

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: A37-00774A
Date Received: 9/08/1988
Receipt No: S002110
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHILIP STYHL *1-2-88* 208-823-4407
Address: 407 AUSTIN RD.
CAREY, ID 83320

OR
Name: EDITH STYHL 208-823-4407
Address: 407 AUSTIN RD.
CAREY, ID 83320

2. Date of Priority: AUG 18, 1905

3. Source: FISH CREEK Trib. to: LITTLE WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	22E	33	SE	NE	SE		BLAINE

5. Description of diverting works:
CONCRETE DAM AT FISH CR., VIA HIGHLINE CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.260		

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

8. Total consumptive use is 158.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	22E	5	SE	SW		IRR	33.0
			SE	SE	3	IRR	30.0
Section Acres							63.0
Total Acres							63.0

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:
NONE

14. Remarks:
THIS IS A PORTION OF THE WR 37-0774 FOR 2.6 CFS.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Philip Stylle Date: Sept. 8 - 88

Date: _____

State of Idaho)
County of Twin Falls) SS.

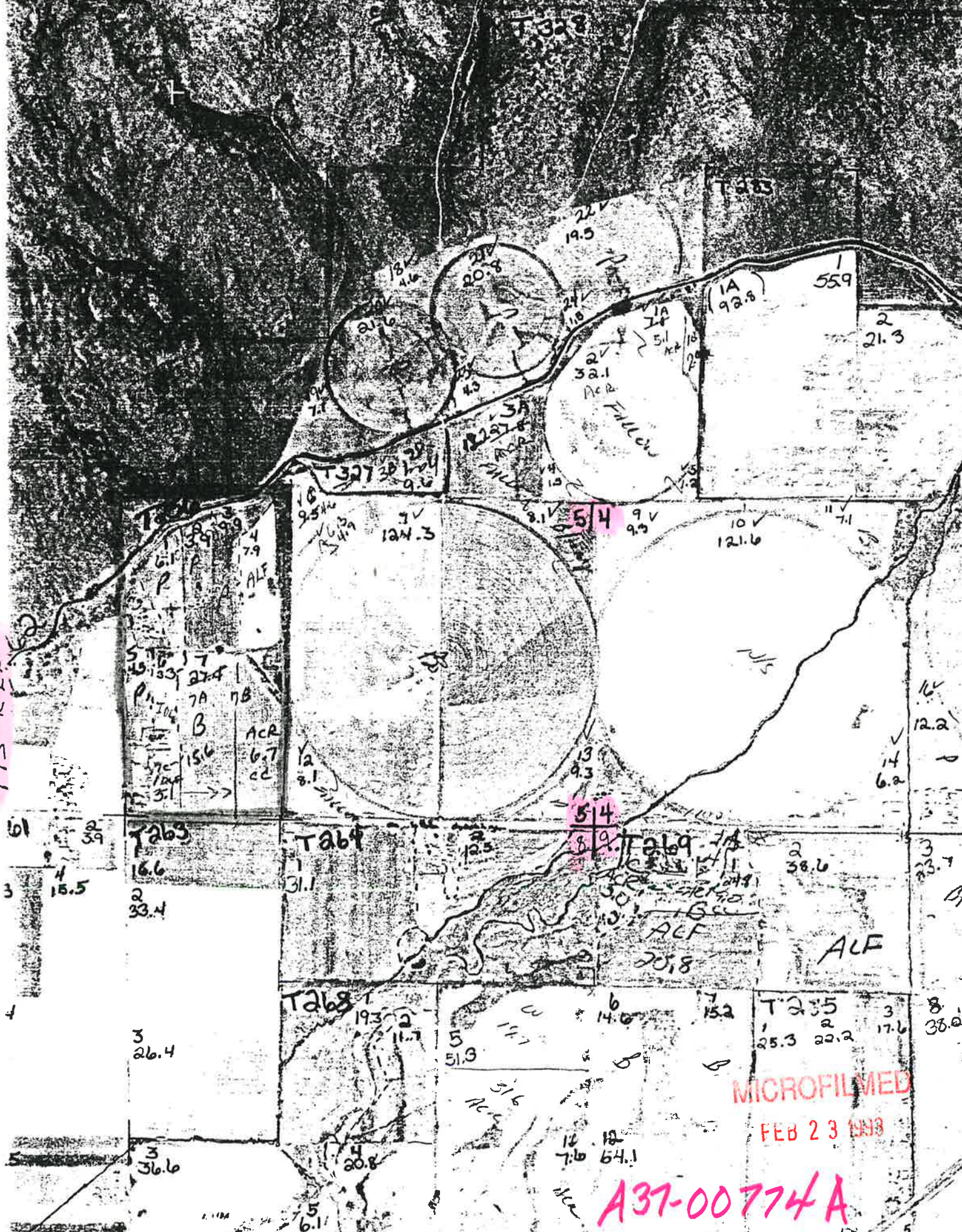
Subscribed and sworn (or affirmed) before me this 8th day
of September 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id
My Commission Expires 6-30-94

TIS R22E



MICROFILMED

FEB 23 1993

A37-00774A

SRBA

RECEIVED

04/12/2005

APR 26 2005

DEPARTMENT OF
WATER RESOURCES

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: June 3, 2005

Water right number: 37-774A

EDITH STYHL
407 AUSTIN RD
CAREY ID 83320
Telephone Number: (208)823-4407

PHILIP STYHL
407 AUSTIN RD
CAREY ID 83320
Telephone Number: (208)823-4407

← (My Husband passed away in April, 1989)

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: APRIL 21-05 SIGNATURE: Edith R. Styhl
Please print your name: EDITH R. STYHL

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

SCANNED

APR 26 2005

03/05/2004

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

RIGHT NUMBER: 37-774A
NAME AND ADDRESS: EDITH STYHL
407 AUSTIN RD
CAREY ID 83320

PHILIP STYHL
407 AUSTIN RD
CAREY ID 83320

SOURCE: FISH CREEK TRIBUTARY: LITTLE WOOD RIVER
QUANTITY: 1.260 CFS
PRIORITY DATE: 08/18/1905
POINT OF DIVERSION:
T01N R22E S33 SENESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.260 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T01S R22E S05 Lot 3 NESW	31.0	T01S R22E S05	SESW	32.0
--------------------------	------	---------------	------	------

63 ACRES TOTAL

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

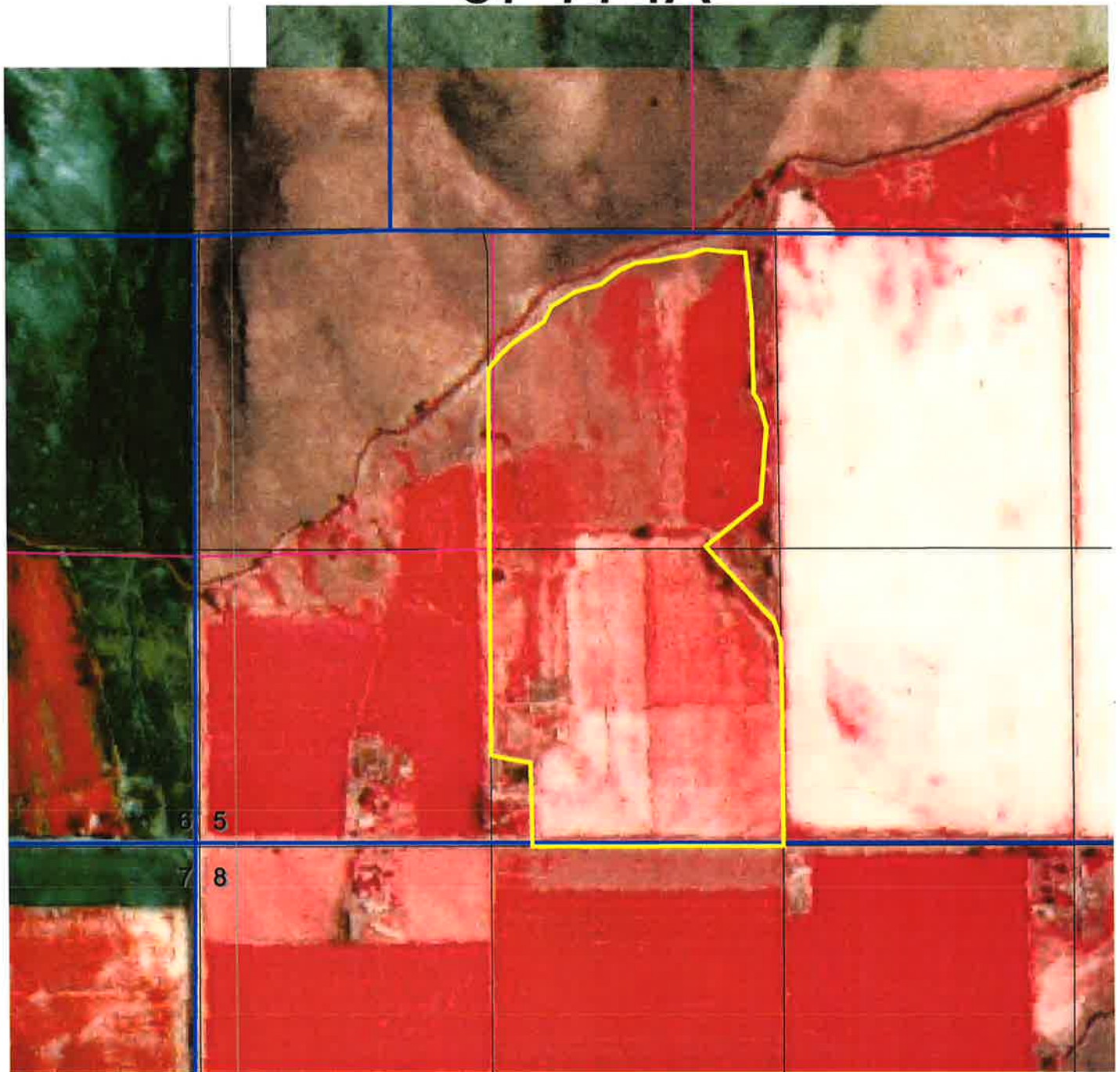
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH HIGHLINE CANAL.

IDAHO DEPT OF WATER RESOURCES

37-774A



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. 5



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

Date: MARCH 5, 2004

12/24/03
SCC

37-774A

1. Where is the correct claimed POU? acres?
(appears to be different than decreed.)
Ownership of SE SE Sec. 5?

2. Q is owned & delivered via WM?
Correct split? ✓ Confirms w/
WM records

3/5/04
SCC

- split adds up on decreed
lands:

- A 1.26

- B 1.34

2.60 cfs

they don't appear
to own this land?

12/31/03 Exam by Lee Puterson.

POU: NESW & SESW, also shown on tax lot.

POD: Highline canal: TIN R22 S.33 SE NESE

12-31-03

Yesterday Bob Simpson suggested I call Lawrence Kimball - Wm for Fish Creek Canal Co, so I did and he said he had to be on his way to work and recommended I call Doug SURYNS - Board of Director - he knows all diversions, lands and water rights better than he, so I did & Doug met me.

Philip (deceased) & Edith Stylh who owns two North 40's T5 and Doug agree this area appears to be 23 68 acres and she - her renter gets water from Fish Cr. Canal see to right of lot 3 mark then her water is piped --- line thru her land and thru Blwin 2 lower 40's the road separates the two owners property and this water is provided by Fish Cr.

the upper green area is out ground where lot 3 is written.

32

T1S
R22E

this is
owned by
Edith STYHL

LOT
3

774A

Claim
33 AC

hay

Claim
30 AC.

Pardue?
owner?

5

8

12/5/02
see

Decree
POU

hay

8

37-774 A

37-007743

1/2 way
774B

PIPE

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-774WATER RIGHT NUMBER: **37-774**Owner Type

Current Owner

Name and AddressARTHUR E PETERSON
2017 NE 68TH ST
VANCOUVER, WA 98665

Priority Date: 08/18/1905

Basis: Decreed

Status: Active

Source

FISH CREEK

Tributary

LITTLE WOOD RIVER

Beneficial Use

IRRIGATION

From To

/ to /

Diversion Rate

2.600 CFS

Annual VolumeTotal Diversion:

2.600 CFS

Location of Point(s) of Diversion

FISH CREEK

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	22E	5									X			X					
01S	22E	8					X			X									

Conditions of Approval:Remarks:

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

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-774

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