

10/08/2002

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

RIGHT NUMBER: 29-11495

NAME AND ADDRESS: KATHLEEN M EGAN  
1451 W HAWKINS RD  
ARIMO ID 83214

WILLIAM A EGAN  
1451 W HAWKINS RD  
ARIMO ID 83214

SOURCE: SPRING

TRIBUTARY: MARSH CREEK

QUANTITY: 0.20 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT  
EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 06/01/1884

POINT OF DIVERSION:

T11S R36E S1 NWSWN Within BANNOCK County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER            | 01/01 12/31          | 0.070 CFS       |
| IRRIGATION            | 04/01 10/31          | 0.200 CFS       |

PLACE OF USE: T11S R36E S01 Lot 4 NWNW  
T11S R36E S01 Lot 4 NWNW 10.0

10 ACRES TOTAL

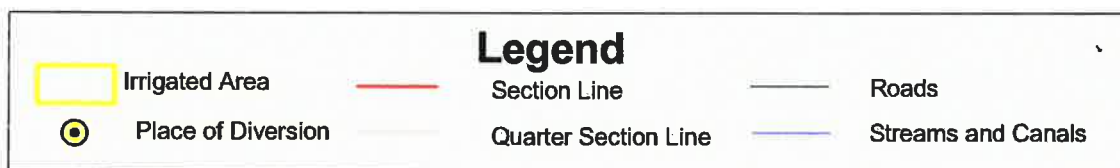
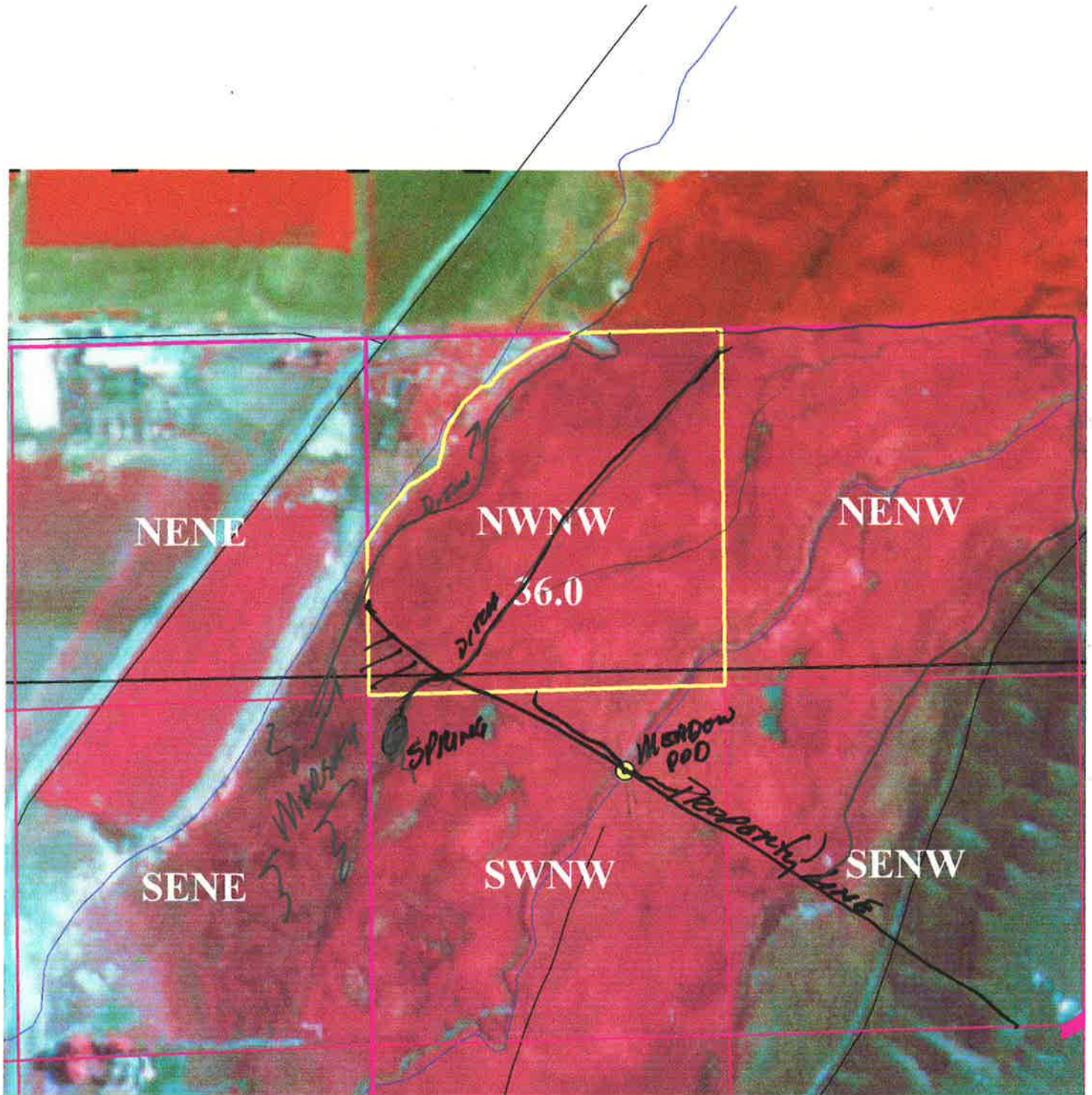
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

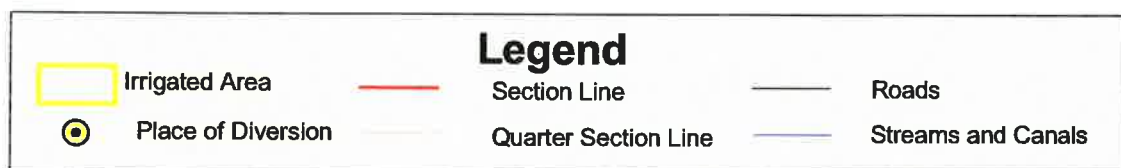
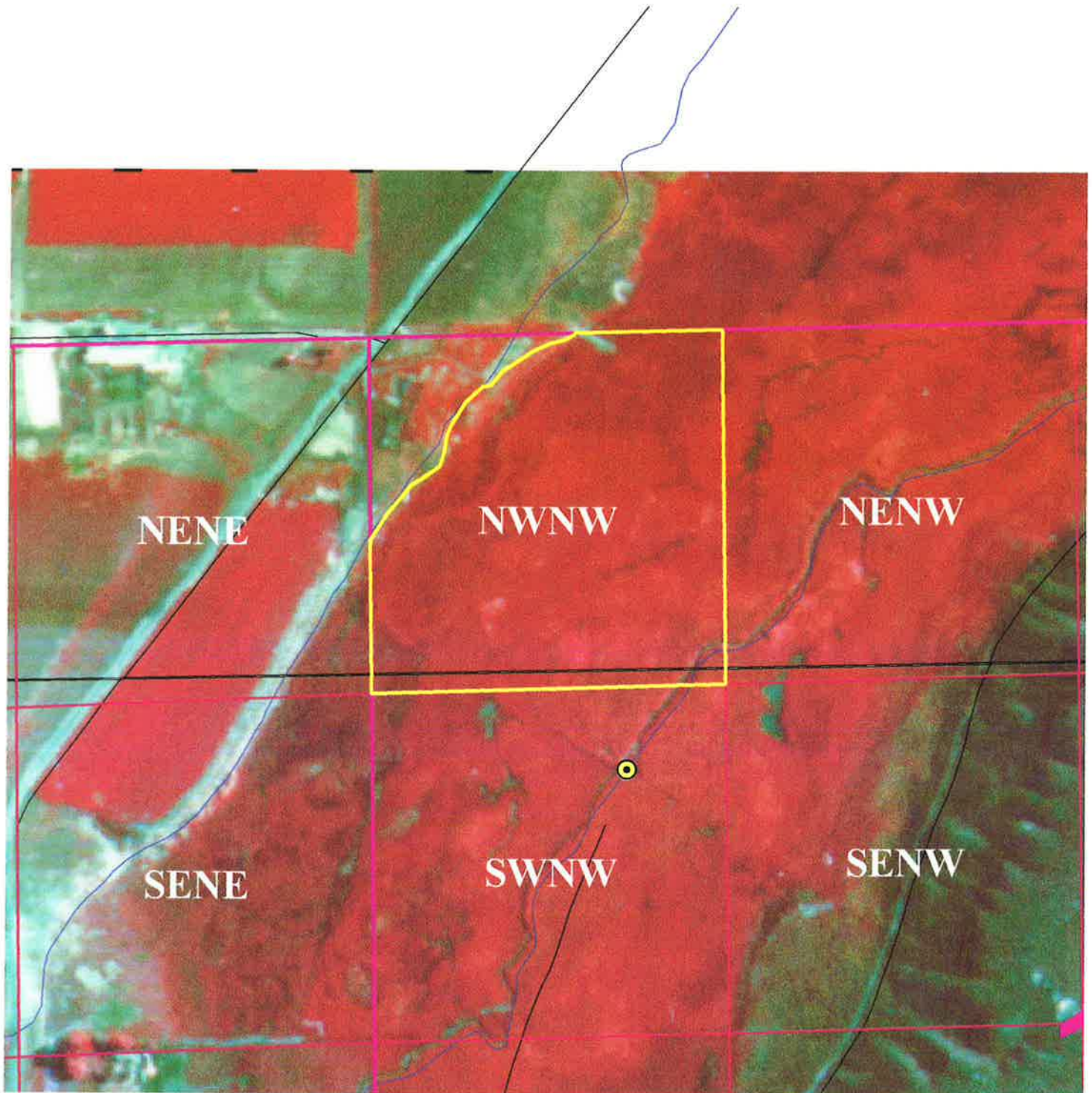
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

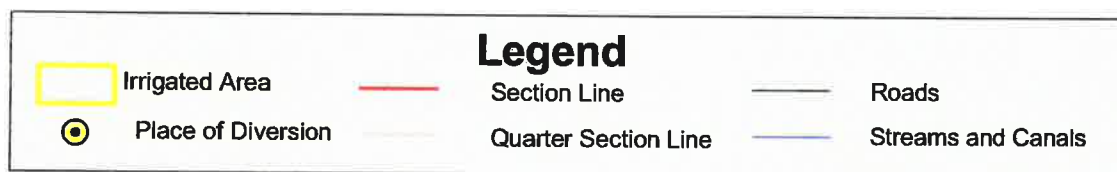
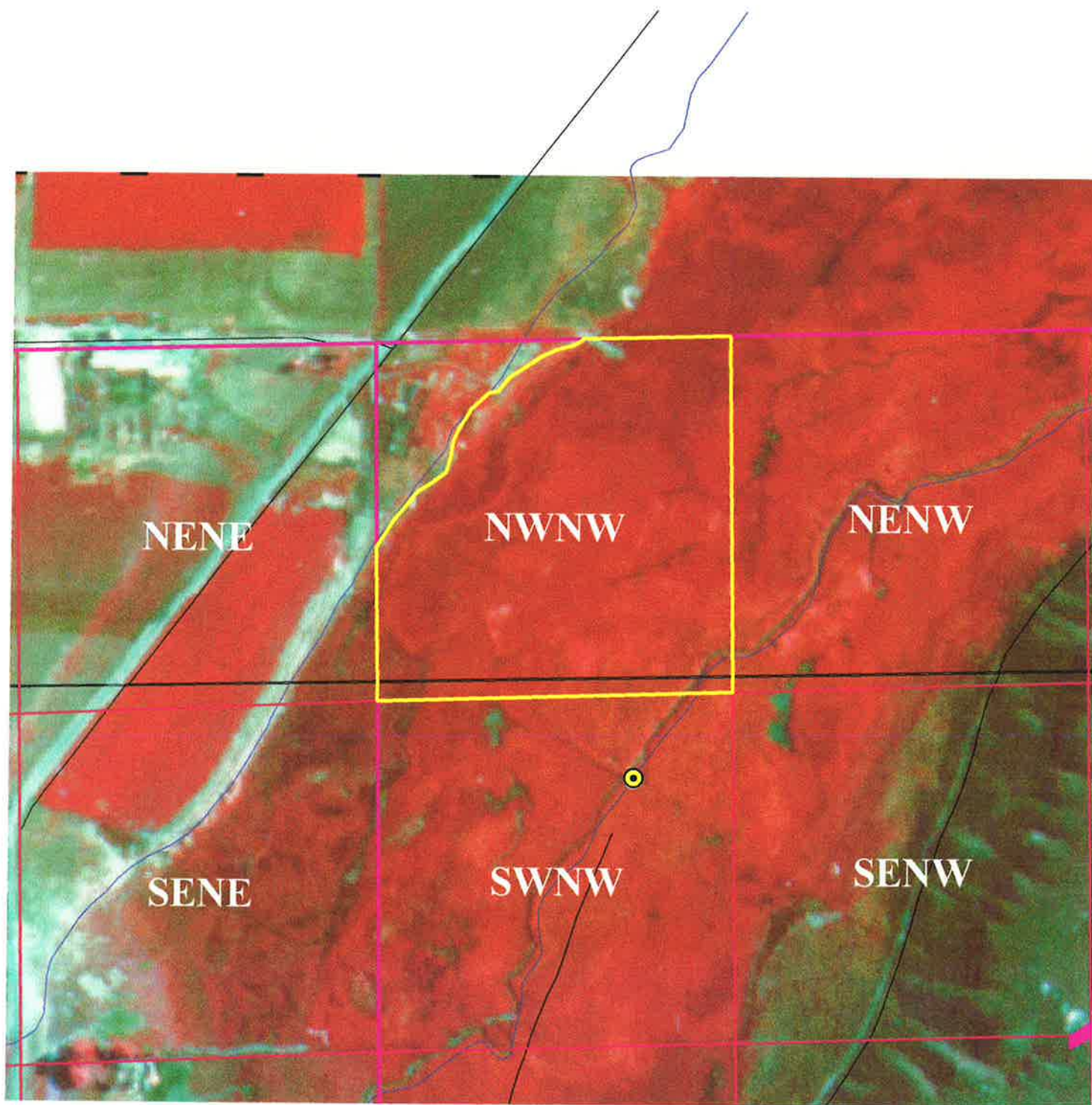
Township , 11S36E



Township , 11S36E



Township , 11S36E



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: 29-11495

KATHLEEN M EGAN  
1451 W HAWKINS RD  
ARIMO ID 83214  
Telephone Number: (208)897-5521

WILLIAM A EGAN  
1451 W HAWKINS RD  
ARIMO ID 83214  
Telephone Number: (208)897-5521

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:

3/13/03

SIGNATURE:

William A Egan

Please print your name: \_\_\_\_\_

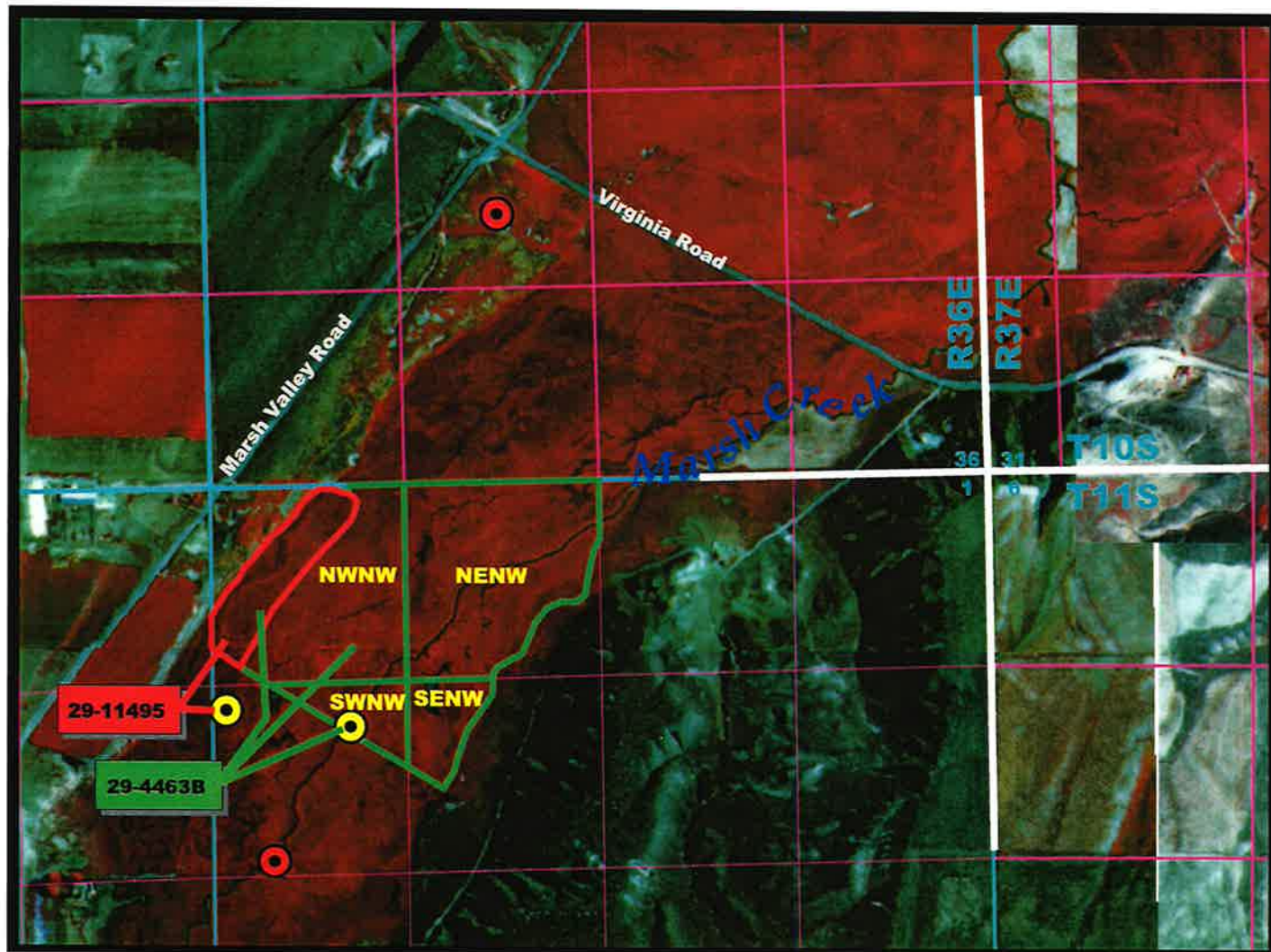
IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161



# State of Idaho

Department of Water Resources

Eastern Region



## Water Right(s):

29-11495

29-4463B

Place of Use: (parts of)  
T11S, R36E Sec. 1 NW

Point(s) of Diversion: T11S, R36E  
Sec. 1 NWSNW (Spring)  
Sec. 1 NESWNW (Marsh Ck)



## LEGEND



Point of Diversion

SESE

Place of Use



Section



Quarter-Quarter

500 0 500 1000 1500 2000 2500 3000 3500 4000 4500 5000 5500 6000 6500 Feet

## Contacts Data Entry Form

| Owner Type | Full Name | Address | City | State | Zip | Phone |
|------------|-----------|---------|------|-------|-----|-------|
|------------|-----------|---------|------|-------|-----|-------|

|               |         |  |  |  |  |  |
|---------------|---------|--|--|--|--|--|
| Current Owner | WM EGAN |  |  |  |  |  |
|---------------|---------|--|--|--|--|--|

Name connector: and ☐, or ☒, and/or ☐

|               |          |  |  |  |  |  |
|---------------|----------|--|--|--|--|--|
| Current Owner | KATHLEEN |  |  |  |  |  |
|---------------|----------|--|--|--|--|--|

|               |  |  |  |  |  |  |
|---------------|--|--|--|--|--|--|
| Current Owner |  |  |  |  |  |  |
|---------------|--|--|--|--|--|--|

Representing Attorney: \_\_\_\_\_ Phone Number: \_\_\_\_\_

Accompanied By: \_\_\_\_\_ Phone Number: \_\_\_\_\_

Relationship to Claimant: \_\_\_\_\_

Date of Field Exam: \_\_\_\_\_ Time: \_\_\_\_\_

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

|  |
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|                              |
|------------------------------|
| 9/26/02 FBI: PCD's AND PCL's |
|                              |
|                              |
|                              |
|                              |
|                              |
|                              |
|                              |
|                              |
|                              |

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_

## Priority Date Data Entry Form

Claim Number: 29-11495

Water Right Priority Date: \_\_\_\_\_ Water Right Basis: \_\_\_\_\_

Claimed Priority Date: 6/01/1884 Claimed Basis: BURecommended Priority Date: " Recommended Basis: "☐ 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:

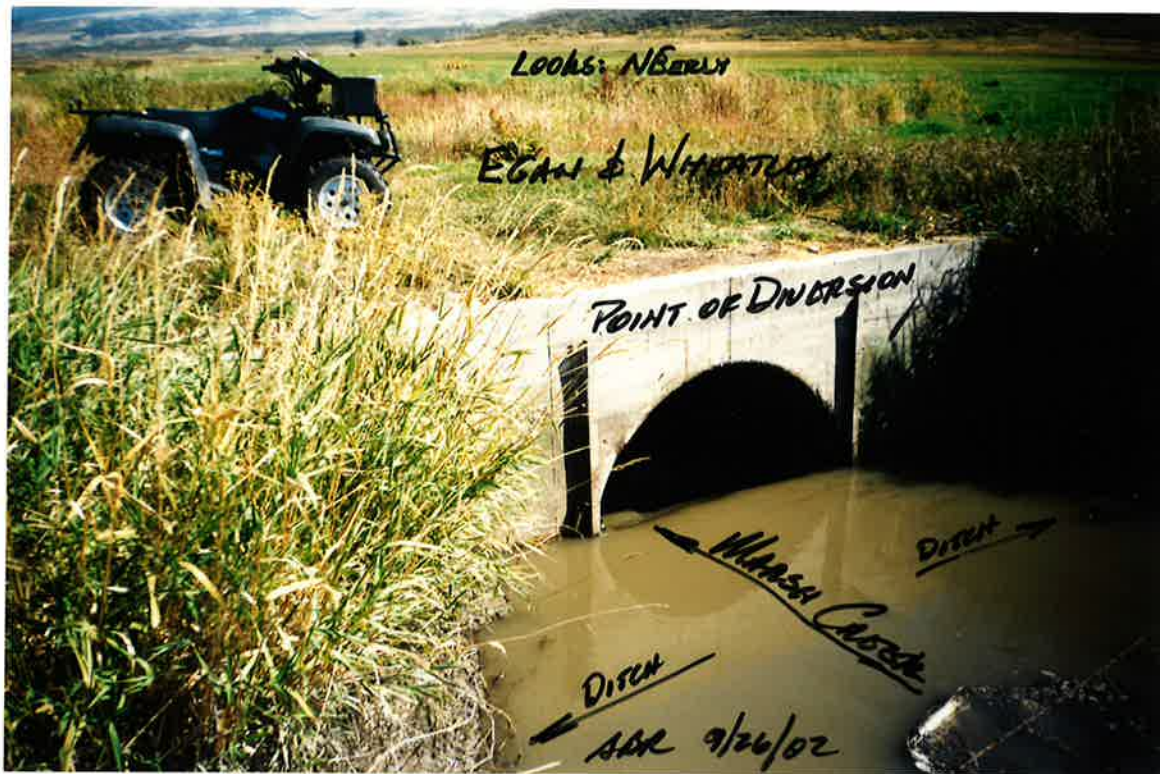
AFFIDAVIT BY CLAIMANT SHOWS 6/01/1884.

ENTRAPPED LENS COULD NOT MEASURED. REMARK  
ON THEIR FORM "OWNER INDICATED SPRING NO  
LONGER FLOWS AND PLANS TO REPLACE WITH A WELL."

9/26/02 KB INDICATED: POOL/SOURCES9/30/02 W/ M. REGAN POOL SURVEDUSBS - CLAIM P/S

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_



29-4463B

EGAN AND WHEATLEY (MEADOW BROOK RANCH) DIVERSION OFF MARSH CREEK



29-11495

Shows THE SOURCE AND CONVEYANCE OF IRRIGATION WATER FOR NIM EGAN'S PROPERTY ( $\pm 10$ ac).

## Point of Diversion and Source Data Entry Form

Claim Number: \_\_\_\_\_

Water Right Point of Diversion: T \_\_\_\_\_, R \_\_\_\_\_, Sec. \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_. County: \_\_\_\_\_

Source: \_\_\_\_\_ Tributary: \_\_\_\_\_

Claimed Point of Diversion: T 115, R 36E, Sec. 1, NW, SW, NW. County: BarnSource: Spring Tributary: Marsh CR

Recommended Point of Diversion: T \_\_\_\_\_, R \_\_\_\_\_, Sec. \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_. County: \_\_\_\_\_

Source: \_\_\_\_\_ Tributary: \_\_\_\_\_

\_\_\_\_\_ Use Claimed POD and Source as Recommended POD and Source

| Twp                    | Rge   | Sec   | Gov Lot | QQQ of QQ of Q | County | Source |
|------------------------|-------|-------|---------|----------------|--------|--------|
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |

Other rights from this POD? \_\_\_\_\_

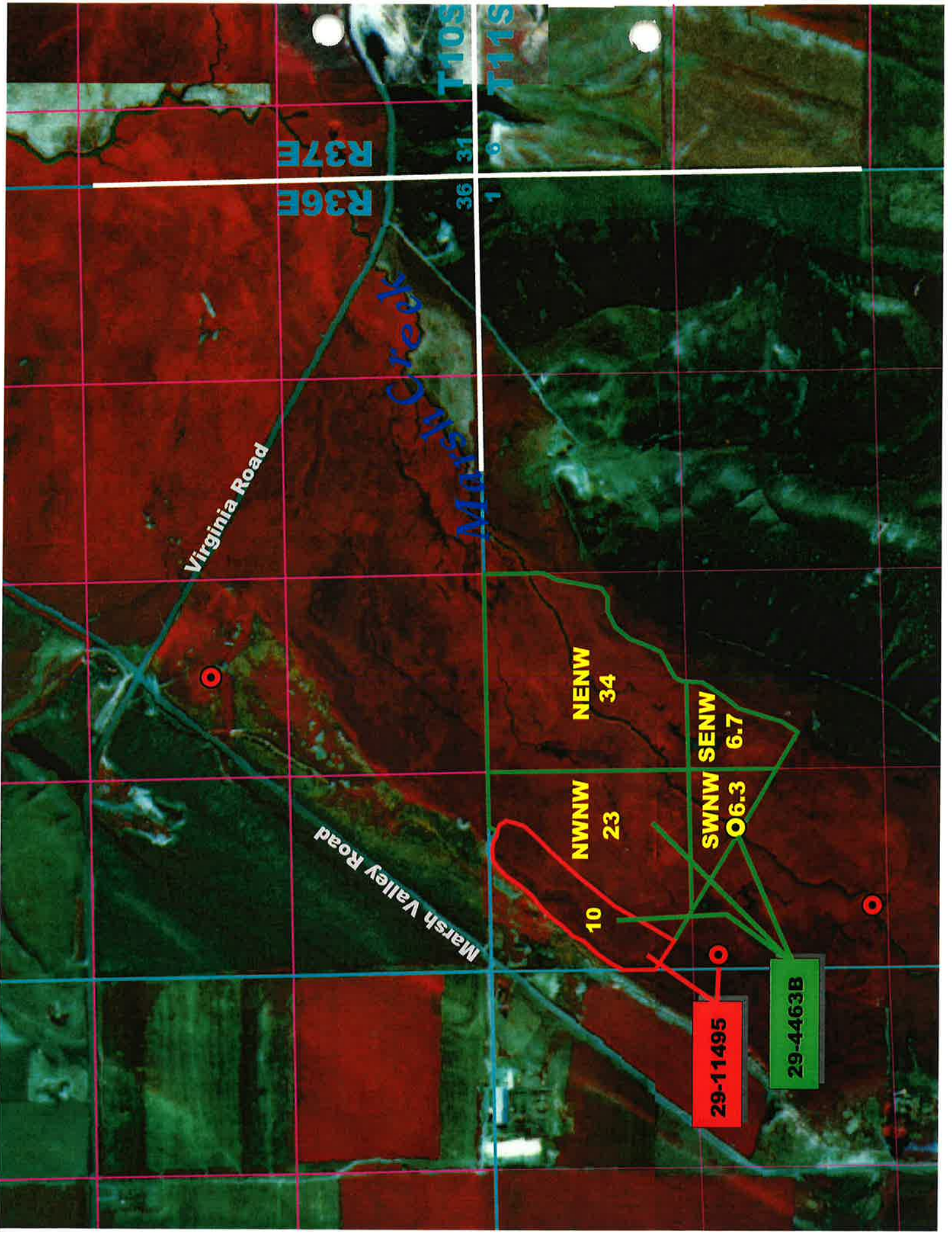
Document how the POD and Source were verified and/or Pump and Motor data:

Verify Spring Location and Source of Irrig.  
9/25/02 This is a very Marshy area - lots of Cattails  
and marsh grasses. A ditch comes North from  
the Spring onto irrig land as claimed - May flow  
in Spring time to Fall - Pretty small flow at this time.

Transfers Changing POD \_\_\_\_\_

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_



Virginia Road

Marsh Valley Road

Marsh Creek

NENW 34

NWNW 23

SWNW 6.3

SESW 6.7

10

29-11495

29-4463B

R36E

R37E

T10S

T11S

36

37

10

11

## Place Of Use Data Entry Form

Claim Number: \_\_\_\_\_

\_\_\_\_\_ Use Claimed POU as Recommended POU

## Claimed Place of Use

| Twp | Rge | Sec | QQ | Q  | County | Lot Num | Acres | Purpose of Use |
|-----|-----|-----|----|----|--------|---------|-------|----------------|
| 115 | 365 | 1   | NW | NW | Barre  |         | 10    | irrig          |
|     |     |     | "  |    |        |         |       | stock          |
|     |     |     |    |    |        |         |       |                |
|     |     |     |    |    |        |         |       |                |
|     |     |     |    |    |        |         |       |                |
|     |     |     |    |    |        |         |       |                |

Total Acres \_\_\_\_\_

## Recommended Place of Use

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

Total Acres \_\_\_\_\_

Document how the POU was verified:

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Transfers Changing POU \_\_\_\_\_

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_

# Purpose of Use Data Entry Form

Claim Number: \_\_\_\_\_

\_\_\_\_\_ 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 |
|-----------|-----------------|-----------------|------------|-----------------|
| irrig     | _____           | _____           | 10         | _____           |
| stock     | _____           | 300             | _____      | _____           |
| _____     | _____           | _____           | _____      | _____           |

## Recommended Purpose of Use

| Water Use | Number of Homes | Number of Stock | Acre Limit | Number of Other |
|-----------|-----------------|-----------------|------------|-----------------|
| irrig     | _____           | _____           | 10         | _____           |
| stock     | _____           | 300             | _____      | _____           |
| _____     | _____           | _____           | _____      | _____           |

Document how the Purpose of Use was verified:

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Transfers Changing Purpose of Use \_\_\_\_\_

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_

**Period of Use and Quantity Data Entry Form**

Claim Number: \_\_\_\_\_

☐ 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 |
|-----------|-------|-------|------|--------|
| irrig     | 3/15  | 11/15 | 0.20 |        |
| stock     | 1/1   | 12/31 | 0.07 |        |
|           |       |       |      |        |

Overall Diversion Rate 0.27

Overall Diversion Volume \_\_\_\_\_

## Recommended Period of Use and Diversion Rate

| Water Use | Start | End   | Rate | Volume |
|-----------|-------|-------|------|--------|
| irrig     | 4/1   | 10/31 | 0.20 |        |
| stock     | 1/1   | 12/31 | 0.07 |        |
|           |       |       |      |        |

Overall Diversion Rate 0.20

Overall Diversion Volume \_\_\_\_\_

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

Stock use NON-ADDITIVENo Measure Rec'd 20.20 cfs

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_



# IDAHO DEPARTMENT OF WATER RESOURCES

## SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID 29 11495  
POD ID 205943  
Quad Downey West  
Claim Type L  
Easting 647188  
Northing 157094  
GPSID A0012573

### Diversion Description

PORTABLE DAM IN SPRING FOR FLOOD IRRIGATION. Owner indicated spring no longer flows and plans to replace with a well. Primary usage is winter stockwater. Could not measure.

### 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

OD ID 205943 01.JPG OD ID 205943 03.JPG  
OD ID 205943 02.JPG

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

16

10/18/01

10.57

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 0

Depth

##### ☐ Rectangular Channel

Width

Depth

### Flow Calculation

#### ☐ Continuity

Velocity 0

##### ☐ 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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SCANNED

MAY 31 2001

Log for claim A29-11495

Spatial Dynamics TWB

6/5/00

| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT                   |
|----------------|-----|------|------------------|----------------|---------------------------|
| 11s36e         | 1   | NWNW | 10               | 36             | Permissible place of use? |
| <b>Totals:</b> |     |      | 10               | 36             |                           |

APRIL 5, 1995  
1451 WEST HAWKINS RD.  
ARIMO, IDAHO 83214

RE: SPRING # A29-11495

THE SPRING REFERRED TO ABOVE HAS BEEN USED FOR LIVESTOCK WATERING AND IRRIGATION SINCE THE MEADOW LAND HAS BEEN HAYED AND/OR PASTURED. THE EARLIEST PRIORITY DATE KNOWN TO US IS 6/01/1884. THE SPRING HAS A NATURAL FLOW FROM SOUTH TO NORTH FOR APPROXIMATELY 1/4 MILE. A TEN ACRE PIECE ON THE WEST SIDE OF THE MEADOW IS IRRIGATED BY THE SPRING DURING THE SUMMER MONTHS AND IS USED TO WATER CATTLE IN A FEED LOT DURING WINTER.

SIGNED: \_\_\_\_\_

SIGNED: \_\_\_\_\_

WITNESS: \_\_\_\_\_

WITNESS: \_\_\_\_\_

SUBSCRIBED AND SWORN TO BEFORE ME THIS

5<sup>th</sup> DAY OF

April

Gregory J. Taylor  
NOTARY PUBLIC,

RESIDENCE: Idaho Falls Id



MICROFILMED

NOV 14 1996

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: A29-11495  
Date Received: 4/19/1990  
Receipt No: E013340  
Received By: Kaw

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM A. EGAN 208-897-5521  
Address: 1451 WEST HAWKINS ROAD  
ARIMO, ID 83214  
OR  
Name: KATHLEEN M. EGAN 208-897-5521  
Address: 1451 WEST HAWKINS ROAD  
ARIMO, ID 83214

A2911495



2. Date of Priority: JUN 01, 1884

3. Source: SPRING Trib. to: MARSH CREEK

4. Point of Diversion:

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

5. Description of diverting works:  
PORTABLE DAM IN SPRING FOR 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 | 0.200 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.070 |      |        |

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

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
S/300 RANGE CATTLE

MICROFILMED

NOV 16 1992

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use   | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 11S      | 36E   | 1       | NW     | NW  | 4   | IRR   | 10.0  |
|          |       |         | NW     | NW  | 4   | STOCK |       |

Section Acres 10.0

Total Acres 10.0

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:  
29-04463B

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 Individuals:

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

Signature of Claimant(s): William A. Egan Date: April 19, 1990  
Date:                                     

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 19 day  
of April 19 90 Colleen Gray  
Notary Public

Seal

Residing at Idaho Falls  
My Commission Expires 5/29/1991

R36E

### PLACE OF USE

Spring

### POINT OF DIVERSION

T 105

~~R37E~~ <sup>T115</sup>

403

-6-

R36E R37E

A29-11495

MICROFILMED

NOV 16 1992