

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: A25-07262
Date Received: 8/25/1989
Receipt No: MOO 4023
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VAN ROY SANDIFER, JR. 208-529-4206
Address: 1162 BONE RD.
IONA, ID 83427

OR
Name: LINDA SANDIFER 208-529-4206
Address: 1162 BONE RD.
IONA, ID 83427

2. Date of Priority: OCT 15, 1981

3. Source: ROCK CREEK Trib. to: WILLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	39E	36	SE	SE	NE		BONNEVILLE

5. Description of diverting works:
HEADGATE, RESIVOIR 5 AF, DAM 9.5', PUMP, HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		
IRRIGATION STORAGE	01/01	12/31			5.00
STOCKWATER	01/01	12/31	0.020		
IRRIGATION FROM STORAGE	04/01	11/01			5.00

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

8. Total consumptive use is 62.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 100 BEEF CATTLE, 4 HORSES.

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8/25/89

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	39E	36	SE	NE		IRR FS	5.0
			SE	NE		STOCK	
			SE	NE		IRR S	
			SE	NE		IRR	
			NE	SE		IRR FS	20.0
			NE	SE		STOCK	
			NE	SE		IRR	

Section Acres 25.0

Total Acres 25.0

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:
ACTUAL IRRIG. ACRES IS 25. IRRIGATION IS BOTH DIRECT AND FROM
STORAGE ON THE SAME ACRES. AS THE STORAGE RESIVOIR IS ON THE
STREAM.

15. Basis of Claim: PERMIT

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: 2

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): X Van Roy Sandich, Jr Date: 8-25-89
Date: _____

State of Idaho)
County of Bonneville) ss.

Subscribed and sworn (or affirmed) before me this 25th day
of August 19 89
Notary Public Anna Baumhoff

Seal

Residing at _____
My Commission Expires December 7, 1994

A25-C7262



SCALE 1:24000

0 1000 2000 3000 4000 5000 6000 7000 FEET

0 1 2 3 4 5 6 7 KILOMETRE

NORTH

NOV 07 1962

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Log for claim 25-07262

Spatial Dynamics CAT

11/9/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n39e	36	SENE	5	5	
01n39e	36	NESE	20	20	
Totals:			25	25	

AJ5809NP
No. A25-07262

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/18/00
PAGE: 56

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VAN ROY SANDIFER JR	10/15/1981	IRRIGATION	04-01 11-01	0.400 CFS	
C	LINDA SANDIFER		IRRIGATION STORAGE	01-01 12-31		5.00 AFA
	1162 BONE RD		IRRIGATION FROM STORAGE	04-01 11-01		5.00 AFA
	IONA ID 83427		STOCKWATER	01-01 12-31	0.020 CFS	
	(208) 529-4206					
				TOTAL DIVERSION:	0.400 CFS	
				CONSUMPTIVE USE:		62.50 AFA

Water Source: ROCK CREEK

Tributary to: WILLOW CREEK

Stage: PERMIT

Point(s) of Diversion:

T01N R39E S36

SESENE

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
01N 39E 36					I										I		
																	TOTAL ACRES 25.0

Place of use Legal Description for: IRRIGATION STORAGE

	NE				NW				SW				SE				
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
01N 39E 36					I												

Place of use Legal Description for: IRRIGATION FROM STORAGE

	NE				NW				SW				SE				
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
01N 39E 36															20		25.0

Place of use Legal Description for: STOCKWATER

	NE				NW				SW				SE				
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
01N 39E 36					S										S		

POU County: BONNEVILLE

Non-Irrigation Uses: S/ 100 BEEF CATTLE, 4 HORSES.

Other Rights: NONE

Conditions of Approval:

005 - Use of water under this right is subject to control by the

AJ5809NP
No. A25-07262

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/18/00
PAGE: 57

Conditions of Approval:

- watermaster of State Water District No. 01.

Remarks: GEN ACTUAL IRRIG. ACRES IS 25. IRRIGATION IS BOTH DIRECT AND FROM
STORAGE ON THE SAME ACRES. AS THE STORAGE RESIVOIR IS ON THE
STREAM.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 01

Field Inspection Flag:

Presumption Flag:

Audit: 08/25/89 BAUMHOFF 03/29/95 POST-STD

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 Van Roy Sandifer, Jr. Phone None

Post office address Rt. 1, Box 141, Idaho Falls, Idaho 83401

2. Source of water supply Rock Creek which is a tributary of Willow Creek

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 36 Township 1 North

Range 39 E B.M. Bonneville County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

storage for
Amount 5 A.F. for irrigation purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .4 cfs for irrigation purposes from April 1 to November 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02 cfs for stock watering purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount * 5 A.F. for irrigation from storage purposes from April 1 to November 1 (both dates inclusive)
(cfs or acre-feet per annum)

*JJ 3/22/1982

5. Total quantity to be appropriated:

a. .4 cubic feet per second and/or b. - acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump and sprinkler

b. Height of storage dam 9 1/2 feet, active reservoir capacity 5 acre-feet; total reservoir capacity 5 acre-feet, materials used in storage dam: Earth and clay

Period of year when water will be diverted to storage Jan. 1 to Dec. 31 inclusive.
(Month/Day) (Month/Day)

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 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 NE $\frac{1}{4}$ of Section 36 Township 1 North

Range 39 E 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 25 Beef cattle, 4 Horses

(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: -

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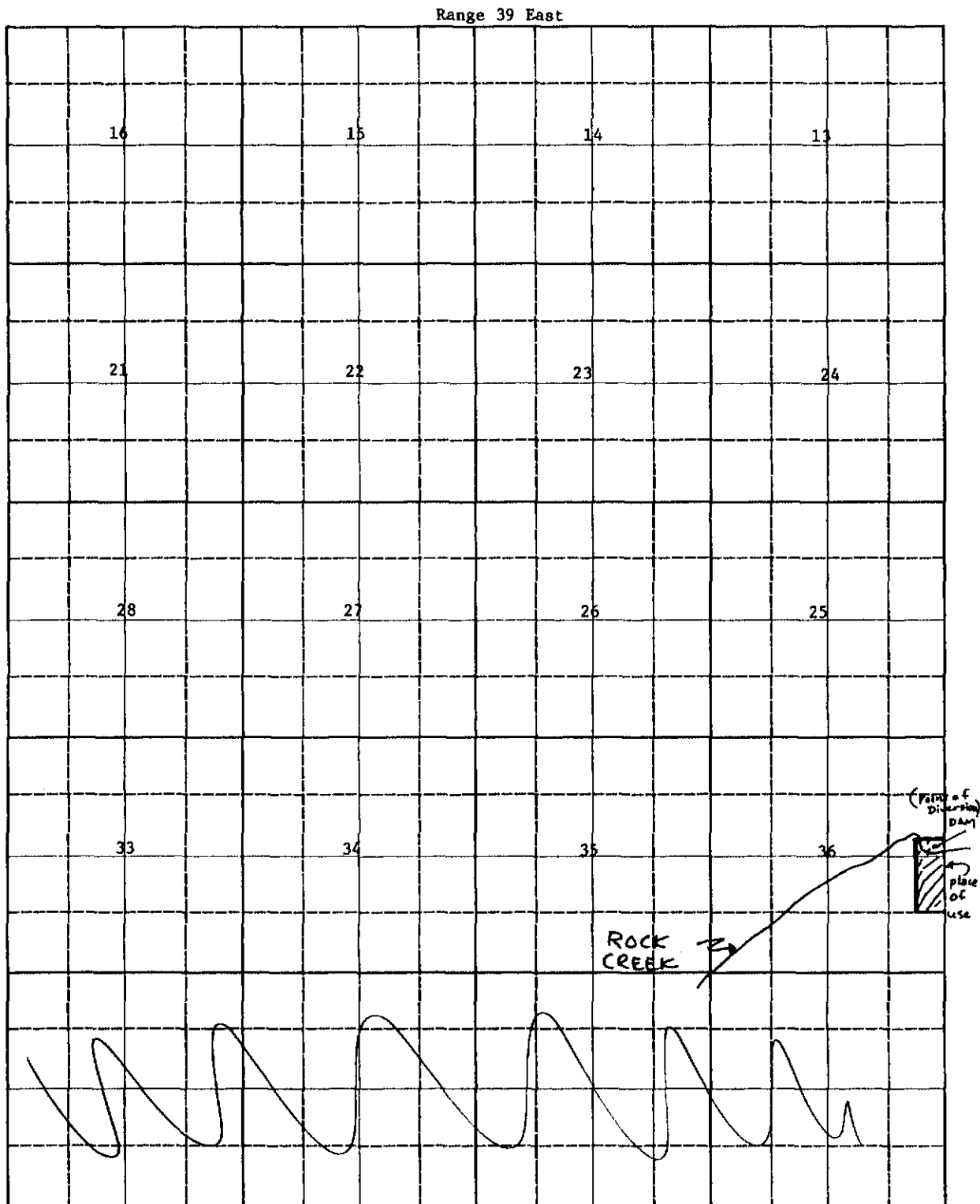
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c. Describe any other water rights used for the same purposes as described above. None

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 Applicant holds equity under contract with the Lockhart Company, Acc. #34541

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



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.

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Van Ray Sandifer, Jr.
(Applicant)

Proposed Priority 10/15/1981

Received by CW Date 10-15-81 Time 10:20A
Preliminary check by HWS Fee \$ 4500
Received by CW Date 10-20-81 # 19120
Publication prepared by VKS Date 10-21-81
Published in The Post-Register
Publication dates 10-29 and 11-5-81
Publication approved CW Date 11-12-81
Protests filed by: Brent Elkington
withdrawn 2/9/82
Copies of protests forwarded by CW
Hearing held by _____ Date _____
Recommended for approval denial by EMC Jui

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. 25-7262, 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 March 1, 19 87.

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: Use of water under this permit is subject to control by the watermaster of State Water District No. 01, Snake River.

A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.

Witness my hand this 23rd day of March, 19 82.

A. Glen Saxton
Chief, Operations Bureau

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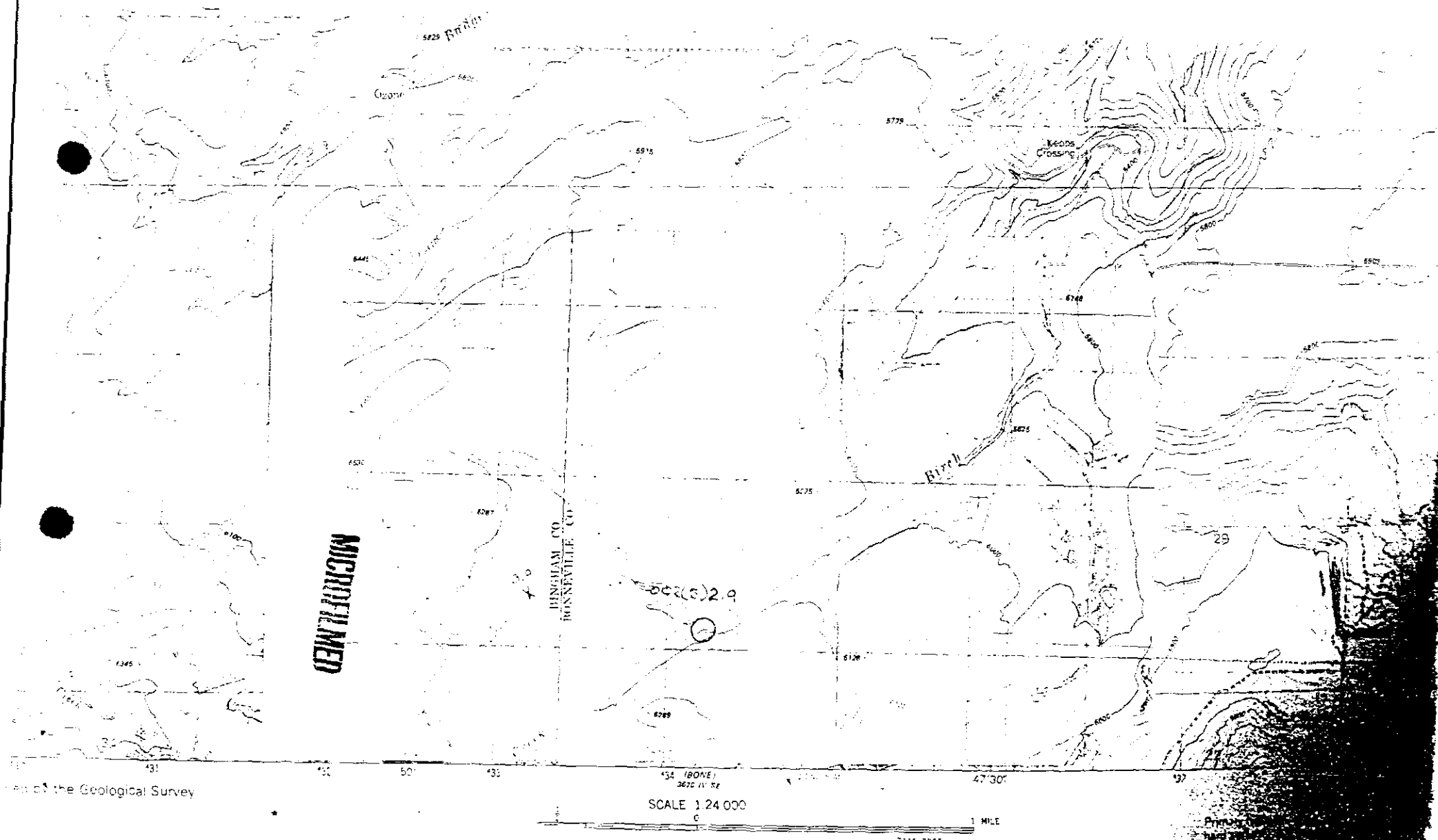
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"NOT TO SCALE"

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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR PERMIT

NO. 25-7276 IN THE NAME OF VAN ROY SANDIFER

WITHDRAWAL OF PROTEST

We originally protested the granting of permit 25-7276 because we have for many years used the water of Rock Creek for the irrigation of approximately 80 acres of ground. Available evidence indicates that this right was established in 1893.

However, based upon the discussion of the issues we believe the applicant, Van Roy Sandifer, recognizes the priority of our use precedes any right established through approval of this permit, and therefore, we have no objection to his using water from Rock Creek during times flows are sufficient for both of our uses or we are not irrigating.

Therefore, based upon the applicant's signature on this document as confirmation of his recognizing our prior water rights, we hereby withdraw our protest to the approval of application 25-7276.

Dated this 9th day of February, 1982.

Van Roy Sandifer, Jr.
VAN ROY SANDIFER, JR.

Keith Elkington
KEITH ELKINGTON

Brent Elkington
BRENT ELKINGTON

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