

06/30/2003

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

RIGHT NUMBER: 29-13504

NAME AND ADDRESS: JUDY G ADAMS
1271 MINK CREEK RD
ARBON ID 83212

STUART H ADAMS
1271 MINK CREEK RD
ARBON ID 83212

SOURCE: KNOX CREEK

TRIBUTARY: BANNOCK CREEK

QUANTITY: 0.420 CFS

PRIORITY DATE: 12/31/1942

POINT OF DIVERSION:

T10S R33E S14 SENENE Within POWER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.420 CFS

PLACE OF USE: IRRIGATION Within POWER County

T10S R33E S13

NWNW

4.0

T10S R33E S14

NENE

17.0

21 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

06/24/2003

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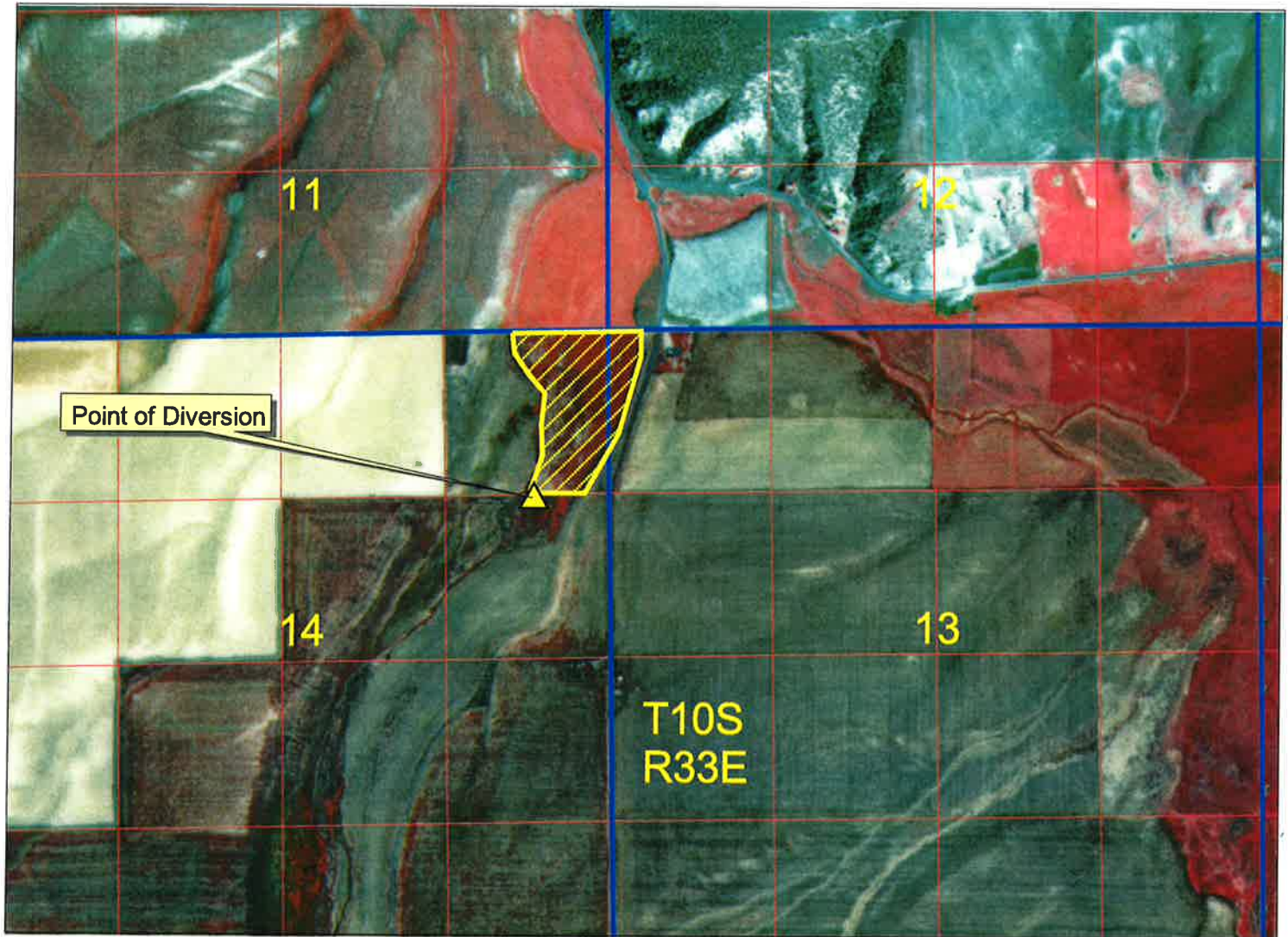
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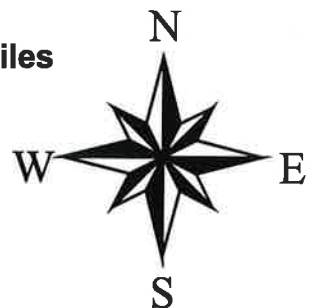
State of Idaho
Department of Water Resources
Eastern Region

Claim No.: 29-13504



0.4 0 0.4 0.8 Miles

Irrigated Acres = 21



-  **Point of Diversion**
-  **Place of use**
-  **Sections**
-  **QQ**

GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by R. Warner
Date: June, 2003

RECEIVED

JUN 20 2003

Department of Water Resources
Eastern Region

In reference to Claim 29-13504 on
land owned by Stuart H & Judy S Adams
formerly owned by Vern Munn estate.

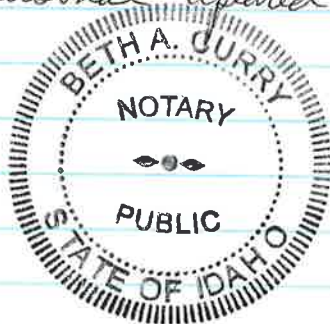
I Luther Estep age 78 have been a
resident of Arbon Valley since 1925. Living all
my life less than a mile from said property.

I have a personal knowledge that The hay fields
now owned by Stuart & Judy Adams and previously
owned by Vern Munn was flood irrigated by
Vern Munn when there was run off water in the
Spring or when there was sufficient water, when
The water table was high enough.

I remember seeing men out there with a shovel as
long ago as The early 40's while I was school age.

Luther Estep

On this 18th of June, 2003
Before me Luther Estep known to me the
Personal appeared.



Beth A. Curry
Notary Public of Idaho
County of Power
Exp 8/12/04

Idaho Department of Water Resources W. Roger Warner

RECEIVED
JUN 09 2003
Department of Water Resources
Eastern Region

Re: Adjudication claim to
water right No. 29-13504

We are not able to provide proof
of Beneficial Use on the above claim
as outlined in your 4-9-03 letter.

We can submit our own testimony
that the previous owners (who we purchased
the property from) told us that they had
used water for irrigation out of Knox Cr.
when there was sufficient to do so.

These previous owners are now deceased.
A neighbor Luther Estep who has lived here all
~~his~~ his life (75) has also verified
this.

Sincerely

Judy S Adams

ESTER M. S. CUTLER
Notary Public
State of Idaho

Ester M S Cutler
Pocatello, Id
10-6-06

To Whom it may concern:

Manns and Baling broke ^{flood}~~water~~ irrigated fields when there was water from when lands were homesteaded, for example in early 60's and also 1984.

Luther C. Stejs

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 29-13504
Date Received: 3/17/2003
Receipt No:
Received By:

RECEIVED
JUN 09 2003
Department of Water Resources
Eastern Region

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

1. Name of Claimant(s)

JUDY G ADAMS Phone: (208)335-2211

1271 MINK CREEK RD
ARBON ID USA 83212

STUART H ADAMS Phone: (208)335-2211

1271 MINK CREEK RD
ARBON ID USA 83212

2. Date of Priority: 12/31/1942

3. Source: KNOX CREEK Trib. to: BANNOCK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	33E	14	SE NE NE	POWER	

5. Description of diverting works:

Diversion dam in creek for flood irrigation of cropland.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.42	

7. Total Quantity Appropriated is:
0.42 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	33E	13	NW	NW	IRRIGATION	3
					Section Acres	3
10S	33E	14	NE	NE	IRRIGATION	18
					Section Acres	18
					Total Acres	21

11. Place of use in counties: POWER

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

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): Prof. G. Adams Date: 3/21/03

_____ Date:

State of Idaho)
County of BONNIVILLE) SS.

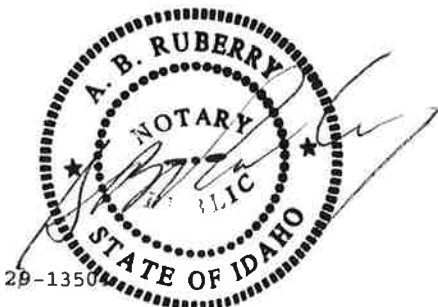
Subscribed and sworn (or affirmed) before me this 21st
of March 2003

Aaron B. Ruberry

Notary Public

Residing at Bravo Falls Rd

My commission Expires 9/23/03



April 9, 2003

STUART H ADAMS
JUDY G ADAMS
1271 MINK CREEK RD
ARBON ID 83212

Re: Adjudication Claim to Water right No. 29-13504.

Dear Sir or Madam:

Recently you visited our office to make a claim to the water right referenced above for irrigation. The basis of this claim was "beneficial use." Water rights of this type are established by the historical use of water dating back to when water was first used for the purpose claimed. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference, I have provided a print out of your claim and the pamphlet titled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

Please submit the required evidence supporting the priority date by May 1, 2003 referencing all documents with the corresponding claim number referenced above

If you have any questions, please feel free to call me at 525-7161.

Sincerely,

W. Roger Warner
Adjudication Agent

Enclosure: Preliminary Recommendations for WR No. 29-13504.
Pamphlet titled "Evidence of Priority."

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

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2913504



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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): Jeff & Anna Date: 3/21/03

_____ Date:

State of Idaho)
County of BONNOVILLE) SS.

Subscribed and sworn (or affirmed) before me this 21st
of March 2003

Anna B. Ruberry

Notary Public

Residing at Bravo Falls Rd

My commission Expires 9/23/03

