

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

09/24/2001

NAME AND ADDRESS: MEADOWBROOK RANCH
10053 S MARSH CREEK RD
MC CAMMON ID 83250

SOURCE: PECK CREEK

TRIBUTARY: MARSH CREEK

QUANTITY: 2.98 CFS

PRIORITY DATE: 06/01/1926

POINT OF DIVERSION:

T10S R37E S31 NENSW Lot 5 Within BANNOCK County

T10S R37E S31 SENSW Lot 5 Within BANNOCK County

T11S R37E S6 NWNE Lot 2 Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

2.980 CFS

PLACE OF USE:

IRRIGATION Within BANNOCK County

T10S R37E S31 Lot 3 4.0

T10S R37E S31 NENW 23.0

T10S R37E S31 Lot 4 SWNW 38.0

T10S R37E S31 NESW 14.0

T10S R37E S31 SESW 2.0

T10S R37E S31 Lot 6 1.0

T10S R37E S31 Lot 1 NWNW 10.0

T10S R37E S31 SENW 19.0

T10S R37E S31 Lot 5 NWSW 38.0

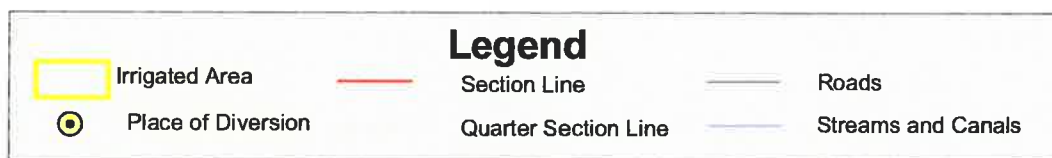
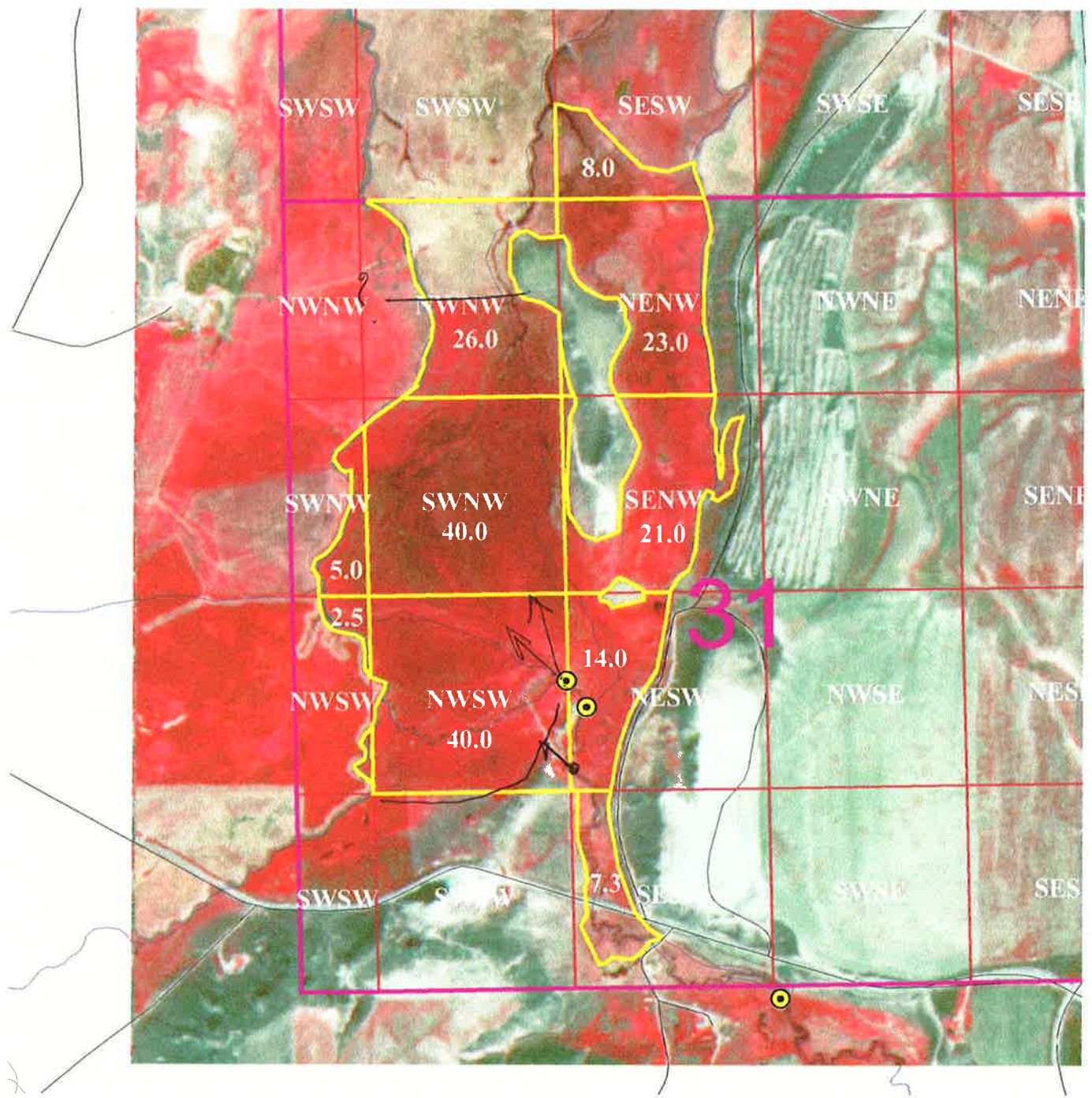
149 ACRES TOTAL

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

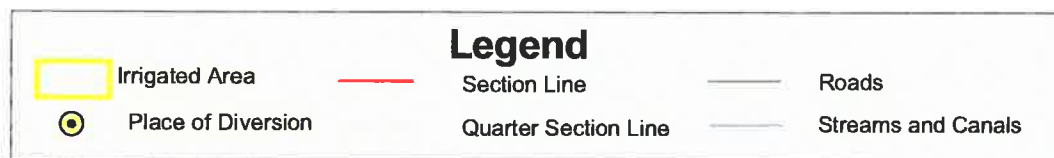
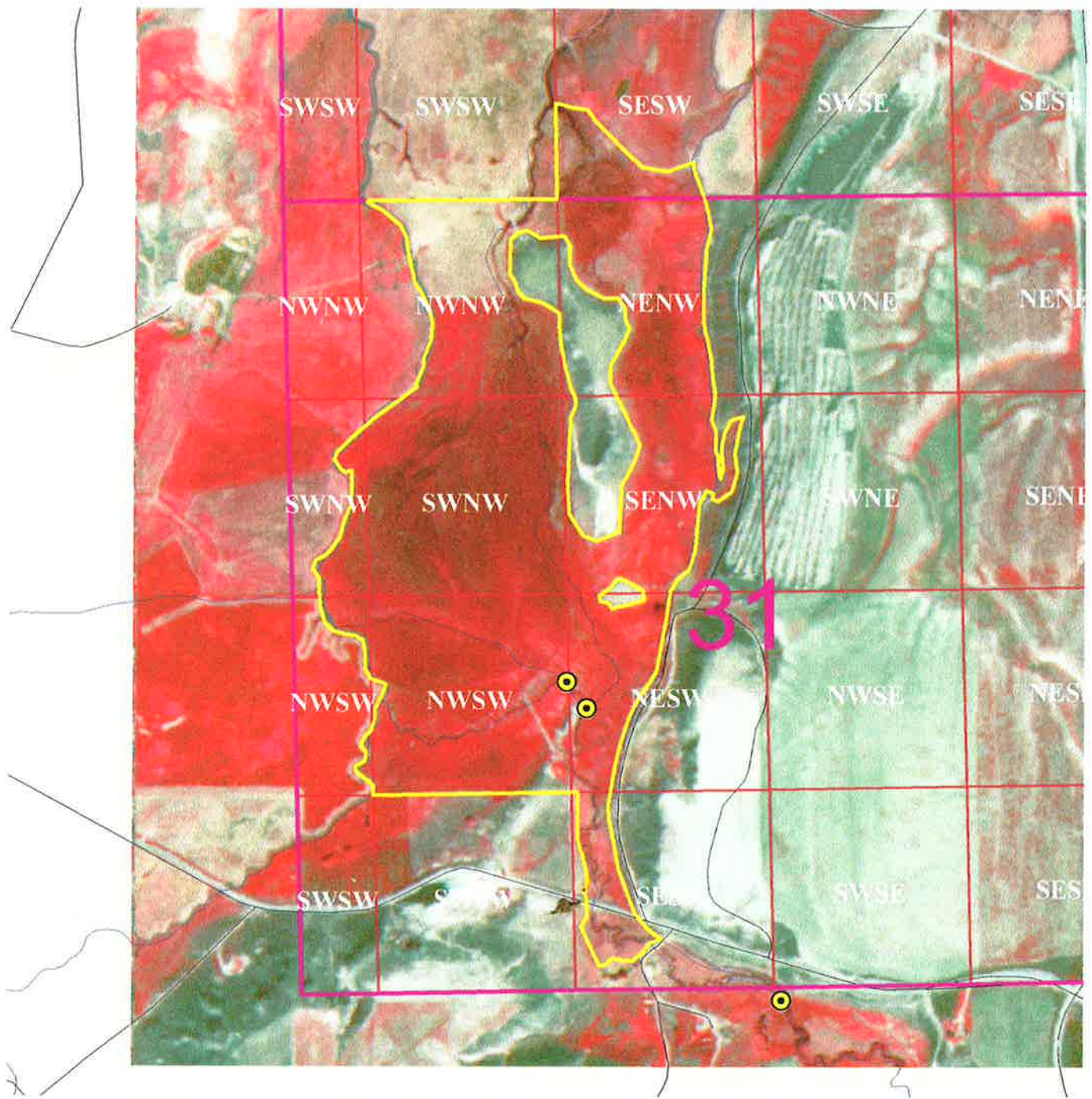
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

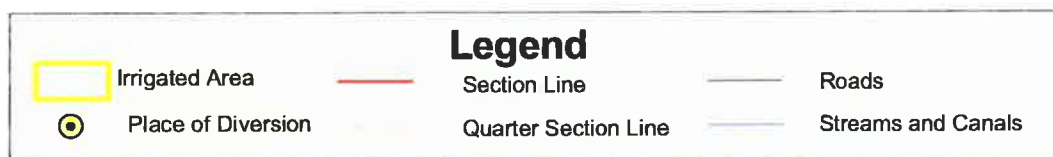
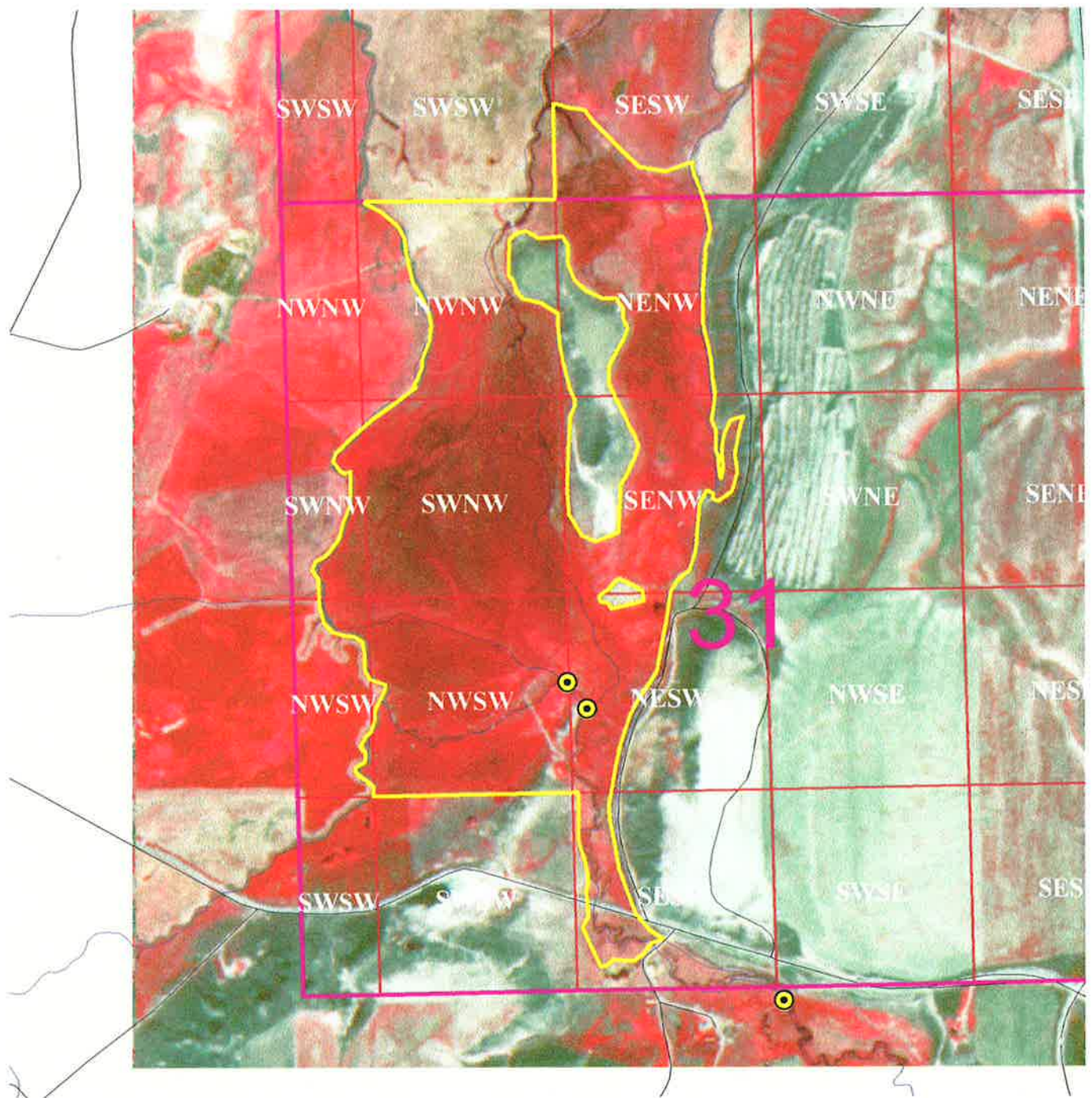
Township , 10S37E



Township , 10S37E



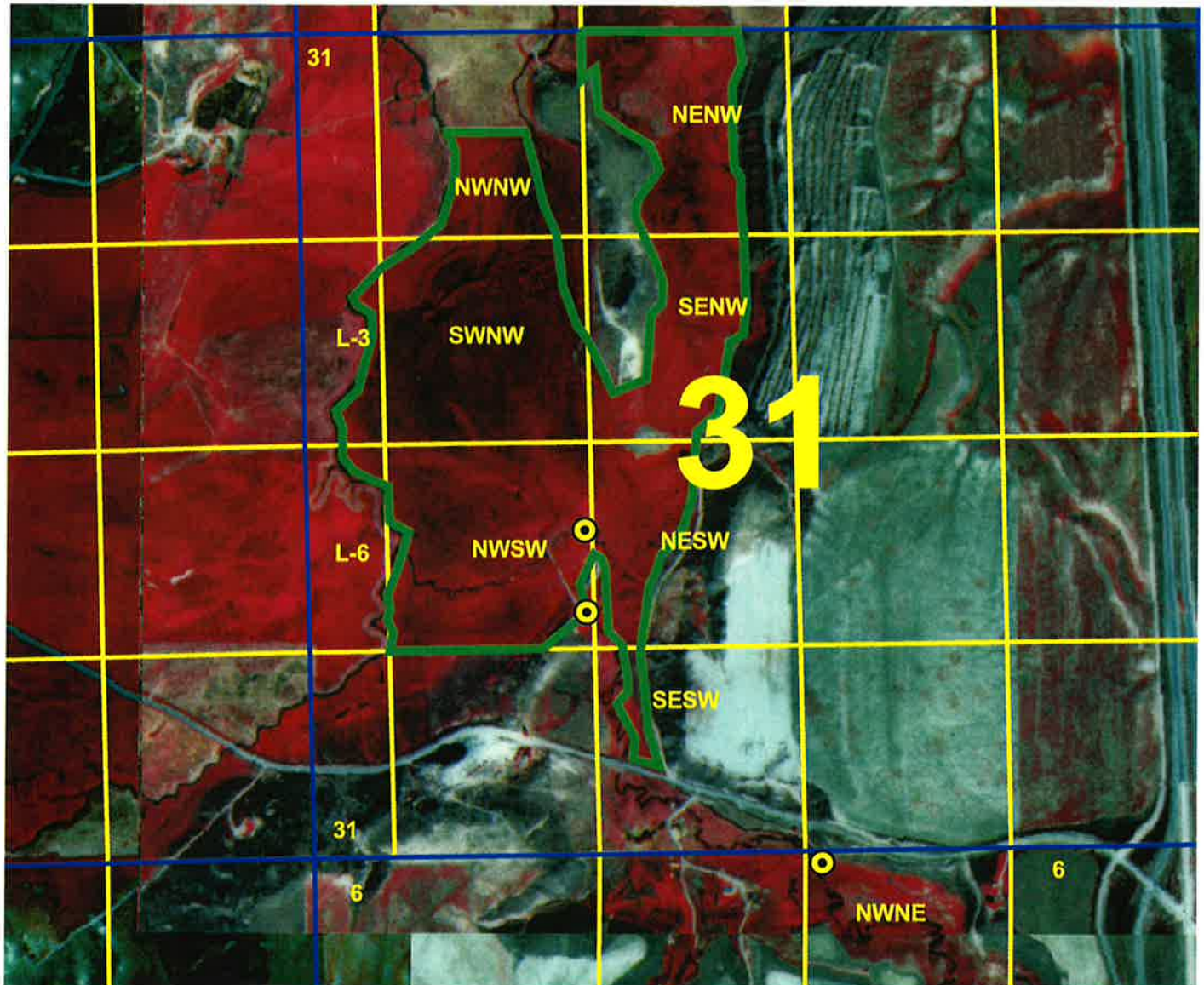
Township , 10S37E



IDAHO DEPARTMENT OF WATER RESOURCES

29-04054

T10S, R37E SEC 31



PROFILED

ACRES IRRIGATED- 149



POINT OF DIVERSION



PLACE OF USE

SCANNED

MAR 02 2006

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



29 - 4054

29 - 4630 pod Peck Crk

high water mark on left culvert (Peck Crk)

4' rec. weir 9" deep. 10 cfs.

sec 6 NWNE

PROFILED

SCANNED

MAR 02 2006



Ditch from Peck Creek

sec 6 NWNE

SCANNED
MAR 02 2006

N

SCANNED



Surveys Designated	By Whom Surveyed	Date of Contract	Amount of Surveys M. Ch. ^s Lk. ^s	When Surveyed	Mean Declination
Township lines	Thomas A. Perkins	June 20-1892	5 69 38	November 14-18-1893	
Subdivisions	" "	" "	47 74 34	April 10-18-1894	17° 31' E.
Connections	" "	" "	1 03 82	"	



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

HEADGATES TO DITCHES TO PLACE OF USE FOR IRRIGATION. Headgate is on 36 in. culvert that flows at 33". Slope is very flat.

Assumptions

Slope. Same POD as POD ID 207094.

Invoice #

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked

Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

Open Channel Flow

☒ Complete one box from both Area and Calculation sections

Cross Sectional Area

☒ Circular Channel

- ☐ Less than half full
☐ Half full
☒ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☒ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description

Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information

New Contact Comments

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POD ID
Quad
Claim Type
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Assumptions

Invoice #

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin)
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked
Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

0

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water
above orifice
centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water
above nappe

Width of weir

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel
Description

Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
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Pumped System

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Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

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SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

HEADGATES TO DITCHES TO PLACE OF USE FOR IRRIGATION. Headgate is on 36 in. culvert that flows at 33". Slope is very flat.

Assumptions

Slope. Same POD as POD ID 207095.

Invoice #

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked

Photos

EPE (ft)

16

Date (M/D/Y)

10/17/01

Time

12.31

Flow Rate (CFS)

11.0021401720573

Open Channel Flow

☒ Complete one box from both Area and Calculation sections

Cross Sectional Area

☒ Circular Channel

- ☐ Less than half full
☐ Half full
☒ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☒ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	Concrete lined	.016
	Smooth earth	.025
	Earth	.033
	Rough bed, weeds on sides	.04
	Smooth natural stream	.033
	Rough natural stream	.1

Pumped System

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

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Pump Serial#

New Contact Information

New Contact Comments

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SCANNED

JUN 04 2001

Log for claim A29-04054

Spatial Dynamics TWB

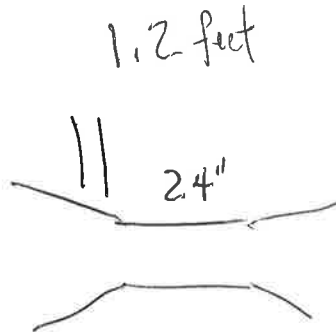
5/24/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s37e	30	SESW	9	8	
10s37e	31	NENW	21	23	
10s37e	31	NWNW	22	26	
10s37e	31	SWNW	39	40	
10s37e	31	SWNW	7	5	
10s37e	31	SENW	25	21	
10s37e	31	NESW	18	14	
10s37e	31	NWSW	39	40	
10s37e	31	NWSW	3	2.5	
10s37e	31	SESW	7	7.3	
Totals:			190	186.8	

2nd Pod
CULVERT DITCH

N42 30 28.0 4712
W112 11 2.4

No creek
USGS MAP



3rd pod
big culvert
N42 30 33.2 4725
W112 11 2.4

N42 30 42.8
W112 11 02.1 4708 creek?

A. ROOT WATER RIGHT NUMBERS: A29-04054

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	37E	30	SE	SW		MEADOWBROOK RANCH	A29-04054 / 9.0	- /	37.0		
			SE	SW		COLE, J ROYAL	A29-04050 / 33.0	29-04050 / 40.0			
10S	37E	31	NE	NW		MEADOWBROOK RANCH	A29-04054 / 21.0	29-04054 / 25.0	28.0		
			NE	NW		MEADOWBROOK RANCH	A29-11473 /	- /			
			NE	NW		MEADOWBROOK RANCH	29-11473 /	- /			
10S	37E	31	NW	NW	1	MEADOWBROOK RANCH	A29-04054 / 22.0	29-04054 / 12.0	40.0		
			NW	NW		BASTIAN, MERLIN S	A29-11463 / 20.0	- /			
			NW	NW	1	MARSH CENTER IRRIGATION CO	A29-10663 / 15.0	- /			
			NW	NW	1	MARSH CENTER IRRIGATION CO	A29-10664 / 15.0	- /			
			NW	NW	1	MARSH CENTER IRRIGATION CO	A29-10665 / 15.0	- /			
			NW	NW	1	MARSH CENTER IRRIGATION CO	A29-12058 / 15.0	- /			
			NW	NW	1	MARSH CENTER IRRIGATION CO	A29-00430 / 15.0	- /			
			NW	NW	1	BASTIAN, LYNN S	A29-04302 / 26.0	29-04302 / 26.0			
10S	37E	31	SW	NW	3	MEADOWBROOK RANCH	A29-04054 / 7.0	- /	56.0		
			SW	NW	2	MARSH CENTER IRRIGATION CO	A29-10663 / 10.0	- /			
			SW	NW	2	MARSH CENTER IRRIGATION CO	A29-10664 / 10.0	- /			
			SW	NW	2	MARSH CENTER IRRIGATION CO	A29-10665 / 10.0	- /			
			SW	NW	2	MARSH CENTER IRRIGATION CO	A29-12058 / 10.0	- /			
			SW	NW	2	MARSH CENTER IRRIGATION CO	A29-00430 / 10.0	- /			
			SW	NW	3	BASTIAN, LYNN S	A29-04302 / 10.0	29-04302 / 8.0			
			SW	NW	4	MANNING, LEON WALLACE		29-04054 / 40.0			
10S	37E	31	SW	NW	4	MEADOWBROOK RANCH	A29-04054 / 39.0	29-04054 / 40.0	27.0		
			SW	NW	2	MARSH CENTER IRRIGATION CO	A29-10663 / 10.0	- /			
			SW	NW	2	MARSH CENTER IRRIGATION CO	A29-10664 / 10.0	- /			
			SW	NW	2	MARSH CENTER IRRIGATION CO	A29-10665 / 10.0	- /			
			SW	NW	2	MARSH CENTER IRRIGATION CO	A29-12058 / 10.0	- /			
			SW	NW	2	MARSH CENTER IRRIGATION CO	A29-00430 / 10.0	- /			
			SW	NW	3	BASTIAN, LYNN S	A29-04302 / 10.0	29-04302 / 8.0			
10S	37E	31	SE	NW		MEADOWBROOK RANCH	A29-04054 / 25.0	29-04054 / 20.0	25.0		
10S	37E	31	NE	SW		MEADOWBROOK RANCH	A29-04054 / 18.0	29-04054 / 20.0	17.0		
10S	37E	31	NW	SW	5	MEADOWBROOK RANCH	A29-04054 / 39.0	29-04054 / 38.0			
			NW	SW	3	MARSH CENTER IRRIGATION CO	A29-10663 / 12.0	- /			
			NW	SW	3	MARSH CENTER IRRIGATION CO	A29-10664 / 12.0	- /			
			NW	SW	3	MARSH CENTER IRRIGATION CO	A29-10665 / 12.0	- /			
			NW	SW	3	MARSH CENTER IRRIGATION CO	A29-12058 / 12.0	- /			
			NW	SW	3	MARSH CENTER IRRIGATION CO	A29-00430 / 12.0	- /			
			NW	SW	5	BASTIAN, LYNN S	A29-04302 / 4.0	29-04302 / 9.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	37E	31	NW	SW	6	MEADOWBROOK RANCH	A29-04054 / 3.0	- /			
			NW	SW	3	MARSH CENTER IRRIGATION CO	A29-10663 / 12.0	- /			
			NW	SW	3	MARSH CENTER IRRIGATION CO	A29-10664 / 12.0	- /			
			NW	SW	3	MARSH CENTER IRRIGATION CO	A29-10665 / 12.0	- /			
			NW	SW	3	MARSH CENTER IRRIGATION CO	A29-12058 / 12.0	- /			
			NW	SW	3	MARSH CENTER IRRIGATION CO	A29-00430 / 12.0	- /			
			NW	SW	5	BASTIAN, LYNN S	A29-04302 / 4.0	29-04302 / 9.0			
			NW	SW	5	MANNING, LEON WALLACE		29-04054 / 38.0			
10S	37E	31	SE	SW		MEADOWBROOK RANCH	A29-04054 / 7.0	29-04054 / 25.0	24.0		
			SE	SW		HART, JENNIE	A29-04111 / 5.3	29-04111 / 5.0			
ADDITIONAL POU FOUND											

TOTAL ACRES	A29-04054	190.00	180.00	254.00
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POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-04054	PECK CREEK	MEADOWBROOK RANCH	3.800	0.020		
A29-00430	HAWKINS CREEK	MARSH CENTER IRRIGATION CO	40.000	0.012		
A29-04050	HAWKINS CREEK, SOUTH FORK					
A29-04111	PECK CREEK	COLE, J ROYAL	3.550	0.023		
A29-04302	SPRING	HART, JENNIE	2.800	0.016		
A29-10663	MARSH CREEK	BASTIAN, LYNN S	6.720	0.018		
	SPRINGS	MARSH CENTER IRRIGATION CO	0.330			
	SPRINGS					
A29-10664	SPRINGS	MARSH CENTER IRRIGATION CO	0.330			
	SPRINGS					
	SPRING					

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-10665	MASON SPRING	MARSH CENTER IRRIGATION CO	0.330			
A29-11463	SPRINGS	BASTIAN, MERLIN S	1.200	0.020		
A29-12058	COLE SPRING	MARSH CENTER IRRIGATION CO	6.680	0.002		
	HEWITT SPRING					
	SHEEP CREEK					

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A29-11473	STOCKWATER	MEADOWBROOK RANCH	FROM 01-01 TO 12-31	0.070 CFS	
29-11473	STOCKWATER	MEADOWBROOK RANCH	FROM 01-01 TO 12-31	0.070 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: N/A

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

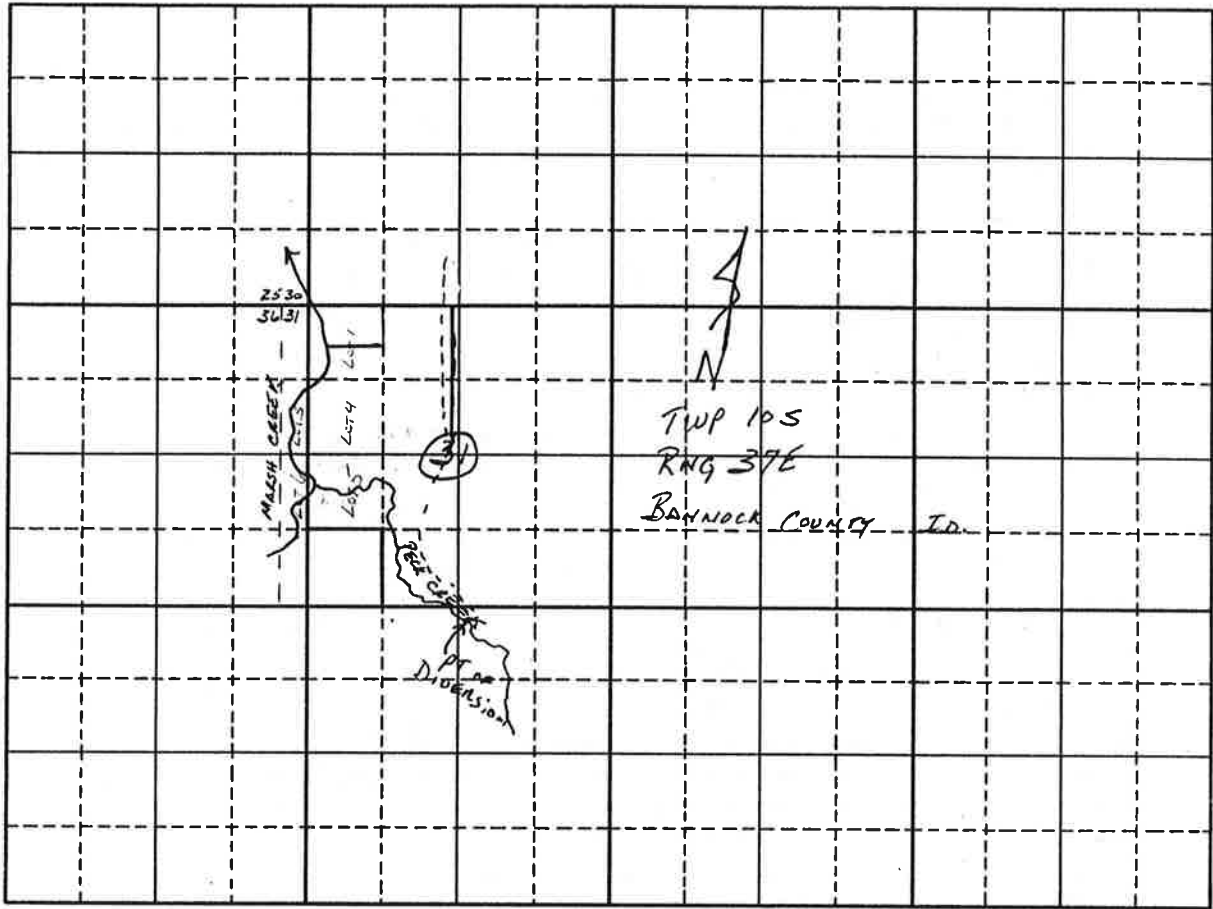
G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

- (8) Remarks THIS IS TO AMEND CLAIM FILED IN JULY 1975 ON WHICH
PLACE OF USE WAS DESCRIBED INCORRECTLY DUE TO THE
EXTRA WIDE SECTION



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
) ss.
County of FRANKLIN)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 14th day of FEBRUARY 1977.

Notary Public

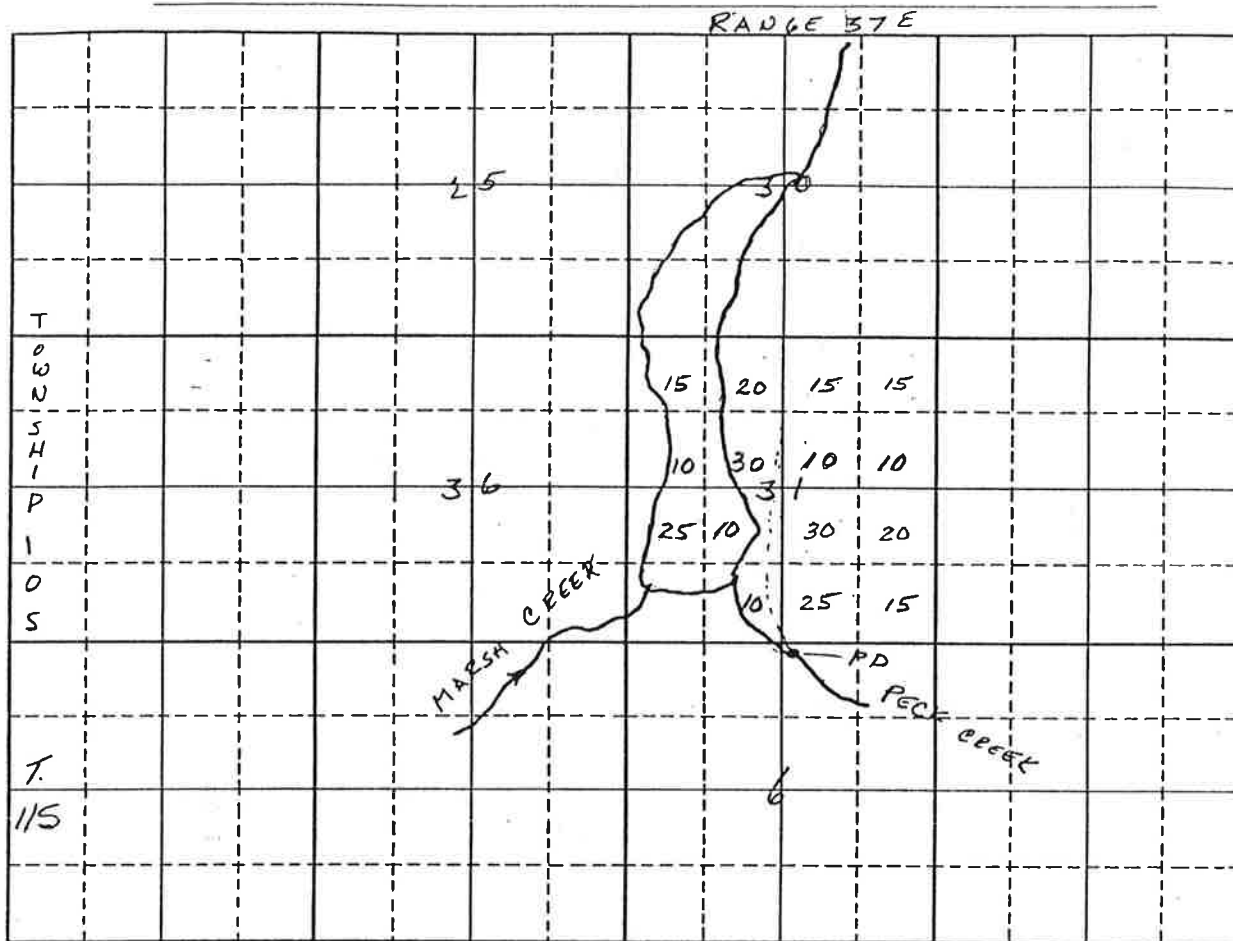
Residing at PRESTON

My commission expires LIFETIME

For Department Use Only

Received by <u>RDC</u>	Date <u>2-25-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RDC</u>	Date <u>2-16-77</u>		claimant by:	
\$10.00 fee received by <u>H.R.</u>	Date <u>2-16-77</u>			
Approved for publication by <u>me</u>	Date <u>3-21-77</u>			
Published in <u>Idaho State Journal</u>				
Dates <u>March 10 and 12, 1977</u>				

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of BANNOCK) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 28 day of July

Richard F. Burmeister
(Claimant) 75

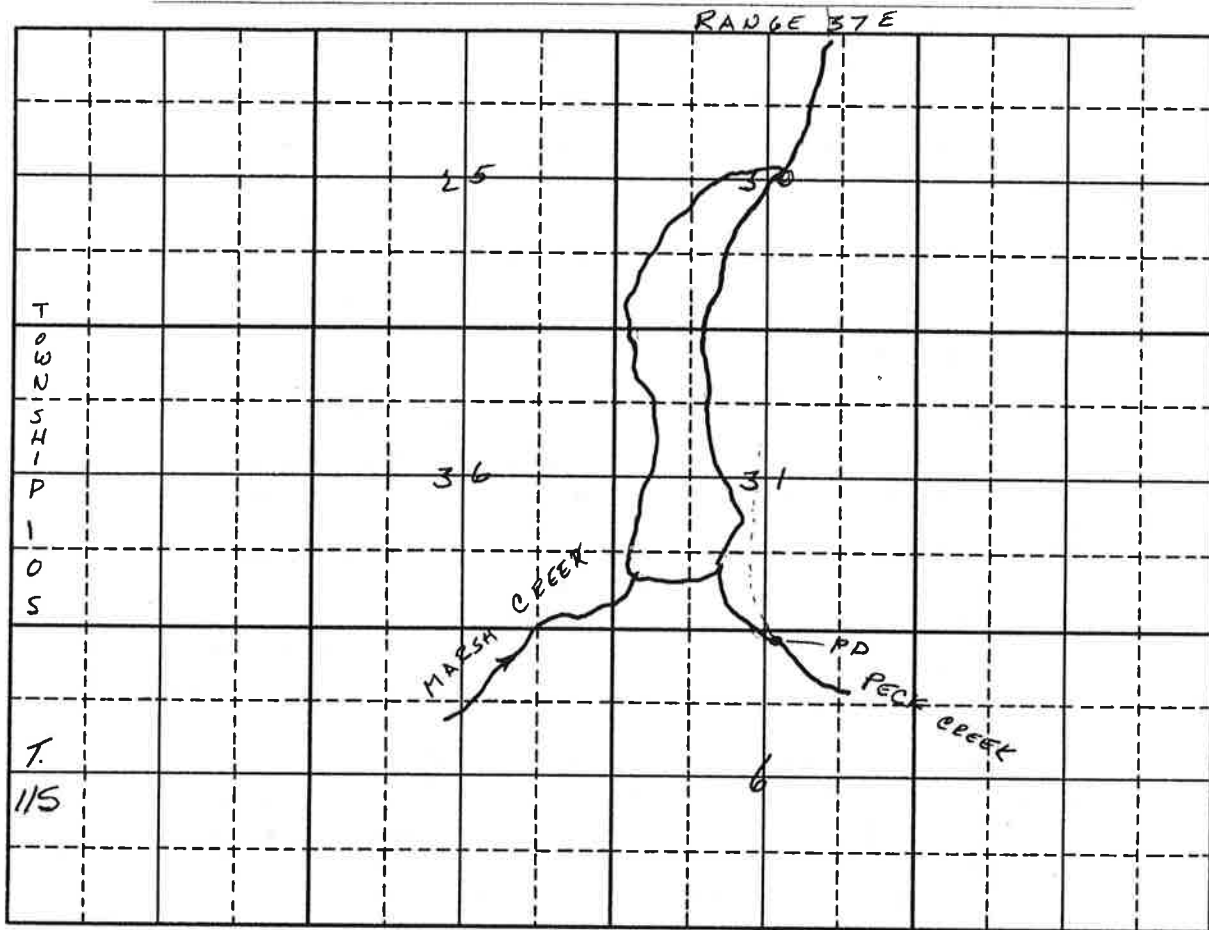
Notary Public
Residing at

My commission expires Oct. 26, 1976

For Department Use Only

Received by CU Date 8-07-75 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by FBI Date 8-7-75 claimant by: _____
\$10.00 fee received by CU Date 8-07-75
Approved for publication by _____
Published in State Street Journal 11/1/79 _____
Dates 8-10-75 & 8-21-75 _____

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of BENNETT) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 28 day of July

Richard F. Burmaster
(Claimant)

Notary Public

Residing at

John B. Brown
Bozeman, Alaska

My commission expires Oct. 26, 1976

For Department Use Only

Received by <u>Cal</u>	Date <u>8-01-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>Cal</u>	Date <u>8-7-75</u>		claimant by:	
\$10.00 fee received by <u>Cal</u>	Date <u>8-07-75</u>			
Approved for publication by <u>MB</u>	Date <u>9-2-75</u>			
Published in <u>Bozeman State Journal</u>				
Dates <u>8-14 & 8-21-75</u>				

AJ5809NP
No. A29-04054

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 95

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MEADOWBROOK RANCH 10053 S MARSH CREEK RD MC CAMMON ID 83250 (208) 254-3186	06/01/1909	IRRIGATION	04-01 11-01	3.800 CFS	
TOTAL DIVERSION:					3.800 CFS	
CONSUMPTIVE USE:						475.00 AFA

Water Source: PECK CREEK

Tributary to: MARSH CREEK

Stage: STATUTORY CLAIM

Point(s) of Diversion: T10S R37E S31 NESW Lot05(NWSW)
T11S R37E S06 NWNE

BANNOCK County
BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
10S	37E	30	:																	:	9.0
10S	37E	31	:							21	01-22	03-07	25			18	05-39			:	181.0
10S	37E	31	:									04-39					06-03			:	
TOTAL ACRES																				190.0	

POU County: BANNOCK

Non-Irrigation Uses: N/A

Other Rights: N/A

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-11198 A29-04030 A29-04053 A29-11198

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00430 A29-04050 A29-04111 A29-04302 A29-10663 A29-10664 A29-10665 A29-12058

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

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

Audit: 04/28/90 MEYER 07/19/94 THOMPSON 03/29/95 POST-STD

RECEIVED
AUG 7 1975
Department of Water Resources
Eastern District Office

Wm. M. S.
July 28, 1975

John Brown

Is there any concern
to my knowledge to water from Fire Creek Springs
for the use for irrigation of the public ground
now owned by the State of New Mexico. The water
discharge from these springs which were
discovered around by the seepage from the
Kerry Canyon when it was constructed in
1910. Charles L. L. was the first one to use
these water - and to my knowledge there were
never any fillings, only water to light water
not unlike for the late Charles L. L., Sr.
I would say the same right has been in
effect for the last 65 years.

Signed the 28th day of July 1975

Wm. M. S.

Subscribed and sworn before me
a Notary Public this 28th day of July 1975

John Brown

my Commission Expires Oct. 26, 1976.

IN THE MATTER OF:

AFFIDAVIT

Water Rights on Arimo Ditch
State of Idaho)
County of Bannock)

May 1, 1978

Norman H. Reigner

being first duly sworn,

deposes and says: The original Arimo ditch was built by Mr. Evans before we homesteaded our farm in 1908. The water that was filed on was from Yago Creek not Peck Creek. At that time Peck Creek was only a very small creek and was a branch of Yago Creek. The Portneuf Marsh Valley Canal was built in 1912 and the water was first turned into the canal in 1913. After the water was turned into the Portneuf Marsh Valley Canal, Peck Creek became a larger stream. Today it is the main stream and Yago Creek is a small branch.

When we homesteaded in 1908, Charlie Fink, a neighbor to the east of our homestead, had the Arimo Ditch running through his farm, but he could not use any water from the ditch. Mr. Tom Coffin who married Mrs. Evans after the death of Mr. Evans, then farmed the Evans farm. Charlie Fink's land below the ditch was dryland because he could not use any water from the Arimo Ditch. He could not even use any water for a garden. The land just north of Charlie Fink's farm (which is now owned by Royal Cole) was in the same condition as the Charlie Fink farm. Both were dry land. The Arimo Ditch carried water through both farms that they were not allowed to use.

In 1925 or 1926 the State of Idaho allowed people living on a ditch or a stream to use surplus (high water). Charlie Fink was then able to turn water out of the Arimo Ditch and irrigate his land. The Charlie Fink farm was the first farm on the ditch. Charlie Fink began to use water from the Arimo Ditch on his farm from 1925 or 1926 until he sold his farm. All those who have owned the farm since have used the water. Water has been used continuously since 1925 or 1926. Today the Charlie Fink Farm is owned by Wayne Whately.

Robert Cole or Royal Cole. First took water from the Arimo ditch many
years after 1925. They never took it before 1925 because Mr. Tom Coffin would
not let them use any water.

I know these facts to be true because I lived on the Reigner Farm continuously from 1908 to 1976.

Herman Reider
(Signature)

Subscribed and sworn to before me this 31 day of Dec., 1965.

(Notary Public)

Residing at Hot Springs, N.C.
My Commission Expires 4-4-88

IN THE MATTER OF:

AFFIDAVIT

Water Rights on Arimo Ditch

State of Idaho

County of Bannock

July 20, 1982

Richard Carl Reisner

being first duly sworn,

deposes and says: Charlie Fink had a Ditch, ("rimo ditch), running through his farm. He never used any water out of the ditch. The lower part of his farm was meadow which he used for hay. Between the meadow and the ditch was sage brush and dry grass. From the time we moved into our house in 1908 until I left home in the spring of 1922, Charlie Fink never used any water from the Arimo Ditch. This land is now owned by Wayne Wheatly.

Me(Ida, Harris, Niel and I went to school in Arimo from 1908 to 1913. My father worked in Arimo as a blacksmith.

There was a road that went through Charlie's farm. The road went through the next farm to the next and on into Arimo.

In the years I went to Arimo School Charlie Fink did not use any water out of the Arimo Ditch. Also the farm to the north of Charlie Fink's farm did not use water out of the Arimo Ditch.

In the years from 1913 to 1922 there was never any water used on the farm north of Charlie Fink's farm. This land is now owned by Royal Cole.

Richard Reisner
(Signature)

Subscribed and sworn to before me this 24 day of January, 1982

David W. Sanders
(Notary Public)

Residing at Salt Lake City
My Commission Expires September 1985

IN THE MATTER OF:

AFFIDAVIT

Water Rights on Arimo Ditch

State of Idaho

County of Bannock

Freda A. Reisner Hart

being first duly sworn,

deposes and says: My Father and Mother homesteaded in 1903. I lived at
home from 1908 to 1923. We lived west of Peck Creek. Our only neighbor,
Charlie Fink, lived East of Peck Creek. While I lived at home I used to
go over to visit the Fink girls. Never at any time did I ever see an
irrigation ditch in any of Charlie Fink's fields nor did I ever see any
water being used for irrigation.

This land is now owned by Wayne Wheatly.

Freda A. Reisner Hart
(Signature)

Subscribed and sworn to before me this 31st day of July, 1955.

Samuel K. Smith
(Notary Public)

Residing at Armo Hot Springs, Idaho.
My Commission Expires 4/1/58

JUN 04 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: A29-04054
Date Received: 4/18/1990
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: JUN 01, 1909

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	37E	31	NE	SW			BANNOCK
			NW	SW		5	BANNOCK
11S	37E	6	NW	NE			BANNOCK

5. Description of diverting works:
HEADGATES TO DITCHES TO PLACE OF USE FOR IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.800		

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

8. Total consumptive use is 475.0 Acre Feet Per Annum.

9. Non-irrigation uses:
N/A

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	37E	30	SE	SW		IRR	9.0
						Section Acres	9.0

A29-04054

Page 1

Date: 04/18/90

MICROFILMED
NOV 13 1992



10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
10S	37E	31	NE		NW		IRR	21.0
			NW		NW	1	IRR	22.0
			SW		NW	3	IRR	7.0
			SW		NW	4	IRR	39.0
			SE		NW		IRR	25.0
			NE		SW		IRR	18.0
			NW		SW	5	IRR	39.0
			NW		SW	6	IRR	3.0
			SE		SW		IRR	7.0
							Section Acres	181.0
							Total Acres	190.0

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:
N/A

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments:

For Organizations:

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

Ralph Whitley
Signature of Authorized Agent
Meadowbrook Ranch
Title and Organization
4/26/90
Date

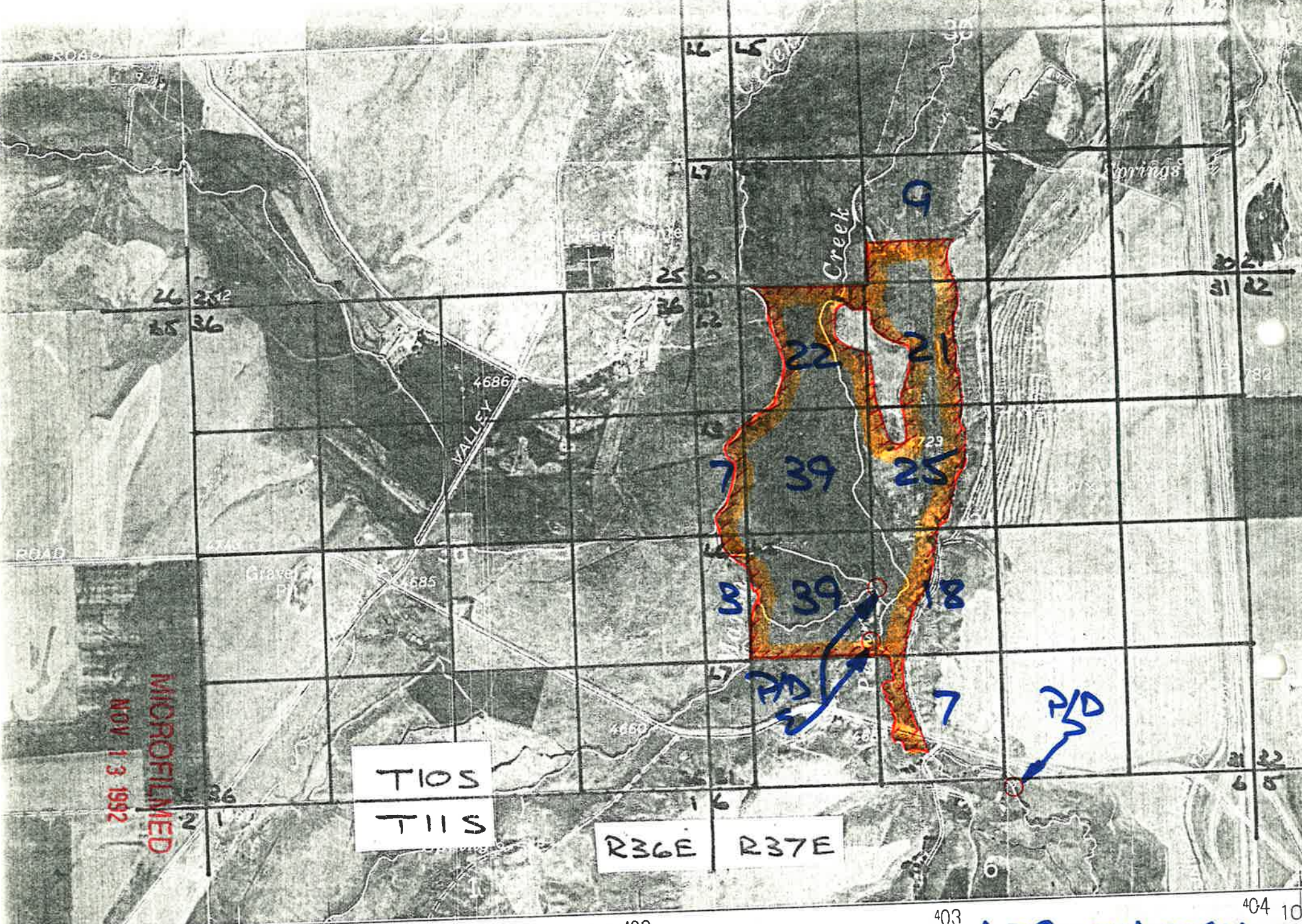
State of Idaho)
County of Bannock) SS.

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

Belva Olsen
Notary Public

Seal

Residing at Mc Cammon
My Commission Expires 10-95



MICROFILMED
NOV 13 1992

T10S
T11S

R36E

R37E

A29-04054

SCALE 1:24 000

1 MILE