

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: A37-02270B
Date Received: 8/05/1988
Receipt No: S001307
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WALTER F. SCHODDE 208-678-5605
Address: BOX 909
BURLEY, ID 83318

OR
Name: ELEANOR SCHODDE 208-678-5605
Address: BOX 909
BURLEY, ID 83318

2. Date of Priority: NOV 03, 1925

3. Source: HYNDMAN CREEK Trib. to: WOOD RIVER, EAST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	19E	30	SW	NE			BLAINE

5. Description of diverting works:
HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.840		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	19E	30	SW	SW	IRR	8.0
Section Acres						8.0
Total Acres						8.0

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:
A3702270A

14. Remarks:
LICENSE INDICATES SOURCE AS N. FORK, E. FORK, BIG WOOD R. PER
REVIEW USGS MAP (X-25) SOURCE IS HYNDMAN CREEK.

15. Basis of Claim: LICENSE
Water Right Number: 9543

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: _____

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): Walter J. Schutte Date: 8-5-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 5th day

of August 19 88

Roxanne Storey
Notary Public

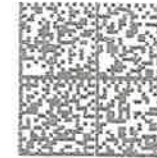
Seal

Residing at Buhl, Id

My Commission Expires 6-30-94

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

FIRST CLASS



UNITED STATES POSTAGE
02 1A \$ 00.1
0004389393 MAR 08
MAILED FROM ZIP CODE 8

 **REFUSED**

 **REFUSED**

*Letter to Sender
No longer Own this
Property*

RECEIVED
MAR 27 2007
DEPARTMENT OF
WATER RESOURCES

 **REFUSED**

6/2/07

WALTER F SCHODDE

ELEANOR SCHODDE
3 RIVER RUN ESTATES
BURLEY ID 83318

37-2270A
37-2270B

11/07/2006

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

RIGHT NUMBER: 37-2270B

NAME AND ADDRESS: WALTER F SCHODDE
3 RIVER RUN ESTATES
BURLEY ID 83318

ELEANOR SCHODDE
3 RIVER RUN ESTATES
BURLEY ID 83318

SOURCE: HYNDMAN CREEK

TRIBUTARY: EAST FORK WOOD RIVER

QUANTITY: 0.160 CFS

PRIORITY DATE: 11/03/1925

POINT OF DIVERSION:

T04N R19E S30 SWNWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
05/01 10/31

QUANTITY
0.160 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T04N R19E S30 SWSW 8.00

8 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

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.



Idaho Department of Water Resources

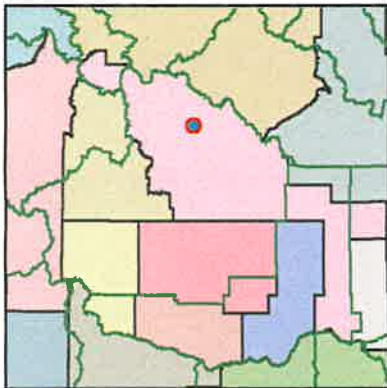
SRBA Recommendation:

37-2270B

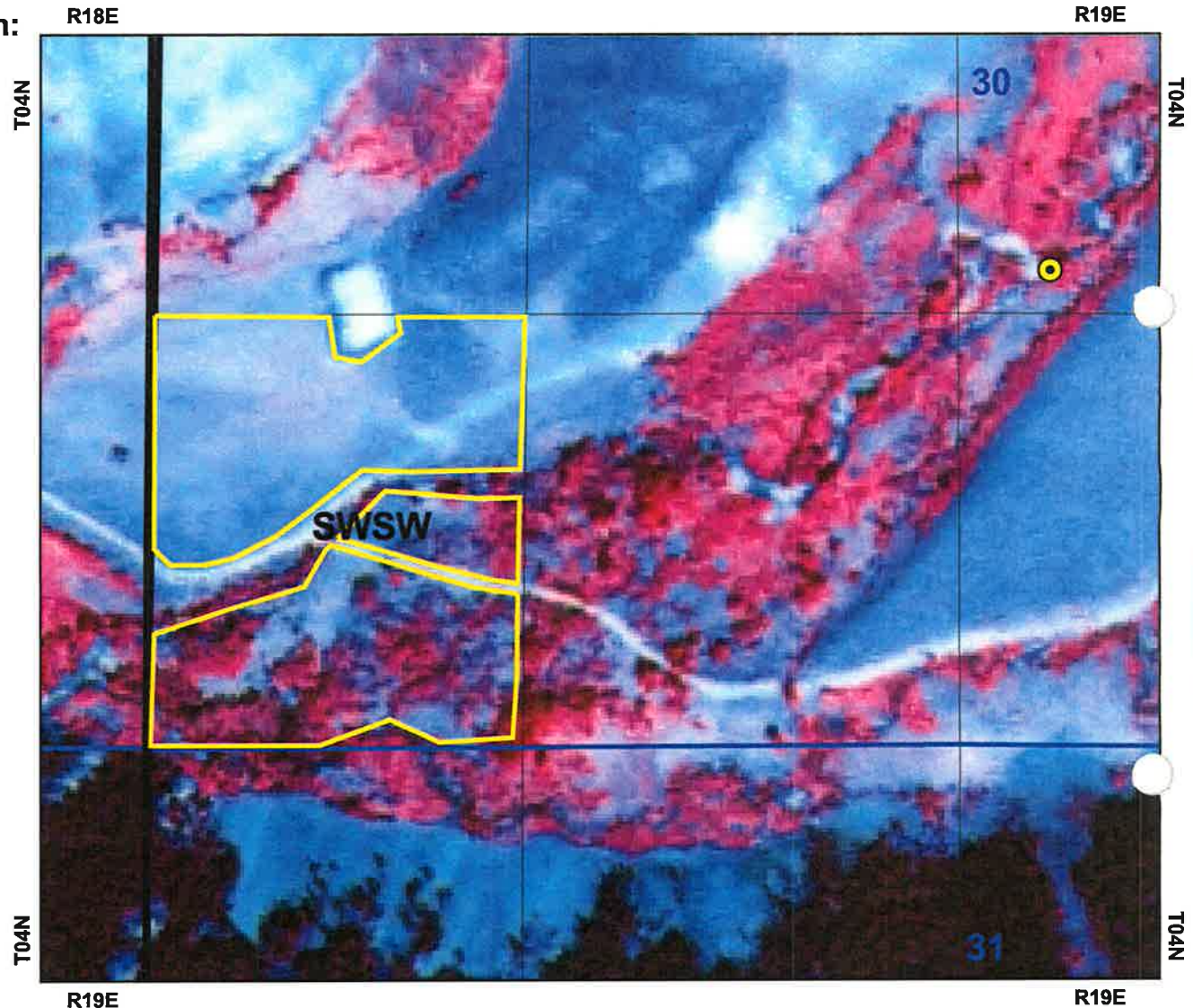
(Irrigation)

Legend

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

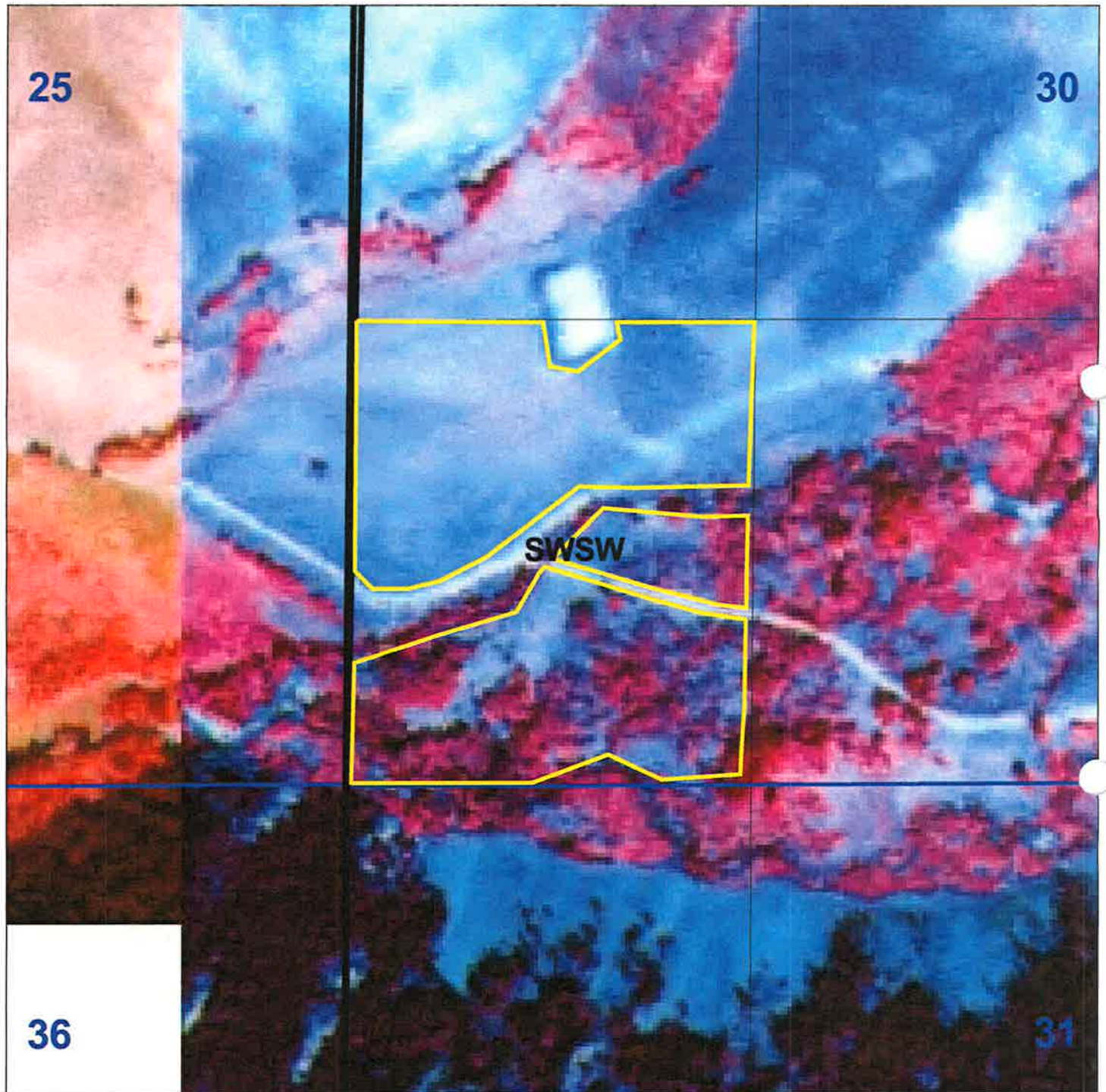
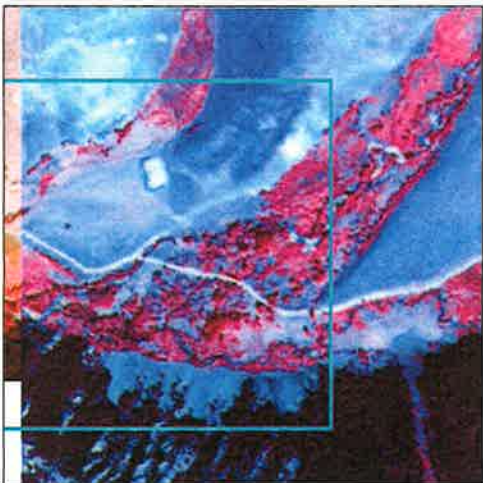


Blaine County
IDWR Basin 37



Prepared by C. Clark
On Tuesday, November 7, 2006
1987/88 Aerial Photography

37-2270B





Idaho Department of Water Resources

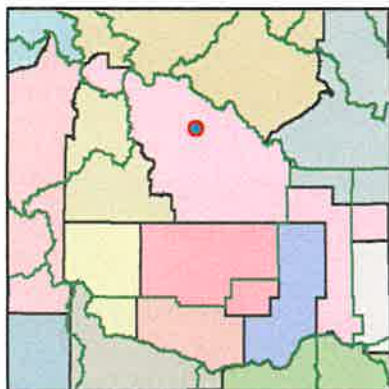
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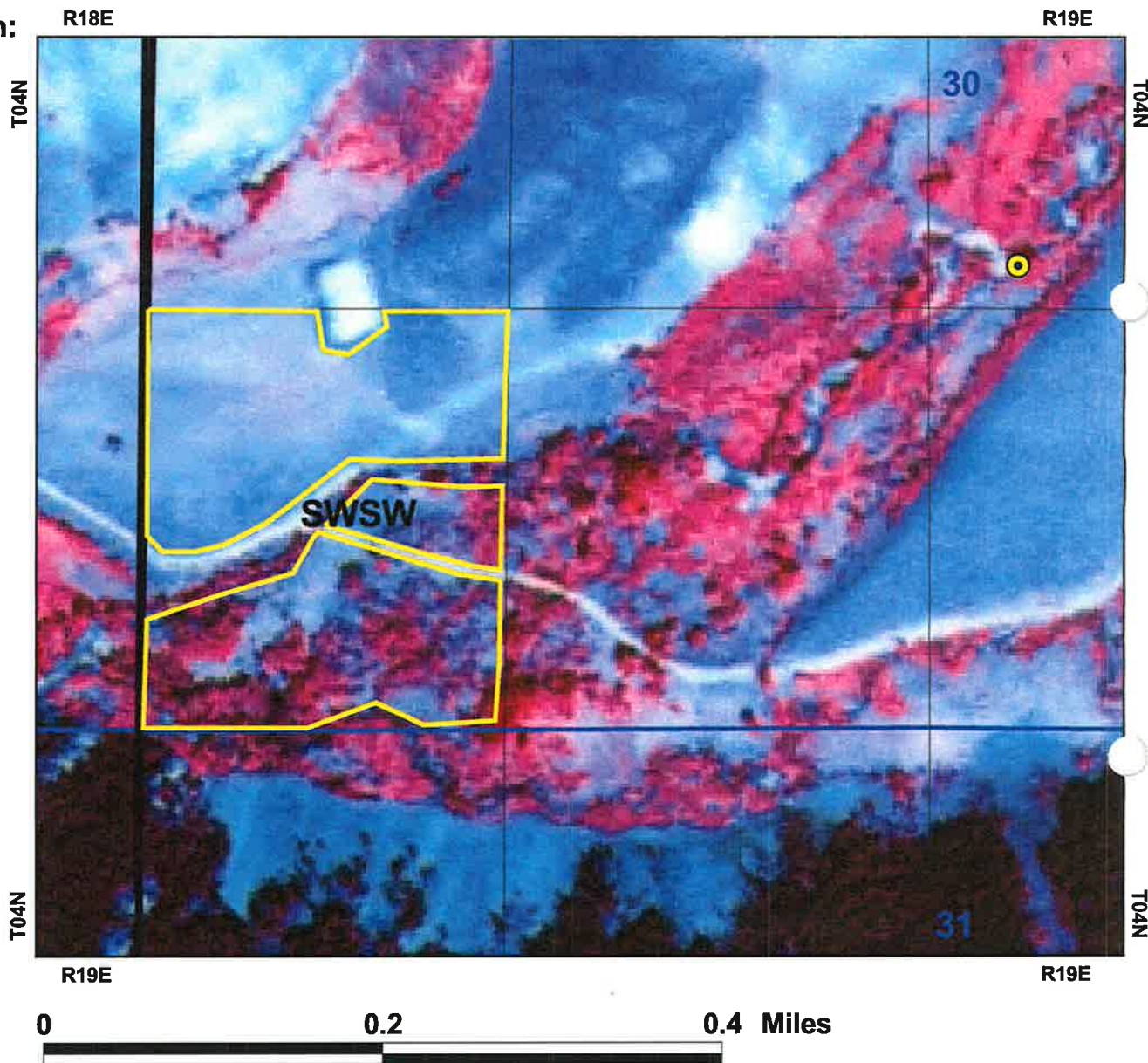
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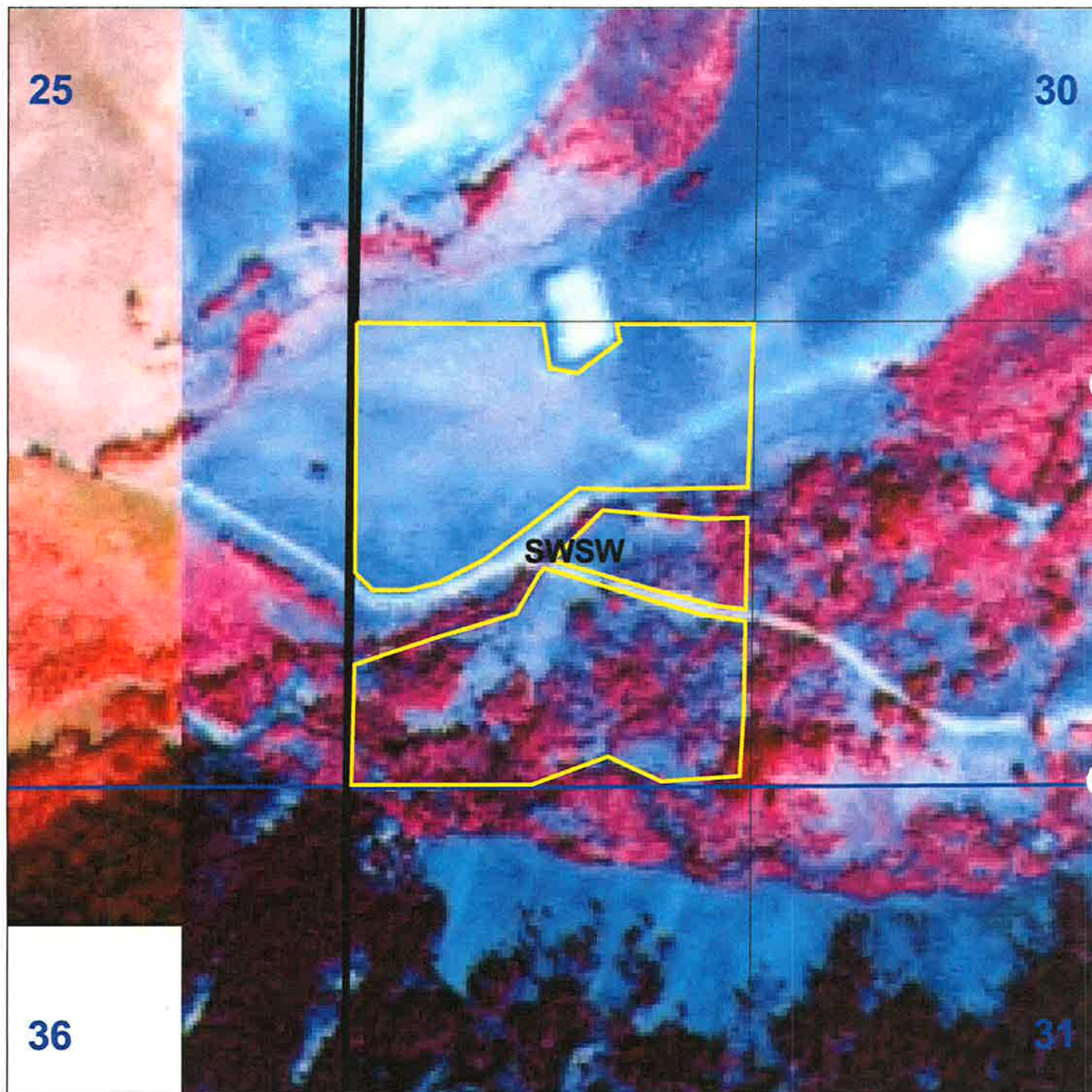
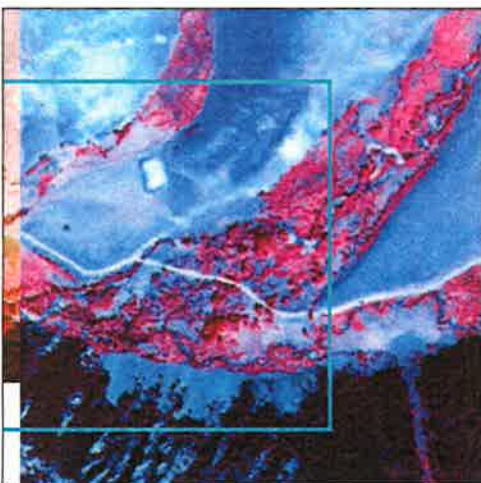


Blaine County
IDWR Basin 37



Prepared by C. Clark
On Tuesday, November 7, 2006
1987/88 Aerial Photography

37-2270B



MEMORANDUM

To: Claim files 37-2270A and 37-2270B

From: Cynthia Bridge Clark

Date: November 7, 2006

Re: SRBA Claim Review notes

Overview

Two different licenses were issued under water right no. 37-2270 with different priority dates. They were later split into parts A and B to reflect the two water rights. The claims correspond to the split suffix. Part A was licensed for 0.16 cfs and 8 acres of irrigation. Part B was licensed for 1.84 cfs and 92 acres of irrigation. Part A was claimed to the full extent of the license. Only 8 acres were claimed under part B. Both were claimed in the same quarter quarter.

Ownership/Contacts

Recommended as claimed. Tax lot information was not available on the claimed place of use.

Basis of claims

- License 37-2270: 1.84 cfs, 92 acres
- All claims received 8/5/1988.

Priority Date

- License: 37-2270A 9/5/1913, 37-2270B 11/3/1925
- Evidence of Priority: License

POD

- WM Records: N/A
- Claimed POD: Same as licenses.
- Location verification: Digitized based on maps available in WR file and imagery.

Source

- License: North Fork of East Fork of Big Wood River
- Notes: Source was updated on claims to Hyndman Creek as shown on USGS mapping.

POU

- POU Overlap: Water right 37-2406 overlaps both rights but was not claimed in the SRBA.
- Forfeiture: Recommended as claimed. Historical irrigation practices difficult to interpret without additional information.

- Available information/imagery:
 - DOQQ 92, NAIP 1987, SUNV NAIP 2004
 - Not available: 57-77, NAIP 2006.
- Notes: The POU shape was digitized based on the claimed POU and available imagery. A total of 16 acres were claimed under the two rights. It is difficult to interpret historical use based on 1987 imagery. The licensing exam for part B indicates 30 acres of hay were developed in the SWSW, Section 30, T04N, R19E. However, there appear to be trees and vegetation around the creek and ditch within the claimed POU. The water right owner will be limited to 8 acres of irrigation under each right (16 acres total) within the POU shape developed.

Water Use

- License: Domestic and Irrigation. Only irrigation claimed.
- Notes: Recommended as claimed.

Period of Use

- Standard season: 5/1 to 10/31
- License or Decree: None
- Claims: 4/15 to 10/15
- Recommendation: 5/1 to 10/31

Quantity

- Licenses authorize an inch per acre. Rate reduced based on part B to an inch per acre.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 20, 1994

WALTER F AND ELEANOR SCHODDE
3 RIVER RUN ESTATES
BURLEY ID 83318

RECEIVED

APR 20 1994

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim No. A36-10345, A36-10348,
A36-10346, A36-10347, A36-10349, A36-10350,
A37-10808, A37-02270A, A37-02270B & A37-00120
Change of Address Notification

Department of Water Resources
Southern Region Office

Dear Claimants:

Thank you for notifying us of your change in address of the water rights referenced above. The change of address note you sent our Department will suffice to change IDWR records for Basin 36, but not those of the SRBA court. SRBA Judge Hurlbutt issued an Order June 17, 1993 requiring claimants like yourself identified in a Director's Report to use Standard Form 3 for change of address.

I have enclosed Standard Form 3 for your use. Please contact us or the Court (208/736-3011) if you have any questions.

Since the Basin 37 water right claims have not yet been reported to the SRBA court, a Standard Form 3 is not necessary for those rights.

If you sold the property, please contact our office toll-free at 1/800-451-4129.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:region

Enclosure:

Standard Form 3

MICROFILMED
AUG 24 1994

AJ0749NP
No. A37-02270B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/20/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ELEANOR SCHODDE	11/03/1925	IRRIGATION	04-15 10-15	1.84 CFS	
C	WALTER F. SCHODDE					
	3 RIVER RUN ESTATES			TOTAL DIVERSION:	1.84 CFS	
	BURLEY ID 83318					
	(208) 678-5605					

Water Source: HYNDMAN CREEK

Tributary to: WOOD RIVER, EAST FORK

Stage: LICENSE

Point(s) of Diversion:

T04N R19E S30

SWNE

BLAINE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
04N	19E	30	:					:					:			08		:						:	8.0
TOTAL ACRES																							:	8.0	

POU County: BLAINE

Other Rights: A3702270A

Remarks: LICENSE INDICATES SOURCE AS N. FORK, E. FORK, BIG WOOD R. PER
REVIEW USGS MAP (X-25) SOURCE IS HYNDMAN CREEK.
ADDRESS CHANGE REC'D 04/18/1994 SS.

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

MICROFILMED
AUG 24 1994