

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: A25-07261✓
Date Received: 10/25/1988
Receipt No: E003493
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID S. DANIEL 208-745-8287
Address: 113 N 3700 E 83442
RIGBY, ID
AND/OR
Name: BRENDA DANIEL 208-745-8287
Address: 113 N 3700 E 83442
RIGBY, ID

2. Date of Priority: OCT 08, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	38E	27	SE	SE			JEFFERSON

5. Description of diverting works:
WELL, PUMP & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.040		7.00
STOCKWATER	01/01	12/31	0.020		0.20
DOMESTIC	01/01	12/31	0.040		1.20

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

A.F.A.

8. Total consumptive use is 5.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC - 1 HOME, STOCKWATER - 10 CATTLE/HORSES

A25-07261

Page 1

Date: 10/25/88

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NOV 07 1992

A2507261



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	27	SE	SE		IRR	2.0
Section Acres							2.0
Total Acres							2.0

11. Place of use in counties: JEFFERSON

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

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): Brenda B. Daniel Date: Oct 25, 1988

Date: _____

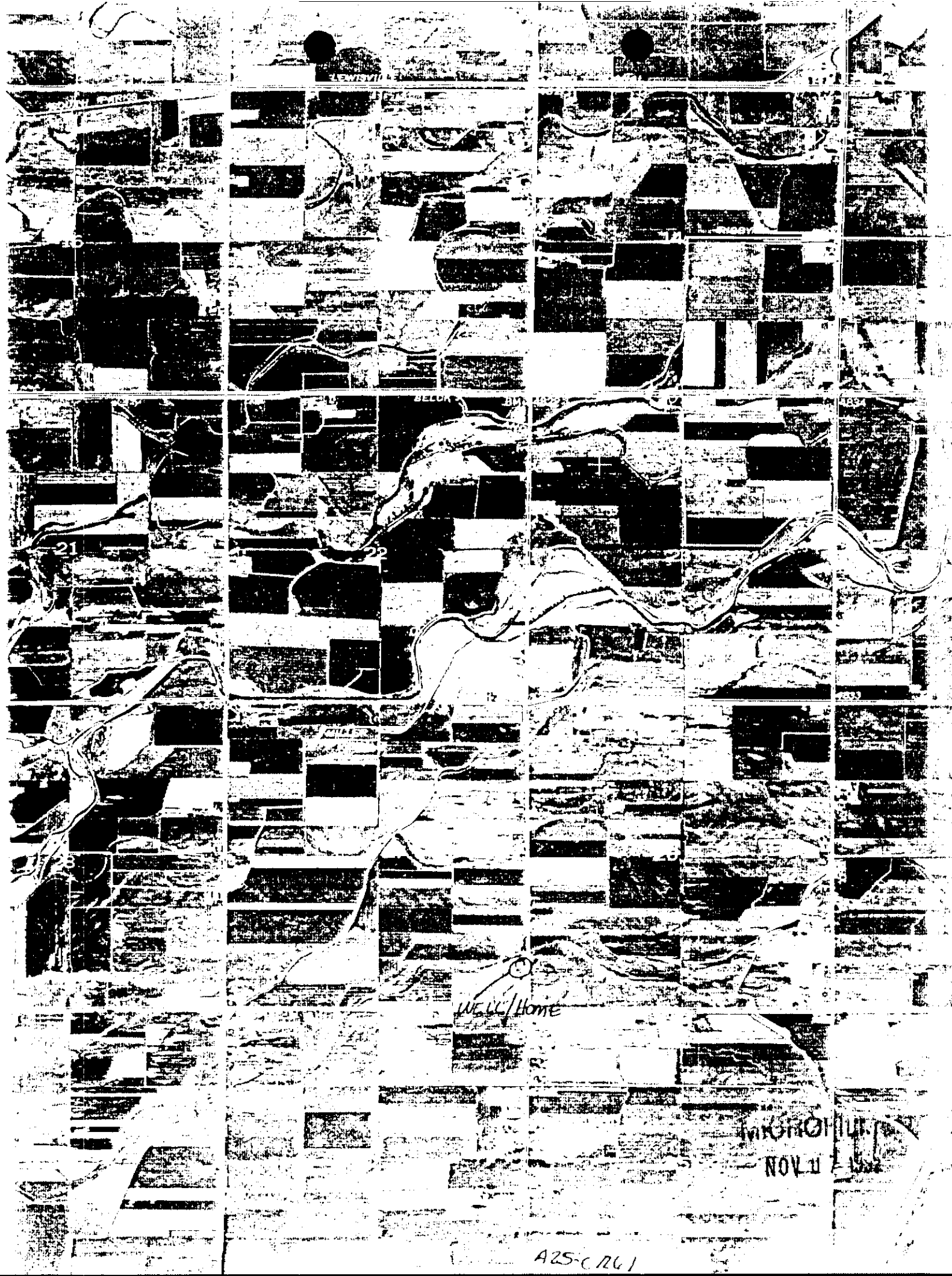
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 25 day
of October 19 88

Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls.
My Commission Expires 6/30/1994



21

WELL HOME

NOV 11 1952

A25-C261

Log for claim 25-07261

Spatial Dynamics CAT

12/13/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
04n38e	27	SESE	2	40	Indiscernible
Totals:			2	40	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. [REDACTED] by October 8, 1981 Amount 0.04 cfs

THIS IS TO CERTIFY, that Brenda &/or David S. Daniel
of Rigby, Idaho, has complied with the terms and conditions of Permit
No. 25-7261 issued pursuant to Application for Permit dated October 8, 1981,
and has submitted proof to the Department of Water Resources on February 12, 1982,
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 0.04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>0.04</u> cfs and	<u>7.0</u> acre feet
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>0.2</u> acre feet
Domestic (1 Unit)	from <u>January 1</u> to <u>December 31</u> (both dates inclusive)	at <u>0.04</u> cfs and	<u>1.2</u> acre feet

Subject, however, to the condition that no more than 0.04 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
8.4 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 27,

Twp. 4N, Rge. 38E in the County of Jefferson

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				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 $\frac{1}{4}$
4N	38E	27															2	2

Total number of acres irrigated 2

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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, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7TH day of September, 19 84.

Acting for the Director

Kenneth C. Young

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 Brenda &/or David S. Daniel Phone 745-8287

Post office address Rt. #1, Box 162-W, Rigby, Idaho 83442

2. Source of water supply ground water which is a tributary of _____

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 27 Township 4N

Range 38E B.M. Jefferson County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.06 for Irrigation purposes from 4/01 to 11/01 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 for Domestic purposes from 1/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for Stockwater purposes from 1/01 to 12/31 (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. 0.12 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 distribution lines to
home 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 6 inches; proposed depth of well is 150 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 1 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: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 27 Township 4N

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 10 head horses

(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: _____

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[illegible]

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

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

TOWNSHIP
4
NORTH

27

R— PLACE OF USE AND PART OF DIOCESE.

RANGE
38
EAST

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.

Shonda D. Daniel
(Applicant)

Proposed Priority 10/8/1981

Received by SM. Date 10-08-81 Time 3:05 P.
Preliminary check by KCW Fee \$ 30.00
Receipted by OW Date 10-08-81 # 19109
Publication prepared by BRS Date 10-14-81
Published in Regby Star
Publication dates 10-22 and 10-29-81
Publication approved OW Date 11-13-81
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by EMC. RC

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. 25-7261, 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 January 1, 19 83.
- 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 1st day of December, 19 81.

J. Glen Saxton
Chief, Operations Bureau

RECEIVED
NOV 11 1981

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

25-7261

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 12 Aug 1982 Accompanied by Mrs. Daniel Total Q measured 0.04 cfs ✓
If source is surface water, estimate total flow of source _____
Methods of measurement Bucket + Stopwatch Meets Permit requirements? _____

Measurement calculations:

5 gal in 18 sec = $\frac{5}{18} \times 60 \text{ min} = 16.7 \text{ gpm} = 0.04 \text{ cfs}$ ✓

Irrigation $2 \text{ ac} \times 0.02 \text{ cfs/ac} = 0.04 \text{ cfs}$

$V_{irr} = 2 \text{ ac} \times 3.5 \text{ Tafe} \text{ ✓}$
 $V_{irr} = 0.04 \times 19875 \times 214 = 16.9 \text{ afc}$ ✓

WELL/DIVERSION NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
		SUBMERSABLE		Pump				

System Description Well pump to mainline to distribution system to stock trough and
single domestic hose

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement	Q (cfs)	V (afc)	FROM	TO
IRRIGATION ✓	3.5 ✓	0.04 cfs ✓	7.0 ✓	4/1 ✓	11/1 ✓
Stockwater ✓		0.02 cfs ✓	0.4 0.2	1/1 ✓	12/31 ✓
Domestic (one unit) ✓		0.04 cfs ✓	1.2 ✓	1/1 ✓	12/31 ✓

permit allows for only 10 hd. horses - allow only 0.2 AF

Total

0.04 ✓

8.6 8.4

Remarks

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R386

TAN

27

POINT OF DIVERSION
and
PLACE OF USE

(Include distance from pump to measuring device, if applicable.)

N/A

Point(s) of diversion: ✓ SE 1/4 SE 1/4 Sec 27, T4N R38E

Place(s) of Use ☒ less acreage

[illegible]☐ Other

Approved by _____

Date

2 Dec 1983

12-06-1983

6-84