

12/21/2006

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

RIGHT NUMBER: 75-2035

NAME AND ADDRESS: EDGAR S EDWARDS
PO BOX 299
SALMON ID 83467

MYRTLE EDWARDS
PO BOX 299
SALMON ID 83467

SOURCE: BILLY CREEK SPRINGS

TRIBUTARY: GORLEY CREEK
TRIBUTARY: BILLY CREEK

QUANTITY: 2.400 CFS

The rights listed below are limited to a total combined diversion rate of 28.88 cfs.

Combined Right Nos.: 75-2, 75-2162, 75-10046, 75-2034, 75-2035, 75-14254 and 75-10047.

PRIORITY DATE: 02/24/1913

POINT OF DIVERSION:

T21N R21E S14 SENW Within LEMHI County
T21N R21E S14 SENW Within LEMHI County
T21N R21E S14 NESW Within LEMHI County
T21N R21E S14 NWSE Within LEMHI County
T21N R21E S14 SESE Within LEMHI County
T21N R21E S23 NENE Within LEMHI County
T21N R21E S23 NENE Within LEMHI County
T21N R21E S24 NWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.400 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R21E S13	SESW	6.00	T21N R21E S13	SWSE	10.00
T21N R21E S14	NESE	0.20	T21N R21E S14	SESE	28.00
T21N R21E S23	NENE	18.00	T21N R21E S23	SENE	22.00
T21N R21E S23	NESE	38.00	T21N R21E S23	SESE	5.20
T21N R21E S24	NWNE	39.00	T21N R21E S24	SWNE	26.00
T21N R21E S24	NENW	14.00	T21N R21E S24	NWNW	0.10
T21N R21E S24	SWNW	40.00	T21N R21E S24	SENW	40.00
T21N R21E S24	NESW	40.00	T21N R21E S24	NWSW	40.00
T21N R21E S24	SWSW	35.00	T21N R21E S24	SESW	40.00
T21N R21E S24	NWSE	27.00	T21N R21E S24	SWSE	28.00
T21N R21E S25	NWNE	30.00	T21N R21E S25	SWNE	33.00
T21N R21E S25	NENW	40.00	T21N R21E S25	NWNW	24.00
T21N R21E S25	SWNW	21.00	T21N R21E S25	SENW	40.00
T21N R21E S25	NESW	36.00	T21N R21E S25	NWSW	1.50

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T21N R21E S25	SESW	40.00	T21N R21E S25	NWSE	31.00
T21N R21E S25	SWSE	32.00	T21N R21E S36	NWNE	12.00

837 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 962.8 acres in a single irrigation season. Combined Right Nos.: 75-2, 75-2162, 75-10046, 75-2034, 75-2035, 75-14254 and 75-10047.

This right is limited to the irrigation of 120 acres within the place of use described above 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 - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.



75-2035

Legend

-

**Prepared by A. Warntjes
On Thursday, December 21, 2006
2004 Aerial Photography**

11/13/2006

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RIGHT NUMBER: 75-2035
NAME AND ADDRESS: EDGAR S EDWARDS
PO BOX 299
SALMON ID 83467
MYRTLE EDWARDS
PO BOX 299
SALMON ID 83467

Add Springs trib to Billy Creek
(ok per license)

SOURCE: BILLY CREEK

TRIBUTARY: GORLEY CREEK

QUANTITY: 2.400 CFS

The rights listed below are limited to a total combined diversion rate of 28.88 cfs.
Combined Right Nos.: 75-2, 75-2162, 75-10046, 75-2034, 75-2035, 75-14254 and 75-10047.

PRIORITY DATE: 02/24/1913

POINT OF DIVERSION:

T21N R21E S14 SENW Within LEMHI County - Billy Creek

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	2.400 CFS

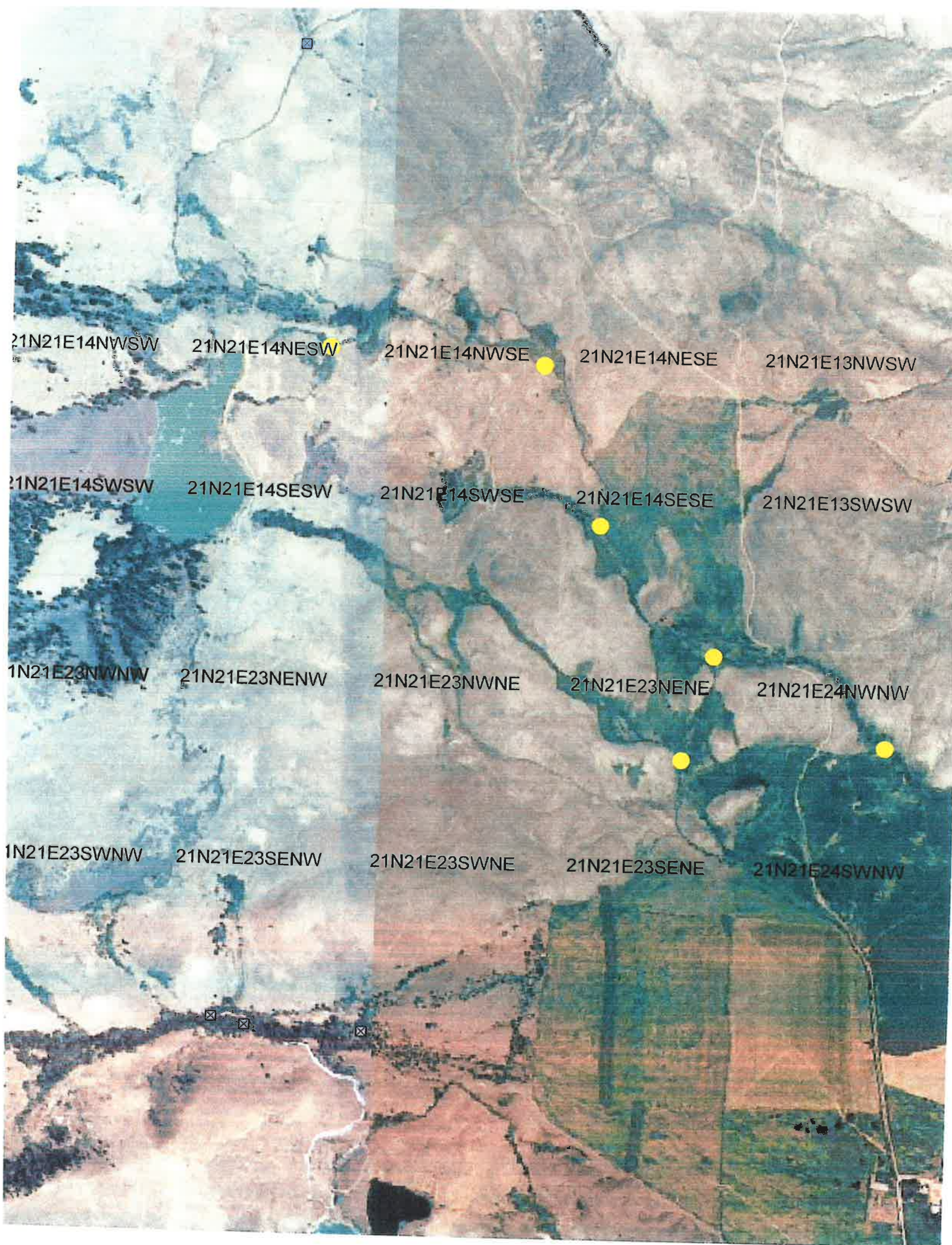
PLACE OF USE:

IRRIGATION in LEMHI County

T21N R21E S13	SESW	6.00	T21N R21E S13	SWSE	10.00
T21N R21E S14	NESE	0.20	T21N R21E S14	SESE	28.00
T21N R21E S23	NENE	18.00	T21N R21E S23	SENE	22.00
T21N R21E S23	NESE	38.00	T21N R21E S23	SESE	5.20
T21N R21E S24	NWNE	39.00	T21N R21E S24	SWNE	26.00
T21N R21E S24	NENW	14.00	T21N R21E S24	NWNW	0.10
T21N R21E S24	SWNW	40.00	T21N R21E S24	SENW	40.00
T21N R21E S24	NESW	40.00	T21N R21E S24	NWSW	40.00
T21N R21E S24	SWSW	35.00	T21N R21E S24	SESW	40.00
T21N R21E S24	NWSE	27.00	T21N R21E S24	SWSE	28.00
T21N R21E S25	NWNE	30.00	T21N R21E S25	SWNE	33.00
T21N R21E S25	NENW	40.00	T21N R21E S25	NWNW	24.00
T21N R21E S25	SWNW	21.00	T21N R21E S25	SENW	40.00
T21N R21E S25	NESW	36.00	T21N R21E S25	NWSW	1.50
T21N R21E S25	SESW	40.00	T21N R21E S25	NWSE	31.00
T21N R21E S25	SWSE	32.00	T21N R21E S36	NWNE	12.00

837 ACRES TOTAL

Springs trib to Billy C.
Locations: Add 5 pods per attached map



21N21E14NWSW	21N21E14NESW	21N21E14NWSE	21N21E14NESE	21N21E13NWSW
21N21E14SWSW	21N21E14SESW	21N21E14SWSE	21N21E14SESE	21N21E13SWSW
21N21E23NWNW	21N21E23NENW	21N21E23NWNE	21N21E23NENE	21N21E24NWNW
21N21E23SOWNW	21N21E23SEOW	21N21E23SOWNE	21N21E23SEOW	21N21E24SOWNW

State of Idaho License and Certificate of Water Right

Water License No. 9134Amount 2.4 sec. ft.Water District No. 3-KPriority February 24, 1913.

THIS IS TO CERTIFY that E. S. EDWARDS, Jr.,
of Salmon, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 24, 19 13; that Permit No. 9134
was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.5
second feet, was issued thereunder on April 2, 19 17, showing that said works
were completed on the 4th day of December, 19 16; and that on the 28th
day of February, 19 19,

E. S. EDWARDS, Jr.,

of Salmon, State of Idaho, made proof to the satisfaction of the
State Engineer of Idaho, of a right to the use of the waters of Billy Creek and tributary springs,
a tributary of ---, for the purpose of irrigation use,
under Use Permit No. 9134 of the State Engineer, and that said right to the use of said
waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the ~~State~~
~~Commissioner of Reclamation~~
~~Engineer~~ of Idaho and entered of record in Volume 5 of Licenses, at page 2656, on the 16th
day of September, 19 20;

The right hereby confirmed dates from February 24, 19 13;

The Point of Diversion is located
in the (1) NW 1/4 (2) SE 1/4, Sec. 24, Twp. 21 N., R. 21 E., B. M. County of Lemhi.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 2.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
21	21	13	SW 1/4 SE 1/4	40	10
			SE 1/4 SW 1/4	40	10
		24	NW 1/4 NE 1/4	40	10
			NE 1/4 NW 1/4	40	10
			SE 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the ~~State Engineer~~ Commissioner of Reclamation,
day of September, 1920, this 16th

W. G. SWENSON,
Commissioner of Reclamation ~~State Engineer~~
By S. T. BIER,
Deputy.

(SEAL)

75 2000

11/13/2006

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

The rights listed below are limited to the irrigation of a combined total of 962.8 acres in a single irrigation season. Combined Right Nos.: 75-2, 75-2162, 75-10046, 75-2034, 75-2035, 75-14254 and 75-10047.

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

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EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

9122

OCT 03 1990

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: A75-02035
Date Received: 2/15/1990
Receipt No: MO06654
Received By: gpe

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EDGAR S. EDWARDS 208-756-4728
Address: P.O. BOX 299
SALMON, ID 83467
OR
Name: MYRTLE EDWARDS 208-756-4728
Address: P.O. BOX 299
SALMON, ID 83467

2. Date of Priority: FEB 24, 1913

3. Source: BILLY CREEK SPRINGS Trib. to: GORLEY CREEK
BILLY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
21N	21E	14	SE	NW	SE		LEMHI
			SW	SW	SE		LEMHI
			NW	SE	SE		LEMHI
		24	NW	NW	NW		LEMHI

5. Description of diverting works:
SPRINGS COLLECTED INTO DIVERSION DITCHES. REDIVER PUMPS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.400		

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

8. Total consumptive use is 300.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING FOR 500 HEAD OF RANGE CATTLE

A7502035



MICROFILMED
DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	21E	13	SE	SW		IRR	10.0
			SW	SE		IRR	10.0
			Section Acres				20.0
		24	NW	NE		IRR	10.0
			NE	NW		IRR	10.0✓
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			Section Acres				100.0
			Total Acres				120.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

75-00010, 00012, 02162, 02034 & BENEFICIAL STORAGE RIGHTS.

14. Remarks:

SOURCES ARE BILLY CK. & SPRINGS.

15. Basis of Claim: LICENSE

Water Right Number: 9134

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):

Edgar S. Edwards
Edgar S. Edwards

Date: 4/18/90

Date: 4/18/90

State of Idaho

County of

Blaine

)
) SS.
)

Subscribed and sworn (or affirmed) before me this 18 day

of April 19 90

John Paul Cook
Notary Public

Seal

Residing at Blaine Ed

My Commission Expires 6/2/94

R21E

A75-02035
120 9000

TECHNIQUE OF DIVERSION

FEET	57'30"
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R21E R22E

TZIN
TZON

MICROFILMED
 DEC 15 1982