

9

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: A37-00426B

Date Received:

Receipt No: _____

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO 208-334-3700
Address: DEPT. OF FISH & GAME
P.O. BOX 25
BOISE, ID 83707

2. Date of Priority: APR 01, 1887

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	19E	24	SE	NW			BLAINE

5. Description of diverting works:
CONCRETE HEADGATE AND DITCH PROVIDES WATER TO PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.050		

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

8. Total consumptive use is 70.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	20E	20	SW	NE		IRR	1.0
			SE	NW		IRR	27.0

A37-00426B

Page 1

Date: 07/13/90

MICROFILMED
FEB 22 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	28.0
					Total Acres	28.0

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/D IS THE GILLIHAM HEADGATE AND DITCH.
THIS WATER RIGHT IS TO BE TRANSFERRED FROM BRUCE LLOYD TO IDFG
WHEN LAND WAS PURCHASED IN 1960 - TRANSFER #900. TRANSFER WAS
NOT FILED UNTIL JUNE 1990. (SEE ATTACHED DOCUMENTATION)

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

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: _____

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 A37-0426B
Date Received _____
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Idaho Dept. Fish & Game Phone (208) 334-3700
Mailing Address 600 So Walnut P.O. Box 25 Boise, ID Zip 83707
2. Date of Priority (Only one (1) per claim) 4/1/1887
3. Source of water supply (a) Silver Creek
which is tributary to (b) Little Wood River
4. a. Location of existing point of diversion is: Township 1S Range 19E Section 24,
1/4 of SE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Blaine
Additional points of diversion if any: P/D. is the Gillicham headgate and ditch
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Concrete headgate and ditch
provides water to pump.

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FEB 22 1993

uses claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

Irrigation purposes from 4/1 to 11/1 amount 1.05 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.05 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 70 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
15	20E	20			1					27									28

Total number of acres irrigated 28

11. In which county (ies) are lands listed above as place of use located? Blaine

12. Do you own the property listed above as place of use? Yes ☒ No ☐
 If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (☒)

14. Remarks: This water right ~~was~~ is to be transferred from Bruce Lloyd to IDFG when land was purchased in 1960 - transfer \$900. Transfer was not filed until ^{June} 1990. (see attached documentation)

MICROFILMED
FEB 22 1993

Last Name IDFG Ident No. A 37-0426B

Copies: White -State, Yellow-Claimant

Types of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐
Decree ☒

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Assistant Director Title
of the Idaho Dept. of Fish & Game Organization, that I have signed the foregoing
document in the space below as Acting Director Title of the Idaho Dept. of Fish & Game Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]

Title and Organization Acting Director
Idaho Dept. of Fish & Game

Date 6/25/90

State of Idaho Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 25th day of June 1990

SEAL

Notary Public [Signature]

Residing at Emmett, Idaho

My Commission Expires October 31, 1991

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name IDFG Ident. Number A37-0426B

Copies White-State, Yellow-Claimant

MICROFILMED
FEB 22 1993

9

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO
Address: DEPT. OF FISH & GAME
P.O. BOX 25
BOISE, ID 83707
208-334-3700

2. Date of Priority: APR 01, 1887

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	19E	24	SE		NW		BLAINE

5. Description of diverting works:
CONCRETE HEADGATE AND DITCH PROVIDES WATER TO PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.050		

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

8. Total consumptive use is 70.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	20E	20	SW	NE		IRR	1.0
			SE	NW		IRR	27.0

A37-00426B

Page 1

Date: 07/13/90

MICROFILMED
FEB 22 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	28.0
					Total Acres	28.0

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/D IS THE GILLIHAM HEADGATE AND DITCH.
THIS WATER RIGHT IS TO BE TRANSFERRED FROM BRUCE LLOYD TO IDFG
WHEN LAND WAS PURCHASED IN 1960 - TRANSFER #900. TRANSFER WAS
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15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

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Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.
Decree Defendant

16. Signature(s)

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Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

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

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Date Received

Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Idaho Dept. Fish & Game Phone (208) 334 3700

Mailing Address 600 S. Walnut P.O. Box 25 Boise, ID Zip 83707

2. Date of Priority (Only one (1) per claim) 4/1/1887

3. Source of water supply (a) Silver Creek
which is tributary to (b) Little Wood River

4. a. Location of existing point of diversion is: Township 1S Range 19E Section 24,
1/4 of SE 1/4 of NW 1/4, Govt. Lot, B.M., County of Blaine

Additional points of diversion if any: P/D. is the Gilliam headgate and ditch

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Concrete headgate and ditch

provides water to pump.

MICROFILMED
FEB 22 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/1 to 11/1 amount 1.05 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.05 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 70 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
15	20E	20			1					27									28

Total number of acres irrigated 28

11. In which county (ies) are lands listed above as place of use located? Blaine

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

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (☒)

14. Remarks:

This water right ~~was~~ is to be transferred from Bruce Lloyd to IDFG when land was purchased in 1960 - transfer \$900. Transfer was not filed until ^{June} 1990. (see attached documentation)

MICROFILMED
FEB 22 1993

Last Name IDFG Ident No. A 37-0426B

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A large grid of 100 squares, arranged in 10 rows and 10 columns. Each square contains a small crosshair pattern, consisting of a vertical line and a horizontal line intersecting at the center. The grid is used for handwriting practice.

MICROFILMED
 FEB 22 1993

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Assistant Director
Title

of the Idaho Dept. of Fish & Game Organization, that I have signed the foregoing

document in the space below as Acting Director Title of the Idaho Dept. of Fish & Game Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Emmett D. Price

Title and Organization Acting Director Date 6/25/90
Idaho Dept. of Fish & Game

State of Idaho Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 25th day of June 19 90

SEAL

Notary Public Barbara Baker

Residing at Emmett, Idaho

My Commission Expires October 31, 1991

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
FEB 22 1993

Last Name IDFG Ident. Number A37-0426B

Copies White-State, Yellow-Claimant

Form No. 222 10/80

Transfer No. _____

Water Right No. 37-0426B
T. 900

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Idaho Department of Fish & Game Phone 324-4359
Post Office address P. O. Box 428, Jerome, ID 83338

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to Bruce Lloyd (Name)
In case of S. C. Frost et al vs Alturas Water Co. et al
dated in 12-13-1909 in Lincoln Fourth Dist county of Lincoln
(Name of court)
b. License No. _____ Issued by the Idaho Department of Water Resources
c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

water was transferred to land by Transfer #900; applicant bought the
land & water in 1960.

3. Source of water Silver Creek tributary to Little Wood River4. Date of priority 4-1-1887

5. Water is used for the following purposes:

amount 1.05 cfs for Irrigation purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ (month/day — both dates inclusive)

6. Total amount of water under right: a. 1.05 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24
Township 1S Range 19E, B.M., in Blaine County
Additional points of diversion, if any P. D. is the Gillihan Headgate & Ditch

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			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 $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1S	20E	15											X	X					
		16															X	X	
		20			X					X									
		21	X	X															
		22					X	X											

Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above _____
37-0237A, 0095A, 0632B, 0943B, 0944A, 0706A (all are being transferred under T. 2901,
etc.)
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in Item D. REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 1.05 c.f.s. &/or _____ acre feet
- b. Description of diverting works Existing headgate & ditch
- c. Describe the reasons for the proposed changes Show how the land & water have been used together since they were bought by the applicant in 1960.

2. Change in point of diversion No Change

Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
No change

c. Describe the lands or place of use to which the right will be transferred:

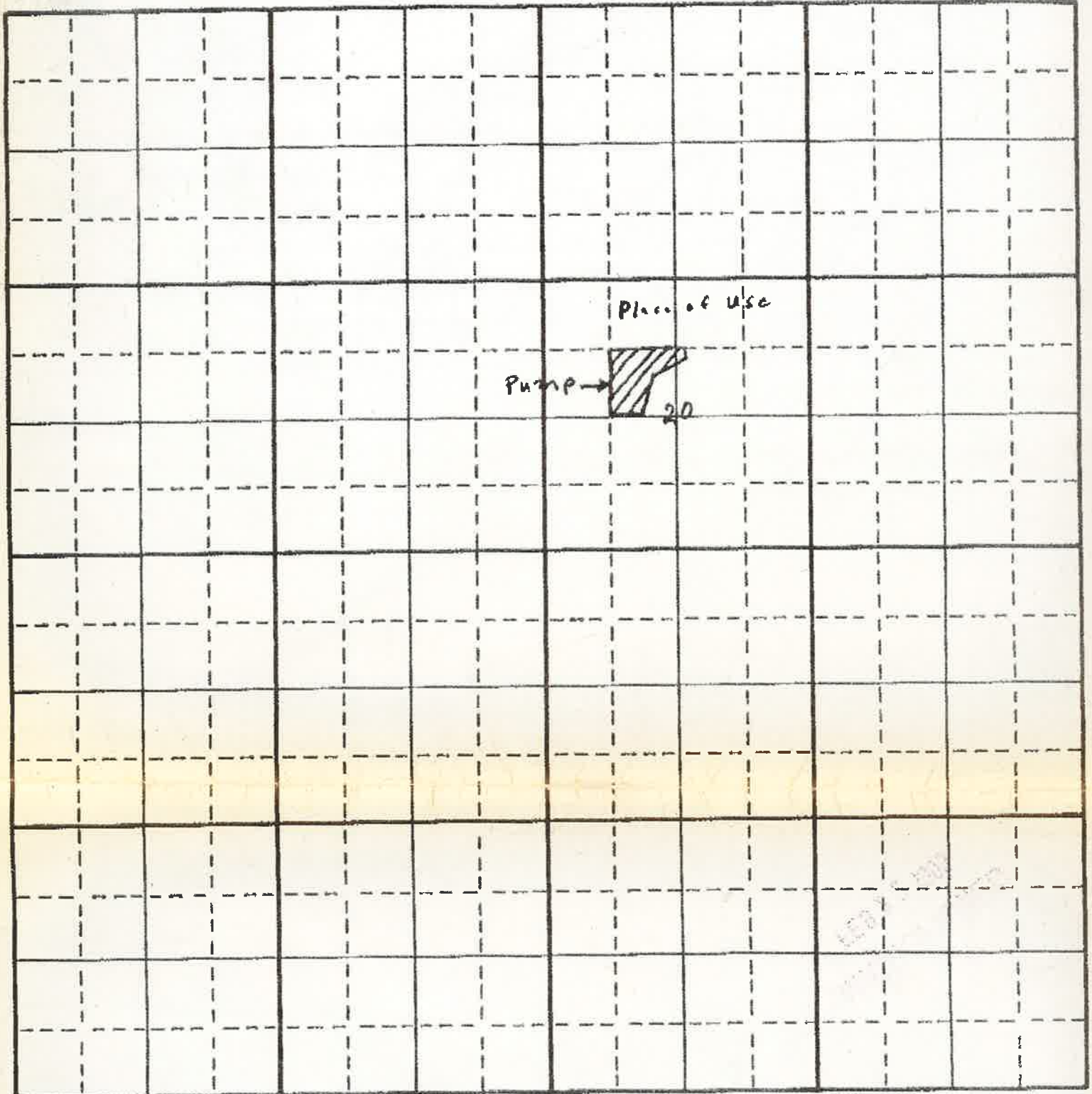
TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	20E	20			1					27									28

Total number of acres to be irrigated 28

4. Describe any other water rights used for the same purpose as described above _____

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

T1S R20E BM



REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willfull misrepresentations made in this application may result in voiding its approval.

(Signature of Applicant)

Subscribed and sworn to before me this _____ day of _____, 19 _____.

(Notary Public)

My commission expires _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____ and said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

FOR DEPARTMENT USE ONLY

Received by _____	Date _____	Protest filed by _____
Prelim. check by _____	Fee _____	
Recelpted by _____	Date _____	
Published in _____	Copies of protest forwarded by _____	
Pub. dates _____	Hearing held by _____	Date _____
Watermaster recommendation requested on _____	Recommended for _____	approval _____ denial _____
_____ rec'd.	by _____	

11/13/2006

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

RIGHT NUMBER: 37-426B

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707

SOURCE: SILVER CREEK TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 1.050 CFS

PRIORITY DATE: 04/01/1887

POINT OF DIVERSION:
T01S R19E S24 SENW 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	1.050 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01S R20E S20	SWNE	1.00	T01S R20E S20	SENE	27.00
---------------	------	------	---------------	------	-------

28 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
POD is the Gilliham headgate and ditch.

VERIFIED - AHC 11/18



Idaho Department of Water Resources

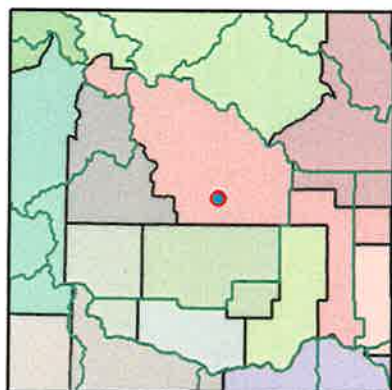
SRBA Recommendation:

37-426B

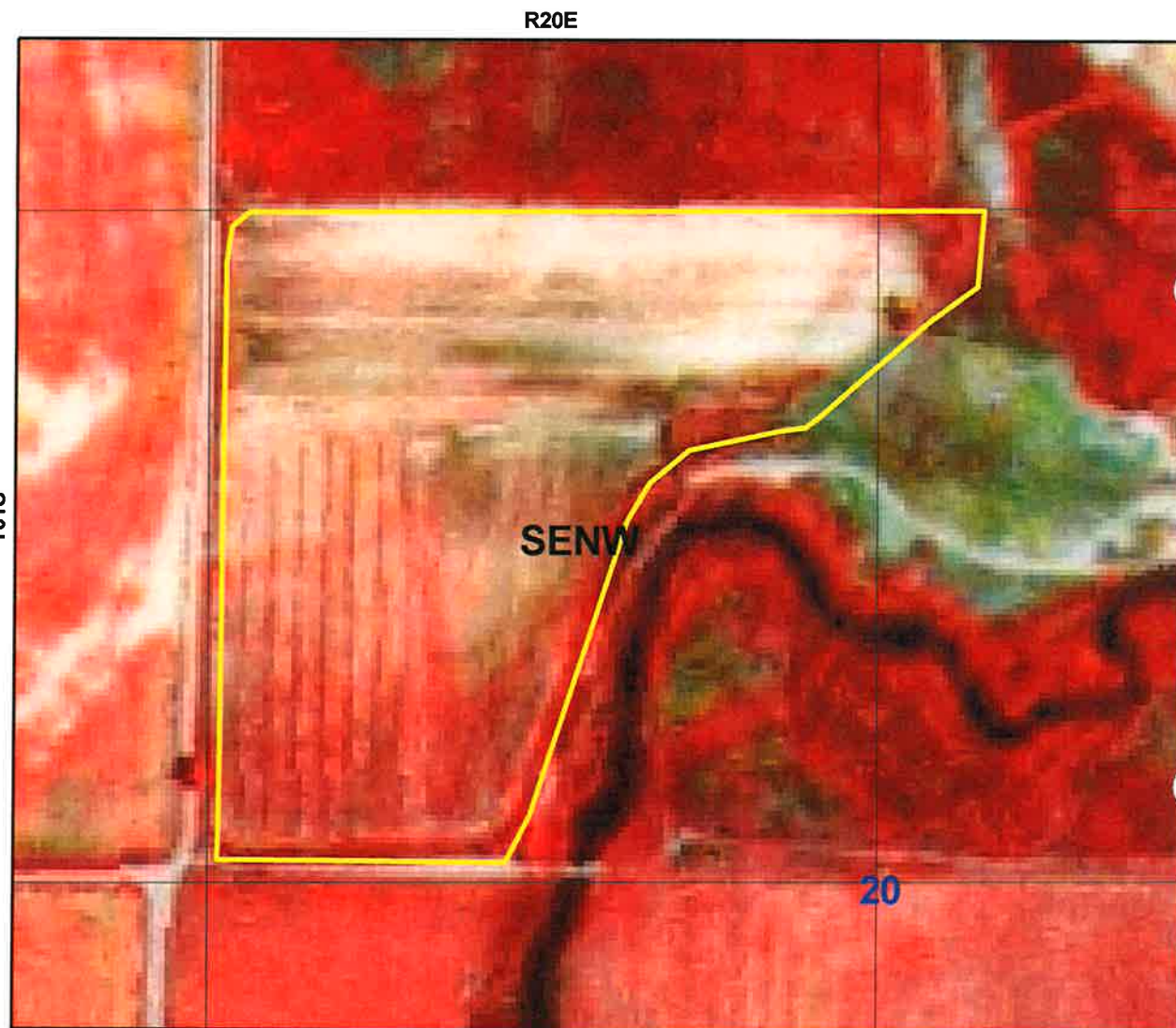
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles

A scale bar showing distances of 0, 0.1, and 0.2 miles.

Prepared by A. Warntjes
On Monday, November 13, 2006
1987/88 Aerial Photography

37-6426

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 900

THIS IS TO CERTIFY, That Ivan Molyneux and Donna Molyneux, husband and wife, and Clyde Molyneux and Nina Molyneux, husband and wife, and A. W. Molyneux and Maxine Molyneux, husband and wife, all of Gannett, Idaho, are the owners of and using the following described water rights, decreed by Judge Alfred Budge, of the District Court of the Fourth Judicial District of the State of Idaho, in and for the County of Lincoln, in the case of

S. C. FROST, et al.,

Plaintiffs,

vs.

ALTURAS WATER COMPANY, et al.,

Defendants,

said decrees bearing date of December 13, 1909, and being entered in the records of the Department of Reclamation of the State of Idaho in Boise, Idaho, in Volume 3 of Decrees, beginning at page 807.

- 2.8 cubic feet per second, from Little Wood River, with priority of March 15, 1883; decreed to Susan Wilson;
- 2.7 cubic feet per second, from Butte Creek, with priority of June 15, 1887, decreed to John L. Freeman;
- 2.5 cubic feet per second, from Silver Creek, with priority of April 1, 1887, decreed to Bruce Lloyd;
- 2.6 cubic feet per second, from Silver Creek, with priority May 29, 1893, decreed to J. R. Broadie;
- 3.00 cubic feet per second, from Butte Creek or Powers Creek, with priority of June 3, 1897, decreed to Henry E. Smith.

Also the following described water rights decreed by Judge T. Bailey Lee, of the District Court of the Fourth Judicial District of the State of Idaho, in and for the County of Lincoln, in the case of

FRANK MCGLOCHLIN, et al.,

Plaintiffs,

Vs.

Mans H. Coffin, Matronmaster
Water District # 11 AB, et al.,
Defendants,

said decree bearing date of September 16, 1940, and being entered in the records of the Department of Reclamation of the State of Idaho, in Boise, Idaho, in Volume 6 of Decrees, beginning at page 800.

MICROFILMED

- 3.2 cubic feet per second from Silver Creek, "J" Drain,
with priority of July 1, 1913, decreed to W. R.
Patterson;
1.6 cubic feet per second from Silver Creek, "K" and "L"
Drain, with priority of July 1, 1913, decreed to
W. R. Patterson

That said water rights are appurtenant to the following
described lands, to-wit:

- 2.8 cubic feet per second, from Little Wood River,
with priority of March 15, 1883, appurtenant to
SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 22; N $\frac{1}{2}$ NE $\frac{1}{4}$
Section 21;
2.7 cubic feet per second, from Butte Creek, with priority
of June 15, 1887, appurtenant to E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$,
SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20;
2.5 cubic feet per second, from Silver Creek, with priority
of April 1, 1887, appurtenant to NW $\frac{1}{4}$ Section 21;
2.6 cubic feet per second, from Silver Creek, with priority of
May 29, 1893, appurtenant to SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15;
NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 22; N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 21;
3.00 cubic feet per second from Butte Creek, or Powers Creek,
with priority of June 3, 1897, appurtenant to SE $\frac{1}{4}$ NW $\frac{1}{4}$,
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Lots 2 & 3, Section 18;
3.2 cubic feet per second, from Silver Creek, "J" Drain,
with priority of July 1, 1913, appurtenant to
S $\frac{1}{2}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 19;
1.6 cubic feet per second, from Silver Creek, "K" and "L"
Drain, with priority of July 1, 1913, appurtenant
to SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 22;

All in Township 1 South, Range 20 East, B. M.

That said applicants have become the owners of the above
described water rights by purchase.

That now, upon the application of Iban Molyneux and Donna
Molyneux, husband and wife, Clyde Molyneux and Nina Molyneux, husband
and wife, and A. W. Molyneux and Maxine Molyneux, husband and wife,
all of Gannett, Idaho, for a Transfer of Water Rights, made before the
State Reclamation Engineer of the State of Idaho, and the said appli-
cation having been granted, the right to the use of 18.4 cubic feet per
second of the above described water rights upon the lands above described
is HEREBY ABANDONED, and the lands to be irrigated under such rights, and
to which the water rights hereby confirmed shall become appurtenant,
by this certificate, for irrigation and domestic purposes, are described
as follows, to-wit:

RECORDED
JUL 1 1913

1.176	cubic feet per second,	priority	March 15, 1883
1.134	"	"	June 15, 1887
1.05	"	"	April 1, 1887
1.092	"	"	May 29, 1893
1.26	"	"	June 3, 1897
1.344	"	"	July 1, 1913
0.672	"	"	July 1, 1913

Or a total of 7.728 cubic feet per second, to be transferred to

S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 15;
S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 16;
SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20;
N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 21;
N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 22;
Township 1 South, Range 20 East, B. M.

0.924	cubic foot per second,	priority	March 15, 1883
0.890	"	"	June 15, 1887
0.825	"	"	April 1, 1887
0.858	"	"	May 29, 1893
0.990	"	"	June 3, 1897
1.056	"	"	July 1, 1913
0.528	"	"	July 1, 1913

Or a total of 6.071 cubic feet per second, to be transferred to

E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 16;
NW $\frac{1}{4}$ Section 21;
E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 20;
Township 1 South, Range 20 East, B.M.

0.70	cubic foot per second,	priority	March 15, 1883
0.676	"	"	June 15, 1887
0.625	"	"	April 1, 1887
0.650	"	"	May 29, 1893
0.75	"	"	June 3, 1897
0.80	"	"	July 1, 1913
0.40	"	"	July 1, 1913

Or a total of 4.601 cubic feet per second, to be transferred to

S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ (or SE $\frac{1}{4}$ NW $\frac{1}{4}$)
NE $\frac{1}{4}$ SW $\frac{1}{4}$ and Lots 2 & 3, Section 19,
Township 1 South, Range 20 East, B. M.

That the water rights hereby transferred will be limited at any given time to an amount actually needed and beneficially used, and shall not exceed the above described amounts.

That the water rights hereby transferred have heretofore been conducted to the first above described lands with points of diversion in Canal Nos. 14, 15, 11, 19 and 14 A, from Silver Creek.

That the water rights hereby transferred will hereafter be conducted to the last above described lands, with no change in points of diversion.

That the right to the use of the waters aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 15th day of October, 1957.

Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

(SEAL)

Basin	Sequenc	Suffix	Basis	Status	Priority Da	Rate(cfs)	Volume	Source	Water Use(s)	Owner(s)	Source Table
37	426	B	Decreed	Active	1887-04-01	1.05		SILVER CREEK	IRRIGATION	STATE OF IDAHO (Current)	wrAdjudicationClaim
37	426	C	Decreed	Active	1887-04-01	0.63		BUTTE CREEK	IRRIGATION	MOLYNEUX, A W (Current); M	wrAdjudicationClaim
37	426	D	Decreed	Active	1887-04-01	0.19		SILVER CREEK	IRRIGATION	POINT OF ROCKS RANCH L	wrAdjudicationClaim
37	426	E	Decreed	Active	1887-04-01	0.2		LOVING CREEK	IRRIGATION	BASHAW FAMILY TRUST (C	wrAdjudicationClaim
37	426	B			1887-04-01	1.05		SILVER CREEK	IRRIGATION	STATE OF IDAHO (Current)	wrAdjudicationRecommendation
37	426	C	Decreed	Active	1887-04-01	0.63		BUTTE CREEK	IRRIGATION	MOLYNEUX, A W (Current); M	wrAdjudicationRecommendation
37	426	D			1887-04-01	0.19		SILVER CREEK	IRRIGATION	POINT OF ROCKS RANCH L	wrAdjudicationRecommendation
37	426	E	Decreed	Active	1887-04-01	0.2		LOVING CREEK	IRRIGATION	BASHAW FAMILY TRUST (C	wrAdjudicationRecommendation
37	426			See Remarks							wrWaterApplication
37	426			See Remarks							wrWaterRight
37	426	A	Decreed	Active	1887-04-01	0.83		LOVING CREEK	DOMESTIC, IRRIGATION	MOLYNEUX, CLYDE L (Current)	wrWaterRight
37	426	B	Decreed	Active	1887-04-01	1.05		LOVING CREEK	DOMESTIC, IRRIGATION	MOLYNEUX, DONNA (Current)	wrWaterRight
37	426	C	Decreed	Active	1887-04-01	0.63		LOVING CREEK	DOMESTIC, IRRIGATION	LLOYD, BRUCE (Current); M	wrWaterRight
37	426	D		DRAFT Permit	1887-04-01	0.63		LOVING CREEK	IRRIGATION	MOLYNEUX, CLYDE L (Current)	wrWaterRight
37	426	E		DRAFT Permit	1887-04-01	0.2		LOVING CREEK	IRRIGATION	BASHAW, GERALD B (Current)	wrWaterRight
37	426			See Remarks							wrWaterPermit
37	426	A		Active	1887-04-01	0.83		LOVING CREEK	DOMESTIC, IRRIGATION		xrFromWaterRightList
37	426	D		Active	1887-04-01	0.63		LOVING CREEK	IRRIGATION		xrToWaterRightList
37	426	E		Active	1887-04-01	0.2		LOVING CREEK	IRRIGATION		xrToWaterRightList

37 0402 ✓	Lakes, Harold and Arthur, Jr.	8 200 inches.	124	Nov. 26, 1886.	Big Wood River.
37 0403 ✓	Lane, Jennie	160	"	189 Oct. 28, 1891.	Little Wood River.
37 0404 ✓	Lawrence, Frank M.	60	"	237 June 1, 1898.	Soldier Creek. ✓
37 0405 ✓	Lawson, Martin	15	"	✓ Aug. 1, 1880.	Little Wood River.
37 0406 ✓	"	80	"	✓ Apr. 1, 1881.	" " "
37 0407 ✓	Lawson, M. S.	100	"	1885 May 31, 1886.	Order - 2-20-14 Silver Creek.
37 0408 ✓	"	50	"	146 Oct. 25, 1892.	" " Trans # 1023
37 0409 ✓	Lenman, E. B.	160	"	370 Apr. 1, 1907.	Three Mile Creek or Trans # 599 Four Mile Creek.
37 0410 ✓	Leonard, William	12-1/2	"	44 May 9, 1883.	Deer Creek.
37 0411 ✓	"	70	"	46 May 15, 1883.	" " }
37 0412 ✓	"	150	"	64 July 5, 1884.	" " 835
37 0413 ✓	"	100	"	108 June 15, 1885.	" " }
37 0414 ✓	"	100	"	209 July 1, 1893.	" " }
37 0415 ✓	Lewis, Horace C.	1250	"	✓ Apr. 25, 1881.	B.W. Trail Creek.
37 0416 ✓	"	325	"	46 Oct. 5, 1883.	B.W. " "
37 0417 ✓	"	200	"	46 Oct. 5, 1883.	B.W. " "
37 0418 ✓	"	200	"	44 June 23, 1888.	(For pipe-line.) Warm Springs Creek.
37 0419 ✓	"	100	"	163 Aug. 2, 1889.	" " "
37 0420 ✓	Little, John H.	160	"	470 Oct. 31, 1889.	Big Wood River.
37 0421 ✓	Little Wood River Canal Company	1600	"	200 Apr. 15, 1893.	Little Wood River. } 10
37 0422 ✓	Do.	8400	"	247 Sept. 2, 1899.	" " "
37 0423 ✓	Little Wood River Swine Raising Co.	15	"	37 Apr. 1, 1883.	" " " Trans # 2008
37 0424 ✓	Do.	110	"	14 Apr. 1, 1884.	" " " " 2008
37 0425 ✓	Do.	110	"	127 Apr. 1, 1887.	" " " # 719- " 2008
37 0426 ✓	Lloyd, Bruce	125	"	407 Apr. 1, 1887.	Silver Creek. # 900
37 0427 ✓	Logan, James	150	"	286 Dec. 18, 1903.	Big Wood River.
37 0428 ✓	Lovins, Henry	40	"	444 June 1, 1889.	Butte Creek.
37 0429 ✓	Loring, John T.	160	"	470 Oct. 31, 1889.	Big Wood River.
37 0430 ✓	Lumb, John	160	"	477 June 1, 1902.	" " "

JUN 04 1996

Lloyd, Bruce NW 1/4 of Sec. 21, T. 1 S., R. 20 E., containing 160 acres.

Logan, James Lots 1, 2 and 3 and the SE 1/4 of the NW 1/4 of Sec. 4, T. 3 S., R. 18 E., containing 160 acres.

Loving, Henry NW 1/4 of NW 1/4 of Sec. 20, T. 1 S., R. 20 E., containing 40 acres.

Loving, John T. SE 1/4 of SE 1/4 of Sec. 22, and NW 1/4 of NW 1/4 of Sec. 26, T. 1 N., R. 18 E., containing 80 acres.

Lumb, John S 1/2 of NW 1/4, W 1/2 of SW 1/4, NE 1/4 of SW 1/4, and Lots 3 and 4 of Sec. 4, T. 5 S., R. 18 E. Also, Lot 3, SE 1/4 of NW 1/4 and NE 1/4 of SE 1/4 of Sec. 4, T. 5 S., R. 18 E., containing 120 acres.

Mabbutt, William W 1/2 of NW 1/4 of Sec. 34, E 1/2 of NW 1/4 of Sec. 34, T. 5 S., R. 17 E., and E 1/2 of NE 1/4 of Sec. 33, T. 5 S., R. 17 E., containing 240 acres. Also, S 1/2 of SE 1/4 of Sec. 28, T. 5 S., R. 17 E.

Mackey, Hiram NE 1/4 of Sec. 7, T. 1 S., R. 19 E. Also, SW 1/4 of Sec. 8 and all of fractional Sec. 6, and Lots 3 and 4 and E 1/2 of SW 1/4 of Sec. 31, T. 1 S., R. 19 E., containing 886.81 acres.

Malicoat, Samuel L. SE 1/4 of SW 1/4, N 1/2 of SW 1/4 and SW 1/4 of NW 1/4 of Sec. 11, T. 4 S., R. 18 E., containing 160 acres.

Mandell, Mattie, Admx.
of Estate of Frank
C. Mandell, deceased Lot 3, SE 1/4 of NW 1/4, SW 1/4 of NE 1/4, and NW 1/4 of SE 1/4 of Sec. 2, T. 1 S., R. 16 E., and E 1/2 of SE 1/4, NW 1/4 of SE 1/4 and SE

JUN 04 1996

Little Wood River
Canal Company

Little Wood River
Swine Raising Co.

15 inches.

Do.	110	"
Do.	110	"
Lloyd, Bruce	125	"
Logan, James	150	"
Loving, Henry	40	"
Loving, John T.	160	"
Lumb, John	160	"
" "	120	"
Mabbutt, William	130	"
" "		

Mackey, Hiram	25	"
" "	225	"
" "	50	"
" "	700	"
Malicoat, Samuel L.	100	"

Mandell, Mattie A., Admx. Estate of Frank C. Mandell, deceased.	150	"
Do.	160	"
Do.	200	"
Do.	75	"

Mantey, Julius and Emma	80	"
Do.	200	"
Marren, Thomas	200	"
" "	80	"
" "	All of	

Martin, ... 520 inches.

(See Finding No. 21.)

Little Wood River.

" " "

Silver Creek.

Big Wood River.

Butte Creek.

Big Wood River.

" " "

" " "

Little Wood River.

Also shares in Big
Cottonwood Canal Co.

Big Wood River.

" " "

" " "

" " "

" " "

Camp Creek.

" "

" "

Certain Springs on or
near the land.

Butte Creek.

" "

Upper Malad River.

" " "

Marren Spring, on or
near the land.

Lower Malad River.

Apr. 1, 1883.

Apr. 1, 1884.

Apr. 1, 1887.

Apr. 1, 1887.

Dec. 18, 1903.

June 1, 1889.

Oct. 31, 1889.

June 1, 1902.

Feb. 28, 1906.

Apr. 15, 1885.

Apr. 17, 1883.

June 20, 1884.

June 2, 1890.

June 1, 1901.

May 6, 1902.

June 15, 1881.

May 15, 1885.

Mch. 23, 1887.

May 1, 1901.

July 8, 1884.

June 15, 1888.

July 15, 1887.

June 1, 1899.

July 1, 1889.

JAN 04 1996

COMMUNICATION DOCUMENTATION

IDWR Employee/Agent Georgia Satterlee

DATE

December 17, 1998 8:41am

CUSTOMER

Terry Gregory

SUBJECT: F&G Claims in ptns of Sec 16, 20, & 21, T01S, R20E, BM
phone call (.) walk-in (.) letter (X)

This is a follow up to our discussion regarding the claims in the area noted above. I also have discussed my findings with Doug Jones, Adjudication Supervisor, Southern Region.

There are numerous rights (37-00095D, -00237B, -00632D, -00706B) under the name of Clyde & Nina Molyneux, et al, that have not been claimed in the Adjudication. As you and I discussed, the only claim for Fish & Game appurtenant to the property is 37-00426B.

Late claims can be filed. Doug suggested specific chain of title be submitted at the same time of filing the claims. This necessary information can be retrieved from the Real Estate Section, Right of Way Office, and/or the Legal Staff of the Department of Fish & Game.

Doug and his staff will be available to assist you after the first of the year. Please call 736-3033 and ask for an "Adjudication Agent".

Thank you.

To Whom It May Concern "AT" guys :

I have ASCS map and other items in a file labeled "Fish & Game" in my accordion file deal on the cabinet on north wall of office.

GLS