

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 37-618A
Date Received: 10/25/1988
Receipt No: M001744
Received By:

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

1. Name of Claimant(s)

ARLEN S DILWORTH

Phone: (208)823-4530

PO BOX 43
CAREY ID USA 83320

CARMENE B DILWORTH

Phone: (208)823-4530

PO BOX 43
CAREY ID USA 83320

2. Date of Priority: 06/22/1884

3. Source: LITTLE WOOD RIVER

Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	21E	30	NW SW SE	BLAINE	

5. Description of diverting works:

VIA EAST & WEST CANALS WITH HEADGATES BELOW TO LANDS IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.1	

7. Total Quantity Appropriated is:
1.1 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
02S	21E	10	NE			IRRIGATION	39
			NW			IRRIGATION	40
						Section Acres	79
						Total Acres	79

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:

BASED ON A PORTION OF 37-0618. AMENDED CLAIM TO INCREASE POU ACRES.

15. Basis of Claim: Decreed

APR 28 2005

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 37-618ADate Received 5-2-05Receipt Number C077709

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

Please type or print clearly

1. Name of Claimant (s) Arleen or Carmene Dilworth Phone (208) 823-4530Mailing Address P.O. Box 43 Carey ID Zip 833202. Date of Priority (Only one (1) per claim) ~~4-15-189~~ 6-22-18843. Source of water supply (a) Little Wood River
which is tributary to (b) Malad River4. a. Location of existing point of diversion is: Township 1N Range 21E Section 30,
NW 1/4 of SW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Blaine

Additional points of diversion if any: _____

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.

SCANNED

MAY 3 2005

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-15 to 10-31 amount 1.10 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.10 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ 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	
<u>25</u>	<u>21E</u>	<u>10</u>	<u>39</u>	<u>40</u>															<u>79</u>

Total number of acres irrigated 79

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.
32-2680 B or None ()

14. Remarks:

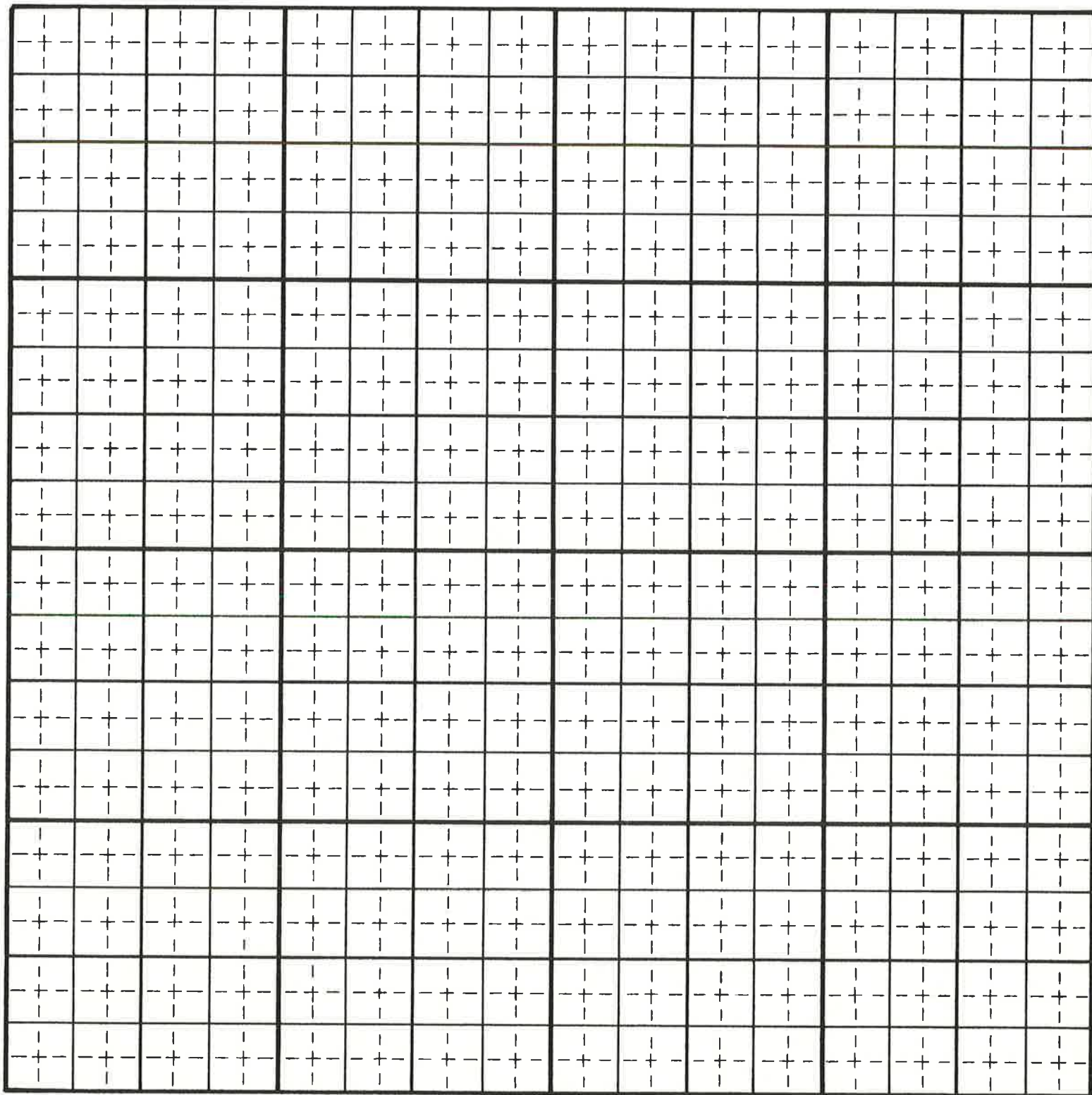
Last Name _____ Ident No. _____

SCANNED
MAY 03 2005

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name _____

Ident No. _____

SCANNED

Copies: White-State, Yellow-Claimant

MAY 3 2005

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X
If applicable provide IDWR Water Right Number 37-618A
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) *John L. Blum* Date April 25, 2005

Date _____

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

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 25th day of April 192005



Notary Public *Carter Fritschle*

Residing at Kuna ID

My Commission Expires 3-21-2006

Please Print Name

17. Notice of Appearance:
Notice is hereby given that _____ 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 _____ Ident. Number _____

SCANNED
MAY 03 2005

Copies White-State, Yellow-Claimant

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: A37-00618A
Date Received: 10/18/1988
Receipt No: 17001744
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARLEN S. DILWORTH 208-823-4530
Address: P.O. BOX 43
CAREY, ID 83320

AND/OR
Name: CARMENE B. DILWORTH 208-823-4530
Address: P.O. BOX 43
CAREY, ID 83320

2. Date of Priority: JUN 22, 1884

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	21E	30	NW	SW	SE		BLAINE

5. Description of diverting works:
VIA EAST & WEST CANALS WITH HEADGATES BELOW TO LANDS IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.100		

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

8. Total consumptive use is 182.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	21E	10	NE	NE	IRR	35.0
			NW	NE	IRR	38.0
Section Acres						73.0
Total Acres						73.0

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:
A37-02680B AND SHARES IN LWCC & LWID

14. Remarks:
BASED ON A PORTION OF 37-0618.

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

Decree Plaintiff

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X 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): John S. Schurath Date: 10-18-88

Date: _____

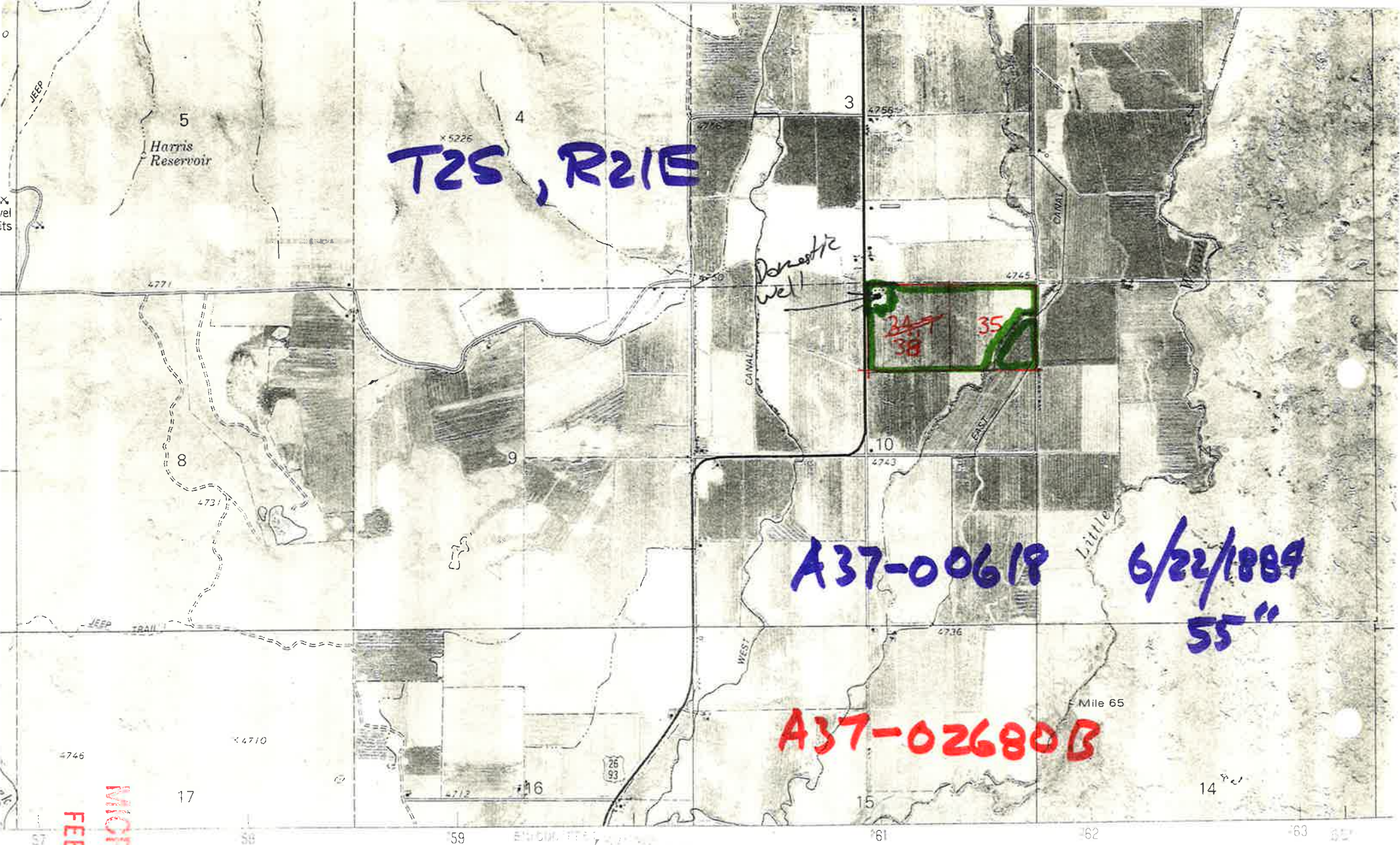
State of Idaho)
County of Blaire) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of Oct. 19 88

Lee D. Martin
Notary Public

Seal

Residing at Kimberly Id.
My Commission Expires 6/30/92



by the Geological Survey
ation with the Soil Conservation Service

graph prepared from 1:80,000-scale
graphs taken July 1974

and 10,000-foot contours
date system, 1983
Arcatory

Horizontal: Transverse Mercator projection
1983 NAD 83 datum

RICHFIELD 18 MI.
SHOSHONE 34 MI

SCALE 1:24,000



05/04/2005

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

RIGHT NUMBER: 37-618A

NAME AND ADDRESS: ARLEN S DILWORTH
PO BOX 43
CAREY ID 83320

CARMENE B DILWORTH
PO BOX 43
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 1.100 CFS

PRIORITY DATE: 06/22/1884

POINT OF DIVERSION:

T01N R21E S30 NWSWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

1.100 CFS

PLACE OF USE:

IRRIGATION Within BLAINE County

T02S R21E S10

NENE 37.0

T02S R21E S10

NWNE 40.0

77 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 37-2680B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 77.0 ACRES IN A SINGLE
IRRIGATION SEASON.

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

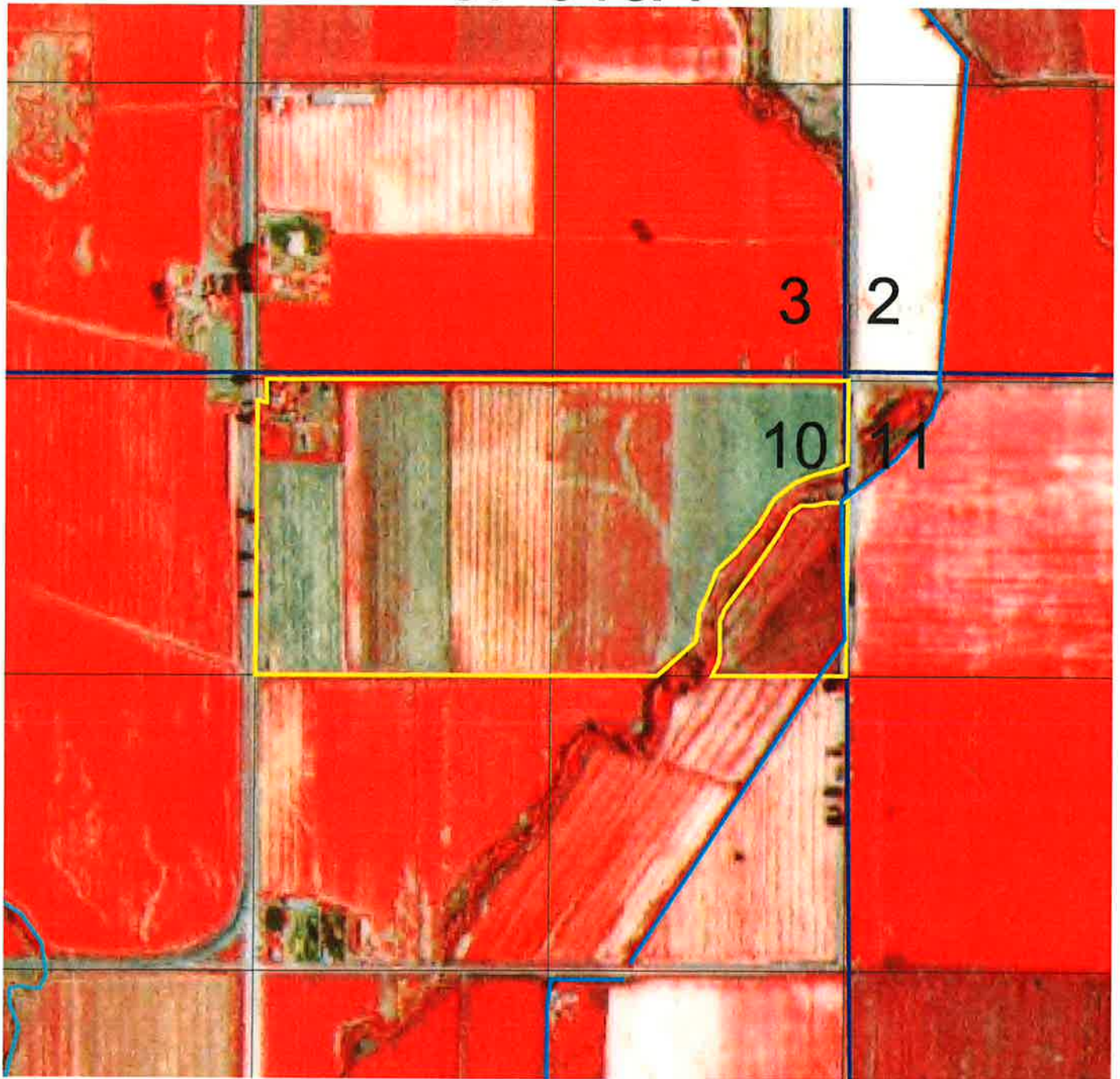
This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH EAST CANAL.

IDAHO DEPT OF WATER RESOURCES

37-618A



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 2S
RNG: 21E
SEC. 10



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: MAY 4, 2005

04/12/2005

RECEIVED
APR 28 2005
Department of Water Resources

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: June 3, 2005

Water right number: 37-618A

ARLEN S DILWORTH
PO BOX 43
CAREY ID 83320
Telephone Number: (208)823-4530

CARMENE B DILWORTH
PO BOX 43
CAREY ID 83320
Telephone Number: (208)823-4530

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

*Include land in NW corner of property.
see amended claim*

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

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

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

DATE: _____ SIGNATURE: _____

Please print your name: _____

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

SCANNED
MAY 03 2005

37-618A



- TWN: 2S
RNG: 21E
SEC. 10



Date: DECEMBER 18, 2003 MAY 03 2005

12/18/2003

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

RIGHT NUMBER: **37-618A**

NAME AND ADDRESS: ARLEN S DILWORTH
PO BOX 43
CAREY ID 83320

CARMENE B DILWORTH
PO BOX 43
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 1.100 CFS
PRIORITY DATE: 06/22/1884
POINT OF DIVERSION:

T01N R21E S30 NWSWSE 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	1.100 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T02S R21E S10	NENE	35.0	T02S R21E S10	NWNE	38.0
---------------	------	------	---------------	------	------

73 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 37-2680B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 73.0 ACRES IN A SINGLE
IRRIGATION SEASON.

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

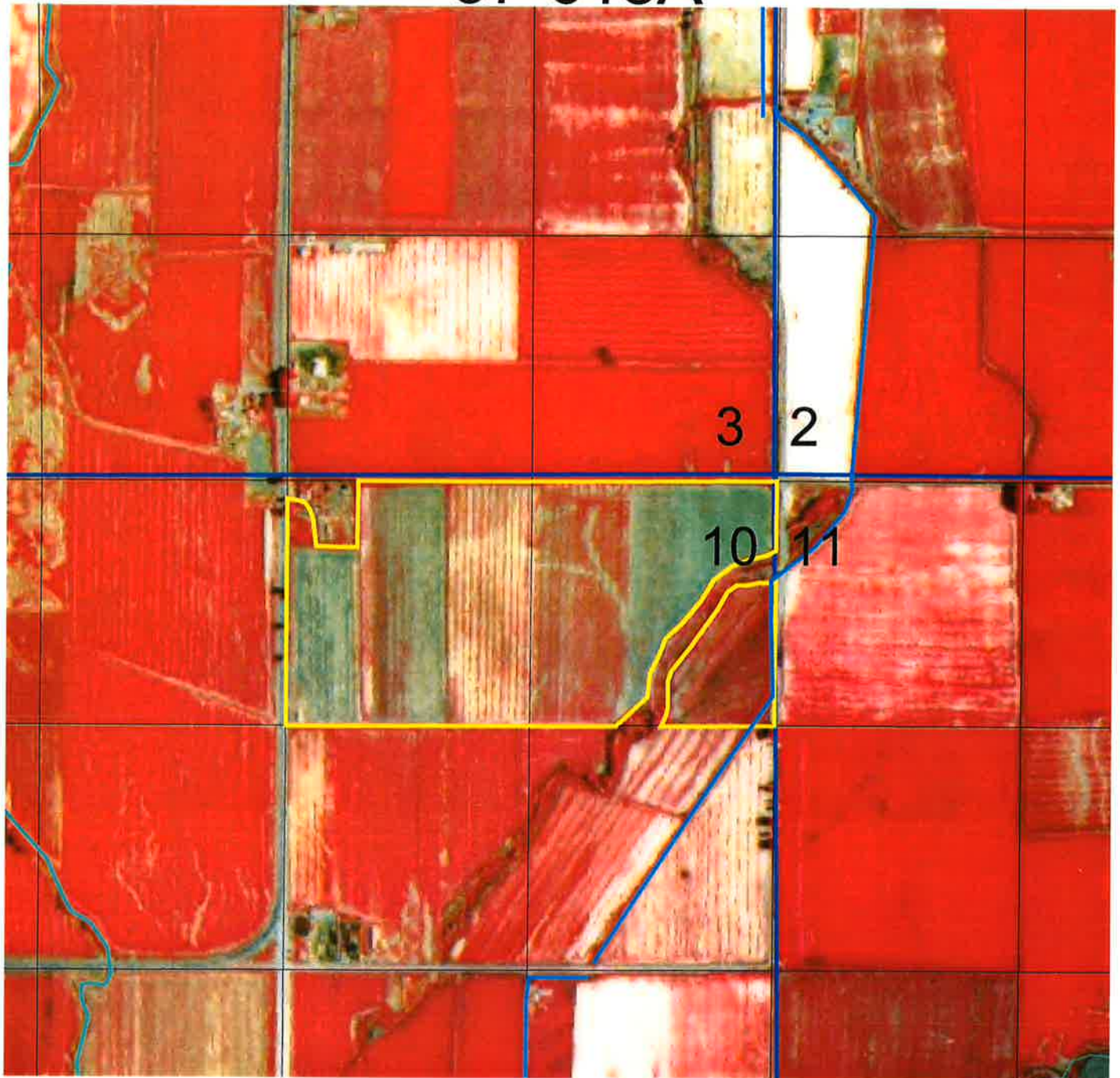
This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH EAST CANAL.

IDAHO DEPT OF WATER RESOURCES

37-618A



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 2S
RNG: 21E
SEC. 10



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: DECEMBER 18, 2003

37-618 A

12/17/03
sc

Combined use on POU w/ groundwater right 37-2680B, limited to 73 acres.

Delivery is through EAST CANAL w/ GW right.

Q:	37-2680B	1.08 cfs	
	37-618A	<u>1.10 cfs</u>	
		2.18 cfs	$\div 73 = \underline{0.0299}$ cfs/ac

both GW & SW rights are delivered via the East Canal & encounter some conveyance losses. 30% loss would be reasonable and leave rate at 0.02 cfs/ac. No combined limit.

T2S
R21E

EAST
DITCH

3

2

10

11

75.4 AC.

37-618A
draft pou map
10-30-02 scc

EAST
DITCH

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-618A

WATER RIGHT NUMBER: **37-618A**

Owner Type Name and Address
 Current Owner ARLEN S DILWORTH
 PO BOX 43
 CAREY, ID 83320
 (208)823-4530
 Current Owner CARMENE B DILWORTH
 PO BOX 43
 CAREY, ID 83320
 (208)823-4530

Priority Date: 06/22/1884

Basis: Decreed

Status: Active

Source Tributary
 LITTLE WOOD RIVER MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	1.100 CFS	
<u>Total Diversion:</u>		1.100 CFS	

Location of Point(s) of Diversion

LITTLE WOOD RIVER NW1/4SW1/4SE1/4 Sec. 30, Twp 01N, Rge 21E, B.M.
 BLAINE County

Place of Use

IRRIGATION

Decreed
POU

Twp Rge Sec	NE				NW				SW				SE				Totals
02S 21E 10	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	73.0
	35.0	38.0															

Total Acres: 73

Conditions of Approval:Remarks:

1. General BASED ON A PORTION OF 37-0618.^^^

Comments:Dates and Other Information:

GW overlap
 37-2680B
 No LWCC use
 on this 80 Ac. Tract

Split:
 A - D. I. worth 1.10
 B - Simpson 1.10
 Decree = 2.20 cfs

Same Acres
 100% overlap.

Decree pou is okay.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-618A

Dates and Other Information:

Claim Received Date: 10/25/1988

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False