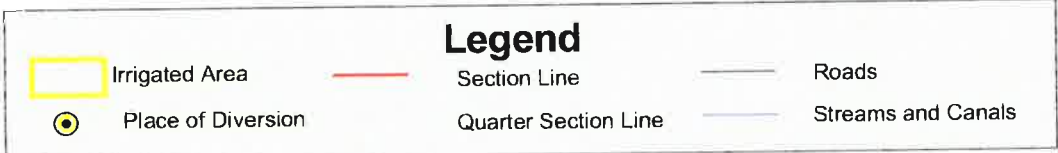
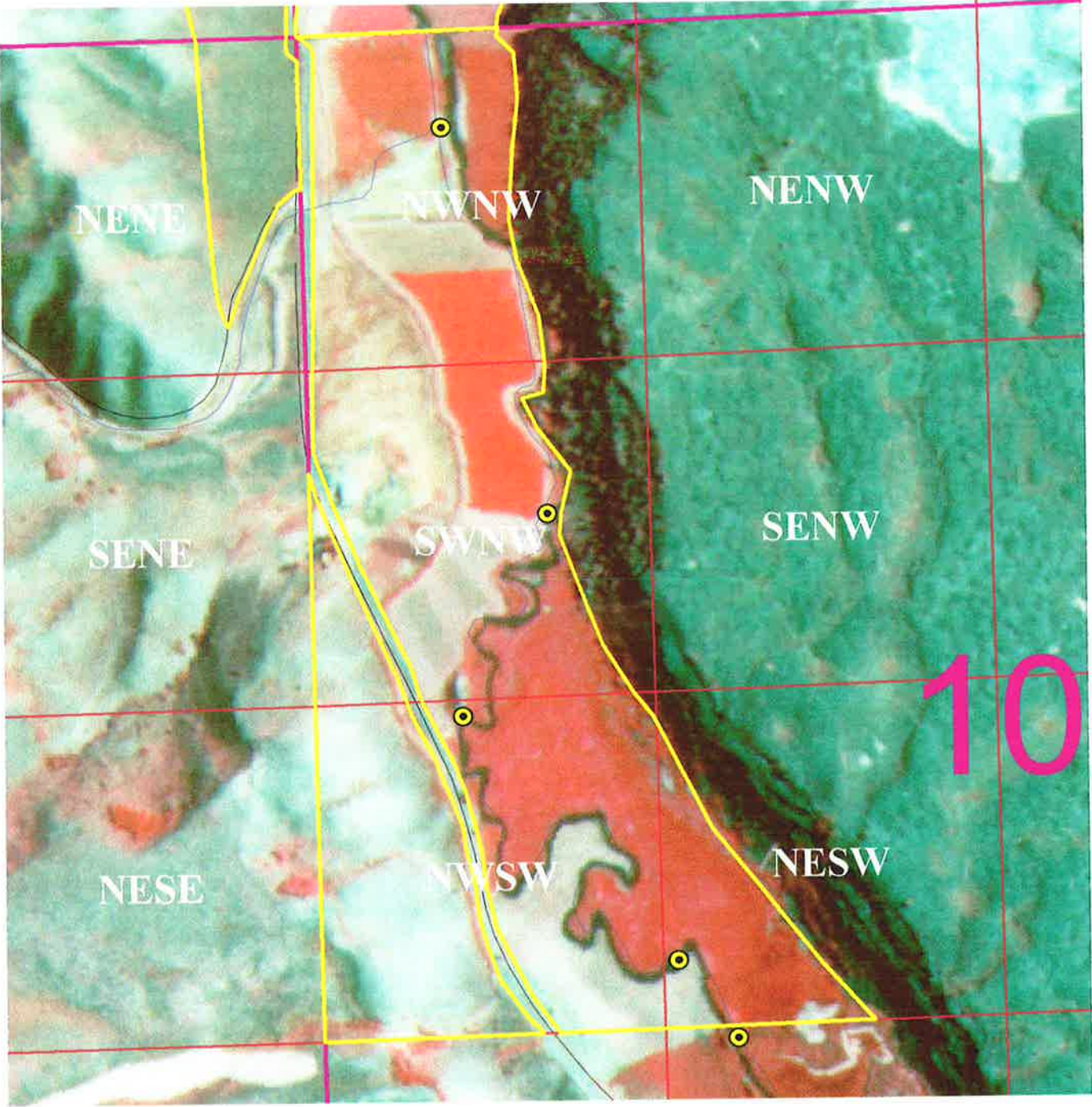
Townships , 7S36E, 8S36E



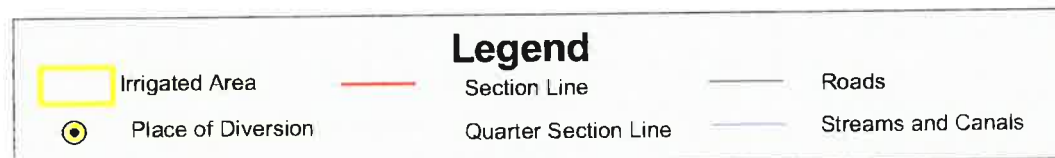
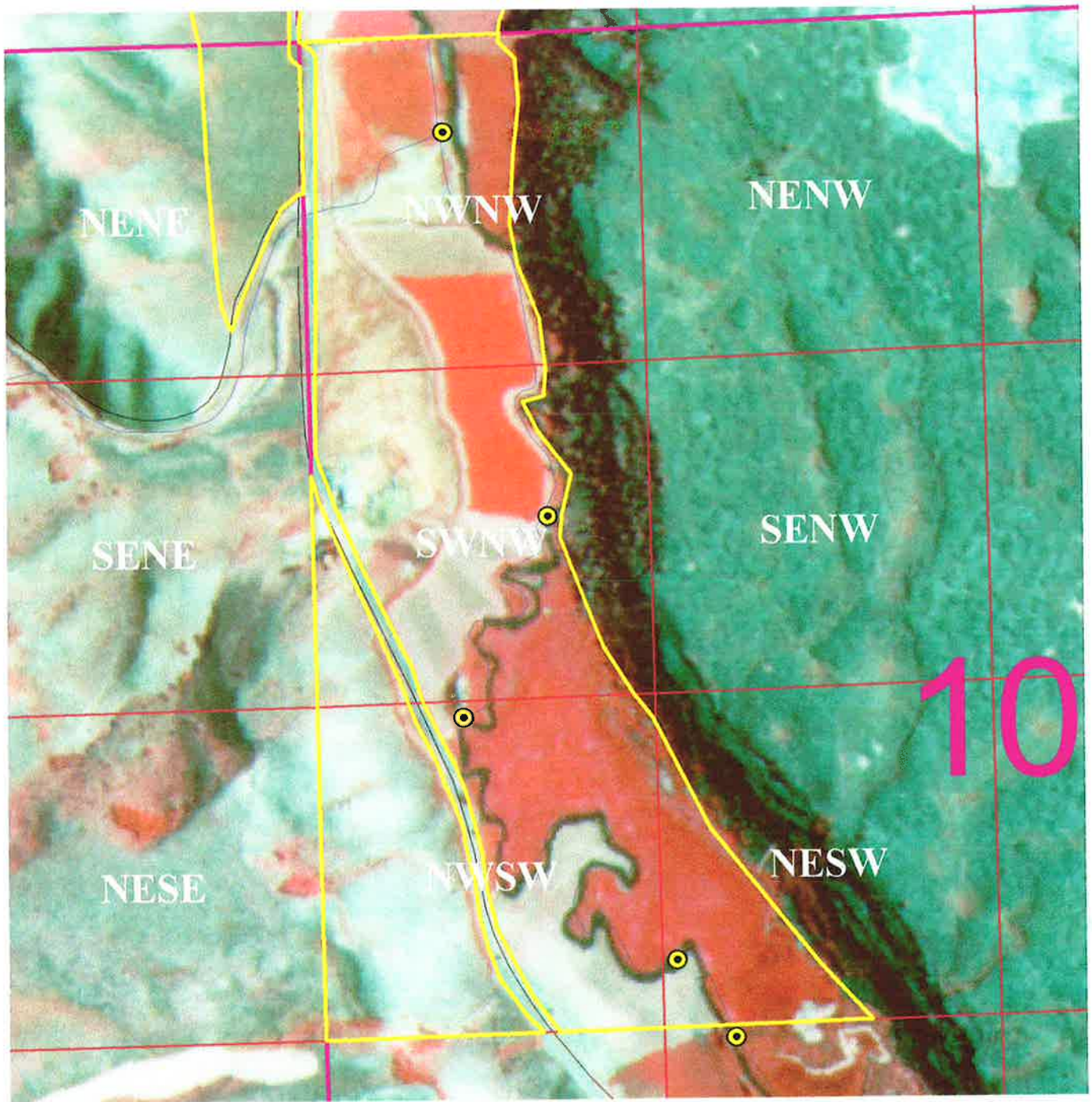
Townships , 7S36E, 8S36E



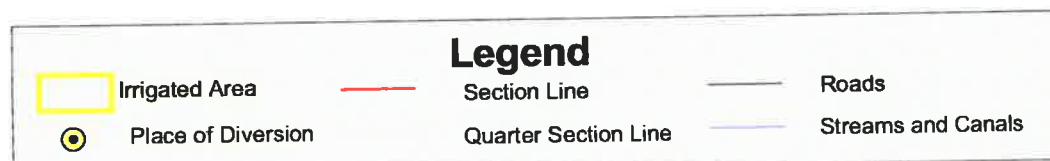
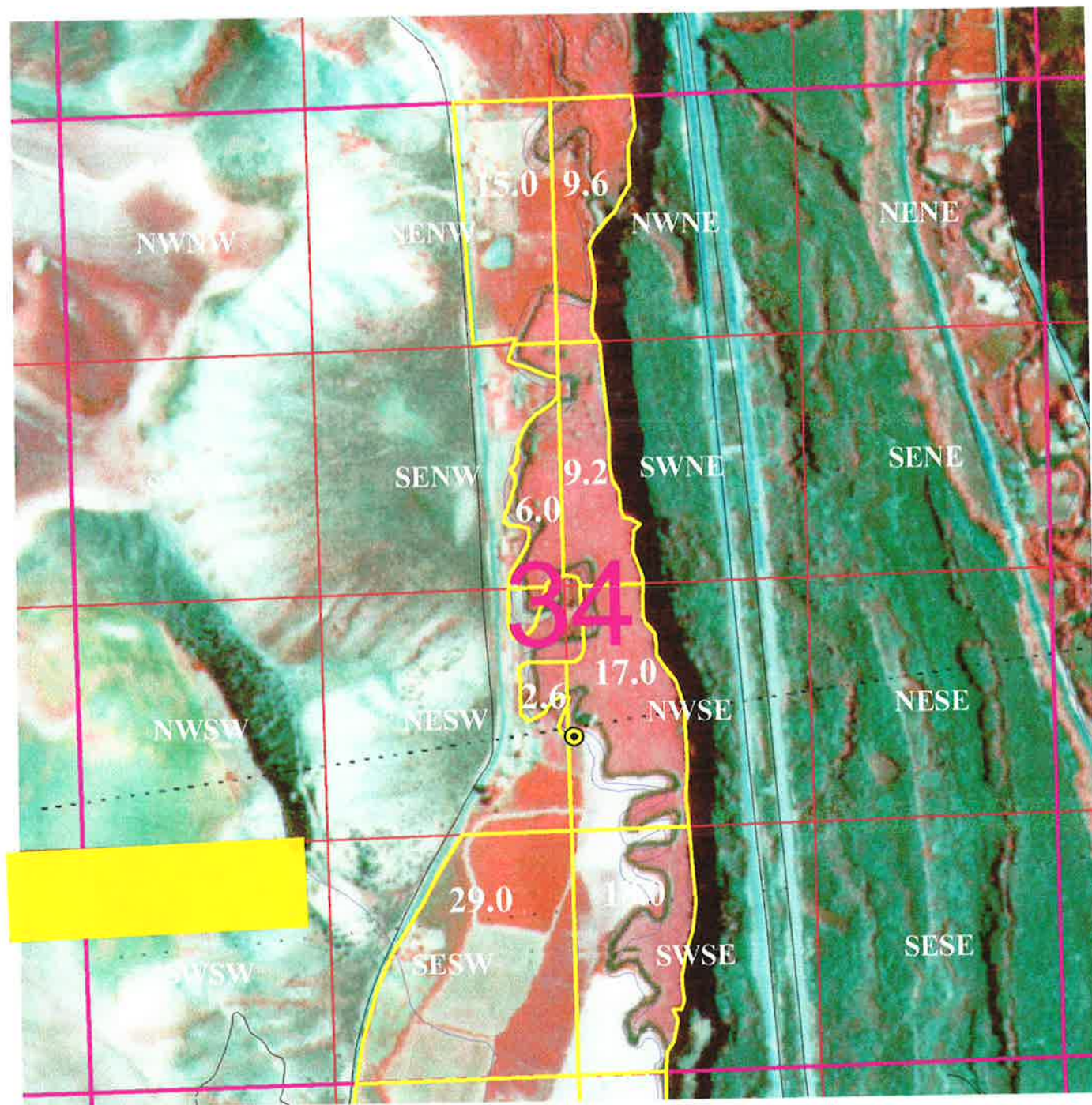
Townships , 7S36E, 8S36E



Townships , 7S36E, 8S36E



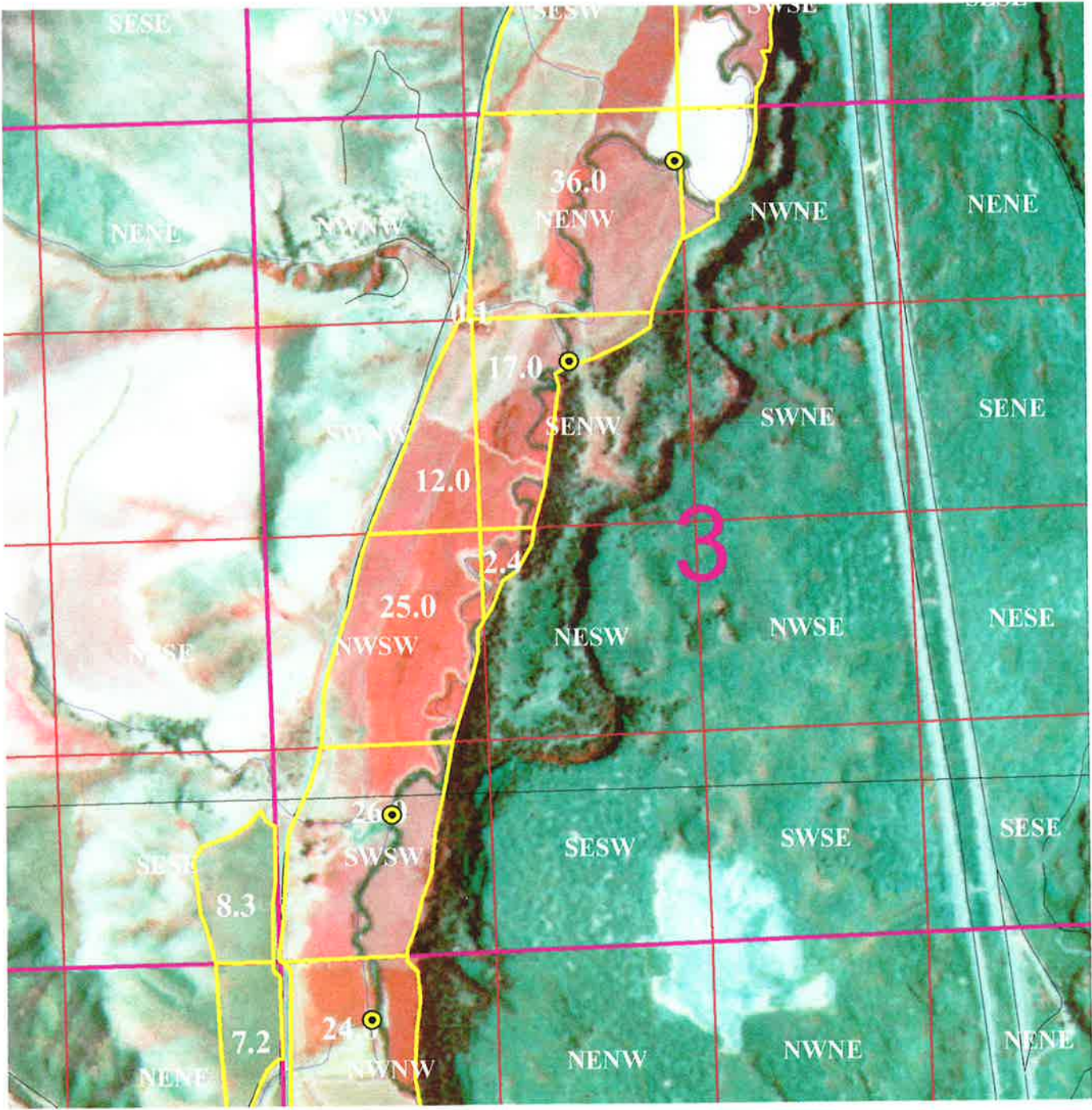
Townships , 7S36E, 8S36E



500 0 500 1000 Feet



Townships , 7S36E, 8S36E



 Irrigated Area

 Section Line

 Roads

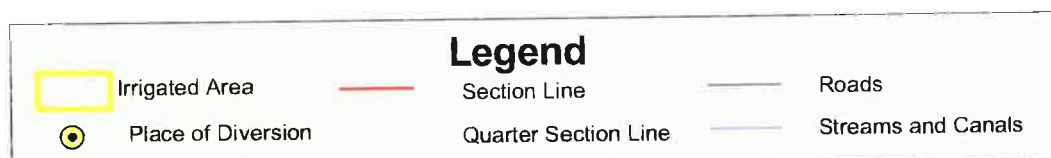
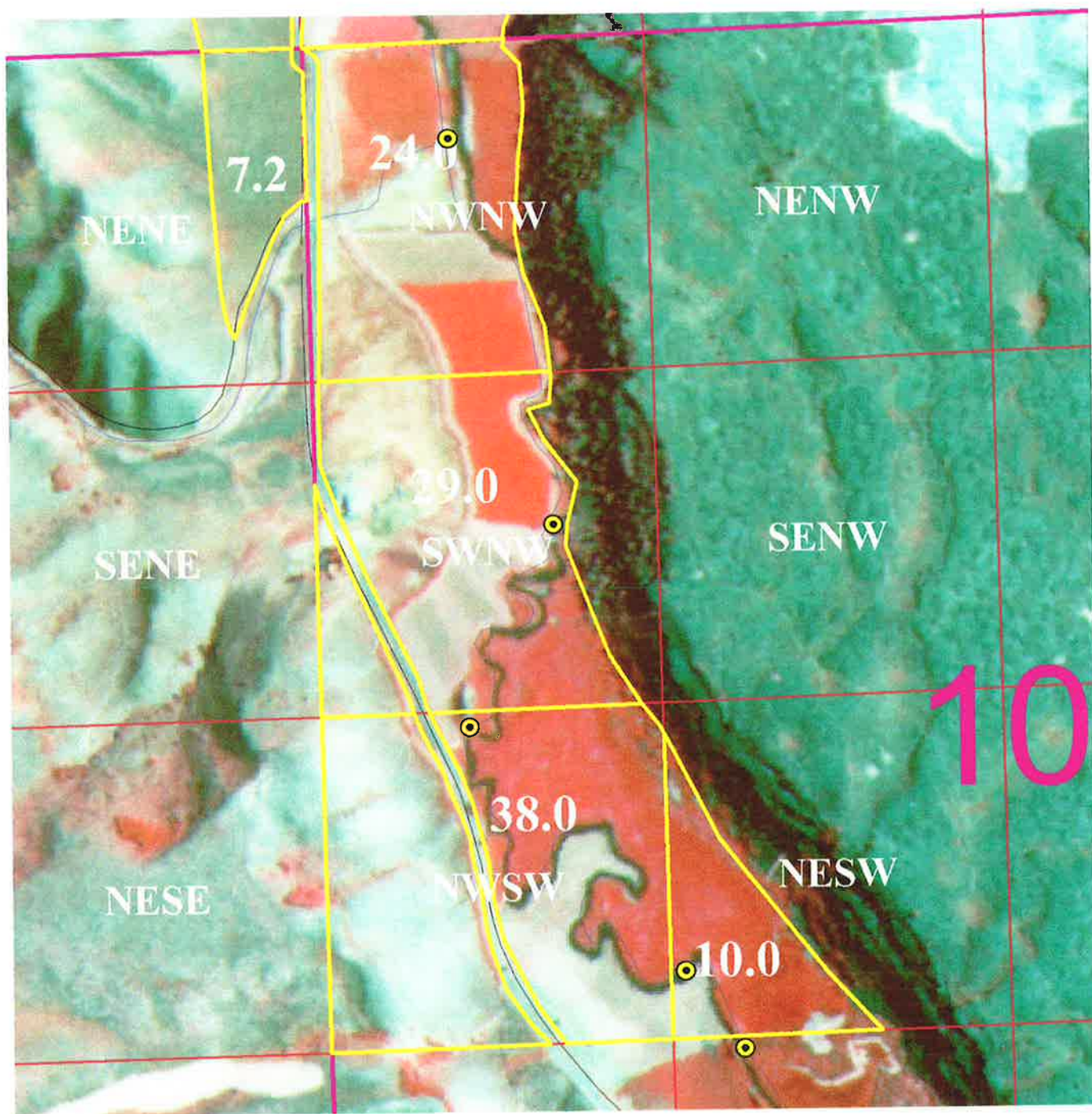
 Place of Diversion

 Quarter Section Line

 Streams and Canals



Townships , 7S36E, 8S36E



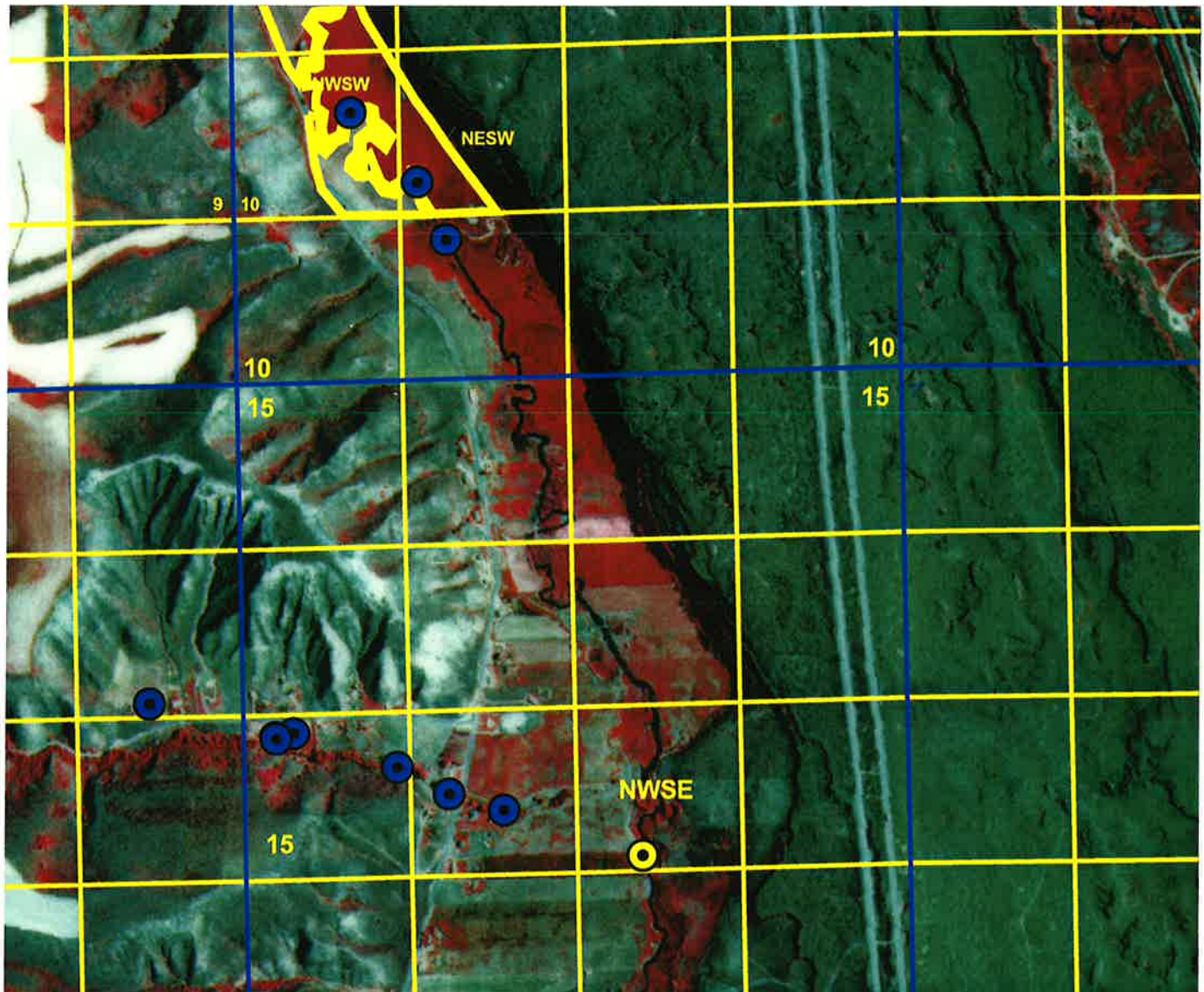
400 0 400 800 Feet



IDAHO DEPARTMENT OF WATER RESOURCES

29-02016A, 29-11620A

T07S, R36E SEC. 34
T08S, R36E, SEC. 3, 10



ACRES IRRIGATED- 242



POINT OF DIVERSION



PLACE OF USE

SCANNED

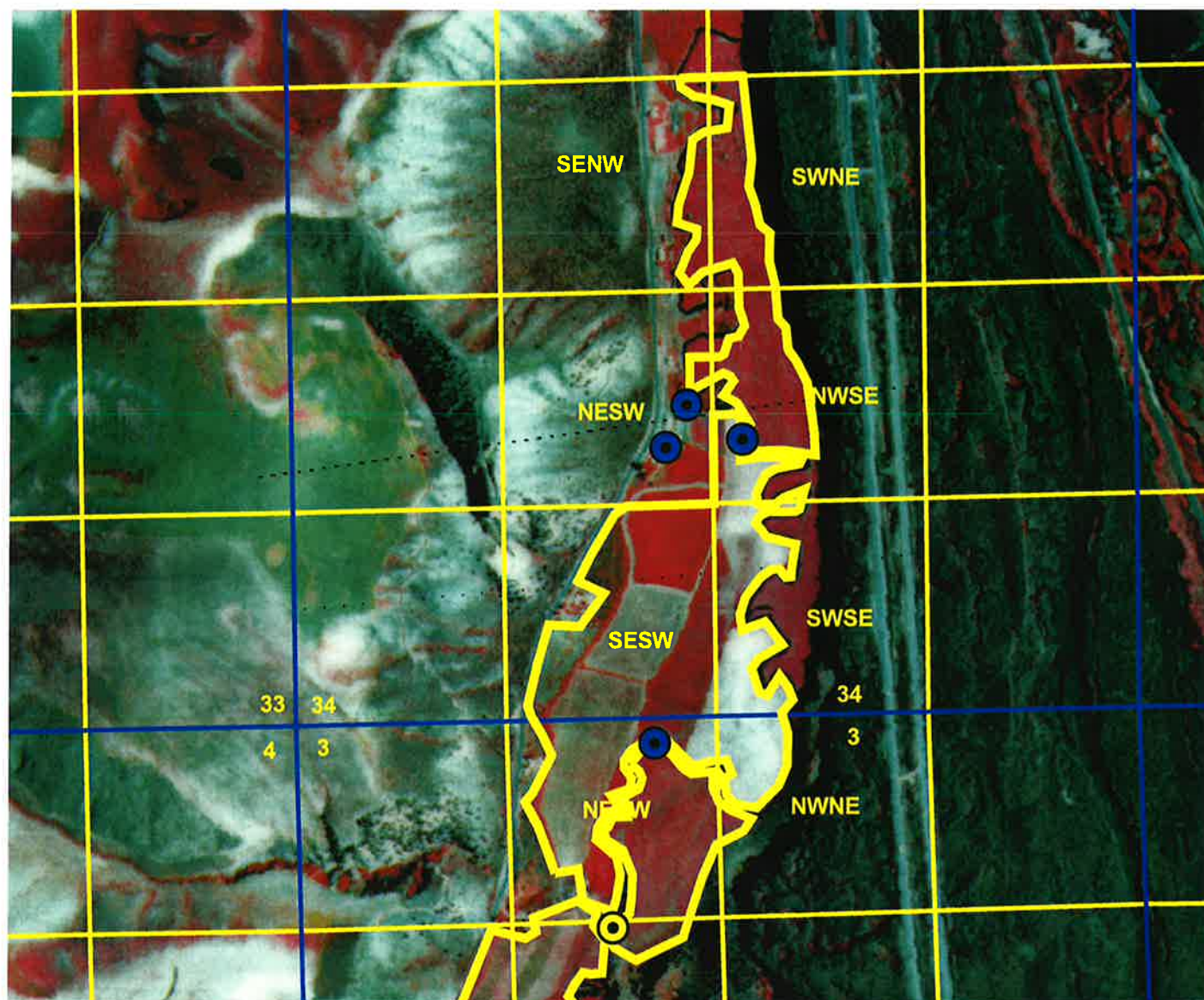
DEC 16 2005

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

IDAHO DEPARTMENT OF WATER RESOURCES

29-02016A, 29-11620A

T07S, R36E SEC. 34
T08S, R36E, SEC. 3, 10



ACRES IRRIGATED- 242



POINT OF DIVERSION



PLACE OF USE

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

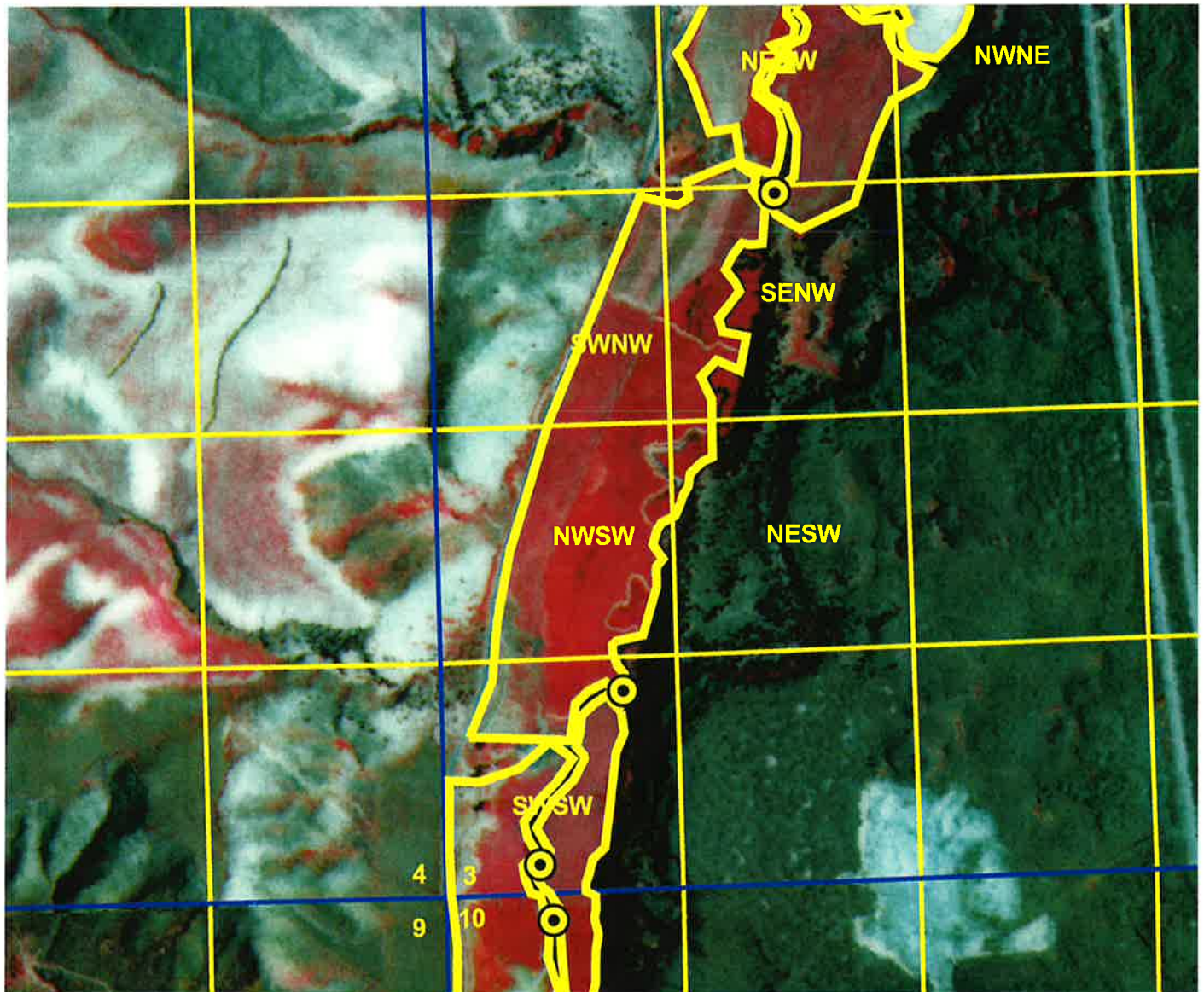
SCANNED
DEC 16 2005

IDAHO DEPARTMENT OF WATER RESOURCES

29-02016A, 29-11620A

T07S, R36E SEC. 34

T08S, R36E, SEC. 3, 10



ACRES IRRIGATED- 242



POINT OF DIVERSION



PLACE OF USE

SCANNED

DEC 16 2005

PROVIDED

GIS: PLACE OF USE

POINT OF DIVERSION

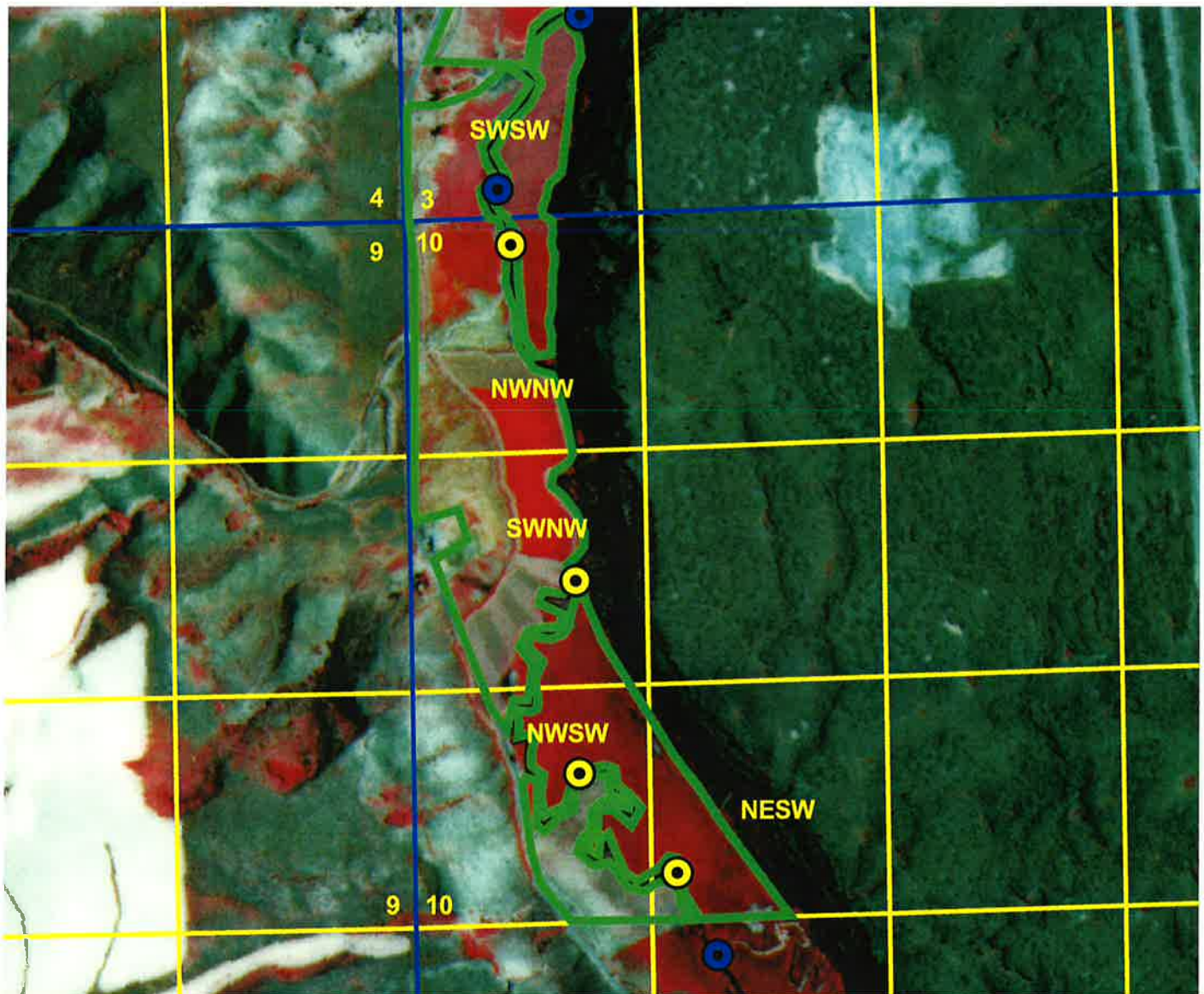
1987/1988 NAPP PHOTOS

DAVE CARLSON

IDAHO DEPARTMENT OF WATER RESOURCES

29-02016A, 29-11620A

T07S, R36E SEC. 34
T08S, R36E, SEC. 3, 10



ACRES IRRIGATED- 242



POINT OF DIVERSION



PLACE OF USE

PROFITED

SCANNED

DEC 16 2005

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

WR5809NP
No. 29-02016

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/25/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARGARET A. NEESER	12/04/1904	IRRIGATION	00/00 00/00	6.000 CFS	
C	J. D. LOCKYEAR		DOMESTIC	00/00 00/00		
C	R. W. HOFHINE					
TOTAL DIVERSION:					6.000 CFS	

Water Source: MARSH CREEK

Tributary to: PORTNEUF RIVER

Stage: LICENSE

Point(s) of Diversion: T08S R36E S15

NWSE

BANNOCK County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
T	R	S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
07S	36E	34	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	65.0
08S	36E	3	:	:	:	:	40	:	:	35	:	34	22	28	:	:	37	:	131.0
08S	36E	10	:	:	:	:	:	24	18	:	34	28	:	:	:	:	:	:	104.0
TOTAL ACRES																			300.0

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: BANNOCK

Remarks: GEN ORIGINAL OWNERS ALSO INCLUDE AN INDIAN NAMED "ANDREW".
LIC. INCORRECTLY LISTS P/D AS NESW, S15.

Dates: App. Received: Priority Date: 12/04/1904
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/01/1979

Misc: Water District Number: 29H Field Exam Fee:

Audit: 05/20/85 05/22/88 CONVERT

238-2380
126

County: Bannock
Stream: Marsh creek.
Amount: 6 sec. ft.
Use: irrigation and domestic.
Priority: 12-4-1904.

STATE OF IDAHO

Water License No. 645.

WHEREAS, On the 4th day of June, A. D. 1904, Wm. A. Walker, Joseph Neeser, J. D. Lookyear and an Indian named "Andrew"

of Inkorn, County of Bannock, State of Idaho, duly made application (No. 928) to me for a permit to use 7.4 cubic feet per second of the waters of MARSH CREEK

County of Bannock, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 7th day of June, A. D. 1904, Permit No. 645 was issued to said applicants for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 7th day of June, A. D. 1907, and for the application to beneficial use of said water on or before the 7th day of June, A. D. 1911, and,

WHEREAS, On the 7th day of June, A. D. 1907, Wm. A. Walker, Joseph Neeser, J. D. Lookyear and an Indian named "Andrew"

the holders of said permit, duly made proof of the completion of adequate works for the diversion of 7.4 cubic feet per second of said waters, as evidenced by my Certificate No. 645 dated July 6, 1907, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 7.4 cubic feet per second of water with date of priority of June 4, 1904, and

WHEREAS, On the 23rd day of March, A. D. 1910, Delleretta Neeser, successor in interest to Joseph Neeser, deceased, transferred all her right, title and interest in and to said permit to Margaret A. Neeser, and

WHEREAS, On the 11th day of December, A. D. 1912, Wm. A. Walker transferred all his right, title and interest in and to 80 inches of the waters appropriated under said

permit to R. W. Hoffine, and

WHEREAS, On the 16th day of December, A. D. 1911, Margaret A. Neeser, J. D. Lookyear and R. W. Hoffine,

the holders of said permit, duly made proof of the application to beneficial use of six (6) cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to Margaret A. Neeser, J. D. Lookyear and R. W. Hoffine,

of Inkorn, County of Bannock, State of Idaho, the holders and owners of said Permit No. 645, a perpetual right, dating from December 4, 1904, to the use of six (6) cubic feet per second of the waters of Marsh Creek

in the County of Bannock and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point near South boundary line of NW 1/4 of SW 1/4, Sec. 15, T. 8 S., R. 36 E. B. M. and conducted to and upon 300 acres divided as follows: (28 acres in SE 1/4 of SW 1/4 & 37 acres in SW 1/4 of SW 1/4, Sec. 34, T. 7 S., R. 36 E. B. M., 40 acres in NE 1/4 of NW 1/4 & 38 acres in SE 1/4 of NW 1/4 Sec. 3, T. 8 S., R. 36 E. B. M., said land being owned by Margaret A. Neeser; 24 acres in NW 1/4 of NW 1/4 Sec. 10, 34 acres in NW 1/4 of NW 1/4 Sec. 3, T. 8 S., R. 36 E. B. M., said land being owned by J. D. Lookyear; 18 acres in SW 1/4 of NW 1/4, 28 acres in NW 1/4 of SW 1/4 & 34 acres in NE 1/4 of SW 1/4 Sec. 10, T. 8 S., R. 36 E. B. M., said land being owned by R. W. Hoffine.

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 8th day of February, A. D., nineteen hundred and thirteen

A. E. Robinson,

State Engineer

(Seal)

SCANNED

DEC 16 2005

PROFILED

29-2016-2016A-12106B



10/2001 - DC - Tony O. 29-2016

Measurement at headgate 9.42 CFS

8s 36E 8C 15 NWSE

241
25

266

PROFILED

SCANNED
DEC 16 2005

DEC 1 6 2005

SCANNED

7536E sec 10 ~~SEC~~ SESU

29-2016 - 6.65CS

measured downstream in ditch

10/2000 - DC - Tong O.



DEC 16 2005

SCANNED



MAY 31 2001

Log for claim A29-02016A

Spatial Dynamics LTD

6/28/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s36e	34	NWNE	2	9.6	Indiscernible
07s36e	34	SWNE	12	9.2	
07s36e	34	NENW	1	15	Indiscernible
07s36e	34	SENE	4	6	
07s36e	34	NESW	2	2.6	
07s36e	34	SESW	29	29	
07s36e	34	NWSE	12	17	
07s36e	34	SWSE	12	18	
08s36e	3	NWNE	5	6.4	
08s36e	3	NENW	29	36	Indiscernible
08s36e	3	NWNW	0	0.1	
08s36e	3	SWNW	10	12	
08s36e	3	SENE	18	17	
08s36e	3	NESW	1	2.4	
08s36e	3	NWSW	26	25	
08s36e	3	SWSW	24	26	
08s36e	4	SESE	6	8.3	Indiscernible
08s36e	9	NENE	7	7.2	Indiscernible
08s36e	10	NWNW	22	24	
08s36e	10	SWNW	22	29	
08s36e	10	NESW	8	10	
08s36e	10	NWSW	21	38	Indiscernible

Totals:

273

347.8

pod ditch?

N42 = 44 24.0 4612
W112 = 14 21.0

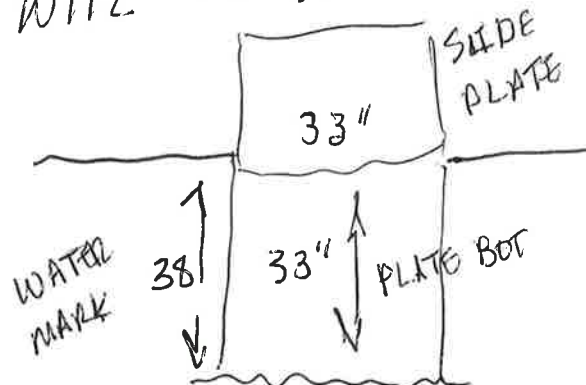
pod ditch

N42 45 27.4 4606
W112 14 7.5

7.50'

MAIN DITCH

N42 43 20.0 4687
W112 13 50.4



powerline

N42 45 39.3 4615
W112 14 7.8

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GRADYN D STALEY PO BOX 13 INKOM ID 83245 (208) 775-3560	12/04/1904	IRRIGATION	03-15 11-15	5.460 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	5.460 CFS	682.50 AFA
C	ALICE K STALEY PO BOX 23 INKOM ID 83245 (208) 775-3551					
C	DEMAR W GILBERT PO BOX 6 INKOM ID 83245 (208) 775-3692					
C	LESLIE M WALKER 2539 S FAIRWAY DR POCATELLO ID 83201 (208) 237-2048					

Water Source: MARSH CREEK

Tributary to: PORTNEUF RIVER

Stage: LICENSE

Point(s) of Diversion:	T07S R36E S34	NWSE					BANNOCK County
	T08S R36E S03	NENW	SENW	SWSW			BANNOCK County
	S10	NWNW	SWNW	NESW	NWSW		BANNOCK County
	S10	SESW					BANNOCK County
	S15	NWSE					BANNOCK County

Place of use Legal Description for: IRRIGATION

[illegible]

POU County: BANNOCK

Other Rights: 29-11620

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

29-10669	29-11904	29-11987	29-11989	29-12003	29-12004	29-12005	A29-02016B	A29-04103	A29-10014
A29-10669	A29-11620A	A29-11620B	A29-11740	A29-11904	A29-11987	A29-11989	A29-12003	A29-12004	A29-12005

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

AJ5809NP
No. A29-02016A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/27/00
PAGE: 73

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

A29-02016 A29-04418 A29-07571 A29-10718 A29-10727 A29-11620 A29-11620A A29-11732 A29-11873 A29-12182
A29-12265

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 29H.

Remarks: GEN P/D DITCH HEADGATE NWSE SEC 15, T08S, R36E.
P/D DIVERSION DAMS NWSE SEC 34, T07S, R36E
SENE SEC 03, T08S, R36E
NWNW SEC 10, T08S, R36E
P/D PORTABLE PTO PUMPS:
NENW SEC 03, T08S, R36E
SWSW SEC 03, T08S, R36E (2 PUMPS)
NWNW SEC 10, T08S, R36E
SWNW SEC 10, T08S, R36E
NESW SEC 10, T08S, R36E
NWSW SEC 10, T08S, R36E
SESW SEC 10, T08S, R36E
*CHANGE IN OWNERSHIP 8-23-96 GJT.

Dates: Exam Made Date: Verified Date: Objection Filed Date:
Misc: Water District Number: 29H Field Inspection Flag:
Presumption Flag:
Audit: 08/23/96 GTAYLOR



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

AUGUST 23, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT K TRIPLETT
PO BOX 1295
POCATELLO ID 83204-1295

RE: CHANGE IN OWNERSHIP FOR A29-10669, A29-10670 (ALL)
A29-02016, A29-11620 (SPLIT RIGHTS)

The request for Change in Ownership for a portion of the above referenced Notice(s) of Claim has been processed with new Notice(s) being generated to reflect you as one of the claimants.

Change in Ownership was processed for water rights A29-10669, and -10670 in their entirety (copies enclosed) to your name.

Since the Change in Ownership involved just a portion of the other two Notice(s) of Claim, the rights were split as follows:

A29-02016A, WALKER ET AL, 5.46 CFS; 273 ACRES
A29-02016B, TRIPLETT, 0.54 CFS; 27 ACRES

A29-11620A, WALKER ET AL, 10.92 CFS; 273 ACRES
A29-11620B, TRIPLETT, 1.08 CFS; 27 ACRES

Enclosed for your records are typed Notice(s) reflecting your portion of the rights, along with copies of the others mentioned above. Review the Notice(s) and if there are other corrections or questions, feel free to contact this office.

Respectfully submitted,

Jo Thompson
Adjudications Secretary

Enclosure:

cc: Walker/copy letter/copies claims

MICROFILMED
NOV 14 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

DATE OF CLOSING: 6/10/96

A29-11620

A29-02016 300 AC.

27 Ac. part of Deed.

LEGAL DESCRIPTION OF PROPERTY: Township 8 South Range 36E B1
 Section 10, SW 1/4 of 1/4 of 1/4 Govt. Lot , BM.
 Lot , Block , Subdivision/Townsite .

If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis) OK AT
- ☐ Water Right Number(s) A29-02016, A29-11620, R29-10670, A29-10670
 Assigned by IDWR: A-29-10669^{OV}, R-29-10669^{OV} ALL TRACTS of these #'s
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): LESLIE M. + VERNA A. WALKER
2539 S. FAIRWAY DR. POCA, ID. 83201
- ☐ New Owner/Claimant (Purchaser): ROBERT K. + D. CAROLE TRIPLETT
- ☐ New Mailing Address: P.O. Box 1295 POCA ID. 83204-1295
- ☐ New Telephone Number: (208) 235-1891
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

RECEIVED

JUL 26 1996

Department of Water Resources
Eastern Region

- ☐ Attach proof of ownership, describe proof attached:
 (proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Robert K. Triplett Date 7-15-96
Carole Triplett Date 7-15-96
- ☒ Signature of Former Owner/Claimant(s): Leslie M. Walker Date 7/19/96
Verna A. Walker Date 7-19-96

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
 Initial Review and Data-Entry
 Date: By: 7-22-96/80
 Further Action Needed:

Further Action Taken
 Date: By:
 Final Review and Data-Entry
 Date: By:
 Claim Numbers of Split, if any:

RECEIVED

JUL 22 1996

Department of Water Resources
Eastern RegionOriginal to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

NOV 14 1996

REPORT OF ENGINEER

1. State name of applicant and number of permit: Wm. A. Walker, Margaret A. H. Neeser & J. D. Lookyear - Permit G. B.
2. State source of water supply: Marsh creek-Trib. Portneuf river.
3. Location of point of diversion: NE 1/4 Sec. 15, T. 8 S., R. 36 E. B. M.

State whether or not the works of diversion are fully completed and in accordance with terms of permit: They are fully completed and in accordance with terms of permit.

5. D describe works as they exist, giving dimensions of same as follows:

- (a) Width of conduit at bottom: 4 ft.
- (b) Width at water line: 6 ft.
- (c) Depth of water: varying from 1.75 to 2 ft., but the canal was some what filled up and needed cleaning out after the past irrigation season.
- (d) Grade per mile: 2.50 ft.
- (e) Capacity of ditch: Vol. = .75 s. c., Area = 10 ft. gives 7.5 second feet

6. State whether or not water has been turned into works of diversion and if so, to what extent:

The water has been turned into the works for the last seven years, and in very dry seasons has been used to the extent of seven sec. ft.

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each

forty acre tract in the claim of J. D. Lookyear the lands to be irrigated are located along both sides of Marsh creek in the following forties: W. 1/2 S. W. 1/4 sec. 3 and N. W. 1/4 S. W. 1/4 sec. 18 T. 8 S. R. 36 E. and the irrigable tract contains 70 acres. Under cultivation are the following tracts: In then W. 1/4 S. W. 1/4 sec. 10--34 acres 10 S. W. 1/4 S. W. 1/4 sec. 3--and 32a in N. W. 1/4 S. W. 1/4 sec. 38 of T. 8 S. R. 36 E. In the claim of Margaret A. Neeser the lands to be irrigated are located along both sides of Marsh creek in the following forties: S. 1/4 S. W. 1/4 sec. 1/4 S. E. 1/4 sec. 34 T. 7 S. R. 36 E. Irrigable lands contain 140 acres; cultivated are the following tracts: 28a, S. 1/4 S. W. 1/4 sec. 34--37a, S. W. 1/4 S. W. 1/4 sec. 34--40a, S. E. 1/4 S. W. 1/4 sec. 3 and 35 acres in S. 1/4 S. W. 1/4 sec. 3.

Remarks: The undersigned was not able to make any arrangements with Mr.

Wm. A. Walker or Mr. Hoffman, who purchased the claim from Walker, for an examination of the water use on such claim, and therefore only submits the above reports for the claims of Margaret A. Neeser and J. D. Lookyear. From personal acquaintance with the character of the claim of Wm. A. Walker I can estimate very closely the amount of irrigable land at 70 acres, but am not able without special examination to report the amount of the cultivated lands on the claim.

Acce. Lammally.

STATE OF IDAHO.

County of Blaine

NOV 13 1912

Acce. Lammally, being duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 11th day of November 1912

My Commission Expires April 7th 1913

Blanche R. Lammally
Notary Public.

645

REPORT OF ENGINEER.

1. State name of applicant and number of permit: Ruland, W. Hofaina.. Original. appl 1.
vapt: Wm. A. Walker. Permit # 645.
2. State source of water supply:
3. Location of point of diversion: Near the South boundary of the N.W. 1/4 S.W. 1/4
sec. 10 T. 28 S., R. 36 E., B. N.
4. State whether or not the works of diversion are fully completed and in accordance with the
terms of permit: They are.
5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: 3 ft.
 - (b) Width at water line: 5 ft.
 - (c) Depth of water: 2 ft.
 - (d) Grade per mile: 2.50 ft.
 - (e) Capacity of ditch: 7.50second feet.
6. State whether or not wa or has been turned into works of diversion, and if so, to what extent:
Water has been turned into the Main canal for the last 7 years, and ..
in some dry seasons to the full capacity of the works. The maximum
use for one year on the claim of the applicant has been 1.50 sec. ft.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in
each forty-acre tract: In the S.W. 1/4 J.V. 1/4 sec. 10, 12 acres have been irri
gated, and 18 acres have been cultivated. In the N.W. 1/4 S.W. 1/4 sec.
10, 18 acres have been irrigated, and cultivated. In the N.E. 1/4 S.W.
1/4 sec. 10, 12 acres have been irrigated and 34 acres have been culti
vated. The land east of Marshcreek is improved natural meadowland, and
will be irrigated after a flume has been constructed over Marshcreek.
8. Submit map on enclosed plat, showing source of supply, point of diversion, route of ditch or
ditches and cross-hatch lands to be irrigated.

Remarks:

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.....

.....

Oscar Souren Kelly
C. E.

STATE OF IDAHO,

County of Bannock } ss.

645

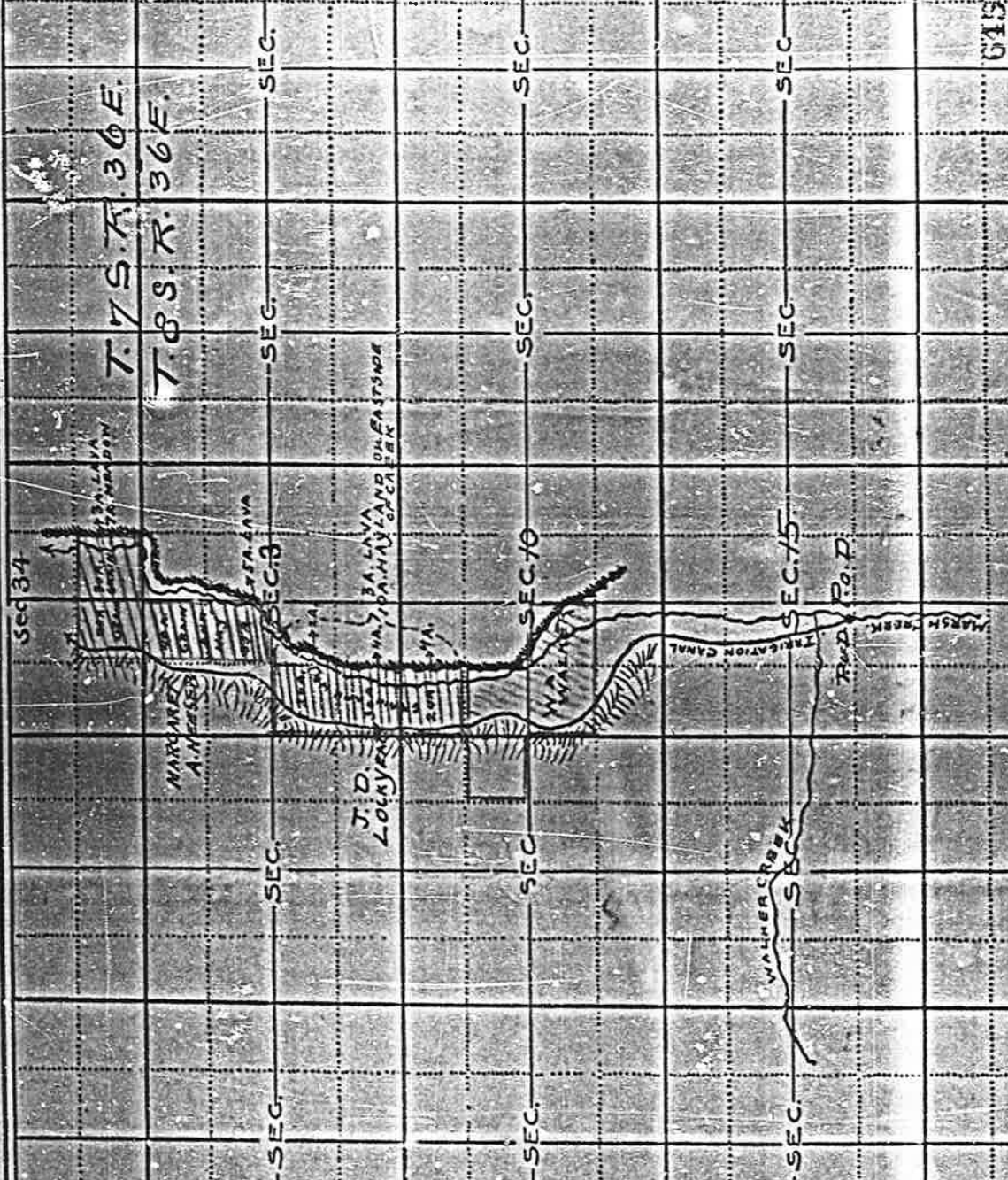
Oscar Souren Kelly, being first duly sworn, deposes and says that the statements
contained in the within report are correct to the best of his knowledge and belief.

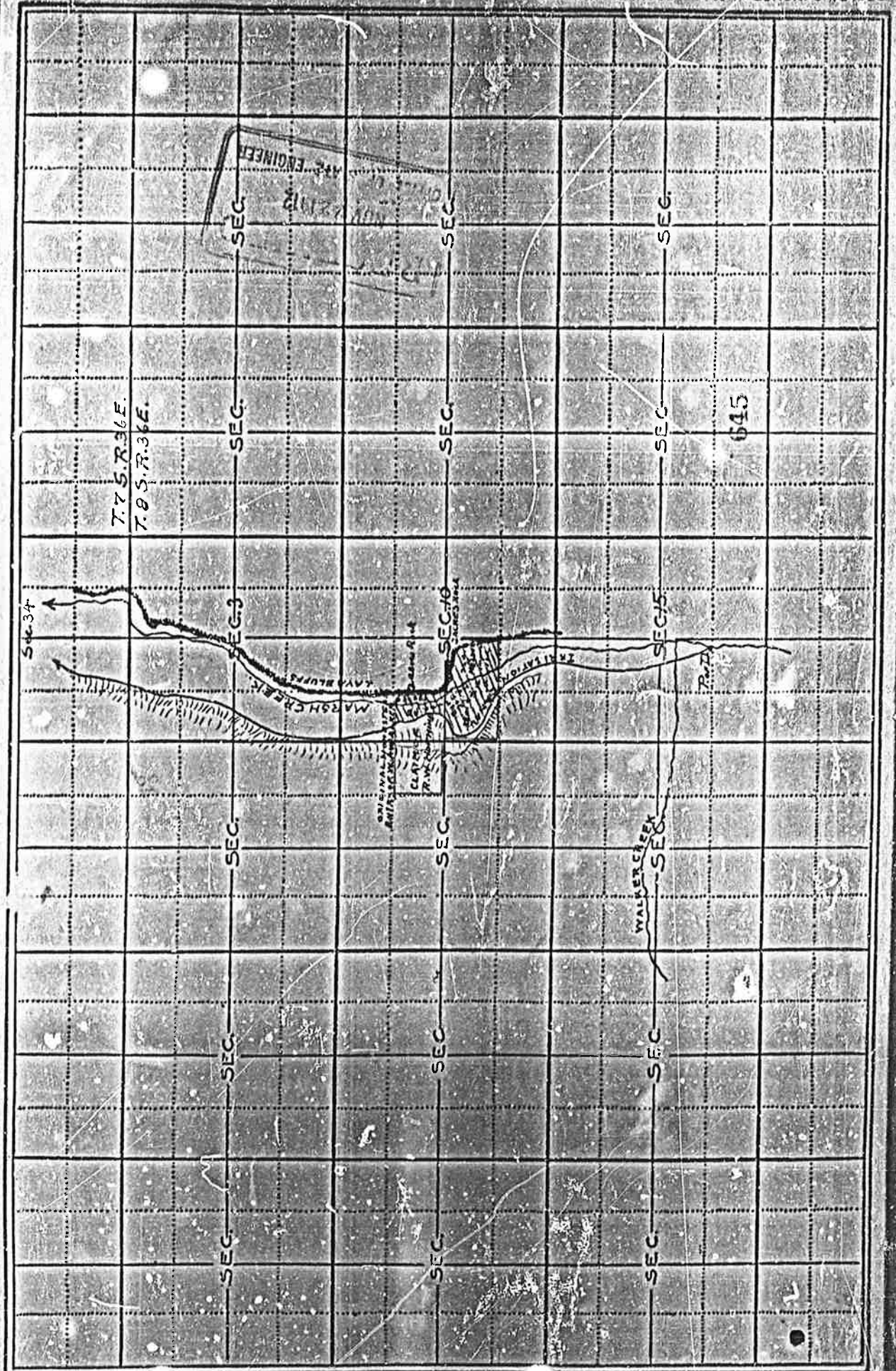
Subscribed and sworn to before me this 21st day of April, 1912.

My Commission Expires April 2, 1913

Notary Public.

STATE ENGINEER





County, Bannock
Stream, Marsh Creek.
Amount, 6 sec. ft.
Use, irrigation and domestic.
Priority, 12-4-1904.

STATE OF IDAHO

Water License No. 645.

WHEREAS, On the 4th day of June, A.D. 1904, Wm. A. Walker, Joseph Heeser, J. D. Lookyear and an Indian named "Andrew" of Inkom, County of Bannock, State of Idaho, duly made application (No. 938) to me for a permit to use 7.4 cubic feet per second of the waters of MARSH CREEK

County of Bannock, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 7th day of June, A.D. 1904, Permit No. 645 was issued to said applicants for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 7th day of June, A.D. 1907, and for the application to beneficial use of said water on or before the 7th day of June, A.D. 1911, and,

WHEREAS, On the 7th day of June, A.D. 1907, Wm. A. Walker, Joseph Heeser, J. D. Lookyear and an Indian named "Andrew"

the holders of said permit, duly made proof of the completion of adequate works for the diversion of 7.4 cubic feet per second of said waters, as evidenced by my Certificate No. 645 dated July 8, 1907, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 7.4 cubic feet per second of water with date of priority of June 4, 1904, and

WHEREAS, On the 23rd day of March, A.D. 1910, Delleratta Heeser, successor in interest to Joseph Heeser, deceased, transferred all her right, title and interest in and to said permit to Margaret A. Heeser, and

WHEREAS, On the 11th day of December, A.D. 1912, Wm. A. Walker transferred all his right, title and interest in and to 80 inches of the waters appropriated under said permit to R. W. Hoffine, and

WHEREAS, On the 16th day of December, A.D. 1911, Margaret A. Heeser, J. D. Lookyear and R. W. Hoffine,

the holders of said permit, duly made proof of the application to beneficial use of six (6) cubic feet per second of said water,

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to Margaret A. Heeser, J. D. Lookyear and R. W. Hoffine,

of Inkom, County of Bannock, State of Idaho, the holders and owners of said Permit No. 645, a perpetual right, dating from December 4, 1904, to the use of six (6) cubic feet per second of the waters of Marsh Creek

In the County of Bannock, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point near South boundary line of NE4 of SW4, Sec. 15, T. 8 S., R. 36 E. B. M. and conducted to and upon 200 acres divided as follows: (20 acres in SE4 of SW4 & 37 acres in SW4 of SE4, Sec. 34, T. 7 S. R. 36 E. B. M., 40 acres in NE4 of NW4 & 35 acres in SE4 of NW4 Sec. 3, T. 8 S. R. 36 E. B. M., said land being owned by Margaret A. Heeser; 24 acres in NW4 of NW4 Sec. 10, 34 acres in NW4 of SW4 & 22 acres in NW4 of SW4 Sec. 3, T. 8 S. R. 36 E. B. M., said land being owned by J. D. Lookyear; 18 acres in SW4 of NW4, 28 acres in NW4 of SW4 & 34 acres in NE4 of SW4 Sec. 10, T. 8 S. R. 36 E. B. M., said land being owned by R. W. Hoffine.

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 8th day of February, A.D. nineteen hundred and thirteen

(Seal)

A. E. Robinson,

State Engineer.

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
Water Resources Division

RATING TABLE FOR TYPE AA CURRENT METER

EQUATIONS: $V = 2.180R + .020$ (2.200) $2.170R + .030$

Std Rating No. 1

Time in Seconds	VELOCITY IN FEET PER SECOND									Time in Seconds
	Revolutions									
	3	5	7	10	15	20	25	30	40	
40	.183	.292	.401	.565	.837	1.11	1.38	1.65	2.20	40
41	.180	.286	.392	.552	.818	1.08	1.35	1.62	2.15	41
42	.176	.280	.383	.539	.799	1.06	1.32	1.58	2.10	42
43	.172	.273	.375	.527	.780	1.03	1.29	1.54	2.05	43
44	.169	.268	.367	.515	.763	1.01	1.26	1.51	2.00	44
45	.165	.262	.359	.504	.747	.989	1.23	1.47	1.96	45
46	.162	.257	.352	.494	.731	.968	1.20	1.44	1.92	46
47	.159	.252	.345	.484	.716	.948	1.18	1.41	1.88	47
48	.156	.247	.338	.474	.701	.928	1.16	1.38	1.84	48
49	.153	.242	.331	.465	.687	.910	1.13	1.35	1.80	49
50	.151	.238	.325	.456	.674	.892	1.11	1.33	1.76	50
51	.148	.234	.319	.447	.661	.875	1.09	1.30	1.73	51
52	.146	.230	.313	.439	.649	.858	1.07	1.28	1.70	52
53	.143	.226	.308	.431	.637	.843	1.05	1.25	1.67	53
54	.141	.222	.303	.424	.626	.827	1.03	1.23	1.63	54
55	.139	.218	.297	.416	.615	.813	1.01	1.21	1.61	55
56	.137	.215	.292	.409	.604	.799	.993	1.19	1.58	56
57	.135	.211	.288	.402	.594	.785	.976	1.17	1.55	57
58	.133	.208	.283	.396	.584	.772	.960	1.15	1.52	58
59	.131	.205	.279	.389	.574	.759	.944	1.13	1.50	59
60	.129	.202	.274	.383	.565	.747	.928	1.11	1.47	60
61	.127	.199	.270	.377	.556	.735	.913	1.09	1.45	61
62	.125	.196	.266	.372	.547	.723	.899	1.07	1.43	62
63	.124	.193	.262	.366	.539	.712	.885	1.06	1.40	63
64	.122	.190	.258	.361	.531	.701	.872	1.04	1.38	64
65	.121	.188	.255	.355	.523	.691	.858	1.03	1.36	65
66	.119	.185	.251	.350	.515	.681	.846	1.01	1.34	66
67	.118	.183	.248	.345	.508	.671	.833	.996	1.32	67
68	.116	.180	.244	.341	.501	.661	.821	.982	1.30	68
69	.115	.178	.241	.336	.494	.652	.810	.968	1.28	69
70	.113	.176	.238	.331	.487	.643	.799	.954	1.27	70
	3	5	7	10	15	20	25	30	40	

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
Water Resources Division

RATING TABLE FOR TYPE AA CURRENT METER

Actual Rating Limits: 0.25 to 8.0 feet per second

Date: 03-05-70

Time in Seconds	VELOCITY IN FEET PER SECOND									Time in Seconds
	Revolutions									
	50	60	80	100	150	200	250	300	350	
40	2.74	3.28	4.37	5.45	8.17	10.88	13.59	16.30	19.02	40
41	2.68	3.21	4.26	5.32	7.92	10.62	13.26	15.91	18.55	41
42	2.61	3.13	4.16	5.20	7.78	10.36	12.95	15.53	18.11	42
43	2.55	3.06	4.07	5.08	7.60	10.12	12.65	15.17	17.69	43
44	2.50	2.99	3.98	4.96	7.43	9.89	12.36	14.83	17.29	44
45	2.44	2.92	3.89	4.85	7.26	9.67	12.09	14.50	16.91	45
46	2.39	2.86	3.80	4.75	7.11	9.46	11.82	14.18	16.54	46
47	2.34	2.80	3.72	4.65	6.96	9.26	11.57	13.88	16.19	47
48	2.29	2.74	3.65	4.55	6.81	9.07	11.33	13.59	15.85	48
49	2.24	2.69	3.57	4.46	6.67	8.89	11.10	13.32	15.53	49
50	2.20	2.63	3.50	4.37	6.54	8.71	10.88	13.05	15.22	50
51	2.16	2.58	3.43	4.28	6.41	8.54	10.67	12.79	14.92	51
52	2.12	2.53	3.37	4.20	6.29	8.38	10.46	12.55	14.64	52
53	2.08	2.49	3.31	4.12	6.17	8.22	10.27	12.31	14.36	53
54	2.04	2.44	3.24	4.05	6.06	8.07	10.08	12.09	14.09	54
55	2.00	2.40	3.19	3.98	5.95	7.92	9.89	11.87	13.84	55
56	1.97	2.35	3.13	3.90	5.84	7.78	9.72	11.65	13.59	56
57	1.93	2.31	3.08	3.84	5.74	7.64	9.55	11.45	13.35	57
58	1.90	2.27	3.02	3.77	5.64	7.51	9.38	11.25	13.12	58
59	1.87	2.24	2.97	3.71	5.55	7.39	9.22	11.06	12.90	59
60	1.84	2.20	2.92	3.65	5.45	7.26	9.07	10.88	12.69	60
61	1.81	2.16	2.88	3.59	5.37	7.14	8.92	10.70	12.48	61
62	1.78	2.13	2.83	3.53	5.28	7.03	8.78	10.53	12.28	62
63	1.75	2.10	2.79	3.47	5.20	6.92	8.64	10.36	12.09	63
64	1.72	2.06	2.74	3.42	5.12	6.81	8.51	10.20	11.90	64
65	1.70	2.03	2.70	3.37	5.04	6.71	8.38	10.05	11.71	65
66	1.67	2.00	2.66	3.32	4.96	6.61	8.25	9.89	11.54	66
67	1.65	1.97	2.62	3.27	4.89	6.51	8.13	9.75	11.37	67
68	1.62	1.94	2.58	3.22	4.82	6.41	8.01	9.60	11.20	68
69	1.60	1.92	2.55	3.17	4.75	6.32	7.89	9.46	11.04	69
70	1.58	1.89	2.51	3.13	4.68	6.23	7.78	9.33	10.88	70
	50	60	80	100	150	200	250	300	350	

MAY 31 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: A29-02016A
Date Received: 4/23/1990
Receipt No: X777777
Received By:

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: GRADYN D STALEY
Address: PO BOX 13
INKOM ID

83245

208-775-3560

OR
Name: ALICE K STALEY
Address: PO BOX 23
INKOM ID

83245

208-775-3551

OR
Name: DEMAR W GILBERT
Address: PO BOX 6
INKOM ID

83245

208-775-3692

OR
Name: LESLIE M WALKER
Address: 2539 S FAIRWAY DR
POCATELLO ID

83201

208-237-2048

2. Date of Priority: DEC 4, 1904

3. Source: MARSH CREEK

Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	36E	34	NW	SE			BANNOCK
08S	36E	3	NE	NW			BANNOCK
			SE	NW			BANNOCK
		10	SW	SW			BANNOCK
			NW	NW			BANNOCK
			SW	NW			BANNOCK
			NE	SW			BANNOCK
			NW	SW			BANNOCK
		15	SE	SW			BANNOCK
			NW	SE			BANNOCK

5. Description of diverting works:

4 DIVERSION DAMS, DIV.#1 HEADGATE TO DITCH, PTO PUMPS FROM CREEK

A29-02016A

Page

1

Date: 08/23/96

MICROFILMED

NOV 14 1996

A2902016A



6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.460		

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

8. Total consumptive use is 682.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	36E	34	NW		NE		IRR	2.0
			SW		NE		IRR	12.0
			NE		NW		IRR	1.0
			SE		NW		IRR	4.0
			NE		SW		IRR	2.0
			SE		SW		IRR	29.0
			NW		SE		IRR	12.0
			SW		SE		IRR	12.0
							Section Acres	74.0
08S	36E	3	NW		NE	2	IRR	5.0
			NE		NW	3	IRR	29.0
			SW		NW		IRR	10.0
			SE		NW		IRR	18.0
			NE		SW		IRR	1.0
			NW		SW		IRR	26.0
			SW		SW		IRR	24.0
		4	SE		SE		IRR	6.0
							Section Acres	6.0
		9	NE		NE		IRR	7.0
							Section Acres	7.0
		10	NW		NW		IRR	22.0
	SW			NW		IRR	22.0	
	NE			SW		IRR	8.0	
	NW			SW		IRR	21.0	

MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	73.0
					Total Acres	273.0

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:
29-11620

14. Remarks:

P/D DITCH HEADGATE NWSE SEC 15, T08S, R36E.
P/D DIVERSION DAMS NWSE SEC 34, T07S, R36E
 SESW SEC 03, T08S, R36E
 NWNW SEC 10, T08S, R36E
P/D PORTABLE PTO PUMPS:
 NENW SEC 03, T08S, R36E
 SWSW SEC 03, T08S, R36E (2 PUMPS)
 NWNW SEC 10, T08S, R36E
 SWNW SEC 10, T08S, R36E
 NESW SEC 10, T08S, R36E
 NWSW SEC 10, T08S, R36E
 SESW SEC 10, T08S, R36E

*CHANGE IN OWNERSHIP 8-23-96 GJT.

15. Basis of Claim: LICENSE

Water Right Number: 645