

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: A25-12422
Date Received: 6/28/1989
Receipt No: E009438
Received By: firm

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CENTRAL CEMETERY 208-523-8184
Address: 13946 N. 5TH W.
IDAHO FALLS, ID 83401

2. Date of Priority: JUL 01, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	38E	30	SW	NW			JEFFERSON

5. Description of diverting works:
WELL, PUMP AND SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		

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

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:
N/A

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	30	SW	NW		IRR	5.0
Section Acres							5.0

A2512422



10. Place of Use: Continued

Total Acres 5.0

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:
N/A

14. Remarks:

**MEMO TO THE FILE: 06/28/89 PRM.

* CLAIMANT DID NOT RECEIVE NOTICE IN MAILING FOR JEFFERSON

* COUNTY. NO LATE FEE HAS BEEN CHARGED.

15. Basis of Claim: BENEFICIAL USE

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: _____

For Organizations:

I do solemnly swear or affirm that I am Chairman of
Board of Directors of Central Cemetery Title
Organization, that I have signed the foregoing
document in the space below as Chairman of
Board of Directors Title
Organization and that the statements contained in the
foregoing document are true and correct.

N Lee Hicks
Signature of Authorized Agent

Central Cemetery Chairman
Title and Organization
July 5 1989
Date

State of Idaho)
County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of July 19 89
W. Lee Hicks
Notary Public

Seal

Residing at Idaho Falls, Idaho
My Commission Expires 4/4/95

A25-12422

24

19

20

PACIFIC

4776

4785

4793

4826

25

30

29

RIGBY

R37E R38E

T 4 N

BM 4786

4763

CANAL

Grant

Log for claim 25-12422

Spatial Dynamics CAT

1/3/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
04n38e	30	SWNW	5	5.1	
Totals:			5	5.1	

AJ5809NP
No. A25-12422

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/26/00
PAGE: 152

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CENTRAL CEMETERY 13946 N 5TH W IDAHO FALLS ID 83401 (208) 523-8184	07/01/1959	IRRIGATION	04-01 11-01	0.100 CFS	
TOTAL DIVERSION:					0.100 CFS	
CONSUMPTIVE USE:						12.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04N R38E S30

SWNW

JEFFERSON 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				
-----																					-----				
04N 38E 30 :								05																:	5.0
																				TOTAL ACRES	:	5.0			

POU County: JEFFERSON

Non-Irrigation Uses: N/A

Other Rights: N/A

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
25-11732 A25-11732

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

A01-00029 A01-00031 A01-00032 A01-00033 A01-00117P A01-00249 A01-00353 A01-10093 A25-04271

Remarks: GEN **MEMO TO THE FILE: 06/28/89 PRM.
* CLAIMANT DID NOT RECEIVE NOTICE IN MAILING FOR JEFFERSON
* COUNTY. NO LATE FEE HAS BEEN CHARGED.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 07/03/89 VERNER 03/29/95 POST-STD

Expenses Fiscal Year 58-59

			2128.78
April 16	Idaho Falls Battery		11.50
Apr. 14	H. & O. Farm Store (Well Drilling Expense)		7.60
Apr. 16	Irving Kinale Well Drilling Co.		1296.00

This is the Cemetery Disbursement
book for the Central Cemetery from
1936 - 1971

The well was drilled in 1959

10 May 1991

Conley Stucki

Expenses Year. 1959-60

14	Apr.				
6	28.	Nursery		4.95	✓
7	May 1	Highland Greenhouse		39.25	✓
0	X May 26	Snake River Equip. - Pump		1962.70	✓
0	May 21	Drant Merc		10.04	✓
6	May 23	Sec. Salary (3m) @ 90 P. m.		30.00	✓
	May 29	Director's Salary		75.00	✓
1	May 30	Utah Power & Light		26.33	✓
	June 27	Utah Power & Light		50.79	✓
0	July 2	Sextons Salary		600.00	✓
3	July 28	Kendell Well Drilling Co.		907.00	✓
8	July 31	State Idaho Soc. Sec Trust Fund		30.00	✓
0	July 28	Utah Power & Light		34.87	✓
5	Aug 17	Drant Merc		9.86	✓
5	July 31	U. S. Treasury Dept.		49.20	✓
6	Aug 26	Utah Power and Light Co.		21.88	✓
1	Aug 28	Idaho Falls Battery		12.00	✓
6	Sept 22	Sextons Labor		200.00	✓
2	Sept 28	Snake River Equip.		172.40	✓
4	Sept 29	Utah Power & Light		17.70	✓
3	Oct. 1	Sec. Salary (3m) @ 90 P. m.		30.00	✓
9	Oct. 10	State Idaho Soc. Sec Trust Fund		30.00	✓
0	Oct. 10	U. S. Treasury Dept.		49.20	✓
✓	Oct. 19	Sextons Salary - Wages & Overtime		274.60	✓
6	Oct. 28	Utah Power and Light		14.00	✓
5	Nov. 19	Burgess Canal Co.		8.00	✓
✓	Nov. 28	Drant Canal Co.		4.00	✓
✓	Nov. 28	Utah Power & Light Co.		6.87	✓
✓	Jan. -	Sec. Salary		30.00	✓
✓	Mar.	Sec. Salary		30.00	✓

MICROFILMED

NOV 11 1959

4729.84

A25-12422
No. 205

BAL. FORD.

5085.99

244

16.38

Bony

23.58

Utah Power

1.02

May 1 1959

TOTAL

5120.15

ORDER OF
Highland Dreehouse

AMOUNT THIS CHECK

39.25

BAL.

No. 206

May 21 1959

TOTAL

5080.96

ORDER OF
Snake River Equip-
Dump

Central Cemetery Check book
Stub from May 27, 56 -

May 27, 1963 AMOUNT THIS CHECK

1962.70

BAL.

10 May 1991 by
Conley Stucke

No. 207

May 21 1959

TOTAL

5118.20

ORDER OF
Utah Power &
Light Co

MICROFILMED

AMOUNT THIS CHECK

26.23

BAL. FORD.

NOV 11 1984

BAL. FORD.

No. 202

april 16 1959 TOTAL 6389.64
 ORDER OF
 Irving Kendle Well
 Whittling Co

Central Cemetery Check
 book stub AMOUNT THIS CHECK 1296.00
 from May 1956 - BAL. 5093.64
 March 27, 1963

No. 203 May 10, 1991
 Conley Steeple

march 1959 TOTAL 5120.14
 ORDER OF
 Secretary Sal (3 month)
 april 1st of fiscal year

AMOUNT THIS CHECK

30.12

BAL.

No. 204

1958
 End of year
 april 20 1959 TOTAL 5090.14
 ORDER OF
 Lakeland Nurseries

MICROFILMED

AMOUNT THIS CHECK

495

NOV 11 1991

BAL. FORD.

508519

May 1, 1991

Central Cemetery
H. Lee Hicks
13946 N. 5th W.
Idaho Falls, ID 83401

RE: Evidence of Priority

Dear Mr. Hicks:

The Notice of Claim identified with the numbes 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.

MICROFILMED

NOV 11 1992

Central Cemetery
H. Lee Hicks

Page 2

Please submit the required evidence supporting the priority date by **June 3, 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.

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

A25-12422
CENTRAL CEMETERY
13946 N. 5TH W.

IDAHO FALLS

ID 83401

MICROFILMED

NOV 11 1992