

RECEIVED

NOV 28 1995

WATER RESOURCES
WESTERN REGION

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: A67-14095
Date Received: 9/26/1989
Receipt No: W006047
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: MELVIN A DOTSON
Address: 3101 RUSH CREEK RD
CAMBRIDGE ID

208-257-3416

83610

Name: INEZ G DOTSON
Address: 3101 RUSH CREEK RD
CAMBRIDGE ID

208-257-3416

83610

2. Date of Priority: MAR 20, 1911

3. Source: RUSH CREEK

Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	03W	22	SE	NE			WASHINGTON

5. Description of diverting works:
HEADGATE, WEIR, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.940		

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

A.F.A.

8. Total consumptive use is 222.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	03W	28	SW	NW		IRR	9.0

A67-14095

Page 1

Date: 11/09/95

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15N	03W	28	SE	NW	IRR	12.0
			NE	SW	IRR	24.0
			NW	SW	IRR	14.0
			NW	SE	IRR	15.0
					Section Acres	74.0
					Total Acres	74.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-04246

14. Remarks:
TRANS.#227.
THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 67-00303 AND
67-00304.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs

Decree Defendant

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

Renumbered to A67-14095

Ident. Number: A67-00303

Date Received: 9/26/1989

Receipt No: W006047

Received By: LW

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: MELVIN A. DOTSON 208-257-3416
Address: 3101 RUSH CREEK RD.
CAMBRIDGE, ID 83610

Name: INEZ G. DOTSON 208-257-3416
Address: 3101 RUSH CREEK RD.
CAMBRIDGE, ID 83610

2. Date of Priority: MAR 20, 1911

3. Source: RUSH CREEK Trib. to: WEISER RIVER

4 Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	03W	22	SE	NE			WASHINGTON

5. Description of diverting works:
HEADGATE, WEIR, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.940		

7. Total Quantity Appropriated is:
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8. Total consumptive use is 222.0 Acre Feet Per Annum.

9. Non-irrigation uses:

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~~OCT 11 1992~~

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OCT 22 1990

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	03W	28	SW	NW		IRR	9.0
			SE	NW		IRR	12.0
			NE	SW		IRR	24.0
			NW	SW		IRR	14.0
			NW	SE		IRR	15.0
					Section Acres		74.0
					Total Acres		74.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-04246

14. Remarks:
TRANS.#227.
WATER RIGHT NUMBER 67-00303 AND 67-00304 HAVE BEEN COMBINED IN THIS FILING. THIS INCLUDED COMBINING THE AMOUNT OF WATER AND THE PLACES OF USE.
ADDED THE POINT OF DIVERSION.
3/15/1990-AMENDED THE NUMBER OF ACRES UNDER PLACE OF USE RESULTING IN A DECREASE FROM 320 TO 74 ACRES. NO OTHER CHANGES MADE EXCEPT FOR THE ADDITION OF THE CONSUMPTIVE USE. SEE ATTACHED LETTER REQUESTING THIS CHANGE. L.R.W.

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

JOHN T. MUIR
Decree Plaintiff

vs WILLIAM ALLISON
Decree Defendant

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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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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~~OCT 01 1992~~
~~MICROFILMED~~
OCT 22 1996

2

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

RECEIVED

OCT 18 1989

Ident. Number: A67-00303
Date Received: 9/26/1989
Receipt No: W006047
Received By:

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MELVIN A. DOTSON 208-257-3416
Address: 3101 RUSH CREEK RD.
CAMBRIDGE, ID 83610

Name: INEZ G. DOTSON 208-257-3416
Address: 3101 RUSH CREEK RD.
CAMBRIDGE, ID 83610

2. Date of Priority: MAR 20, 1911

3. Source: RUSH CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	03W	22	SE	NE			WASHINGTON

5. Description of diverting works:
HEADGATE, WEIR, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.940		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A67-00303

Page 1

Date: 09/26/89

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~~OCT 11 1992~~

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~~OCT 22 1996~~

3

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
15N	03W	28	NW	NE		IRR	40.0	0
			SW	NE		IRR	40.0	0
			SW	NW		IRR	40.0	9
			SE	NW		IRR	40.0	12
			NE	SW		IRR	40.0	24
			NW	SW		IRR	40.0	14
			NW	SE		IRR	40.0	15
						Section Acres	280.0	74
		29	NE	SE		IRR	40.0	0
						Section Acres	40.0	0
						Total Acres	320.0	74

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-04246

14. Remarks:
TRANS.#227.
WATER RIGHT NUMBER 67-00303 AND 67-00304 HAVE BEEN COMBINED IN
THIS FILING. THIS INCLUDED COMBINING THE AMOUNT OF WATER AND THE
PLACES OF USE.
ADDED THE POINT OF DIVERSION.

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

JOHN T. MUIR		WILLIAM ALLISON
Decree Plaintiff	vs	Decree Defendant

4

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

~~MICROFILMED
OCT 01 1992~~

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OCT 22 1996

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: A67-00303
Date Received: 9/26/1989
Receipt No: W006047
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MELVIN A. DOTSON 208-257-3416
Address: 3101 RUSH CREEK RD.
CAMBRIDGE, ID 83610
OR
Name: INEZ G. DOTSON 208-257-3416
Address: 3101 RUSH CREEK RD.
CAMBRIDGE, ID 83610
2. Date of Priority: MAR 20, 1911
3. Source: RUSH CREEK Trib. to: WEISER RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 15N | 03W | 22 | SE | NE | | | WASHINGTON |
5. Description of diverting works:
HEADGATE, WEIR, DITCH
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.940 | | |
7. Total Quantity Appropriated is:
0.940 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	03W	28	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			NW	SE		IRR	40.0
						Section Acres	280.0
		29	NE	SE		IRR	40.0
						Section Acres	40.0
						Total Acres	320.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-04246

14. Remarks:
TRANS.#227.
WATER RIGHT NUMBER 67-00303 AND 67-00304 HAVE BEEN COMBINED IN
THIS FILING. THIS INCLUDED COMBINING THE AMOUNT OF WATER AND THE
PLACES OF USE.
ADDED THE POINT OF DIVERSION.

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

JOHN T. MUIR
Decree Plaintiff

vs

WILLIAM ALLISON
Decree Defendant

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OCT 22 1992
OCT 22 1990

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): X Melvin a Dotson Date: Sept. 26, 1989
Inez L. Dotson Date: Sept. 26, 1989

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 26 day
of Sept 19 89

Linda Werner
Notary Public

Seal

Residing at Linda A. Werner
Residing at Boise, Idaho
My Commission Expires December 8, 1994

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OCT 01 1992~~

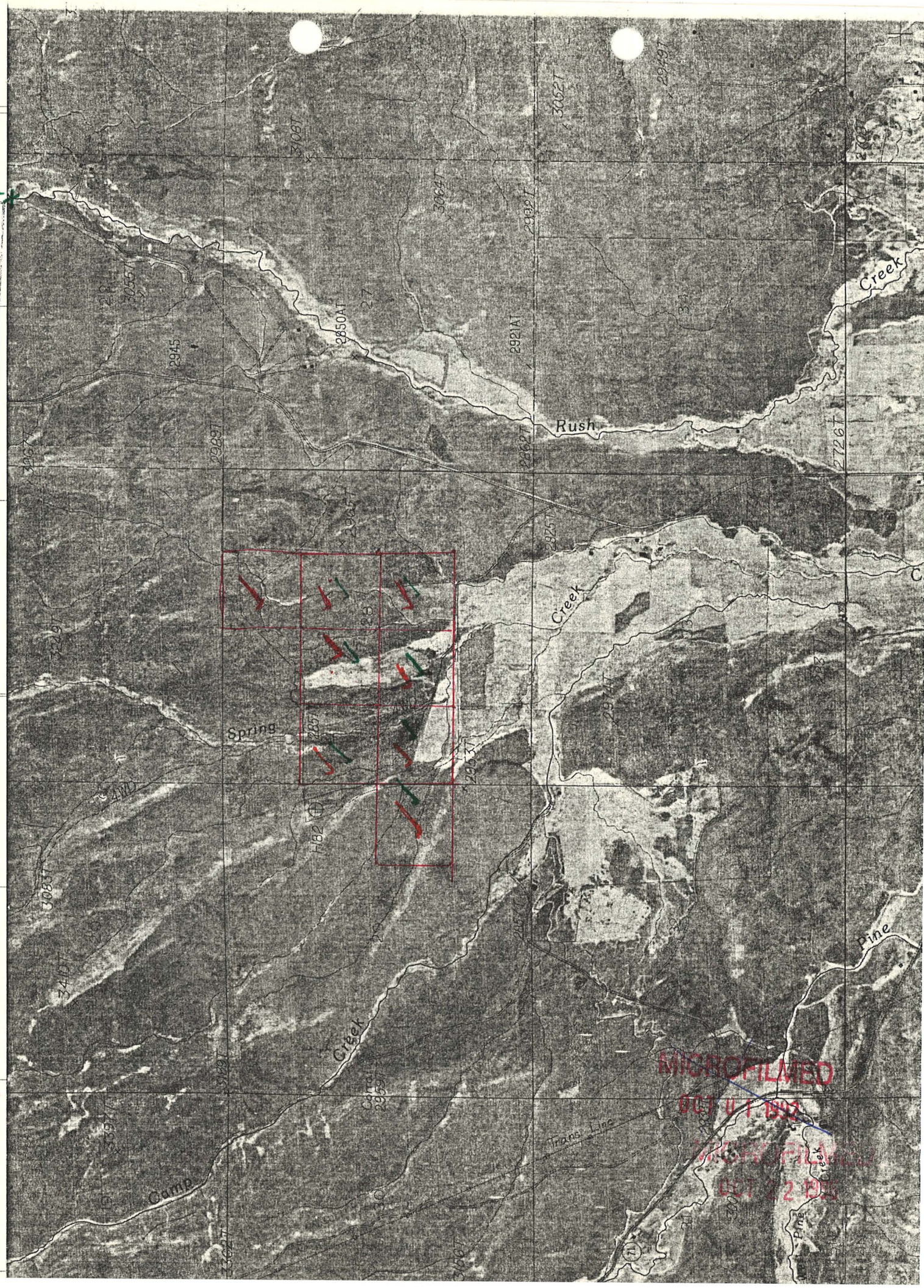
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OCT 22 1990

2100m.L.

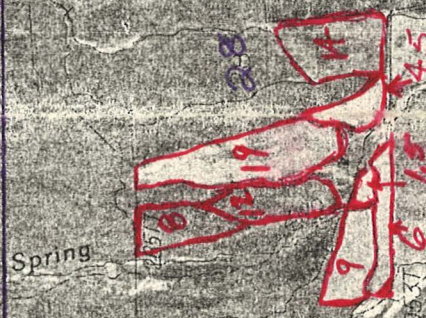
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— 67-4246
— 67-00303

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8/10



POOF ORIGINAL



T15N
R3W
Sec. 28

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OCT 22 1996

STATE OF IDAHO
OFFICE OF THE STATE ENGINEER

Certificate of Water Right

WATER DISTRICT No. 41 E

THIS IS TO CERTIFY, That Charles R. Edwards
of Cambridge, State of Idaho, has a right to
the use of the waters of Water Dist. No. 41, for irrigation and domestic purposes, and that
said right has been confirmed by decree of the District Court of the Seventh Judicial District of the
State of Idaho, in and for the County of Washington, in the case of John T. Muir,
et al, plaintiffs, vs. William Allison, et al, defendants, dated the 9th day of May, 1918, by Ed. L. Bryan,
Judge, wherein 0.54 second feet of the waters of Rush Creek, in
Water District No. 41 E, were dedicated to the lands described in the following table; the said decree
being entered of record at Boise, Idaho, in the records of the State Engineer, in Volume 4 of Decrees,
pages 61 to 141, inclusive.

The point of diversion is located in the

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:

FLOOD WATER SEASON					LOW WATER SEASON				
0.54 sec. ft. dated March 20, 1911					The decree fixes low water duty at 3/8 inch per acre, at which point priorities begin to take effect.				

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15	3W	28			40				40							40			120

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 of the State of Idaho, affixed at Boise,
Idaho, this 13th day of March, 1919.

Recorded in Water Dist. No. 41 E

By Llewellyn H. Chapman
3-20-19.

Thos. J. Pitkin
State Engineer.

STATE OF IDAHO
OFFICE OF THE STATE ENGINEER

Certificate of Water Right

WATER DISTRICT No. 41E

THIS IS TO CERTIFY, That E. E. Edward Administrator
of Cambridge, State of Idaho, has a right to
the use of the waters of Water Dist. No. 41, for irrigation and domestic purposes, and that
said right has been confirmed by decree of the District Court of the Seventh Judicial District of the
State of Idaho, in and for the County of Washington, in the case of John T. Muir,
et al, plaintiffs, vs. William Allison, et al, defendants, dated the 9th day of May, 1918, by Ed. L. Bryan,
Judge, wherein 0.4 second feet of the waters of Rush Creek, in
Water District No. 41E, were dedicated to the lands described in the following table; the said decree
being entered of record at Boise, Idaho, in the records of the State Engineer, in Volume 4 of Decrees,
pages 61 to 141, inclusive.

The point of diversion is located in the

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:

FLOOD WATER SEASON
0.4 sec. ft. dated March 20, 1911

LOW WATER SEASON
*The decree fixes low water duty at 3/8 inch per
acre, at which point priorities begin to take effect.*

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15	3W	29													40				160
		28							40		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 of the State of Idaho, affixed at Boise,
Idaho, this 13th day of March, 1919.

Recorded in Water Dist. No. 41E

State Engineer.

By Sewell H. Chapman
3-20-19

04/04/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-14095

NAME AND ADDRESS: INEZ G DOTSON
C/O MARVIN E DOTSON
PO BOX 194
NEW MEADOWS ID 83654

MELVIN A DOTSON
C/O MARVIN E DOTSON
PO BOX 194
NEW MEADOWS ID 83654

SOURCE: RUSH CREEK TRIBUTARY: WEISER RIVER

QUANTITY: 0.940 CFS

PRIORITY DATE: 03/20/1911

POINT OF
DIVERSION: T15N R03W S15 SESE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 10/31	0.940 CFS
PLACE OF USE:	<u>IRRIGATION in WASHINGTON County</u>		
	T15N R03W S28 SWNW 10.00	T15N R03W S28 SENW	14.00
	T15N R03W S28 NESW 23.00	T15N R03W S28 NWSW	11.00
	T15N R03W S28 NWSE 16.00		

74 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 74.0 acres in a single irrigation season. Combined Right Nos.: 67-4246 & 67-14095

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-14095

WATER RIGHT NUMBER: 67-14095

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CHARLES R EDWARDS BOX 281 CAMBRIDGE, ID 83610 (208)257-3732
Current Owner	INEZ G DOTSON C/O MARVIN E DOTSON PO BOX 194 NEW MEADOWS, ID 83654 (208)347-2398
Current Owner	MELVIN A DOTSON C/O MARVIN E DOTSON PO BOX 194 NEW MEADOWS, ID 83654 (208)347-2398

Priority Date: 03/20/1911

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
RUSH CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.940 CFS	
	<u>Total Diversion:</u>	0.940 CFS	

Location of Point(s) of Diversion

RUSH CREEK	SE1/4NE1/4	Sec. 22, Twp 15N, Rge 03W, B.M.
WASHINGTON County		

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	
15N	03W	28							9.0	12.0	24.0	14.0					15.0		74.0

Total Acres: 74

Conditions of Approval:

- TRANS.#227.
THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 67-00303 AND 67-00304.

Remarks:



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 12, 2006

Re: Basin 67 Notice of Error—Change of Ownership
Adjudication Claim Nos: 67-4246 and 67-14095

Dear Claimant:

The Idaho Department of Water Resources ("IDWR") has received your Notice of Error stating that a change to the ownership element of your water right should be made. In order for IDWR to make the ownership change, additional documentation is needed. For example:

- Ownership change due to sale of property or change in persons with interest on the property – A copy of the deed conveying ownership and plat of property
- One of the original claimants is deceased – A copy of the death certificate
- Ownership has changed as the result of a divorce - A copy of the judgment and division of property

Please complete the enclosed State of Idaho Dept. of Water Resources Notice of Change in Water Right Ownership form and include the required information.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Craig Saxton
Senior Water Resource Agent

Enc: State of Idaho Dept. of Water Resources Notice of Change in Water Right Ownership form

SCANNED
DEC 13 2006

My Father passed
Away in Feb 2005
my mother on
Nov. 7 - 2006.

I have been
named their
PERSON REPRESENTATIVE

Marvin E. Dotson

MARVIN E. DOTSON
Box 194
New Meadows, ID
83654

11/14/2006

NOTICE OF ERROR
REPLY

RECEIVED

DEC 08 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: 67-14095

INEZ G DOTSON
3101 RUSH CREEK RD
CAMBRIDGE ID 83610
Telephone Number: (208)257-3416

MELVIN A DOTSON
3101 RUSH CREEK RD
CAMBRIDGE ID 83610
Telephone Number: (208)257-3416

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:

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

DATE: 12-07-06 SIGNATURE: Melvin A. Dotson - Inez G. Dotson - by Marvin E. Dotson
Please print your name: MARVIN E DOTSON *Personal Representative*

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

SCANNED

DEC 11 2006

11/14/2006

NOTICE OF ERROR
REPLY

RECEIVED

DEC 08 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: 67-4246

MELVIN A DOTSON
3101 RUSH CREEK RD
CAMBRIDGE ID 83610
Telephone Number: (208)257-3416

INEZ G DOTSON
3101 RUSH CREEK RD
CAMBRIDGE ID 83610
Telephone Number: (208)257-3416

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:

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

DATE: 12-07-06

SIGNATURE: Melvin A. Dotson - Inez G. Dotson by Marvin E. Dotson
Personal Representative

Please print your name: MARVIN E. DOTSON

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

SCANNED
DEC 11 2006

06/15/2006

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

RIGHT NUMBER: 67-14095

NAME AND ADDRESS: INEZ G DOTSON
3101 RUSH CREEK RD
CAMBRIDGE ID 83610

MELVIN A DOTSON
3101 RUSH CREEK RD
CAMBRIDGE ID 83610

SOURCE: RUSH CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.940 CFS

PRIORITY DATE: 03/20/1911

POINT OF DIVERSION:

T15N R03W S15 SESE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.940 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T15N R03W S28	SWNW	10.00	T15N R03W S28	SENW	14.00
T15N R03W S28	NESW	23.00	T15N R03W S28	NWSW	11.00
T15N R03W S28	NWSE	16.00			

74 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 74.0 acres in a single irrigation season. Combined Right Nos.: 67-4246 & 67-14095

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



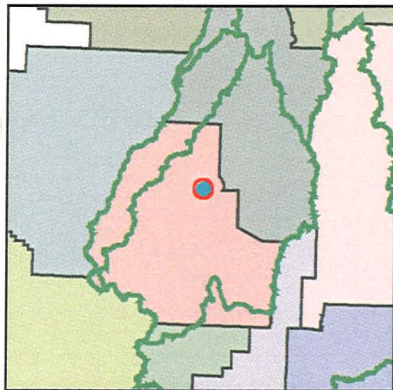
Idaho Department of Water Resources

SRBA Recommendation:

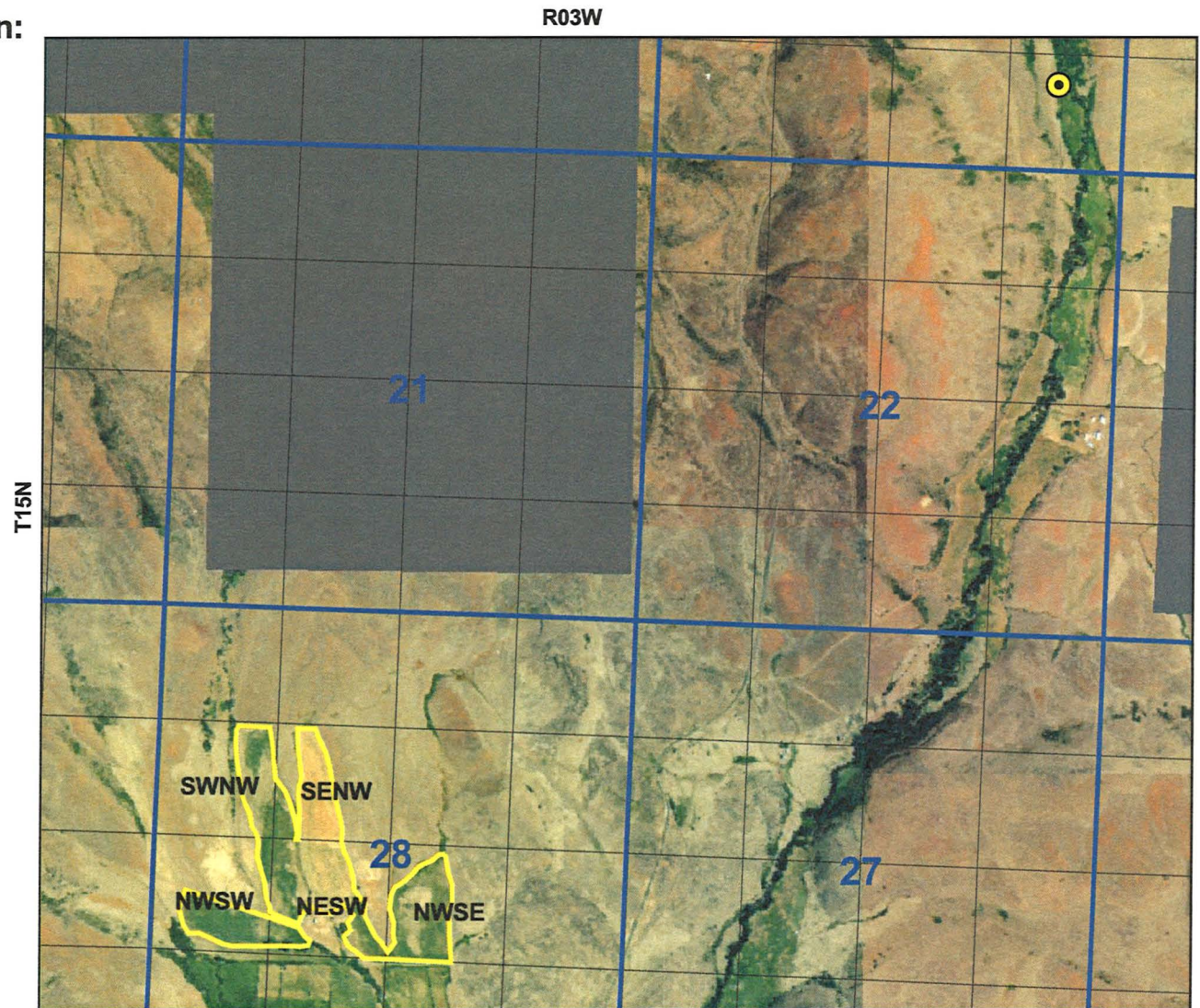
67-14095

Legend

-  **Point of Diversion**
-  **Place of Use**
-  **Townships**
-  **PLS Sections**
-  **Quarter Quarters**



Washington County
IDWR Basin 67

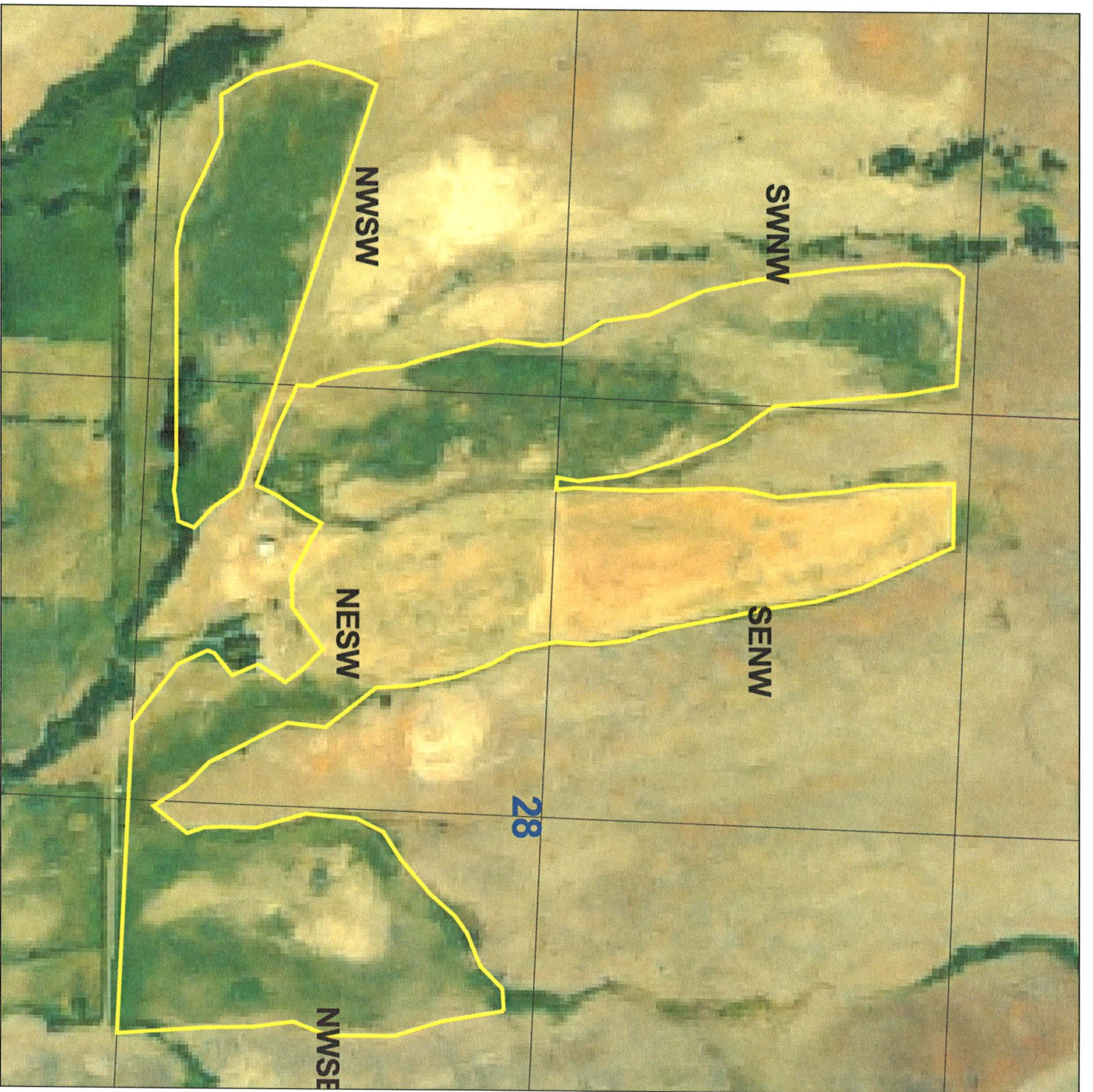
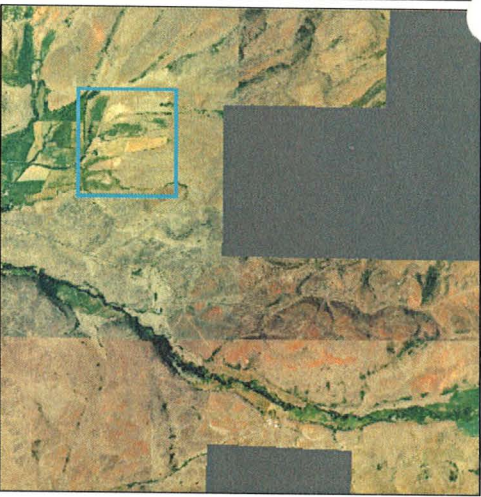


0 0.8 1.6 Miles



Prepared by C. Saxton
On Thursday, June 15, 2006
1987/88 Aerial Photography

67-14095



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14095 V1

WATER RIGHT NUMBER: 67-14095 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CHARLES R EDWARDS BOX 281 CAMBRIDGE, ID 83610 (208)257-3732
Current Owner	INEZ G DOTSON 3101 RUSH CREEK RD CAMBRIDGE, ID 83610 (208)257-3416
Current Owner	MELVIN A DOTSON 3101 RUSH CREEK RD CAMBRIDGE, ID 83610 (208)257-3416

Priority Date: 03/20/1911

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
RUSH CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.940 CFS	
	<u>Total Diversion:</u>	0.940 CFS	

Location of Point(s) of Diversion

RUSH CREEK	SE1/4SE1/4	Sec. 15, Twp 15N, Rge 03W, B.M.
WASHINGTON County		

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	
15N	03W	28							10.0	14.0	23.0	11.0					16.0		74.0

Total Acres: 74

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 74.0 acres in a single irrigation season. Combined Right Nos.: 67-4246 & 67-14095
2. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 67-14095 V1

Remarks:Comments:

1. csaxton 6/15/2006 Copied From Claim (1)
 Comment: TRANS.#227. THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 67-00303 AND 67-00304.
2. csaxton 6/15/2006 WM Delivery
 Comment: Water master delivery records show deliver of 67-303 and 67-304 to the claimed POU.

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: 67
 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:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		74
Combined Water Rights: 67-4246 , 67-14095		

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	6/15/2006 9:46:43 AM	csaxton			Active
Priority Date	6/15/2006 9:47:05 AM	csaxton			Active
POD	6/15/2006 9:47:15 AM	csaxton			Active
Source	6/15/2006 9:48:07 AM	csaxton			Active
POU	6/15/2006 9:48:26 AM	csaxton			Active
Use	6/15/2006 9:49:13 AM	csaxton			Active
Season	6/15/2006 9:49:24 AM	csaxton			Active
Quantity	6/15/2006 9:49:34 AM	csaxton			Active
Summary			06/15/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14095 V1

Summary	6/15/2006 9:52:08 AM	csaxton	(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? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 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?
POU	6/15/2006 9:48:46 AM	csaxton	Updated PLS for Active POU
Contacts	6/15/2006 9:46:38 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
General	6/15/2006 9:47:00 AM	csaxton	(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?
POD	6/15/2006 9:47:10 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	6/15/2006 9:47:35 AM	csaxton	Updated shape
POD	6/15/2006 9:47:45 AM	csaxton	Updated PLS
Source	6/15/2006 9:48:01 AM	csaxton	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14095 V1

POU	6/15/2006 9:48:20 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (Yes) 14. Is a POU remark and/or condition required?
POU	6/15/2006 9:48:37 AM	csaxton	Updated shape for Active POU
Use	6/15/2006 9:49:08 AM	csaxton	(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?
Season	6/15/2006 9:49:19 AM	csaxton	(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? (No) 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) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	6/15/2006 9:49:29 AM	csaxton	(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?

Water Supply Bank:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

RECEIVED

NOV 28 1995

WATER RESOURCES
WESTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 9, 1995

Melvin A. Dotson
Inez G. Dotson
3101 Rush Creek Rd.
Cambridge, ID 83610

Re: Identification Number Change for a Notice of Claim in the
Snake River Basin Adjudication (SRBA)
Washington County - Claim No. A67-14095

Dear Mr. and Mrs. Dotson,

The identification number of your Notice of Claim to a Water Right has been changed from A67-00303 to A67-14095. The claim you filed actually combines two existing rights: 67-00303 and 67-00304. The Idaho Department of Water Resources assigns identification numbers to claims that will allow processing without duplication or confusion; this change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new identification number. Refer to this record number in any future inquiries or correspondence. Please do not hesitate to contact this office, if you have any questions.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:rm:west
Enclosures:
copy of Notice of Claim

MICROFILMED

OCT 22 1996

EXPENDITURE VOUCHER

AUDITOR USE

AGENCY USE

8497
Date 03/21/90
Code 193002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME: DEPT. OF WATER RESOURCES

Document No.	
Pre-Audit	Date
Warrant No.	

PAY TO

INEZ DOTSON
3101 RUSH CREEK RD.
CAMBRIDGE, ID 83610

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE

() STATE CONTRACT

() PURCHASE ORDER

() MISCELLANEOUS ENCUMBRANCE REQUISITION

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Maj	Min			
1	04 10 162	9337	8831		REFUNDS PER D. SHAFF WR #A67-00303 3/20/90 246.00	246.00	
TOTAL						246.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date

Head of Agency or Institution

State Auditor

~~MICROFILMED~~
OCT 11 1992

~~MICROFILMED~~
OCT 22 1990

TO: Debbie Allen

FROM: D. Shaff *DS*

DATE: 3-20-90

RE: Receipt *W 006047* Refund

Please process a refund of \$ *246.⁰⁰* to:

*Inez Dotson
3101 Rush Creek Rd.
Cambridge, ID 83610*

A67-00303

~~MICROFILMED
OCT 01 1992~~

MICROFILMED
OCT 22 1998

8

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: 0008047

Date: 09/26/89
Time: 15:01:46

Received
From:

DOTSON, IHEZ

Type of Payment	Program Acct Class	Amount
ADJUDICATION FEE	0410162 9337 6490	\$445.00
Total		\$445.00

CHECK 1067

WR/ND: A67-04246 A67-00303 67-10322

Idaho Department of Water Resources

Region: WESTERN

Signature: Linda Warner

MICROFILMED

OCT 01 1992

MICROFILMED

OCT 22 1996

FROM Linda Warner

DATE 3-15-90

TO Don Schaff

SUBJECT Please issue a refund to Inez Dotson for \$246.00. They amended their claims to show a decrease in acreage. From 320 to 74. Reason is when they filed they thought they had to pay on all property owned - not just irr. acreage.

3101 Rush Creek Rd.
Cambridge, ID 83610

RECEIVED
MAR 19 1990

MICROFILMED
OCT 22 1996
OCT 01 1992

Linda Warner
SIGNATURE

Department of Water Resources

CONVERSATION MEMORANDUM

DATE 3-15-1990

FILE AG7-4246

NAME OF PARTY

Dotson, Milvin

EMPLOYEE

Linda Warner

RE:

Claimants request to amend acreage.

Above claim indicates a change to decrease acres to 15 acres where no quarter, quarter is shown. In this a duplicate of AG7-00303 where there is 15 acres indicated in the NWSE 1/4, Section 28, T 15N, R 3W? YES - It is a duplicate. The 74 acres is the actual amount irrigated. Add the acres to indicate that AG7-00303 + AG7-04246 are duplicates.

Refund? YES

WG047

AG7-04246 = 50.00 = FLAT RATE

AG7-00303 = 370.00 = \$50 FLAT + \$320 Variable

AG7-10322 = 25.00 = FLAT RATE

445.00 = Total PAID

Amended CLAIMS - Decreased acreage - 3-15-90

AG7-04246 = 50.00 + 74.00 = 124.00

AG7-00303 = 50.00 + Overlap ⁷⁴ Acres = 50.00

AG7-10322 = 25.00 + No change = 25.00

\$ 199.00

REFUND DUE: \$445.00 - \$199.00 = \$246.00

MICROFILMED
OCT 01 1992
MICROFILMED
OCT 22 1996

March 15, 1990

Melvin and Inez Dotson
3101 Rush Creek Rd.
Cambridge, ID 83610

Dear Mr. and Mrs. Dotson;

Enclosed are the copies of the amended Notices of Claim to a Water Right, A67-00303 and A67-04246. Please take special note of the acreages for both claims which you will find on page two. Both claims reflect the same number of acreages for the same areas.

I have initiated the procedure for a partial refund of the fee you paid for these claims. This will take some time. In the meantime, if I can be of further assistance, please don't hesitate to contact me.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosures

~~MICROFILMED~~

~~OCT 01 1992~~

MICROFILMED

OCT 22 1996

MS. WERNER

WE ARE RETURNING THE
WATER CLAIM WITH THE NUMBER
OF ACRES IN EACH QUARTER ACRE
SECTION -

HOPE THIS WILL CLEAR
EVERYTHING UP -

THANKS -

Melvin A. Dotson
Inez M. Dotson

RECEIVED

JAN 31 1990

Department of Water Resources
Western Regional Office

~~MICROFILMED~~

~~OCT 01 1992~~

MICROFILMED

OCT 22 1990

MICF

OCT

January 25, 1990

Melvin and Inez Dotson
Route 1
Cambridge, ID 83610

Dear Mr. and Mrs. Dotson;

I have received your letter of January 3 in regard to the decrease in number of acres irrigated.

The map which you sent me indicates where these acres are located; however, they must be broken down into quarter, quarter (40 acre) sections. Therefore, to insure accuracy in amending these claims, I am returning the map and the copies of the claims and request that you break these down into the respective 40 acre sections. Indicate these on the claims under item 10 (your page numbers 3 and 6).

Please return this information to my attention. At that time I will amend the claims and order any refund due you.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosures

~~NO FILMED~~
01 1992

MICROFILMED

01 1992

JANUARY 3, 1990

DEAR MS. WERNER

WE ARE RETURNING YOUR MAP
WITH THE IRRIGATED ACRES (74) OUTLINED.
HOPE THIS IS WHAT YOU WANTED.

WE ARE NOT SENDING ANY PROOF
TO CHANGE THE PRIORITY DATE. LEAVING
IT THE WAY IT IS, IS FINE WITH US.
WE THOUGHT THERE WAS A MISTAKE -
BUT IF NOT, LEAVE IT ALONE.

THANK YOU

Melvin Dotson

or
Inez Dotson

RECEIVED

JAN 05 1990

Department of Water Resources
Western Regional Office

~~MICROFILMED~~

~~OCT 01 1992~~

MICROFILMED

OCT 22 1996

MICF

OCT

December 15, 1989

Melvin or Inez Dotson
3101 Rush Creek Rd.
Cambridge, ID 83610

Dear Mr. and Mrs. Dotson;

This office has received your letter of October 14, 1989, requesting a change in irrigated acres and the priority date for water right claims A67-00303 and A67-04246.

I have enclosed an aerial photograph of your property on which you may outline the irrigated acres. These acreages need to be designated to the nearest quarter, quarter section. The ASCS map you sent makes it difficult to ascertain these quarter, quarter sections.

In regard to the priority date—please specify what this date should be. To help insure that a new priority date will be accepted it would be helpful if you could send some documentation in support of a different priority. Such documentation may include a statement from a neighbor who is aware of the first usage date, or pictures of an old diversion supporting usage back to the date you claim, power bills, etc.

When I receive this new information I will amend your claims and issue a refund. If you have questions, feel free to contact me.

Sincerely,

Linda A. Werner
Sr. Water Resources Agent
Adjudication Section

Enclosure: Map

~~MICROFILMED~~

~~OCT 27 1992~~

~~MICROFILMED~~
~~OCT 22 1996~~

RECEIVED

OCT 18 1989

October 14, 1989

Department of Water Resources
Western Regional Office

DEAR SIRs -

I Recently Filed My water claim.
I believe there were errors made
when I filed.

Included with this letter ARE
copies of my claim along with a
map. I have number the pages
in red at the top.

ON the map, or page I, I have
outlined my irrigated acres in
red and wrote the acres in each
field. As you can see the irrigated
acres is 74, not 320 as stated
on page 3. Therefore the fee I
paid on page 8 is wrong.

ON page 5 is Flood water I filed
on February 28, 1978. It says the
priority date is March 20, 1911 - I
believe this is wrong. Also, the total
acres on page 6 should be corrected.

~~MICROFILMED~~

~~OCT 01 1992~~

Thank you

Melvin A. Dotson
Imez L. Dotson

MICROFILMED

OCT 22 1996

DO NOT FILM

Case #7

Application for Transfer of Water Right

STATE OF IDAHO,

County of Washington

} ss.

Charles R. Edwards,

being first duly sworn, deposes and says:

That his name is Charles R. Edwards,; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Cambridge,
Idaho.

That he is the owner and using a certain water right, bearing date of priority of March 20, 1911,
for 1.02 cubic feet per second of the waters of Rush Creek

County of Washington State of Idaho, decreed to him by State Engineer,
and later adjudication was had he was decreed 5/8 inches to acre in high
water and 3/4 inches in low water, for 3 acres by decree of Judge Ed. L. Bryan of the Seventh Judicial District of the State of

Idaho, in and for the County of Washington, in the case of Muir Brothers

vs. W. W. Allison et al said decree bearing date of May 9, 1918,

also
(~~of~~ obtained by virtue of License No. 7341 issued by the State Engineer of the State of Idaho,
dated September 23, 1915, bearing date of priority of March 20, 1911, 19

for the purpose of irrigating the following described lands situate, lying and being in Water District No.

in the County of Washington and State of Idaho, to-wit: SE 1/4 NW 1/4 SW 1/4 NE 1/4

NW 1/4 SE 1/4 Sec. 28 Twp. 15 N. R. 3 W. B. M.

and is the person (~~of the corporation~~) to whom such right so issued, ~~owner thereof~~ and is the owner thereof in the following manner, i. e.

as per abstract of title of said water right hereto attached and made a part of this statement;

That said waters are now diverted from said stream at SE 1/4 SE 1/4 Sec. 15. T.

15 N. R. 3 W. B. M.

and conducted to the above described lands through Edwards Ditch.

as per map hereto attached and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of Seven

of said water upon the above described land, and to convey and use same upon the following tract situate,

lying and being in the County of Washington and State of Idaho, to-wit:

NW 1/4 NE 1/4 Sec. 28 Twp. 15 N. R. 3 W. B. M.

That his reasons for desiring to make such transfer are as follows: That he has filed
desert entry upon said NW 1/4 NE 1/4 Sec. 28 Twp. 15 N. R. 3 W.
and must show water right for the same.

That he intends to divert and convey said 7 inches of water to the tract of land last above described in the following manner, to-wit: Thru Ditch, Lateral from Main Edwards Ditch, which lateral has been constructed and the water has been conveyed thru the same to the said lands, for three years.

as set forth upon the map hereto attached; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the State Engineer of the State of Idaho issue to him the proper certificate authorizing such transfer, and give proper notice of the same to the Water Master of Water District No. 6, in accordance with the provisions of Section 3264 of the Revised Codes of Idaho, as amended.

Subscribed and sworn to before me this 23 day of July,
A. D. 1918.

Edgar R. Edwards
Elizabeth Norton
Notary Public
Cambridge, Idaho

Applicant will answer the following questions:

From what stream is the water diverted? Rush Creek,

Where is the diversion point located? SE 1/4 Sec. 15, T. 15 N. R. 3 W. B. M.

Through what ditch is it now conducted? Edwards Ditch

How much land is now irrigated by the water sought to be transferred? Nine acres.

Give the description: Nine acres on the NW 1/4 Sec. 28 Twp. 15 N. R. 3 W. B. M.

What is the total amount of water in inches, or second feet, dedicated to said land? None as far as I ask that seven inches be dedicated to the said land.

What kind of crops are being raised? Grain and Hay.

How much water per acre is now required to irrigate said land? One inch per acre.

What will be the effect on the land now irrigated, if the use of water on it is discontinued? The land will be rendered worthless and will not produce any crop of any kind.

From what stream will the water be diverted if the transfer is made? Rush Creek.

Give location of new point of diversion: Same old point of Diversion SE 1/4 Sec. 15 Twp. 15 N. R. 3 W. B. M.

Through what ditch will it be conducted after transfer? Edwards Ditch

How much water will be required per acre to irrigate the land to which this water is transferred? It will require 1 inch to the acre, but will have to use less and rotate the Court having allowed 3/8 inches to acre in low water and 1/2 inches to the acre in high water.

Do you claim any other water right for the land from which you seek to abandon the use of this water? No.

Is there now any other water right for the land to which you seek to make this transfer? No.

Signed Edgar R. Edwards
Applicant.

STATE OF IDAHO,

County of Washington

{ ss.

John Norton and *Ed. Byers*
being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at *Cambridge, Idaho*, that he is a user of water from *Rough Creek*, in Water District No. *5*, County of *Washington*, State of Idaho; that he has read or heard read the foregoing petition and petition of *Charles R. Edwards*, and is familiar with its allegations and with the right and lands therein mentioned and described and is not in any way interested in either, nor related to said petitioner, that the statements and allegations therein made are true of his own knowledge and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned for.

Subscribed and sworn to before me this

27

July

A. D. 191*8*

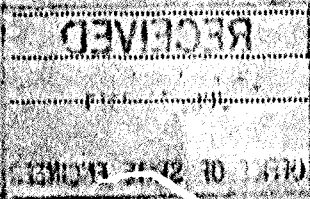
Elizabeth Norton
Notary Public, residing at
Cambridge, Idaho.

STATE OF IDAHO,

County of Washington

{ ss.

I, *J. B. Cox*, Watermaster of *Rough Creek*, Water District No. *5*, County of *Washington*, State of Idaho, whose postoffice address is *Cambridge*, have read or heard read the foregoing affidavit and petition of *Charles R. Edwards*, and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized, and I hereby endorse my approval of said petition, and request that the State Engineer issue the certificate of transfer as petitioned; or (~~do not approve of the issuance of the certificate of transfer prayed for for the following reasons:~~)



J. B. Cox
Watermaster, Dist. No. *5*

Dated at *Cambridge*, Idaho, this *27* day of *July*

SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK

October 18, 1918.

Re Transfer-Edwards.

Mr. D. L. Carter,
Cambridge, Idaho.

Dear Sir:--

Replying to yours of the 13th inst.
would say that a representative from this office
will be at your office on the 19th for the hearing
in the above transfer and Mr. Edwards should appear
at that time. An examination will also be made on
the ground.

Very truly yours,

FRED A. WILKIE.

State Engineer.

By _____

LAWYERS

FARM LOANS

INSURANCE

CAMBRIDGE, IDAHO.

Oct. 11, 1918

RECEIVED

OCT 15 1918

OFFICE OF STATE ENGINEER

State Engineer,
Boise,
Idaho.

Dear Sir:

The Hearing in the transfer of water of Charles R. Edwards is set for the 19th of this month. Will there be anything for Mr. Edwards to do on that date except send the affidavit of proof of publication to you? Mr. Edwards has until the 2nd of November to make showing of water right in the Land Office and if not made by that time his proof will be rejected. Will it be possible to get this transfer all completed and get the evidence in the Land Office by the 2nd of November?

Thanking you for any information you may give me,
I am very truly yours,
D. L. Carter,

Re: Application Transfer of Water Right.
Chas. R. Edwards.

Messrs. Devaney & Carter,
Cambridge, Idaho.

Gentlemen:

This is to acknowledge receipt of yours of the 29th,
enclosing application for transfer of water right of Chas.
R. Edwards. This application is not in proper form.

Fresh Creek is in Water District No. 41E and there is
no record in this office to show that J. B. Cox is water-
master on said stream. Mr. A. Flournoy Galloway of Weiser
is watermaster and he may have appointed J. B. Cox as a
deputy. However, I can take proper note of these things
during the course of the hearing and will permit the appli-
cation to proceed to a hearing.

Very truly yours,

State Engineer.

PAW/MB

T-Case 7

State En.
Boise,
Idaho.
Dear Sir

Right of
Steps to
Desert

41E

DEWANEY & CANNON

LAWYERS

FARM LOANS

INSURANCE

CAMBRIDGE, IDAHO.

RECEIVED
JUL 31 1918
OFFICE OF STATE ENGINEER

July 29, 1918.

State Engineer,
Boise,
Idaho.

Dear Sir:

Enclosed herewith application for Transfer of Water
Right of Charles R. Edwards. Kindly take the necessary
steps for this transfer as soon as possible as Mr. Edwards
Desert Proof is being held up awaiting this transfer.

Thanking you, we are

very truly yours,

Dwaney & Cannon
E.M.

418

Re Transfer.

Mr. Charles R. Edwards,
Cambridge, Idaho.

Dear Sir:—

October 19th has been set as the date
for the hearing in the matter of your application
for transfer of water right and notice has today
been mailed to the Cambridge News for publication.

Very truly yours,

FRED A. WILKIE.

State Engineer.

By _____

Not

Idaho
authorizing him

from the land in

to the following

And

1918, at _____

before the War

to any and all

cate should not

Full details

Watermaster on

Proposed Transfer of Water Right

Notice is hereby given that Charles E. Smith of Idaho
Idaho has applied to the State Engineer of the State of Idaho for a certificate
authorizing him to transfer the use of seven feet of the water

Rush Creek
from the land upon which it is now used, i. e. SE 1/4, SW 1/4 and NW 1/4, Sec. 28,

T. 15 N., R. 3 W., B.M.

to the following described tract: NW 1/4, Sec. 28, T. 15 N., R. 3 W., B.M.

And that, on the 19th day of October, A. D.
1918, at Cambridge, Idaho,
State Engineer
before the Water Commissioner of the Division, or his authorized agent, the opportunity will be given
to any and all persons to appear and present for his consideration any reason or reasons why a certifi-
cate should not be issued authorizing such transfer.

Full details of the proposed transfer may be obtained from
Watermaster of said stream

Fred A. Wilkie,
State Engineer.

FARM LOANS

INSURANCE

CORPORATION

PLEASE ADVISE ME OF ANY CHANGES IN
YOUR ADDRESS OR OF ANY CHANGES IN
YOUR BUSINESS. I AM INTERESTED IN
THE PUBLICITY OF YOUR BUSINESS AND
WILL BE GLAD TO HEAR FROM YOU IN SUCH CONCERNING
THE MATTER.

Very truly yours,
Deveney & Carter.

2/7/11

Tr. Case 7

D. L. CARTER

DEVANEY & CARTER

LAWYERS

FARM LOANS

INSURANCE

SEP 17 1918

CAMBRIDGE, IDAHO

OFFICE OF STATE ENGINEER

Sept. 17, 1918.

State Engineer,
Boise,
Idaho.

Dear Sir:

Mr. Charles R. Edwards is in receipt of letter from the Land Office which reads as follows "Your Desert Proor on D. E. 012894, has now been held suspended in this Office since July 1st 1918, awaiting evidence of water right. Unless the evidence is riled in this office before the close of this month it will be necessary to reject the proof.

Let this have your attention, very respectfully,
T. B. Chapman".

Mr. Edwards made the necessary application to your office for transfer of water to this land but you seem to have done nothing further with it.

T. B. Case

OFFICE OF THE STATE ENGINEER

BOISE, IDAHO.

October 21, 1918.

Re: Edwards Application for Transfer.

Rush Creek - Dist. 41E.

Mr. Fred A. Wilkie,
State Engineer,
Boise, Idaho.

Dear Sir:

On Friday, October 18, 1918, I made an examination of the lands mentioned in the application for transfer by C. K. Edwards, of Cambridge, Idaho. The land to which (NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 28 - 15W - 3W) the water is sought to be transferred is very hilly and rocky; was taken up under the Desert Act by Mr. Edwards, and adjoins his 120 acre homestead. On this desert, about 8 acres are under cultivation and irrigation, and is the probable extent of tillable land, but more can be irrigated for pasture purposes.

The lands from which the water is desired to be taken were taken up under the Homestead Act by Edwards, and consist of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Tp. 15 N., Rg. 3 W., and about 45 acres are under cultivation and irrigation - this cultivated area is scattering and in patches over the tract.

The water-right attached to this homestead is as follows: On March 20, 1911, Edwards took out permit No. 7341, and License for 1.14 second feet was issued under this permit on September 23, 1915. However, on May 9, 1918, a decree was rendered in the Seventh Judicial District of this State on the waters of Weiser River and its tributaries, on the basis of $\frac{5}{8}$ inch per acre, high water right, and $\frac{3}{8}$ inch per acre, during low water period. In this adjudication, Mr. E. R. Edwards was

decreed 27 inches from Rush Creek, having date of priority of March 20, 1911, which is the date of Edwards application for Permit in this office. Altho the desert entry had been irrigated for 3 years, previous to the suit, this land was not mentioned, in the pleadings of Edwards, as the entry was not in his name at that time, as the following will show.

Mr. Edwards homesteaded his lands about 15 years ago, but 3 years ago sold same to F. B. Hardy, who also made desert entry on the land to which the transfer is asked. Mr. Hardy used the water on both the homestead and desert land, but made no application for permit covering his desert entry. As Mr. Hardy failed to make his payments on the land, Mr. Edwards regained possession of his homestead prior to the adjudication of the Weiser waters, but did not get an assignment of the desert land from Hardy until late in the spring 1918.

Mr. Edwards' father owns land adjoining and was decreed 20 inches of water from Rush Creek, and the total of 47 inches, all diverted at the same point and in a joint ditch have been rotated over all lands appurtenant, and if the transfer is granted, this same procedure will be followed.

The above was all gathered by direct questioning of Mr. Edwards, at the hearing in Cambridge, Idaho, on October 19, 1918. No one appeared to protest against the granting of the application.

Attached is a plat showing lands from and to which - also a statement signed by Mr. Edwards, showing a claim of his water right.

Very truly yours,

H. B. Hardy

of
use

with
of
of
case
decreed
the

Water

not

STATEMENT OF CLAIM OF WATER RIGHT--DECREE OF COURT

This Certifies that I, Charles R. Edwards
of Cambridge, State of Idaho, claim right to the
use of water in the State of Idaho as follows:
27/50 second feet from Rush Creek,
with date of priority of March 20, 1911, confirmed by decree
of court of the Seventh Judicial District of the State
of Idaho in and for the County of Washington, in the
case of Hair Brothers versus
W.W. Allison et al, said
decree bearing date of May 9, 1918, and dedicated to
the following lands:

SE 1/4
SW 1/4
NW 1/4, Sec. 28, T. 15 N., R. 3 W..

Charles R. Edwards.
-CLAIMANT

Water District No. 41-E

Dec. 18-1918
at Cambridge, Idaho.
CHS

NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
------	------------------	-------------------	--------------

Edwards, Charles K.

0.54

67-0303

Edwards, Charles R.

0.54

0

67-0303A

George W. Hall (cont.)

Fred M Suiter and Grace Z Suiter

C E Schmits

John Tinsley

Elizabeth Norton

John Norton

Louis Robson

C W Tuttle

George A Jefferson

Hattie Macey

Rush Creek (Con)

J M Atwell

Edward Byers, sub for William Cope

Eva Barber

✓ Jerome B Cox

Hels C Nelson

R F Wilson and Edwin J Hill

" " " "

Hub B Poyner

✓ W H Gibson

✓ Minta Dugger

J Edward Wicks

Charles F Hulet

A H Nunnallee

A L Kingsbury

A Milton Hinshaw

James L Warren

John Carriok

Elihu W Hinshaw, sub for Devaney & Carter

Philbrick & Greenwood

Walter E Ford

William Thelen

E E Lorton

Marion C Potter

Daniel W Brndshaw

Bilas L Craddock

Edward E Lorton

Rush Creek (Con)

Charles R Edwards

E E Edwards admin of David G Edwards Estate

Joseph Hutchings (Beaver Creek)

11 1/2

6 1/2

12 1/2

4 3/8

- 13 5/8

- 2 3/8

- 4 3/4

- 2 3/8

- 2 3/8

3 1/8

12 3/8

19

9 1/2

12 1/2

- 7 1/2

16 T 696

19

12 1/2

16

136

16

6

2 1/2

1 1/2

19

31 1/2

14

7 1/2

19

75

32

18 1/2

3 1/8

3 3/4

12 1/2

25

9 3/8

19

23

63

May 1, 1896 ✓ 67 0263

May 1, 1901 ✓ 67 0264

Aug. 23, 1883 67 0265 T #3106

Aug 23 1883 × 67 0266

Aug 23, 1883 × 67 0267 T 1765

Aug 23, 1883 × 67 0268 T 1765

Aug 23, 1883 × 67 0269 T 1765

Aug 23, 1883 × 67 0270 T 1765

Aug 23, 1883 × 67 0271 T 1765

May 1, 1884 × 67 0272 T # 1955

May 1, 1890 × 67 0273 T # 1955

May 1, 1887 × 67 0274

May 1, 1888 × 67 0275

May 1, 1889 × 67 0276

May 1, 1892 × 67 0277

May 1, 1890 × 67 0278

May 1, 1890 × 67 0279 acc memo

April 30, 1890 × 67 0280

May 1, 1891 × 67 0281

Oct 29, 1908 67 0282

May 1, 1892 × 67 0283

May 1, 1894 × 67 0284

May 1, 1894 × 67 0285

May 1, 1894 × 67 0286

May 1, 1895 × 67 0287

May 1, 1895 × 67 0288

May 1, 1895 × 67 0289

May 1, 1895 × 67 0290

May 1, 1896 × 67 0291

May 1, 1897 × 67 0292

May 1, 1899 × 67 0293

May 1, 1899 × 67 0294

June 1, 1900 67 0295

May 1, 1902 × 67 0296

May 23, 1903 67 0297

May 1, 1904 × 67 0298

May 1, 1904 × 67 0299

Oct 29, 1908 × 67 0300

Oct 29, 1908 × 67 0301

Oct 29, 1908 × 67 0302

27 43.2 ac March 20, 1911 67 0303 T 222

20 32 March 20, 1911 67 0304

45 75.2 June 1, 1883 67 0305

75.2 ac @ 5/8" per acre when combine

JUL 24 1996

A L KINGSBURY: The North half of Lot 2, and the North half of the South half of said Lot 2 Section 3, Township 14 North, Range 3 West Boise Meridian.

A MILTON HINSHAW: The Southwest Quarter of Section 3, and the Northwest Quarter of Section 10 all in Township 15 North, Range 3 West Boise Meridian.

JAMES L WARREN: The Northeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 9, Township 15 North, Range 3 West Boise Meridian.

JOHN CARRICK: The West half of the Northeast Quarter, the Southeast Quarter of the Northeast Quarter, and the Northeast Quarter of the Southeast Quarter of Section 15, Township 15 North, Range 3 West Boise Meridian.

ELIHU W HINSHAW: The West half of the Northwest Quarter, the Southeast Quarter of the Northeast Quarter and the Northwest Quarter of the Southwest Quarter Section 34, Township 16 North, Range 3 West Boise Meridian.

PHILBRICK & GREENWOOD: The West half of the Southeast Quarter, and the East half of the Southwest Quarter Section 34, Township 16 North, Range 3 West Boise Meridian.

WALTER E FORD: The Northwest Quarter of the Northwest Quarter and the South half of the Northwest Quarter of Section 3, Township 15 North, Range 3 West Boise Meridian.

WILLIAM THELLEN: Lot 4 Section 2, Township 14 North, Range 3 West Boise Meridian.

E E LORTON: The Southwest Quarter of the Southwest Quarter, Section 36, Township 15 North, Range 3 West Boise Meridian.

MARION C POTTER: The South half of the Southeast Quarter Section 15, and the North half of the Northeast Quarter Section 22, Township 15 North, Range 3 West Boise Meridian.

DANIEL W BRADSHAW: The Southeast Quarter of the Northwest Quarter, the Northeast Quarter of the Southwest Quarter, and the West half of the Southeast Quarter of Section 36, Township 15 North, Range 3 West Boise Meridian.

SILAS A CRADDOCK: The Southeast Quarter of the Southwest Quarter of Section 36, Township 15 North, Range 3 West Boise Meridian.

EDWARD E LORTON: The Northwest Quarter of the Southwest Quarter, the South half of the Northeast Quarter, and the Southeast Quarter of the Northwest Quarter Section 35, Township 15 North, Range 3 West Boise Meridian.

CHARLES R EDWARDS: The Southeast Quarter of the Northwest Quarter, the Southwest Quarter of the Northeast Quarter, and the Northwest Quarter of the Southeast Quarter, Section 28, Township 15 North, Range 3 West Boise Meridian. #127

E E EDWARDS, ADMIN.: The Northeast Quarter of the Southeast Quarter Section 29; and the North half of the Southwest Quarter and the Southwest Quarter of the Northwest Quarter Section 28, Township 15 North, Range 3 West Boise Meridian.

JOSEPH HUTCHINGS: The West half of the Southwest Quarter of Section 10, the Southeast Quarter of the Southwest Quarter of Section 10, and the Northeast Quarter of the Northwest Quarter of Section 15, Township 15 North, Range 3 West Boise Meridian.

AMERICAN FALLS DEVELOPMENT COMPANY: The West half of the Southeast Quarter and the East half of the Southwest Quarter, Section 34, Township 16 North, Range 3 West Boise Meridian.

J P OGILVIE: The South half of the Northwest Quarter of Section 11, and the

JUL 24 1936

RUSH CREEK

Joseph Hutchings (Beaver Creek)	45	June 1, 1883
Daniel W. Bradshaw	19	Oct. 29, 1908
Silas L. Craddock	23	" " "
Edward E. Lorton	63	" " "
Charles R. Edwards	27	March 20, 1911
E. E. Edwards, admin of David G. Edwards estate.	20	" " "
R. E. Wilson and Edwin J. Hill	16	May 1, 1891
R. E. Wilson	136	Oct. 29, 1908
	20	" " "
	8	May 1, 1878
	22	June 1, 1899
	19	" " 1900
	4	Oct. 23, 1883
L. Etta Wilson	22	May 1, 1883
	8	" " 1907
A. H. Nunnalee	14	May 1, 1905
John Tinsley	14	October 23, 1883
James Parke	4	" " "
Eva Barber	16	May 1, 1890
Village of Cambridge	2 7/8	Oct. 23, 1883
	20	April 30, 1890
	2 1/8	May 1, 1895
John Carrick	32	" " 1899
James L. Warren	75	" " 1897
Edward Byers, sub. for William Cope	12 1/2	" " 1889
	7 1/2	" " 1892
Jerome B. Cox	19	" " 1890
Hub B. Poynor	16	" " 1892
A	6	" " 1894
A. Milton Hinshaw	19	" " 1896
W. H. Gibson	2 1/2	" " 1894
J. Edward Wicks	19	" " 1895
Minta Dugger	1 1/2	" " 1883
Margaret Haller	39	" " 1883
Nels C. Nelson	12 1/2	April 30, 1890
Charles F. Hulet	31 1/2	May 1, 1895
LeRoy T. Braden	2 1/2	Oct 23, 1883

JUL 24 1996

File 67-A 6

S T A T E O F I D A H O
OFFICE OF THE STATE ENGINEER
CERTIFICATE OF WATER RIGHT

Transferred Right No. 227.

This is to certify that CHAS. R. EDWARDS, of Cambridge, State of Idaho, has a right to the use of the waters of Rush Creek, for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Washington, in the case of Muir Brothers, plaintiffs, vs. W. W. Allison, et al, defendants, dated May 9, 1918, by Ed. L. Bryan, Judge, wherein 0.54 second feet of the waters of Rush Creek, Water District No. 41E, were dedicated to the SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Tp. 15 N., R. 3 W., B.M., the said decree being entered at Boise, Idaho, in the records of the State Engineer, in Volume 4, Page 61; that upon application of the above-named Chas. R. Edwards for a transfer of water right, made before the State Engineer of the State of Idaho, and, after due investigation, said application having been granted by the said State Engineer, the right to use 0.54 second feet of said waters upon the lands above described is hereby abandoned and a description of the lands to be irrigated under such right and to which the water right hereby confirmed shall by this instrument become appurtenant, for irrigation and domestic purposes, is shown in the following table, limited at any given time to an amount actually needed and beneficially used for said purposes, and shall not exceed the following amount:

0.54 second feet, dated March 20, 1911.

NE 1/4				NW 1/4				SW 1/4				SE 1/4				
Twp	Rge	Sec:	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Total	
15N	3W	28	40	40			40					40			160	

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.

No right to the use of water on the lands herein named exists at the date of this certificate, except as herein stated.

WITNESS the seal and signature of the State Engineer of the State of Idaho, affixed at Boise, Idaho, this 21st day of November, 1918.

(SEAL)

FRED A. WILKIE,
State Engineer.

Recorded in Water Dist. No. 41E. 11-22-18. M.E.B.
Platted on May--Water Dist. No. 41E. 11-21-18. S.T.B.
Point of Diversion--SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 15S, R. 3W., B.M.