

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: A25-02029
Date Received: 3/23/1988
Receipt No: E000025

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOYLE JUDY 208-523-9270
Address: 5846 SOUTH 45 EAST
IDAHO FALLS, ID 83406

2. Date of Priority: NOV 01, 1911

3. Source: BADGER CREEK Trib. to: WILLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	39E	14	SW	SE	SW		BONNEVILLE

5. Description of diverting works:
DIVERSION BOX TO DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	39E	14	SE	SW		IRR	10.0
			SW	SE		IRR	10.0
						Section Acres	20.0

A2502029

10. Place of Use: Continued

Total Acres 20.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
NONE

14. Remarks:

DISCUSSION WITH APPLICANT LEADS ME TO BELIEVE THAT THIS RIGHT HAS NOT BEEN USED FOR SOME TIME. WHEN HE WAS INFORMED THAT THE RIGHT WAS FOR IRRIGATION OF 20 ACRES HE ASKED IF HE COULD IRRIGATE THE TOTAL OF 20 ACRES, AS IF HE DID NOT KNOW OR MAYBE NEVER HAD IRRIGATED.

15. Basis of Claim: LICENSE
Water Right Number: 7655

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): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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: 39356

Ident. Number

A25-2029

Date Received

3-17-1988

Receipt Number

46488

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Doyle Judy Phone (208) 523 9270
Mailing Address 5846 South 45 East Idaho Falls Zip 83406

2. Date of Priority (Only one (1) per claim) Nov 1, 1911

3. Source of water supply (a) Badger Creek
which is tributary to (b) Willow Creek

4. a. Location of existing point of diversion is: Township 1N Range 39E Section 14,
SW 1/4 of SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Bonneville

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. DIVERSION Box to ditcher for

flood irrigation

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NOV 10 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/1 to 11/1 amount 0.40 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.40 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	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	
<u>1N</u>	<u>39E</u>	<u>14</u>												<u>10</u>			<u>10</u>		<u>20</u>

Total number of acres irrigated 20

11. In which county (ies) are lands listed above as place of use located? Bonnerville

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (☒)

14. Remarks:

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Last Name JUDY Ident No. AZ5-2029

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 25-2029

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

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

Signature of Claimant (s) Doyle D Judy Date 3-17-88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 17th day of March 19 88

SEAL

Notary Public

Residing at

My Commission Expires

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

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Last Name Judy Ident. Number A25-2029

Copies White-State, Yellow-Claimant

seven inches

one foot

by *Thomas*

second feet

of diversion and if so, to what extent: *yes*

and

exact number of acres under cultivation in each

*1.5 of S.E. 1/4 Road 5.000
14, R.R. 39 E. 1/2 1 N. 13.00*

of diversion, route of ditch or ditches and cross

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RECEIVED

AUG 15 1914

STATE ENGINEER

W. H. P. Lawrence

25-2029

sworn, deposes and says that the statements
knowledge and belief.

by *W. H. P. Lawrence*
Notary Public

7655

R/12

AUG 15 1914

RECEIVED

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

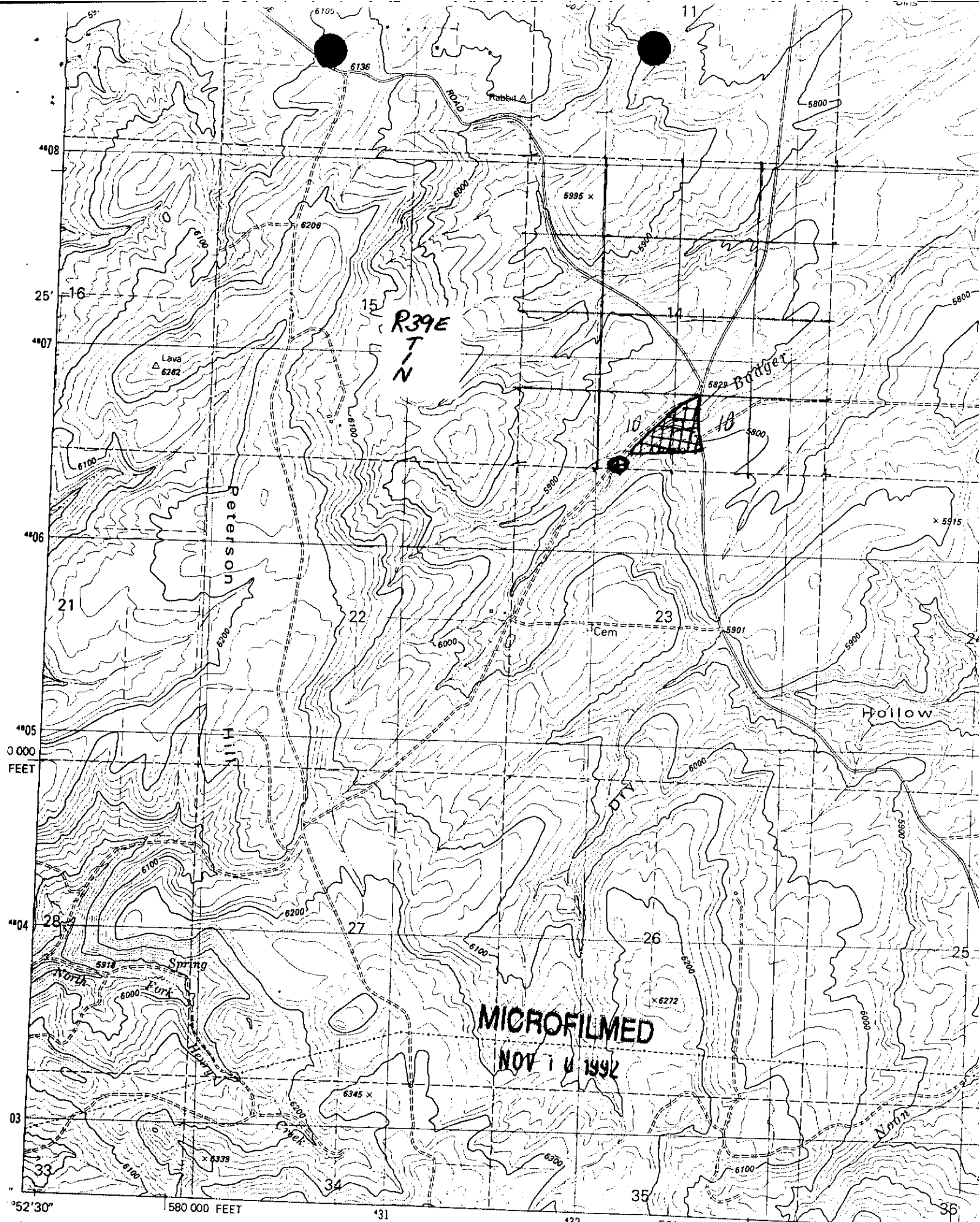
SEC.

SEC.

SEC.

SCALE: 2 INCHES=1 MILE. DRAW PLAN IN 1914.

Printed and for sale by the Department of Public Safety, Kansas.



°52'30" 580 000 FEET '31 '32 50' '33 '34

Mapped, edited, and published by the Geological Survey
Control by USGS and NOS/NOAA

Topography by photogrammetric methods from aerial
photographs taken 1973. Field checked 1975.

July 25-2029

SCALE

Log for claim 25-02029

Spatial Dynamics CAT

11/7/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n39e	14	SESW	10	14	
01n39e	14	SWSE	10	12	
Totals:			20	26	

 **SPATIAL
DYNAMICS**

AJ5809NP
No. A25-02029

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/18/00
PAGE: 23

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DOYLE JUDY 5846 SOUTH 45 EAST IDAHO FALLS ID 83406 (208) 523-9270	11/01/1911	IRRIGATION	04-01 11-01	0.400 CFS	
TOTAL DIVERSION:					0.400 CFS	
CONSUMPTIVE USE:						50.00 AFA

Water Source: BADGER CREEK

Tributary to: WILLOW CREEK

Stage: LICENSE

Point(s) of Diversion:

T01N R39E S14

SWSESW

BONNEVILLE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM			
-----																					-----			
01N 39E 14 :																10 :				10 :				20.0
																				TOTAL ACRES	20.0			

POU County: BONNEVILLE

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: GEN DISCUSSION WITH APPLICANT LEADS ME TO BELIEVE THAT THIS RIGHT HAS NOT BEEN USED FOR SOME TIME. WHEN HE WAS INFORMED THAT THE RIGHT WAS FOR IRRIGATION OF 20 ACRES HE ASKED IF HE COULD IRRIGATE THE TOTAL OF 20 ACRES, AS IF HE DID NOT KNOW OR MAYBE NEVER HAD IRRIGATED.

Dates: Exam Made Date: Verified Date: 02/12/1991 Objection Filed Date:

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

Audit: 03/24/88 WILSON 05/18/88 NOYES 02/12/91 THOMPSON 03/29/95 POST-STD

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

Receipt No. E000025

Date: 03/23/88
Time: 11:10:15

Received
From: DOYLE JUDY

Type of Payment
ADJUDICATION FEE

Program A cct
0410162 9337 6490 Amount
\$95.00

Total \$95.00

CHECK 3177

WR/NO: A25-02029 A25-04309

Idaho Department of Water Resources

Region: Eastern

Signature: _____

refer to receipt # 46488 dated
3-17-88

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4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Judy CLAIM IDENT. NO. A25-02029

DATE RECEIVED	CK #	AMOUNT \$	YES	NO	Required Info?
3/23/88					
1. Is the name and address complete with zip code?			☒	☐	*
2. Is a priority date entered?			☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?			☒	☐	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.			☒	☐	*
3. (a) Is a source entered?			☒	☐	*
(b) Is a tributary to entered? (if required) N/A			☒	☐	*
4. Is the legal description of the p.d. sufficient?			☒	☐	*
5. Is there a description of the diverting works?			☒	☐	*
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.			☒	☐	*
Is the period of use included?			☒	☐	*
Is a quantity claimed for each use?			☒	☐	*
7. Is a total quantity claimed entered?			☒	☐	*
8. If required is a consumptive use entered? N/A			☒	☐	*
Is the consumptive use correct? N/A			☒	☐	*
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A			☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?			☒	☐	*
11. Is (are) the county(ies) entered?			☒	☐	*
12. Is the ownership of p.u. checked?			☒	☐	*
13. Are other water rights listed or "none" indicated?			☒	☐	*
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A			☒	☐	*
15. Is the basis of the claim indicated?			☒	☐	*
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A			☒	☐	*
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.			☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?			☒	☐	*
19. Was this claim filed on time, or was an extension granted?			☒	☐	*
20. Is the fee enclosed correct? Exempt			☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered? N/A			☒	☐	*
22. Should this claim be data entered?			☒	☐	*

Claim checked by: K. Wilson Date: 3-17-88Claim must be returned to claimant: (Yes) (No)Claimant must be notified of modifications: (Yes) (No)Receipt Prepared by: _____
Claim data entered by: _____
Sent to claimant by: _____Date: _____
Date: _____
Date: _____
Checked by: A. J. Date: 12-17-90

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Comments: _____

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FROM KEITH C. WILSON

DATE 17 MARCH 1988

TO Adjudication Claim 25-2029

SUBJECT Water right Forfeiture

From what the Claimant said I feel that the original right may no longer be valid because of non-use. I feel that this claim should be examined.

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NOV 10 1992

Keith C. Wilson
SIGNATURE

12035

County: Bonneville.
Stream: Badger Creek.
Amount: 4/10 of 1 sec. ft.
Use: Irrigation.
Priority: Nov. 1, 1911.

STATE OF IDAHO

Water License No. 7655

WHEREAS, On the 31st day of July, A. D. 1911,

Nephi Otteson

of Osage, County of Bonneville, State of Idaho, duly made application (No. 11103) to me for a permit to use 4/10 of 1 cubic foot per second of the waters of Badger Creek, in Water District No. 11,

County of Bonneville, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 2nd day of September, A. D. 1911, Permit No. 7655 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 2nd day of September, A. D. 1912, and for the application to beneficial use of said water on or before the 2nd day of September, A. D. 1913, and

WHEREAS, On the 29th day of August, A. D. 1912,

Nephi Otteson

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 4/10 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 7655 dated November 8, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 4/10 of 1 cubic foot per second of said water, with date of priority of July 31, 1911, and

WHEREAS, On the 25th day of September, A. D. 1913,

Nephi Otteson

the holder of said permit, duly made proof of the application to beneficial use of 4/10 of 1 cubic foot 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 Nephi Otteson

of Osage, County of Bonneville, State of Idaho, the holder and owner of said Permit No. 7655, a perpetual right, dating from November 1, 1911, to the use of 4/10 of 1 cubic foot per second of the waters of Badger Creek,

in the County of Bonneville and State of Idaho, or so much thereof as may be necessary for the purposes hereinbefore mentioned, to be diverted at a point near center of SE 1/4 of SW 1/4 Sec. 14, T. 1 N., R. 39 E. B. M.,

and conducted to and upon 30 acres, divided as follows: 10 acres in SW 1/4 of SE 1/4 and 10 acres in SE 1/4 of NE 1/4 Sec. 14, T. 1 N., R. 39 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 25th day of September A. D. nineteen hundred and sixteen.

(Seal)

DO NOT FILM

J. H. SMITH,
State Engineer.