

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 37-311
Date Received: 9/16/1988
Receipt No: S002248
Received By:

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

1. Name of Claimant(s)

THE CATHERINE M LEWIS TESTAMENTARY FAMILY TRUST
C/O LEROY LEWIS
3774 SOUTH 5TH WEST
IDAHO FALLS ID USA 83404

Phone:

LEROY C LEWIS
3774 S 5TH W
IDAHO FALLS ID USA 83404

Phone: (208)522-9423

2. Date of Priority: 04/03/1884

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	26	SE NW SW	BLAINE	

5. Description of diverting works:

KLINE #37 HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.8	

7. Total Quantity Appropriated is:
1.8 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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02N	18E	26	SE	SW	IRRIGATION	39
					Section Acres	39
02N	18E	35	NE	NW	IRRIGATION	5
					Section Acres	5
					Total Acres	44

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

P/U INCLUDES 5 AC. IN BROADFORD TOWNSITE. SEE FILE.
 DECREED FROM BIG WOOD R., BUT DIVERTED FROM BROADFORD SLOUGH.
 P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

1/10/07 - Change of ownership.

15. Basis of Claim: Decreed

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>37-311</u>	<u>37-311</u>	<u>30%</u>	_____	_____	_____
<u>37-311</u>	<u>37-311</u>	<u>70%</u>	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Leroy and Catherine Lewis
4. New Owner/Claimant(s) Leroy Lewis and Catherine Lewis Testamentary Trust
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 3774 S. 5th W.
- City, State and ZIP Code Idaho Falls, ID 83404
- New Telephone Number (208) 522-9423
5. Date you ^{change of ownership of} acquired the property 2004

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6.

If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>Decreed</u>	<u>40</u>
Stock	<u>Decreed</u>	<u>horses</u>
Domestic	<u>Decreed</u>	<u>2 homes</u>
Other _____	_____	_____
Total	<u>1.86 CFS</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

7.

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Jerry Lewis

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____	Date _____	WR _____ Date _____

This change is to indicate that 30% of the water right is owned by Jerry Lewis. The other 70% of the water right is in the Catherine Lewis Testamentary Family Trust. In any event, I am the Trustee for her trust.

Jerry Lewis
Jerry Lewis

SPECIAL WARRANTY DEED

THIS DEED, made by LEROY C. LEWIS, both as a single individual, personally, and in his capacity as Personal Representative of the ESTATE OF CATHERINE M. LEWIS, deceased, "Grantors", to LEROY C. LEWIS, a single individual, and THE CATHERINE M. LEWIS TESTAMENTARY FAMILY TRUST under The Last Will and Testament of Catherine M. Lewis dated March 29, 1996, "Grantees", whose address is c/o Leroy C. Lewis, Trustee, 3774 S. 5th W., Idaho Falls, Idaho 83404,

WITNESSETH:

WHEREAS, Grantor Leroy C. Lewis is the duly-appointed and qualified Personal Representative of said Estate, filed as Probate No. CV-03-3838, in Bonneville County, Idaho, which is the owner of a one-half community property interest in the real property described herein; and,

WHEREAS, Grantor Leroy C. Lewis is also the surviving spouse of the decedent, and is the owner of the other one-half community property interest in the property; and,

WHEREAS, in connection with the administration and distribution of the Estate, Leroy C. Lewis and the Estate have agreed to a disproportionate allocation of this real property between Leroy C. Lewis and the Estate, followed by the distribution of the Estate's share of this property to the Grantee Trust;

THEREFORE, for valuable consideration received, the Grantors hereby grant, convey and release to the Grantees the following described real property located in Bonneville County, Idaho, in the following shares: an undivided fractional interest equal to .70245 thereof to the Grantee, THE CATHERINE M. LEWIS TESTAMENTARY FAMILY TRUST under The Last Will and Testament of Catherine M. Lewis dated March 29, 1996; and an undivided fractional interest equal to .29755 thereof to the Grantee, LEROY C. LEWIS, a single individual; to wit:

That certain real property more particularly described in Exhibit "A" attached hereto and incorporated herein by this reference.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof;

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said Grantees and to their successors and assigns forever.

In construing this Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hand the day and year first above written.

DATED this _____ day of _____, 2004.

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The following described real estate, situated in Blaine County, State of Idaho:

The Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4) of Section Twenty-six (26) in Township Two (2) North, Range Eighteen (18), East of the Boise Meridian, including all that part of Lots Thirteen (13) and Fourteen (14) in Block Forty-nine (49), and all that part of Lots Seventeen (17) and Nineteen (19) in Block Fifty (50) of the Townsite of Broadford, as shown by the official plat of said Townsite on file and of record in the office of the recorder of Blaine County, Idaho, lying within the said Southeast Quarter of the Southwest Quarter (SE1/4 SW 1/4) of said Section Twenty-six (26), Township Two (2) North, Range Eighteen (18), East of the Boise Meridian, also a fractional part of the Northeast Quarter of the Northwest Quarter (NE1/4 NW 1/4) of Section Thirty-five (35), Township Two (2) North, Range Eighteen (18), East of the Boise Meridian designated on the Blaine County Tax Assessor's Rolls as Tax Lot Ninety-four (94) and more particularly described as follows: Beginning at the North Quarter (N1/4) Corner of section thirty-five (35), Township Two (2) North, Range Eighteen (18), East of the Boise Meridian; Thence South two hundred forty-one and seven tenths (241.7) feet; Thence South eighty-four degrees (84°) forty-seven minutes (47') West four hundred ninety-five (495) feet to the intersection of the East Line of the Townsite of Broadford; Thence North forty-seven degrees (47°) twenty-six minutes (26') West; four hundred twenty-three and six tenths (423.6) feet along said line to the intersection of the North Line of the Northeast Quarter of the Northwest Quarter (NE1/4 NW 1/4) of Section Thirty-five (35); Thence East along said line eight hundred five (805) feet to the point of beginning, together with all appurtenant water and water rights, ditches and ditch rights and including ninety (90) inches of the waters of Big Wood River decreed to Charles H. Higginson, with a priority dating from April 3, 1884.

TOGETHER WITH a parcel of land beginning at a point two rods south of the NW Corner of the NE1/4 of Section 34, T1S, R21E. Thence running East 206.5 feet, Thence South 533.0 feet; Thence West 206.5 feet; Thence North 533.0 feet to P.O.B., containing 2.5 acres, excepting therefrom a Deed of Right-of-Way which was executed to the State of Idaho. This Deed is given subject to Right-of-Way Deed, dated November 12, 1935, and recorded in the Blaine County Recorder's Office in Book 139, Page 108, for the purpose of the construction of a highway on property.

TOGETHER WITH a parcel of land located within the SW1/4SW1/4, Section 26, T2N, R18E. Commencing at a 5/8 inch rebar with an aluminum cap marking the northeast corner of SW1/4SW1/4, Section 26. Thence S0°02'26"E, 513.12 feet along the east boundary of SW1/4SW1/4, Section 26 to the intersection of the centerline of Alder Street in the Broadford Townsite with east boundary of the SW1/4SW1/4, Section 26, which is P.O.B.; Thence continuing S0°02'26"E, 348.58 feet along east boundary of the SW1/4SW1/4, Section 26 to the intersection of east boundary with the centerline of Water Street, Broadford Townsite, marked with a 5/8 inch rebar; Thence N20°44'42"W, 328.23 feet along centerline of

EXHIBIT A

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REG 12 2006

Water Street to a 5/8 inch rebar marking the intersection of Water and Alder Streets;
Thence N70°15'45"E, 123.26 feet along centerline of Alder Street to P.O.B.

TOGETHER WITH: Lot 3 Section 25, T2N, R18E, except O.S.L.R.R. right of way.
Containing 32.0 acres.

TOGETHER WITH: All of the NW1/4SW1/4 Section 25 T2N,R18E, except O.S.L.R.R.
right of way. Containing 36.0 acres.

TOGETHER WITH: Beginning at the North ¼ corner of Section 35 T2N, R18E, thence
South 241.7 feet, thence S84°47'W 495 feet to the intersection of the east line of the
Townsite of Broadford, thence N47°26'W 423.6 feet along said line to the intersection of
the north line of NE1/4NW1/4 Section 35, thence east along said line 805 feet to the
point of beginning and containing 4.01 acres.

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-00311
Date Received: 9/16/1988
Receipt No: S002248
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEROY C. LEWIS 208-522-9423
Address: 3774 S. 5TH W.
IDAHO FALLS, ID 83402

OR

Name: CATHERINE M. LEWIS 208-522-9423
Address: 3774 S. 5TH W.
IDAHO FALLS, ID 83402

2. Date of Priority: APR 03, 1884

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	18E	26	SE	NW	SW		BLAINE

5. Description of diverting works:
KLINE #37 HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.800		

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

8. Total consumptive use is 110.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	26	SE	SW		IRR	39.0
					Section Acres		39.0
		35	NE	NW		IRR	5.0
					Section Acres		5.0
					Total Acres		44.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:
P/U INCLUDES 5 AC. IN BROADFORD TOWNSITE. SEE FILE.
DECREEED FROM BIG WOOD R., BUT DIVERTED FROM BROADFORD SLOUGH.
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

15. Basis of Claim: DECREEED

Case Number:

Court :

Decree date: 12/13/1909

S. C. FROST, ET. AL.

Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *Gray Lewis* Date: 9/16/88
Date: _____

State of Idaho

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 16th day

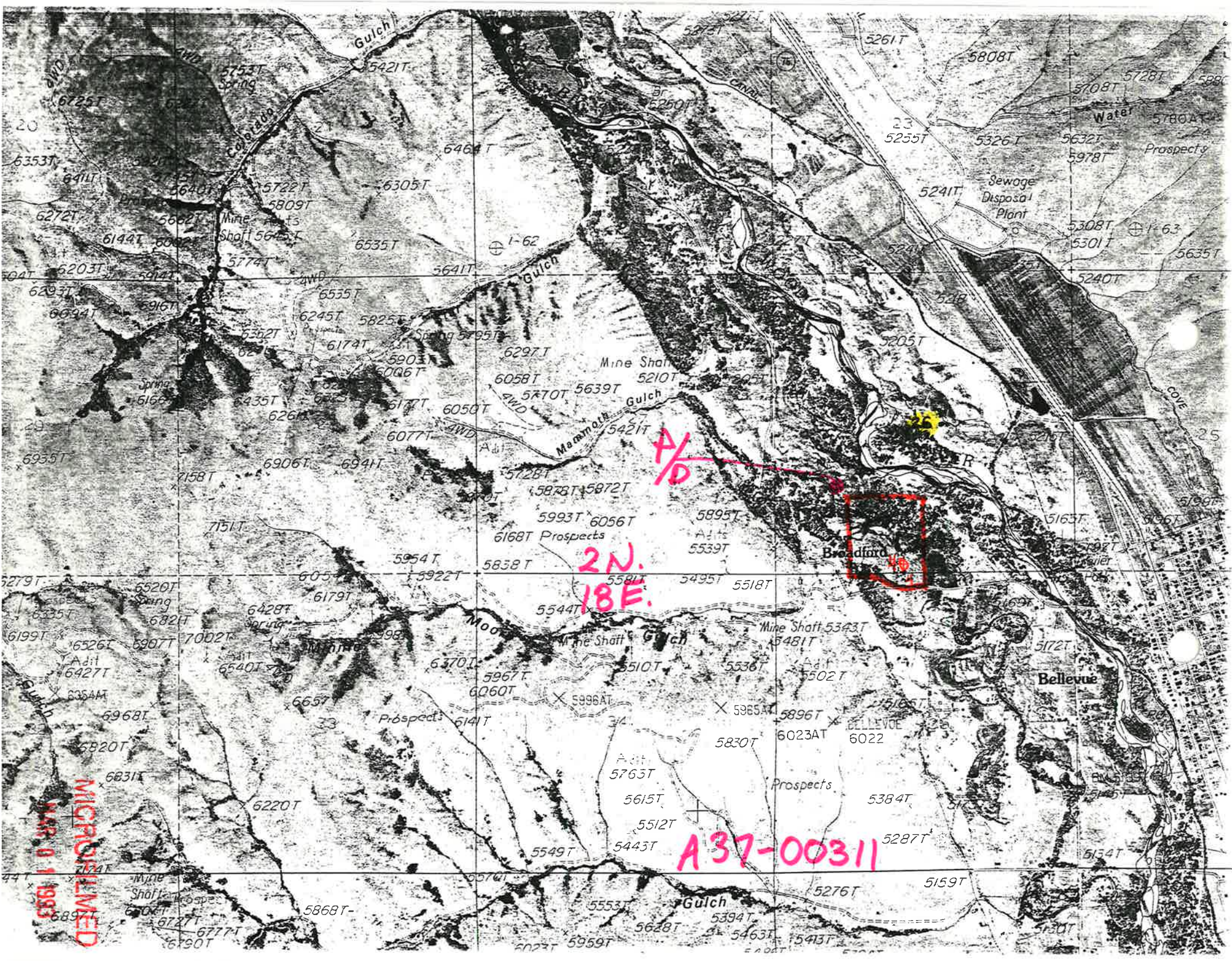
of September 19 88

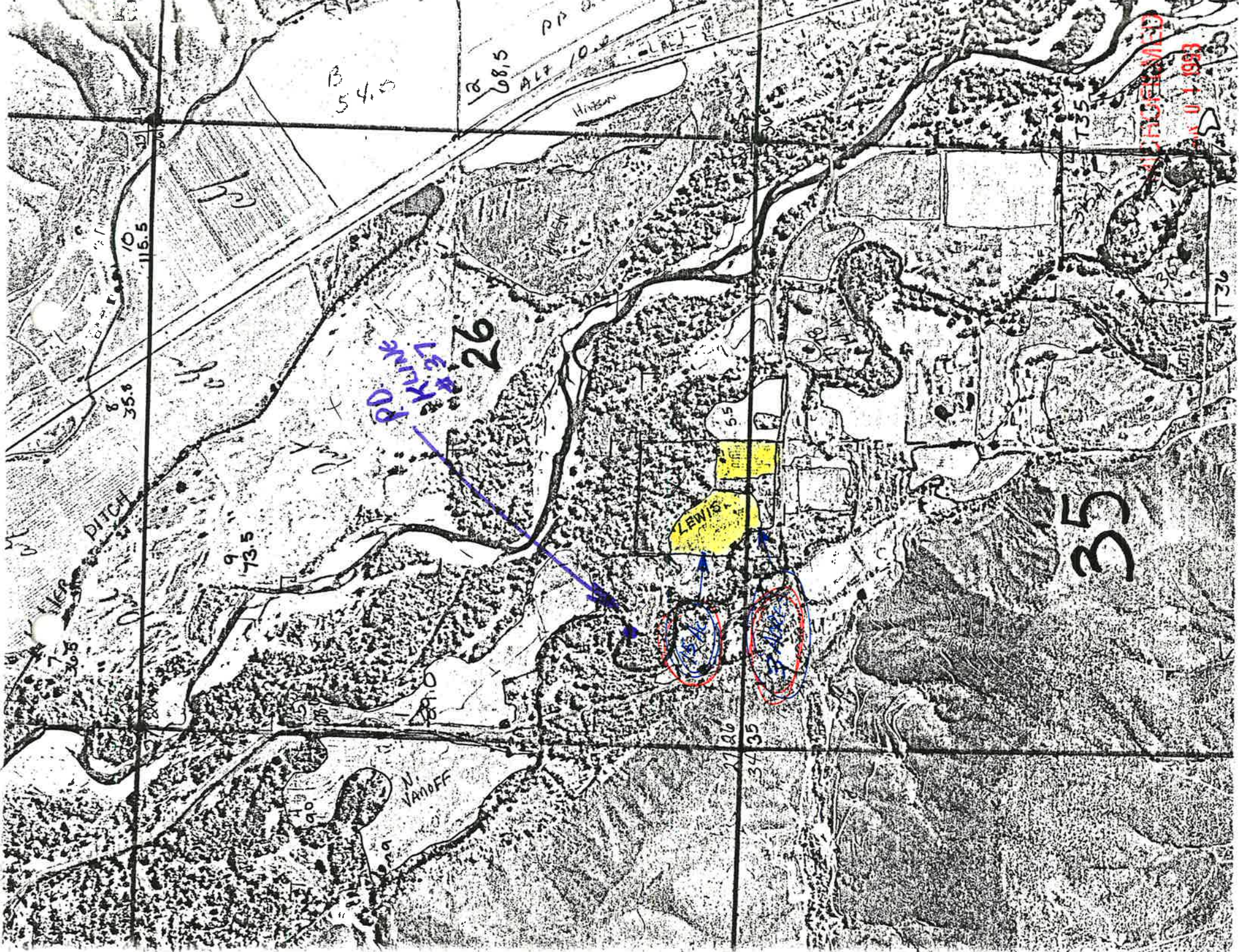
Roxanne Storey
Notary Public

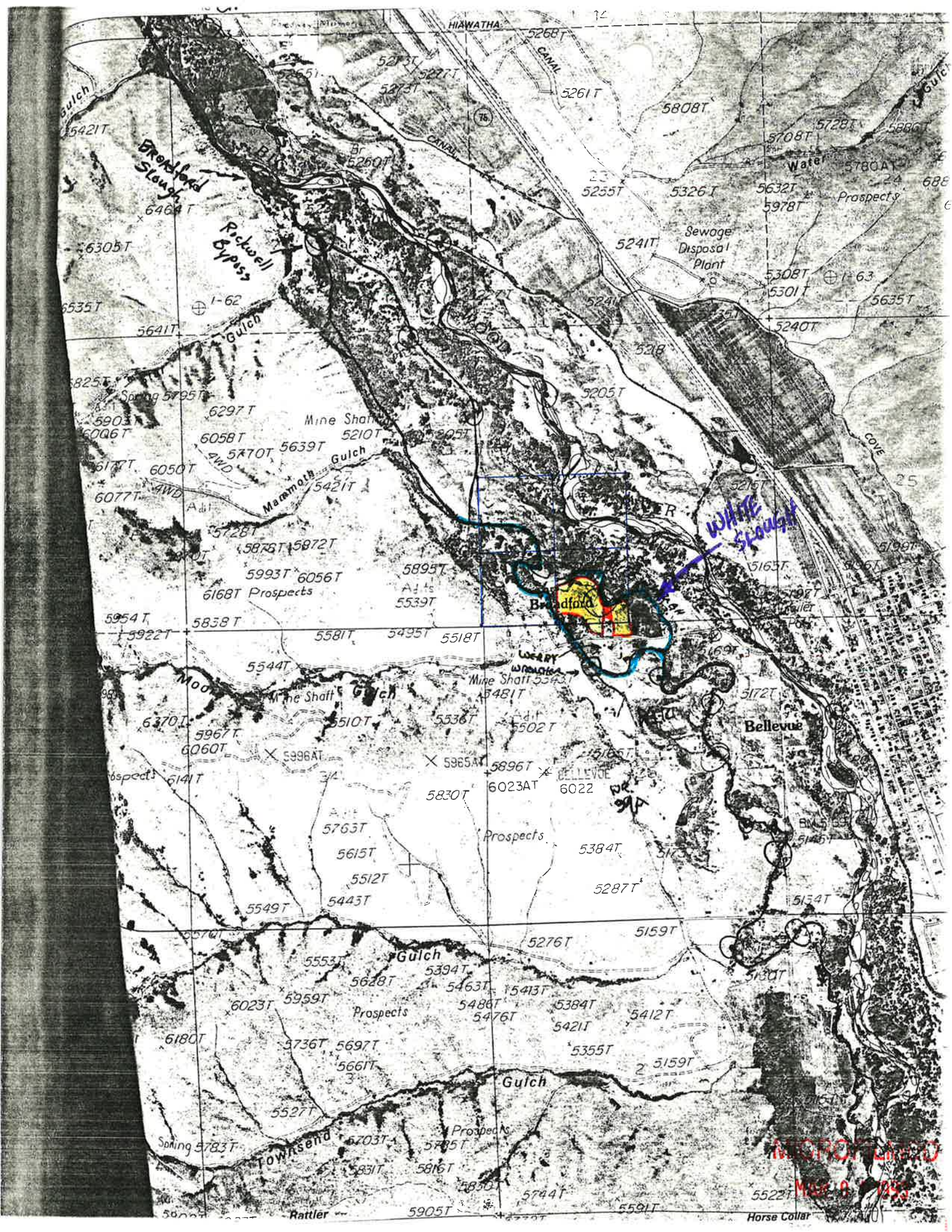
Seal

Residing at Buhl, Id

My Commission Expires 6-30-94







MICROFILMED
MAR 11 1993

01/11/2007

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

RIGHT NUMBER: 37-311

NAME AND ADDRESS: THE CATHERINE M LEWIS TESTAMENTARY FAMILY TRUST
C/O LEROY LEWIS
3774 SOUTH 5TH WEST
IDAHO FALLS ID 83404

LERoy C LEWIS
3774 S 5TH W
IDAHO FALLS ID 83404

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 1.800 CFS

PRIORITY DATE: 04/03/1884

POINT OF DIVERSION:
T02N R18E S26 NESWSW Lot 1 Within BLAINE County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.800 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S26	SESW 19.00	T02N R18E S35 Lot 1 NENW	2.50
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21.5 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.



Idaho Department of Water Resources

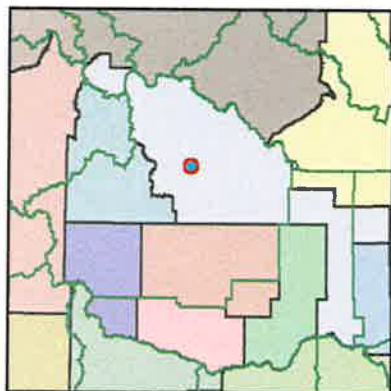
SRBA Recommendation:

37-311

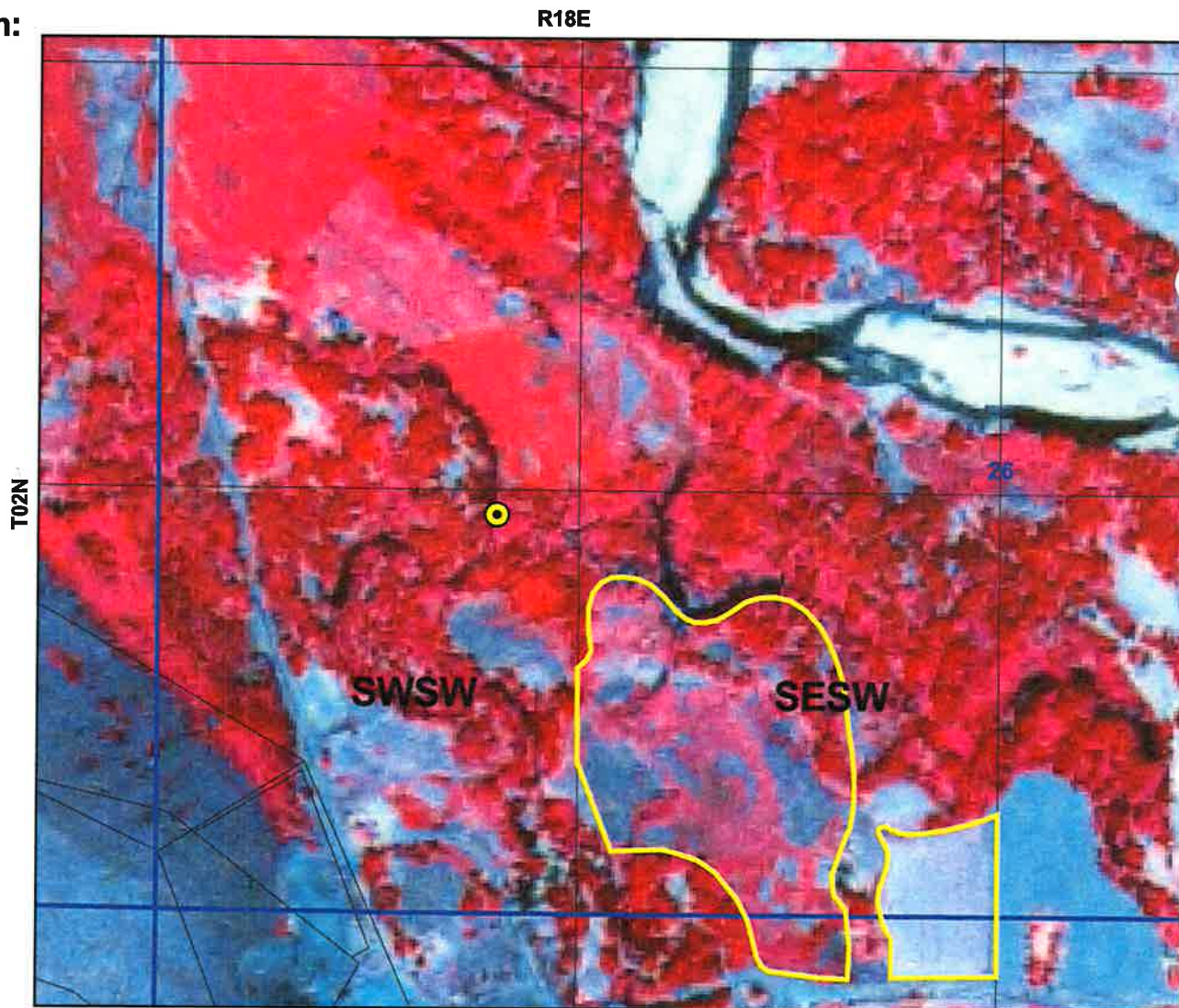
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



0 0.2 0.4 Miles

Prepared by M. Anders
On Thursday, January 11, 2007
1987/88 Aerial Photography

Adjudication Claim Notes

Claim(s): 37-0311

Background Data

- Source is Broadford Slough tributary to Big Wood River
- Decreed for 1.8 cfs on 1 QQ
- Claimed for 1.8 cfs on 44 acres

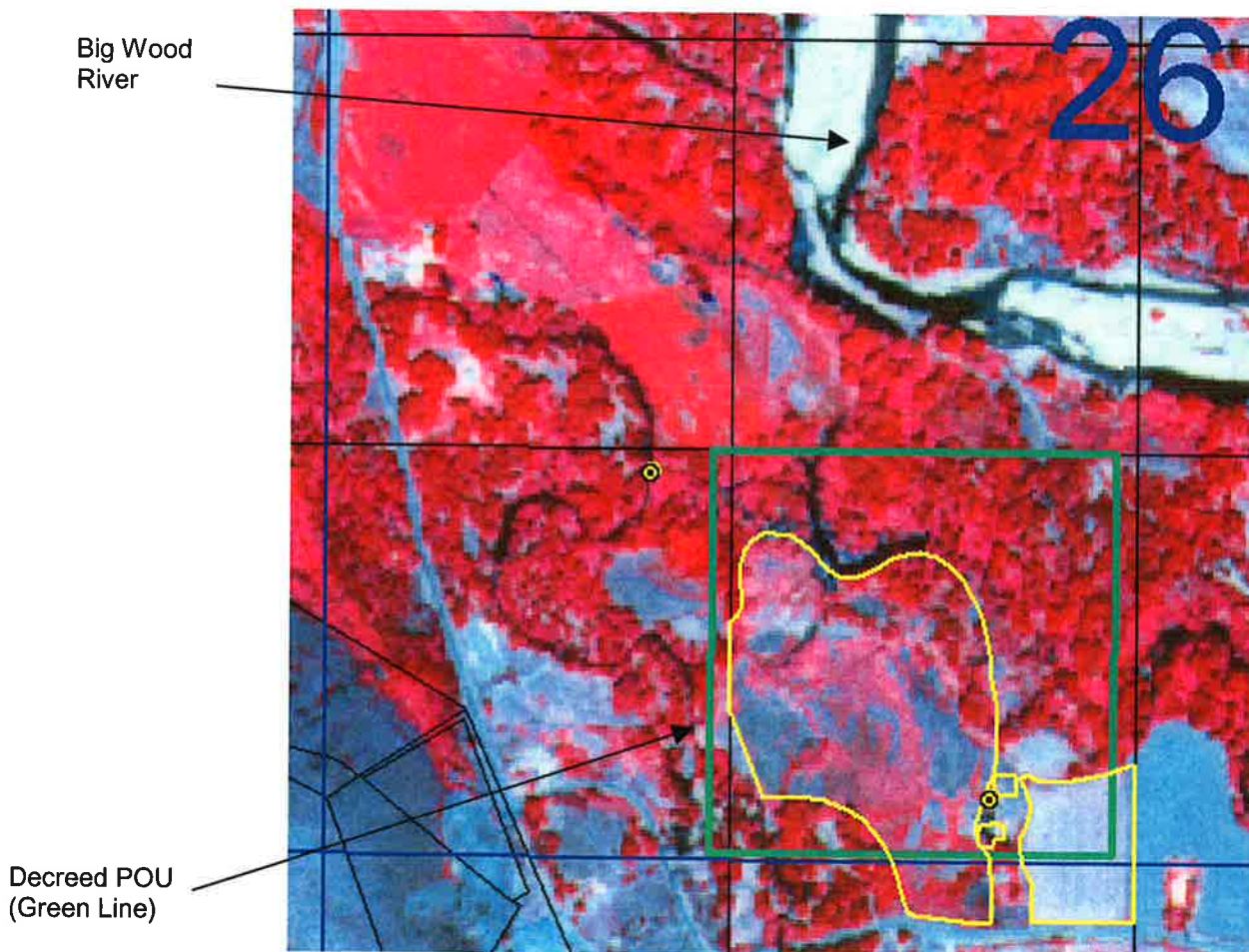
Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.

Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)

1987 Aerial Photo





Photograph of POD taken by Lee Peterson during field exam.
Location: 2477104 1363617
Plate: A0011760
Photo #: 1060663

Notes

T2N R18E Sections 26 & 35

- Found 17 acres of irrigation based on 1990 field exam by Steve Clelland and 1987 aerial photo.
- Since claimed POD in 1987 was the Kline Headgate #37, I recommended it as the POD (GPS by Lee Peterson). Claimant was using two PODs in 2005.
- The claimant cannot currently get his water from Broadford Slough. Jim Speck stated that the claimant is contemplating filing a transfer to move to PODs.
- Preliminary recommendation:
 - Decreed duty of water is 1.8 cfs on 40 acres (1 QQ), or 0.045 cfs/acre. I used the decreed duty of water to determine the diversion rate for the 17 acres found. The result is over the standard, but since the water right appears largely unchanged since the time of the Frost decree, the claimed POU is primarily in the decreed POU, I recommended duty of water from the decree.
 - 0.77 cfs for Irrigation of 17 acres
 - Assuming accomplished transfer for claimed POU outside decreed POU
 - Source is Big Wood River tributary to Malad River

- 12/4/06 – Talked with Leroy Lewis at public meeting in Sun Valley.
 - He said the land north of the natural channel appears to have old ditches in it, but since he has owned it, the land is not low enough to flood irrigate from the ditch. However, he outlined about 5 acres on the north side of the POU in the preliminary recommendation (see map attached to notice of error form) that are irrigated and he wants added to the POU.
 - He said that since at least the 1950s, when he bought the property, the 1.8 cfs has been used to irrigate the southern portion of the property (draft POU plus his modification), so he feels the diversion rate should be 1.8 cfs as decreed.
 - I said that if he submitted 2 narratives (one from him and one from another person) that stated historically the whole 1.8 cfs was used to irrigate the southern portion of the property, I would recommend a diversion rate of 1.8 cfs on the modified POU outlined in the map attached to the notice of error.
- 1/11/07
 - Received 2 narratives that stated historically the whole 1.8 cfs was used to irrigate the southern portion of the property.
 - Watermaster is delivering 1.8 cfs for 37-311.
 - I modified POU to the acreage outlined in the map attached to the notice of error.
- Recommendation:
 - 1.8 cfs for Irrigation of ^{21.5}~~21~~ acres
 - Assuming accomplished transfer for claimed POU outside decreed POU
 - Source is Big Wood River tributary to Malad River
- Data used for review: 1987, 1992, & 2004 aerial photos, Blaine Co Tax Records, Idaho Ownership (idown.shp), & USGS 1:24,000 Topo

December 8, 2006

RECEIVED
DEC 11 2006
DEPARTMENT OF
WATER RESOURCES

Mr. Matt Anders
Idaho Department of Water Resources
322 E. Front Street
P.O. Box 83720
Boise, Idaho 83720-0098

Dear Mr. Anders:

Enclosed is the note regarding the historical usage of water on the southern portion of the 40 acres covered by Water Right Number 37-311, the change of owner notice, and the deed for the property which includes the decreed water that goes with that property and which shows that the ownership is now in my name and in the name of my late wife's Testamentary Family Trust of which I am the soul trustee. A copy of this deed has been registered in Blaine County.

I also asked William Kawamura who has farmed the place since sometime in the early 70's to also write a letter discussing the historical use of water since he started farming it. You should be getting it soon, if you haven't already.

If you have any questions, I can be reached by phone at 208-522-9423 or 521-2427 or I can be reached by email at llewis2@srv.net.

Thank you for all of your help,



Leroy Lewis
3774 S. 5th W.
Idaho Falls, ID 83404

DEC 12 2006

December 5, 2006

Mr. Matt Anders
Idaho Department of Water Resources
322 E. Front Street.,
P.O. Box 83720
Boise, ID 83720-0098

RECEIVED
DEC 11 2006
IDaho DEPARTMENT OF
WATER RESOURCES

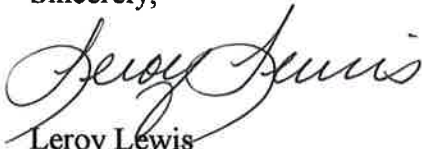
Dear Mr. Anders:

With respect to Water Right Number 37-311, I am submitting this note with regard to the usage of water on the 40 acre property situated on Broadford Road near Bellevue. My parents moved onto that property in the fall of 1956 when I was 16. During the next six years we irrigated the fields on the south side of the branch of the Broadford Slough that rises on that property. The water right for that property was 1.80 CFS. All of the water that was delivered was used to keep that much land properly irrigated. To my knowledge, that much water has been used every year thereafter. The property is river bottom property which has a deep rock bottom with a 12 to 18 inch layer of soil on top of the rocky layer. The larger field to the west is more rocky than the field to the east.

I wish to request that the quantity of water be increased from the 0.77 CFS in the Preliminary Recommendation of Water Rights in the Preliminary Director's Report be increased back to the original 1.80 CFS. That amount appears to be about the amount required to keep the fields properly irrigated.

If you have any questions, I can be reached by phone at 208-522-9423 (home) or 208-521-2427 (cell) or by email at llewis2@srv.net.

Sincerely,



Leroy Lewis
3774 S. 5th W.
Idaho Falls, ID 83404

SCANNED
DEC 12 2006

11/29/2006

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: 12/15/2006

Water right number: 37-311

LEROY C LEWIS
3774 S 5TH W
IDAHO FALLS ID 83404
Telephone Number: (208)522-9423

CATHERINE M LEWIS
3774 S 5TH W
IDAHO FALLS ID 83404
Telephone Number: (208)522-9423

Remove - Deceased, 5/22/06

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:

Increase ~~to~~ diversion to 1.8 CFS - add acres on north side of shape.

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

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

DATE:

12/4/06

SIGNATURE:

Leroy Lewis

Please print your name:

Leroy Lewis

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

- 12/8/06 - See Notes on Review narrative. ~~Wait~~ Waiting on narratives from claimant.
M. Anders



Idaho Department of Water Resources

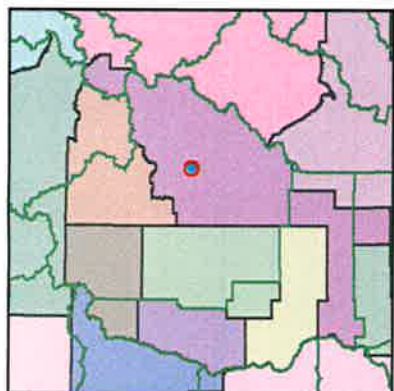
SRBA Recommendation:

37-311

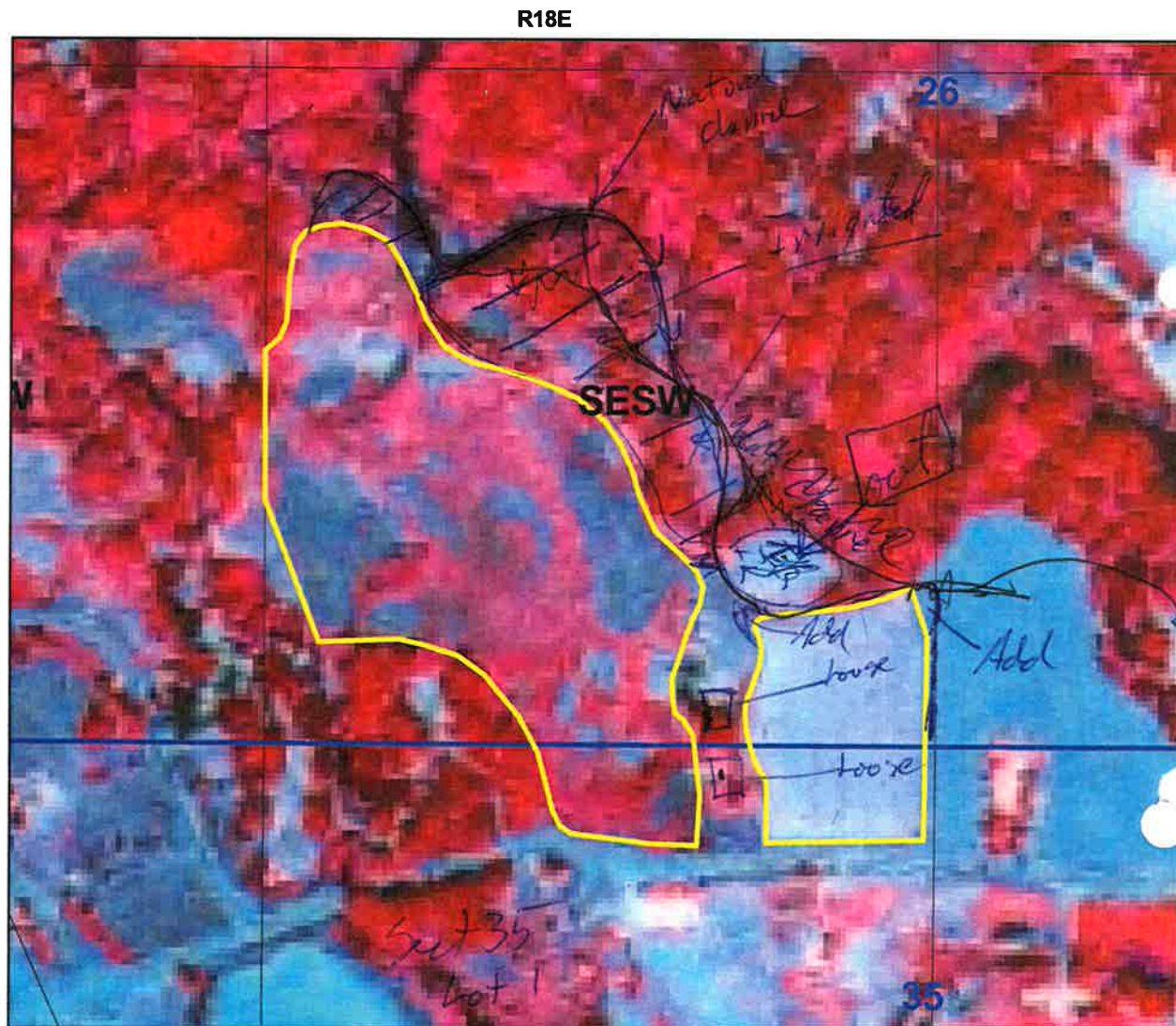
(Irrigation)

Legend

-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles

Prepared by M. Ciscell
On Wednesday, November 29, 2006
1987/88 Aerial Photography

2 houses
- send amended claim
- check to add more water for domestic

DEC 13 2006

DEPT. OF WATER RESOURCES

December 11, 2006

Mr. Matt Anders
Idaho Department of Water Resources
322 E. Front Street
P.O. Box 83720
Boise, ID 83720-0098

Dr. Mr. Anders:

I am writing in regards to Water Right Number 37-311, on property on Broadford Road in Blaine County, Bellevue, Idaho belonging to Leroy Lewis. I have rented this property from Mr. Lewis since 1971. I have used the water in question on all the irrigable acres on this property every year since I have been here. Reducing the water by the amount proposed would reduce the yields of alfalfa and the ability to keep the pastures green. This was evident during the drought years when the water was reduced and/or cut off early. I do not think the water in question is excessive for the number of acres irrigated and the type of soil of this farm.

I have farmed all of my life and worked for the Agricultural Conservation and Stabilization Service (ASCS) in Blaine County for 25 years. If you have any questions please do not hesitate to contact me.

Sincerely,



William S. Kawamura

SCANNED

DEC 14 2006

File No.
37-20372-00311

Field
Exam

Owner [Dead]
Leroy & Catherine Lewis
3774 S 5th W
Idaho Falls

Property: 377 Broadford Rd
Bellevue

Date
8/2/05

I went up this morning and met Leroy at his home on Broadford road to review his two files and the photo [red-blue] needs correction. Leroy said he has at least 45 acres and maybe more as marked on photo. The area sold and bought are a close trade in acreage both are marked in black on photo. The acreage found of 12 acres are very much short and the place of use is partial, the area in yellow are part of the hay ground, house and sheds.

The domestic and stock water POD is not correct, the pump is further south [see photo] but the place of use is somewhat correct for the house and corrals. This photo shows use of both rights 20372 & 311.

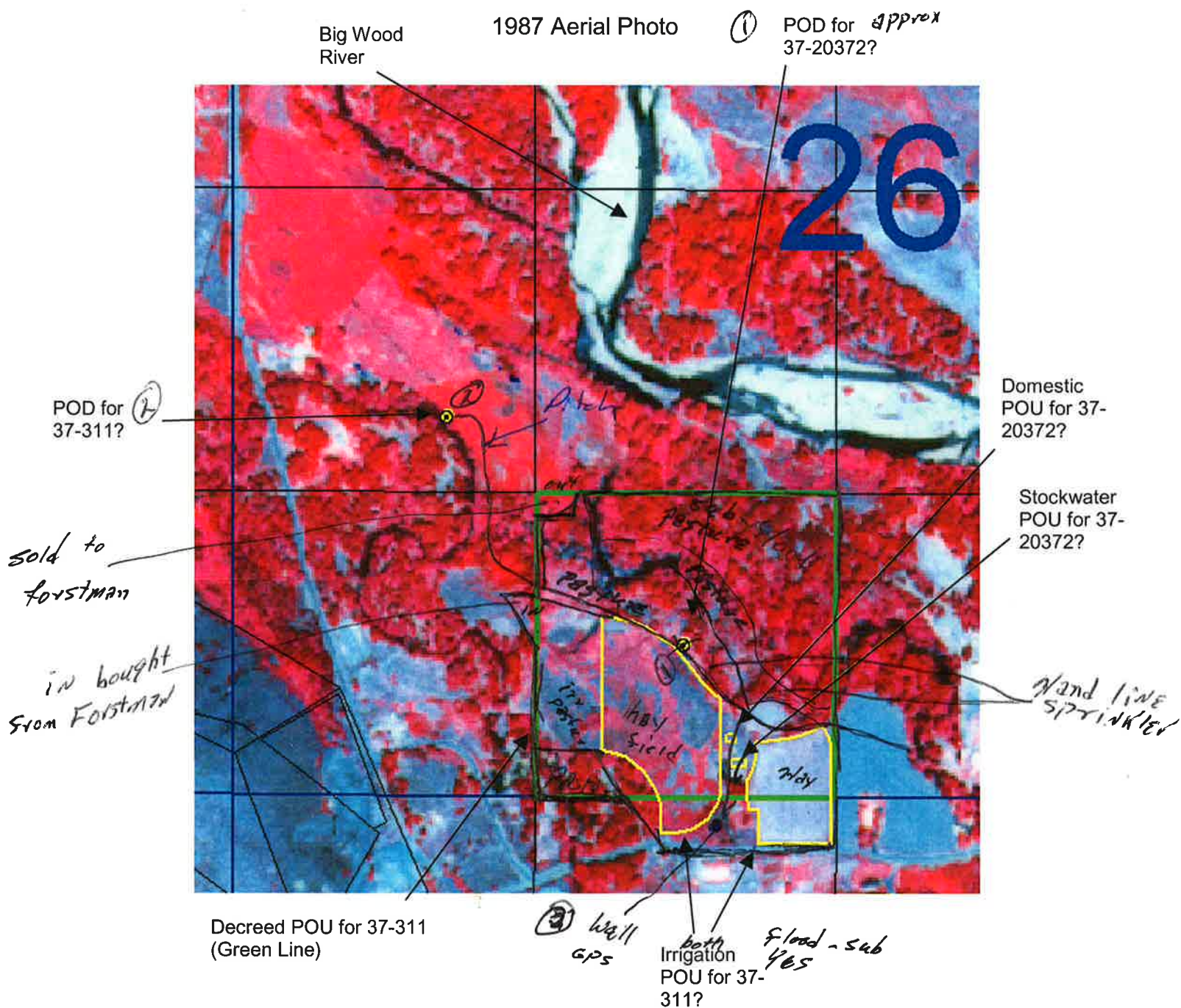
Description	GPS Name & No.	Position No.	USR No.	Plate No.	Photo No.
Broadford Slough	Lewis 1	2477270	1363487	None	1060662
" "	" 2	2477104	1363617	A0011760	663
Lewis Domestic Pump "	3	2477441	1363297	A0016272	None

Lee R. Peterson

1987 Aerial Photo

Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)



211 45 + across 215
Probably very heavy, pasture
yard

POPS
#1 slough (Broadford slough)
#2 Klein #37 out of Broadford slough
#3 well

2004 Aerial Photo



Note this photo does not align properly – use it only for general reference. The 1987 photo will be used for the Adjudication.

Notes

T2N R18E Sections 26 & 35

- Found 12 acres +
- Is the irrigation POU correct? *NO* → created from claim map
- Are the Domestic and Stockwater POUs correct? *CLOSE - well location - GPS*
- Need to GPS PODs

*- needs to claim stockwater
out of ditch → they can
drink out of ditch that
runs through corral*

Field Exam Data Form

Claim(s): 37-0311, 37-20372

Date of Field Exam: 8-2-05 Time: 9:25 A

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: NONE

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

Bellevue - north side of town go west
on Broadford Rd, across River Bridge
proceed west approx 1/3 mile to
377 Broadford

Reviewer: Lee Peterson

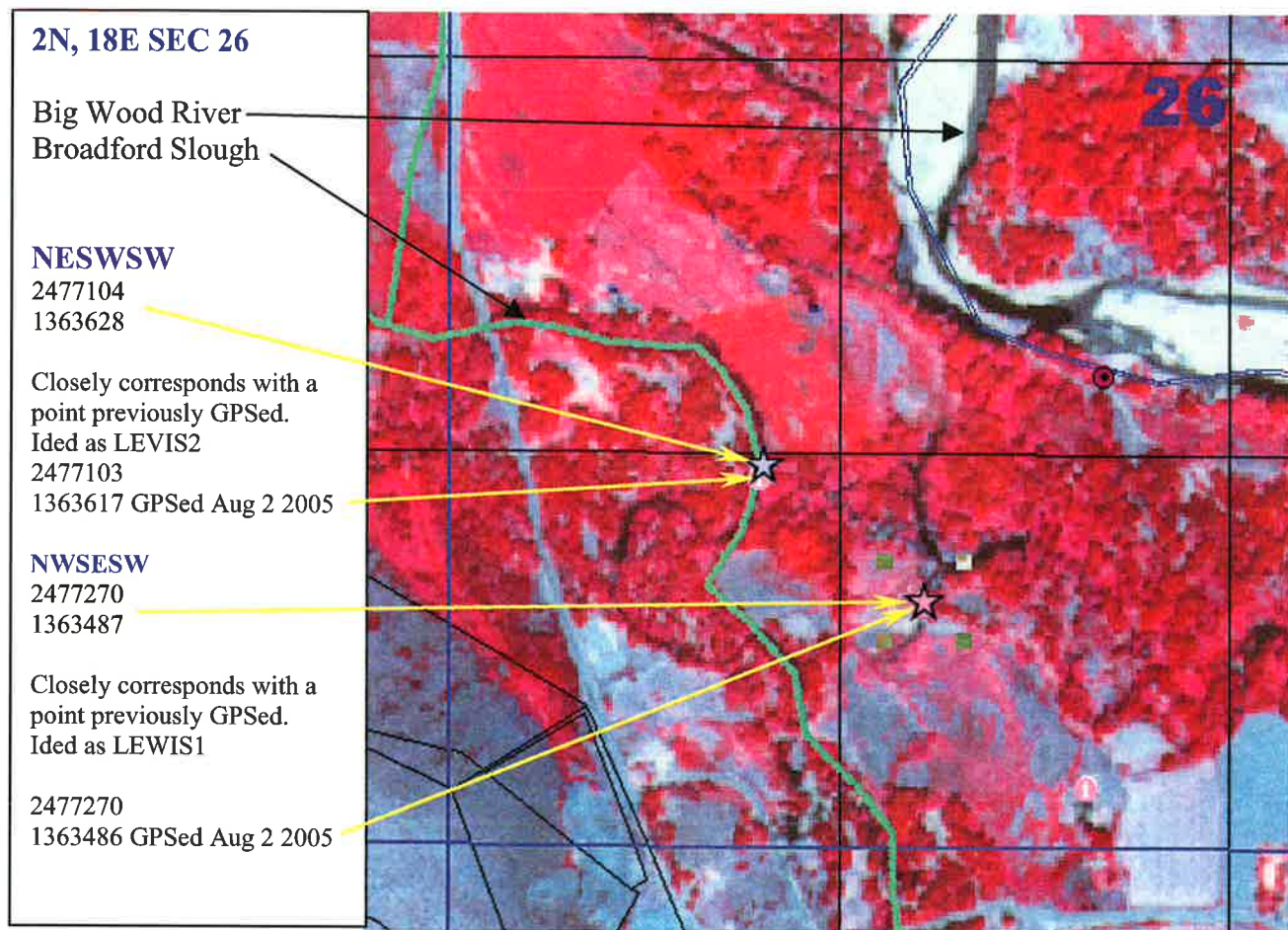
Date: 8-2-05

A TABLE OF CONVERSION FACTORS

To convert from	To	Multiply by
Millimicrons or micromillimeters	inches (U. S.)	3.937×10^{-8}
"	meters	1×10^{-9}
"	microns	0.001
"	mils	3.937×10^{-5}
Million gallons (U. S.) - - - - -	acre-feet - - - - -	3.0689
Million gallons (U. S.) /day	cubic feet/second	1.54723
"	gallons/minute	694.44
Millionth microns of micro-microns		
Milliphot	foot-candles	0.92902
"	phot - - - - -	0.001
Millivolts (abs)	abvolts	1×10^5
"	microvolts	1000
"	statvolts	3.3356×10^{-6}
"	volts	0.001
Mils - - - - -	centimeters - - - - -	0.00254001
"	inches	0.001
"	microns	25.4001
Miner's inches (Colorado)	acre-feet/day	0.05165
"	cubic feet/second	0.02604
Miner's inches (Ariz., Calif., Mont., and Ore.)	acre-feet/day - - - - -	0.04959
"		
Miner's inches (Idaho, Kan., Neb., Nev., N. Mex., N. Dak., S. Dak., and Utah)	cubic feet/second	0.025
"	acre-feet/day	0.03967
"		
Minims (British)	cubic feet/second	0.020
Minims (U. S.) - - - - -	cubic centimeters	0.059192
"	cubic centimeters	0.061612
"	cubic millimeters	61.612
"	drams (U. S., fluid)	1/60
"	gallons (U. S.)	1.6276×10^{-5}
"	gills (U. S.)	5.20833×10^{-4}
"	milliliters - - - - -	0.0616102
"	ounces (U. S., fluid)	0.0020833
"	pints (U. S., liquid)	1.30208×10^{-4}
Minutes (angle)	circumferences	4.62963×10^{-5}
"	degrees	1/60
"	quadrants - - - - -	1.85185×10^{-4}
"	radlans	2.90888×10^{-4}
"	seconds	60
Minutes (time)	days	6.94444×10^{-4}
"	hours	1/60
"	seconds - - - - -	60
"	weeks	9.920635×10^{-5}
Minutes/centimeter	radians/centimeter	2.90888×10^{-4}
Months (lunar)	days, hours, minutes	29d, 12hr, 44m
Months (mean calendar)	days	30.4202
"	hours - - - - -	730.085
"	minutes	43805.1
"	seconds	2.6283×10^6
Myriagrams	grams	10000
"	kilograms	10
"	pounds (avoirdupois) - - - - -	22.04622
Myriameters	kilometers	10
"	meters	10000
"	miles	6.21370
Nails (British)	centimeters	5.715

Lange's Handbook of chemistry 10th Edition
1967

37-311 Leroy Lewis



10/12/05

Jim Speck indicated Mr Lewis cannot get water from
Broadford slough & is contemplating a POD transfer.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-311

WATER RIGHT NUMBER: 37-311

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CHARLES H HIGGINSON
	, ZZ

Priority Date: 04/03/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BROADFORD SLOUGH	BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	1.800 CFS	
	<u>Total Diversion:</u>	1.800 CFS	

<u>Location of Point(s) of Diversion</u>		
BROADFORD SLOUGH	NW1/4SW1/4	Sec. 26, Twp 02N, Rge 18E, B.M.
BLAINE 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	
02N	18E	26												X					

Conditions of Approval:

1. P/U INCLUDES 5 AC. IN BROADFORD TOWNSITE. SEE FILE.
AC. IRRIG. NOT SPECIFIED. FARM = 45 AC.
DECREEED FROM BIG WOOD R., BUT DIVERTED FROM BROADFORD SLOUGH,
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-311

Licensed Date:
Decreed Date: 12/13/1909
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 37
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Alturas Water Co, et al
Decree Plaintiff: S C Frost, et al
Civil Case Number:
Judicial District: Fourth District
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>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

Water Supply Bank:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SNAKE RIVER BASIN ADJUDICATION CLAIM VERIFICATION REPORT

FIELD REPORT LOG

CLAIM NUMBER: A37-00.311

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT RECEIVED	COMPLETED REVIEW	COMPLETED DATA ENTRY
PRIORITY DATE	N		R.V. 3/6/90	
POINT OF DIV.	N		See 5-11-90	
SOURCE	N		R.V. 3/6/90	
PLACE OF USE	YES VERIFY IRRIGATION	Reduced ACRES	See 6-6-90 5-11-90	
DIV. AMOUNT	N * XS FLOW	5" / Ac.	L	
CONSUMPTIVE USE	N			
USES	N			
PERIOD OF USE	N			
BASIS OF CLAIM	N		R.V. 3/6/90	

REMARKS: SOME ACRES DO NOT APPEAR IRRIGATED

MICROFILMED

MAR 01 1993

GENERAL INFORMATION

Claim number: A37-00311

LAST: Lewis

FIRST: Leroy C

ADDRESS: 3774 S 5th W

CITY: Idaho Falls

STATE: Id

ZIP: 83402

PHONE: (208) 522-9423

OWNER CODE: C

OWNER CONNECTOR: OR

LAST: Lewis

FIRST: Catherine M

ADDRESS: 3774 S 5th W

CITY: Idaho Falls

STATE: Id

ZIP: 83402

PHONE: (208) 522-9423

OWNER CODE:

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____ PHONE NUMBER () -

DATE OF FIELD EXAM: __/__/__ APPOINTMENT MADE? Y() N(), TIME: _____

ACCOMPANIED BY: _____ PHONE NUMBER () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS: _____

=====

PRIORITY DATE REVIEW SHEET

CLAIM NUMBER: A37-00311A. SRBA CLAIM # A37-00311 PRIORITY DATE: 4/3/1884 STAGE DB. IDWR RECORD # 37-00311 PRIORITY DATE: 4/3/1884 STAGE DC. REVIEW - FIELD EXAM NEEDED? Y() N(X)ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE: 4/3/1884REVIEWED BY B.V. 24. DATE 3/6/1990

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MAR 01 1993

POINT OF DIVERSION AND SOURCE REVIEW SHEET

CLAIM # A37-00311

A. SRBA CLAIM POINT OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>2N</u>	<u>18E</u>	<u>26</u>	<u>SE</u>	<u>NW</u>	<u>SW</u>	—	<u>Blaine</u>

SOURCE: Broadford Slough TRIB: Big Wood River

B. IDWR RECORD POINT OF DIVERSION RECORD AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>2N</u>	<u>18E</u>	<u>26</u>	—	<u>NW</u>	<u>SW</u>	—	<u>Blaine</u>

SOURCE: Broadford Slough TRIB: Big Wood River

C. REVIEW - FIELD EXAM NEEDED? Y() N()

		ATTACHED	OR	SEE FILE
VERIFIED	☒ TOPO MAP/ORTHO-PQ	YES ☒ NO ()		_____
WITH:	() ASCS MAP	YES () NO ()		_____
	() WATERMASTER RECORDS	YES () NO ()		_____
	() FIELD EXAM	YES () NO ()		_____
	() OTHER _____	YES () NO ()		_____

REMARKS: KLINE #37 HEADGATEDecreed from B.W.R., DELIVERED AS ABOVE.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>2N</u>	<u>18E</u>	<u>26</u>	<u>SE</u>	<u>NW</u>	<u>SW</u>	—	<u>13</u>
—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—

SOURCE: BROADFORD SLOUGH TRIB: BIG WOOD RIVER

REVIEWED BY See DATE 5-11-90

MICROFILMED

MAR 01 1993

PLACE OF USE REVIEW SHEET (IRRIGATION)

CLAIM # A37-00311FIELD EXAM REQUIRED: Y(☒) N(☐)PRESUMPTION FLAG: Y(☐) N(☒)ROOT WATER RIGHT NUMBERS 37-00311

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
<u>2N 18E 26 SE SW A37-00311 / 39</u>		<u>- - - - / -</u>	<u>0</u>		
	<u>- - - - / -</u>	<u>37-08259 / 1</u>			
	<u>- - - - / -</u>	<u>- - - - / -</u>			
	<u>- - - - / -</u>	<u>- - - - / -</u>			
	<u>- - - - / -</u>	<u>- - - - / -</u>			
	<u>- - - - / -</u>	<u>- - - - / -</u>			
	<u>- - - - / -</u>	<u>- - - - / -</u>			
	<u>- - - - / -</u>	<u>- - - - / -</u>			
TOTAL ACRES <u>39</u>					

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(☒) N(☐)
 IF YES SEE ATTACHED SHEET:

REMARKS: VERIFY IRRIGATED ACRESREVIEWED BY SCDATE 5-11-90

MICROFILMED

MAR 0 1 1993

TWP RGE SEC 1/4 1/4

S.R.B.A.
#/ACRESI.D.W.R
#/ACRESLANDSAT
DATAFIELD
EXAM.RECOMM.
ACRES2N 18E 35 NE NW A37-00311 / 5- - - - - / - 0- - - - - / - 37-08259 / 3- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -

TOTAL ACRES

6

TWP RGE SEC 1/4 1/4

S.R.B.A.
#/ACRESI.D.W.R
#/ACRESLANDSAT
DATAFIELD
EXAM.RECOMM.
ACRES- - - - - / - - - - - / - - - - -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -

TOTAL ACRES

TWP RGE SEC 1/4 1/4

S.R.B.A.
#/ACRESI.D.W.R
#/ACRESLANDSAT
DATAFIELD
EXAM.RECOMM.
ACRES- - - - - / - - - - - / - - - - -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -- - - - - / - - - - - / -

TOTAL ACRES

MICROFILMED

MAR 01 1993

A. S.R.B.A CLAIMED USES:

	PURPOSES	MONTH/DAY	RATE
FOR	<u>Irrigation</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>1.800</u> CFS
FOR	_____	FROM <u>-</u> TO <u>-</u>	_____ CFS
FOR	_____	FROM <u>-</u> TO <u>-</u>	_____ CFS

B. I.D.W.R. RECORDED USES:

	PURPOSES	MONTH/DAY	RATE
FOR	<u>Irrigation</u>	FROM <u>-</u> TO <u>-</u>	<u>1.8</u> CFS
FOR	_____	FROM <u>-</u> TO <u>-</u>	_____ CFS
FOR	_____	FROM <u>-</u> TO <u>-</u>	_____ CFS

PRESUMPTION FLAG:

PERIOD OF USE:

IS PERIOD OF USE WITHIN THE RECOMMENDED SEASON?

Y(~~X~~) N()

RECOMMENDED AS CLAIMED?

Y(~~X~~) N()

RECOMMEND TO IDWR STANDARDS OR OTHER?

Y() N(~~X~~)

REMARKS:

RECOMMENDED USES:

	PURPOSES	MONTH/DAY	RATE
FOR	<u>IRRIGATION</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>1.8</u> CFS
FOR	_____	FROM <u>-</u> TO <u>-</u>	_____ CFS
FOR	_____	FROM <u>-</u> TO <u>-</u>	_____ CFS

REVIEWED BY sa

DATE 5-11-90

MICROFILMED

APR 01 1993

DIVERSION AMOUNT REVIEW SHEET

CLAIM # A37-00311A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(☒) N(☐)SRBA CLAIMED RATE: 1.8 CFS IDWR ROOT RIGHT RATE: 1.8 CFS
IF NO or IF STATUTORY CLAIM or BENEFICIAL USE field exam required.IS FLOW MEASUREMENT REQUIRED? Y(☐) N(☒)B. FLOW MEASUREMENTS

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) If YES complete overlap review.OTHER RIGHTS LISTED IN CLAIM: _____

_____D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1. IRRIGATION RATE.

ACRES 44 X 0.02 CFS/ACRE = 0.88 CFS.
(Taken from p/u review)DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(☒) N(☐)***IF YES EXCESSIVE WATER USE FORM FILED AND ATTACHED? Y(☐) N(☒)***

2. ANNUAL IRRIGATION CONSUMPTIVE USE & FIELD HEADGATE DIVERSION VOLUME.

ACRES 44 X CONSUMPTIVE RATE FOR AREA 2.5 A.F./ACRE =TOTAL CONSUMPTIVE USE 110 ACRE FEET/ANNUM

ACRES _____ X FIELD APPLIC. RATE FOR AREA _____ A.F./ACRE =

TOTAL FIELD APPLIC. _____ ACRE FEET/ANNUM

E. RATE/VOLUME CALCULATIONS: (OTHER USES)CONTACT OWNER? Y(☐) N(☐) SEE ATTACHED SHEET? Y(☐) N(☐)RECOMMENDED DIVERSION RATE: 1.8 CFSRECOMMENDED CONSUMPTIVE USE: 110 AF/ANNUM

RECOMMENDED FIELD HEADGATE APPLICATION: _____ AF/ANNUM

REVIEWED BY SOC DATE 5-11-90

MICROFILMED

MAR 01 1993

BASIS OF CLAIM ISSUES REVIEW SHEET

CLAIM # A37-00311

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(X)	()
FORFEIT/ABANDON _____	(X)	()
EXCESSIVE AMOUNT _____	()	(X)

THIS SRBA CLAIM CFS/ACRE

0.04@ Field Exam
0.10 /Ac.

OTHER SRBA CLAIMS CFS/ACRE

_____	_____	_____
_____	_____	_____
_____	_____	_____

**Excessive water use form filed and ATTACHED? Y(E) N(E)

B. SPLIT WATER RIGHT REVIEW

ROOT RIGHT	#	_____	SPLITS	#	_____	_____ CFS
		_____ CFS		#	_____	_____ CFS
				#	_____	_____ CFS
				#	_____	_____ CFS
				#	_____	_____ CFS
					TOTAL	CFS _____

**Do the sum of the parts equal the whole?

Y() N()

**IF NO is the written review sheet ATTACHED?

Y() N()

REMARKS: _____

=====

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

=====

MICROFILMED

MAR 01 1993

ADDITIONAL ACREAGE FORM

TWN.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	18E	26											39					39	
2N	18E	35					5											5	

TOTAL NUMBER OF ACRES 44

REMARKS: _____

REVIEWED BY _____

DATE _____

MICROFILMED

MAR 01 1993

Water Right Number - 37-00311

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
HIGGINSON

CHARLES H.

1 -

2 -

3 -

City-

Phone -

State-

Zip-

+ - - Priority Date - - +
04/03/1884+ - - Region - - - +
17+ - - Stage - - - +
D - DECREED

+ - - Status - - - - +

+ - - Source - - - - - +
BROADFORD SLOUGH+ - - Tributary - - - - - +
BIG WOOD RIVER+ - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

02N 18E 26 NW SW (13) BLAINE

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

1.800

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.800+ - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

02N 18E 26 SE SW

01 IRRIGATION

(13) BLAINE

Total Acres:

+ - - Diversion Means - KLINE #37 HEADGATE

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - Remarks - - - - - +
P/U INCLUDES 5 AC. IN BROADFORD TOWNSITE. SEE FILE.
AC. IRRIG. NOT SPECIFIED. FARM = 45 AC.
DECREED FROM BIG WOOD R., BUT DIVERTED FROM BROADFORD SLOUGH.
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.+ - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - Decree Plaintiff - - - +

+ - - Decree Defendant - - - +

+ - Decree Date - +

MICROFILMED

MAR 01 1993

Water right number - 37-00311

Adj. flag translation: Standard Water Right Number

+ - - Audit Fields - 02/11/86

05/28/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 06/18/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 37
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 12/13/1909				

MICROFILMED
MAR 0 1 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - A37-00311

Adj. Flag Translation: Adjudication Temporary Work Area Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
LEWIS

LEROY C.

1 - 3774 S. 5TH W.
2 -
3 -

City- IDAHO FALLS State- ID Zip- 83402

Phone - 208-522-9423

1 - 3774 S. 5TH W.

2 -
3 -

City- IDAHO FALLS State- ID Zip- 83402

Phone - 208-522-9423

LEWIS

CATHERINE M.

+ - - Priority Date - - +
04/03/1884

+ - - Region - - - +
17

+ - - Stage - - - +
D - DECREED Status - - - - +

+ - - - - Source - - - - - +
BROADFORD SLOUGH

+ - - - - Tributary - - - - - +
BIG WOOD RIVER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County (Blank if no Index Code)

02N 18E 26 SE NW SW (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01 1.800

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.800 110.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

02N 18E 26 SE SW 39.0 01 IRRIGATION (13) BLAINE
02N 18E 35 NE NW 5.0 01 IRRIGATION (13) BLAINE

Total Acres: 44.0

+ - - Diversion Means - KLINE #37 HEADGATE

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
P/U INCLUDES 5 AC. IN BROADFORD TOWNSITE. SEE FILE.
DECREED FROM BIG WOOD R., BUT DIVERTED FROM BROADFORD SLOUGH.

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MAR 01 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - A37-00311

Adj. flag translation: Adjudication Temporary Work Area

+ - - - - Remarks - - - - -
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
S. C. FROST, ET. AL. ALTURAS WATER COMPANY, ET. AL. 12/13/1909

+ - - Audit Fields -

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 06/18/1985	Old Judicial District	-
Claim Received Date	- 09/16/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S002248	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR		

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MAR 01 1993

R PROOF

CVR

MAPS

PHOTOS

MISC

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:42
05/19/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A37-00311

LAST: LEWIS
ADDRESS: 3774 S. 5TH W.
CITY: IDAHO FALLS
PHONE NUMBER: 208-522-9423

FIRST: LEROY C.
STATE: ID ZIP: 83402

OWNER CODE: C

LAST: LEWIS
ADDRESS: 3774 S. 5TH W.
CITY: IDAHO FALLS
PHONE NUMBER: 208-522-9423

FIRST: CATHERINE M.
STATE: ID ZIP: 83402

OWNER CODE: C

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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OCT 26 1994

A. AJ CLAIM: # A37-00311 PRIORITY DATE: 04-03-1884 STAGE: D
B. WR RECORD: # 37-00311 PRIORITY DATE: 04-03-1884 STAGE: D

C. FIELD EXAM REQUIRED? DATABASE FIELD
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) Y EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:

REVIEWED BY DATE

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OCT 26 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-00311	02N	18E	26	SE	NW	SW		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

R37-00311

37-00579

37-07312

SOURCE: BROADFORD SLOUGH

TRIB: BIG WOOD RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
37-00311	02N	18E	26		NW	SW		BLAINE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

37-00579

37-07312

A37-07312

A37-00579

R37-00579

R37-07312

A37-11743

A37-11753

R37-11743

R37-11753

R37-00311

SOURCE: BROADFORD SLOUGH

TRIB: BIG WOOD RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)

(Y/N)

DUE TO SOURCE DISCREPANCY? (Y/N)

(Y/N)

DATABASE

Y

N

FIELD
EXAMINER

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OCT 26 1994

REMARKS:

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
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SOURCE: BROADFORD SLOUGH

TRIB: BIG WOOD RIVER

REVIEWED BY: _____ DATE: _____

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MICROFILMED
OCT 26 1994

A. ROOT WATER RIGHT NUMBERS: A37-00311
R37-00311

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02N	18E	26	SE	SW		LEWIS , LEROY C.	A37-00311 /39.0	37-00311 /			
						LEWIS , LEROY C.	R37-00311 /39.0	- /			
						JOHNSTON , HARRY E.		37-08259 / 1.0			15
02N	18E	35	NE	NW		LEWIS , LEROY C.	A37-00311 / 5.0	- /			
						LEWIS , LEROY C.	A37-11346 /	- /			
						PARKER , JACK R.	A37-11456 /	- /			3
						CLARK , GARY L.	A37-11987 /	- /			
						JOHNSTON , HARRY E.	A37-08254 /	37-08254 /			
						LEWIS , LEROY C.	R37-00311 / 5.0	- /			
						JOHNSTON , HARRY E.	R37-08254 /	- /			
						LEWIS , LEROY C.	R37-11346 /	- /			
						PARKER , JACK R.	R37-11456 /	- /			
						CLARK , GARY L.	R37-11987 /	- /			
						CLARK , GARY		37-08576 / 3.0			
						JOHNSTON , HARRY E.		37-08259 / 3.0			
TOTAL ACRES						A37-00311	44.00				18

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

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OCT 26 1994

PRESUMPTION FLAG: D

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

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OCT 26 1994

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A37-00311 IRRIGATION	FROM 04-01 TO 11-01	1.800 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.800 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
37-00311 IRRIGATION	FROM TO	1.800 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.800 CFS

PRESUMPTION FLAG: D

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	_____
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	_____
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	_____

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y() N()

RECOMMEND TO WR STANDARDS OR OTHER? Y() N() Explain in remarks, below.

REMARKS:

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OCT 26 1994

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 1.800 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.800 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

B. FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-00311	BROADFORD SLOUGH	LEWIS , LEROY C.	1.800	0.040		
R37-00311	BROADFORD SLOUGH	LEWIS , LEROY C.	1.800	0.040		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A37-11346	DOMESTIC	LEWIS , LEROY C.	FROM 01-01 TO 12-31	.040 CFS	
A37-11346	STOCKWATER	LEWIS , LEROY C.	FROM 01-01 TO 12-31	.020 CFS	
A37-11456	DOMESTIC	PARKER , JACK R.	FROM 01-01 TO 12-31	.040 CFS	
A37-11987	DOMESTIC	CLARK , GARY L.	FROM 01-01 TO 12-31	.040 CFS	
A37-11987	STOCKWATER	CLARK , GARY L.	FROM 01-01 TO 12-31	.020 CFS	
A37-08254	AESTHETIC	JOHNSTON , HARRY E.	FROM 01-01 TO 12-31		1.00 AF/A
R37-08254	AESTHETIC	JOHNSTON , HARRY E.	FROM 01-01 TO 12-31		1.00 AF/A
R37-11346	DOMESTIC	LEWIS , LEROY C.	FROM 01-01 TO 12-31	.040 CFS	
R37-11346	STOCKWATER	LEWIS , LEROY C.	FROM 01-01 TO 12-31	.020 CFS	
R37-11456	DOMESTIC	PARKER , JACK R.	FROM 01-01 TO 12-31	.040 CFS	
R37-11987	DOMESTIC	CLARK , GARY L.	FROM 01-01 TO 12-31	.040 CFS	
R37-11987	STOCKWATER	CLARK , GARY L.	FROM 01-01 TO 12-31	.020 CFS	

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(____) N(____)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(____) N(____) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 110.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(____) N(____)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

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OCT 26 1994

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
IRRIGATION	04-01 11-01	1.800 _____	_____	110.0 _____
TOTAL FOR THIS RIGHT		1.800		110.0

REVIEWED BY: _____

DATE: _____

=====

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OCT 26 1994

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 37-00311

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 1.800	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A37-00311	1.800	37-00311	1.800
A37-00311	R37-00311	1.800	37-00311	1.800
TOTAL CFS		3.600	1.800	

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE N	FIELD EXAMINER _____ _____
---------------	-------------------------------------

REMARKS:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____
NAME OF FIELD EXAMINER: _____ TITLE: _____

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OCT 26 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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QUICKLOOK INFORMATION

CLAIM NUMBER: A37-00311

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y							
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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