

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: A25-07172  
Date Received: 6/23/1989  
Receipt No: E009234  
Received By: ED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: ADOLFO <sup>P</sup>PEREZ  
Address: 6240 JARING CIRCLE  
IDAHO FALLS, ID

208-523-6389

83401

2. Date of Priority: JUN 19, 1979

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 03N      | 38E   | 32      | NW     | NE     |     |     | BONNEVILLE |

5. Description of diverting works:  
WELL, PUMP AND SPRINKLER SYSTEM. PIPE TO HOUSE

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.020  |      |        |
| DOMESTIC   | 01/01 | 12/31 | 0.040  |      |        |

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

8. Total consumptive use is 2.5 Acre Feet Per Annum.

9. Non-irrigation uses:  
ONE HOME

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 03N      | 38E   | 32      | NW     | NE  |     | IRR    | 1.0   |
|          |       |         | NW     | NE  |     | DOMEST |       |

Section Acres 1.0

A25-07172

Page 1

Date: 06/23/89

MICROFILMED  
NOV 10 1992

A2507172

10. Place of Use: Continued

Total Acres 1.0

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:  
PLACE OF USE ALSO KNOWN AS LOT 13, BLOCK 1, NORTHSIDE ESTATES.

15. Basis of Claim: LICENSE

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: 0

**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): *[Signature]* Date: 6-23-89  
Date: \_\_\_\_\_

State of Idaho

County of Lemhi ) SS.

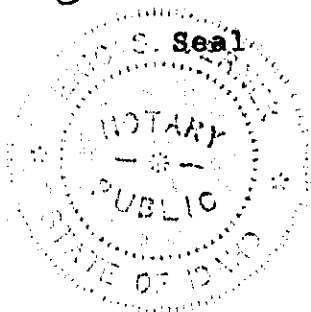
Subscribed and sworn (or affirmed) before me this 23 day

of June 19 89

*[Signature]*  
Notary Public

Residing at Lake Falls, ID

My Commission Expires 22 Aug 1994



Log for claim 25-07172

Spatial Dynamics CAT

12/6/00

| TR      | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT                        |
|---------|-----|------|------------------|----------------|--------------------------------|
| 03n38e  | 32  | NWNE | 1                | 40             | Indiscernible / pop placement? |
| Totals: |     |      | 1                | 40             |                                |

| OWNER<br>CODE | NAME & ADDRESS                                                                 | PRIORITY<br>DATE | WATER USE              | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE      | DIVERSION<br>VOLUME |
|---------------|--------------------------------------------------------------------------------|------------------|------------------------|----------------------------|------------------------|---------------------|
| C             | ADOLFO P PEREZ<br>6240 JARING CIRCLE<br>IDAHO FALLS ID 83401<br>(208) 523-6389 | 06/19/1979       | IRRIGATION<br>DOMESTIC | 04-01 11-01<br>01-01 12-31 | 0.020 CFS<br>0.040 CFS |                     |
|               |                                                                                |                  |                        |                            | TOTAL DIVERSION:       | 0.040 CFS           |
|               |                                                                                |                  |                        |                            | CONSUMPTIVE USE:       | 2.50 AFA            |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T03N R38E S32

NWNE

BONNEVILLE County

Place of use Legal Description for: IRRIGATION

| NE   |      |      |                           | NW                        |                           |                           |                           | SW                        |                           |                           |                           | SE                        |                           |                           |                           |     |
|------|------|------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|-----|
| NENE | NWNE | SWNE | SENE                      | NENW                      | NWNW                      | SWNW                      | SENW                      | NESW                      | NWSW                      | SWSW                      | SESW                      | NESE                      | NWSE                      | SWSE                      | SESE                      |     |
| T    | R    | S    | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | SUM |
| 03N  | 38E  | 32   | : 01                      | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | 1.0 |
|      |      |      |                           |                           |                           |                           |                           |                           |                           |                           |                           |                           |                           |                           | TOTAL ACRES               | 1.0 |

Place of use Legal Description for: DOMESTIC

| NE   |      |      |                           | NW                        |                           |                           |                           | SW                        |                           |                           |                           | SE                        |                           |                           |                           |  |
|------|------|------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|--|
| NENE | NWNE | SWNE | SENE                      | NENW                      | NWNW                      | SWNW                      | SENW                      | NESW                      | NWSW                      | SWSW                      | SESW                      | NESE                      | NWSE                      | SWSE                      | SESE                      |  |
| T    | R    | S    | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac |  |
| 03N  | 38E  | 32   | : D                       | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         |  |

POU County: BONNEVILLE

Non-Irrigation Uses: ONE HOME

Other Rights: NONE

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

25-13786 A25-13786

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

A25-1338820

Remarks: GEN PLACE OF USE ALSO KNOWN AS LOT 13, BLOCK 1, NORTHSIDE ESTATES.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 06/23/89 VERNER 03/29/95 POST-STD

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. [REDACTED]

Priority: June 19, 1979 Amount: .04 CFS 4.1 AFA

This is to certify, that ADOLFO PEREZ  
6240 JARING CIRCLE  
IDAHO FALLS, ID 83401

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 19, 1979, and has submitted proof to the Department of Water Resources on September 6, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .04 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>VOLUME</u> |
|-----------------------|----------------------|--------------------------|---------------|
| Irrigation            | 04/01 to 11/01       | .02 cfs                  | 3.5 afa       |
| Domestic              | 01/01 to 12/31       | .04 cfs                  | .6 afa        |
|                       | Totals               | .04 CFS                  | 4.1 AFA       |

LOCATION OF POINT OF DIVERSION(S):

NWNE , Sec. 32, Township 3N, Range 38E  
Bonneville County

PLACE OF USE: Irrigation

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|--------------|
| 3N         | 38E        | 32         | NWNE         | 1            |              |              | 1            |

Total number of acres irrigated: 1

PLACE OF USE: Domestic, same as Irrigation use

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Place of use also known as Lot 13, Block 1, Northside Estates.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 31<sup>st</sup> day of December, 19 87.

RECORDED

Director

FEB 25 1988

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Adolfo Perez Phone 523-6389

Post office address 6240 Jaring Creek Idaho Falls, Idaho 83401

2. Source of water supply Groundwater which is a tributary of \_\_\_\_\_

3. Location of point of diversion is NW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 32 Township 3N

Range 38E B.M. Bonneville County, additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount 02 for Irrigation purposes from April 1 to Nov. 1 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount 04 for Domestic purposes from Jan 1 to Dec. 31 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 04 cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump and sprinkler 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 when water will be diverted to storage \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Month/Day) (Month/Day)

c. Proposed well diameter is 8 inches; proposed depth of well is 200 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 32 Township 3N

Range 38E B.M.

(2) Amount of power to be generated: \_\_\_\_\_ horsepower 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 one.

(5) If water is to be used for other purposes describe: \_\_\_\_\_

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

[illegible]

**Total number of acres to be irrigated** 7

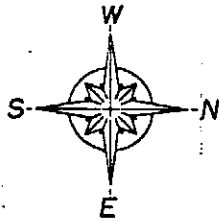
c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks The property is described as Lot 13, Block 1 of Northside Estates.



# NORTHSIDE ESTATES

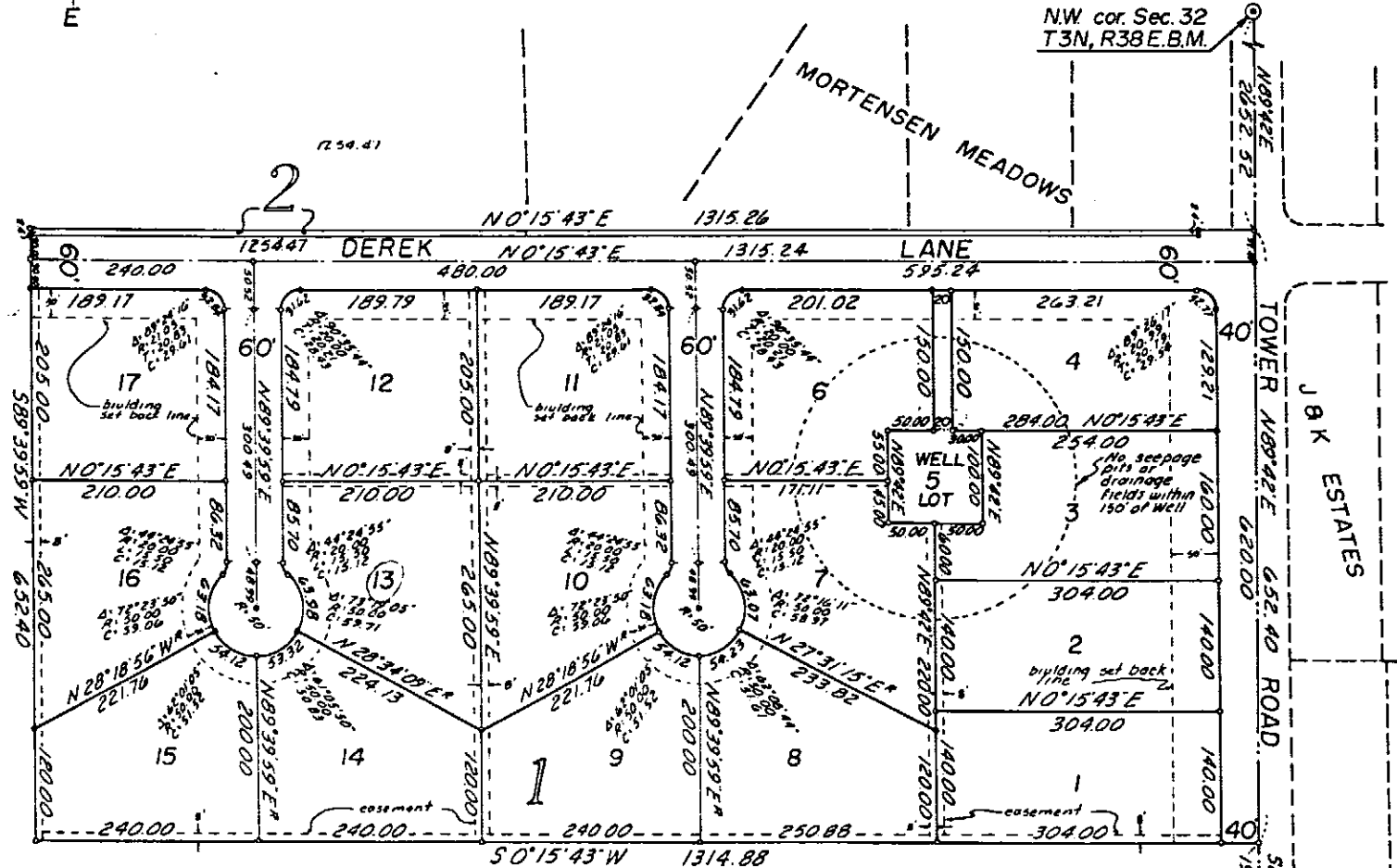
BONNEVILLE COUNTY, IDAHO

Part of

N.W.1/4 N.E.1/4 Sec.32, T3N, R38, E.B.M.

N.W. cor. Sec. 32  
T3N, R38 E.B.M.

MORTENSEN MEADOWS



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

N.E. cor. Sec. 32  
T3N, R38 E.B.M.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

*Colin R. Rie*  
(Applicant)

Proposed Priority 6/19/79

Received by \_\_\_\_\_ dh \_\_\_\_\_ Date 6-19-79 Time 4:30 pm

Preliminary check by EMC Fee \$ 29.00

Receipted by \_\_\_\_\_ dh \_\_\_\_\_ Date 6-19-79 #11949

Publication prepared by \_\_\_\_\_ dh \_\_\_\_\_ Date 6-29-79

Published in \_\_\_\_\_ Post Register \_\_\_\_\_

Publication dates July 5 & 12, 1979 9/6 & 9/13/79

Publication approved JD Date 9/20/79

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by EMC jian

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 25-7172, 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 November 1, 19 82.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. Other: \_\_\_\_\_

Witness my hand this 11<sup>th</sup> day of October, 19 79.

A. Glen Saxton  
Chief, Operations Bureau

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
LICENSING REPORT

RECEIVED

MAR 12 1986

Permit No.

5-7172

1. Measurement Calculations

Department of Water Resources

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$\frac{2.5 \text{ gal}}{7.67 \text{ sec}} \times \frac{1.13}{7.48 \text{ gal}} = 0.04 \text{ cfs}$$

License for 0.04 cfs - single family dwelling

$$0.02 \text{ cfs/ac.} \times 1 \text{ acre} = 0.02 \text{ cfs}$$

License for 0.02 cfs - irrigation

License for total non additive quantity of 0.04 cfs.

b) Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \times 3.5 = 3.5$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .02 \times 214 \times 1.9835 = 8.5$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 3.5$$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: 01-0241; 25-0010; 25-0015

(25-7070 listed but assumed to be appurtenant to other land)

b) Other water rights with same point of diversion: 25-7070 listed but assumed to be different point of diversion

c) Analysis: R 30

RECEIVED

FEB 25 1986

## RECOMMENDED AMOUNTS

| Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
|------------|----------|--------|-----------|----------------------|-----------------|
| 25-7172    | 6-19-79  | 0.04   | 6-19-79   | 9-5-82               | 0.04            |

4. Permit Holder: Adolfo Perez

Address: 6240 Jaring Circle, Idaho Falls, ID. 83401

5. Source: Groundwater

tributary to

## 6. Beneficial Use

Period of Use  
From To

Rate of Diversion  
Q (cfs)

Annual Volume  
V (afa)

## IRRIGATION

911

11/1

0.02 cts

3.5 ata

DOMESTIC

11

12/31

0.04 cfs

0.6 afa

**Allowable Maximums:**

0.04 cfs

4.1 afa

**7. Point(s) of Diversion:**

[illegible]

### 8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: R30

## 10. Recommended Amendments

☐ Change P.D. as reflected above    ☐ Add P.D. as reflected above    ☒ None

☐ Change P.U. as reflected above    ☐ Add P.U. as reflected above    ☐ Other \_\_\_\_\_

### 11. Examiner's Signature

Keith C Wilson

Date 5 März 1986

Checked in Regional Office by

Cary Spackman

Date 3-5-86

Approved in State Office by \_\_\_\_\_

Ron Howerton Jim 12-27

Date 12-22-87

**RECEIVED**  
FEB 25 1988

MAR 12 1986

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

Department of Water Resources

Permit No. 25-772

Phone No. 523-6389

1. Owner: Adolfo Perez Phone No. 523-6389  
Current Address: 6240 Jaring Circle Idaho Falls
2. Accompanied by: Mrs Perez EXAM. DATE: 18 July 1984  
Address: SAME Phone No. SAME  
Relationship to Permit Holder: HOLDER WIFE
3. Source: Groundwater tributary to

| Well/Diversion*<br>No. | Motor<br>Make | HP | Motor<br>Serial No. | Pump<br>Make | Pump Serial No. or<br>Discharge Size |
|------------------------|---------------|----|---------------------|--------------|--------------------------------------|
|                        | Myers         | 2  | UNK                 | Myers        | Submersible System                   |
|                        |               |    |                     |              |                                      |
|                        |               |    |                     |              |                                      |
|                        |               |    |                     |              |                                      |
|                        |               |    |                     |              |                                      |

\*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)  
 unit, ~~area~~ <sup>mainline</sup> to single ~~character~~ <sup>character</sup> hose and irrigation system

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
| <i>Theoretical</i>    |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |

7. Measurements 25 and 7.67 sec ☐ Additional data/computation sheets attached

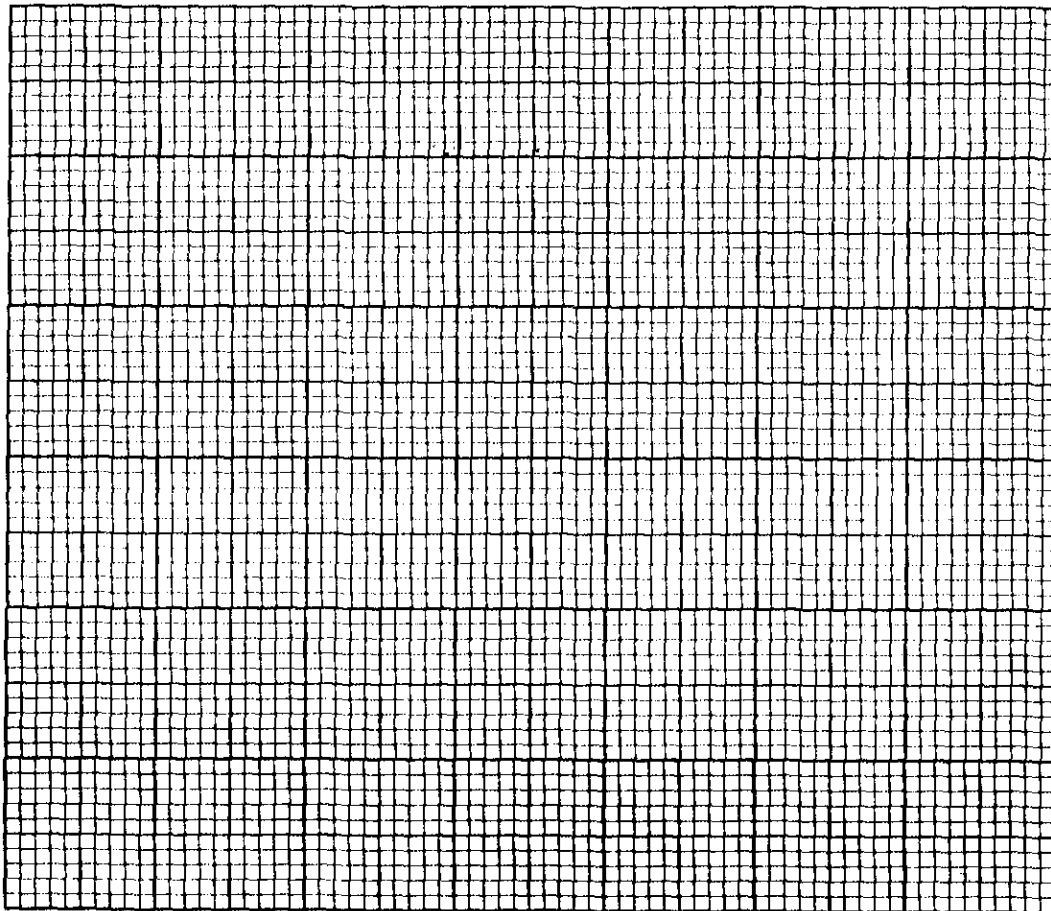
- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|                           | subdivision Plat                 |

[illegible]

9. **Place(s) of Use:** Irrigation - give acres served by system at time of exam.  
Indicate Method of Determination *Subdivision Plat*

[illegible]

10. Other water rights on these lands (25-7070 LISTED BUT ASSUMED TO BE APPURTENANT TO OTHER GROUND)
11. Other water right diverted from same p.d. 25-7070 LISTED BUT ASSUMED TO BE DIFFERENT POINT OF DIVERSION
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks Duane Denning well drilling

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature Keith C. Wilson

Date 18 July 1984

Consultant's License Number \_\_\_\_\_

IDWR Director's Authorization to Conduct

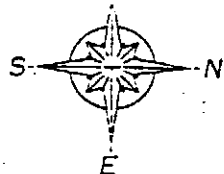
Beneficial Use Examination \_\_\_\_\_

Date

Feb 25 1988

CONSULTANT SEAL

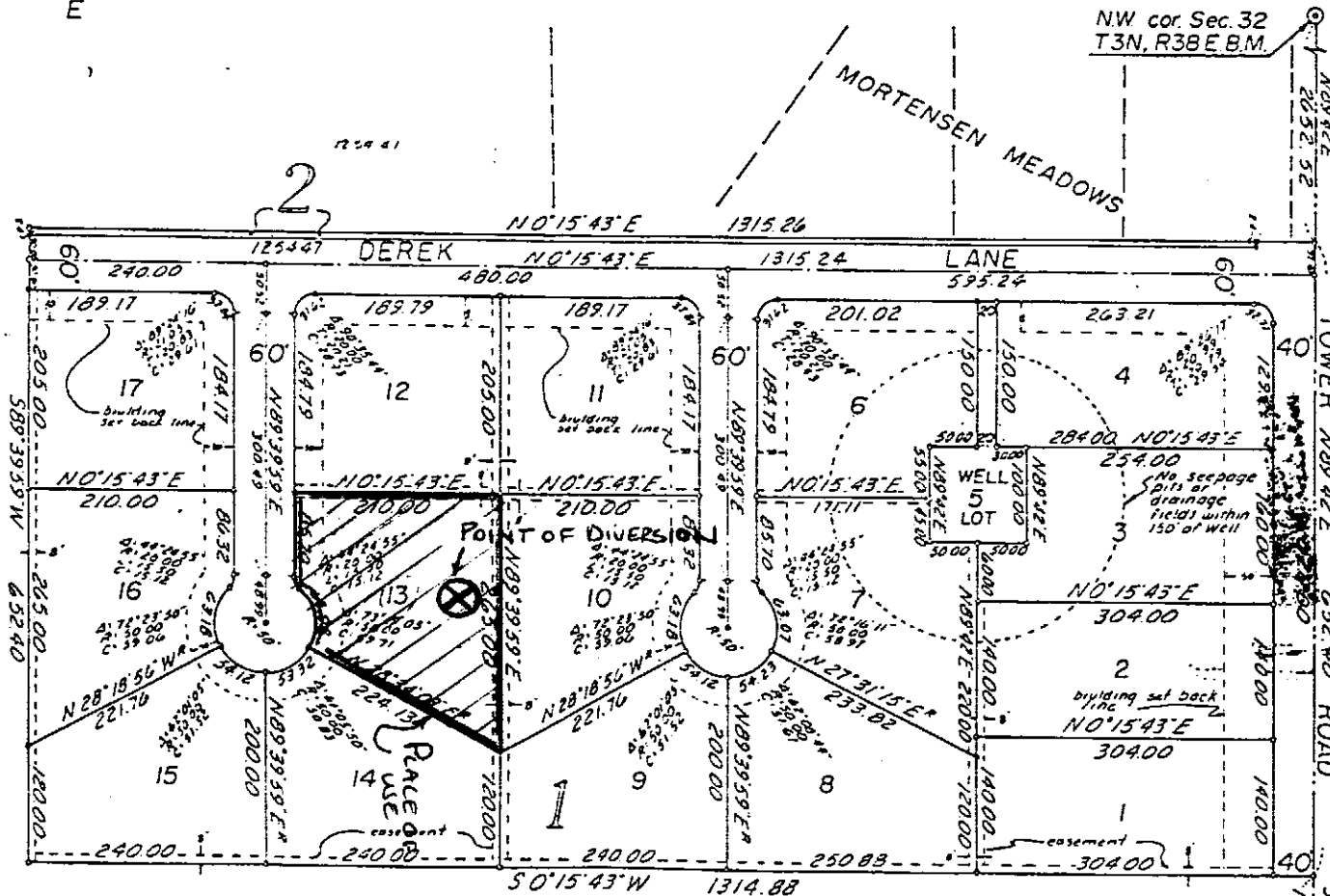
FEB 25 1988



BONNEVILLE COUNTY, IDAHO  
Part of  
N.W.1/4 N.E.1/4 Sec.32, T3N, R38, E.B.M.

NW cor. Sec. 32  
T3N, R38E B.M.

MORTENSEN MEADOWS



TOWER ROAD

J & K ESTATES

NE cor. Sec. 32  
T3N, R38E B.M.

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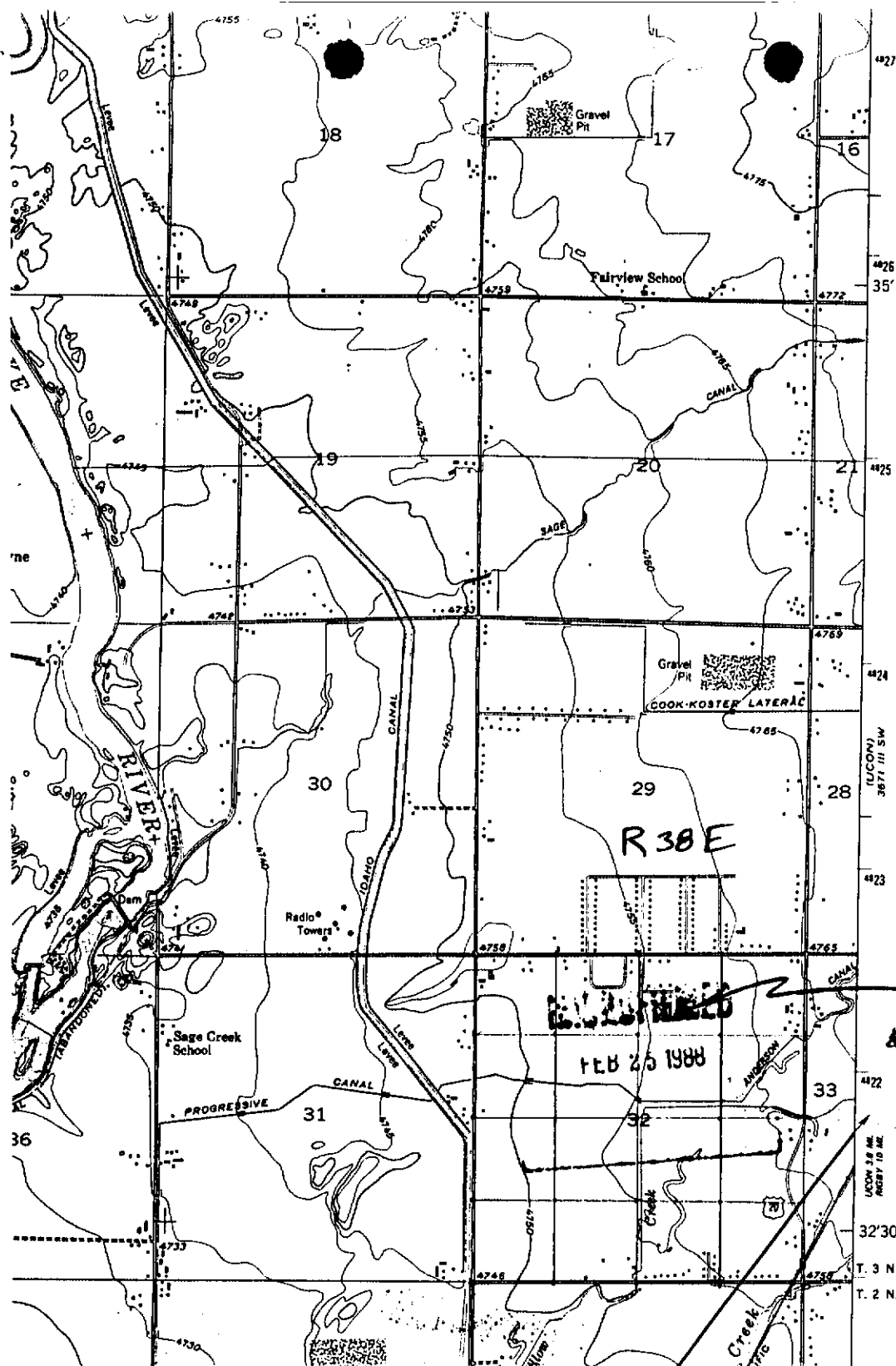
LAND TITLE CO.  
Idaho Falls, Idaho

FEB 25 1988

25-7172

*Charles R. Rieck*  
(Applicant)

25-7172



R 38 E

FEB 20 1988

POINT OF  
DIVERSION  
& PLACE OF  
USE

T 3 N

32'30"  
T. 3 N.  
T. 2 N.