

05/27/2003

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

RIGHT NUMBER: 29-4113A

NAME AND ADDRESS: DONALD H WORTHYLAKE
9856 S MARSH CREEK RD
MC CAMMON ID 83250

MURIEL L WORTHYLAKE
9856 S MARSH CREEK RD
MC CAMMON ID 83250

SOURCE: COTTONWOOD CREEK TRIBUTARY: MARSH CREEK

QUANTITY: 0.090 CFS

USE OF THIS RIGHT WITH RIGHT NO. 29-4045B IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.09 CFS.

PRIORITY DATE: 06/18/1902

POINT OF DIVERSION:

T09S R36E S21 SWNESE Within BANNOCK County Source: COTTONWOOD CREEK

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.090 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R36E S22 Lot 9 NWSW 2.0 T09S R36E S22 Lot 10 SWSW 2.6

4.6 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 29-4045B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 4.6 ACRES IN A SINGLE
IRRIGATION SEASON.

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

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Beneficial Use

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.

RIGHT NOS. 29-4045C, 29-4045B AND 29-13164 ARE ALSO DIVERTED
THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

PROPERTY IS ALSO KNOWN AS LOTS 4, 5, 6, 7 AND 8, IN THE
COTTONWOOD ACRES SUBDIVISION.

10/31/2002

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

RIGHT NUMBER: 29-4113A

NAME AND ADDRESS: DONALD H WORTHYLAKE
9856 S MARSH CREEK RD
MC CAMMON ID 83250

MURIEL L WORTHYLAKE
9856 S MARSH CREEK RD
MC CAMMON ID 83250

SOURCE: COTTONWOOD CREEK TRIBUTARY: MARSH CREEK

QUANTITY: 0.090 CFS

USE OF THIS RIGHT WITH RIGHT NO. 29-4045B IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 0.09 CFS.

PRIORITY DATE: 06/18/1902

POINT OF DIVERSION:

T09S R36E S21 SWNESE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.090 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R36E S22 Lot 9 NWSW	2.0	T09S R36E S22 Lot 10 SWSW	2.6
--------------------------	-----	---------------------------	-----

4.6 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 29-4045B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 4.6 ACRES IN A SINGLE
IRRIGATION SEASON.

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

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Beneficial Use

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.

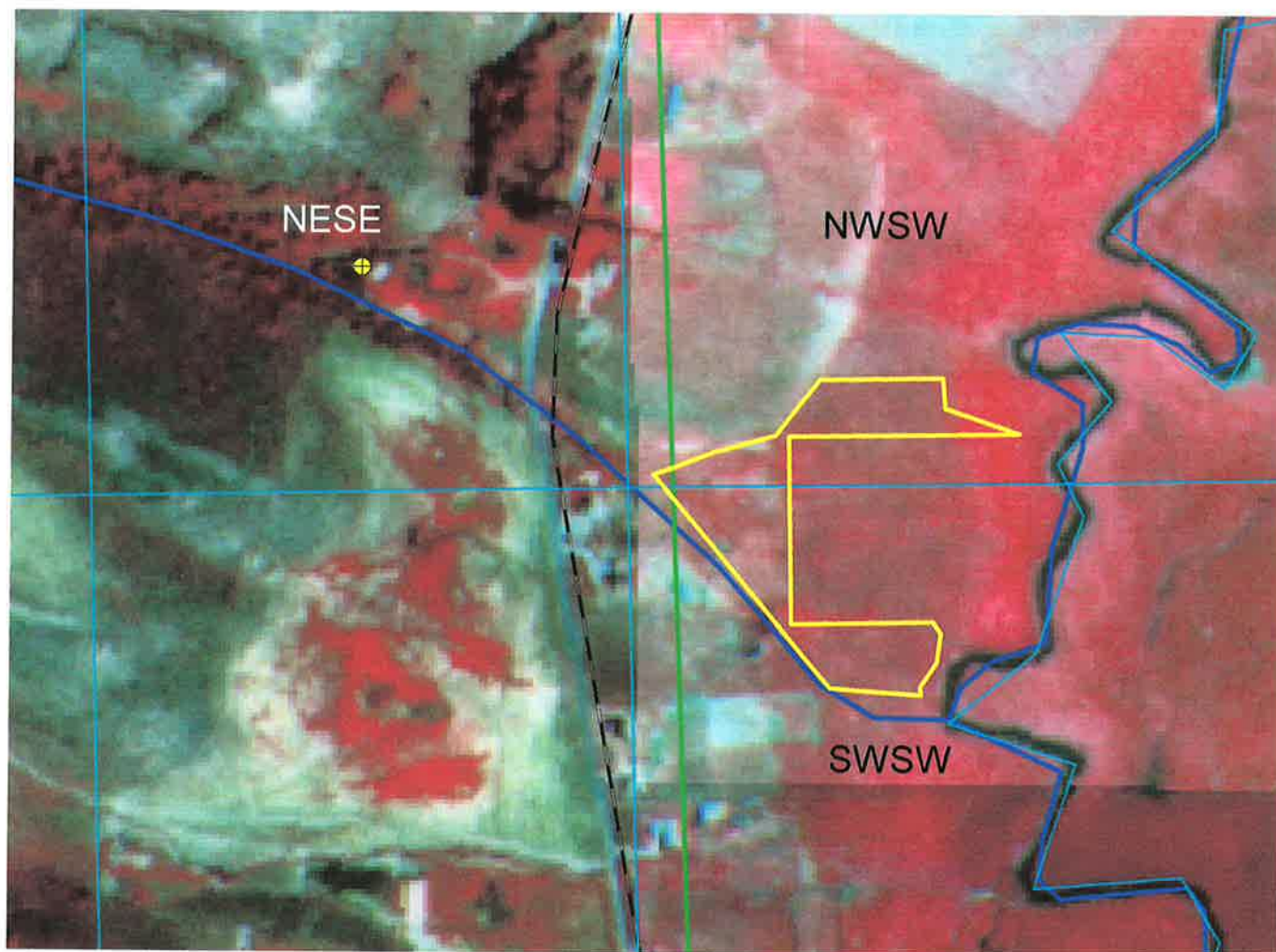
RIGHT NOS. 29-4045C, 29-4045B AND 29-13164 ARE ALSO DIVERTED
THROUGH POINT OF DIVERSION DESCRIBED ABOVE.



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right 29-4045B AND 29-4113A



0.1 0 0.1 0.2 Miles

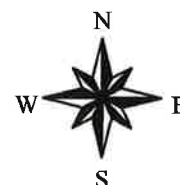
IRRIGATED ACRES 4.6

LEGEND

-  Point of Diversion
-  Place of Use
-  STREETS
-  SECTIONS
-  QUATER-QUATERS
-  STREAMS

Place of Use: T9S, R36E,
(part of) Section 22, Lots 9 and 10

Points of Diversion: T9S, R36E
Sec. 21 SWNESE



GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by C. Bird
Date: October, 2002

SCANNED

PROFILED

MAR 16 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 27, 2003

Don and Muriel Worthyake
9856 S. Marsh Creek Road
McCammon, ID 83250

REF: Snake River Basin Adjudication (SRBA) claims 29-2269B, 29-4045B and 29-4113A

Subject: Notice of Error reply.

Dear Don and Muriel:

Thank you for taking the time to reply on the notice of error on your SRBA claims. The lot number referred to in the legal description is for the government lots. The subdivision lots are different. I added an explanatory remark to each claim with the subdivision name and lot numbers. I hope this helps to clarify the confusion.

If you have any further questions please feel free to contact me at 547-3993.

Sincerely;

Cindy E. Bird
Adjudication Bureau

PROFILED

SCANNED
MAR 16 2006

Cindy

02/18/2003

NOTICE OF ERROR
REPLY

RECEIVED

APR 16 2003

Department of Water Resources

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: 29-4113A

DONALD H WORTHYLAKE
9856 S MARSH CREEK RD
MC CAMMON ID 83250
Telephone Number: (208)254-3152

MURIEL L WORTHYLAKE
9856 S MARSH CREEK RD
MC CAMMON ID 83250
Telephone Number: (208)254-3152

} LOTS
6 + 8

RECEIVED
APR 21 2003
Department of Water Resources
Eastern Region

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

IDENTIFICATION of LOT #'S

2. Describe the changes you wish to make in the proposed recommendation:

SHOULD BE LOTS 6-8

3. Give a brief explanation as to why you disagree with these portions:

SEE ATTACHED MAP AND TAX FORM
THESE IDENTIFY PROPER LOT #

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4/12/03

SIGNATURE:

Donald H WorthyLake

Please print your name:

DONALD H. WORTHYLAKE

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

PROFILED

SCANNED
MAR 16 2003

02/18/2003

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

RIGHT NUMBER: 29-4113A
NAME AND ADDRESS: DONALD H WORTHYLAKE
9856 S MARSH CREEK RD
MC CAMMON ID 83250

MURIEL L WORTHYLAKE
9856 S MARSH CREEK RD
MC CAMMON ID 83250

SOURCE: COTTONWOOD CREEK TRIBUTARY: MARSH CREEK

QUANTITY: 0.090 CFS
USE OF THIS RIGHT WITH RIGHT NO. 29-4045B IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.09 CFS.

PRIORITY DATE: 06/18/1902

POINT OF DIVERSION:
T09S R36E S21 SWNESE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.090 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County
T09S R36E S22 Lot 9 NWSW 2.0 T09S R36E S22 Lot 10 SWSW 2.6

4.6 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 29-4045B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 4.6 ACRES IN A SINGLE
IRRIGATION SEASON.

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

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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.

RIGHT NOS. 29-4045C, 29-4045B AND 29-13164 ARE ALSO DIVERTED
THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

SC-10-10
MAR 18 2003

RRCOT000700 REAL

9856 S MARSH CREEK
S22-T95-R36E
LOT 6 2.22 AC
COTTONWOOD ACRES

HM-
MVE-

50,000

TAXABLE
VALUE

\$68,148

1ST TAX
HALF

2ND TAX
HALF

CODE AREA 004400

% DONALD H WORTHYLAKE
9856 S MARSH CREEK RD
MC CAMMON ID 83250-1697

*TAXING DISTRICT * **RATE** **AM
COUNTY .005509029
COUNTY RD&BRG .000543997
SCHOOL NO. 21 .005119316
BAN FREE LIB .000366603
MCCAMMON CEM .000266471
AMBULANCE .000265099
SANITARY LANDFILL
MCCAMMON FIRE DIST
TOTAL TAX/SPECIALS

MAKE CHECK PAYABLE TO:
GENIE ALEXANDER
BANNOCK COUNTY TREASURER
P.O. BOX 4626
POCATELLO, ID 83205-4626
(208) 236-7220
PARCEL RRCOT000700 2002

BILL NO
R38945

SUBTOTAL
TOTAL DUE

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

DELINQUENCIES ON SUB-ROLLS, RECENTLY SUBDIVIDED OR
COMBINED PROPERTY MAY NOT APPEAR ON THIS NOTICE.

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT TO BANNOCK
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE.

BANK LEW

RRCOT000700



DONALD H WORTHYLAKE
2002 REAL

R38945
2ND HALF

447.62

CHECK _____

LATE

INT

CASH _____

COST

TOT

DELINQUENT IF NOT PAID ON OR BEFORE

JUNE 20, 2003

* TO AVOID LATE FEE MAIL BY THE 19TH *

SCANNED

MAR 18 2006

PARCEL NUMBER
RRCOT000900

BANNOCK COUNTY
TAX YEAR 2002
REAL

Imp.

FULL TAX

S22-T9S-R36E
LOT 8 S. 34 AC
COTTONWOOD ACRES

HM-
MVE-

TAXABLE
VALUE

\$11,243

1ST TAX
HALF

2ND TAX
HALF

CODE AREA 004400

DONALD HUNTER WORTHYLAKE
9856 S MARSH CREEK RD
MC CAMMON ID 83250-1697

*TAXING DISTRICT *	**RATE**	***A
COUNTY	.005509029	
COUNTY RD&BRG	.000543997	
SCHOOL NO. 21	.005119316	
DAN FREE LIB	.000366403	
MCCAMMON CEM	.000266471	
AMBULANCE	.000265099	
TOTAL TAX/SPECIALS		

MAKE CHECK PAYABLE TO:
GENIE ALEXANDER
BANNOCK COUNTY TREASURER
P.O. BOX 4626
POCATELLO, ID 83205-4626
(208) 236-7220
PARCEL RRCOT000900 2002

BILL NO
R38947

SUBTOTAL

TOTAL DUE

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

DELINQUENCIES ON SUB-ROLLS, RECENTLY SUBDIVIDED OR
COMBINED PROPERTY MAY NOT APPEAR ON THIS NOTICE.

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT TO BANNOCK
COUNTY TREASURER. PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE.
DONALD HUNTER WORTHYLAKE RRCOT000900



2002 REAL

R38947

2ND HALF

67.86

CHECK _____

LATE

INT

CASH _____

COST

TOT

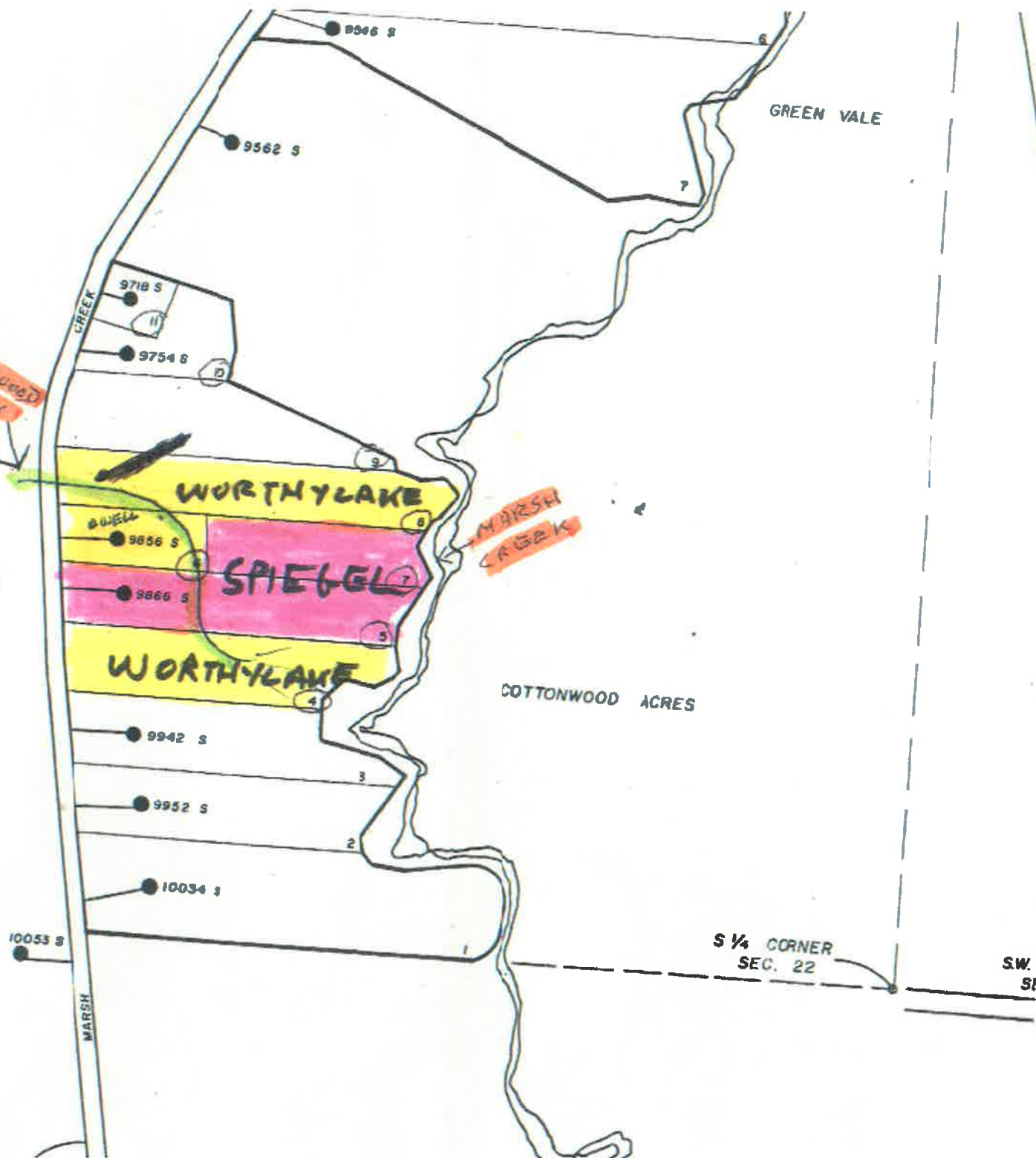
DELINQUENT IF NOT PAID ON OR BEFORE

JUNE 20, 2003

SCANNED

MAR 16 2006

W 1/2 SW 1/4 SEC 22
E 1/2 SE 1/4 SEC 21
TOWNSHIP 9S
RANGE 36, E.B.M



MAR 15 2006

SCANNED

Contacts Data Entry Form

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____
Current Owner Don & Muriel Worthy Lake 9856 S. Marsh Crk Rd McElmmon 83250
Name connector: and _____, or _____, and/or _____
Current Owner _____
Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: Don Worthy Lake Phone Number: 254-3152

Kathleen Spiegel 254-3409
Relationship to Claimant: claimant / claimant's daughter

Date of Field Exam: 8/14/02 Time: 8:30 AM

Directions to Property (if different from above) and/or update owner information:

F05 - other P00's irrigation @ 4.6 aces.
- When combined w/ 29-4045B NOT to exceed an 1" / acre.
- C18
- split 29-4113 only use split Remark on 10,000 Series Nos.
C05

C03 - 1971

claimants stated that there isn't enough
water in Cottonwood Creek to fight over.
They may not provide evidence to support priority
date. Because most of the water they get from
the creek is high water.

Reviewer: CB

Date: 8/19/02

PROFILED

SCAN

MAR 16 2006

Priority Date Data Entry Form

Claim Number: A29-04113AWater Right Priority Date: June 18, 1902

Water Right Basis: _____

Claimed Priority Date: _____

Claimed Basis: Statutory Claim

Recommended Priority Date: _____

Recommended Basis: B.U.☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

- evidence of priority brochure
left on 8/14/02 during field exam
- requested a copy of there warranty
deed
- Claimants explained there isn't enough water in the
stream to fight over, and they only get it during
high water rights. Kathleen was awarded
water over 2.0 cfs.
There was NO water in the ditch the day
I was there.
- 10/28/02 rec'd evidence - on 29-4045B & 29-4113A
for Cottonwood Creek. Evidence was placed in
29-4045B file.

Reviewer: CPDate: 3/19/02

SCANNED

MAR 16 2006

Point of Diversion and Source Data Entry Form

Claim Number: A29-04113AWater Right Point of Diversion: T , R , Sec. , , , . County: Source: Tributary: Claimed Point of Diversion: T 9S, R 36E, Sec. 21, SW, NE, SE. County: BannockSource: Cottonwood Crk Tributary: Marsh CrkRecommended Point of Diversion: T 9S, R 36E, Sec. 21, SW, NE, SE. County: BannockSource: Cottonwood Crk Tributary: Marsh Crk☐ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
<u>9S</u>	<u>36E</u>	<u>22</u>	<u>L-9</u>	<u>NWSW</u>	<u>Bannock</u>	<u>Cottonwood Crk</u>
GPS Coordinates: <u>N42° 37.257'</u>						<u>W 112° 14.517'</u>
<u>9S</u>	<u>36E</u>	<u>22</u>	<u>L-10</u>	<u>SWSW</u>	<u>Bannock</u>	<u>Cottonwood Crk</u>
GPS Coordinates: <u>N42° 37.251'</u>						<u>W 112° 14.510'</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
GPS Coordinates: <u> </u>						<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
GPS Coordinates: <u> </u>						<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
GPS Coordinates: <u> </u>						<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
GPS Coordinates: <u> </u>						<u> </u>

after
channel
splitsOther rights from this POD? 29-4045C, 29-13144 (FOS Exp. Remark)

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

COS - Change in POD - The POD listed on the original
claim is the same as claimed in AS. But the court
changed the natural channel. Claimed POD is where
the channel SPlITS:
Purchased property in 1981

Transfers Changing POD Reviewer: CBDate: 8/19/02

SCAN

MAR 16 2006

Place Of Use Data Entry Form

Claim Number: A29-04113A Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
9S	36E	22	NWSW		Bannock	9	2	Irrigation
		22	SWSW		Bannock	10	2.6	Irrigation

Total Acres 4.6

Document how the POU was verified:

- field exam
 Accomplished change in POU? Purchased property 1981
 ✓ other claims under 29-4113 & 29-4045.
 No other a.j. claims on 29-4113,

Ell-Remark This right when combined w/ 29-40450
 is limited to irrigation of 4.6 acres

Transfers Changing POU Reviewer: CBDate: 8/19/02

SCANNED

MAR 15 2002

Purpose of Use Data Entry Form

Claim Number:

A29-04113A☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

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

Claimed Purpose of Use

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

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
<u>Irrigation</u>			<u>4.6</u>	

Document how the Purpose of Use was verified:

Field Exam1987/88 NA?? PHOTOGRAPHY

Transfers Changing Purpose of Use _____

Reviewer:

CB

Date:

8/19/02

SCAN

MAR 15 2006

Period of Use and Quantity Data Entry Form

Claim Number: A29-04113A☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	10/31	0.09	

Overall Diversion Rate 0.09 Overall Diversion Volume 0

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

- field exam
- original claim

E01- when combined w 29-4045B - limited to 0.09cfsReviewer: CBDate: 8/19/02

SCANNED

MAR 10 2003



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

Submersible North of house under homemade wooden box 50 ft. east of Marsh Cr Rd next to frost free hydrant

Assumptions

Invoice

2000-037-01-0

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

This Form and the associated query are the exclusive intellectual property of Intrepid Engineering Services, and may not be copied, modified, or distributed without the express written consent of Intrepid Engineering Serviv, Inc.

SCANNED

JUN 04 2001

Log for claim A29-04113A

Spatial Dynamics LTD

7/13/00

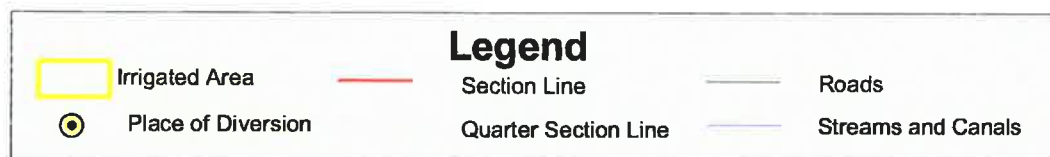
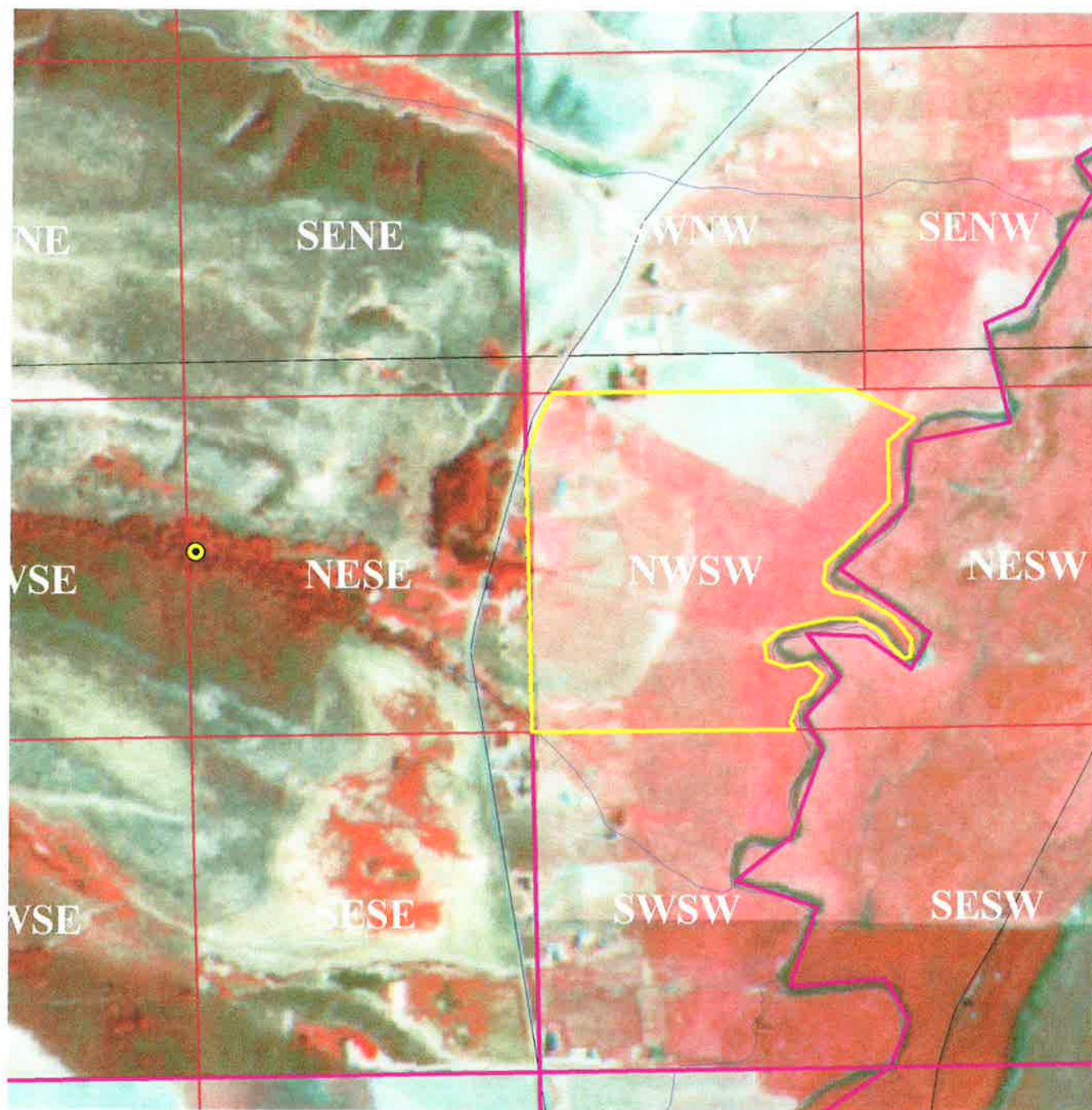
TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s36e	22	NWSW	5	38	Indiscernible
Totals:			5	38	

SPATIAL
DYNAMICS

SCANNED

MAR 16 2006

Township , 9S36E

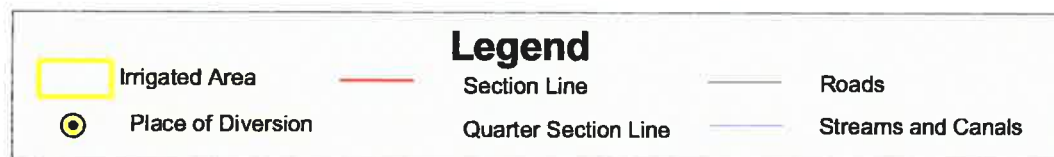
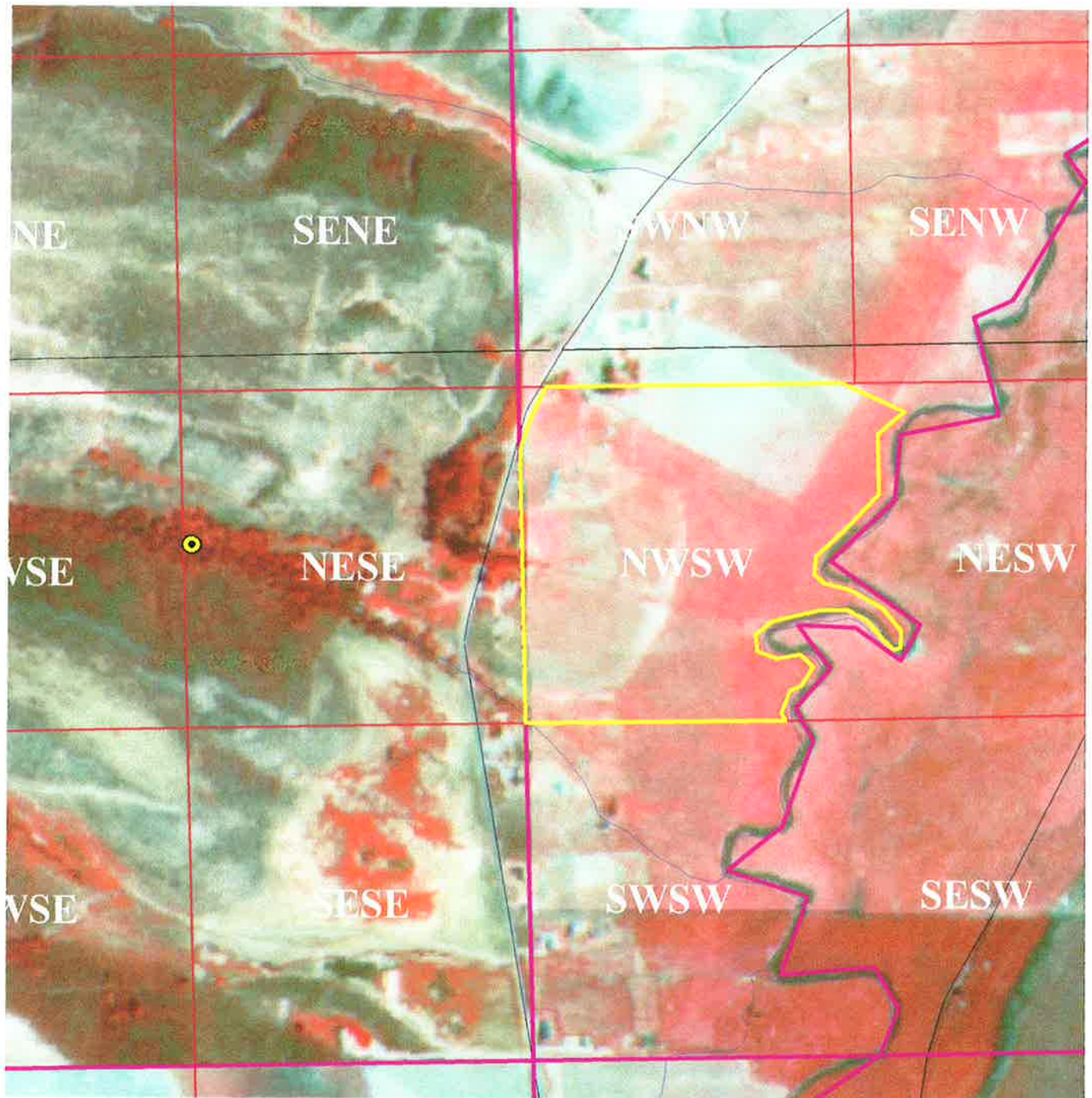


300 0 300 600 Feet



SCANNED
MAY 15 2006

Township , 9S36E

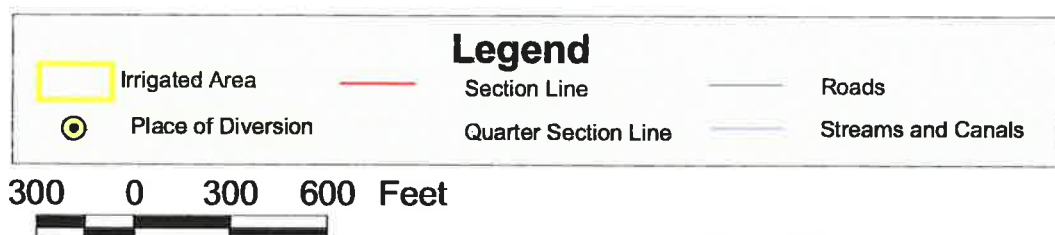
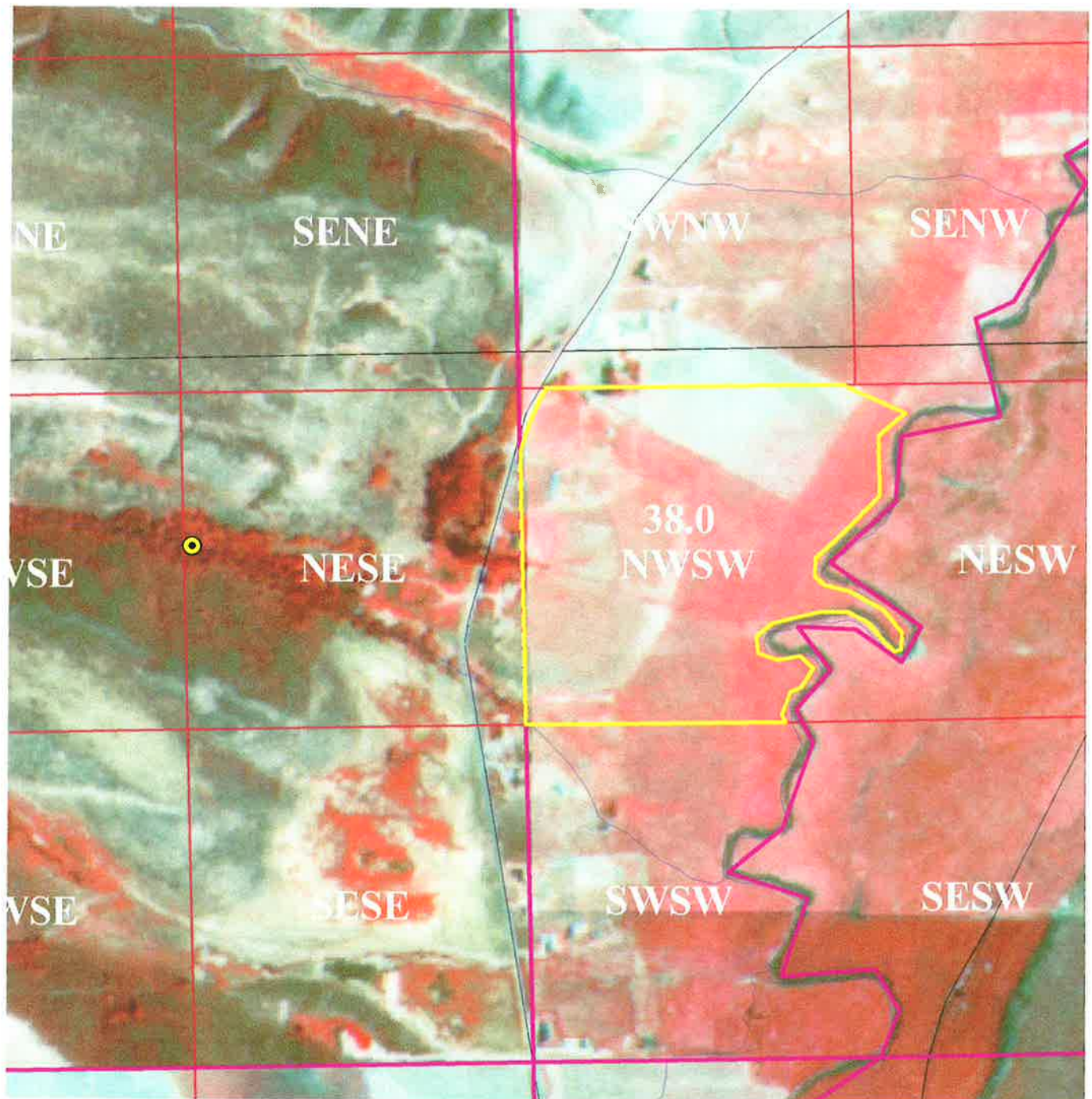


300 0 300 600 Feet



SCANNED
MAR 15 2005

Township , 9S36E



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MURIEL L WORTHYLAKE	06/18/1902	IRRIGATION	03-15 11-15	0.100 CFS	
C	DONALD H WORTHYLAKE					
	9856 S MARSH CREEK RD					
	MC CAMMON ID 83250			TOTAL DIVERSION:	0.100 CFS	
	(208) 254-3152			CONSUMPTIVE USE:		12.50 AFA

Tributary to: MARSH CREEK

T09S R36E S21

SWNESE

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	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
09S	36E	22	:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										
			:																										

POU County: BANNOCK

Non-Irrigation Uses: STOCKWATER INCIDENTAL TO IRRIGATION

Other Rights: RTS. CLAIMED FROM MARSH CREEK.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-04045B A29-04045C A29-04045D

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

A29-02269D A29-04045 A29-04045B A29-04045C A29-04045D A29-04113 A29-07617 A29-10007 A29-11621 A29-11622

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

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

Audit: 04/05/90 MOBILE3 07/19/94 THOMPSON 03/29/95 POST-STD 04/13/00 CVANDERM

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

SCANNED
MAY 24 2001

Under the provisions of Section 42-243, **Idaho Code**, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), **Idaho Code**. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Emil A. Huskamp

(Name of Claimant)

Star Route, Box 290A, McCammon, Idaho 83250

Telephone No. 254-3695

(Mailing Address)

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) June 18, 1902

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Cottonwood Creek tributary to Marsh Creek

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
Quantity		Use		(Mo., Day)	(Mo., Day)
Quantity	0.26 cfs	Use	Irrigation	Period of Use From 4/1	To 11/1
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.26 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21 Twp. 9S Rge. 36E B.M., County of Bannock

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Rock dam, open ditch, pump and sprinkler system

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 13

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

PROTECTED

MAR 16 2006

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: A29-04113A
Date Received: 4/05/1990
Receipt No: 4006489
Received By: SA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONALD H. WORTHYLAKE 208-254-3152
Address: 9856 SO. MARSH CK. ROAD
MC CAMMON, ID 83250

OR
Name: MURIEL L. WORTHYLAKE 208-254-3152
Address: 9856 SO. MARSH CK. ROAD
MC CAMMON, ID 83250

2. Date of Priority: JUN 18, 1902

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	36E	21	SW	NE	SE		BANNOCK

5. Description of diverting works:
DIVERSION, DITCH & FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.100		

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

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION

A29-04113A

Page 1

Date: 04/05/90

A2904113A



MICROFILMED

NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	36E	22	NW SW		IRR	5.0
Section Acres						5.0
Total Acres						5.0

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:
RTS. CLAIMED FROM MARSH CREEK.

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 X 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): Donald H. Wenzel Date: 5 April 1990

Date: _____

State of Idaho)
County of BANNOCK) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of APR 19 90

Seal

Donald E. Luthy
Notary Public
Donald E. Luthy, Notary Public
Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994
My Commission Expires _____

DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

T9S
R36E
Secs. 21-22

T9S
T10S

