

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: **A21-12358**
Date Received: 9/27/1994
Receipt No: E020337
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: LYNN LOOSLI 208-652-3312
Address: 3140 E 1100 N
ASHTON ID 83420
AND/OR
Name: PORTIA R LOOSLI 208-652-3312
Address: 3140 E 1100 N
ASHTON ID 83420

2. Date of Priority: APR 1, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	41E	13	SE	NE			FREMONT

5. Description of diverting works:
WELL WITH 40 HP PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.200		962.50

7. Total Quantity Appropriated is:
3.200 C.F.S. (and/or) 962.50 A.F.A.

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8. Total consumptive use is 688.7 Acre Feet Per Annu NOV 08

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	41E	12	SW	SE		IRR	6.0

10. Place of Use: Continued

Township 08N	Range 41E	Section 12	1/4 SE	of 1/4 SE	Lot	Use IRR	Acres 7.0
					Section Acres		13.0
		13	NE	NE		IRR	37.0
			NW	NE		IRR	37.0
			SW	NE		IRR	37.0
			SE	NE		IRR	37.0
			SW	NW		IRR	32.0
			SE	NW		IRR	38.0
			NE	SW		IRR	8.0
			NW	SW		IRR	27.0
					Section Acres		253.0
		14	SE	NE		IRR	3.0
			NE	SE		IRR	6.0
					Section Acres		9.0
					Total Acres		275.0

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:
A21-00102E, A21-00041G, A21-00051B

14. Remarks:

THIS RIGHT IS CLAIMED WITH PRIORITY DATE THAT PUMP WAS PUT IN FALLS RIVER AND THEN PUT TO BENEFICIAL USE.

****THIS RIGHT WAS AMENDED TO REFLECT APPROVED TRANSFER #4456****
**** GJT 10-27-95 ****

TRANSFER REMARKS:

EACH YEAR PRIOR TO COMMENCING DIVERSION AND USE OF WATER FROM THE WELL, THE RIGHTHOLDER SHALL OBTAIN THE EXPRESSED WRITTEN CERTIFICATION OF THE WATER DISTRICT 01 WATERMASTER THAT THE RIGHOLDER HAS DEDICATED AND ASSIGNED 275 ACRE FEET OF STORED WATER FOR USE BY THE WATERMASTER TO RELEASE INTO HENRYS FORK RIVER TO MITIGATE DEPLETION OF RIVER FLOW RESULTING FROM DIVERSION OF GROUNDWATER WHEN CLAIM NO. A21-12358 IS NOT IN PRIORITY.

OPERATION OF THE WELL AT ANY TIME WITHOUT THE WRITTEN CERTIFICATION OF THE WATERMASTER SHALL BE A VIOLATION OF SECTION 42-351, IDAHO CODE.

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT

14. Remarks: Continued

SURFACE WATER RIGHTS, TO THE EXTENT THEY ARE AVAILABLE, IN CONJUNCTION WITH GROUNDWATER DIVERTED PURSUANT TO THIS RIGHT. THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED IF THE SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD, TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE WITHOUT THE APPROVAL OF THE DEPARTMENT.

USE OF WATER UNDER THIS APPROVAL MAY BE AFFECTED BY THE PROVISION OF THAT CERTAIN AGREEMENT BETWEEN THE RIGHTHOLDER AND OTHERS DATED DEC. 12, 1994, TO THE EXTENT THAT THE PROVISIONS OF SAID AGREEMENT CAN LAWFULLY BE IMPLEMENTED.

15. Basis of Claim: BENEFICIAL USE

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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
50-00

Ident. Number: A21-12358
Date Received: 9/21/1994
Receipt No: E020337
Received By: AY

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LYNN LOOSLI 208-652-3312
Address: 3140 E 1100 N
ASHTON ID 83420
AND/OR
Name: PORTIA R LOOSLI 208-652-3312
Address: 3140 E 1100 N
ASHTON ID 83420

2. Date of Priority: APR 1, 1948

3. Source: FALLS RIVER Trib. to: HENRYS FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	41E	13	NE	SE			FREMONT

5. Description of diverting works:
PUMP IN RIVER TO SPRINKLERS AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.200		

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

8. Total consumptive use is 688.7 Acre Feet Per Annum.

9. Non-irrigation uses:

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	41E	12	SW	SE		IRR	6.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	41E	12	SE	SE		IRR	7.0
						Section Acres	13.0
		13	NE	NE		IRR	37.0
			NW	NE		IRR	37.0
			SW	NE		IRR	37.0
			SE	NE		IRR	37.0
			SW	NW		IRR	32.0
			SE	NW		IRR	38.0
			NE	SW		IRR	8.0
			NW	SW		IRR	27.0
						Section Acres	253.0
		14	SE	NE		IRR	3.0
			NE	SE		IRR	6.0
						Section Acres	9.0
						Total Acres	275.0

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:
A21-00102E, A21-00041G, A21-00051B

14. Remarks:
THIS RIGHT IS CLAIMED WITH PRIORITY DATE THAT PUMP WAS PUT IN FALLS RIVER AND THEN PUT TO BENEFICIAL USE.

15. Basis of Claim: BENEFICIAL USE

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: _____

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For Individuals:

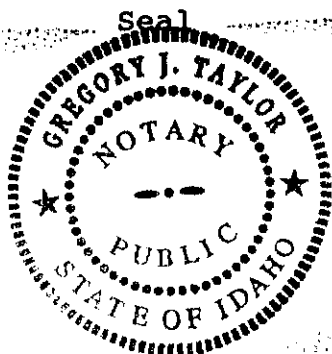
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): X S Lynn Lonsli Date: X 27 Sept 94

Date: _____

State of Idaho)
County of Bonneville) SS.

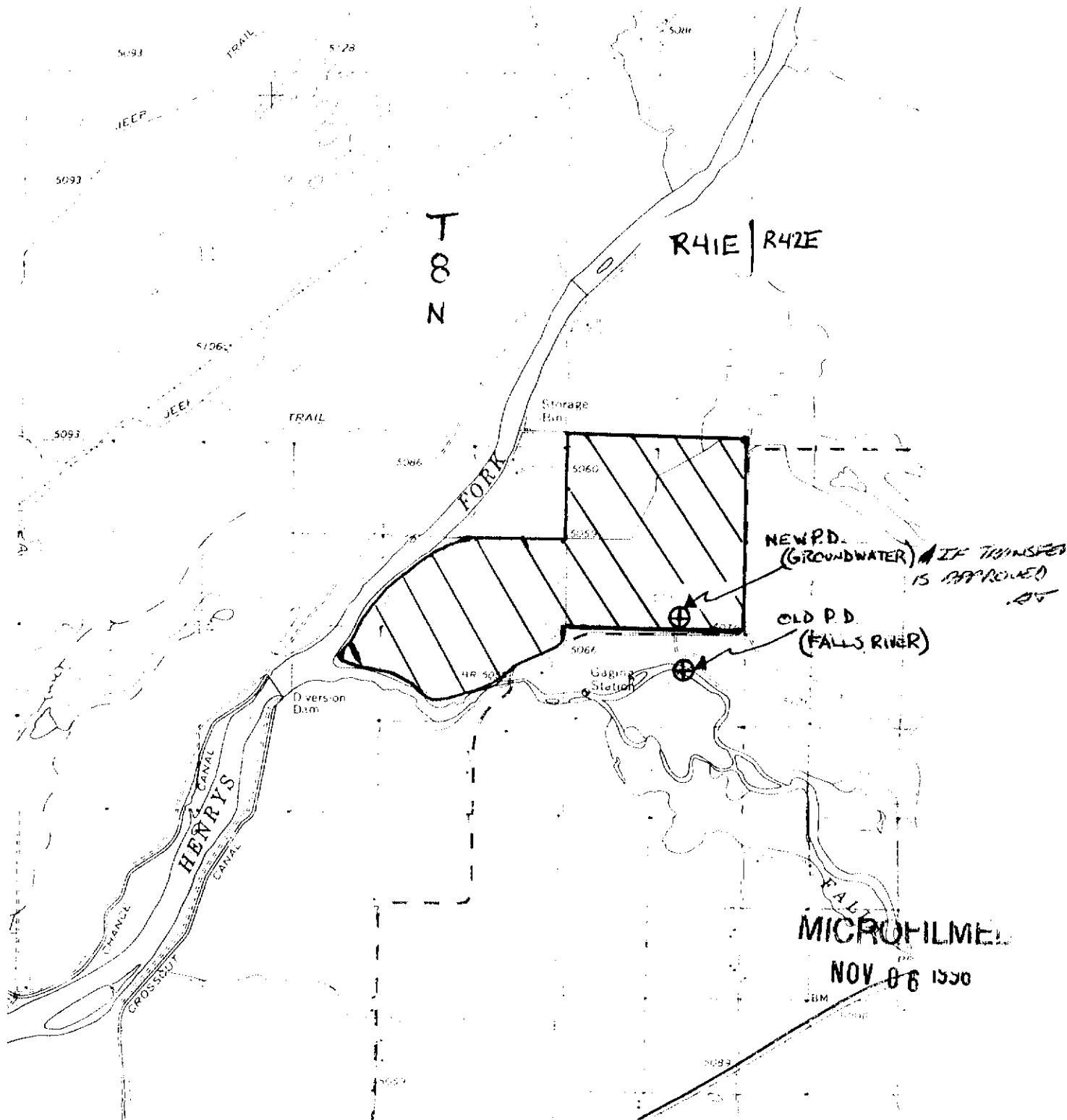
Subscribed and sworn (or affirmed) before me this 27th day
of Sept 19 94 Gregory J. Taylor
Notary Public



Residing at Idaho Falls Id.
My Commission Expires 3/3/98

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NOV 06 1996

AZ-12368



OCTOBER 30, 1995

LYNN AND/OR PORTIA R LOOSLI
3140 E 1100 N
ASHTON ID 83420

RE: TRANSFER

Dear Mr. Loosli:

Our office has received notice of your approved transfer #4456 of water right #21-12358. The Snake River Basin Adjudication claim filed on this right has been amended pursuant to the approved transfer.

Please review the enclosed notice carefully and if you have any questions about any of the items, please contact our office. If you agree with the items on the notice, please place the copies with your records.

Respectfully submitted,

Gregory J Taylor
Water Right Agent
Adjudications Bureau

GJT:sc

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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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 5, 1995

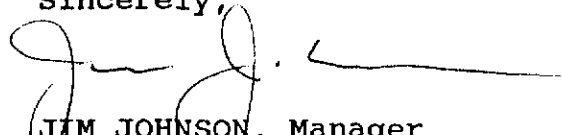
S LYNN LOOSLI
3140 E 1100 N
ASHTON ID 83420

Transfer of Water Right No. A21-12358

Dear Water Right Holder (s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4456). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

enclosure

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T # 4456

A21-12358

- ☐ PULL ORIGINAL ADJUDICATION CLAIM
- ☒ MAKE COPY ORIGINAL TRANSFER APPLICATION
- ☒ GET COPY OF APPROVED TRANSFER
- ☒ PROOF REPORT OF WATER RIGHT FROM "WR"
- ☒ SPLIT RIGHT (YES ___ NO ☒)
- ☒ NEED CHANGE OF OWNERSHIP (YES ___ NO ☒)
- ☒ GIVE TO AGENT
- ☒ CHECKED AND DATA ENTERED
- ☒ RECEIVED BACK FROM AGENT
- ☐ SEND LETTER TO CLAIMANT
- ☐ FILE IN "P" FILE

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF A CLAIM TO A WATER RIGHT

TRANSFER NO. 4456
CLAIM NO. A21-12358

This is to certify that: S LYNN LOOSLI
3140 E 1100 N
ASHTON ID 83420

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	3.20 CFS	962.5 AF

SOURCE

GROUNDWATER

Priority: 04/01/1948

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 13, Township 08N, Range 41E
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>
08N	41E	12	SWSE 6	SESE 7		13
		13	NENE 37	NWNE 37	SWNE 37	
			SENE 37	SWNW 32	SENE 38	
			NESW 8	NWSW 27		253
		14	SENE 3	NESE 6		9
						Total number of acres irrigated: 275

CONDITIONS/REMARKS:

1. Approval of this transfer in no way confirms the right(s) *TOI omit* claimed.
2. After specific notification by the department, the right holder *DIM omit* shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 01. **MICROFILMED**
4. This right when combined with all other rights shall provide **NOV 06 1996** more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

TRANSFER NO. 4245 (PART)
CLAIM NO. A35-10248

CONDITIONS/REMARKS:

5. The change authorized by this transfer shall be accomplished ^{TO1 A04} within one (1) year of the date of this approval.
6. Failure to comply with the conditions of this transfer is cause ^{TO8 omit} for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. Approval of this transfer does not preclude the opportunity for ^{TO9 omit} review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
8. Each year prior to commencing diversion and use of water from the well, the rightholder shall obtain the expressed written certification of the Water District No. 01 watermaster that the rightholder has dedicated and assigned 275 acre feet of stored water for use by the watermaster to release into Henrys Fork River to mitigate depletion of river flow resulting from diversion of groundwater when Claim No. A21-12358 is not in priority. Operation of the well at any time without the written certification of the watermaster shall be a violation of Section 42-351, Idaho Code.
9. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
10. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
11. Use of water under this approval may be affected by the provisions of that certain agreement between the rightholder and others dated December 12, 1994, to the extent that the provisions of said agreement can lawfully be implemented.

Dated this 5th day of June, 1995.


Chief, Water Alloc. Bureau

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5.0. 12-23-94

Form 222
1-87

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4456

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant S. LYNN LOOSLI Phone 652-3312
Post Office address 3140 E. 1100 N. ASHTON, ID. 83420

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other CHANGE SOURCE
2. Describe the reason for the proposed changes ON DRY YEARS THE GRAVEL BAR HAS TO BE RESHAPED TO GET WATER TO PUMP IN RIVER. I WOULD PREFER TO LEAVE THE WATER IN THE RIVER; TAKE IT OUT OF THE AQUIFER @ THE P.O.D. FOR WELL; NOT GOING ACROSS NEIGHBORS PROPERTY W/ AN OPEN DITCH.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>A21-12356</u>	<u>4/01/1948</u>	<u>3.20</u>	<u>IRRIGATION</u>	<u>4/15</u> to <u>10/15</u>
				to
				to
				to

2. Total amount of water being transferred 3.20 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water GROUND WATER tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp	Rge.	County	Local name for diversion
		SE	NE	13	8N	41E	FREMONT	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
08N	41E	12															6	7	13
		13	37	37	37	37			32	38	8	27							253
		14				3													
																			475

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PART 1

6. General Information

- a. Description of diversion system Well with 40 H.P. Pump
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ☒ Yes ☐ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
NONE
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by

- a. Decree No. _____ Decreed to _____
in case of _____ vs _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. ^{SRBA} Claim No. A21-12358 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice

☒ Warranty Deed

☐ Other _____

3. Source of water FALLS RIVER tributary to HENRYS FORK

4. Date or priority 4-1-1948

5. Water is used for the following purpose:

amount 3.20 cfs for IRRIGATION purposes from 4-15 to 10-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.20 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	13	8N	41E	FREMONT	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
8N	41E	12															6	7	13
		13	37	37	37	37			32	38	8	27							253
		14				3													

Total acres 275

9. Describe any other water rights used for the same purpose as described above A21-00102E, A21-000416

A21-00051R

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

ALL

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp	Rge	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

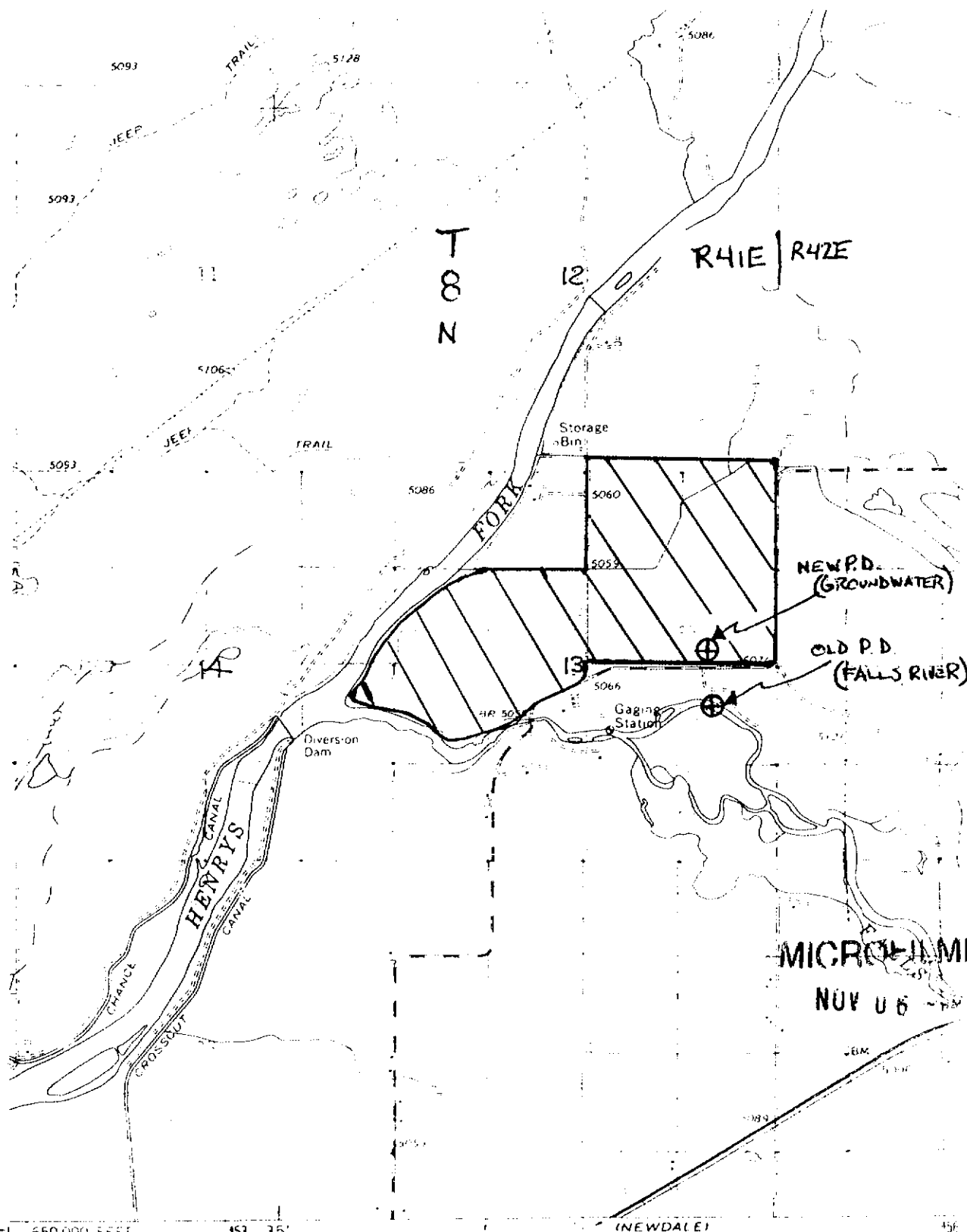
3. Lands irrigated or place of use:

Twp	Rge	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

2 Quantity and quality of return flows and location of discharge:

3 Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 27th day of September, 19 94

X S Lynn Lodi (Signature of Applicant)

Gregory J. Taylor (Notary Public)

My commission expires 3/3/98

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and _____ attachments

Received by HT Date 9-27-94 Protest filed by _____

Prelim. check by _____ Fee 100.00 E020337

Receipted by HT Date 9-27-94

Published in Herald Chronicle Copies of protest forwarded by _____

Pub. dates 10-6-94 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd _____ by _____

Copy of transfer sent to lien holder _____

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF TRANSFER)
APPLICATION NO. 4446)
OF WATER RIGHT A21-12358)
IN THE NAME OF S. LYNN LOOSLI)

PROPOSED
MEMORANDUM DECISION
AND
ORDER

On September 27, 1994, S. Lynn Loosli applied to the Idaho Department of Water Resources, through the Eastern Regional office in Idaho Falls, to transfer a water right recorded in the adjudication records of the department as A21-12358. Notice of this application was advertized in the Fremont County Herald Chronicle on October 6 and 13 1994. The proposed change was protested by Gail Blanchard, Arlo Dee Blanchard and Richard Dee Blanchard. The matter of these protests was scheduled for a conference with the department on December 13, 1994. However, the parties met prior to that date and entered into an agreement that was submitted to the department in resolution of these protests. The department has reviewed appropriate portions of the Idaho Code, the agreement, information in the records of Water District 1 and other information in the records of the department including well driller reports and based upon this review the department proposes the following FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER:

FINDINGS OF FACT

1. The right the applicant is seeking to transfer is based upon a constitutional claim and has never been either adjudicated by the court or permitted by the department. The right evidenced by claim A21-12358 shows a priority of April 1, 1945⁸ for 3.2 cfs of water diverted from the Falls River for the irrigation of 275 acres of land.

2. The Falls River was, for all practical purposes, fully appropriated before the end of the 19th century. The director of the Department of Water Resources has approved permits to appropriate water from Fall River but such appropriations typically either represent authorization to supplement existing decreed rights with unappropriated water that may occur during the spring of the year, or to provide a natural flow right that would allow supplemental storage to be acquired from federal reclamation projects that were authorized by congress to provide supplemental storage.

3. Idaho Code Sec. 42-607 provides that . . . " when in times of scarcity of water it is necessary so to do in order to supply the prior rights of others in such stream or water supply; provided, that any person or corporation claiming the right to use the use of the waters of the stream or water supply, comprising a water district, but not owning or having the use of an ~~adjudicated~~ ^{MICROFILMED}

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or decreed right therein, or right therein evidenced by permit or license issued by the department of water resources shall, for the purpose of distribution during the scarcity of water, be held to have a right subsequent to any adjudicated, decreed, permit, or licensed right in such stream or water supply, and the watermaster shall close all headgates of ditches or other diversions having no adjudicated, decreed, or licensed right in such stream or water supply."

4. All diversions on Falls River are subject to the control of the watermaster of Snake River Water District 1. This area has been continuously regulated by a watermaster since 1919. Most of the water that might have been appropriated prior to a condition of "scarcity" existing within the water district has been appropriated for storage in Grassy Lake, Island Park or American Falls Reservoirs.

5. Idaho Code 42-104 requires appropriations must "be for some useful or beneficial purpose, and when the appropriator or his successor in interest ceases to use it for such purpose, the right ceases."

6. The director of the department and the Idaho Legislature have imposed a moratorium on further ground water appropriation in the area within which the change proposed in this application would occur.

CONCLUSIONS OF LAW

1. No watermaster has ever distributed water to the right claimed as A21-12358 and, the applicant has neither received nor used any water beneficially by virtue of this claim.

2. Claim A21-12358 should not be recommended for inclusion in the Director's report in the SRBA.

3. Should transfer 4456 be approved it would be tantamount to approval of a new groundwater right in violation of existing moratoriums on further groundwater development.

4. Approval of this application would constitute an enlargement in use, in violation of the provisions of Idaho Code section 42-222.

5. The director of the Department of Water Resources can not approve the change proposed in application for transfer 4456.

ORDER

It is Therefore Ordered and application for transfer ~~A21-12358~~ **MICROFILMED** hereby DENIED.

NOV 06 1950

TABLE 5. 1991 Water Right Regulation Schedule - Henrys Fork & Tributaries & Willow Creek

(1) Henrys Lake to Island Park	(2) Island Pk to Ash (3) Ash to Abv Fall R (4) Fall Riv & Trib (5) Teton River (6) Ashton to Rexburg (7) Willow Ck	Exceptions		Exceptions	
		Primary Priority	Priority	Reachs	Reaches
Apr 1	2	3	3/31/1921		
23	24	25	3/30/1921		
24	25	26	3/31/1921		
25	26	27	3/30/1921		
26	27	28	3/31/1921		
May 2	3	4	3/30/1921		
4	5	6	11/14/1916		
5	6	7	3/30/1921		
11	12	13	3/31/1921		
16	17	18	7/28/1939	2/13/1936 (4)	3/14/1935 (1)
22	23	24	AM LAST TO FILL	2/13/1936 (4)	3/14/1935 (1) 6/16/1969 (7)
25	26	27	7/28/1939	2/13/1936 (4)	3/14/1935 (1)
Jun 3	Jun 4	Jun 5	3/30/1921		
4	5	6	2/24/1913		
7	8	9	3/14/1935		
8	9	10	7/28/1939	2/13/1936 (4)	3/14/1935 (1)
12	13	14	7/28/1939	2/13/1936 (4)	3/14/1935 (1) 5/01/1889 (7)
15	16	17	7/28/1939	2/13/1936 (4)	3/14/1935 (1) 5/01/1888 (7)
17	18	19	7/28/1939	2/13/1936 (4)	3/14/1935 (1) 5/01/1889 (7)
18	19	20	7/28/1939	2/13/1936 (4)	3/14/1935 (1) 5/01/1888 (7)
19	20	21	AM LAST TO FILL	2/13/1936 (4)	3/14/1935 (1) 6/16/1969 (7)
21	22	23	3/02/1978	2/13/1936 (4)	3/14/1935 (1) 6/16/1969 (7)
22	23	24	5/15/1917		
23	24	25	8/06/1908		
24	25	26	8/06/1908	4/01/1885 (7)	
25	26	27	12/23/1915	4/01/1885 (7)	
26	27	28	8/06/1908	5/01/1888 (7)	
27	28	29	10/07/1905	4/01/1885 (7)	
30	Jul 1	Jul 2	10/07/1905	5/01/1889 (7)	
Jul 1	Jul 2	Jul 3	3/26/1903	5/01/1889 (7)	
3	4	5	10/11/1900	4/01/1885 (7)	
5	6	7	10/11/1900		
6	7	8	6/01/1902		
7	8	9	10/11/1900		
9	10	11	10/11/1900	4/01/1884 (7)	
12	13	14	4/01/1898	4/01/1884 (7)	
13	14	15	6/01/1895	4/01/1884 (7)	
14	15	16	6/01/1895	5/01/1889 (7)	
15	16	17	2/06/1895	5/01/1889 (7)	
17	18	19	8/18/1894	4/01/1884 (7)	
18	19	20	6/01/1892	4/01/1884 (7)	
19	20	21	6/01/1892	5/01/1889 (7)	
20	21	22	6/01/1892		
21	22	23	4/28/1892	4/01/1884 (7)	
22	23	24	12/14/1891	4/01/1884 (7)	
24	25	26	6/01/1891	5/01/1889 (7)	
25	26	27	4/28/1892	5/01/1889 (7)	
26	27	28	12/14/1891	5/01/1889 (7)	
29	30	31	12/14/1891	4/01/1884 (7)	
30	31	Aug 1	12/14/1891		
31	Aug 1	Aug 2	6/01/1891	5/01/1889 (7)	

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TABLE 5. Continued

(1) Henrys Lake to Island Park		(2) Island Pk to Ash (3) Ash to Abv Fall R (4) Fall Riv & Trib (5) Teton River (6) Ashton to Rexburg (7) Willow Ck		Primary Priority	Exceptions Priority Reachs	Exceptions Priority Reachs
Aug 1	Aug 2	Aug 3	12/14/1891	6/01/1887 (5)	4/01/1884 (7)	
2	3	4	6/01/1891	10/17/1885 (5)	5/01/1889 (7)	
3	4	5	1/24/1891	10/17/1885 (5)	4/01/1883 (7)	
4	5	6	10/16/1890	6/01/1885 (5)	4/01/1883 (7)	
6	7	8	1/24/1891	6/01/1885 (5)	6/01/1882 (7)	
7	8	9	1/24/1891	6/01/1882 (7)		
8	9	10	1/24/1891	4/01/1883 (7)		
9	10	11	12/14/1891	4/01/1884 (7)		
10	11	12	1/24/1891	4/01/1883 (7)		
12	13	14	1/24/1891	10/17/1885 (5)	4/01/1883 (7)	
13	14	15	10/16/1890	4/01/1883 (7)		
14	15	16	7/12/1890	10/01/1889 (5)	4/01/1883 (7)	
15	16	17	6/10/1890	6/01/1886 (5)	4/01/1884 (7)	
16	17	18	6/10/1890	10/17/1885 (5)	5/01/1889 (7)	
17	18	19	6/10/1890	6/01/1885 (5)	4/01/1883 (7)	
19	20	21	6/10/1890	10/17/1885 (5)	5/01/1889 (7)	
20	21	22	6/10/1890	10/01/1889 (5)	4/01/1883 (7)	
21	22	23	10/16/1890	4/01/1884 (7)		
22	23	24	1/24/1891	4/01/1884 (7)		
23	24	25	1/24/1891	5/01/1889 (7)		
24	25	26	10/16/1890	6/01/1885 (5)	5/01/1889 (7)	
25	26	27	1/24/1891	10/17/1885 (5)	4/01/1884 (7)	
26	27	28	1/24/1891	10/01/1889 (5)	4/01/1884 (7)	
27	28	29	10/16/1890	10/17/1885 (5)	5/01/1889 (7)	
28	29	30	7/12/1890	4/01/1890 (5)	4/01/1883 (7)	
29	30	31	6/10/1890	6/01/1885 (5)	4/01/1883 (7)	
31	Sep 1	Sep 2	6/10/1890	10/17/1885 (5)	4/01/1883 (7)	
Sep 1	Sep 2	Sep 3	10/16/1890	9/01/1890 (5)	5/01/1889 (7)	
2	3	4	1/24/1891	4/01/1883 (7)		
4	5	6	10/16/1890	10/01/1889 (5)	4/01/1883 (7)	
5	6	7	7/12/1890	6/01/1885 (5)	5/01/1889 (7)	
6	7	8	7/12/1890	6/01/1885 (5)	4/01/1884 (7)	
7	8	9	6/01/1890	6/01/1885 (5)	4/01/1883 (7)	
8	9	10	3/01/1890	6/01/1885 (5)	4/01/1883 (7)	
10	11	12	6/01/1890	6/01/1885 (5)	4/01/1881 (7)	
12	13	14	10/16/1890	6/01/1885 (5)	4/01/1883 (7)	
13	14	15	12/14/1891	6/01/1885 (5)	4/01/1883 (7)	
14	15	16	6/01/1892	6/01/1885 (5)	4/01/1883 (7)	
15	16	17	2/06/1895	6/01/1885 (5)	4/01/1884 (7)	
16	17	18	2/06/1895	4/01/1884 (7)		
20	21	22	3/22/1895	4/01/1883 (7)		
21	22	23	2/06/1895	4/01/1883 (7)		
22	23	24	2/06/1895	6/01/1882 (7)		
23	24	25	2/06/1895	4/01/1882 (7)		
25	26	27	8/18/1894	4/01/1882 (7)		
27	28	29	6/01/1892	4/01/1881 (7)		
28	29	30	4/28/1892	4/01/1882 (7)		
29	30	Oct 1	12/14/1891	4/01/1883 (7)		
Oct 4	Oct 5	Oct 6	6/01/1892	4/01/1883 (7)		
5	6	7	8/18/1894	4/01/1884 (7)		
6	7	8	2/06/1895	5/01/1889 (7)		
7	8	9	6/01/1892	4/01/1884 (7)		
8	9	10	6/01/1892	4/01/1883 (7)		
9	10	11	12/14/1891	5/01/1889 (7)		
10	11	12	12/14/1891	4/01/1883 (7)		
12	13	14	6/01/1892			
13	14	15	8/18/1894			
18	19	20	2/06/1895			
21	22	23	8/23/1906			
23	24	25	3/29/1921			

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Table 5. 1988 Water Regulation Schedule

			Exceptions		Exceptions	
			Primary	Priority Reaches	Priority	Reaches
(1)	(2) Island Pk to Ash		Priority			
Henry's Lake	(3) Ash to Adv Fall R					
to Island	(4) Fall Riv & Trib					
Park	(5) Teton River					
	(6) Ashton to Rexburg					
	(7) Willow CK					
Mar 1	2	3	3/31/1921			
27	28	29	AM last fill	6/16/1969 (7)	3/14/1935 (1)	
Apr 15	16	17	7/28/1939	3/14/1935 (1)		
Apr 30	May 1	2	3/14/1935			
May 1	2	3	3/30/1921			
2	3	4	5/24/1913			
5	6	7	5/15/1917			
6	7	8	5/24/1913			
8	9	10	10/07/1905			
9	10	11	3/26/1903			
10	11	12	2/05/1902			
11	12	13	3/26/1903			
12	13	14	10/07/1905			
13	14	15	3/26/1903			
15	16	17	10/11/1900			
17	18	19	3/26/1903			
18	19	20	5/24/1913			
22	23	24	3/30/1921			
23	24	25	7/28/1939	5/01/1888 (7)	3/14/1935 (1)	
25	26	27	12/22/1915	5/01/1888 (7)		
26	27	28	10/07/1905	5/01/1888 (7)		
27	28	29	8/16/1908	5/01/1888 (7)		
28	29	30	1/22/1916	5/01/1888 (7)		
29	30	31	3/14/1935	5/01/1888 (7)		
30	31	Jun 1	7/28/1939	4/01/1885 (7)	3/14/1935 (1)	
31	Jun 1	Jun 2	7/28/1939	5/01/1888 (7)	3/14/1935 (1)	
Jun 5	6	7	7/28/1939	5/01/1889 (7)	3/14/1935 (1)	
6	7	8	7/28/1939	3/14/1935 (1)		
7	8	9	1/22/1916			
8	9	10	10/07/1905			
9	10	11	8/06/1908	5/01/1889 (7)		
10	11	12	7/28/1939	5/01/1889 (7)	3/14/1935 (1)	
14	15	16	4/01/1921	4/01/1884 (7)		
15	16	17	6/16/1908	4/01/1884 (7)		
16	17	18	10/07/1905	5/01/1889 (7)		
18	19	20	10/07/1905	4/01/1884 (7)		
19	20	21	3/26/1903			
20	21	22	3/26/1903	5/01/1889 (7)		
22	23	24	5/01/1901	3/26/1903 (5)	5/01/1889 (7)	
23	24	25	5/15/1898	3/26/1903 (5)	5/01/1889 (7)	
24	25	26	5/01/1901	3/26/1903 (5)	5/01/1889 (7)	
25	26	27	9/24/1900	3/26/1903 (5)	4/01/1884 (7)	
26	27	28	2/09/1897	3/26/1903 (5)	4/01/1884 (7)	
27	28	29	10/11/1900	4/01/1884 (7)		
28	29	30	10/11/1900	4/01/1883 (7)		
29	30	Jul 1	4/01/1898	5/01/1889 (7)		
30	Jul 1	Jul 2	4/01/1896	4/01/1898 (5)	4/01/1884 (7)	
Jul 1	Jul 2	Jul 3	4/01/1896	6/01/1900 (5)	4/01/1884 (7)	
2	3	4	2/09/1897	4/01/1898 (5)	4/01/1884 (7)	
3	4	5	11/05/1895	4/01/1884 (7)		
4	5	6	2/06/1895	4/01/1883 (7)		
5	6	7	4/30/1893	4/01/1883 (7)		
6	7	8	5/01/1892	4/01/1883 (7)		
7	8	9	12/14/1891	10/01/1889 (5)	4/01/1883 (7)	
8	9	10	12/14/1891	10/17/1885 (5)	5/01/1889 (7)	
9	10	11	6/01/1891	10/17/1885 (5)	4/01/1883 (7)	
10	11	12	6/01/1891	6/01/1885 (5)	6/01/1882 (7)	
11	12	13	1/24/1891	6/01/1885 (5)	4/01/1882 (7)	
12	13	14	10/16/1890	6/01/1885 (5)	4/01/1882 (7)	
13	14	15	7/12/1890	6/01/1885 (5)	4/01/1882 (7)	
14	15	16	6/10/1890	6/01/1885 (5)	4/01/1881 (7)	
15	16	17	7/12/1890	6/01/1885 (5)	6/01/1882 (7)	
16	17	18	6/01/1890	6/01/1885 (5)	4/01/1882 (7)	
17	18	19	6/01/1889	6/01/1885 (5)	4/01/1882 (7)	
18	19	20	6/01/1889	6/01/1885 (5)	4/01/1881 (7)	
20	21	22	6/01/1889	6/01/1885 (5)	4/01/1880 (7)	
21	22	23	7/10/1889	6/01/1885 (5)	4/01/1880 (7)	

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(1) Henry's Lake to Island Park	(2) Island to Ash (3) Ash to Fall R (4) Fall Riv & Trib (5) Teton River (6) Ashton to Rexburg (7) Willow CK		Primary Priority	Exceptions Priority Reaches		Exceptions Priority Reaches
Jul 25	26	27	6/01/1889	6/01/1885 (5)		4/01/1880 (7)
27	28	29	6/01/1889	6/01/1884 (5)		4/01/1880 (7)
28	29	30	5/11/1889	6/01/1884 (5)		4/01/1880 (7)
29	30	31	6/01/1889	6/01/1884 (5)		4/01/1880 (7)
30	31	Aug 1	7/10/1889	6/01/1884 (5)		4/01/1880 (7)
31	Aug 1	2	6/01/1889	6/01/1884 (5)		4/01/1880 (7)
Aug 1	2	3	6/01/1889	4/01/1880 (7)		
2	3	4	7/10/1889	6/01/1884 (5)		
3	4	5	7/10/1889	4/01/1880 (7)		
4	5	6	6/01/1889	4/01/1880 (7)		
5	6	7	7/10/1889	4/01/1880 (7)		
6	7	8	6/01/1889	4/01/1880 (7)		
9	10	11	7/10/1889	4/01/1880 (7)		
10	11	12	7/10/1889	6/15/1889 (5)		5/01/1889 (7)
11	12	13	6/01/1889	4/02/1880 (7)		
12	13	14	5/11/1889	6/01/1885 (5)		4/01/1880 (7)
13	14	15	5/11/1889	10/17/1885 (5)		4/01/1880 (7)
14	15	16	5/11/1889	6/01/1885 (5)		4/01/1880 (7)
16	17	18	6/01/1889	6/01/1885 (5)		4/01/1880 (7)
17	18	19	6/01/1889	6/01/1884 (5)		4/01/1880 (7)
18	19	20	6/01/1889	4/01/1880 (7)		
20	21	22	5/11/1889	4/01/1880 (7)		
25	26	27	5/11/1889	6/01/1884 (5)		4/01/1880 (7)
Sep 1	2	3	5/11/1889	4/01/1880 (7)		
5	6	7	5/11/1889	6/01/1884 (5)		5/01/1888 (7)
6	7	8	5/11/1889	5/31/1885 (5)		4/01/1880 (7)
7	8	9	5/11/1889	6/01/1885 (5)		5/01/1888 (7)
8	9	10	5/11/1889	5/01/1888 (7)		
9	10	11	5/11/1889	10/17/1885 (5)		5/01/1889 (7)
10	11	12	5/11/1889	10/17/1885 (5)		4/01/1882 (7)
11	12	13	5/11/1889	6/01/1885 (5)		
13	14	15	5/01/1889	10/17/1885 (5)		4/01/1881 (7)
14	15	16	5/11/1889	4/01/1881 (7)		
16	17	18	10/16/1890	4/01/1881 (7)		
17	18	19	1/24/1891	6/01/1882 (7)		
18	19	20	1/24/1891	4/01/1883 (7)		
22	23	24	10/16/1890	4/01/1883 (7)		
24	25	26	1/24/1891	4/01/1883 (7)		
25	26	27	10/16/1890	4/01/1883 (7)		
26	27	28	1/24/1891	4/01/1883 (7)		
28	29	30	6/01/1894	4/01/1883 (7)		
29	30	Oct 1	8/18/1894	4/01/1883 (7)		
30	Oct 1	Oct 2	1/24/1891	6/01/1885 (5)		4/01/1881 (7)
Oct 1	2	3	8/18/1894	10/17/1885 (5)		
2	3	4	2/06/1895	6/01/1885 (5)		
3	4	5	2/06/1895	10/17/1885 (5)		4/01/1883 (7)
4	5	6	6/12/1903	10/17/1885 (5)		
5	6	7	7/09/1896	10/17/1885 (5)		
6	7	8	2/06/1895			
8	9	10	2/06/1895	10/17/1885 (5)		
9	10	11	8/18/1894	9/01/1890 (5)		
10	11	12	8/18/1894			
11	12	13	4/30/1893			
12	13	14	8/18/1894			
13	14	15	2/06/1895			
15	16	17	10/07/1905			
16	17	18	12/14/1909			
17	18	19	8/23/1906			
18	19	20	12/14/1909			
19	20	21	12/14/1909	4/01/1898 (5)		
20	21	22	3/29/1921			
22	23	24	3/29/1921	4/01/1898 (5)		
23	24	25	3/29/1921	4/01/1885 (7)		
24	25	26	3/29/1921			
26	27	28	3/29/1921	4/01/1885 (7)		
27	28	29	3/29/1921			
31	Nov 1	Nov 2	3/29/1921	4/01/1898 (7)		

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4/01/1885 (7)

TABLE 5. 1990 Water Right Registration Schedule - Henrys Fork & Tributaries & Willow Creek

(1) Henrys Lake to Island Park	(2) Island Pk to Ash (3) Ash to Abv Fall R (4) Fall Riv & Trib (5) Teton River (6) Ashton to Rexburg (7) Willow CK	Primary Priority	Exceptions Priority Reaches	Exceptions Priority Reaches
Apr 9	Apr 10	Apr 11	7/28/1939	
17	18	19	3/14/1935	
18	19	20	4/01/1921	
19	20	21	3/14/1935	
21	22	23	4/01/1921	
25	26	27	3/14/1935	
26	27	28	7/28/1935	3/14/1935 (1)
May 3	May 4	May 5	2/13/1936	3/14/1935 (1)
4	5	6	10/07/1905	
5	6	7	3/26/1903	
8	9	10	7/09/1896	
10	11	12	4/15/1898	
11	12	13	3/26/1903	
13	14	15	10/11/1900	
14	15	16	4/01/1896	
15	16	17	10/11/1900	4/01/1898 (5)
16	17	18	3/26/1903	4/01/1885 (7)
18	19	20	10/11/1900	5/01/1889 (7)
19	20	21	7/09/1896	5/01/1889 (7)
20	21	22	3/22/1985	5/01/1889 (7)
22	23	24	7/09/1896	5/01/1888 (7)
23	24	25	7/09/1896	5/01/1889 (7)
24	25	26	6/14/1895	
25	26	27	6/14/1895	5/01/1889 (7)
26	27	28	10/11/1900	5/01/1889 (7)
27	28	29	10/07/1905	5/01/1889 (7)
28	29	30	12/22/1915	4/01/1885 (7)
29	30	31	10/07/1905	4/01/1885 (7)
Jun 1	Jun 2	Jun 3	3/30/1921	4/01/1885 (7)
2	3	4	7/28/1939	5/01/1889 (7)
3	4	5	7/28/1939	3/14/1935 (1)
4	5	6	7/28/1939	5/01/1889 (7)
5	6	7	3/30/1921	5/01/1889 (7)
6	7	8	10/07/1905	4/01/1885 (7)
8	9	10	8/06/1908	4/01/1884 (7)
9	10	11	10/07/1905	4/01/1884 (7)
10	11	12	8/06/1908	4/01/1884 (7)
11	12	13	12/22/1915	4/01/1884 (7)
12	13	14	1/22/1916	4/01/1884 (7)
13	14	15	7/28/1939	4/01/1884 (7)
14	15	16	7/28/1939	4/01/1885 (7)
16	17	18	7/28/1939	4/01/1884 (7)
17	18	19	1/22/1916	4/01/1884 (7)
18	19	20	10/07/1905	4/01/1884 (7)
25	26	27	8/06/1908	4/01/1884 (7)
26	27	28	8/06/1908	5/01/1889 (7)
27	28	29	12/22/1915	5/01/1889 (7)
28	29	30	12/22/1915	4/01/1883 (7)
29	30	Jul 1	8/06/1908	6/01/1882 (7)
30	Jul 1	Jul 2	6/16/1908	4/01/1882 (7)
Jul 1	Jul 2	Jul 3	10/07/1905	4/01/1882 (7)
2	3	4	2/05/1902	3/26/1903 (5)
3	4	5	3/26/1903	5/01/1882 (7)
4	5	6	2/05/1902	3/26/1903 (5)
5	6	7	3/26/1903	4/01/1884 (7)
7	8	9	5/15/1898	10/11/1900 (5)
8	9	10	4/01/1896	6/16/1900 (5)
9	10	11	7/09/1896	6/01/1882 (7)
10	11	12	3/22/1895	4/01/1881 (7)
11	12	13	2/06/1895	4/01/1883 (7)
12	13	14	2/06/1895	4/01/1884 (7)
13	14	15	2/06/1895	4/01/1885 (7)
15	16	17	8/18/1894	4/01/1884 (7)
16	17	18	6/01/1892	4/01/1884 (7)
18	19	20	6/01/1892	10/02/1889 (5)
19	20	21	4/28/1892	10/01/1889 (5)
20	21	22	12/14/1891	10/17/1885 (5)
21	22	23	12/14/1891	6/01/1885 (5)
22	23	24	6/01/1891	4/01/1883 (7)
23	24	25	12/14/1891	6/01/1885 (5)
24	25	26	5/01/1892	5/01/1889 (7)
25	26	27	12/14/1891	6/01/1885 (5)

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TABLE 5. Continued

(1) Henry's Lake to Island Park		(2) Island Pk to Ash (3) Ash to Abv Fall R (4) Fall Riv & Trib (5) Teton River (6) Ashton to Rexburg (7) Willow CK		Primary Priority	Exceptions Priority	Reaches	Exceptions Priority	Reaches
26		27		28	6/01/1891	6/01/1882	(5)	6/01/1882 (7)
27		28		29	12/14/1891	6/01/1885	(5)	4/01/1881 (7)
28		29		30	6/01/1891	6/01/1885	(5)	5/01/1889 (7)
29		30		31	12/14/1891	6/01/1885	(5)	4/01/1881 (7)
30		31	Aug	1	6/01/1891	6/01/1885	(5)	4/01/1880 (7)
31	Aug	1	Aug	2	6/01/1891	10/17/1885	(5)	4/01/1882 (7)
Aug 1	Aug	2	Aug	3	1/24/1891	6/01/1885	(5)	4/01/1880 (7)
2		3		4	10/16/1890	6/01/1885	(5)	4/01/1880 (7)
3		4		5	1/24/1891	4/01/1891	(7)	
4		5		6	6/10/1890	6/01/1885	(5)	4/01/1881 (7)
5		6		7	7/12/1890	6/01/1885	(5)	4/01/1880 (7)
6		7		8	6/10/1890	6/01/1885	(5)	4/01/1880 (7)
10		11		12	7/10/1889	6/01/1885	(5)	4/01/1880 (7)
13		14		15	6/01/1890	6/01/1885	(5)	4/01/1880 (7)
14		15		16	6/10/1890	6/01/1885	(5)	4/01/1880 (7)
15		16		17	7/12/1890	6/01/1885	(5)	4/01/1880 (7)
16		17		18	6/10/1890	6/01/1885	(5)	5/01/1889 (7)
18		19		20	6/01/1890	6/01/1885	(5)	4/01/1880 (7)
19		20		21	7/12/1890	6/01/1885	(5)	4/01/1880 (7)
20		21		22	10/16/1890	6/01/1885	(5)	4/01/1882 (7)
21		22		23	1/24/1891	5/31/1885	(5)	4/01/1883 (7)
22		23		24	6/01/1892	6/01/1885	(5)	4/01/1882 (7)
23		24		25	6/01/1892	4/01/1881	(7)	
24		25		26	12/24/1891	4/01/1881	(7)	10/01/1889 (5)
25		26		27	6/01/1891	4/01/1881	(7)	6/01/1885 (5)
26		27		28	7/12/1890	4/01/1881	(7)	6/01/1885 (5)
27		28		29	10/16/1890	4/01/1883	(7)	
28		29		30	1/24/1891	4/01/1883	(7)	
29		30		31	10/16/1890	6/01/1882	(7)	
30		31	Sep	1	6/10/1890	6/01/1882	(7)	
31	Sep	1	Sep	2	7/10/1889	4/01/1882	(7)	
Sep 1	Sep	2	Sep	3	6/01/1889	10/17/1885	(5)	4/01/1883 (7)
2		3		4	6/01/1889	4/01/1880	(7)	
3		4		5	7/10/1899	4/01/1880	(7)	
4		5		6	7/10/1889	10/17/1885	(5)	4/01/1880 (7)
5		6		7	7/10/1889	4/01/1885	(5)	4/01/1883 (7)
6		7		8	6/01/1890	6/01/1885	(5)	4/01/1883 (7)
7		8		9	6/01/1890	6/01/1885	(5)	4/01/1880 (7)
8		9		10	10/16/1890	6/01/1885	(5)	4/01/1884 (7)
9		10		11	10/16/1890	10/17/1885	(5)	4/01/1883 (7)
10		11		12	10/16/1890	10/17/1885	(5)	4/01/1884 (7)
11		12		13	1/24/1891	10/17/1885	(5)	4/01/1883 (7)
12		13		14	10/16/1890	10/17/1885	(5)	6/01/1882 (7)
13		14		15	10/16/1890	4/01/1880	(7)	
14		15		16	7/10/1890	4/01/1880	(7)	
15		16		17	7/10/1890	4/01/1883	(7)	
16		17		18	7/10/1889	4/01/1880	(7)	
17		18		19	7/10/1889	6/01/1885	(5)	4/01/1882 (7)
18		19		20	7/10/1889	6/01/1885	(5)	4/01/1883 (7)
19		20		21	7/10/1889	4/01/1883	(7)	
20		21		22	6/01/1890	4/01/1880	(7)	
21		22		23	1/24/1891	10/17/1885	(5)	4/01/1883 (7)
22		23		24	6/01/1892	6/01/1885	(5)	4/01/1884 (7)
23		24		25	8/18/1894	6/01/1885	(5)	4/01/1884 (7)
24		25		26	8/18/1894	4/01/1885	(7)	
25		26		27	1/24/1891	4/01/1884	(7)	
26		27		28	1/24/1891	6/01/1885	(5)	5/01/1888 (7)
28		29		30	1/24/1891	4/01/1885	(5)	4/01/1884 (7)
29		30	Oct	1	5/01/1892	6/01/1885	(5)	4/01/1885 (7)
30	Oct	1	Oct	2	2/06/1895	6/01/1885	(5)	5/01/1889 (7)
Oct 1	Oct	2	Oct	3	2/06/1895	6/01/1885	(5)	4/01/1884 (7)
2		3		4	2/06/1895	6/01/1885	(5)	4/01/1885 (7)
3		4		5	2/06/1895	6/01/1885	(5)	4/01/1884 (7)
4		5		6	2/06/1895	10/17/1885	(5)	4/01/1884 (7)
5		6		7	2/06/1895	6/01/1885	(5)	4/01/1884 (7)
6		7		8	2/06/1895	10/17/1885	(5)	4/01/1885 (7)
7		8		9	2/06/1895	6/01/1885	(5)	4/01/1884 (7)
8		9		10	10/07/1905	10/17/1885	(5)	4/01/1885 (7)
9		10		11	8/23/1906	1/23/1901	(5)	4/01/1884 (7)
10		11		12	8/23/1906	4/01/1885	(7)	
11		12		13	12/14/1909	4/01/1885	(7)	
17		18		19	3/29/1921	4/01/1885	(7)	
18		19		20	3/29/1921	5/01/1889	(7)	
24		25		26	3/29/1921	4/01/1885	(7)	

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TABLE 5. 1989 Water Right Regulation Schedule - Henry's Fork & Tributaries & Willow Creek

(1) Henry's Lake to Island Park	(2) Island Pk to Ash (3) Ash to Abv Fall R (4) Fall Riv & Trib (5) Teton River (6) Ashton to Rexburg (7) Willow CK	Exceptions		Exceptions	
		Primary Priority	Priority Reachs	Priority Reachs	Reaches
Mar 26	27	28	3/31/1921		
Apr 9	10	11	AM last fill	6/16/1969 (7)	3/14/1935 (1)
14	15	16	AM last fill	6/16/1969 (7)	
21	22	23	6/16/1969		
25	26	27	7/28/1939		
30	May 1	May 2	3/14/1935		
May 1	2	3	8/06/1908		
3	4	5	3/30/1921		
4	5	6	3/14/1935		
5	6	7	4/01/1921		
6	7	8	3/14/1935		
7	8	9	7/28/1939		
21	22	23	4/01/1921		
22	23	24	3/30/1921		
23	24	25	3/14/1935		
24	25	26	7/28/1939		
26	27	28	5/15/1917		
27	28	29	5/24/1913		
Jun 2	Jun 3	Jun 4	5/24/1913	5/01/1888 (7)	
3	4	5	12/23/1915	5/01/1888 (7)	
4	5	6	7/28/1939		
5	6	7	7/28/1939	5/01/1889 (7)	
9	10	11	7/28/1939		
12	13	14	4/01/1939		
14	15	16	3/30/1921		
15	16	17	5/15/1917		
16	17	18	3/30/1921		
17	18	19	4/01/1939		
18	19	20	7/28/1939		
19	20	21	3/30/1921	5/01/1889 (7)	
20	21	22	5/15/1917		
21	22	23	3/30/1921		
22	23	24	1/22/1916		
23	24	25	8/06/1920		
24	25	26	8/06/1908		
25	26	27	10/07/1905		
27	28	29	3/26/1903		
30	Jul 1	Jul 2	6/01/1903		
Jul 1	Jul 2	Jul 3	10/07/1905		
4	5	6	3/26/1903		
6	7	8	3/26/1903	5/01/1888 (7)	
7	8	9	3/26/1903	5/01/1889 (7)	
8	9	10	9/01/1901	4/14/1902 (5)	5/01/1889 (7)
9	10	11	10/11/1900	5/01/1889 (7)	
10	11	12	2/09/1897	10/11/1900 (5)	5/01/1889 (7)
11	12	13	5/15/1898	10/11/1900 (5)	5/01/1888 (7)
12	13	14	5/01/1901	6/01/1905 (5) (7)	
13	14	15	5/15/1898	3/26/1903 (5) (7)	
14	15	16	3/26/1903		
16	17	18	5/01/1901	3/26/1903 (5) (7)	

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TABLE 5. Continued

(1) Henry's Lake to Island Park	(2) Island Pk to Ash (3) Ash to Abv Fall R (4) Fall Riv & Trib (5) Teton River (6) Ashton to Rexburg (7) Willow CK	Primary		Exceptions	Exceptions
		Priority	Priority	Priority Reaches	Priority Reaches
Jul 17	18	19	10/11/1900		
18	19	20	7/09/1896	4/01/1885 (7)	
20	21	22	2/06/1895	4/01/1884 (7)	6/01/1882 (7)
21	22	23	2/06/1895	4/01/1885 (7)	
22	23	24	2/06/1895	4/01/1884 (7)	
24	25	26	2/06/1895	4/01/1885 (7)	
25	26	27	2/06/1895	4/01/1884 (7)	
27	28	29	8/18/1894	4/01/1884 (7)	
30	31	Aug 1	8/18/1894	4/01/1885 (7)	
Aug 1	2	3	6/01/1892	4/01/1885 (7)	
2	3	4	4/30/1893	4/01/1885 (7)	
3	4	5	8/18/1894	4/01/1885 (7)	
4	5	6	6/01/1892	4/01/1885 (7)	
5	6	7	4/30/1893	4/01/1885 (7)	
6	7	8	8/18/1894	5/01/1888 (7)	
7	8	9	5/01/1892	5/01/1888 (7)	
8	9	10	4/28/1892	4/01/1885 (7)	
9	10	11	4/28/1892	5/01/1888 (7)	
10	11	12	4/28/1892	4/01/1885 (7)	
11	12	13	6/01/1892	5/01/1888 (7)	
12	13	14	8/18/1894	5/01/1888 (7)	
14	15	16	2/06/1895		
15	16	17	8/18/1894	5/01/1888 (7)	
16	17	18	8/18/1894	4/01/1884 (7)	
17	18	19	12/14/1891	4/01/1884 (7)	
18	19	20	4/28/1892	4/01/1884 (7)	
19	20	21	10/09/1895	4/01/1884 (7)	
20	21	22	2/06/1895	4/01/1884 (7)	
24	25	26	6/01/1892	4/01/1884 (7)	
25	26	27	5/01/1892	4/01/1884 (7)	
26	27	28	8/18/1894	4/01/1884 (7)	
28	29	30	6/01/1892	4/01/1884 (7)	
29	30	31	4/28/1892	4/01/1884 (7)	
30	31	Sep 1	12/14/1891	4/01/1884 (7)	
Sep 2	3	4	1/24/1891		
3	4	5	1/25/1891	4/01/1884 (7)	
6	7	8	1/24/1891	4/01/1883 (7)	
10	11	12	6/01/1891	10/17/1885 (5)	4/01/1883 (7)
11	12	13	12/14/1891	4/01/1883 (7)	
18	19	20	6/01/1892	4/01/1884 (7)	
19	20	21	2/06/1895	4/01/1884 (7)	
21	22	23	2/06/1895	4/01/1883 (7)	
28	29	30	2/06/1895	4/01/1884 (7)	
29	30	Oct 1	3/22/1895	4/01/1884 (7)	
30	Oct 1	Oct 2	7/09/1896	4/01/1883 (7)	
Oct 1	2	3	10/07/1905	4/01/1884 (7)	
2	3	4	8/23/1906	4/01/1884 (7)	
3	4	5	12/14/1909		
16	17	18	3/29/1921		

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To Whom It May Concern
The pump that was put in
Fall River by Guy W. Seely
to irrigate part of his place
was put in the summer of
1947 or the summer of 1948.

The reason I can remember
is when I left on a mission
for LDS Church in the fall
of Oct 10, 1946. The pump
was not in the river.
But when I came back
in ~~the~~ December 1948.

The pump had been
working. So it was put in
the summer ~~microfilm~~
the summer ~~not 1948~~.

Signed

Orla Lee Blanehard