

CONVERSATION MEMORANDUM

To: Goose Creek Water District File-78C

From: J. Westra

Date: 6/21/05

**RE: Snapp Property—New Diversion from Goose Creek
19N-2E-29 NW of NE**

Tim Farrell spouse, Watermaster 78C

Tim called me regarding Mr. Snapp placing an irrigation pump in Goose Creek on his property. He indicated, Mr. Snapp did have Brundage Res. shares, but no natural flow creek rights for irrigation. Mr. Snapp's property is on the old Keska place which has been subdivided. The question was can he do that? I answered, that he could not just place a new P/D in the creek at will. The Brundage rights have specific points of redirection to ditches and the Brundage right would have to be modified to reflect the new diversion. He needs to utilize the Brundage ditch conveyance system. Tim said, he would inform Mr. Snapp of the requirements. I told him that if there were continued issues to contact me.

Mr. Snapp

Mr. Snapp called to argue his point about the new P/D. He indicated, that Ed Raney said it was ok, because he was uphill of the delivery ditch. I stated, that was not an option to pump directly out of Goose Creek. Goose Creek is regulated by a water district watermaster. Proper transfer actions needed to be taken with the Brundage water right to reflect the new P/D. I also conveyed to him that he did not have natural flow rights, and could not divert water to his property unless the reservoir was being drafted by the watermaster. Mr. Snapp indicated he thought the reservoir was being drafted as the creek was up. I informed him that I had reliable information to the contrary. Beneficial use of the water without delivery of the watermaster would be considered an illegal diversion. He would need to file for a new permit to divert Goose Creek Water, which would be held due to the Salmon River Moratorium.

Tanya Kirby—Sec. Brundage Waterusers

Mr. Snapp had call Tanya regarding the issues. Tanya had the same conclusions as I, but wanted to confirm her thoughts. She stated, that she was certain there was no flood water rights on the Snapp property—old Keska Place only Brundage storage. I discussed the water rights and maps related to the Snapp property—faxed Tanya copies.

Comments

- Does not appear to be associated with the Campbell Swamp WD rights from legal description
- Appears somewhat questionable if Brundage water has been historically used if the ditch can not be accessed?
- Not sure of SRBA claims filed or current processing status for the properties/rights in question

Follow-up Actions—

- Wait for word from the Goose Creek Watermaster

Attachments—Keska WRs, Brundage WRs, Maps

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: A78-00230A
Date Received: 5/20/1988
Receipt No: M000045

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IRMA C. KESKA 208-347-2223
Address: HC 75, BOX 3331
NEW MEADOWS, ID 83654
2. Date of Priority: MAY 01, 1902
3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
19N	02E	29	NE SE NE		ADAMS

5. Description of diverting works:
CAL WHITE CANAL FROM GOOSE CREEK
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 0.066 | | |
7. Total Quantity Appropriated is:
0.066 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 11.4 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
19N	02E	29	NW NE		IRR	5.7
Section Acres						5.7
Total Acres						5.7

A78-00230A

Page 1

Date: 05/20/88

. Place of use in counties: ADAMS

. Do you own the property listed above as place of use? YES

. Other Water Rights Used:
A78-00231A

. Remarks:

ORIGINAL DECREEED RIGHT WAS SPLIT. TOTAL ACREAGE WAS 6.9 ACRES
TOTAL QUANTITY WAS 4 INCHES. THIS ACREAGE IS NOW 5.7 ACRES WITH
A QUANTITY OF 3.3 INCHES (.066 CFS)

. Basis of Claim: DECREEED
Water Right Number:
Case Number:
Court :
Decree date:

Decree Plaintiff

vs

Decree Defendant

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: A78-00231A
Date Received: 5/20/1988 6-1
Receipt No: 1000045

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

1. Name: IRMA C. KESKA 208-347-2223
Address: HC 75, BOX 3331
NEW MEADOWS, ID 83654

2. Date of Priority: MAY 01, 1916

3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
19N	02E	29	NE	SE	NE		ADAMS

5. Description of diverting works:
CAL WHITE CANAL FROM GOOSE CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.212		

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

8. Total consumptive use is 11.4 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	02E	29	NW	NE		IRR	5.7
Section Acres							5.7
Total Acres							5.7

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

RE THE GENERAL ADJUDICATION
RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A78-00230B
Date Received: 5/31/1988 oC
Receipt No: M000042

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN L. MC CONNOR 208-347-2573
Address: P.O. BOX 263
NEW MEADOWS, ID 83654

AND/OR

Name: LORETTA MC CONNOR 208-347-2573
Address: P.O. BOX 263
NEW MEADOWS, ID 83654

2. Date of Priority: MAY 01, 1902

3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
19N	02E	29	NW	SE	NE		ADAMS

5. Description of diverting works:
HEADGATE IN STREAM TO DITCHES TO PLACE OF USE FOR FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.014		

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

8. Total consumptive use is 2.4 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
19N	02E	29	NW	NE	IRR	1.2
					Section Acres	1.2
					Total Acres	1.2

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

78-0231B / DOMESTIC WELL A78-10070

14. Remarks:

PLACE OF USE A.K.A. LOT 2 OF KESKA SUBDIVISION, ADAMS COUNTY

15. Basis of Claim: DECREED

Water Right Number:

Case Number: 39576

Court: *

Decree date:

Decree Plaintiff

vs

Decree Defendant

Snapp Property

N 1/4 NE 1/4 S 22
T 13 N R 25 BM

No - Flood Natural Flow
Water Rights
Bondage Storage only
78-2085

~~78-00231A + B~~

A78-00231A + B
00230A + B

THIS PROPERTY
WAS INCLUDED
IN ORIGINAL
DEEDS

thread of
Goose Creek

78-230A
78-231A

IRMA G. KESKA

① - POW
5.655 acres

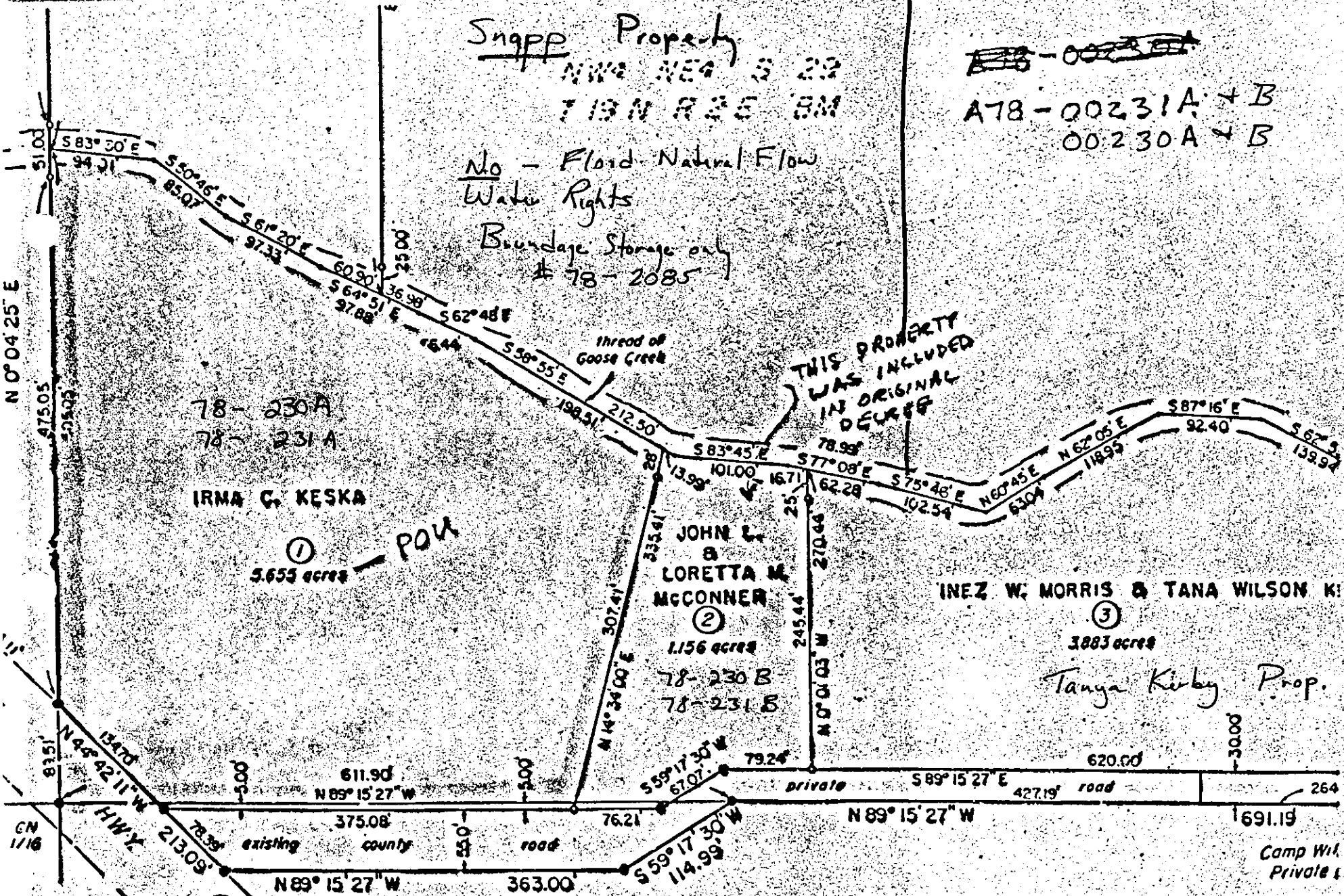
JOHN L.
&
LORETTA M.
McCONNER

②
1.156 acres
78-230B
78-231B

INEZ W. MORRIS & TANA WILSON K.

③
3.883 acres

Tanya Kirby Prop.



N 0° 04' 25" E

CN 1716

95

Camp Wit
Private

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Claim Report 78-2085

WATER RIGHT NUMBER: 78-2085

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	BRUNDAGE MEADOWS RESERVOIR CO
	NEW MEADOWS, ID 83654
Current Owner	BRUNDAGE WATER USERS ASSN INC
	PO BOX 333
	NEW MEADOWS, ID 83654
Original Owner	BRUNDAGE DITCH CO
	MEADOWS, ID 83640

Priority Date: 05/25/1936
 Basis: License
 Status: Active

<u>Source</u>	<u>Tributary</u>
BRUNDAGE CREEK	GOOSE CREEK
HARTLEY CREEK	BRUNDAGE CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION FROM STORAGE	4/15	10/15		3,538.00 AF
IRRIGATION STORAGE	1/01	12/31		3,538.00 AF
<u>Total Diversion:</u>				3,583.00 AF

Location of Point(s) of Diversion

HARTLEY CREEK	SW1/4NW1/4NW1/4	Sec. 27, Twp 19N, Rge 02E, B.M.
ADAMS County	(Rediversion)	
HARTLEY CREEK	SE1/4SW1/4SW1/4	Sec. 20, Twp 19N, Rge 02E, B.M.
ADAMS County	(Rediversion)	
HARTLEY CREEK	SE1/4NW1/4NW1/4	Sec. 20, Twp 19N, Rge 02E, B.M.
ADAMS County	(Rediversion)	
HARTLEY CREEK	NW1/4NE1/4NE1/4	Sec. 29, Twp 19N, Rge 02E, B.M.
ADAMS County	(Rediversion)	
HARTLEY CREEK	SW1/4SW1/4NW1/4	Sec. 19, Twp 19N, Rge 02E, B.M.
ADAMS County	(Rediversion)	
HARTLEY CREEK	SE1/4SW1/4NE1/4	Sec. 28, Twp 19N, Rge 02E, B.M.
ADAMS County	(Rediversion)	
HARTLEY CREEK	NW1/4SE1/4SE1/4	Sec. 19, Twp 19N, Rge 02E, B.M.
ADAMS County	(Rediversion)	
HARTLEY CREEK	NW1/4SE1/4NE1/4	Sec. 29, Twp 19N, Rge 02E, B.M.
ADAMS County	(Rediversion)	
BRUNDAGE CREEK	NW1/4NE1/4SE1/4	Sec. 30, Twp 20N, Rge 03E, B.M.
ADAMS County	(Injection)	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 78-2085

BRUNDAGE CREEK ADAMS County	NE1/4NW1/4SE1/4	Sec. 30, Twp 20N, Rge 03E, B.M.
BRUNDAGE CREEK ADAMS County	SW1/4NE1/4SE1/4	Sec. 30, Twp 20N, Rge 03E, B.M.
HARTLEY CREEK ADAMS County	NW1/4NE1/4NW1/4 (Rediversion)	Sec. 29, Twp 19N, Rge 02E, B.M.
HARTLEY CREEK ADAMS County	SW1/4NE1/4NW1/4 (Rediversion)	Sec. 29, Twp 19N, Rge 02E, B.M.
HARTLEY CREEK ADAMS County	NE1/4SW1/4NW1/4 (Rediversion)	Sec. 28, Twp 19N, Rge 02E, B.M.

Place of Use

IRRIGATION FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
18N	02E	5					5.0 L 3													5.0
19N	01E	12	23.0	23.0	29.0	37.0									40.0	22.0			174.0	
19N	01E	13	41.0	40.0	40.0	41.0					16.0	21.0			35.0	35.0	20.0	30.0	319.0	
19N	01E	23																20.0	20.0	
19N	01E	24	30.0	2.0			3.0	7.0				26.0	32.0		40.0	28.0	40.0	40.0	248.0	
19N	01E	25	40.0	40.0	40.0	40.0	34.0	25.0	28.0	39.0	39.0	38.0	34.0	39.0	38.0	40.0	40.0	38.0	592.0	
19N	01E	26	30.0																30.0	
19N	01E	30					37.0 L 1												37.0	
19N	01E	36			40.0	40.0				14.0					40.0	15.0		13.3	162.3	
19N	02E	6						40.0											40.0	
19N	02E	7					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	38.0	39.0	39.0	39.0	475.0	
19N	02E	8										35.0	37.0				38.0		110.0	

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Claim Report 78-2085

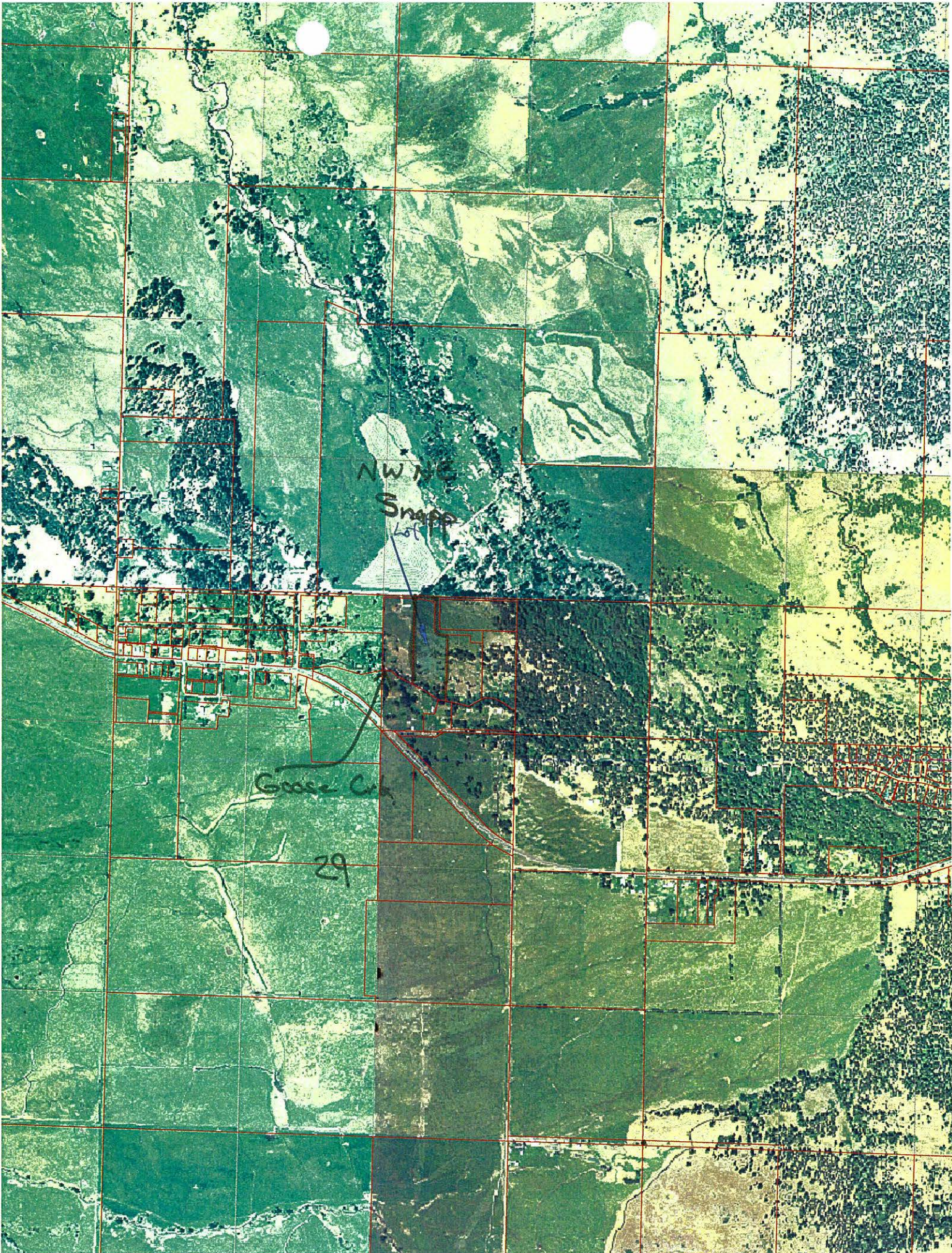
19N 02E 17	8.0	40.0	39.0	22.0	40.0	39.0	39.0	39.0	37.0	18.0	10.0	34.0	25.0	28.0	418.0		
19N 02E 18										20.0	25.0	35.0			80.0		
										L 3	L 4						
19N 02E 19					32.0	32.0	32.0	32.0	37.0	34.0	38.0	37.0	40.0	37.0	351.0		
					L 1	L 2											
19N 02E 20	36.0	35.0	35.0	37.0		20.0	5.0	35.0	40.0	7.0	20.5	40.0	37.0	25.0	15.0	25.0	412.5
19N 02E 21						15.0	7.0						35.0	35.0	15.0		107.0
19N 02E 28		10.0	15.0	5.0	20.0	30.0	22.0	1.0									103.0
19N 02E 29		26.0	29.0		3.0						40.0	40.0		40.0			178.0
19N 02E 30					36.0		37.0	40.0	40.0	39.0	36.0	40.0					268.0
19N 02E 31	40.0	39.0	40.0	40.0	38.0	38.0	38.0	40.0					40.0	39.0	40.0	39.0	471.0
					L 1	L 2											
19N 02E 32	31.0	39.0	37.0	25.0	40.0	40.0	40.0	40.0	39.0	39.0	39.0	25.0					434.0
20N 01E 25			40.0	36.0		6.0	22.0	37.0	32.0	30.0		33.0	40.0	36.0	39.0	39.0	390.0
20N 01E 36	36.0	37.0	40.0	36.0													149.0
20N 02E 30						5.0	33.0	11.0	33.0	39.0	37.0	39.0		2.0	30.0		229.0
						L 1	L 2										
20N 02E 31	2.0	39.0	37.0	6.0	39.0	39.0	39.0	39.0									240.0

Total Acres: 6042.8

Conditions of Approval:

- THIS CLAIM IS FOR THE WATER STORED IN THE ORIGINAL BRUNDAGE RESERVOIR. THE CAPACITY OF THE RECONSTRUCTED RESERVOIR IS 7330 ACRE FEET. SEE ATTACHED LAND LIST FOR PLACE OF USE.
 [] ***** MEMO TO FILE ***** THE LAND IN T 19N R 1E SEC 25, NENW = 34 AC, NWNW = 25 AC, SWNW = 28 AC, SENW = 39, NESW = 39 AC, NWSW = 38 AC, SWSW = 34 AC, SESW = 39 AC, FOR A TOTAL OF 276 ACRES HAS NOT HAD THE \$1.00 PER ACRE VARIABLE FEE PAID. THIS ACREAGE IS COVERED BY WATER RIGHTS 78-00208 AND 78-02046 WHICH HAVE "TEMPORARY CLAIMS" FILED. THIS IS THE LAND OWNED BY DONNY AND RONALD BALBACH AND BY LAURIE PHILLIPS.
 CLF *****

Remarks:



Snapp Complaint