

11/14/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-14663

CHARISSA M BRANSON
10310 MEURET RD
WILTON CA 95693
Telephone Number: (916)687-8165

LEONARD D BRANSON
10310 MEURET RD
WILTON CA 95693
Telephone Number: (916)687-8165

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: 11/30/06 SIGNATURE: Charissa Branson
Please print your name: CHARISSA BRANSON

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

SCANNED
DEC 08 2006

12/05/2005

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

RIGHT NUMBER: 67-14663

NAME AND ADDRESS: D WAYNE CADA
23250 CADA LN
CALDWELL ID 83607

SOURCE: COTTONWOOD CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.010 CFS

PRIORITY DATE: 05/01/1889

POINT OF DIVERSION:

T16N R01W S36 SWNENW Within ADAMS County

T16N R01W S36 NENWNW 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	0.010 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T16N R01W S26 NESW 15.0

15 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 15 acres in a single irrigation season. Combined Right Nos.: 67-4112B, 67-14663, and 67-14666.

This right is limited to the irrigation of 0.8 acres within the place of use described above in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



Idaho Department of Water Resources

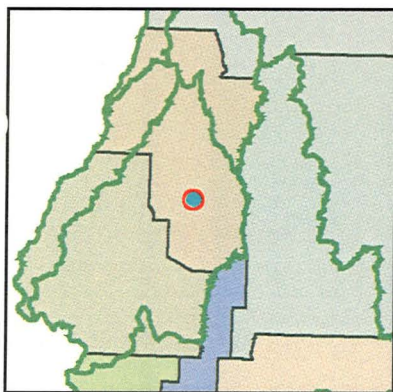
Adjudication Claim Number:

67-14663 and 67-14666

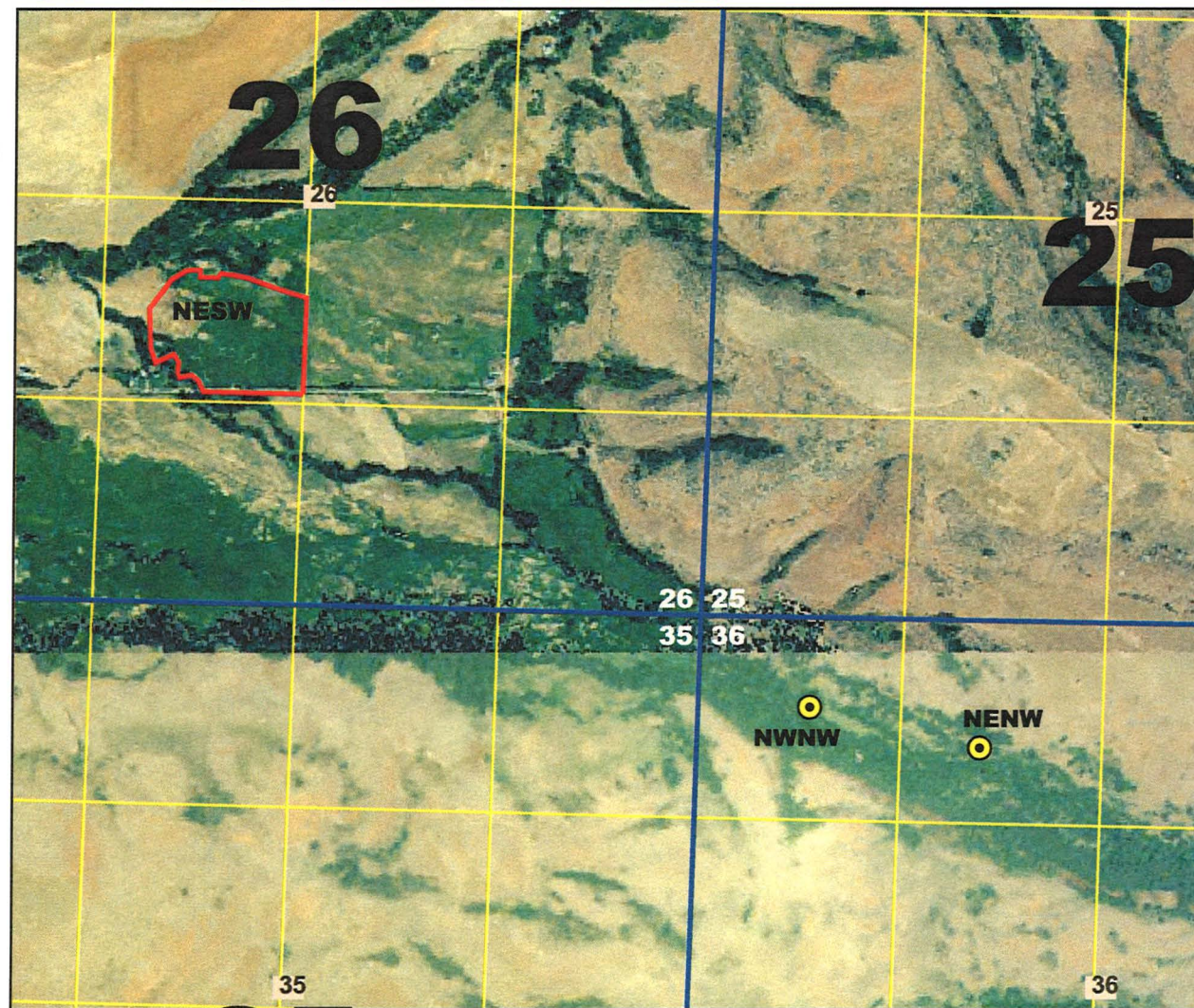
T16N R01W

Legend

- Point of Diversion
- Place of Use
- B67 sections.shp
- T16n01w.shp



Adams County
IDWR Basin 67



1000 0 1000 2000 Feet

Prepared by C. Saxton
On Monday, December 5, 2005
1987 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14663 V1

WATER RIGHT NUMBER: 67-14663 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	D WAYNE CADA 23250 CADA LN CALDWELL, ID 83607 (208)455-5050

Priority Date: 05/01/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
COTTONWOOD 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 11/15	0.010 CFS	
	<u>Total Diversion:</u>	0.010 CFS	

Location of Point(s) of Diversion

COTTONWOOD CREEK	SW1/4NE1/4NW1/4	Sec. 36, Twp 16N, Rge 01W, B.M.
ADAMS County		
COTTONWOOD CREEK	NE1/4NW1/4NW1/4	Sec. 36, Twp 16N, Rge 01W, B.M.
ADAMS 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	
16N	01W	26									15.0								15.0

Total Acres: 15

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 15 acres in a single irrigation season. Combined Right Nos.: 67-4112B, 67-14663, and 67-14666.
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.
3. K06 This right is limited to the irrigation of 0.8 acres within the place of use described above in a single irrigation season.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14663 V1

Comments:

1. csaxton 12/5/2005 From claim (1)

Comment: This right is a split from former right 67-318.

2. csaxton 12/5/2005 From claim (2)

Comment: THERE ARE TWO POINTS OF DIVERSION: DIVERSION LOCATED IN SW1/4 NW1/4 NE1/4, SEC. 36 IS USED TO IRRIGATE FIELDS LOCATED NORTH OF LITTLE COTTONWOOD CREEK; DIVERSION LOCATED IN NW1/4 NE1/4 NW1/4 IS USED TO IRRIGATE FIELD LOCATED IN SEC. 26 AND 35 BETWEEN LITTLE COTTONWOOD CREEK AND COTTONWOOD CREEK.

OWNERSHIP CHANGED BY LH 10/12/95.

OWNERSHIP CHANGED BY DB 9/12/2000.

3. csaxton 12/5/2005 Acre Limit

Comment: Acre limitation calculated by calculating how much acreage could be irrigated with the diversion rate recommended at 5/8 inches per acre per Muir, vs Allison decree.

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: OR

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	12/5/2005 2:48:41 PM	csaxton			Active
Priority Date	12/5/2005 2:51:03 PM	csaxton			Active
POD	12/5/2005 2:51:15 PM	csaxton			Active
Source	12/5/2005 2:53:10 PM	csaxton			Active
POU	12/5/2005 2:53:42 PM	csaxton			Active
Use	12/5/2005 2:54:25 PM	csaxton			Active
Season	12/5/2005 2:54:48 PM	csaxton			Active
Quantity	12/5/2005 2:55:07 PM	csaxton			Active
Summary			12/05/2005	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 67-14663 V1

Contacts	12/5/2005 2:48:42 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
POD	12/5/2005 2:52:58 PM	csaxton	Updated PLS
POU	12/5/2005 2:53:59 PM	csaxton	Updated shape for Active POU
General	12/5/2005 2:51:04 PM	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	12/5/2005 2:51:16 PM	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	12/5/2005 2:51:43 PM	csaxton	Updated shape
Source	12/5/2005 2:53:12 PM	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?
POU	12/5/2005 2:53:43 PM	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?
Use	12/5/2005 2:54:26 PM	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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14663 V1

Season	12/5/2005 2:54:49 PM	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	12/5/2005 2:55:09 PM	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?
POD	12/5/2005 2:51:59 PM	csaxton	Updated PLS
POD	12/5/2005 2:52:33 PM	csaxton	Updated shape
Summary	12/5/2005 3:00:28 PM	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?

Water Supply Bank:

Contacts Data Entry Form

Claim Number: 67-14663

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	D WAYNE CADA	23250 CADA LN	CALDWELL	ID	83607	(208)455-5050

Date of Field Exam: _____ **Desktop Review** _____ Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

Adams co tax lot data indicates that ownership of this claim should be in the name:

DAVID CROSBY
PO BOX 820
COUNCIL ID 83612

Reviewer: **Craig L. Saxton**Date: **12/5/05**

Priority Date Data Entry Form

Claim Number 67-14663

Claimed Priority Date: 5/1/1889

Claimed Basis: Decreed

X Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date:

Water Right Basis:

Recommended Priority Date Recommended Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

As Decreed _____

Point of Diversion and Source Data Entry Form

Claim Number 67-14663

Claimed Point of Diversion and Source

T16N R01W S36 SWNWNE Within ADAMS County Source: COTTONWOOD CREEK WEISER RIVER

T16N R01W S36 NWNENW Within ADAMS County Source: COTTONWOOD CREEK WEISER RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
16N	1W	36		NWNW	ADAMS	COTTONWOOD CREEK
16N	1W	36		NENW	ADAMS	COTTONWOOD CREEK

Other rights from this POD? 67-4112A, 67-4112B, 67-4112C and 67-14663 thru 67-14668.

Document how the POD and Source were verified:

GPS Tag #: A0014030 and A0014029. GPSd by Bosco Bosler on 7-27-04

Reviewer: Craig L. Saxton

Date: 12/5/05

Place Of Use Data Entry Form

Claim Number 67-14663

Claimed Place Of Use

T16N R01W S26 NESW 15.0

Total Acres 15

X Use Claimed POU as Recommended POU

Water Right Place Of Use

Recommended Place of Use

_____ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

1987 NAPP photography. _____

Purpose of Use Data Entry Form

Claim Number 67-14663

Claimed Purpose of Use

Water Use Number of Homes Number of Stock Acre Limit
IRRIGATION

X Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use Number of Homes Number of Stock Acre Limit

Recommended Purpose of Use

Water Use Number of Homes Number of Stock Acre Limit Number of Other

Document how the Purpose of Use was verified:

Period of Use and Quantity Data Entry Form

Claim Number 67-14663

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	03/15	11/15	0.01	

Overall Diversion Rate 0.01 Overall Diversion Volume

☒ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
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Overall Diversion Rate Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate Overall Diversion Volume

Document how the Period of Use and/or Diversion Rate were verified:

Diversion rate split calculations were conducted by taking the irrigated acres under the claimants parcel and calculating the percentage of ground the claimants owned within the total POU and then applied that percentage to the overall diversion rate.

Reviewer: Craig L. Saxton

Date: 12/5/05

Split history for Decreed Right 67-318 & 319

WR History

Claim History

Recommendation

67-318	McGinley	67-318	Cada	67-14663	Cada
0.06	cfs	0.06		0.01	
4.8	ac	99		15	
0.002298851				67-14664	Manis Invest
				0.02	
				26.1	
				67-14665	Manis Ranch
				0.03	
				57.9	

* calculated at 5/8 inches per acre

Sum CFS =	0.060
Sum Acre =	99
Sum AF =	

Extra CFS =	0.000
Extra Acre =	0.0
Extra AFA =	

67-319	McGinley	67-319	Cada	67-14666	Cada
1.44	cfs	1.44		0.24	
115.2	ac	99		15	
				67-14667	Manis Invest
				0.42	
				26.1	
				67-14668	Manis Ranch
				0.78	
				57.9	

* calculated at 5/8 inches per acre

*Last updated 12-1-05 (csaxton)

For digital copy of Excel spreadsheet file: See Craig L. Saxton

Sum CFS =	1.44
Sum Acre =	99
Sum AF =	

Extra CFS =	
Extra Acre =	
Extra AFA =	

67-14663	Actual ac	Cada	Change of ownership Needed to Crosby
15		0.01	
		0.8	
		0.167	%
67-14664		Manis Invest	
		0.02	
26.1		1.4	
		0.291	%
67-14665		Manis Ranch	
		0.03	
48.6		2.6	
		0.5	%

Sum CFS =		0.060
Sum Acre =	89.7	4.8
Total % =		1.0

Extra CFS =		0.000
Extra Acre =		
Total % =		

67-14666	Actual ac	Cada	Change of ownership Needed to Crosby
15		0.24	
		15	
		0.167	%
67-14667		Manis Invest	
		0.42	
26.1		26.1	
		0.291	%
67-14668		Manis Ranch	
		0.78	
48.6		48.6	
		0.542	%

Sum CFS =		1.440
Sum Acre =	89.7	89.7
Total % =		1.000

Extra CFS =		0.000
Extra Acre =		0.0
Total % =		

Water Right Record

Basin	Sequence	Suffix	Basis	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	318		Decreed	1889-05-01	0.06	4.8	COTTONW	IRRIGATION	MC GINLEY, JAMES H	wrWaterRight
67	319		Decreed	1890-07-01	1.44	115.2	COTTONW	IRRIGATION	MC GINLEY, JAMES H	wrWaterRight
Total =					1.5	120				

Watermaster Records

N01W2	TUNNELL, DAVID	\$2.40	\$2.10	3	318	MCGINL	5/1/89
N01W2	TUNNELL, DAVID	\$57.60	\$50.40	72	319	MCGINL	7/1/90

* I cannot find David Tunnell in the Tax lots or any SRBA claims filed in his name.

* The parcel number listed for tunnell ends with 803 and Manis parcel # is 803A

* Change of ownership in Manis files shows he bought property from Tunnell

Claim

Basin	Sequence	Suffix	Basis	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	4112	B	Statutory Cl	1889-06-01	0.38	15	COTTONW	IRRIGATION	CROSBY, DAVID (Cu	wrAdjudicationClaim
67	14663		Decreed	1889-05-01	0.01	15	COTTONW	IRRIGATION	CADA, D WAYNE (Cu	wrAdjudicationClaim
67	14666		Decreed	1890-07-01	0.24	15	COTTONW	IRRIGATION	CADA, D WAYNE (Cu	wrAdjudicationClaim

Recommendation

Basin	Sequence	Suffix	Basis	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	4112	B	Statutory Cl	5/10/1918	0.050	15	COTTONW	IRRIGATION	CROSBY, DAVID (Cu	Recommendation
67	14663		Decreed	1889-05-01	0.01	0.8	COTTONW	IRRIGATION	CADA, D WAYNE (Cu	Recommendation
67	14666		Decreed	1890-07-01	0.24	15	COTTONW	IRRIGATION	CADA, D WAYNE (Cu	Recommendation
					0.300	15	0.02 = Inches per acre			

Diversion rate recommended for beneficial use claim 67-4112B brings the total diversion rate up to 1" per acre in conjunction with decreed Muir vs. Allison water

MEMORANDUM

Date: December 5, 2005

To: File 67-14663 thru 67-14668

From: Craig L. Saxton

From my initial investigation, SRBA claims 67-318 and 67-319 should be split into three parts in three different names, but only two owners.

- Crosby, David
- Manis Investigations Inc
- Manis Ranch LLC

Per my solicitation, I received a change of ownership from Manis Ranch LLC to change ownership on a portion of rights 67-318 and 67-319.

I found a change of ownership request submitted in 2004 splitting 67-4112 into two parts. In that change of ownership documentation are deeds showing the ownership of property by Manis Investigations Inc. I don't know why 67-318 and 67-319 weren't split in 2004 when the first change of ownership was submitted, but I will split them now.

Thus I have change of ownership documentation to split 67-318 and 67-319 into three parts:

- Manis Ranch LLC
- Manis Investigations Inc
- And the remaining portion stay's in the name of Wayne Cada as I do not have change of ownership documentation from David Crosby.

See split tree documentation in files.

Split history for Decreed Right 67-318 & 319

WR History

67-318 McGinley
0.06 cfs
4.8 ac
0.002298851

* calculated at 5/8 inches per acre

Claim History

67-318 Cada
0.06
99

67-14663	Cada
0.01	15
67-14664	Manis Invest
0.02	26.1
67-14665	Manis Ranch
0.03	57.9

Sum CFS =	0.060
Sum Acre=	99
Sum AF =	

Extra CFS =	0.000
Extra Acre =	0.0
Extra AFA =	

67-319 McGinley
1.44 cfs
115.2 ac

* calculated at 5/8 inches per acre

67-319 Cada
1.44
99

67-14666	Cada
0.24	15
67-14667	Manis Invest
0.42	26.1
67-14668	Manis Ranch
0.78	57.9

Sum CFS =	1.44
Sum Acre=	99
Sum AF =	

Extra CFS =	
Extra Acre =	
Extra AFA =	

Recommendation

67-14663	Actual ac	Cada	
15	0.01	0.8	
	0.167	%	
67-14664		Manis Invest	
26.1	0.02	1.4	
	0.291	%	
67-14665		Manis Ranch	
48.6	0.03	2.6	
	0.5	%	

Sum CFS =		0.060
Sum Acre=	89.7	4.8
Total % =		1.0

Extra CFS =		0.000
Extra Acre =		
Total % =		

67-14666	Actual ac	Cada	
15	0.24	15	
	0.167	%	
67-14667		Manis Invest	
26.1	0.42	26.1	
	0.291	%	
67-14668		Manis Ranch	
48.6	0.78	48.6	
	0.542	%	

Sum CFS =		1.440
Sum Acre=	89.7	89.7
Total % =		1.000

Extra CFS =		0.000
Extra Acre =		0.0
Total % =		

*Last updated 12-1-05 (csaxton)

For digital copy of Excel spreadsheet file: See Craig L. Saxton

Cow Creek.

American Falls Development Company, sub for
W H Philbrick and R B Greenwood

47 /

June 1, 1886 ~~67~~ 0306

Goodrich Creek.

J P Ogilvie

10 /

May 1, 1892 ~~67~~ 0307

Ashton Roby

4 /

May 1, 1911 ~~67~~ 0308

Cottonwood Creek.

F W Beier

58 /

June 1, 1882 ~~67~~ 0309

P W Higgins

20 /

Sept 6, 1884 ~~67~~ 0310

Edgar Moser

22 1/2 /

Sept 6, 1884 ~~67~~ 0311

William Phipps

50 /

June 1, 1884 ~~67~~ 0312

20 /

June 1, 1889 ~~67~~ 0313

3 /

June 1, 1891 ~~67~~ 0314

I A Whiteley sub for I A Whiteley and J D Neale

31 3/8 /

June 1, 1887 ~~67~~ 0315

15 5/8 /

June 1, 1888 ~~67~~ 0316

G W Phipps

37 1/2

37 1/2 /

June 1, 1889 ~~67~~ 0317

James H McGinley

3 /

May 1, 1889 ~~67~~ 0318

72 /

July 1, 1896 ~~67~~ 0319

Cottonwood Creek (Con)

Mary E Houston

25 /

July 2, 1890 ~~67~~ 0320

A W Peebles

4 /

April 1, 1896 ~~67~~ 0321

R S Kincaid

4 /

April 1, 1896 ~~67~~ 0322

Grant Moore

3 /

May 1, 1900 ~~67~~ 0323

5 /

May 1, 1900 ~~67~~ 0324

North Fork Cottonwood Creek.

Gifford-Sorenson Ditch.

M P Gifford

107 /

June 5, 1902 ~~67~~ 0325

Elisa Sorenson

62 /

June 5, 1902 ~~67~~ 0326

James L Stewart and William F Smith

20 /

June 5, 1902 ~~67~~ 0327

B D Piper

10 /

June 5, 1902 ~~67~~ 0328

Mrs J T Root sub for M Rhinehart

96 /

June 5, 1902 ~~67~~ 0329

Emma Cool, sub for Fred Cool

10 /

June 5, 1902 ~~67~~ 0330

J A Carr

25 /

June 5, 1902 ~~67~~ 0331

Gladwell Commercial Bank

58 /

June 5, 1902 ~~67~~ 0332

A L Freehafer

5 /

June 5, 1902 ~~67~~ 0333

Emma Arrington

5 /

June 5, 1902 ~~67~~ 0334

Washington County Land & Development Co .

25 /

June 5, 1902 ~~67~~ 0335

Frank E Brown

2 1/2 /

June 5, 1902 ~~67~~ 0336

Winkler & Weld

23 3/4 /

June 5, 1902 ~~67~~ 0337

Crystal Foust

5 /

June 5, 1902 ~~67~~ 0338

Robert Waffler

2 1/2 /

June 5, 1902 ~~67~~ 0339

First National Bank of Vale

16 /

June 5, 1902 ~~67~~ 0340

North Fork Cottonwood Creek (Con)

Ben Houston

3 /

June 5, 1902 ~~67~~ 0341

A Grossen

10 /

June 5, 1902 ~~67~~ 0342

Hans Grossen

5 /

June 5, 1902 ~~67~~ 0343

JUL 24 1956

half of the Northeast Quarter of Section 34, Township 16 North, Range 1 West Boise Meridian.

P W HIGGINS: The Southeast Quarter of the Northwest Quarter, Section 34, and the Southwest Quarter of the Northeast Quarter Section 34, and a strip 10 rods wide on the South side of the Northeast Quarter of the Northwest Quarter of Section 34, all in Township 16 North, Range 1 West Boise Meridian.

EDGAR MOSER: The Southeast Quarter of the Southwest Quarter Section 27, and the Northeast Quarter of the Northwest Quarter Section 34, except the P & I N right-of-way and a strip 10 rods wide off the South side of the Northeast Quarter of the Northwest Quarter of Section 34, Township 16 North, Range 1 West Boise Meridian.

WILLIAM PHIPPS: The South half of the Southwest Quarter, the Southwest Quarter of the Southeast Quarter of Section 26, and the Northwest Quarter of the Northeast Quarter of Section 35, Township 16 North, Range 1 West Boise Meridian.

I A WHITELEY: The North half of the Southeast Quarter, the Southwest Quarter of the Northeast Quarter and the Southeast Quarter of the Northwest Quarter of Section 27, Township 16 North, Range 1 West Boise Meridian.

G W PHIPPS: The North half of the Northwest Quarter of Section 34, and 4 acres immediately north of Section 27, Township 16 North, Range 1 West Boise Meridian.

JAMES H MCGINLEY: The North half of the South half and the Southeast Quarter of the Southeast Quarter, Section 26 and the Northeast Quarter of the Northeast Quarter Section 35, Township 16 North, Range 1 West Boise Meridian.

MARY H HOUSTON: The Northeast Quarter of the Northeast Quarter, the South half of the Northeast Quarter, and the Southeast Quarter of the Northwest Quarter of Section 26, Township 16 North, Range 1 West Boise Meridian.

A W PERDLES: The Southwest Quarter of the Southeast Quarter and the East half of the Northwest Quarter of Section 28, Township 16 North, Range 1 West Boise Meridian.

R B KINCAID: The Northeast Quarter of the Northeast Quarter of Section 28, Township 16 North, Range 1 West Boise Meridian.

GRANT MOORE: North half of the Northwest Quarter of Section 35, Township 16 North, Range 1 West Boise Meridian.

M P GIFFORD: The Southeast Quarter of the Southeast Quarter of Section 15, the Southwest Quarter of the Southeast Quarter of Section 15, the Southwest Quarter of Section 14, all in Township 16 North, Range 1 West Boise Meridian.

ELIZA BORNSEN: The Southwest Quarter of Section 16, Township 16 North, Range 1 West Boise Meridian.

JAMES L STEWART AND WILLIAM F SMITH: The Southeast Quarter of the Southwest Quarter of Section 11, Township 16 North, Range 1 West Boise Meridian.

B D PIPER: The North half of the Southwest Quarter of the Southeast Quarter of Section 11, Township 16 North, Range 1 West Boise Meridian.

MRS J T ROOT: The Southeast Quarter of the Northeast Quarter of Section 10, the Southwest Quarter of the Northwest Quarter and the North half of the Southwest Quarter of Section 11, Township 16 North, Range 1 West Boise Meridian.

EMMA COOL: The Northeast Quarter of the Northwest Quarter and the South half of the Southwest Quarter of the Southeast Quarter of Section 23, Township 16 North, Range 1 West Boise Meridian.

COTTONWOOD CREEK

William Phipps	50	June 1, 1884
	20	" " 1889
	3	" " 1892
G. W. Phipps	37½	" " 1889
F. W. Beier	58	" " 1882
P. W. Higgins	20	Sept 6, 1884
Edgar Moser	22½	" " "
Grant Moore	3	May 1, 1900
	5	" " "
I. A. Whiteley, sub. for I. A. Whiteley and J. D. Neale	15 5/8 31 3/8	June 1, 1888 " " 1887
Mary E. Houston	25	July 2, 1890
A. W. Peebles	4	Apr 1, 1896
R. S. Kincaid	4	" " "
James H. McGinley	72	July 1, 1890
	3	May 1, 1889

RECEIVED
JUL 24 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 67-14663
Date Received: 12/1/2005
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CHARISSA M BRANSON Phone: (916)383-2888

6610 ASHER LN
SACRAMENTO CA USA 95828

LEONARD D BRANSON Phone: (916)383-2888

6610 ASHER LN
SACRAMENTO CA USA 95828

2. Date of Priority: 05/01/1889

3. Source: COTTONWOOD CREEK , COTTONWOOD CREEK Trib. to: WEISER RIVER , WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
16N	01W	36	NW NE NW	ADAMS	
16N	01W	36	SW NW NE	ADAMS	

5. Description of diverting works:

DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.01	

7. Total Quantity Appropriated is:
0.01 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	26	NE	SW	IRRIGATION	15
					Section Acres	15
					Total Acres	15

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:

THERE ARE TWO POINTS OF DIVERSION: DIVERSION LOCATED IN SW1/4 NW1/4 NE1/4, SEC. 36 IS USED TO IRRIGATE FIELDS LOCATED NORTH OF LITTLE COTTONWOOD CREEK; DIVERSION LOCATED IN NW1/4 NE1/4 NW1/4 IS USED TO IRRIGATE FIELD LOCATED IN SEC. 26 AND 35 BETWEEN LITTLE COTTONWOOD CREEK AND COTTONWOOD CREEK.

OWNERSHIP CHANGED BY LH 10/12/95.

OWNERSHIP CHANGED BY DB 9/12/2000.

This right is a split from former right 67-318.

15. Basis of Claim: Decreed

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 67-14663
Date Received: 12/1/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

D WAYNE CADA Phone: (208)455-5050

23250 CADA LN
CALDWELL ID USA 83607

2. Date of Priority: 05/01/1889

3. Source: COTTONWOOD CREEK , COTTONWOOD CREEK Trib. to: WEISER RIVER , WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
16N	01W	36	NW NE NW	ADAMS	
16N	01W	36	SW NW NE	ADAMS	

5. Description of diverting works:

DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.01	

7. Total Quantity Appropriated is:
0.01 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
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16N	01W	26	NE	SW	IRRIGATION	15
					Section Acres	15
					Total Acres	15

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

THERE ARE TWO POINTS OF DIVERSION: DIVERSION LOCATED IN SW1/4 NW1/4 NE1/4, SEC. 36 IS USED TO IRRIGATE FIELDS LOCATED NORTH OF LITTLE COTTONWOOD CREEK; DIVERSION LOCATED IN NW1/4 NE1/4 NW1/4 IS USED TO IRRIGATE FIELD LOCATED IN SEC. 26 AND 35 BETWEEN LITTLE COTTONWOOD CREEK AND COTTONWOOD CREEK.
OWNERSHIP CHANGED BY LH 10/12/95.
OWNERSHIP CHANGED BY DB 9/12/2000.

This right is a split from former right 67-318 .

15. Basis of Claim: Decreed

16. Signature(s)

Split/Overlap Analysis

Water Right Number: 67-318

Diversion Rate: 0.06 CFS

[illegible]

67-318 (99.0 ac & 0.06 cfs)	Cada (15.0 ac & 0.01 cfs)
	Manis Invest (26.1 ac & 0.02 cfs)
	Manis Ranch (57.9 ac & 0.03 cfs)

Right No:	Rate of Diversion	Irrigated Acres	CFS / Acre
67-318	0.06	99	0.001
Cada	0.01	15	0.001
Manis Invest	0.02	26.1	0.001
Manis Ranch	0.03	57.9	0.001