

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

RECEIVED

SEP 14 1989

Ident. Number: A25-02092
Date Received: 9/11/1989
Receipt No: 6010443
Received By: ESW

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TESSIE LOMBARD 208-825-5265
Address: RT. 1
EDEN, ID 83325

2. Date of Priority: MAY 26, 1923

3. Source: UNNAMED SPRINGS Trib. to: SINKS
MAPLE CREEK SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	43E	27	SW	NW	SW		BONNEVILLE

5. Description of diverting works:
HEADGATE IN STREAM TO IRRIGATION DITCHES/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	1.500		

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

8. Total consumptive use is 187.5 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	43E	27	NW	SW		IRR	5.0
			SW	SW		IRR	18.0

Section Acres 23.0

A25-02092

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Date: 09/11/89

MICROFILMED

NOV 10 1992



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	43E	28	SE	SE		IRR	18.0
						Section Acres	18.0
		33	NE	NE	1	IRR	25.0
			NW	NE	2	IRR	2.0
						Section Acres	27.0
		34	NW	NW		IRR	7.0
						Section Acres	7.0
						Total Acres	75.0

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:
25-00229

14. Remarks:
SOURCES ARE UNNAMED SPRINGS & MAPLE CK. TRIB TO SINKS.

15. Basis of Claim: LICENSE
Water Right Number: 15800

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: 1

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): Jessie Lombard Date: Sept. 11/89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 11th day

of Sept. 19 89

Teena Read
Notary Public

Seal

Residing at Boise, ID

My Commission Expires 3/4/93

38

POINT OF DIVERSION

T
3
N

R43E

A25-02092

MICROFILMED
NOV 10 1992

Log for claim 25-02092

Spatial Dynamics CAT

11/17/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03s43e	27	NWSW	5	40	Indiscernible
03s43e	27	SWSW	18	40	Indiscernible
03s43e	28	SESE	18	39	Indiscernible
03s43e	33	NENE	26	24	Indiscernible
03s43e	33	NWNE	4	13	Indiscernible
03s43e	34	NWNW	7	40	Indiscernible
Totals:			78	196	

AJ5809NP
No. A25-02092

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/18/00
PAGE: 30

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TESSIE LOMBARD RT 1 EDEN ID 83325 (208) 825-5265	05/26/1923	IRRIGATION	04-01 11-01	1,500 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	1,500 CFS 187.50 AFA

Water Source: UNNAMED SPRINGS
MAPLE CREEK

Tributary to: SINKS
SINKS

Stage: LICENSE

Point(s) of Diversion: T03S R43E S27 SWNWSW

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												
03S	43E	27	:											05	18					:	23.0												
03S	43E	28	:																18	:	18.0												
03S	43E	33	:	01-25	02-02															:	27.0												
03S	43E	34	:						07											:	7.0												
																				TOTAL ACRES													75.0

POU County: BONNEVILLE

Non-Irrigation Uses: INCIDENTAL STOCKWATERING

Other Rights: 25-00229

Other Water Rights Listing Overlapping Place(s) of Use:
A25-00229 A25-02030 A25-12923

Remarks: GEN SOURCES ARE UNNAMED SPRINGS & MAPLE CK. TRIB TO SINKS.

Dates: Exam Made Date: Verified Date: 04/08/1985 Objection Filed Date:

Misc: Water District Number: 01 Field Inspection Flag:
Presumption Flag:

Audit: 09/11/89 VERNER 03/29/95 POST-STD

State of Idaho License and Certificate of Water Right

Water License No. 15800
Water District No. 16

Amount 1.5 sec. ft.
Priority 5-26-25

THIS IS TO CERTIFY that Grace I. Powell
of Gray, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 26, 19 23; that Permit No. 15800
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.5 second feet, was issued thereunder on September 5, 19 23, showing that said works
were completed on the 30th day of August, 19 23; and that on the 28th
day of September, 19 25,

Grace I. Powell
of Gray, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of two unnamed springs &
Maple Creek, a tributary of , for the purpose of irrigation and
domestic use, under Use Permit No. 15800 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of
Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in
Volume 6 of Licenses, at page 3107, on the 7th day of November, 19 23;

The right hereby confirmed dates from May 26, 19 23;

The Point of Diversion is located
(1) SE 1/4 HE 28
in the (2) SW 1/4 NW 27, Tp. 3 S., R. 43 E., B. M.
(3) NW 27 County of Bonneville.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 1.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 S.	43 E.	27	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	10	10
		28	NE $\frac{1}{4}$ SE $\frac{1}{4}$	15	15
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	10	10

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 7th day of November, 19 23.

W. G. SWENIDSEN.
Commissioner of Reclamation.

(SEAL)

APPLICATION FOR PERMIT 25-2092

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 22458
Permit No. 15800
District No. 16

1. Name of Applicant: Grace I. Powell,

Postoffice address: Herman, County: Bonneville, State: Idaho.

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (c) Bonds to be issued:
- (b) Treasury stock:
- (d) Other resources:

2. Quantity of water claimed: 1.5 cubic feet per second.

3. Source of water supply: Two springs & Maple Creek which is a tributary of

4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$
SW $\frac{1}{4}$ NW $\frac{1}{4}$
NW $\frac{1}{4}$ SW $\frac{1}{4}$
of Section $\frac{28}{27}$, T. 3 S. , R. 43 E. , B. M., County of Bonneville.

5. Water is to be used for: culinary, domestic and irrigation purposes.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B. M., in the of Section , T. , R. , B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 500.00

8. Kind of works: Pipe lines and ditches.

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam

10. Size of headgate: width feet; height feet

11. Ditch: Width at bottom two feet; width at water line three feet; depth of water one
feet; dimensions of flume

Diameter of pipe 1 and 1 $\frac{1}{2}$ inches; length of conduit half miles.
Pipe lines 250 and 500 feet
Average grade per mile 15 feet

12. The time required for the completion of such work is one years.

13. The time required for the complete application of the water to the proposed use is no additional years.

14. The land to be irrigated is described in the following tabulation: See Remarks.

14 Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3 S.	43 E.	27 28									40	10				15		10	50 25
Total Number of Acres to be Irrigated																			75

Spring No. 1, located in SE¼NE¼, Section 28, appropriation 5 inches, diverted at spring and conveyed to the house located in NE¼SE¼ Section 28, through a pipe 1½ inches at point of diversion and later reduced before reaching the house to one inch.																			
A spring No. 2, location, SW¼NW¼ Section 27, appropriation 5 inches, diverted at the spring and run to a barn in the NE¼SE¼, Section 28 through a pipe 1½ inches at point of diversion and reduced to one inch at outlet.																			
Maple Creek, appropriation 5 inches, diverted at the north line of the NW¼SW¼, Section 27, and also further down the creek in the same legal sub-division.																			
The pipe lines are laid, the ditches are built and the water has been used for culinary, domestic and irrigation purposes for some time. The lands described above are all located in Township 3 South of Range 43 East, S.M.																			

Proof of Completion of Works made August 30, 1923.																			
Certificate of Completion of Works issued September 5, 1923.																			

Permit No. 15800

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that Grace I. Powell of Gray, County of Caribou, and State of Idaho, the holder of Permit No. 15800, issued upon Application No. 22458, bearing date of priority of May 26, 1923, authorizing the diversion of 1.5 second feet of the waters of two springs and Maple Creek, County of Bonneville, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.5 second feet of the waters of two springs and Maple Creek; that the points of diversion of said waters are: No. 1 - SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28; No. 2 - SW $\frac{1}{4}$ NW $\frac{1}{4}$, No. 3 - NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27, Twp. 3 South, Range 43 East, B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28, T. 3 S., R. 43 E., Boise Meridian.

Witness my hand this 5th day of September, A. D. 1923.

W. G. SWENDSEN,
Commissioner of ReclamationBy: Geo. N. Carter,
Assistant.License issued for 1.5 second feet

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STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 15800This proof is for Beneficial UseIn Water District No. 201. Name of applicant: Grace I. Powell - Permit No. 158002. Source of water supply: Two unnamed springs and Maple Creek3. Location of point of diversion: Is in the Sec. 10-1- SW 1/4 of Section 20
Maple Creek SW 1/4T. 5 S. R. 43 E.B.M. County of Bonneville

4. Describe works as they exist, giving dimensions and capacities of same:

Springs No. 1 & 2 are piped down thru inch pipe for several hundred ft into trenches and used for domestic & garden use.
Maple C. which is really a small spring is taken out thru small ditch, capacity at 250 ft on to meadow

5. Water is used for: Domestic & Irrigation

6. State whether or not water has been turned into works of diversion:

Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): SW 1/4, SW 1/4, Sec. 27; NE 1/4, SW 1/4, Sec. 28, Twp. 5 S., R. 43, E.B.M.

Est. 100 acres of meadow

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Greys Lake possible

Remarks: All small springs, license should be issued for all the water as no one else could claim it.

This examination was made on the 21 day of September 1923(Signed) R.P. Stetson Examiner.

15800

Permit No. 15800

Examination for NEW. USE WATER

County Bonneville

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion, and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make a plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.
-

Twp 35 13 11

25

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Shoring No. 2
Shoring No. 3
Shoring No. 4
Shoring No. 5
Shoring No. 6
Shoring No. 7
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27

15800

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 15000

REPORT ON PROOF OF ~~ARTIFICIAL~~ USE WATER

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