

06/29/2007

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

RIGHT NUMBER: 67-11413

NAME AND ADDRESS: EAST FORK DITCH CO LTD
C/O DEE STARNIRI
2405 ORCHARD RD
COUNCIL ID 83612

SOURCE: EAST FORK WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 16.060 CFS

PRIORITY DATE: 07/01/1905

POINT OF DIVERSION:

T17N R01E S15 NWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	16.060 CFS

PLACE OF USE:

1373 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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 - Decreed

This right is a combination of old Right Nos. 67-00109 thru 67-00142.

Adjudication Recommendation Report 67-11413 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EAST FORK DITCH CO LTD C/O DEE STARNIRI 2405 ORCHARD RD COUNCIL, ID 83612 (208) 253-4706

Status: Active

<u>Source</u>	<u>Tributary</u>
EAST FORK WEISER RIVER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	16.060 CFS	
	<u>Total Diversion:</u>	16.060 CFS	

<u>Location of Point(s) of Diversion</u>		
EAST FORK WEISER RIVER	NW1/4SE1/4	Sec. 15, Twp 17N, Rge 01E, B.M.
ADAMS County		

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
16N	01W	1					X L 3	X L 4	X	X		X	X						
16N	01W	2	X L 1	X L 2	X	X L 3	X L 4	X	X	X		X	X	X	X	X	X	X	
16N	01W	3	X L 1			X													
16N	01W	10	X	X		X	X												
16N	01W	11					X		X										
16N	01W	14					X		X										
16N	01W	15				X				X					X	X			
17N	01W	25								X	X	X							

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11413 V1

17N 01W 26		X	X	X						X		X	
17N 01W 34												X	
17N 01W 35		X		X				X	X	X		X	X
17N 01W 36						X	X	X	X		X	X	

Total Acres: 1373

Conditions of Approval:

1. C18 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.
2. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
3. P29 This right is a combination of old Right Nos. 67-00109 thru 67-00142.

Remarks:Comments:

1. mcase 7/22/2004 POD
Comment: Updated shape

2. mvanbussum 12/13/2006 NOE Quantity
Comment: Per NOE correspondence, Kenneth Ward requests quantity be increased to 16.08 cfs. Per correspondence from Mr. Ward, this is based on Muir v. Allison rights 67-109 through 67-142, which add up to 16.08 cfs. Upon review of Muir v. Allison, rights 67-109 through 67-142 add up to 803 inches, or 16.06 cfs. Claim 67-11413 was filed for 16.055 cfs. Claimant can amend claim to 16.06 cfs, but we would not recommend 16.08 cfs under this claim. No changes to recommendation at this time.

3. mvanbussum 1/24/2007 Amended claim
Comment: Amended claim increasing quantity to 16.06 cfs was received January 18, after Basin 67 was filed with the court. I called and left a message for Kenneth Ward today. They will now need to file an objection to have the recommendation changed from 16.055 cfs to 16.06 cfs.

4. mvanbussum 4/30/2007 Quantity
Comment: Changed recommended quantity to 16.06 cfs instead of 16.055 cfs based on amended claim.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11413 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	5/24/2005 10:41:46 AM	awarntje			Active
Priority Date	5/24/2005 10:42:47 AM	awarntje			Active
POU	5/24/2005 10:56:46 AM	awarntje			Active
Source	5/24/2005 10:59:35 AM	awarntje			Active
Use	5/24/2005 11:11:24 AM	awarntje			Active
Quantity	5/24/2005 11:15:16 AM	awarntje			Active
Summary			05/24/2005	awarntje	Active
Summary			05/24/2005	awarntje	Active
POD	5/24/2005 11:35:11 AM	awarntje			Active
Season	5/24/2005 11:35:12 AM	awarntje			Active
POU	7/21/2005 1:52:51 PM	awarntje			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	7/21/2005 1:40:09 PM	awarntje	Updated shape for Active POU
POU	7/21/2005 1:46:04 PM	awarntje	Updated PLS for Active POU
POU	7/21/2005 1:47:34 PM	awarntje	Updated shape for Active POU
POU	7/21/2005 1:47:59 PM	awarntje	Updated PLS for Active POU
POU	7/21/2005 1:44:10 PM	awarntje	Updated shape for Active POU
POU	7/21/2005 1:55:40 PM	awarntje	Updated shape for Active POU
POU	7/21/2005 1:52:52 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (No) 2a. Is the POU required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11413 V1

POU	7/21/2005 1:56:04 PM	awarntje	Updated PLS for Active POU
POU	12/19/2006 4:14:58 PM	dfavreau	Updated shape for Active POU
Contacts	5/24/2005 10:41:47 AM	awarntje	(No) 1. Do you want to schedule an appointment? Comment for 1: Sufficient info in file
Source	5/24/2005 10:59:36 AM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
General	5/24/2005 10:42:47 AM	awarntje	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Use	5/24/2005 11:11:25 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POU	5/24/2005 10:56:46 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (No) 2a. Is the POU required? (Yes) 14. Is a POU remark and/or condition required?
Quantity	5/24/2005 11:15:17 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11413 V1

Summary	5/24/2005 11:28:29 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right?
Summary	5/24/2005 11:33:27 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Season	5/24/2005 11:35:13 AM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 18. Is a Period of Use remark and/or condition required?
POD	5/24/2005 11:35:12 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License?
POU	5/24/2005 12:52:53 PM	awarntje	Updated shape for Active POU
POU	5/24/2005 12:55:22 PM	awarntje	Updated shape for Active POU
POU	5/24/2005 12:53:56 PM	awarntje	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-11413 V1

SubCase:

SubCase Number: 67-11413
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent: Anita Warntjes
Basis of Claim: Decreed
Date Filed: 3/1/2007 Objection Status: Active

Water Supply Bank:

East Fork Ditch Co.
c/o Dee Starniri
2405 Orchard Rd.
Council, ID 83612

a
RECEIVED

JUN 26 2007

DEPARTMENT OF
WATER RESOURCES

06/03/07

IDWR
322 E. Front Street
Boise, ID 83720-0098

67-20534, 67-11413,
67-11416

ATTN: Monica Van Bussum:

Janet Meyer resigned her position as secretary/treasurer at our annual meeting in May of this year. Dee Starniri was appointed to fulfill the remainder of her unexpired term of office. Please make note of this change in officers.

Thank you.

Sincerely,

Anneliese Turner

Anneliese Turner

*Records updated
NCAP prepared.
P*

7-2-07

SCANNED

JUL - 1 2007

JAN 18 2007

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

AMENDED CLAIM

Ident. Number 67-11413
Date Received: 1/2/1990
Receipt No: W007325
Received By:

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

1. Name of Claimant(s)

EAST FORK DITCH CO LTD Phone: (208)253-6988

C/O JANET MEYER
BOX 481
COUNCIL ID USA 83612

2. Date of Priority: 07/01/1905

3. Source: WEISER RIVER EAST FORK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
17N	01E	15	NW SE	ADAMS	

5. Description of diverting works:

CONC DAM, HEADGATE, DITCHES, GRAV. FLOWS, PUMPS AND SPRINKLER S.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	16.06	

7. Total Quantity Appropriated is:
16.06 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
16N	01W	1	NE NW	IRRIGATION	41
			NW NW	IRRIGATION	42

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JAN 22 2007

			SW	NW	IRRIGATION	38
			SE	NW	IRRIGATION	25
			NW	SW	IRRIGATION	23
			SW	SW	IRRIGATION	24
					Section Acres	193
16N	01W	2	NE	NE	IRRIGATION	37
			NW	NE	IRRIGATION	30
			SW	NE	IRRIGATION	20
			SE	NE	IRRIGATION	37
			NE	NW	IRRIGATION	30
			NW	NW	IRRIGATION	25
			SW	NW	IRRIGATION	24
			SE	NW	IRRIGATION	24
			NE	SW	IRRIGATION	29
			SW	SW	IRRIGATION	34
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	38
			NW	SE	IRRIGATION	42
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	490
16N	01W	3	NE	NE	IRRIGATION	21
			SE	NE	IRRIGATION	32
					Section Acres	53
16N	01W	10	NE	NE	IRRIGATION	38
			NW	NE	IRRIGATION	36
			SE	NE	IRRIGATION	36
			NE	NW	IRRIGATION	38
					Section Acres	148
16N	01W	11	NE	NW	IRRIGATION	40
			SE	NW	IRRIGATION	11
					Section Acres	51
16N	01W	14	NE	NW	IRRIGATION	2
			NW	SW	IRRIGATION	17
					Section Acres	19
16N	01W	15	SE	NE	IRRIGATION	27
			NE	SW	IRRIGATION	29
			NE	SE	IRRIGATION	39
			NW	SE	IRRIGATION	38
					Section Acres	133
17N	01W	25	NW	SW	IRRIGATION	37
			SW	SW	IRRIGATION	35
					Section Acres	72
17N	01W	26	SE	NE	IRRIGATION	40
			NE	SE	IRRIGATION	40
			SE	SE	IRRIGATION	8
					Section Acres	88

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JAN 22 2007

17N	01W	34	SE	SE	IRRIGATION	5
					Section Acres	5
17N	01W	35	SE	NE	IRRIGATION	40
			SW	NW	IRRIGATION	30
			SE	NW	IRRIGATION	40
			NW	SW	IRRIGATION	32
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	5
			NW	SE	IRRIGATION	12
			SW	SE	IRRIGATION	21
			SE	SE	IRRIGATION	40
			NE	NE	IRRIGATION	35
			SW	NE	IRRIGATION	40
					Section Acres	375
17N	01W	36	SE	NE	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NW	SW	IRRIGATION	27
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SW	NE	IRRIGATION	40
					Section Acres	427
					Total Acres	2054

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

EAST FK. DITCH IS NOT IS NOT COLLECTING FEE'S FOR LANDS IRRIGATED. MILL CREEK WATER RIGHTS THAT OVERLAP THESE CAN NOT BE DETERMINED AT THIS TIME, SO EXACT AMOUNTS PAID CAN NOT BE DETERMINED AT THIS TIME. THE DITCH CO IS PAYING ENTIRE AMOUNT AND ANY REFUND SHOULD BE MADE TO EAST FORK DITCH. THIS RIGHT IS COMBINED FROM DECREED RIGHTS A67-00109 THRU A67-00142 INTO THIS CLAIM, A67-11413.

15. Basis of Claim: Decreed

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 Organizations:

I do solemnly swear or affirm that I am Director of
East Fork Ditch Co. Title
that I have signed the foregoing
Organization document in the space below as Director of
East Fork Ditch Co. Title
and that the statements contained in the
Organization foregoing document are true and correct.
Signature of Authorized Agent
Director East Fork Ditch Co.
Title and Organization
1-12-07
Date

State of Idaho)
County of Adams) SS.

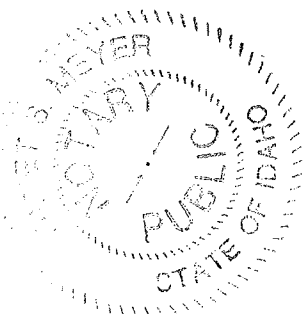
Subscribed and sworn (or affirmed) before me this

of JMC 2007

12-11
January
Notary Public

Residing at Chandler

My commission Expires 8/21/12



SCANNED
JAN 22 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

December 13, 2006

MVB
12/13/06

KENNETH WARD
2096 N GALENA RD
COUNCIL ID 83612

RE: Amended claim 67-11413 for East Fork Ditch Co.

Dear Mr. Ward:

Per our phone conversation this afternoon, I am sending an amended claim for Snake River Basin Adjudication (SRBA) claim 67-11413. 67-11413 had originally been claimed for 16.055 cfs to cover previously decreed rights 67-109 through 67-142. Per investigation today, 67-109 through 67-142 add up to 803 inches, or 16.06 cfs. The enclosed claim is amended to include this additional flow; you will see it highlighted in yellow.

I am also sending a copy of the Muir v. Allison decree pages that list the East Fork Ditch decreed rights 67-109 through 67-142 so you can examine them with your records.

Please call me at (208) 287-4907 if you need further assistance.

Respectfully submitted,

Monica P. Van Bussum
Water Resource Agent/GIS Technician
Adjudication Bureau

11/14/2006

NOTICE OF ERROR
REPLY

RECEIVED

DEC 12 2006

DEPARTMENT OF
WATER RESOURCES

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: December 8, 2006

Water right number: 67-11413

EAST FORK DITCH CO LTD

C/O JANET MEYER

BOX 481

COUNCIL ID 83612

Telephone Number: (208)253-6988

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

We disagree with quantity

2. Describe the changes you wish to make in the proposed recommendation:

The quantity should be changed from 16.055 cfs to 16.08 cfs

3. Give a brief explanation as to why you disagree with these portions:

This Right is a combination of old Right Nos 67-00109 thru 67-00142, the sum of which quantities are 16.08 CFS

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12-7-06

SIGNATURE: *KW*

Please print your name: Kenneth Ward East Fork Ditch Co.

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

*Rights 109-142 = 803 inches * $\frac{0.02 \text{ cfs}}{\text{inch}}$ = 16.06 cfs*

Claim 67-11413 is for 16.055 cfs.

No changes at this time. Would need amended claim to recommend 16.06 cfs.

Send amended claim MVB 12-13-06

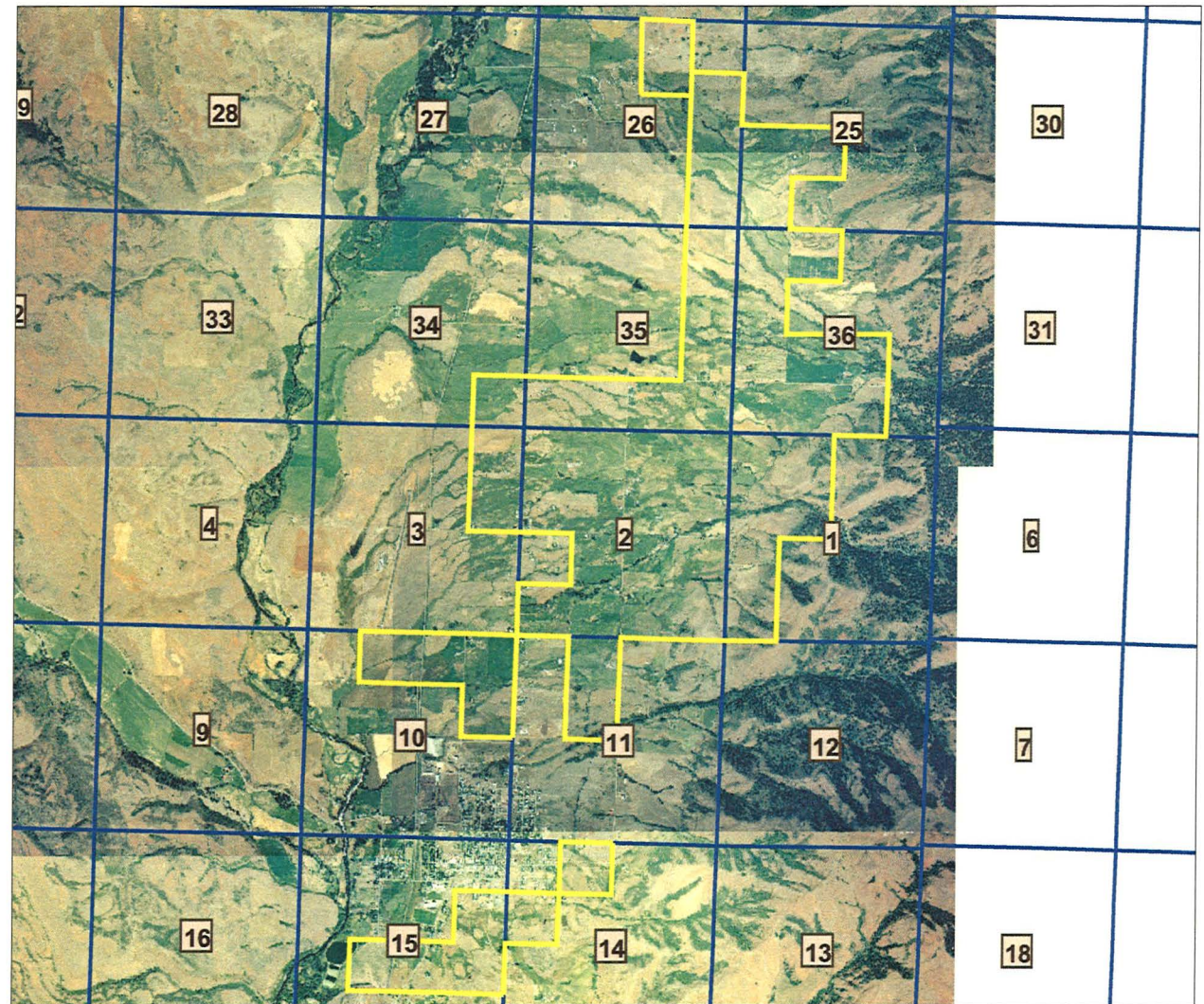
SCANNED
DEC 13 2006

East Fork Ditch Co Ltd

[illegible]

☆ I have seen 16.055 cfs in this ditch as long as East Fork has enough flow.
of water

 East_fork_dc.shp
 Section Lines



A horizontal scale bar with tick marks at 0, 2, and 4 miles. The text '0', '2', and '4 Miles' is positioned above the bar. The bar itself is a solid black line.

T16N R01W
T17N R01W



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 67-11413
Date Received: 1/2/1990
Receipt No: W007325
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EAST FORK DITCH CO LTD Phone: (208)253-6988
C/O JANET MEYER
BOX 481
COUNCIL ID 83612

2. Date of Priority: 07/01/1905

3. Source: WEISER RIVER EAST FORK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
17N	01E	15	NW SE	ADAMS	

5. Description of diverting works:

CONC DAM, HEADGATE, DITCHES, GRAV. FLOWS, PUMPS AND SPRINKLER S.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	16.055	

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

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APR 12 2004

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
16N	01W	1	NE	NW		IRRIGATION	41
			NW	NW		IRRIGATION	42
			SW	NW		IRRIGATION	38
			SE	NW		IRRIGATION	25
			NW	SW		IRRIGATION	23
			SW	SW		IRRIGATION	24
						Section Acres	193
16N	01W	2	NE	NE		IRRIGATION	37
			NW	NE		IRRIGATION	30
			SW	NE		IRRIGATION	20
			SE	NE		IRRIGATION	37
			NE	NW		IRRIGATION	30
			NW	NW		IRRIGATION	25
			SW	NW		IRRIGATION	24
			SE	NW		IRRIGATION	24
			NE	SW		IRRIGATION	29
			SW	SW		IRRIGATION	34
			SE	SW		IRRIGATION	40
			NE	SE		IRRIGATION	38
			NW	SE		IRRIGATION	42
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	490
16N	01W	3	NE	NE		IRRIGATION	21
			SE	NE		IRRIGATION	32
						Section Acres	53
16N	01W	10	NE	NE		IRRIGATION	38
			NW	NE		IRRIGATION	36
			SE	NE		IRRIGATION	36
			NE	NW		IRRIGATION	38
						Section Acres	148
16N	01W	11	NE	NW		IRRIGATION	40
			SE	NW		IRRIGATION	11
						Section Acres	51
16N	01W	14	NE	NW		IRRIGATION	2

			NW	SW	IRRIGATION	17
					Section Acres	19
16N	01W	15	SE	NE	IRRIGATION	27
			NE	SW	IRRIGATION	29
			NE	SE	IRRIGATION	39
			NW	SE	IRRIGATION	38
					Section Acres	133
17N	01W	25	NW	SW	IRRIGATION	37
			SW	SW	IRRIGATION	35
					Section Acres	72
17N	01W	26	SE	NE	IRRIGATION	40
			NE	SE	IRRIGATION	40
			SE	SE	IRRIGATION	8
					Section Acres	88
17N	01W	34	SE	SE	IRRIGATION	5
					Section Acres	5
17N	01W	35	SE	NE	IRRIGATION	40
			SW	NW	IRRIGATION	30
			SE	NW	IRRIGATION	40
			NW	SW	IRRIGATION	32
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	5
			NW	SE	IRRIGATION	12
			SW	SE	IRRIGATION	21
			SE	SE	IRRIGATION	40
			NE	NE	IRRIGATION	35
			SW	NE	IRRIGATION	40
					Section Acres	375
17N	01W	36	SE	NE	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NW	SW	IRRIGATION	27
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SW	NE	IRRIGATION	40

Section Acres	427
Total Acres	2054

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

EAST FK. DITCH IS NOT IS NOT COLLECTING FEE'S FOR LANDS IRRIGATED. MILL CREEK WATER RIGHTS THAT OVERLAP THESE CAN NOT BE DETERMINED AT THIS TIME, SO EXACT AMOUNTS PAID CAN NOT BE DETERMINED AT THIS TIME. THE DITCH CO IS PAYING ENTIRE AMOUNT AND ANY REFUND SHOULD BE MADE TO EAST FORK DITCH. THIS RIGHT IS COMBINED FROM DECREED RIGHTS A67-00109 THRU A67-00142 INTO THIS CLAIM, A67-11413.

15. Basis of Claim: Decreed

LAND LIST
E.F.K. PITCH

67-11413

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
PERMIT																						
FOUND																						
OVERLAP																						
DIFFERENCE																						

P/D OVERLAP BUT ACRES NOT OVERLAPPING, USE FOR SYSTEM TOTAL CALCULATIONS

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
		16N	1W	1					41	42	38	25	23	24							193	
		16N		2	37	30	20	37	30	25	24	24	29	34	40	38	42	40	40		490	
		16N		3	21			32													53	
		16N		10	38	36		36	38												148	
		16N		11					40			11									51	
		16N		14					2				17								19	
		16N		15				27					29				39	38			133	
		17N	1W	25									37	35							72	
		17N	1W	26				40									40			8	88	
		17N	1W	35	34	35	40	40		30	40		32	40	40	5	12	21	40		375	
		17N	1W	34																5	5	
		17N	1W	36		40	40	40	40	40	40	40	40	27	40	40		40			427	

should be
(see maps attached to claims)
rev
5/30/97

Amend land list on

A67-11413

-11416

-03053Y

2054 Acres

MICROFILMED

OCT 01 1992

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: A67-11413
Date Received: 1/02/1990
Receipt No: W00 7325
Received By: RJL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EAST FORK DITCH CO., LTD. 208-253-6988
Address: C/O JANET MEYER
BOX 481
COUNCIL, ID 83612
2. Date of Priority: JUL 01, 1905
3. Source: EAST FORK WEISER RIVER Trib. to: WEISER RIVER
4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County
17N 01E 15 NW SE ADAMS
5. Description of diverting works:
CONC DAM, HEADGATE, DITCHES, GRAV. FLOWS, PUMPS AND SPRINKLER S.
6. Water is used for the following purposes:
Purpose From To C.F.S (or) A.F.A.
IRRIGATION 03/15 11/15 16.055
7. Total Quantity Appropriated is:
16.055 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
STOCKWATER WITH IRRIGATION
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
16N	01W	1	NE	NW		IRR	41.0
			NW	NW		IRR	42.0

A67-11413 Page 1 Date: 01/02/90

MICROFILMED
OCT 05 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
16N	01W	1	SW		NW		IRR	38.0
			SE		NW		IRR	25.0
			NW		SW		IRR	23.0
			SW		SW		IRR	24.0
							Section Acres	193.0
		2	NE		NE		IRR	37.0
			NW		NE		IRR	30.0
			SW		NE		IRR	20.0
			SE		NE		IRR	37.0
			NE		NW		IRR	30.0
			NW		NW		IRR	25.0
			SW		NW		IRR	24.0
			SE		NW		IRR	24.0
			NE		SW		IRR	29.0
			SW		SW		IRR	34.0
			SE		SW		IRR	40.0
			NE		SE		IRR	38.0
			NW		SE		IRR	42.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	490.0
		3	NE		NE		IRR	21.0
			SE		NE		IRR	32.0
							Section Acres	53.0
		10	NE		NE		IRR	38.0
			NW		NE		IRR	36.0
			SE		NE		IRR	36.0
			NE		NW		IRR	38.0
							Section Acres	148.0
		11	NE		NW		IRR	40.0
			SE		NW		IRR	11.0
							Section Acres	51.0
		14	NE		NW		IRR	2.0
			NW		SW		IRR	17.0
							Section Acres	19.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
16N	01W	15	SE		NE		IRR	27.0
			NE		SW		IRR	29.0
			NE		SE		IRR	39.0
			NW		SE		IRR	38.0
							Section Acres	133.0
		25	NW		SW		IRR	37.0
			SW		SW		IRR	35.0
							Section Acres	72.0
		26	SE		NE		IRR	40.0
			NE		SE		IRR	40.0
			SE		SE		IRR	8.0
							Section Acres	88.0
		34	SE		SE		IRR	5.0
							Section Acres	5.0
		35	NE		NE		IRR	35.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			SW		NW		IRR	30.0
			SE		NW		IRR	40.0
			NW		SW		IRR	32.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	5.0
			NW		SE		IRR	12.0
			SW		SE		IRR	21.0
			SE		SE		IRR	40.0
							Section Acres	375.0
		36	SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	36	NW	SW		IRR	27.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			SW	SE		IRR	40.0
						Section Acres	427.0
						Total Acres	2054.0

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

A67-02053Y, FLOOD WATER RIGHT A67-11416

14. Remarks:

EAST FK. DITCH IS NOT IS NOT COLLECTING FEE'S FOR LANDS IRRIGATED. MILL CREEK WATER RIGHTS THAT OVERLAP THESE CAN NOT BE DETERMINED AT THIS TIME, SO EXACT AMOUNTS PAID CAN NOT BE DETERMINED AT THIS TIME. THE DITCH CO IS PAYING ENTIRE AMOUNT AND ANY REFUND SHOULD BE MADE TO EAST FORK DITCH. THIS RIGHT IS COMBINED FROM DECREED RIGHTS A67-00109 THRU A67-00142 INTO THIS CLAIM, A67-11413.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

vs

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 Organizations:

I do solemnly swear or affirm that I am Director of
Title
East Fork Ditch Co. Ltd., that I have signed the foregoing
Organization
document in the space below as Director of
Title
East Fork Ditch Co. Ltd. and that the statements contained in the
Organization
foregoing document are true and correct.

James D. Meyer
Signature of Authorized Agent

Director East Fork Ditch Co. Ltd.
Title and Organization

1-2-90
Date

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of JAN 19 90

Ron Howerton
Notary Public

Seal

Residing at Ron Howerton
Residing at Boise, Idaho
My Commission Expires My Commission Expires December 8, 1994

LAND LIST
E.F.K. PITCH

67-11413

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
PERMIT																						
FOUND																						
OVERLAP																						
DIFFERENCE																						

P/D OVERLAP BUT ACRES NOT OVERLAPPING, USE FOR SYSTEM TOTAL CALCULATIONS

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
		16N	1W	1					41	42	38	25		23	24						193	
				2	37	30	20	37	30	25	24	24	29		34	40	38	42	40	40	490	
				3	21			32													53	
				10	38	36		36	38												148	
				11					40			11									51	
				14					2					17							19	
				15				27					29				39	38			133	
				25										37	35						72	
				26				40									40			8	88	
				35	35		40	40			30	40		32	40	40	5	12	21	40	375	
				34																5	5	
				36			40	40	40	40	40	40	40	27	40	40			40		427	

2054 ACRES

MICROFILMED

OCT 05 1992

W. W. Tomlinson	55 ✓	June 13, 1905	67 8105
Sarah Vantis	40 ✓	June 13, 1905	67 8106
W. W. Tomlinson	10 ✓	June 13, 1905	67 8107
W. W. Tomlinson	8 ✓	Dec 31, 1905	67 8108

East Fork Ditch.

Frank M. Brown	70 ✓	July 1, 1905	67 8109
George M. Brown	35 ✓	July 1, 1905	67 8110
W. A. Carr	15 ✓	July 1, 1905	67 8111
C. A. Finden and F. P. Hagan	30 ✓	July 1, 1905	67 8112
W. H. Camp	40 ✓	July 1, 1905	67 8113
L. L. Burtenshaw and Harvey Huston	4 ✓	July 1, 1905	67 8114
Nattie O. Burtenshaw	3 ✓	July 1, 1905	67 8115
J. H. Kauffman	10 ✓	July 1, 1905	67 8116
Will Kauffman	9 ✓	July 1, 1905	67 8117
J. H. McGinley sub., for E. E. Krigbaum	20	July 1, 1905	67 8118
Anna L. Morrow	5	July 1, 1905	67 8119
S. D. Piper	25	July 1, 1905	67 8120
Lillian G. Spofford	106 ✓	July 1, 1905	67 8121
Fred Cool	37 ✓	July 1, 1905	67 8122
C. H. Weed	10 ✓	July 1, 1905	67 8123
F. E. Weymouth	30 ✓	July 1, 1905	67 8124
John Ingram	20 ✓	July 1, 1905	67 8125
C. F. Lappin	30 ✓	July 1, 1905	67 8126
A. E. Flenley, sub for A. C. Petters	20 ✓	July 1, 1905	67 8127
H. W. Anderson	10 ✓	July 1, 1905	67 8128
E. H. Hedley	5 ✓	July 1, 1905	67 8129
T. H. Upchurch	10 ✓	July 1, 1905	67 8130
C. H. Hard	24 ✓	July 1, 1905	67 8131
Minnie Rabbo	5 ✓	July 1, 1905	67 8132
O. C. Smith	34 ✓	July 1, 1905	67 8133
Carrie McLow	3 ✓	July 1, 1905	67 8134
J. D. Neely	3 ✓	July 1, 1905	67 8135
Riley Atkinson	14 ✓	July 1, 1905	67 8136
Ray McBirney	20 ✓	July 1, 1905	67 8137

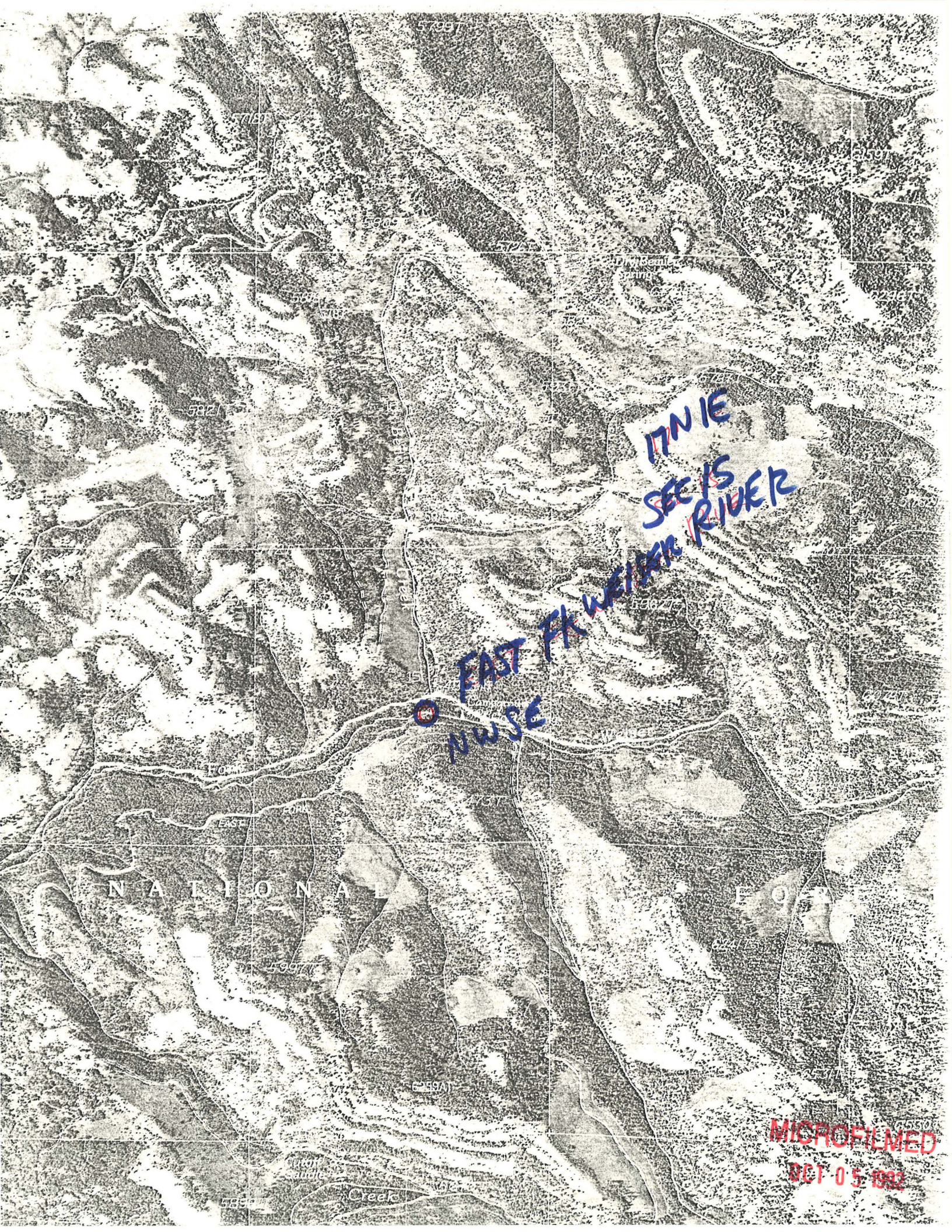
Janet Ketchum	20 ✓	July 1, 1905	67 8138
J. S. Hamilton	10 ✓	July 1, 1905	67 8139
Whitney P. Jones	40 ✓	July 1, 1905	67 8140
Council Valley Orchards Company	110	July 1, 1905	67 8141
Henry Van Kleeck	274	July 1, 1905	67 8142

West Fork Weiser River.

E. J. Glenn Ditch.

T. J. Glenn	53	May 1, 1905	67 8143
Joel Glenn	15	May 1, 1905	67 8144
	4	May 1, 1905	67 8145

MICROFILMED
OCT 5 1992



17N 1E
SEC 15
RIVER

EAST FK WEIDEN
NWSE

MICROFILMED
OCT 05 1992

COUNCIL NW ORT
IDAHO

R. I. W. R. I. E.
548

27' 30"

544

545

546 25'

330 000 | FEET

48

GRANDEN-SEC II

THE
CITY
OF
NEW
YORK

2554

CONTOUR

MICROFILMED
OCT 05 1992

EAST York Ditch

Schwartz, K.M. & F.G.
4.92 + 4.92 ac

T 16 N R 1 W Sec 2

~~Stouner, Fred~~ ~~4.92~~ NW NW Schwilling, Steve 24.68 (4.92) 9.84 9.92	~~Stouner, Fred~~ ~~Hill, Tom~~ NENW Schwilling, S 9.79 (29.39) 9.79 9.79	~~Hill, Tom~~ STOUNER, 9.83 NWNE 9.83 ~~29.480~~ 9.82 ~~19.290~~ (30)	VAILE 9.92 Woods, Herbert 9.9 NE NE STOUNER, Fred 9.88 Edwards, Mark 7.86 (31)
N Schwilling, Steve 9.84 S WNW Robinson, George 9.53 (4.72) EASTLICK, Roy 4.4 (24)	Schwilling, S 9.79 SENW UPAH - 4.6 Robinson, George 4.71 EASTLICK, Roy 4.6 (24)	Stouner, Fred 4.78 & 4.87 E WNE 9.64 ~~9.880~~ ac Stouner, Fred Schumacher, James ~~Anderson 3.14~~ MARTINUANGE 5 ac (20)	NE Edwards, Mark 5.18 5.03 Green, Nelma 12 SENE Bailey, Elyum 4.71 Barrett, Linda 8.18 Woods, Herbert 1.97 (37)
(SW) Shetton, Leslie 5.04 Morris, Darrell 18.4 Moos, Gerhard 9.82 34	4.49 9.62 9.57 9.51 NESW Rudger, Dave 33.190 ac 7.050	(10) ~~Stouner, Fred~~ Howell, Nelson 9.77 Laren, Steve 11.310 ac Rudger, Dave NWSE ~~7.050~~ 10.730 9.71 McReady, George (9.71) ~~4.050~~ 10.730 (SE)	türner, Fred 4.8 4.78 NESE 10.28 10.56 ~~4.050~~ 37.050
SWSW Stewart, Mark 30.16 Bear, John 10.05 40	SESW 20.11 10.05	Muller, Ferd SWSE 40 ac 27 540	Furner, Fred? Muller, Ferd SESE 40 ac 27

5062
312
818

MICROFILMED

OCT 05 1992

490 Acres

QUITCLAIM DEED

FOR VALUE RECEIVED, I, KENNETH A. SCHWARTZ, a divorced man,

do hereby convey, release, remise and forever quit claim

unto SARAH C. SCHWARTZ,

whose address is HC 62, Box 1460, Council, Idaho 83612,

the following described premises, to-wit:

A parcel of land situated in the County of Adams,
State of Idaho, described as follows:

TOWNSHIP 16 NORTH, RANGE 1 WEST, BOISE MERIDIAN

SECTION 3: North One-Half (1/2) of Lot 1.

TOWNSHIP 17 NORTH, RANGE 1 WEST, BOISE MERIDIAN

SECTION 34: A tract of land described as beginning
at the Southeast corner of the Southeast Quarter and
running thence West 80 rods; thence North 10 rods; thence
East 80 rods; thence South 10 rods to the place of beginning.

Together with all water and water rights, ditches and
ditch rights, used thereon or appurtenant thereto, in-
cluding but not limited to 10 shares of the capital stock
of the East Fork Ditch Company.

Subject to exceptions, reservations and easements of
record.

Subject to Real Estate Mortgage to United States of
America, acting through the Farmers Home Administration,
United States Department of Agriculture, dated August 19,
1969, recorded August 19, 1969, as instrument No. 47918,
records of Adams County, Idaho, which Grantee assumes and
agrees to pay.

together with their appurtenances.

Dated:

Kenneth A. Schwartz
KENNETH A. SCHWARTZ

8/21/89

ACKNOWLEDGMENT - Individual

STATE OF Idaho, County of Adams, ss.

On this 21st day of August, 1989, before me the undersigned, a notary public, personally appeared Kenneth A. Schwartz,

known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Notary Public: *Michael Fisk*

Residing at: *Council, Idaho*

My Commission Expires:

STATE OF IDAHO, COUNTY OF ADAMS

I hereby certify that this instrument was filed for record
at the request of SARAH C. SCHWARTZ

at 35 minutes past 1 o'clock P m.,
this 21 day of August
1989, in my office, and duly recorded in Book 42M
of Deeds at page 063

MICHAEL FISK

Ex-Officio Recorder

By *Singee Notary*

Deputy.

Fees \$3.00

Mail to: Sarah C. Schwartz, HC62, Box 1460
Council, ID 83612



PIONEER TITLE COMPANY
OF ADA COUNTY
821 W. State St.
Boise, Idaho 83702 - 208-336-6700
Representing Titor Title Insurance Company

MICROFILMED

OCT 05 1992

EAST York Ditch

16N 1W Sec 3

~~Schwartz, Sarah~~

Schwartz, Sarah

20.38 ac

NENE

~~NE~~

Barker, Rod

32.02

SENE

(3)

~~Kraush, Enid~~

~~SE~~

~~Rod~~

MICROFILMED

OCT 05 1992 S 3 ACRES

16N 1W Sec 10

Kroush, Enid

37.7094.

NENW

(NW)

Childers, Merrill
Kroush, Enid

38.687

6.89ac

NWNE

(30)

Childers, M
38.2006

NENE

(NE)

Childers, M

35.5901

SENE

(10)

(30)

MICROFILMED

OCT 05 1992 48 ACRES

16N RIW Sec 11

NE NW

Bear, John A
40 A

NW

Childers, Darrell
10.75 AC

SE NW

11

NE

SW

SE

MICROFILMED

OCT 05 1992

51

EAST YORK Ditch Co

16N R1W 14

Hancock, Joe
2.05 ac

NE NW

NW

Johnson, Lillie

ECAMP, J+J

16.800

(8.32)
(8.48)

NW SW

SW

MICROFILMED

OCT 05 1992

19

EAST Fork Ditch

16N R1W 15



SENE

CAMP, Jim & John

17.55

6.21

11.81

1.47

18.08

27.04 ac

~~At NW 1/4 Stouner~~

~~33.790 ac~~

NWSW

~~Stouner~~ 4.90

28.89

NESW

Johnson, L

5.61 ac



Meyer, Ron

1.14

Johnson, Lillie

36.25

NWSE

38

37.34



Johnson, Lillie

38.71

NESE

39

MICROFILMED

OCT 05 1992

133

EAST Fork Ditch

17N 1W 25

Hill, TOM
NWSW
~~4000~~
36.69

Hill, TOM
~~37.400~~ ac
34.402
SWSW
35

(SW)

72

FILED
OCT 05 1992

EAST FORK DITCH CO

17N 1W 26

(NE)

Hansen, Gary 39.9a

SENE

40

Hill, TOM

~~39.9a~~

39.973

NESE

~~47.42000~~

40

(SE)

Hill, TOM ~~7.7.45~~
~~8.42000~~

SESE

8

MICROFILMED
OCT 05 1992

88

EAST Fork Ditch FROM 1HH 57/20

1-59

See 1-74 →

17N 1W 35

Harvey
34 ac

~~Stoner~~
NENE

~~48.97 ac~~

Harvey
SENE
33 ac

Stoner
7 ac

Harvey 4.59 ac

Vaile, O'Dell

~~Camp 2~~
~~J. L. Lanna~~
NESE

Vaile, O'Dell

40 ac
7.08 ac
9.85 ac
2.42
SESE

Stoner
40
SWNE

Stoner, Fred
Vaile, O'Dell
12.09 ac
NWSE

Kesler, Don 5.0
Vaile, O'Dell
15.56
~~Will, Tom~~
3.5 ac
SWSE

40 ac
SENW

29.51

SW NW

Stoner (A) (Ronald)
85.78 ac

Stoner A
15.92
16.11
32.03
NW SW

Stoner A
~~16.11 ac~~
NESW

Harvey, Lillian
40 ac

HARVEY, Lillian
40 ac

SESW

SW SW

7.38
6.36
1.82
15.56

MICROFILMED
OCT 05 1992

376

EAST Fork Ditch Co

17N 1W 34

~~NW~~

~~NE~~

~~SW~~

~~SE~~

SESE

Schwartz, Sarah
S.A.

42M63
8/21/89

MICROFILMED
OCT 05 1992

5

EAST Fork Ditch

~~16N 1W 1A~~

11H-55

17N 1W 36

Harvey, Lillian

~~Hancock, Joe~~

40
NWNW

NE NW
Harvey, Lillian
40

Harvey, Lillian

(NW)

40
SWNW

Balderson

40
SE NW

(NE)

Balderson
40
SWNE

Balderson
40
SENE

Harvey, Lillian

Engle, Ed

26.18 ac

NWSW

Balderson, Gerald

40 ac

NESW

Balderson, G.

NWSE

Williams, R.

(SW)

Williams, R. 22.36 ac

Balderson
17.64 ac

40 ac

SWSW

40 ac

SESW

Balderson, Gerald

40 ac

40 ac

SWSE

(SE)

795
961

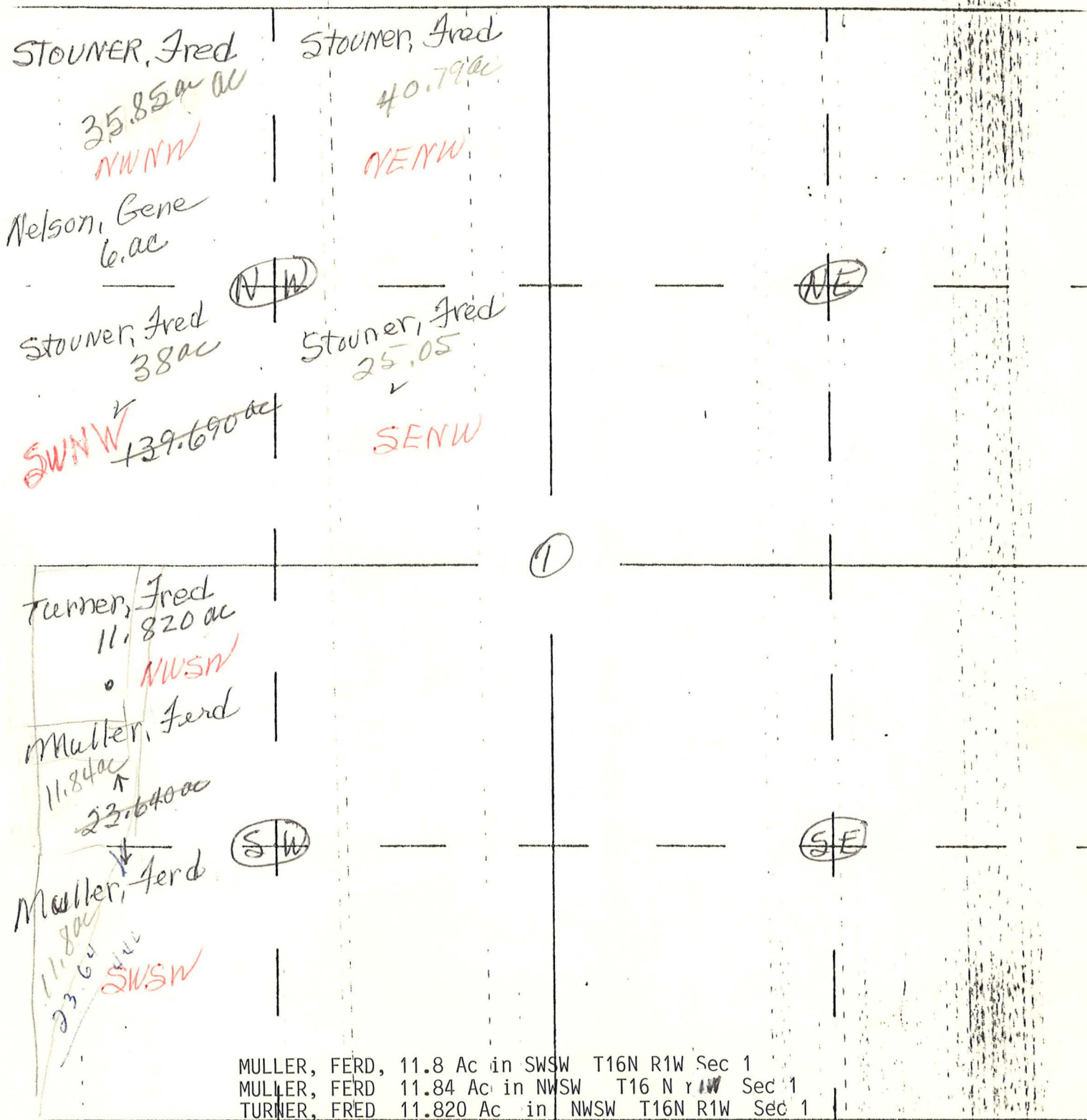
MICROFILMED

OCT 05 1992

4207

EAST Fork Ditch

T16N R1W Sec 1



1780 x
1320

STOVNER, FRED 35.85 Acres in NWNW, T16N R1W Sec 1
~~STOVNER~~ NELSON, Gene 6 Ac " " " " "
 STOVNER, FRED 38. ac in SWNW " " "
 Stovner, fred 40.79 Ac in NENW " " "
 STOVNER, FRED 25.05 AC in SENW " " "

MICROFILMED
OCT 5 1992

193 ACRES

Shurte, Jan

From: Tomich, Dan
Sent: Thursday, July 19, 2001 11:32 AM
To: Shurte, Jan
Cc: Shaff, Don
Subject: East Fork Ditch Claims

Loni - Phz. Pull
FILLS + SEE WHAT
YOU THINK.

Hi Jan I assume you are now ahead of schedule and under buget, ha ha. Anyway, I was in Council for a meeting and field trip on July 12 for the hydropower application of a proposed powerplant using the East Fork Ditch. I was checking the Adj. claims for the **East Fork Ditch, 67-11413, and 67-11416(flood flows)** in relation to this power project, and noticed that the place of use showed no lands north of the Mill Creek road in Township 17N. The ditch company serves lands in 17N, so checked with them and we noticed an error in the place of use for these two claims.

The place of use for both claims should have the lands in Sections 25, 26, 34, 35, & 36 as being in T17N, R1W, not in T16N, R1W as shown on the claim in the data base. The other lands(Sections 1, 2, 3, 10, 11, 14, & 15) shown for T16N are correct.

Ken Ward with the ditch company checked this and called me today to verify the place of use. He also said that the 1990 mailing you did was correct, so it looks like someone failed to show T17N for these sections in the data base. Ken also said he thought the flow rate should be 16.78 cfs, but wasn't sure about that. He can be reached at his home in Council, at 253-6080 if you need to check with him.

I told him we would correct the data base and then the flow issue and anything else would be reviewed when you do the basin in 2003/2004.

Have a good day! Dan

Claims have been changed to show correct Township.

SCANNED
APR 12 2004

CLAIMANT'S NAME: Holcomb/Masters, E. Fork Ditch Co DATE: 10/11/1994
CITY: Adams (Janet Meyer, ~~888~~ 253-4242)
EMPLOYEE: M. Minicucci

I returned Ms. Meyer's call on Friday regarding ownership of decreed Rights Nos 67-00117 & 67-00139.

She stated that E-Fork Ditch owns the water Right & sells shares to water users. She will provide documentation to IDWR.

She also stated that the Holcombs do not have ditch water - the ditch is on the opposite side of the highway from their property. This corresponds with fact that decreed Rights were not decreed appurtenant to Holcombs' land. See corr. (10/05/1994) in file A67-11154.



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

October 6, 1994

R. KEITH HIGGINSON
DIRECTOR

JANET MEYER
EAST FORK DITCH CO LTD
BOX 481
COUNCIL ID 83612

RE: Notice of Claim to a Water Right No. A67-11413

Dear Ms. Meyer:

The claim referenced above was filed in the Snake River Basin Adjudication (SRBA) by East Fork Ditch Company LTD., as a combination of decreed right numbers 67-00109 through 67-00142. While researching a claim filed by another claimant, it was discovered that there have been duplicate claims filed on two of the decreed water rights. The two rights, 67-00117 and 67-00139 have also been claimed by a private party.

At this time we would like to clarify ownership of these water rights. Please submit documentation of your ownership of decreed water right numbers 67-00117 and 67-00139 to this office. The documentation should indicate if the ditch company has legal title (the water users have the right to the use of water represented by shares in the company) or if the water users have title and the ditch company just operates and maintains the water delivery system.

Proof of ownership of the water rights has also been requested from the other claimant who filed on 67-00117 and 67-00139. Although IDWR is not currently investigating SRBA claims in the Weiser River drainage, ownership of the water rights will have to be determined before these claims can be recommended to the court for decree. Please submit proof of ownership of the water rights at your earliest convenience.

If you have any questions or need additional information, please contact this office.

Sincerely,

Maria Minicucci

MM:m
Enc: Profile Report A67-11413