

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: A25-04240
Date Received: 9/13/1989
Receipt No: E010331
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A.R. HENDERSON
Address: 1366 JOHN ADAMS PKWY
IDAHO FALLS, ID

208-522-9308

83401

2. Date of Priority: AUG 01, 1959

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	38E	10	SW	SE			BONNEVI.

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.080		
DOMESTIC	01/01	12/31	0.200		

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

A.F.A.

8. Total consumptive use is 10.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC - 50 TRAILERS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	38E	10	SW	SE		IRR	4.0
			SW	SE		DOMEST	

Section Acres 4.0

A25-04240

Page 1

Date: 09/13/89

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10. Place of Use: Continued

Total Acres 4.0

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:

15. Basis of Claim: STATUTORY CLAIM

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 Individuals:

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

Signature of Claimant(s): AR. J. Henderson Date: 9-13-89

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of September 19 89

William Wray
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 5/29/1991

HENDERSON SUBDIVISION

DIVISION NO 1

BONNEVILLE COUNTY

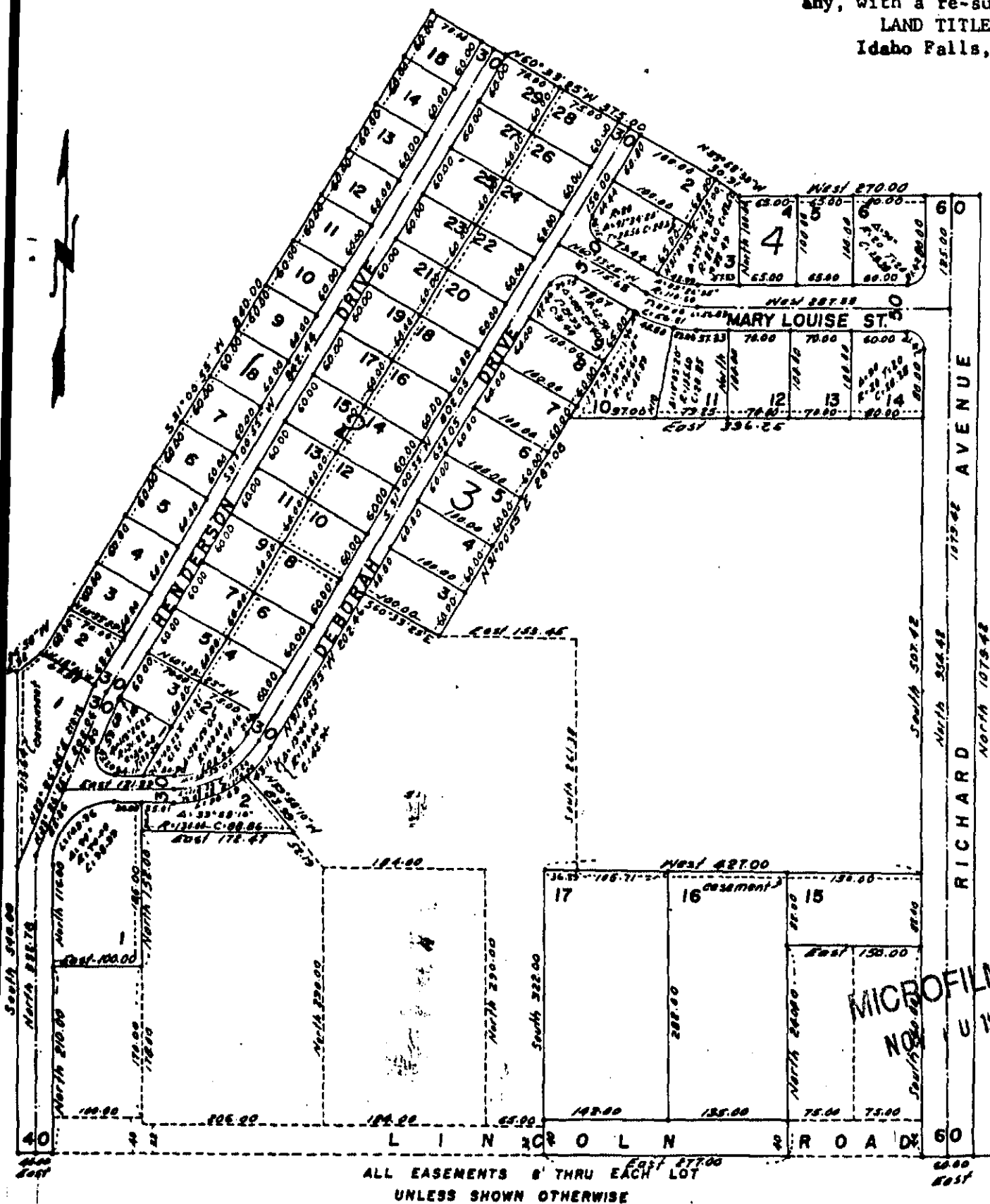
IDAHO

PART OF

SE 1/2 SE 1/4 SEC. 10 T.2 N. R38 E.B.M.

While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.

LAND TITLE CO.
Idaho Falls, Idaho



A25-04240

Log for claim 25-04240

Spatial Dynamics CAT

12/4/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
02n38e	10	SWSE	4	40	POD placement? / Indiscernible
Totals:			4	40	

AJ5809NP
No. A25-04240

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/24/00
PAGE: 106

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	AR HENDERSON 1366 JOHN ADAMS PKWY IDAHO FALLS ID 83401 (208) 522-9308	08/01/1959	IRRIGATION DOMESTIC	04-01 11-01 01-01 12-31	0.080 CFS 0.200 CFS	
TOTAL DIVERSION:					0.280 CFS	
CONSUMPTIVE USE:						10.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T02N R38E S10 SWSE BONNEVILLE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		SUM
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---
02N	38E	10	:	:	:	:	:	:	:	:	:	:	:	:	:	4.0
TOTAL ACRES															4.0	

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---
02N	38E	10	:	:	:	:	:	:	:	:	:	:	:	:	:	D

POU County: BONNEVILLE

Non-Irrigation Uses: DOMESTIC - 50 TRAILERS

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A25-02119 A25-02126

Other Water Rights Listing Overlapping Place(s) of Use:
A25-1338820

Dates: Exam Made Date: Verified Date: 06/03/1985 Objection Filed Date:

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

Audit: 09/13/89 MCC 03/29/95 POST-STD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that A.R. Henderson

(Name of Claimant)

1366 John Adams Pkwy, Idaho Falls, ID 83401

Telephone No. 522-9308

(Mailing Address)

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) August 1, 1959

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Groundwater tributary to

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.20 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>.08 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-1</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

- (4) 0.28 cfs TOTAL QUANTITY USED.

(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SW 1/4 SE 1/4, Sec. 10 Twp. 2N Rge. 38E B.M., County of Bonneville

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Well and pump to trailer court.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>2N</u>	<u>38E</u>	<u>10</u>															<u>4</u>		<u>4</u>

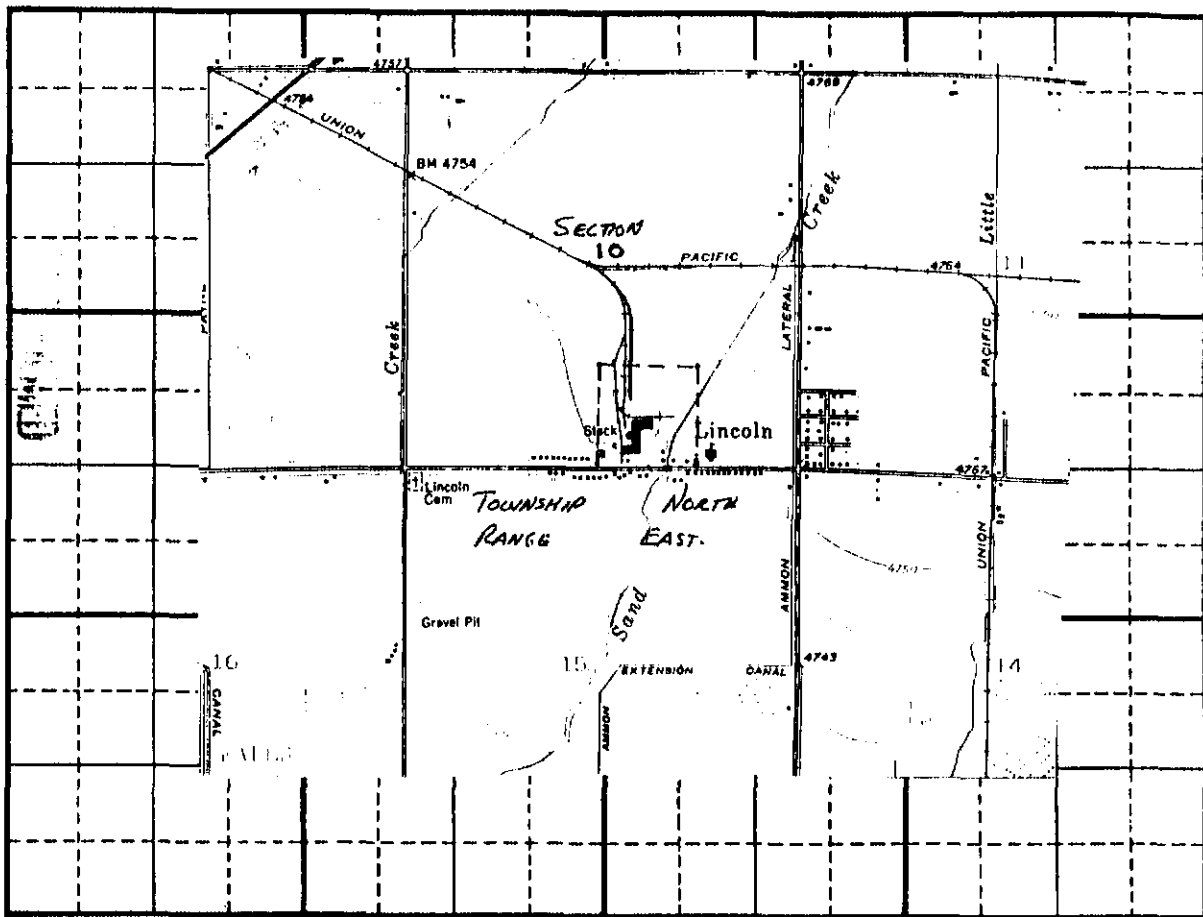
No. of acres 4

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic use and lawn and garden irrigation at 20 trailers.

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Bonneville) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this

21st

day of

June

A. R. Henderson
(Claimant)

1983

Collyer Alway
Notary Public
Residing at Blaine, Idaho

My commission expires

6-15-85

FOR DEPARTMENT USE ONLY

Received by SM

Date

6-21-83

Exception filed by:

Forwarded to

Date

Prelim. check by 914

Date

6-21-83

claimant by:

\$30.00 fee received by CW

Date

6-21-83

Published in Post Register

Date

8/18/83

Dates

8/18/83

#30601

RECEIVED

MAY 23 1991

ANDREW
Well Drilling Services
1268 East 17th Street
Idaho Falls, Idaho 83404
208-522-2794

Department of Water Resources
Eastern District Office

May 17, 1991

Mrs. Henderson
1366 John Adams
Idaho Falls, Idaho 83401

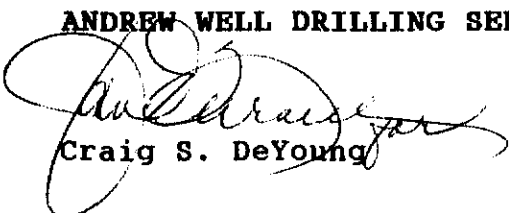
To Whom it May Concern:

This is to certify that a well was drilled by Andrew Well Drilling in June, 1958 for A. R. Henderson for the Village of Lincoln Township.

If additional information is required, please feel free to contact us.

Sincerely,

ANDREW WELL DRILLING SERVICES



Craig S. DeYoung

CSD/jb

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4240

May 6, 1991

AR HENDERSON
1366 JOHN ADAMS PKWY
IDAHO FALLS ID 83401

RE: **Evidence of Priority**

Dear Mr. Henderson:

The Notice of Claim identified with the number shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority date by **June 6, 1991**, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

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AR Henderson

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All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Ernest Carlsen
Water right Supervisor, Adjudication

EC:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

A25-04240
A.R. HENDERSON
1366 JOHN ADAMS PKWY

IDAHO FALLS ID 83401

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K. Joy HENDERSON 10" WELL

VIA

JUNE 10 Tue 1958 10 hrs

JUNE 11 WED 10 hrs

JUNE 12 THUR 10 hrs

JUNE 13 FRI 10 hrs

JUNE 14 SAT 10 hrs

JUNE 16 MON 10 hrs

JUNE 17 Tue 12 hrs

JUNE 18 WED 9 hrs

JUNE 19 THUR 10 hrs

JUNE 20 FRI 11 hrs

JUNE 21 SAT 3 hrs

10" CASING

59 ft.

8" HEAVY CASING

126 ft.

COMPLETED SETTING
 RIG + DRILLED 5 ft
 0-3 SOIL
 3-11 CEMENT GRAVEL
 11-27 " " " "
 27-34 " " " "
 34-39 WASH " "
 39-51 " " " "
 51-57 " " " "
 57-59 CEMENT " "
 59-61 GREY LAVA
 61-81 " " " "
 81-95 SANDED CLAY + BOLD LAVA
 95-111 CONGLOMERATE
 111-120 BROKEN LAVA
 120-124 HARD LAVA
 CHANGED TOOLS +
 125 ft. PICKED UP " CASING
 AT SHOP
 124-135 HARD LAVA
 FINISH RUNNING
 8" CASING
 135-137 BROKEN, & WATER
 137-154 HARD LAVA
 154-163 " " " "
 163-167 (BROKEN LAVA)
 WATER WITH SAND
 167-174 HARD BROWN LAVA
 174-176 WATER TOOK CUTTING
 176-180 HARD BROWN

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NOV 10 1962