

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: A25-07013
Date Received: 10/11/1988
Receipt No: E003055
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARTHUR C. HARRIS
Address: BOX 384
RIRIE, ID

83443

2. Date of Priority: AUG 25, 1971

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	40E	10	SE	SW			BONNEVILLE

5. Description of diverting works:
WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.840		

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

A.F.A.

8. Total consumptive use is 757.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	40E	10	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0

A25-07013

Page

1

Date: 10/11/88

A2507013



MICROFILMED
NOV 10 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	40E	10	SE	SE		IRR	40.0
						Section Acres	160.0
		14	SW	NW		IRR	23.0
						Section Acres	23.0
		15	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SE	NE		IRR	40.0
						Section Acres	120.0
						Total Acres	303.0

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: LICENSE
Water Right Number: 7013

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.

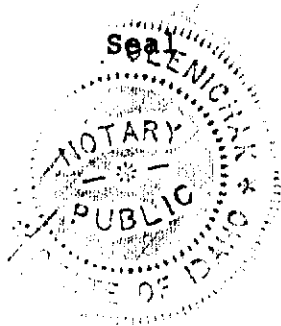
Signature of Claimant(s): Arthur C. Harris Date: Oct 11, 1988

Date: _____

State of Idaho)
County of Bonneville) SS.

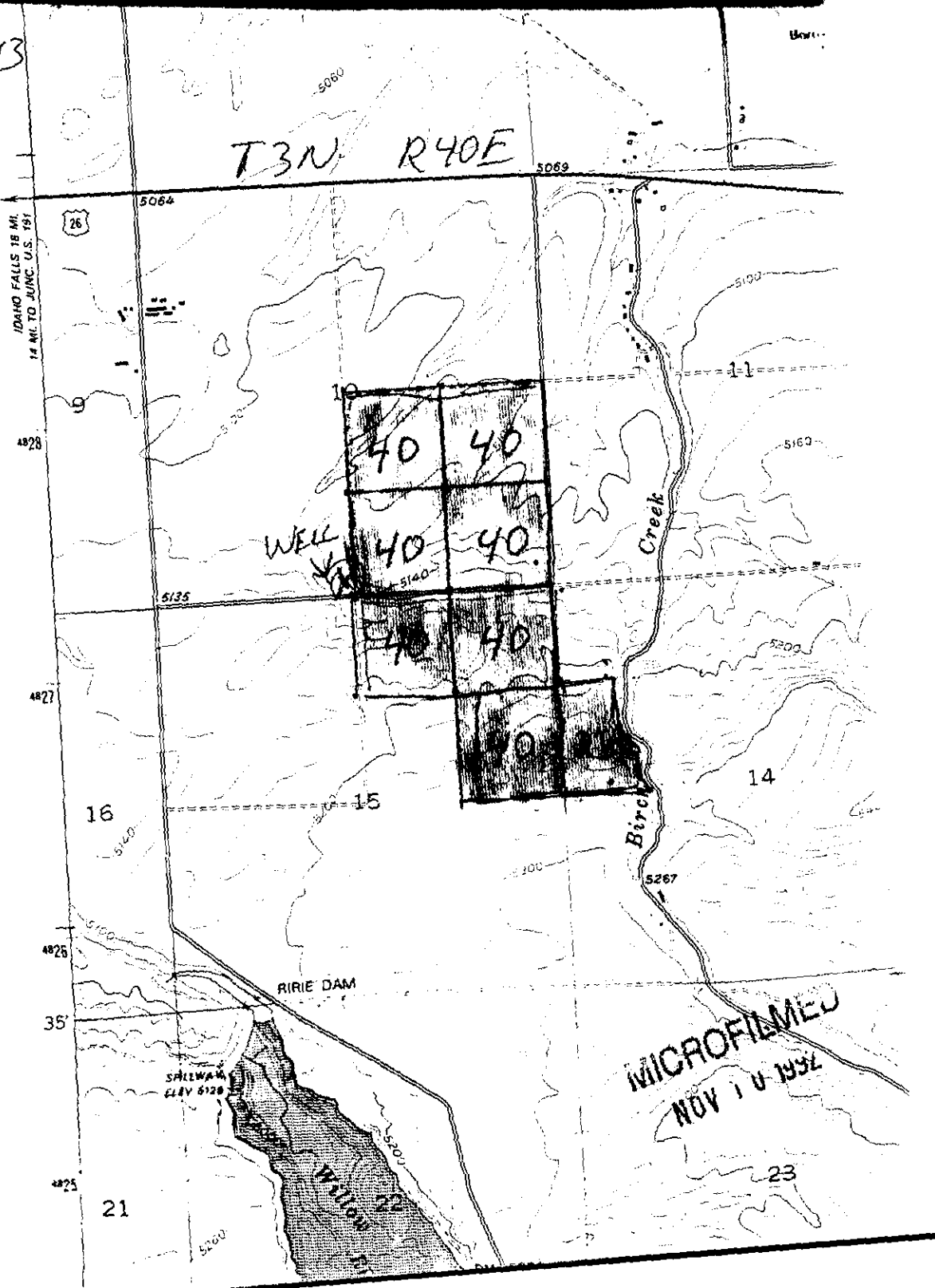
Subscribed and sworn (or affirmed) before me this 11th day
of October 19 88

Anthony S. Olenchak
Notary Public



Residing at Idaho Falls
My Commission Expires 9/12/1994

A 25-07013



Log for claim 25-07013

Spatial Dynamics CAT

12/5/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03n40e	10	NESE	40	40	
03n40e	10	NWSE	40	40	
03n40e	10	SWSE	40	40	
03n40e	10	SESE	40	40	
03n40e	14	SWNW	23	27	
03n40e	15	NENE	40	40	
03n40e	15	NWNE	40	40	
03n40e	15	SENE	40	40	
Totals:			303	307	

AJ5809NP
No. A25-07013

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/24/00
PAGE: 113

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ARTHUR C HARRIS BOX 384 RIRIE ID 83443	08/25/1971	IRRIGATION	04-01 11-01	4.840 CFS	
					TOTAL DIVERSION:	4.840 CFS
					CONSUMPTIVE USE:	757.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03N R40E S10 SESW 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	:	SUM	
03N	40E	10	:													40	40	40	40	: 160.0
03N	40E	14	:							23										: 23.0
03N	40E	15	:	40		40														: 120.0
																		TOTAL ACRES		303.0

POU County: BONNEVILLE

Non-Irrigation Uses: NONE

Other Rights: NONE

Dates: Exam Made Date: Verified Date: 12/18/1984 Objection Filed Date:

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

Audit: 10/11/88 OLENICHA 03/29/95 POST-STD

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. Priority August 25, 1971 Amount 4.84 cfs

THIS IS TO CERTIFY, that Dewain C. &/or Melba S. Foster
of Rigby, Idaho, has complied with the terms and conditions of Permit
No. 25-7013 issued pursuant to Application for Permit dated August 25, 1971,
and has submitted proof to the Department of Water Administration on November 15, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 4.84 cfs of water from a ground water source,
tributary to , and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Nov. 1</u>	at <u>4.84</u> cfs and	<u>1,060.5 acre feet or</u>
	from <u> </u> to <u> </u>	at <u> </u> cfs and	<u>3.5 af per acre</u>
	from <u> </u> to <u> </u>	at <u> </u> cfs and	<u> </u>

(both dates inclusive)

Subject, however, to the condition that no more than 4.84 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1,060.5 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 10,
Twp. 3 N, Rge. 40 E, B.M. in the County of Bonneville

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3 N	40 E	10													40	40	40	40	160
		14							23										23
		15	40	40		40													120

Total number of acres irrigated 303

A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 2 day of
April, 19 74.

Director

25-7013

Identification No. 25-2113

Application No. _____

LICENSE ISSUED FOR 4.87 SEC. P. DEPARTMENT OF RECLAMATION
 LICENSE PAG. NO. _____

STATE OF IDAHO
APPLICATION FOR PERMIT

APPROVED

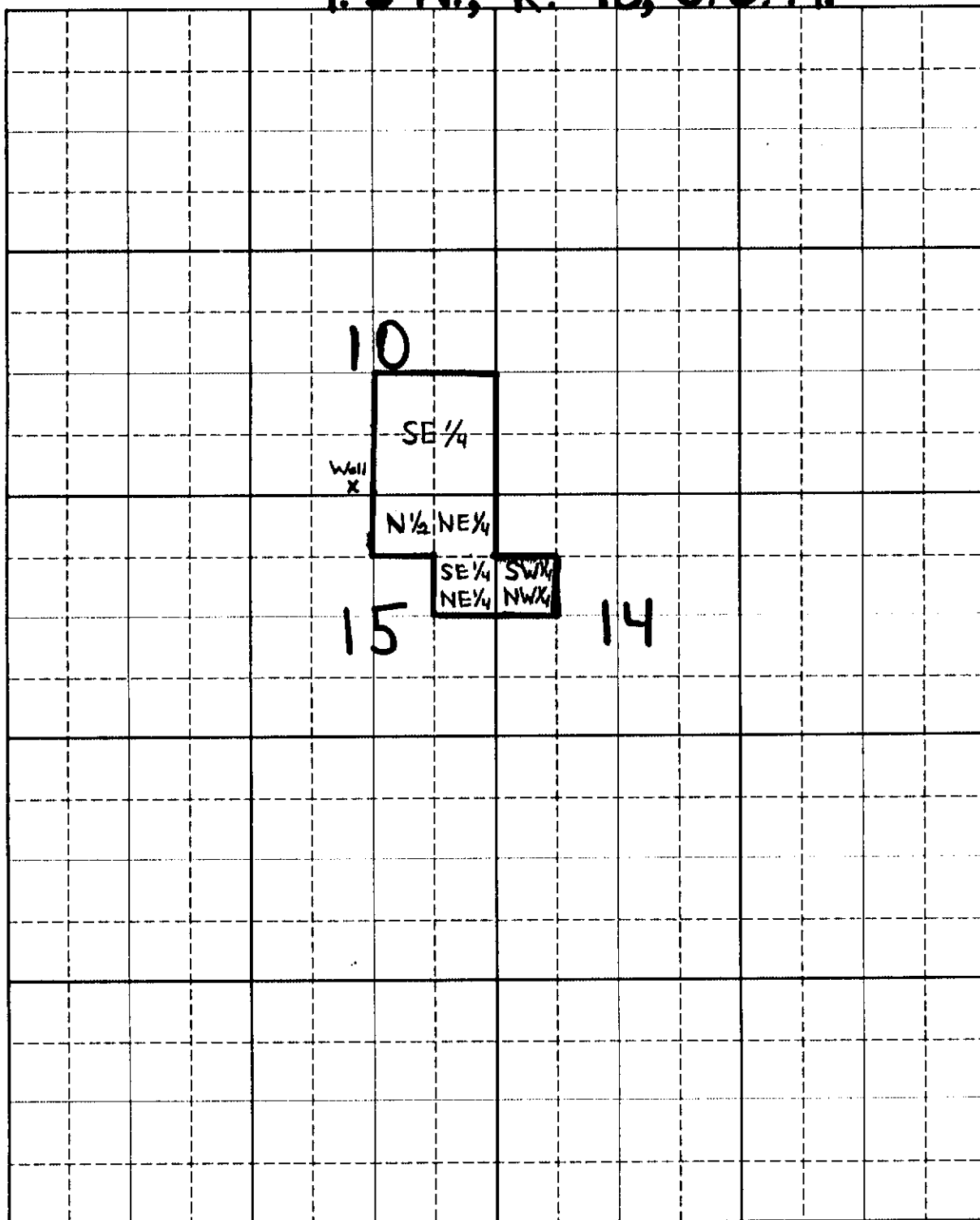
To Appropriation the Public Waters of the State of Idaho
 (TYPE OR PRINT IN INK)

1. Name of applicant Dewain C. and/or Melba S. Foster
 post office address Route #2, Box 84, Rigby, Idaho 83442
2. Source of water supply Ground Water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 10 Township 3N
 Range 40 E.B.M. Bonneville County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
 of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes: for irrigation to November 1 PDF see bill of 11/2
 Amount 6.4 cfs for irrigation purpose from March 1 to Nov. 30 (both dates inclusive)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated:
 a. 6.40 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. Deep well, pressure system
and sprinkler irrigation system.
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
 capacity _____ acre feet, materials used in storage dam: _____
 Period of year during which storage will occur _____ to _____ inclusive.
 (Mo. Day) (Mo. Day)
- c. Proposed well diameter is 20 inches; proposed depth of well is 350 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
 is 1 years.
 b. Estimated construction cost is \$2,000.00.
8. Description of proposed uses:
 a. If water is not for irrigation:
 (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
 Range _____ B.M. _____
 (2) Amount of power to be generated: _____ hp under _____ feet of head.
 (3) List number of each kind of livestock to be watered _____

 (4) Name of municipality to be served _____, or number of families to be
 supplied with domestic water _____
 (5) If water is to be used for other purposes describe: _____

11. Map of proposed project:

T. 3 N., R. 40, E. 8. M.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Dewain C. Foster
(Applicant) Dewain C. Foster

Melba S. Foster
Melba S. Foster

25 70345

25 7013

Received by ej Date 8-25-71 Time 10:30 a.m.

Preliminary check by _____ Fee \$ 85.00 Receipt # 7213

Received by bj Date 8-27-71

Publication prepared by bj Date 8-30-71

Published in Post Register, Idaho Falls, Idaho

Publication dates 9-9, 9-16-71

Correction Notice:
10-7 & 10-14, 1971

Publication approved CR Date 10-20-71

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by De H. D.

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 25-7013, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 73.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 18 day of January, 1972.

R. Keith Hiji
Director

State Reclamation Engineer

DATE OF EXAM July 2, 1973

ACREAGE

Found 303
Recommended 303

Irrigation Requirement 3.5 Ac Ft/Ac

USE

Irrigation Q = 4.84 c.f.s. V = 1060.5 AF/Ann. from April 1 to Nov 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: _____
twp. _____ N/S, Rge 1/4 E/W, B.M., Sec _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 4.84 CFS Method of measurement McCrometer meter

Total Q recommended 4.84 CFS Meter No. T210160 Type Impeller flow Condition good

Total V recommended 1060.5 AF/ANN

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

Discharged 435.6 cu ft in 90 sec = 4.84 CFS
 $V = (303)(3.5) = 1060.5 < (4.84 CFS)(1.9833)(2.15)$

SYSTEM DESCRIPTION:

250 HP Motor # CHJ32215 w/ Johnston pump # GE 14084
12" discharge
Booster, 125 HP Motor # BHT214101 w/ Johnston pump # GE 14085

REMARKS:

System shown by Kendle Lovell, employee of permit holder.

Examiner's Signature John Ferbauer Date 7/26/1973

Checked by W.R. Rhoads Date Dec 20, 1973

Approved by _____ Date _____

25-103

FIELD REPORT

3. Water will be used for the following purposes:

Permit No. 25-7013
Examination for b/u

Other Points of Diversions:

[illegible]

25-7017

TOTAL ACREAGE

320

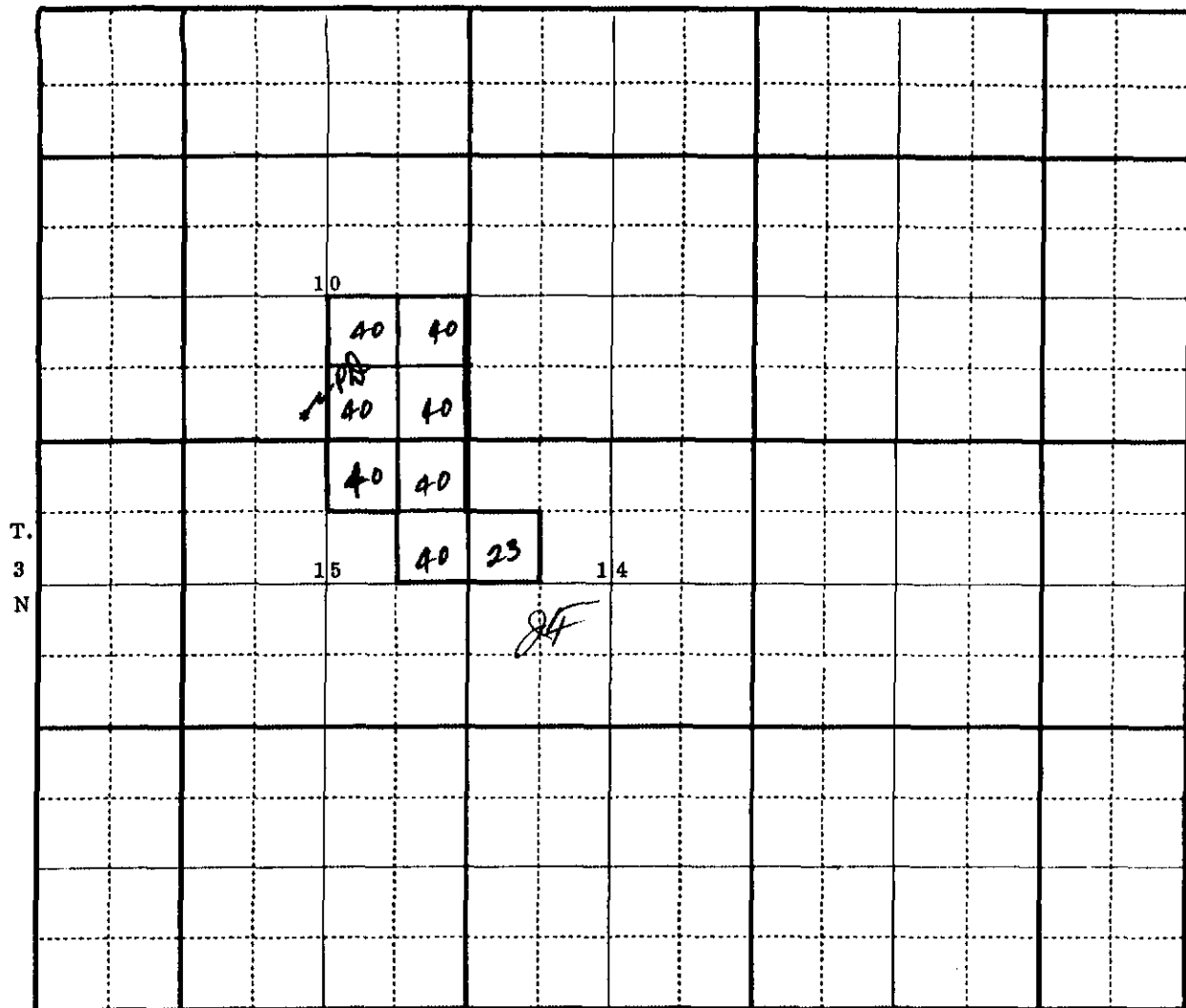
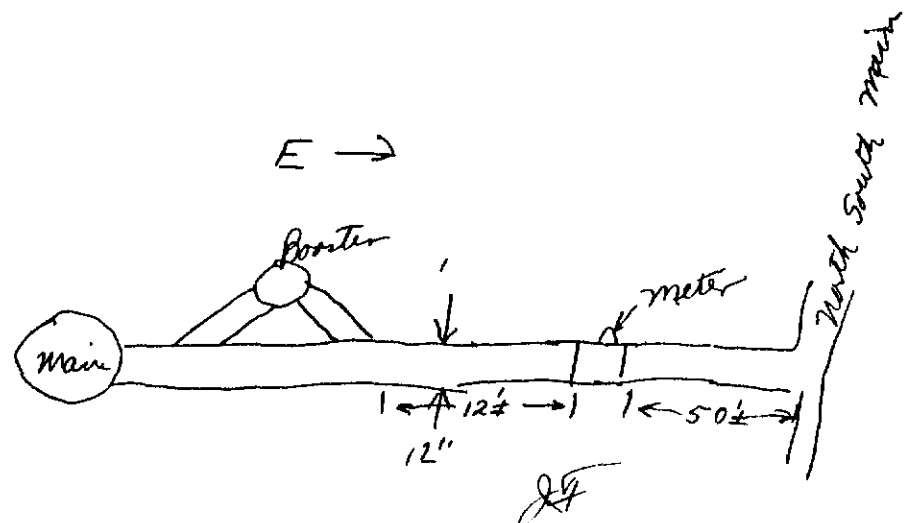


Diagram of System



0 10 E

25-7512

0122
0109

40

40

155.1

40

40

24.1

15.14

40

40

40

23

JD

2
65.5

b
206.7

a/
89.1

22 23

50.8

76.7

53.1

INTER-SCHIE