

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: A37-00740
Date Received: 7/29/1988
Receipt No: 5001171
Received By: ADH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RONALD F. PECK
Address: 394 AUSTIN ROAD
CAREY, ID 83320
AND/OR
Name: WANDA PECK
Address: 394 AUSTIN ROAD
CAREY, ID 83320
208-823-4405
208-823-4405

2. Date of Priority: AUG 18, 1905

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	22E	33	SE	NE	SE		BLAINE
01S	22E	5	NW	SW	SW	R	BLAINE

5. Description of diverting works:
VIA HIGHLINE CANAL TO PIPELINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.400		

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

8. Total consumptive use is 417.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A37-00740

Page 1

Date: 07/29/88

MICROFILMED
FEB 23 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	22E	5	SW	SW		IRR	28.0
						Section Acres	28.0
		7	SW	NE		IRR	35.0
			SE	NE		IRR	38.0
			NE	SE		IRR	38.0
						Section Acres	111.0
						Total Acres	139.0

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:

585 A.F. STORAGE FROM CAREY VALLEY RESERVOIR COMPANY

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

POTTER, ET. AL.

Decree Plaintiff

vs

PATTERSON, 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):  Date: 7/29/88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 29th day
of July 19 88 
Notary Public

Seal

Residing at Kimberly, Id
My Commission Expires 6/30/94

QUADRANGLE

-BLAINE CO.

RIES (TOPOGRAPHIC)

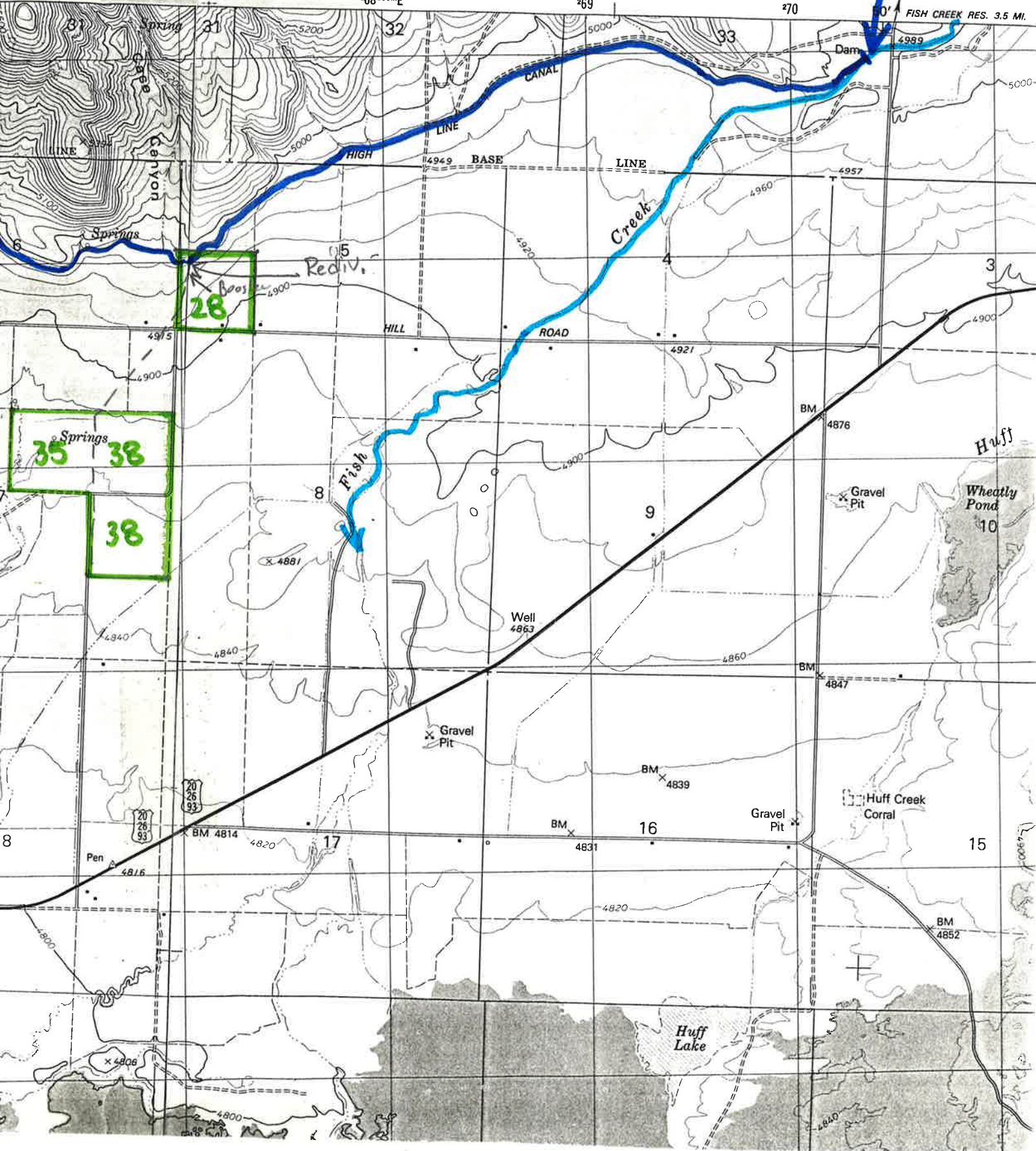
530 000 FEET

113°52'30"

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



P/D



04/12/2005

**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: 37-740

RONALD F PECK
395 AUSTIN RD
CAREY ID 83320
Telephone Number: (208)823-4405

WANDA PECK
395 AUSTIN RD
CAREY ID 83320
Telephone Number: (208)823-4405

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 4/25/05 SIGNATURE: Ronald F. Peck
Please print your name: Ronald F. Peck

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

07/22/2004

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

RIGHT NUMBER: 37-740

NAME AND ADDRESS: RONALD F PECK
395 AUSTIN RD
CAREY ID 83320

WANDA PECK
395 AUSTIN RD
CAREY ID 83320

SOURCE: FISH CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 2.400 CFS

PRIORITY DATE: 08/18/1905

POINT OF DIVERSION:

T01N R22E S33 SENESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

2.400 CFS

PLACE OF USE:

IRRIGATION Within BLAINE County

T01S R22E S05	SWSW	31.0	T01S R22E S07	SWNE	25.0
T01S R22E S07	SENE	40.0	T01S R22E S07	NESE	40.0

136 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: Decreed

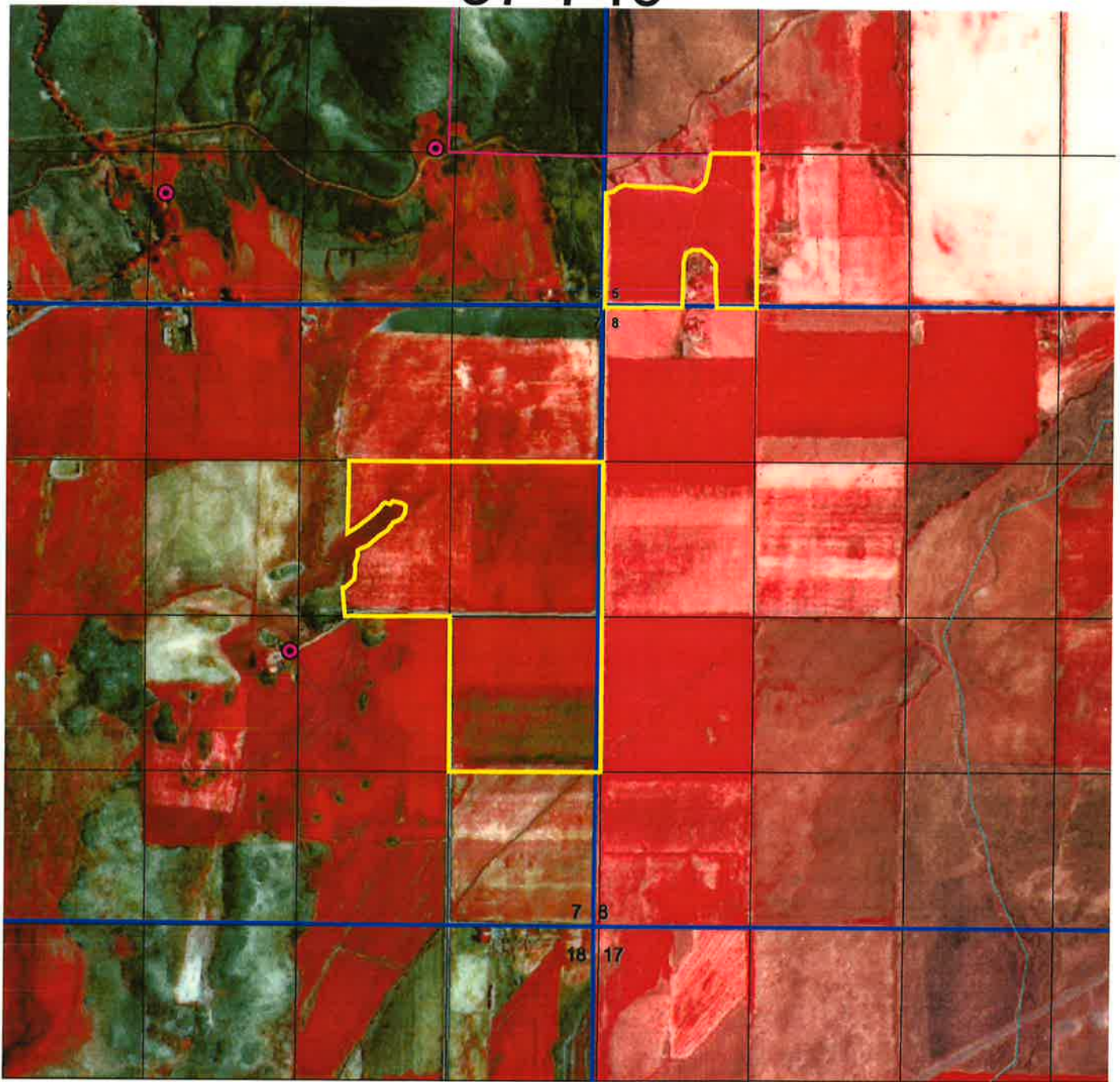
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

WATER IS DELIVERED THROUGH HIGHLINE CANAL.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM FISH CREEK RESERVOIR CO.

IDAHO DLPT OF WATER RESOURCES

37-740



1320 0 1320 Feet

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

TWN: 1S
RNG: 22E
SEC. 5 & 7



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

Date: JULY 22, 2004

37-740

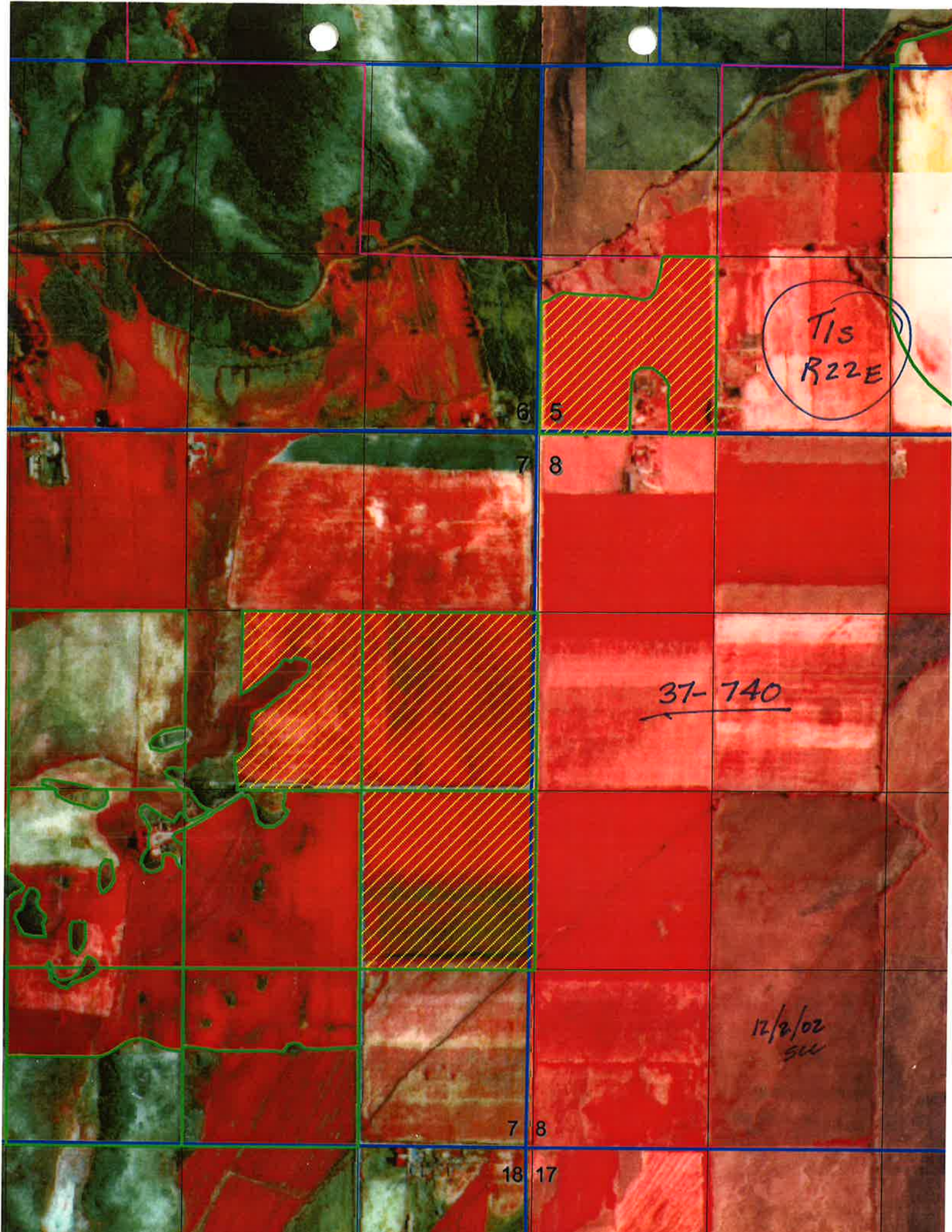
12/18/03
SCC

Rt. is decreed to Sec. 7 but the claim includes
SWSW of Sec. 5. Maybe accomplished transfer?
(from Sec. 7 SESE.) When?

7/22/04
SCC

Taxlot data confirms ownership of both parcels.

POD: Highline Canal - TIN R22E S.33 SESESE



T1S
R22E

37-740

12/2/02
500

6 5

7 8

7 8

18 17

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-740WATER RIGHT NUMBER: **37-740**

Owner Type Name and Address
 Current Owner GEO W CAMPBELL

, ZZ

Priority Date: 08/18/1905

Basis: Decreed

Status: Active

Source Tributary
 FISH CREEK LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	2.400 CFS	
	<u>Total Diversion:</u>	2.400 CFS	

Location of Point(s) of Diversion
 FISH CREEK

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	
01S	22E	7			X	X									X			X	

Conditions of Approval:Remarks:

I. General AC. IHHIG. NOT SPECIFIED. FARM = 160 AC.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-740

Dates and Other Information:

Licensed Date:
Decreed Date: 12/16/1914
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 37U
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False