

07/31/2002

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

RIGHT NUMBER: 29-10133
NAME AND ADDRESS: LAURETTA M DAVIS
PO BOX 76
DOWNEY ID 83234

CRIS G DAVIS
PO BOX 76
DOWNEY ID 83234

SOURCE: REESE CREEK
SOUTH FORK REESE CREEK
TRIBUTARY: MARSH CREEK
TRIBUTARY: MARSH CREEK

POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM REESE CREEK.

QUANTITY: 0.54 CFS

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: 05/15/1930

POINT OF DIVERSION:

T11S R36E S21 NESE Injection Within BANNOCK County
T11S R36E S22 SENE 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>
IRRIGATION	4/01 11/01	0.540 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	NWSW	15.0

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

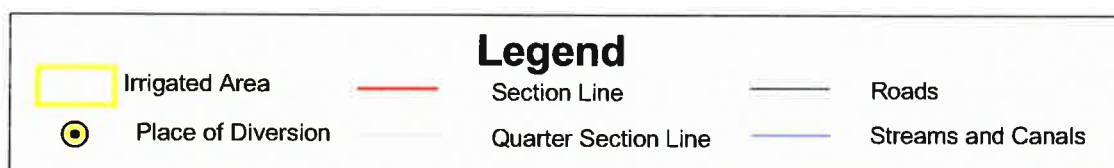
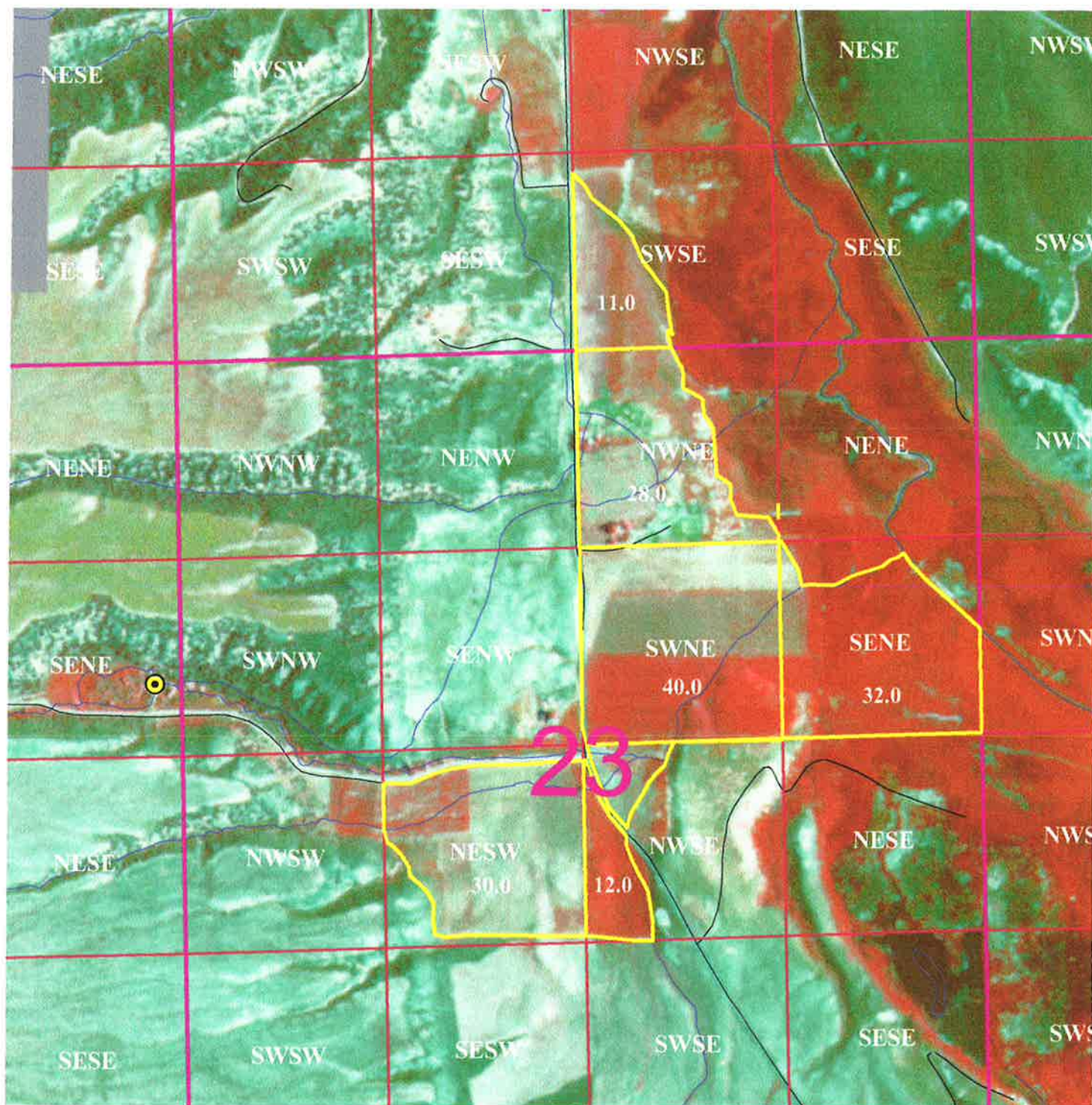
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

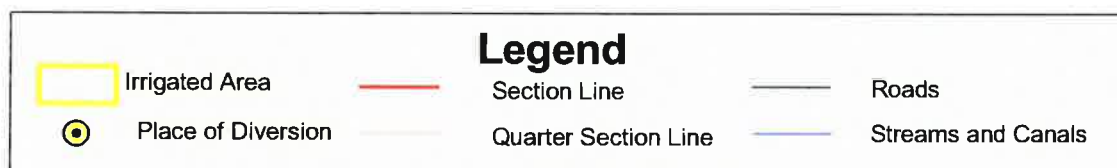
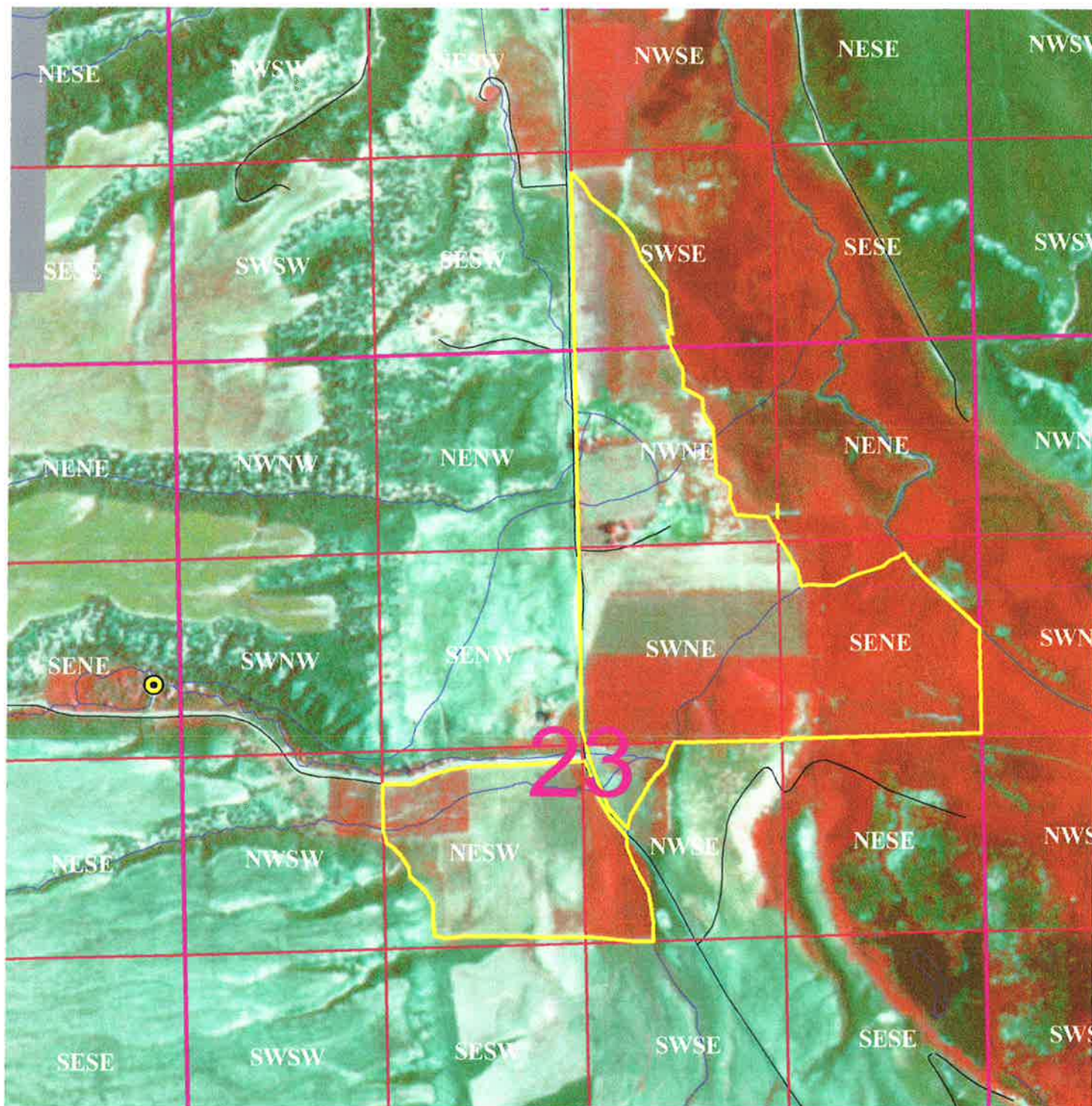
EXPLANATORY MATERIAL: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.
THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 29-512, 29-513,
29-516, 29-517.

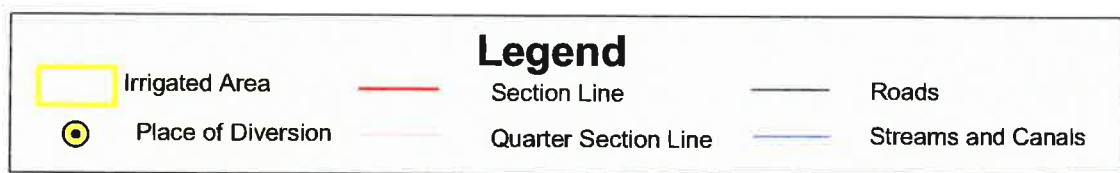
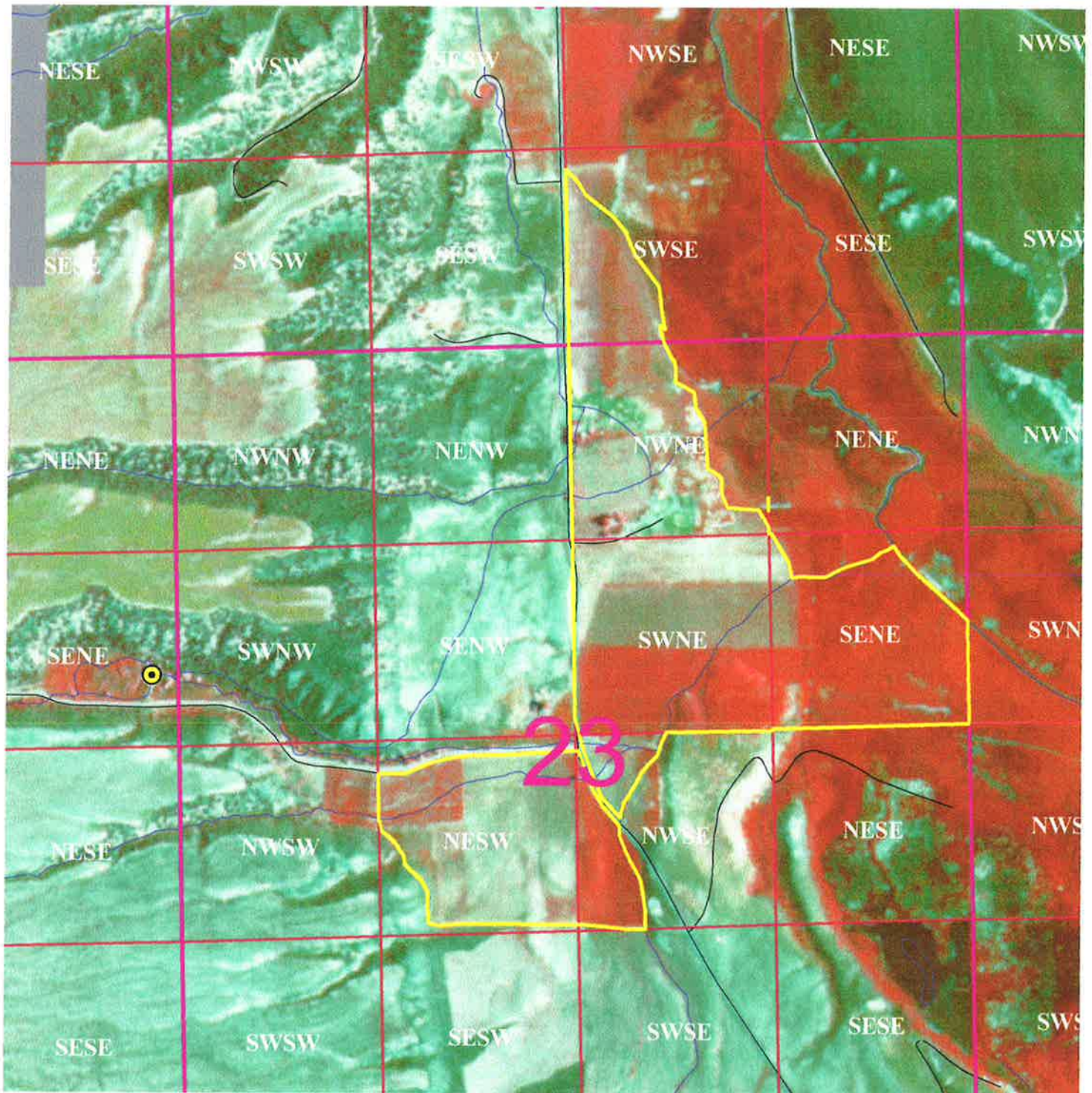
Township , 11S36E



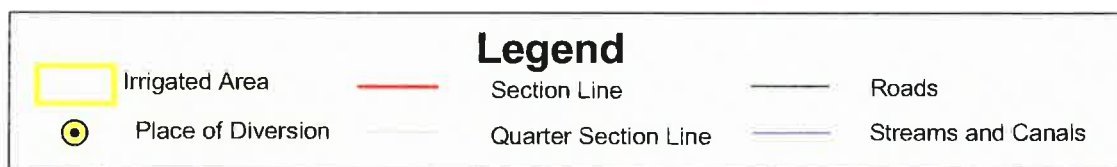
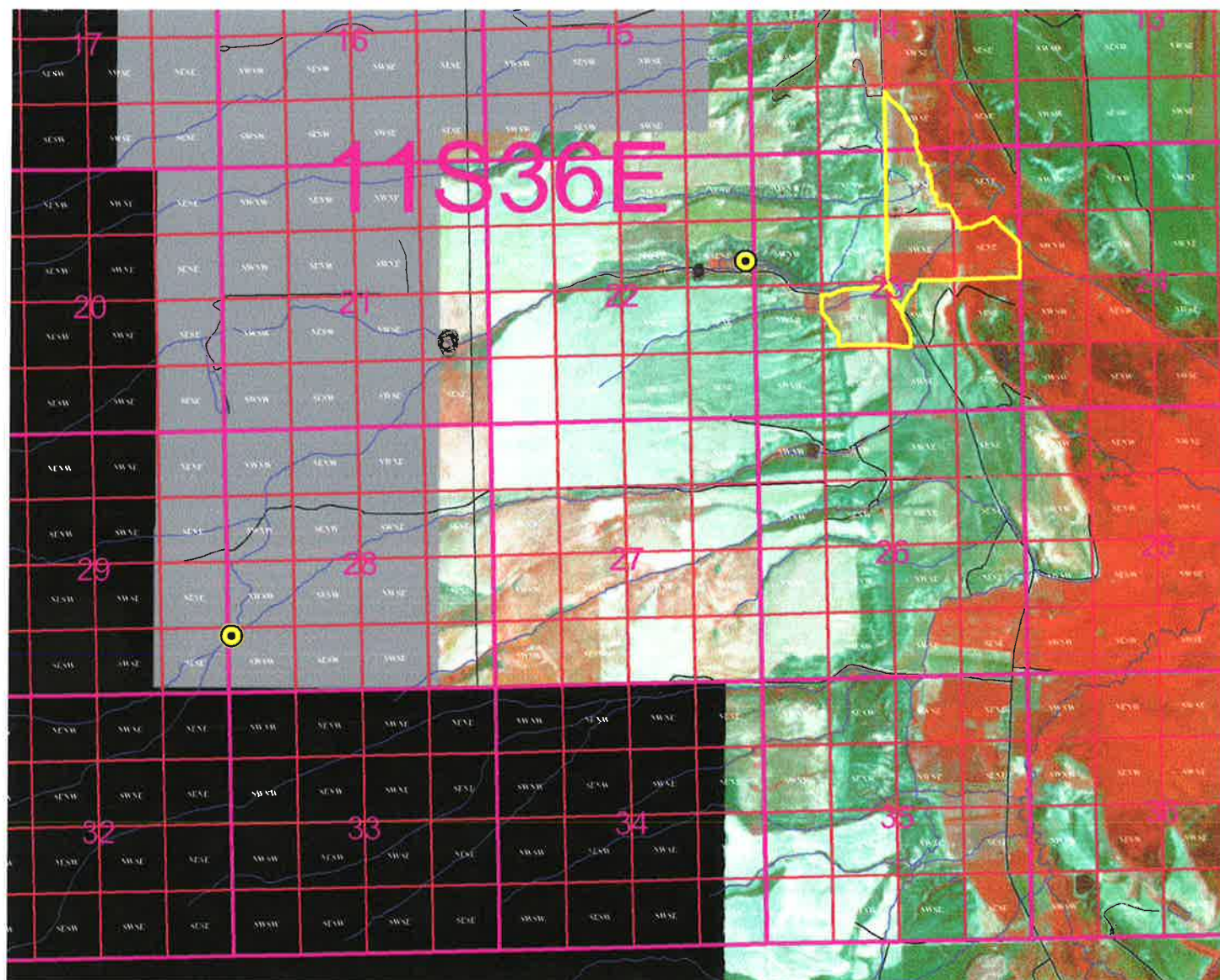
Township , 11S36E



Township , 11S36E



Township , 11S36E



1000 0 1000 2000 Feet



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: 29-10133

LAURETTA M DAVIS

PO BOX 76

DOWNEY ID 83234

Telephone Number: (208) 797-5176 (208) 897-5176

CRIS G DAVIS

PO BOX 76

DOWNEY ID 83234

Telephone Number: (208) 797-5176 (208) 897-5176

Cancelled
3/28/03
JC

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:

Please print your name:

Cris G. Davis
Cris G. Davis

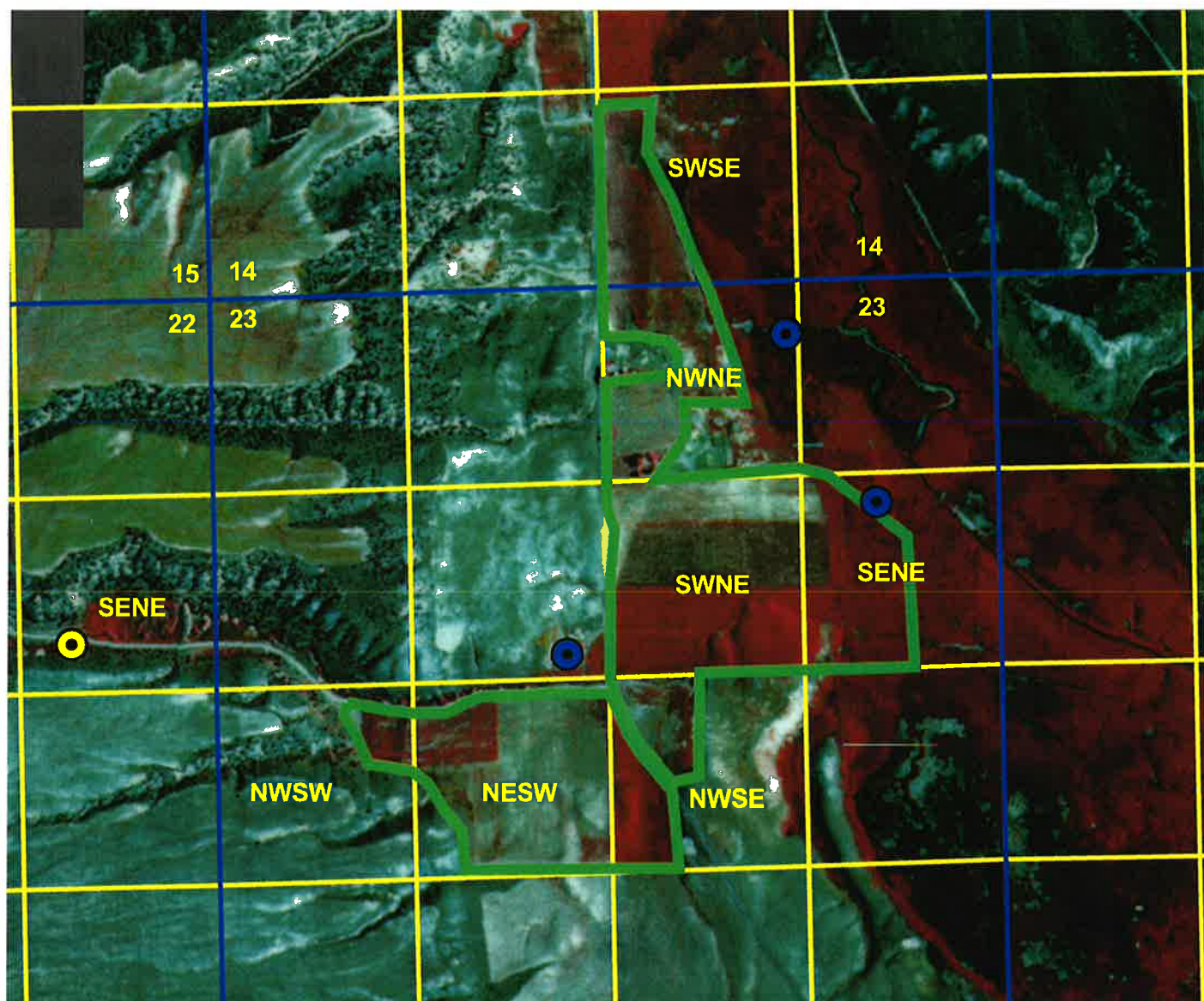
IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

RECEIVED
MAR 11 2003
Idaho Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES

29-520, 29-10131, 29-10133

T11S, R36E SEC. 14, 23



ACRES IRRIGATED- 141



POINT OF DIVERSION



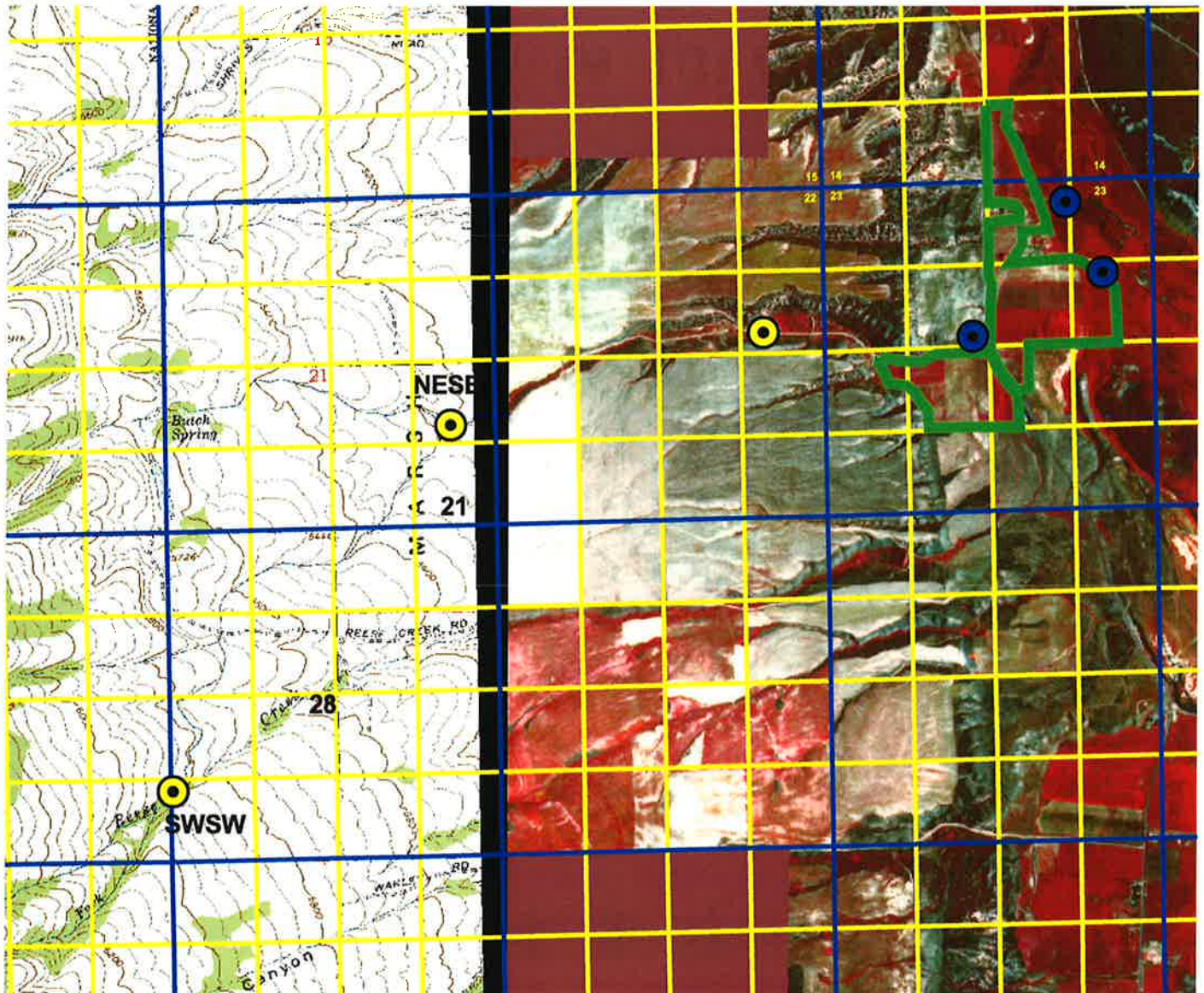
PLACE OF USE

**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

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

9897

FILE NO. 528

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR BANNOCK COUNTY

WILLARD WAKLEY and RAYMOND DAVIS,)

Plaintiffs,)

vs.)

D E C R E E

EDWIN F. DAVIS,)

Defendant.)

This cause came on regularly for hearing before the above entitled court, Hon. Jay L. Downing sitting as judge thereof, without a jury, on the 18th day of May, 1933. The plaintiffs appeared in person and by their attorneys, Jones, Pomeroy & Jones, and the defendant and cross-complainant appeared in person and by his attorneys Merrill & Merrill.

Evidence, both oral and documentary, was submitted for and on behalf of the plaintiffs and defendant, and for and on behalf of the cross-complainant and cross-defendants, briefs having been filed on behalf of the respective parties, the matters having been fully considered, the court having made and filed its findings of fact and conclusions of law, and ordered that judgement be entered accordingly.

NOW, THEREFORE, by reason of the law and the evidence, it is ordered, adjudged and decreed:

That the plaintiff, Willard Wakley is the owner in fee of the following described lands in Bannock County, State of Idaho:

40
30
40
160
The South Half of the North Half of the Northeast Quarter and the South Half of the Northeast Quarter of Section 23, and the Southwest Quarter of the Northwest Quarter of Section 24, in Township 11, South of Range 36, East of the Boise Meridian, Idaho, containing 160 acres.

Together with all appurtenances thereunto belonging, or in any way appertaining.

0442

And that he is the owner of the right and entitled to the use and is hereby awarded the right to the use of 39.9 miners inches continuous flow of the waters of Reese Creek with a priority date of 1885, for the irrigation of the above lands, the right to the use of such waters for irrigation purposes to begin on the 1st day of April and end on

the 1st day of November of each year. That he is the owner of the right and entitled to the use and is hereby awarded the right to the use of 7.5 miners inches continuous flow of the waters of Reese Creek for the irrigation of his lands above described, with a priority date of 1885, the right to the use of said 7.5 miners inches to begin the 20th day of April and end on the 1st day of November of each year.

0510 That he is the owner of the right and entitled to the use and is hereby awarded the right to the use of 7.5 miners inches continuous flow of the waters of Reese Creek for the irrigation of said lands with a priority date of 1885, the right to the use of said 7.5 inches last mentioned to begin on June 15th and end on the 1st day of November of each year. That the right to the use of the waters herein awarded to the said plaintiff, Willard Wakley, is appurtenant to the lands above described, said water to be diverted at two points, one point of diversion on the main channel of Reese Creek about three-fourths of a mile West of the center of Section 23, Township 11, South Range 36 E.B.M., and the other point of diversion on the main channel of Reese Creek near the Southwest corner of the lands of Willard Wakley above described.

It is further adjudged and decreed that the right to the use of the waters awarded to Willard Wakley is hereby quieted in him as against the defendant, and that the defendant, his agents and servants, and each of them, are hereby restrained and enjoined from in any manner interfering with said right.

It is further ordered, adjudged and decreed that the plaintiff Raymond Davis is the owner and in possession of a contract of purchase from the Holland Land Company, a corporation, of the following described lands:

40 The North Half of the North Half of the Northeast Quarter of
40 Section 23; the Southeast Quarter of the Southeast Quarter;
40 Southwest Quarter of the Southeast Quarter; Northwest Quarter
40 of the Southeast Quarter; Southwest Quarter of the Northeast
Quarter of Section 14, Township 11, South Range 36 East Boise
Meridian.

Together with all appurtenances thereunto belonging, or in any way appertaining.

And that he is the owner of the right and entitled to the use and
0511 is hereby awarded the right to the use of 16 miners inches continuous
flow of the waters of Reese Creek with a priority date of 1885, and
0512 one miners inch continuous flow of the waters of Reese Creek with a
0513 priority date of May 15th, 1927, and two miners inches continuous
flow of the waters of Reese Creek with a priority date of May 15th,
1928, for the irrigation of his said lands above described, the right
to the use of said 19 miners inches of water to begin on the 1st day
of April and end on the 1st day of November of each year. That he is
the owner of the right and entitled to the use and is hereby awarded
0514 the right to the use of 12 miners inches continuous flow of the waters
of Reese Creek with a priority date of 1885 for the irrigation of his
said lands above described, the right to the use of said 12 miners
inches to begin on the 20th day of April and end on the 1st day of
November of each year. That he is the owner of the right and entitled
0515 to the use and is hereby awarded the right to the use of 2 miners inches
continuous flow of the waters of Reese Creek with a priority date of
1885, for the irrigation of his said lands above described, the right
to the use of said last mentioned two miners inches to begin on the
15th day of June and end on the 1st day of November of each year. That
he is the owner of the right and entitled to the use and is hereby
0516 awarded the right to the use of 9 miners inches continuous flow of the
waters of Reese Creek with a priority of May 15th, 1930, for the irri-
gation of said lands, the right to the use of said last mentioned 9
inches to begin on the 1st day of April and end on the 1st day of
November of each year. That the right to the use of the waters herein
awarded to said plaintiff Raymond Davis is appurtenant to the lands
above described. That the point of diversion of the waters herein a-
warded to Raymond Davis is at a point on Reese Creek about three-fourths
of a mile West of the center of Section 23, Township 11, South Range
36 E.B.M.

It is further adjudged and decreed that the right to the use of

the waters herein awarded to Raymond Davis is quieted in him as against the defendant Edwin Davis, and that the defendant, his agents and servants, and each of them, are hereby restrained and enjoined from in any manner interfering with said right.

It is further ordered, adjudged and decreed that the cross-complainant and defendant, Edwin F. Davis is the owner of the following described lands:

The East Half of the Southwest Quarter of Section 14, The East Half of the Northwest Quarter of Section 23, Township 11, South Range 36 E.B.M., in Bannock County, Idaho.

0517 And that he is the owner of the right and entitled to the use and is hereby awarded the right to the use of 15 miners inches continuous flow of the waters of Reese Creek with a priority date of June 15th, 1928, for the irrigation of his said lands, the right to the use of such waters for irrigation purposes to begin on the 1st day of April and end on the 1st day of November of each year. That the right to the use of the waters herein awarded to the said Edwin F. Davis is appurtenant to his lands above described, said waters to be diverted from the main channel of Reese Creek at a point three-fourths of a mile West of the center of Section 23, Township 11, South, Range 36 E.B.M.

It is further adjudged and decreed that the right to the use of the waters awared to Edwin F. Davis is hereby quieted in him as against the plaintiffs, and that the plaintiffs, their agents and servants, and each of them, are hereby restrained and enjoined from in any manner interfering with said right.

0518 It is further ordered, adjudged and decreed that the plaintiffs Willard Wakley and Raymond Davis are hereby awarded during the non-irrigation season, for domestic and culinary purposes the right to the use of all the waters from the North Fork of Reese Creek, the same to be taken through the upper ditch of the plaintiffs which passes through the defendants premises, provided that the defendant shall have the right to the use of such portion of said water without diverting the same from the plaintiffs ditch as is reasonably necessary for domestic

and culinary purposes of the defendant, and provided further that the defendant's use does not deprive the plaintiffs of sufficient water for their domestic and culinary purposes, and that from February 1st of each year until the 1st day of April of each year not more than ten inches of the waters of the North Fork of Reese Creek shall be diverted into the said ditch for domestic and culinary purposes, and that the defendant is entitled to the remainder of such water for storage purposes in defendant's reservoir below the point where the water is diverted for domestic purposes.

0519

0520

It is further adjudged and decreed that the cross-complainant Edwin F. Davis, during the non-irrigation of each year is entitled to the use of the waters of the South Fork of Reese Creek for storage purposes the same to be diverted from the South Fork of Reese Creek at a point where the same is now being diverted within Section Twenty (20), Township Eleven (11) South Range Thirty-six (36) E.B.M. provided that between February 15th and 1st day of April of each year the cross-complainant Edwin F. Davis shall have the right to the use of the waters of the South Fork of Reese Creek for culinary and domestic purposes, which water may be conducted through the plaintiffs upper ditch and diverted therefrom to the residence of the defendant.

It is further ordered and adjudged that the plaintiffs, Willard Wakley and Raymond Davis, and the defendant and cross-complainant, Edwin F. Davis, shall install appropriate measuring devices at their own respective costs for the measuring and diversion of the waters herein awarded to each.

DONE IN OPEN COURT, this 12 day of March, 1934.

Jay L. Downing
District Judge

FILED
Grace L. Hall
Clerk, Auditor & Recorder
Bannock County, Idaho
Anna Keefe, Deputy
Mar 13 1934 3 38 PM
Book 11 of Judgments page 528.

TITLE
OF
CASE

Willard Wakely and Raymond Davis

vs.

Edwin F. Davis

SOURCE Reese Creek

PAGE

WATER DIST. 29H

COUNTY Bannock

JUDICIAL DIST. 5th

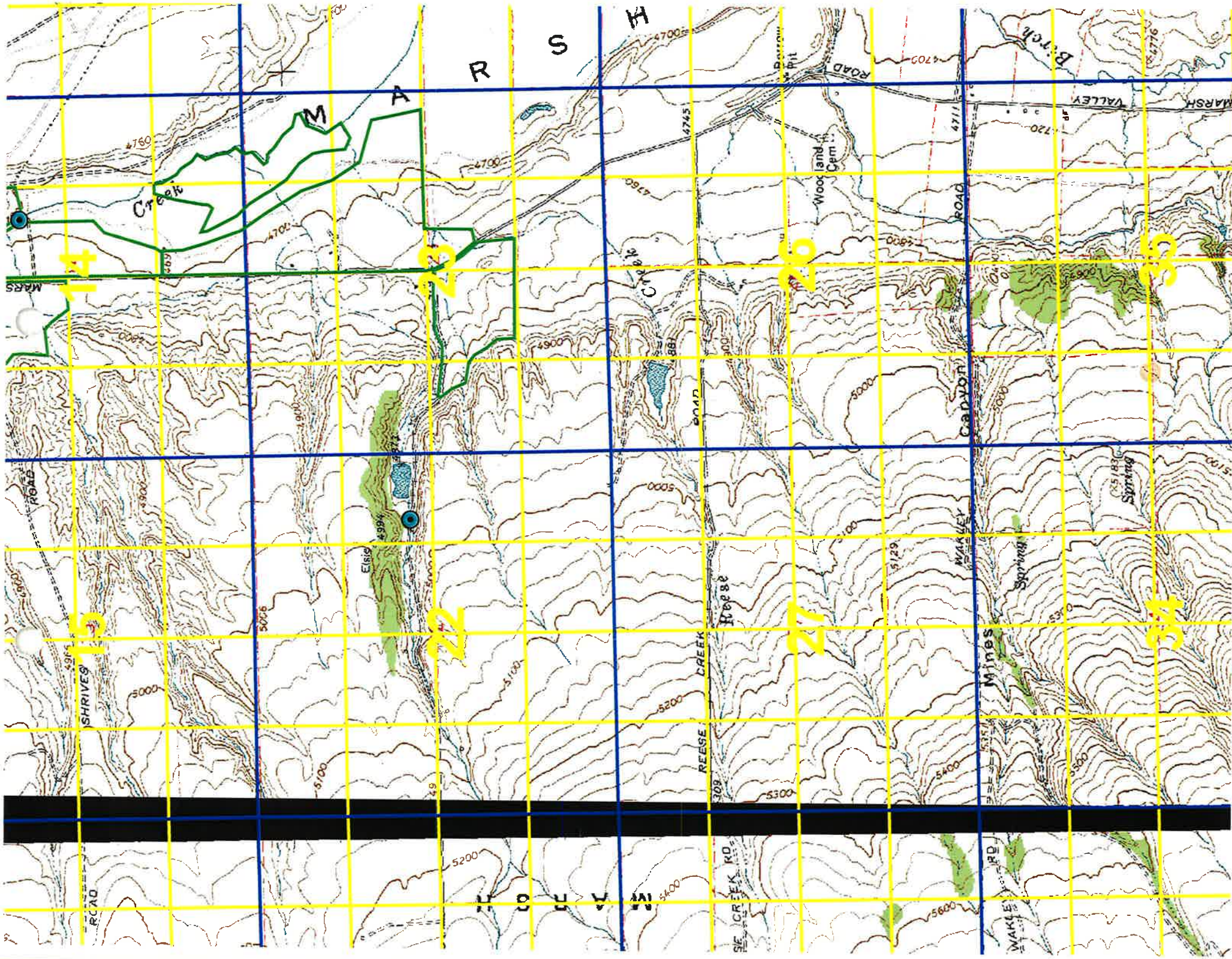
JUDGE Jay L. Downing

DATE OF DEGREE 3/12/34

RECORDED

IN BOOK NO. AT PAGE NO. FILE NO. 29

PN.	DN.	DECEED OWNER	NAME	PRESENT OWNER	AMT. INCHES SEC. FT.	PRIORITY	DIVERSION				REMARKS, LAND TO BE IRRIGATED, ETC.	C.T.
							SUBDIV.	SEC.	TWP.	R.G.		
29-0442		Willard Wakely			0.798	1885	3/4 mile west center	36	11S	36E	SW1/4NE1/4, SW1/4NE1/4, Sec. 23; SW1/4NW1/4, Sec. 24; T11S, R36E 4-1 to 11-1	
29-0509		"			0.15	1885	and near SW corner of land				" " " " 4-20 to 11-1	
29-0510		"			0.15	1885					" " " " 6-15 to 11-1	
29-0511		Raymond Davis			0.32	1885	3/4 mile West center	23	11S	36E	N1/4NE1/4, Sec. 23; S1/4SE1/4, NW1/4SE1/4, SW1/4NE1/4, Sec. 14; T11S, R36E 4-1 to 11-1	
29-0514		"			0.24	1885	"				" " " " 4-20 to 11-1	
29-0515		"			0.04	1885	"				" " " " 6-15 to 11-1	
29-0518		Willard Wakely	N. Fk.		Domestic						Edwin F. Davis to use water also Domestic use during winter not to exceed 10" 2-1 to 4-1	
29-0512		Edwin F. Davis & Raymond Davis					3/4 mile West center	23	11S	36E	N1/4NE1/4, Sec. 23; S1/4SE1/4, NW1/4SE1/4, SW1/4NE1/4, Sec. 14; T11S, R36E 4-1 to 11-1	
29-0517		Raymond Davis			0.02	5-15-27	"				" " " " " " " "	
29-0517		"			0.04	5-15-28	"				" " " " " " " "	
29-0517		Edwin F. Davis			0.30	6-15-28	"				E1/4SW1/4, Sec. 14; E1/4NW1/4, Sec. 23; T11S, R36E 4-1 to 11-1	
29-0516		Raymond Davis	N. Fk.		0.18	5-15-30	"				N1/4NE1/4, Sec. 23; S1/4SE1/4, NW1/4SE1/4, SW1/4NE1/4, Sec. 14; T11S, R36E 4-1 to 11-1	
29-0519		Edwin F. Davis			Storage						Store balance of water	
29-0520		"	S. Fk.		"		20	11S	36E		Storage	



WR5809NP
No. 29-00516

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/09/01
PAGE: 9

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RAYMOND DAVIS	05/15/1930	IRRIGATION	04/01 11/01	0.180 CFS	
TOTAL DIVERSION:					0.180 CFS	

Water Source: REESE CREEK

Tributary to: MARSH CREEK

Stage: DECREED

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			
11S	36E	14	:				I	:					:					:			I	I	I	:	
11S	36E	23	:	I		I		:					:					:						:	

Pou County: BANNOCK

Remarks: GEN P/D & P/U INCOMPLETE.

Dates:	App. Received:	Priority Date:	05/15/1930
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc:	Water District Number:	Field Exam Fee:
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Audit:	06/03/85	05/22/88 CONVERT	02/06/98 CLEARFLD
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SCANNED
MAY 31 2001

WR5809NP
No. 29-00517

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/09/01
PAGE: 10

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EDWIN F. DAVIS	06/15/1928	IRRIGATION	04/01 11/01	0.300 CFS	
TOTAL DIVERSION:					0.300 CFS	

Water Source: REESE CREEK

Tributary to: MARSH CREEK

Stage: DECREED

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
11S	36E 14	:		:		:		:		:		:		:		:		
11S	36E 23	:		:		:	I	:		:	I	:		:		:		

Pou County: BANNOCK

Remarks: GEN P/D & P/U INCOMPLETE.
SEE DECREE FOR P/D LOCATION.

Dates:	App. Received:	Priority Date:	06/15/1928
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: Field Exam Fee:

Audit: 06/03/85 05/22/88 CONVERT

WR5809NP
No. 29-00512

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/09/01
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RAYMOND DAVIS	05/15/1927	IRRIGATION	04/01 11/01	0.020 CFS	
TOTAL DIVERSION:					0.020 CFS	

Water Source: REESE CREEK

Tributary to: MARSH CREEK

Stage: DECREED

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
11S	36E	14	:					I													
11S	36E	23	:	I		I												I	I	I	

Pou County: BANNOCK

Remarks: GEN P/D & P/U INCOMPLETE.

Dates:	App. Received:	Priority Date:	05/15/1927
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc:	Water District Number:	Field Exam Fee:
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Audit:	06/03/85	05/22/88 CONVERT	02/06/98 CLEARFLD
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WR5809NP
No. 29-00513

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/09/01
PAGE: 6

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RAYMOND DAVIS	05/15/1928	IRRIGATION	04/01 11/01	0.040 CFS	
TOTAL DIVERSION:					0.040 CFS	

Water Source: REESE CREEK

Tributary to: MARSH CREEK

Stage: DECREED

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
11S	36E	14	:					I												:	
11S	36E	23	:	I		I												I	I	I	:

Pou County: BANNOCK

Remarks: GEN P/D & P/U INCOMPLETE.

Dates:	App. Received:	Priority Date:	05/15/1928
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc:	Water District Number:	Field Exam Fee:
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Audit: 06/03/85 05/22/88 CONVERT 02/06/98 CLEARFLD

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s36e	14	SWSE	11	11	
11s36e	23	NWNE	27	28	
11s36e	23	SWNE	40	40	
11s36e	23	SENE	23	32	
11s36e	23	NESW	30	30	
11s36e	23	NWSE	16	12	
Totals:			147	153	

~~the~~
water is diverted from South Reese and
injected into Reese Crk.

Both sources are included on the decree
the final pod in sec 22 SENE
diverts all water into a pipeline for
irrigation.

AJ5809NP
No. A29-10133

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 159

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CRIS G DAVIS	05/15/1930	IRRIGATION	04-01 11-01	0.540 CFS	
C	LAURETTA M DAVIS PO BOX 76 DOWNEY ID 83234 (208) 897-5176					
					TOTAL DIVERSION: CONSUMPTIVE USE:	0.540 CFS 374.00 AFA

Water Source: REESE CREEK
REESE CREEK, SOUTH FORK

Tributary to: MARSH CREEK
MARSH CREEK

Stage: DECREED

Point(s) of Diversion: T11S R36E S23 S28
SWNW
NWSWSW

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
11S	36E	14	:																	:	
11S	36E	23	:			27	40	23	:					30						:	
																			11	:	11.6
																			16	:	138.0
																			TOTAL ACRES	:	149.6

POU County: BANNOCK

Other Rights: A29-10131/02121/07355

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-10131

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

A29-00442 A29-00509 A29-00510 A29-00511 A29-00512 A29-00513 A29-00514 A29-00515 A29-00516 A29-02219
A29-07355 A29-10131

Remarks: GEN THIS NOTICE IS BASED ON A COMBINATION OF DECREES 29-0512, 29-0513
29-0516, 29-0517.
CHANGED OWNERSHIP 2/5/95/JT/GJT

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

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

Audit: 01/04/90 CARLSEN 07/29/94 THOMPSON 02/06/95 JTHOMPSON 03/29/95 POST-STD
11/01/95 CFRITSCH

February 7, 1995

CRIS/LAURETTA DAVIS
PO BOX 76
DOWNEY ID 83234

Re: Changes in Ownership

Dear Lori:

Your request for Change in Ownership of eight Notices of Claim has been processed and enclosed you will find copies of the Notices showing you as the current owner.

In your letter you also requested copies of the original water rights as we have them recorded. The "Profile Reports" I have enclosed are the original rights as recorded before the commencement of the Snake River Basin Adjudication(SRBA). If you reference the "Remarks" section in Notices #A29-10131 and #A29-10133 you will see what decreed rights were combined in in those rights.

Please do not hesitate to contact this office if you have any questions regarding this matter.

Sincerely,

Gregory J. Taylor
Sr. Water Agent, Adjudications

Enclosures: copies of SRBA Claims and Profile Reports.

MICROFILMED
NOV 13 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 11-22-93

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, _____ 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.

Refer to warranty deed attached

☐ 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)

☐ Water Right Number(s)

Assigned by IDWR:

A29-10133 priority 05/15/30

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

Glade Davis

21128 South Marsh Valley Road

Downey, ID 83234

☐ New Owner/Claimant
(Purchaser):

Cris G or Laretta M. Davis

☐ New Mailing Address:

P.O. Box 76

Downey, ID 83234

☐ New Telephone Number:

(208) 897 - 5176

☐ 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:

☐ Attach proof of
ownership, describe

proof attached:

Recorded warranty deed

(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)

Cris G. Davis

Date 1-31-95

Date

☐ Signature of Former
Owner/Claimant(s):

Date

Date

(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: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

SCANNED

MAY 21 2004

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: A29-10133
Date Received: 1/04/1990
Receipt No: 8012123
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GLADE H. DAVIS 208-897-5500
Address: 21128 SOUTH MARSH CREEK RD.
DOWNEY, ID 83234

OR
Name: JANE DAVIS 208-897-5500
Address: 21128 SOUTH MARSH CREEK RD.
DOWNEY, ID 83234

2. Date of Priority: MAY 15, 1930

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	36E	23		SW	NW		BANNOCK
		28	NW	SW	SW		BANNOCK

5. Description of diverting works:
OPEN DITCH, GRAVITY FLOW PIPELINE AND IRRIGATION SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.540		

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

8. Total consumptive use is 374.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A29-10133

Page 1

Date: 01/04/90

A2910133



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NOV 16 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	36E	14	SW	SE		IRR	11.6
					Section Acres		11.6
		23	NW	NE		IRR	27.2
			SW	NE		IRR	40.0
			SE	NE		IRR	23.6
			NE	SW		IRR	30.8
			NW	SE		IRR	16.4
					Section Acres		138.0
					Total Acres		149.6

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:
A29-10131/02121/07355

14. Remarks:
THIS NOTICE IS BASED ON A COMBINATION OF DECREES 29-0512, 29-0513
29-0516, 29-0517.

15. Basis of Claim: DECREED
Case Number: 526
Court :
Decree date: 3/12/1934

WILLARD WAKLEY & RAYMOND DAVIS
Decree Plaintiff

vs

EDWIN F. DAVIS
Decree Defendant

16. Signature(s)

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

Number of attachments: 0

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

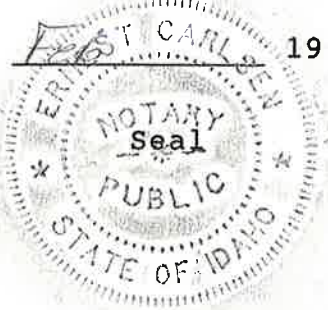
Signature of Claimant(s): Shane H. Jarvis Date: Feb 21, 1990

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 21 day
of Feb 19 90

Ernest Carlson
Notary Public



Residing at Shale Falls ID
My Commission Expires 6-14-1994

A. ROOT WATER RIGHT NUMBERS: A29-10133

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11S	36E	14	SW	SE		DAVIS, CRIS G	A29-10133 / 11.6	- /	41.0		
			SW	SE		DAVIS, CRIS G	A29-10131 / 11.6	- /			
			SW	SE		DAVIS, CRIS G	A29-07355 /	29-07355 / 11.0			
			SW	SE		DAVIS, RAYMOND		29-00511 /			
			SW	SE		DAVIS, RAYMOND		29-00512 /			
			SW	SE		DAVIS, RAYMOND		29-00513 /			
			SW	SE		DAVIS, RAYMOND		29-00514 /			
			SW	SE		DAVIS, RAYMOND		29-00515 /			
			SW	SE		DAVIS, RAYMOND		29-00516 /			
11S	36E	23	NW	NE		DAVIS, CRIS G	A29-10133 / 27.2	- /	39.0		
			NW	NE		DAVIS, CRIS G	A29-10131 / 27.2	- /			
			NW	NE		DAVIS, CRIS G	A29-07355 / 2.0	29-07355 / 2.0			
			NW	NE		DAVIS, CRIS G	A29-10130 /	- /			
			NW	NE		DAVIS, LAURETTA M	29-10130 /	- /			
			NW	NE		WAKLEY, WILLARD		29-00442 /			
			NW	NE		WAKLEY, WILLARD		29-00509 /			
			NW	NE		WAKLEY, WILLARD		29-00510 /			
			NW	NE		DAVIS, RAYMOND		29-00511 /			
			NW	NE		DAVIS, RAYMOND		29-00512 /			
			NW	NE		DAVIS, RAYMOND		29-00513 /			
			NW	NE		DAVIS, RAYMOND		29-00514 /			
			NW	NE		DAVIS, RAYMOND		29-00515 /			
			NW	NE		DAVIS, RAYMOND		29-00516 /			
			NW	NE		DAVIS, NELSON F.		29-02121 / 20.0			
11S	36E	23	SW	NE		DAVIS, CRIS G	A29-10133 / 40.0	- /	39.0		
			SW	NE		DAVIS, CRIS G	A29-10131 / 40.0	- /			
			SW	NE		WAKLEY, WILLARD		29-00442 /			
			SW	NE		WAKLEY, WILLARD		29-00509 /			
			SW	NE		WAKLEY, WILLARD		29-00510 /			
			SW	NE		DAVIS, NELSON F.		29-02121 / 40.0			
11S	36E	23	SE	NE		DAVIS, CRIS G	A29-10133 / 23.6	- /	38.0		
			SE	NE		DAVIS, CRIS G	A29-07355 / 2.0	29-07355 / 2.0			
			SE	NE		DAVIS, LAURETTA M	A29-02219 / 14.0	- /			
			SE	NE		DAVIS, CRIS G	A29-10131 / 23.6	- /			
			SE	NE		WAKLEY, WILLARD		29-00442 /			
			SE	NE		WAKLEY, WILLARD		29-00509 /			
			SE	NE		WAKLEY, WILLARD		29-00510 /			
			SE	NE		DAVIS, NELSON F.		29-02121 / 20.0			
11S	36E	23	NE	SW		DAVIS, CRIS G	A29-10133 / 30.8	- /	39.0		
			NE	SW		DAVIS, CRIS G	A29-10131 / 30.8	- /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NE	SW		DAVIS, EDWIN F.		29-02561 / 28.0			
11S	36E	23	NW	SE		DAVIS, CRIS G	A29-10133 / 16.4	- /		19.0	
			NW	SE		DAVIS, CRIS G	A29-10131 / 16.4	- /			
ADDITIONAL POU FOUND											

TOTAL ACRES	A29-10133	149.60	215.00
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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
A29-10133	REESE CREEK	DAVIS, CRIS G	0.540	0.003		
	REESE CREEK, SOUTH FORK					
A29-02219	MARSH CREEK	DAVIS, LAURETTA M	2.500	0.018		
A29-07355	SPRINGS	DAVIS, CRIS G	0.800	0.020		
A29-10131	REESE CREEK	DAVIS, CRIS G	1.700	0.011		
	REESE CREEK, SOUTH FORK					
	SPRINGS					
	UNNAMED STREAMS					

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A29-07355	STOCKWATER	DAVIS, CRIS G	FROM 01-01 TO 12-31	0.020 CFS	
A29-10130	STOCKWATER	DAVIS, CRIS G	FROM 01-01 TO 12-31	0.090 CFS	
A29-10130	DOMESTIC	DAVIS, CRIS G	FROM 01-01 TO 12-31	0.060 CFS	
29-10130	STOCKWATER	DAVIS, LAURETTA M	FROM 01-01 TO 12-31	0.090 CFS	
29-10130	DOMESTIC	DAVIS, LAURETTA M	FROM 01-01 TO 12-31	0.060 CFS	

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: **A29-10133**
Date Received: 2/21/1990
Receipt No: **E012123**
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: CRIS G DAVIS 208-897-5176
Address: PO BOX 76
DOWNEY ID 83234
OR
Name: LAURETTA M DAVIS 208-897-5176
Address: PO BOX 76
DOWNEY ID 83234

2. Date of Priority: MAY 15, 1930

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	36E	23	SW	NW			BANNOCK
		28	NW	SW	SW		BANNOCK

5. Description of diverting works:
OPEN DITCH, GRAVITY FLOW PIPELINE AND IRRIGATION SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.540		

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

8. Total consumptive use is 374.0 Acre Feet Per Annum.

9. Non-irrigation uses:

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NOV 13 1990

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	36E	14	SW	SE		IRR	11.6
						Section Acres	11.6
		23	NW	NE		IRR	27.2
			SW	NE		IRR	40.0
			SE	NE		IRR	23.6
			NE	SW		IRR	30.8
			NW	SE		IRR	16.4
						Section Acres	138.0
						Total Acres	149.6

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:
A29-10131/02121/07355

14. Remarks:

THIS NOTICE IS BASED ON A COMBINATION OF DECREES 29-0512, 29-0513
29-0516, 29-0517.
CHANGED OWNERSHIP 2/5/95/JT/GJT

15. Basis of Claim: DECREED

Case Number: 526

Court :

Decree date: 3/12/1934

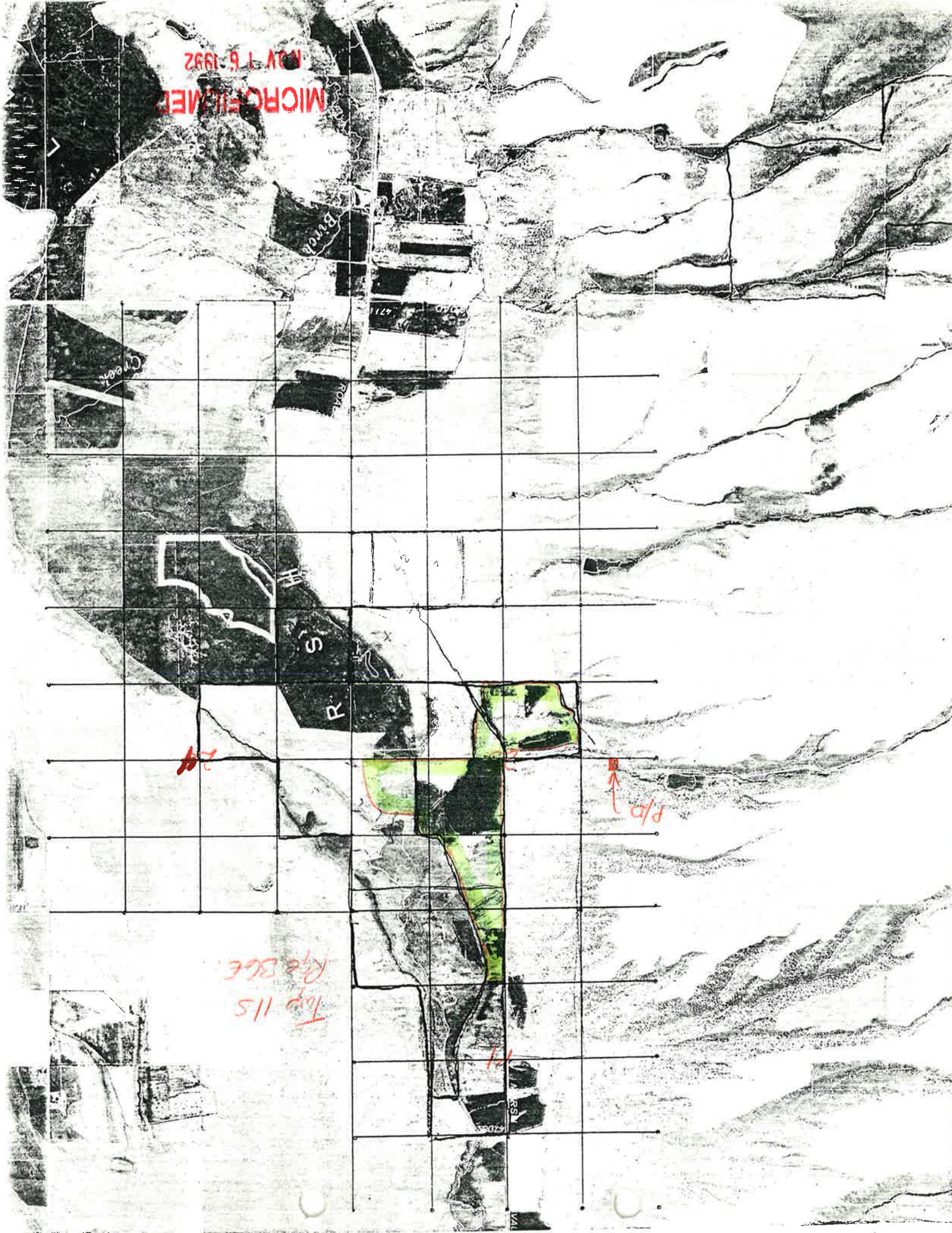
WILLARD WAKLEY & RAYMOND DAVI
Decree Plaintiff

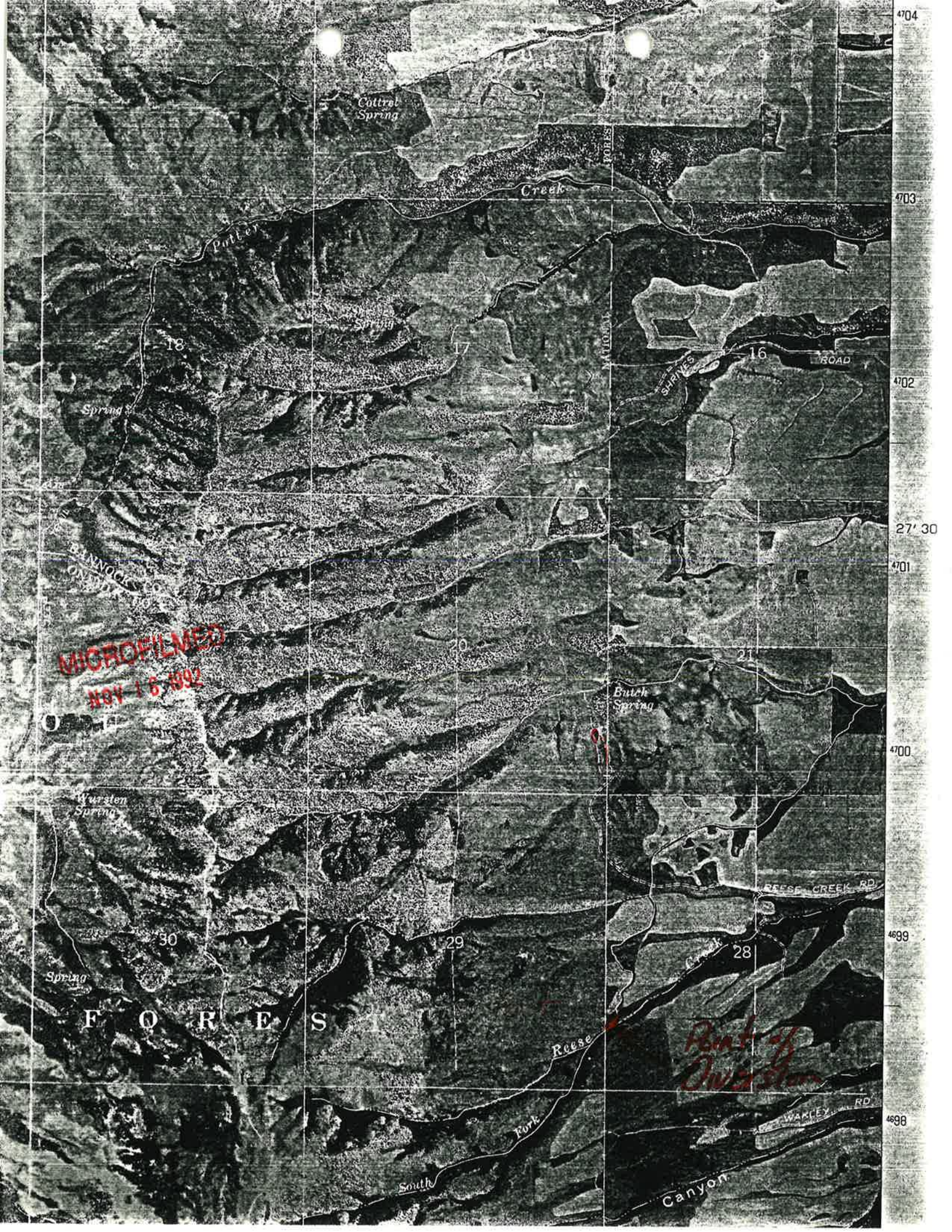
EDWIN F. DAVIS
vs Decree Defendant

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NOV 13 1990

MICROFILMED
NOV 16 1992





Cotton Spring

Creek

18

Spring

16

ROAD

SHRIVES

STANNOCK
ON

MICROFILMED
NOV 16 1992

20

21

Butch Spring

Warden Spring

30

29

28

Spring

F O R E S T

Reese

Point of Overlook

Fork

South

Canyon

WAKLEY RD

4704

4703

4702

27' 30

4701

4700

4699

4698