

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: A37-02195
Date Received: 10/25/1988
Receipt No: M001734
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: W. D. PARDUE 208-823-4601
Address: 535 AUSTIN RD.
CAREY, ID 83320

2. Date of Priority: NOV 13, 1910

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	22E	27	SE	SW	NE		BLAINE

5. Description of diverting works:
DIVERSION DAM THEN PUMPED

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.700		

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

8. Total consumptive use is 212.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	22E	27	SW	NE		IRR	15.0
			NW	SE		IRR	30.0
			SW	SE		IRR	40.0

Section Acres 85.0

A37-02195

Page 1

Date: 10/25/88

MICROFILMED

FEB 23 1993

10. Place of Use: Continued

Total Acres 85.0

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:
YES DECREES

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 6729

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

Signature of Claimant(s): W.D. Ponder by Kevin Ellis Date: Oct. 25 1988

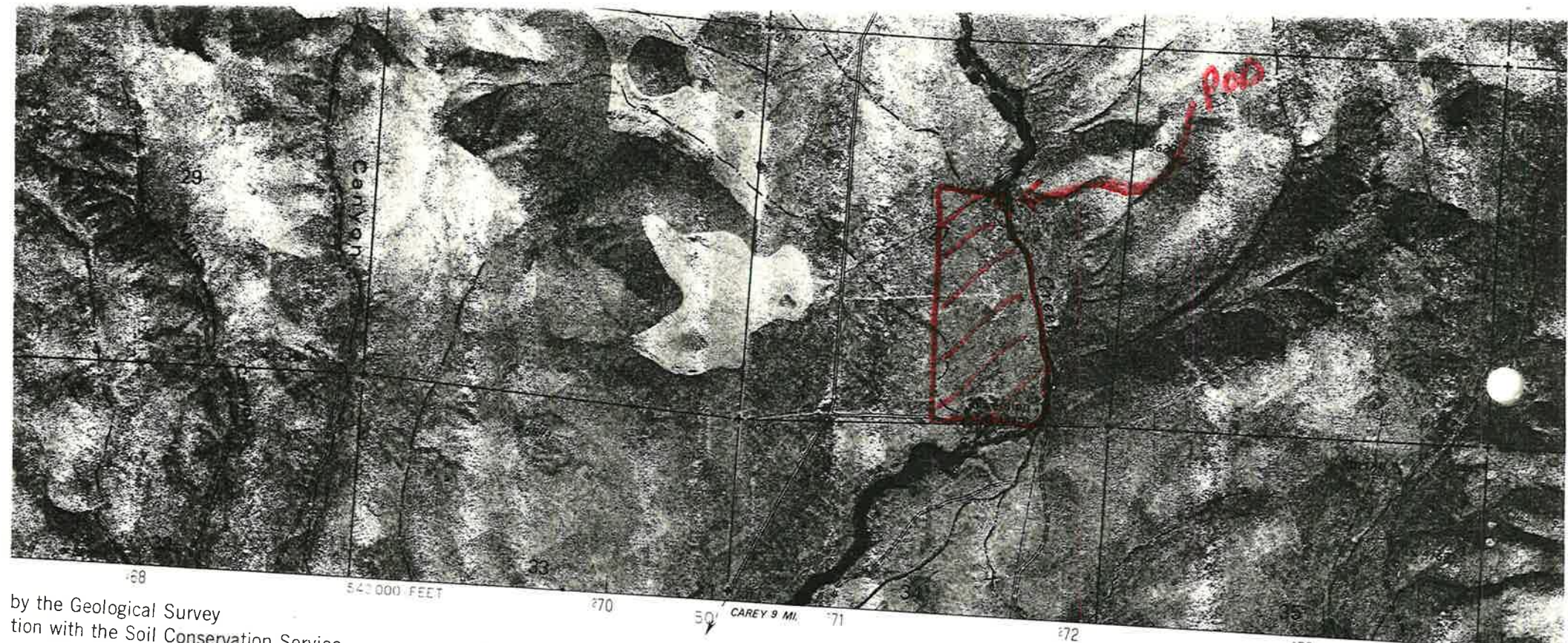
Date: _____

State of Idaho)
County of BLAINE) SS.

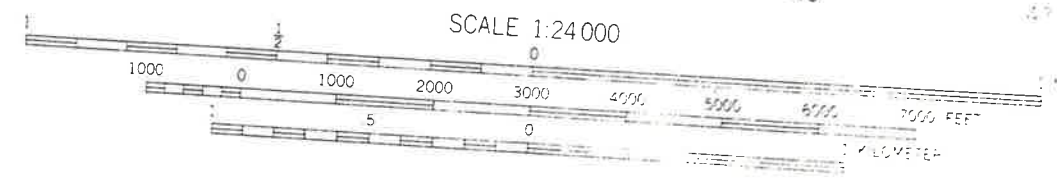
Subscribed and sworn (or affirmed) before me this 25th day
of Oct 19 88
Notary Gene Gibson
Notary Public

Seal

Residing at Boise, Id
My Commission Expires 9-2-1994



by the Geological Survey
 tion with the Soil Conservation Service
 aph prepared from 1:80,000-scale
 raphs taken August 16, 1974
 d 10,000-foot grid ticks
 ate system, central zone
 arcator)
 niversal Transverse Mercator grid ticks,
 27 North American datum
 rectified by optical scanning
 or mismatched image occurs use the
 : position for map point



TIN
 R 22E
 SECTION 27
 SESW 1/4

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 FOR SALE BY U. S. GEOLOGICAL SURVEY, MENLO PARK, CALIF. 94025

MICROFILMED
 FEB 23 1975

Resources pursuant to
 objections in the Snake
 is made and no legal
 actors, and reproduction
 oyes for the accuracy.

Copies Of These Maps Can Be Obtained
 At Bonneville Blue Print, Boise Idaho

09/23/2005

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

RIGHT NUMBER: 37-2195
NAME AND ADDRESS: W D PARDUE
535 AUSTIN RD
CAREY ID 83320

VERIFIED BY KKC - Math

SOURCE: FISH CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY:

PRIORITY DATE: 11/13/1910

POINT OF DIVERSION:

T01N R22E S27 SESWNE 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	0.860 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T01N R22E S27	NESE	1.3	T01N R22E S27	NWSE	5.8
T01N R22E S27	SWSE	27.0	T01N R22E S27	SESE	8.6
T01N R22E S34	NWNE	0.7			

43.4 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 965 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-734, 37-736, 37-743A, 37-754, 37-2195, 37-12022 & 37-12023.

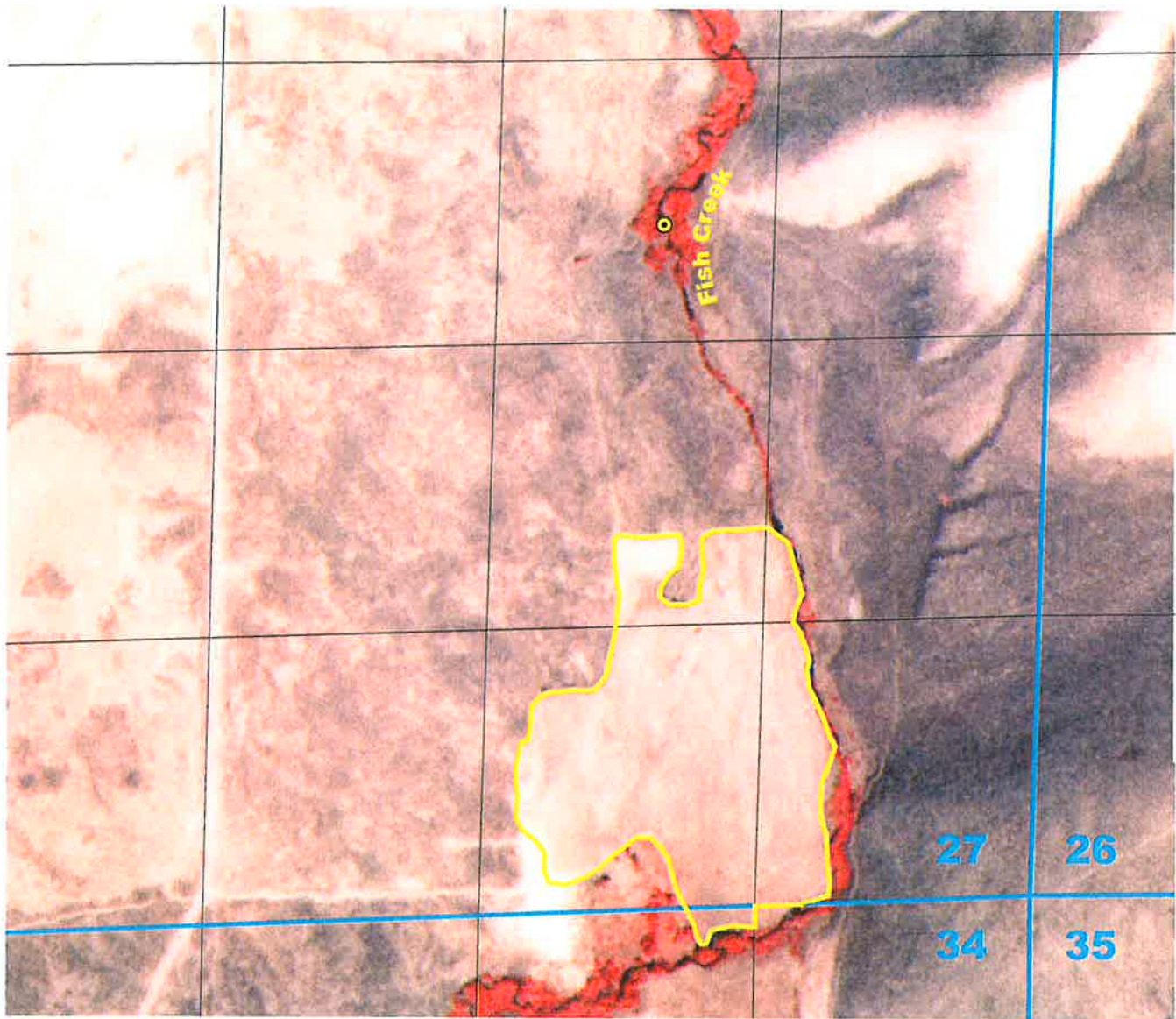
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 - License

Idaho Department of Water Resources

**RECOMMENDED PLACE OF USE FOR
37-2195**



660 0 660 Feet

PLACE OF USE
TWP 1N, RNG 22E, SEC 17
Data entry on June 1, 2005

⊙ RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

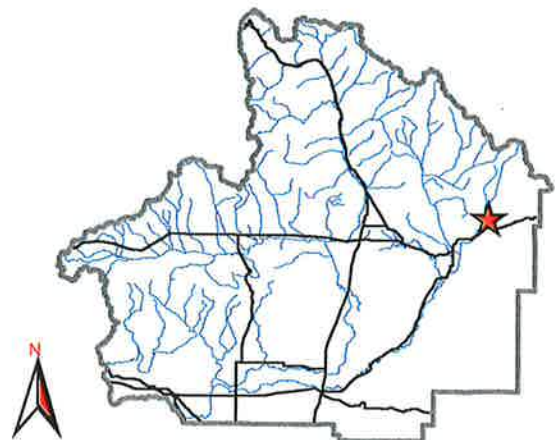
TOWNSHIP LINES

SECTION LINES

QUARTER/QUARTER LINES

★ LOCATION IN BASIN

GIS PLACE OF USE PRESENTATION
1987 ORTHO AERIAL PHOTOGRAPHY
DATA ENTRY BY MATT ANDERS



Draft

09/16/2005

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

RIGHT NUMBER: 37-2195
NAME AND ADDRESS: W D PARDUE
535 AUSTIN RD
CAREY ID 83320

SOURCE: FISH CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY:

PRIORITY DATE: 11/13/1910

POINT OF DIVERSION:

T01N R22E S27 SESWNE 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	0.860 CFS

PLACE OF USE:

IRRIGATION Within BLAINE County

T01N R22E S27	NESE	1.3	T01N R22E S27	NWSE	5.8
T01N R22E S27	SWSE	27.0	T01N R22E S27	SESE	8.6
T01N R22E S34	NWNE	0.7			

43.4 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 - License

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Matt's Notes

- 1) This right overlaps with other rights owned by this person (37-734, 37-736, 37-743A, 37-754, 37-12021, 37-12022, 37-12023). Since Steve C decided that he did not want to add condition to this right that references the overlapping rights because the overlapping rights are a PPU that is going to be split up after the SRBA.
- 2) I used the POD and POU created by Steve C for the other rights.
- 3) The POU acreage is smaller than the licensed amount, so I reduced the diversion rate to 0.86 cfs
- 4) I created ECVR and final layout.

Adjudication claim notes

Background Data

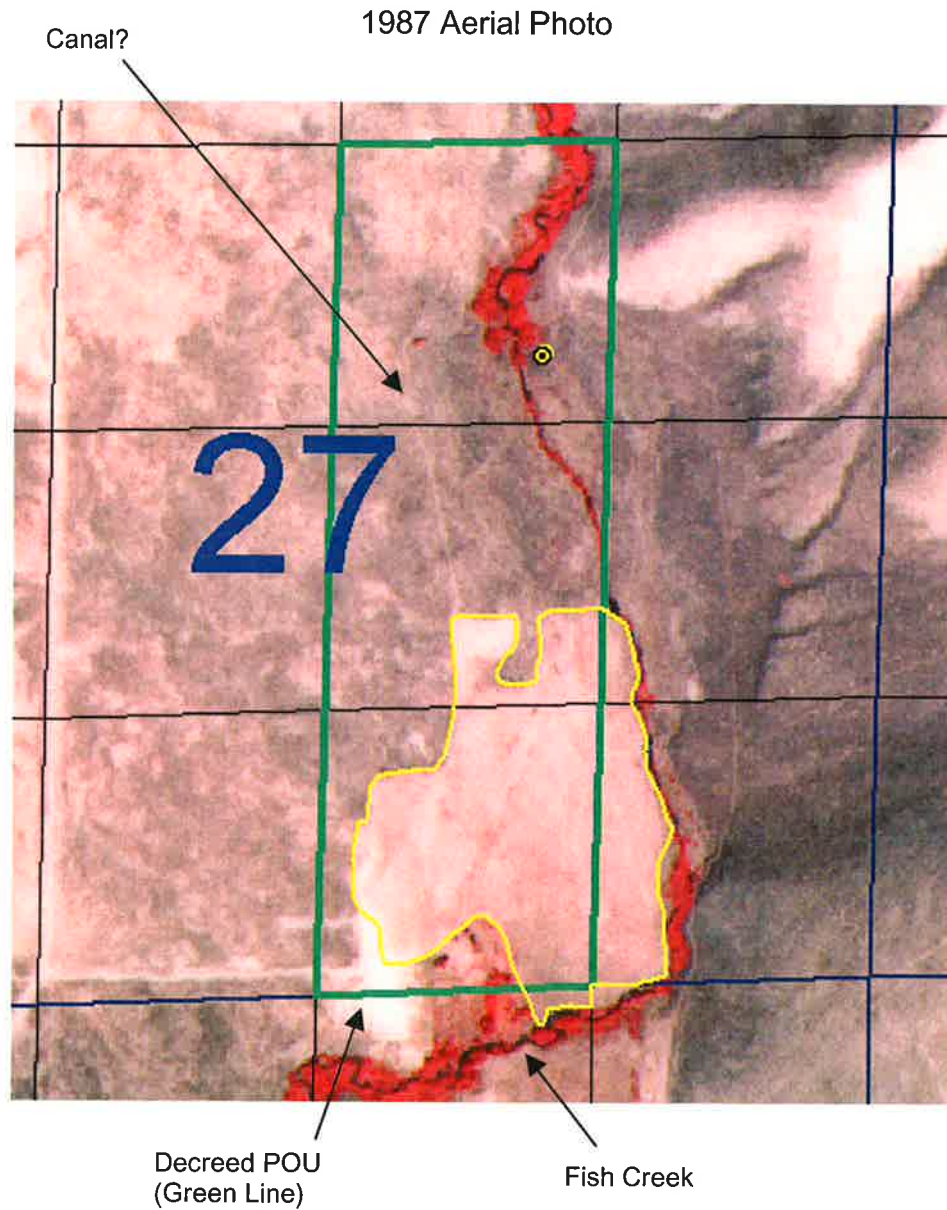
- Source is Fish Creek tributary to Little Wood River
- Licensed for 1.7 cfs on 85 acres
- Claimed for 1.7 cfs on 85 acres

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)



Notes

T1N R22E Section 27

- Found 43 acres.
- This right overlaps with other rights owned by this person (37-734, 37-736, 37-743A, 37-754, 37-12021, 37-12022, 37-12023). Since Steve C has already recommended those rights and this was claimed separately, we decided to recommend it separately
- Steve had a contractor do field exam for this land so I used his POU and POD for the recommendation.

County: Blaine
Stream: Iron Mine Canyon Ck.
Amount: 1.7 sec.ft.
Use: Irrigation
Priority: 11-13-1910

STATE OF IDAHO

Water License No. 6729

WHEREAS, On the 10th day of October, A. D. 1910,

Joseph E. Coates and Phoebe F. Knutsen
of Carey, County of Blaine, State of Idaho, duly made application
(No. 9734) to me for a permit to use 5.6 cubic feet per second of the waters of
Iron Mine Canyon Creek
County of Blaine, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 15th day of October, A. D. 1912, Permit No. 6729 was issued
to said applicant for the diversion of said water and providing for the completion of the works of diversion
therein described on or before the 15th day of October, A. D. 1912, and for the application to ben-
eficial use of said water on or before the 15th day of October, A. D. 1914, and,

WHEREAS, On the 15th day of October, A. D. 1912,

Joseph E. Coates and Phoebe F. Knutsen
the holder of said permit, duly made proof of the completion of adequate works for the diversion of
5.6 cubic feet per second of said waters, as evidenced by my Certificate No. 6729
dated November 2, 1912, confirming the completion of works of sufficient capacity for diverting and
conveying to the place of intended use 5.6 cubic feet per second of said water,
with date of priority of October 10, 1910, and

WHEREAS, On the 19th day of November A. D. 1914,

Joseph E. Coates
the holder of said permit, duly made proof of the application to beneficial use of 1.7 cubic
feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I
hereby grant and confirm to

Joseph E. Coates
of Carey, County of Blaine, State of Idaho, the holder and owner
of said Permit No. 6729, a perpetual right, dating from November 13, 1910,
to the use of 1.7 cubic feet per second of the waters of Iron Mine Canyon Creek,

in the County of Blaine and State of Idaho, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted from Fish creek in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 27,
T. 1. N. R. 22 E.B.M.

and conducted to and upon 85 acres, divided as follows: 15 acres in SW $\frac{1}{4}$ of NE $\frac{1}{4}$,
30 acres in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and 40 acres in SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 27, T. 1 N., R. 22 E.B.M.,

for the purpose of irrigation and domestic use, subject, however, to the laws of the
State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local
or community customs, rules and regulations which have been or may be adopted from time to time by
a majority of the users from a common source or supply, canal or lateral from which such water may
be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 5th day of January
A. D. nineteen hundred and fifteen.

Herbert Wing,

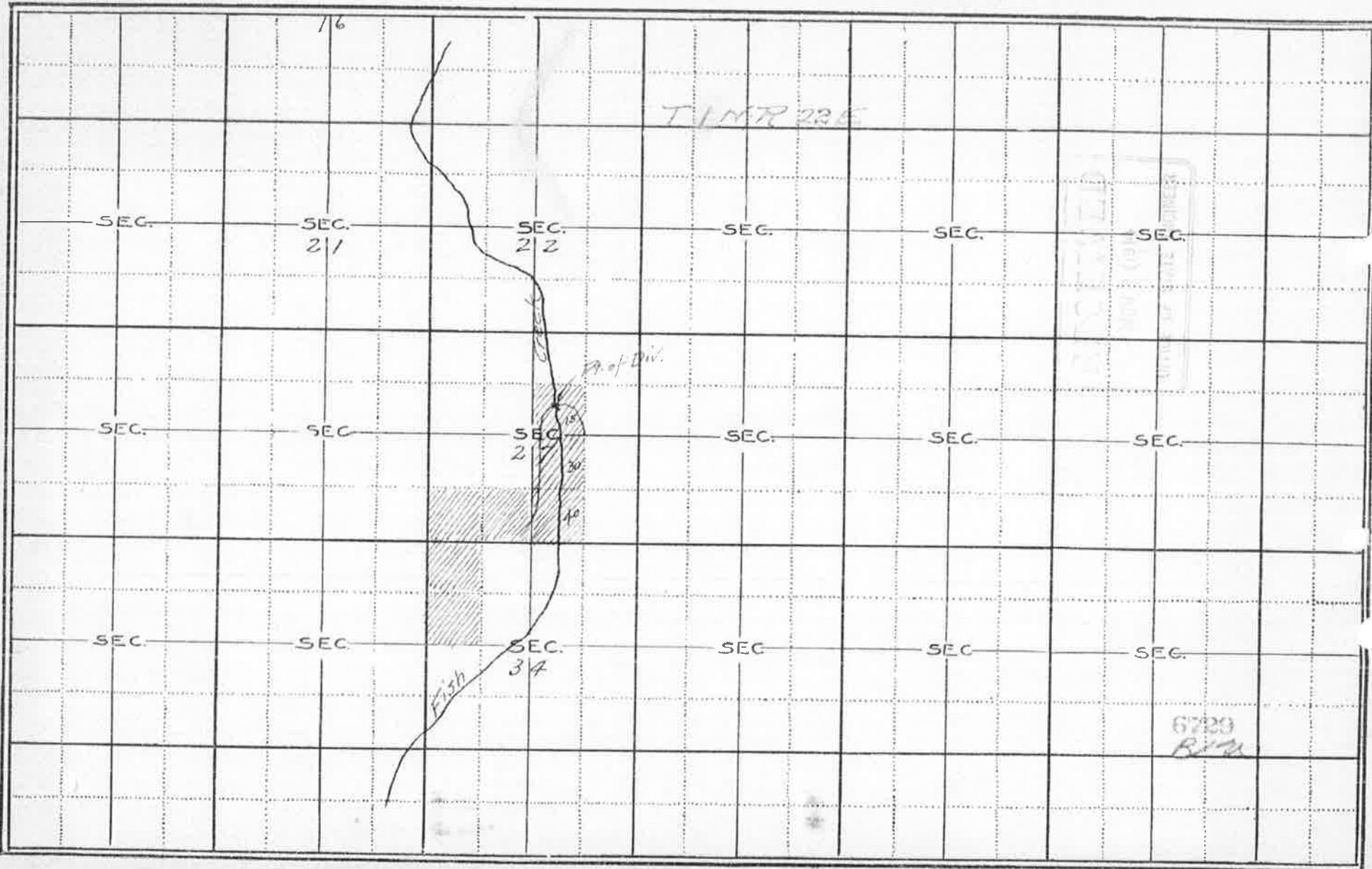
(Seal)

Acting State Engineer

37-295

#6729

Name of Applicant Joseph E. Coates & Phoebe F. Watson



SCALE: 2 INCHES = 1 MILE. D. PLAN IN INK.

Printed and Sold by the Stationer Shop, Boise, Idaho.