

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: A21-07136
Date Received: 3/02/1989
Receipt No: 11002825
Received By: SSV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FLYING A RANCH, INC.
Address: C/O CLEN P. ATCHLEY
RT. 1 BOX 9A
ASHTON, ID

208-652-3560

83420

2. Date of Priority: AUG 26, 1977

3. Source: SPRINGS
WASTE WATER

Trib. to: SINKS
SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	43E	35	SW	NW	NE		FREMONT

5. Description of diverting works:

DAM IN STREAM BACKS WATER INTO POND. PUMP FROM POND 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	1.000		

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

A.F.A.

8. Total consumptive use is 200.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	43E	35	NW	NE		IRR	28.0

A21-07136

Page 1

Date: 03/02/89

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MICROFILMED

OCT 21 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	43E	35	SW	NE		IRR	40.0
Section Acres							68.0
Total Acres							68.0

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
NORTH FREMONT CANAL COMPANY

14. Remarks:
FIELD EXAM DONE IN SUMMER 1988.

15. Basis of Claim: PERMIT

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 Organizations:

I do solemnly swear or affirm that I am TREASURER / CEO of Flying A Ranch Inc. that I have signed the foregoing document in the space below as TREASURER / CEO of Flying A Ranch Inc and that the statements contained in the foregoing document are true and correct.

Clay P. Stahly
Signature of Authorized Agent
TREASURER / CEO Flying A Ranch Inc
Title and Organization
MARCH 2, 1989
Date

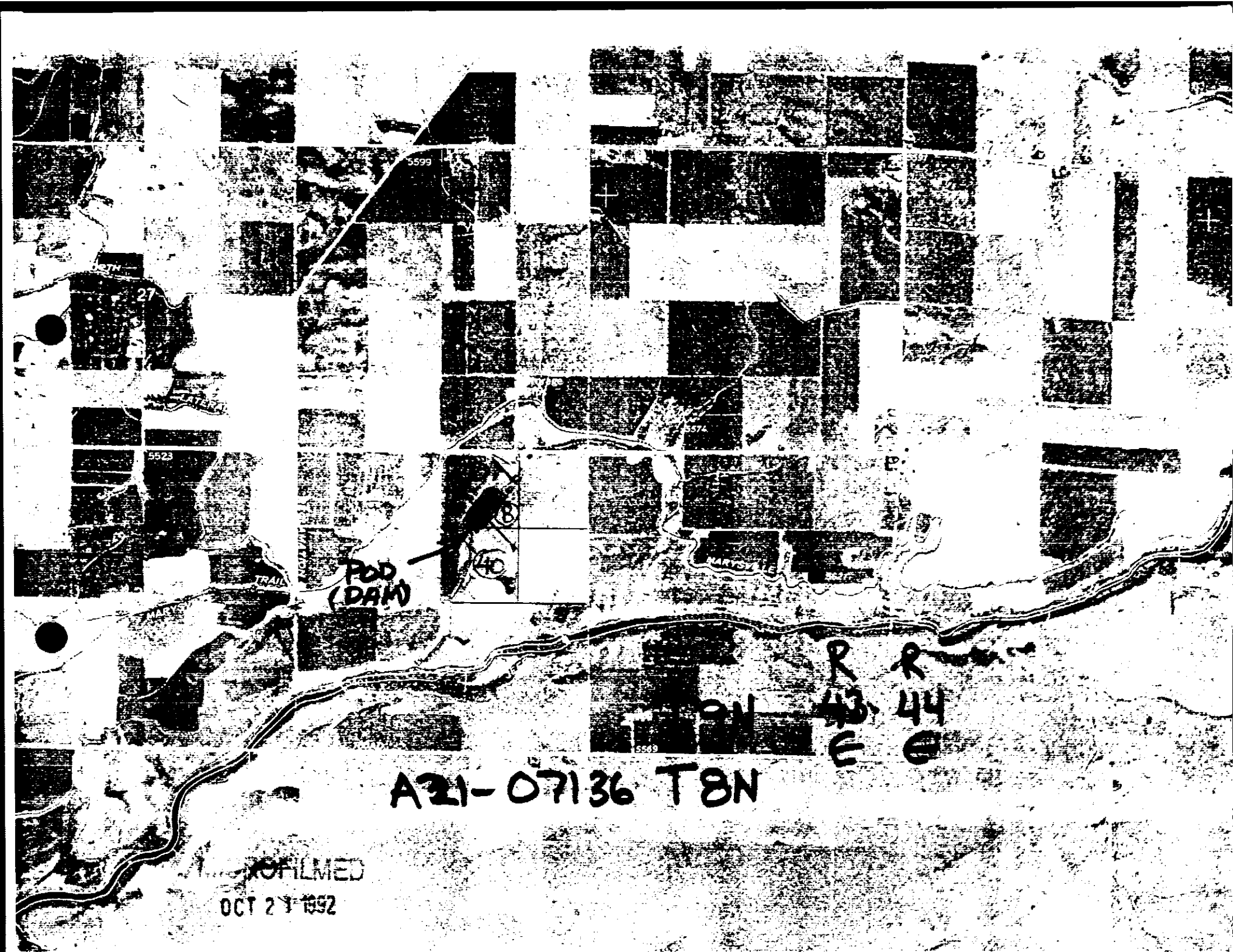
State of Idaho)
County of BONNEVILLE) SS.

Subscribed and sworn (or affirmed) before me this 2 day
of MAR 19 89

[Signature]
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 9-12-94



A31-07136 T8N

X FILMED
OCT 27 1952

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 21-07136

RECEIVED
MAY 11 1994
Department of Water Resources
Eastern District Office

Priority: August 26, 1977

Maximum Diversion Rate:

0.53 CFS

Maximum Diversion Volume:

193.4 AF

This is to certify, that FLYING A RANCH INC

RT 1 BOX 9A

ASHTON ID 83420

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 26, 1977; and has submitted Proof of Beneficial Use on July 27, 1982. An examination indicates that the works have a diversion capacity of .530 cfs of water from:

SPRINGS

tributary to SINKS

WASTE WATER

tributary to SINKS

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.53 CFS	193.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSWSW , Sec. 25, Township 09N, Range 43E
NWNENE , Sec. 35, Township 09N, Range 43E
SENWNE , Sec. 35, Township 09N, Range 43E
FREMONT County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N	43E	35	NWNE 31	SWNE 40		71

Total number of acres irrigated: 71

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

NOV 05 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 21-07136

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 30TH
day of APRIL, 1994.

Acting for


R. Keith Higginson, Director

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NOV 05 1990