

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: A37-00741

Date Received: 10/03/1988

Receipt No: 1000480

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: T. FRANK SHAW
Address: BOX 290
CAREY, ID

83320

2. Date of Priority: MAY 15, 1906

3. Source: FISH CREEK

Trib. to: LITTLE WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	22E	9	NW	NW	NW		BLAINE

5. Description of diverting works:
HOT SPRINGS CANAL CONCRETE HDGATE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

A.F.A.

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01S	22E	17	SE	SW		IRR	40.0
Section Acres							40.0

10. Place of Use: Continued

Total Acres 40.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
A3700744, AND SHARES OF STORAGE WATER.

14. Remarks:
APPLICANT OWNS ALL OF THIS RIGHT.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 12/16/1914

POTTER, ET. AL.

Decree Plaintiff

vs

PATTERSON, ET. AL.

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:

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): L. Frank Shaw Date: Sept 3, 1988
_____ Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 3 day
of Oct. 19 88

John Del Corral
Notary Public

Seal

Residing at Boise Id
My Commission Expires 4/2/94

138.6

T287

3✓
47.4
ALP

2
33.4
ALF

T. 276
H. 5

5
43.9 61.0
ALE

4
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43
43.0

4C ALF
1.7.9

T289
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1-4

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ACR

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43.9
E

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18	17
19	20

42

47

44

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OF WATER RESOURCES

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



T1S R22E



07/22/2004

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-741

NAME AND ADDRESS: T FRANK SHAW
PO BOX 290
CAREY ID 83320

SOURCE: FISH CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 0.500 CFS

PRIORITY DATE: 05/15/1906

POINT OF DIVERSION:

T01S R22E S9 NWNWNW Within BLAINE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.500 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T01S R22E S17 SESW 40.0

40 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.

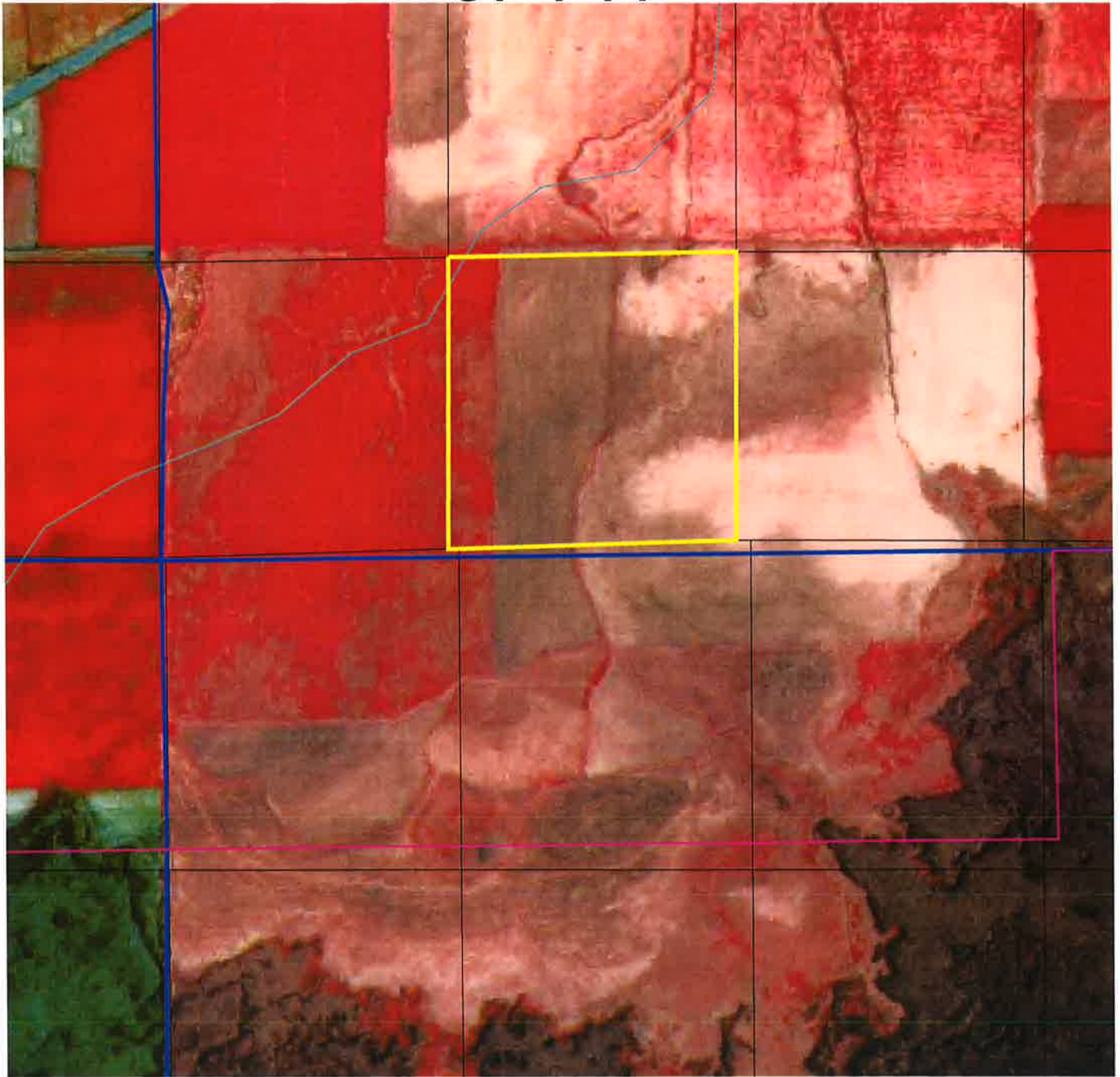
EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH HOT SPRING CANAL.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM FISH CREEK RESERVOIR CO.

IDAHO DLPT OF WATER RESOURCES

37-741



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 1S
RNG: 22E
SEC. 17



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: JULY 22, 2004

37-741

37-744A

12/18/03
SCC

TAXLOT OWNER:

ANNIE CLARKSON SHAW

7915 BRAEHILL RD

CHEYENNE WY 82009

POU appears to be incorrectly claimed as ownership includes 3 tracts in Sec. 20 as well as 3 tracts in Sec. 17; only 80 acres claimed. Maybe even irrigating large portion of BLM ground to the south of owned lands.

7/22/04 WM shows this right held by parts B & C only, no water for this share. Right is over claimed by this amount too!

Disallow - 744A

37-741 - Can only recommend the 40 Acres as claimed or $\frac{1}{4}$ of the right.

Unable to contact current owner for amendments to POU increase.

Reid reduced Q rate to provide for later amendment of claim for full Q.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

December 18, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ANNIE CLARKSON SHAW
7915 BRAEHILL RD
CHEYENNE WY 82009

RE: CHANGE OF OWNERSHIP SRBA CLAIM NOS. 37-741 & 37-744A

Dear Ms. Shaw,

After reviewing the above-mentioned water right files it appears you may be the new and correct owner of the claims listed. The claims were originally filed by T. Frank Shaw. You are shown on the Blaine County tax lot listing as the current owner of the land near Carey, ID. If you own the land as shown on the enclosed claims will you complete the enclosed forms and return them to bring our records up to date?

It also appears the claim 37-744A may not be correctly filed for the entire lands it was decreed upon. You may need to amend this claim once you have full ownership of the claim to increase the irrigated portion of the claim. Perhaps you can contact me by phone and we could discuss these issues further to get the correct resolution of the problems I have found. My direct phone line is 208-327-5450.

Thank you for your quick attention to this matter to avoid losing any of your water rights on this land.

Sincerely,

A handwritten signature in black ink, appearing to read 'Steve Clelland'.

STEVE CLELLAND
Water Resource Agent

ENC:

TIS
R2ZE

12/3/02
see

Decees
ou

37-744A
POU

37-741
POU

Decees
POU

TaxLot shows
All this
same owner

18 17
19 20

BLM
POU

Water Right Report 37-741

WATER RIGHT NUMBER: 37-741

Priority Date: 05/15/1906
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
FISH CREEK	LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/	to /	2.000 CFS	
		<u>Total Diversion:</u>	2.000 CFS	

Location of Point(s) of Diversion
FISH CREEK

Place of Use

IRRIGATION

[illegible]

Conditions of Approval:

Remarks:

1. General AC. IRRIG. NOT SPECIFIED. FARM = 160 AC.

Comments:

Dates and Other Information:

only claimed $\frac{1}{4}$ of
the you owned.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-741

Dates and Other Information:

Licensed Date:
Decreed Date: 12/16/1914
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 37U
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False