

\$410

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: A27-07071
Date Received: 1/24/1990
Receipt No: 8012087
Received By: Epc

alt

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEWIS BROS., INC.
Address: P.O. BOX 301
ALPINE, WY

83128

2. Date of Priority: FEB 11, 1977

3. Source: HOLE IN THE ROCK LAKE Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	41E	12	NE	SW			CARIBOU
			SE	SW			CARIBOU

5. Description of diverting works:
PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	10/15	7.200		

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

8. Total consumptive use is 900.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	41E	12	NW	SW		IRR	40.0
			SW	SW		IRR	40.0
Section Acres							80.0

A27-07071

Page

1

Date: 01/24/90

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	41E	13	NE	NW		IRR	20.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	20.0
						Section Acres	280.0
						Total Acres	360.0

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
SOURCE KNOWN LOCALLY AS CRAIG LAKE.

15. Basis of Claim: PERMIT

(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.

NOV 12 1994

Log for claim 27-07071

Spatial Dynamics LTD

12/11/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s41e	12	NWSW	40	40	
07s41e	12	SWSW	40	40	
07s41e	13	NENW	20	28	Indiscernible
07s41e	13	NWNW	40	40	
07s41e	13	SWNW	40	40	
07s41e	13	SEW	40	40	
07s41e	13	NESW	40	38	
07s41e	13	NWSW	40	38	
07s41e	13	SWSW	40	37	
07s41e	13	SESW	20	21	
Totals:			360	362	

AJ5809NP
No. A27-07071

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/00
PAGE: 96

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEWIS BROTHERS INC PO BOX 301 ALPINE WY 83128	02/11/1977	IRRIGATION	05-01 10-15	7.200 CFS	
					TOTAL DIVERSION:	7.200 CFS
					CONSUMPTIVE USE:	900.00 AFA

Water Source: HOLE IN THE ROCK LAKE

Tributary to: SINKS

Stage: PERMIT

Point(s) of Diversion: T07S R41E S12 NESW SESW CARIBOU 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	SUM	
07S	41E	12	:														:								:						80.0	
07S	41E	13	:						20	40	40	40	:	40	40	40	20	:							:						280.0	
																												TOTAL ACRES	360.0			

POU County: CARIBOU

Other Rights: NONE

Remarks: GEN SOURCE KNOWN LOCALLY AS CRAIG LAKE.
CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/28/95 DHS

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. [REDACTED]

Priority: February 11, 1977

Maximum Diversion Rate: 3.68 CFS
Maximum Diversion Volume:¹ 1080.0 AF

This is to certify, that LEWIS BROTHERS INC.

P.O. BOX 301

ALPINE, WY 83128

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 11, 1977; and has submitted Proof of Beneficial Use on February 12, 1982. An examination indicates that the works have a diversion capacity of 3.680 cfs of water from:

HOLE IN THE ROCK LAKE

tributary to BLACKFOOT RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	05/01 to 10/15	3.68 CFS	1080.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 12, Township 07S, Range 41E
NWSE , Sec. 12, Township 07S, Range 41E
CARIBOU 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>
07S	41E	12	NESW 13	NWSW 40	SWSW 39		94
			SESW 2				
		13	SWNE 26	SENE 8	NENW 25		
			NWNW 23	SWNW 14	SENW 36		
			NESW 34	NWSW 23	SWSW 7		
			SESW 35	NESE 6	NWSE 27		
			SWSE 1.7				265.7

Total number of acres irrigated: 359.7

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.

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JAN 03 1981

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 27-07071

CONDITIONS/REMARKS:

3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. Source known locally as Crag Lake.

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

day of December, 1990.

Acting for

J. Glen Saylor
R. Keith Higginson, Director

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JAN 03 1991

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APR 5 1990

Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 27-07071

APPROVED

Date of Priority: February 11, 1977

Maximum Diversion Rate: 3.68 CFS
Maximum Diversion Volume:¹ 1080.0 AF

Comes now LEWIS BROTHERS INC.

P.O. BOX 301
ALPINE, WY 83128

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 27-07071, and requests that the permit be changed as follows:

Source: HOLE IN THE ROCK LAKE tributary to BLACKFOOT RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
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IRRIGATION	05/01 to 10/15	3.68 CFS	1080.0 AF
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LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 12, Township 07S, Range 41E
NWSE , Sec. 12, Township 07S, Range 41E
CARIBOU County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S 41E 12	NESW 13	NWSW 40	SWSW 39	
	SESW 2			94
13	SWNE 26	SENE 8	NENW 25	
	NWNW 23	SWNW 14	SENE 36	
	NESW 34	NWSW 23	SWSW 7	
	SESW 35	NESE 6	NWSE 27	
	SWSE 1.7			265.7

Total number of acres irrigated: 359.7

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at SODA SPRINGS, ID., this 2 day of APRIL, 1990.

LEWIS BROS INC.

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JAN 03 1991

Diggs W. Lewis, V.P.
(signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 27-07071

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = \$20.00

Received by Ky Date 3/27/89 #C006033

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 27-07071 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. Source known locally as Crag Lake.

Witness my hand this 20th day of December, 1990.

Acting for

R. Keith Higginson
R. Keith Higginson, Director

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JAN 13 1991

Identification No. 27 7071

Application No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT**

APPROVED

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

1. Name of applicant Lewis Bros., Inc. Phone: 547-4629
post office address Box 362 Soda Springs, Idaho 83276
2. Source of water supply Craig Lake which is a tributary of None
3. a. Location of point of diversion is S E $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 12 Township 7 S
Range 41 E B.M. Caribou County; additional points of diversion if any: N E $\frac{1}{4}$ of S E $\frac{1}{4}$ Sec. 12 T 7 S R 41 E B.M. Caribou
SW $\frac{1}{4}$ (Changes made per telecon w/Larry Lewis 2/11/77 LOH)
- b. If water is not consumed, it will be discharged into Bear River Drainage at a point in Unknown $\frac{1}{4}$ of 12 & 13 Township 7 S Range 41 E B.M. Caribou
4. Water will be used for the following purposes:
Amount 7.2 for irrigation purpose from May 1 to Oct. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 7.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pump out of Craig Lake

b. Height of storage dam none 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 none inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 2000.00
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: none $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: none hp under _____ feet of head.
(3) List number of each kind of livestock to be watered none

(4) Name of municipality to be served: none or number of families to be supplied with domestic water: _____
(5) If water is to be used for other purposes describe: none

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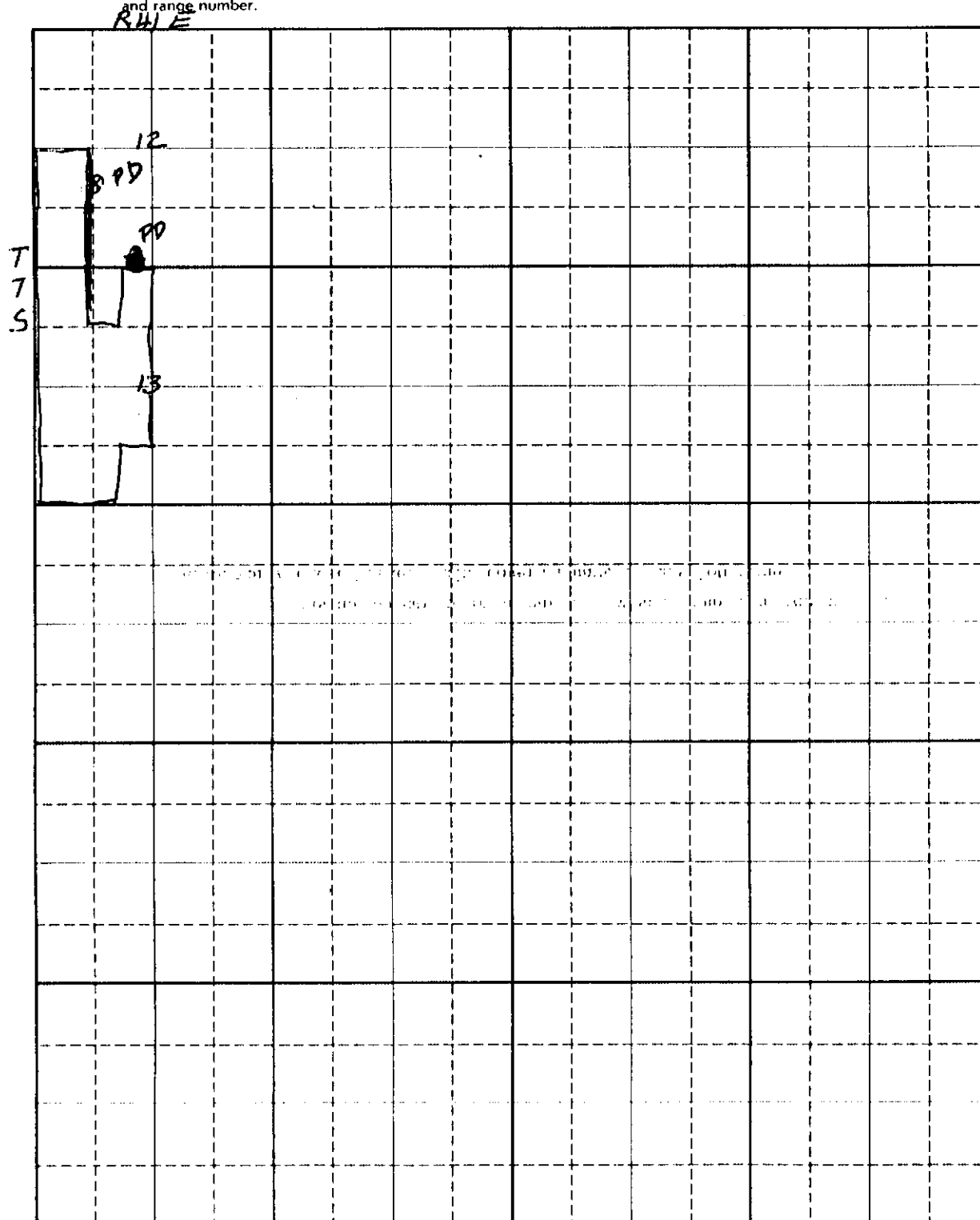
[illegible]

c. Describe any other water rights used for the same purposes as described above.

9. a. Who owns the property at the point of diversion Diggs Lewis, Sr.
b. Who owns the land to be irrigated or place of use Diggs Lewis, Sr.
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Lewis Bros., Inc. is in process of purchasing property and at present is lease holder of property

10. Remarks Craig Lake has no stream inlet or outlet. Visual source of water is a spring at North end of lake. Lake covers approximately 360 acres

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.

Larry Bruce By
(Applicant)
Larry Bruce By

Proposed Priority 2/11/77

Received by W Date 2-11-77 Time 12:15 A

Preliminary check by Enc Fee \$ 95.00

Receipted by W Date 2-11-77 # 4543

Publication prepared by W Date 2-16-77

Published in Caribou County Sun

Publication dates February 24 & March 3, 1977

Publication approved W Date 3-7-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by: _____

Hearing held by: _____ Date _____

Recommended for approval denial by jp

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. 27-7071, 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 April 1, 19 82.
- c. Other: A measuring device of a type approved by the Director 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 15 day of April, 19 77.


Director

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27-7071

Permit No.

NOV 19 1986

1. Measurement Calculations

Department of Water Resources

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

By McCrometer: PD # 1 - 1650 spm or 3.68 cfs

PD # 2 - 1690 spm or 3.56 cfs

$$125 \text{ ac.} \times 0.02 \text{ cfs} = 2.5 \text{ cfs}$$

7.24 cfs total
Capacity7.19 cfs appears available
for licensing

$$\text{as } 359.7 \text{ acres} \times 0.02 \text{ cfs} = 7.19 \text{ cfs}$$

However upon reading Beneficial use report I find that this 7.19 total is from a motor & pump moved from one location on Craig Lake to another. The actual capacity of that single system is only 3.68 cfs. This is the figure I feel should be used for licensing.

b) Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 359.7 \text{ acres} \times 3.0 \text{ dfg} = 1079.1$$

$$V_{OR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 3.68 \text{ cfs} \times 214 \text{ days} \times 1.9835 = 1562.0$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{OR} = 1079.1$$

c) Volume Calculations for Other Uses:

$$\text{part A} = 705.0$$

$$\text{part B} = 375.0$$

$$1080.0 \text{ AFA}$$

will not exceed
volume produced
from this pump.

$$\text{i.e. } 3.68 \text{ cfs} \times 1.9835 \times 214 \text{ days} = 1562.0 \text{ AFA}$$

2. Overlap Review

a) Other water rights with same place of use: NA none per VAX

b) Other water rights with same point of diversion: NA none per VAX

c) Analysis:

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JAN 03 1991

30 day
P/u

- Date 4/19/88

2784 210105 (G) 1986

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

JUL 9 1986

Department of Water Resources
Eastern District Office

Department of Water Resources

Permit-No. 27-7071

1. Owner: Levy Bros. Inc.

Phone No.

Current Address: 275 N. Hooper Soda Springs, ID 83276

2. Accompanied by: Larry Lewis

EXAM: DATE: #2 7/31/79

Address: 275 N. Hepper Soda Springs ID

Phone No. 547-4629

Relationship to Permit Holder: Owner

3. Source: Craig Lake tributary to Blackfoot River

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Dir # 1	Cat		Mod 3208	Cat	74045 8"
Dir # 2	Cat		Mod 3208	Cat	74045 8"

*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.)

10 - 4" $\frac{1}{4}$ Mile Handlines

6.	Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
	McCrometer				3-049-009		

7. Measurements P.O. # 1 - 1650_{nom} (3.68, f) ☐ Additional data/computation sheets attached

P.D.*2 - 1600 rpm (3.56 cfs)

8. Point(s) of Diversion:

Indicate Method of Determination

[illegible]

Select Land list by Mr. Lewis

Irrigation - give acres served by system at time of exam.

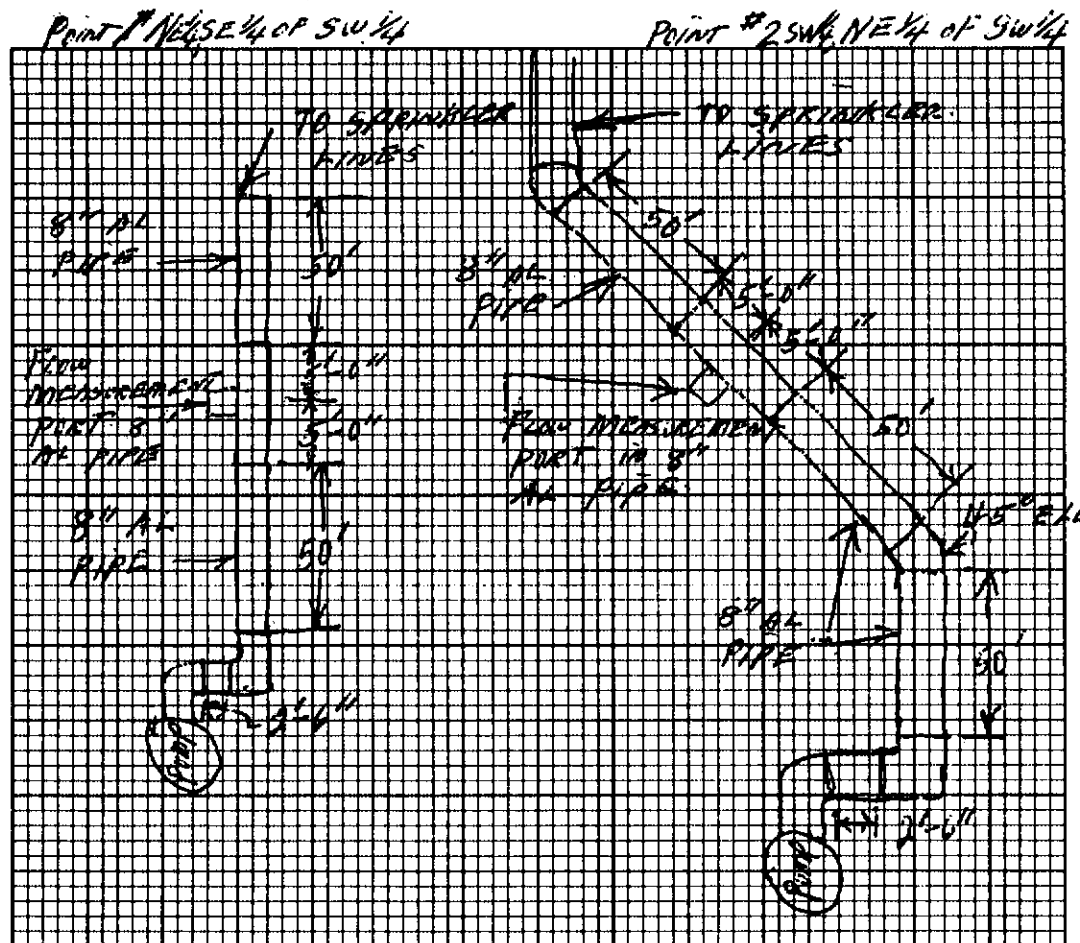
Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals									
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4										
7S	4E	12	MICKENHILL																6									
		13	5																36	34	23	7	35	6	27	1.7	228.7	
			JAN 03 1991																									
7S	4E	12																	13	40	33	2				88		
		13																	23	14								37
																			Total Acres				359.7					

10. Other water rights on these lands 27-707E
11. Other water right diverted from same p.d. NONE

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 The same pump system was used at each diversion point on different dates.

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

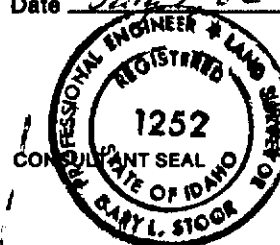
16. Examiner's/Consultant's Signature [Signature] Date July 2, 86

Consultant's License Number 1252

IDWR Director's Authorization to Conduct Beneficial Use Examination

Date

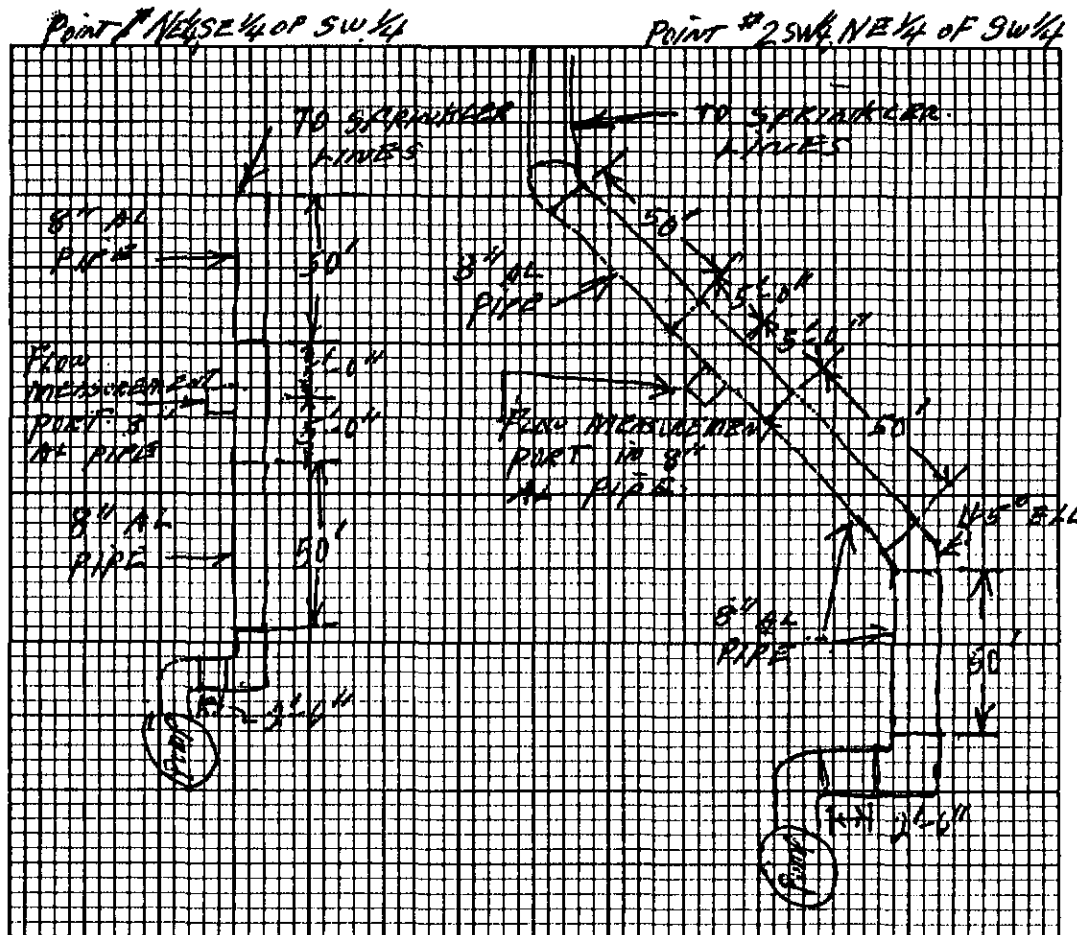
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JAN 13 1987



[illegible]

10. Other water rights on these 27-2072
11. Other water right diverted from same p.d. None

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 The same pump system was used at each diversion point on different dates.

15. Recommended Amendments

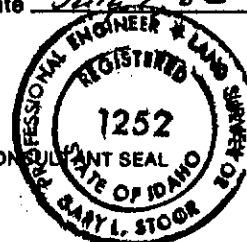
- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
- ☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

16. Examiner's/Consultant's Signature Ray L. Stoor Date July 2, 86
- Consultant's License Number 1252
- IDWR Director's Authorization to Conduct Beneficial Use Examination _____

Date

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JAN 03 1991



111°37'30"
42°52'30"

45° E

451

36

111°37'30"
42°52'30"

26

25

47°46'00"N

RESERVOIR
BLACKFOOT

SPILLWAY ELEVATION 6119

X Mile
82

47°45'

36

47°44'

T 6 S

T 7 S

41E

47°43'

50'

47°42'

47°41'

Campground

Campground

China Cap Dam

R 41 E
R 42 E

Lake

Dike

Lake

Lake

Lake

Lake

Lake

Lake

Lake

Lake

Lake

Lake

Lake

Lake

Lake

Lake

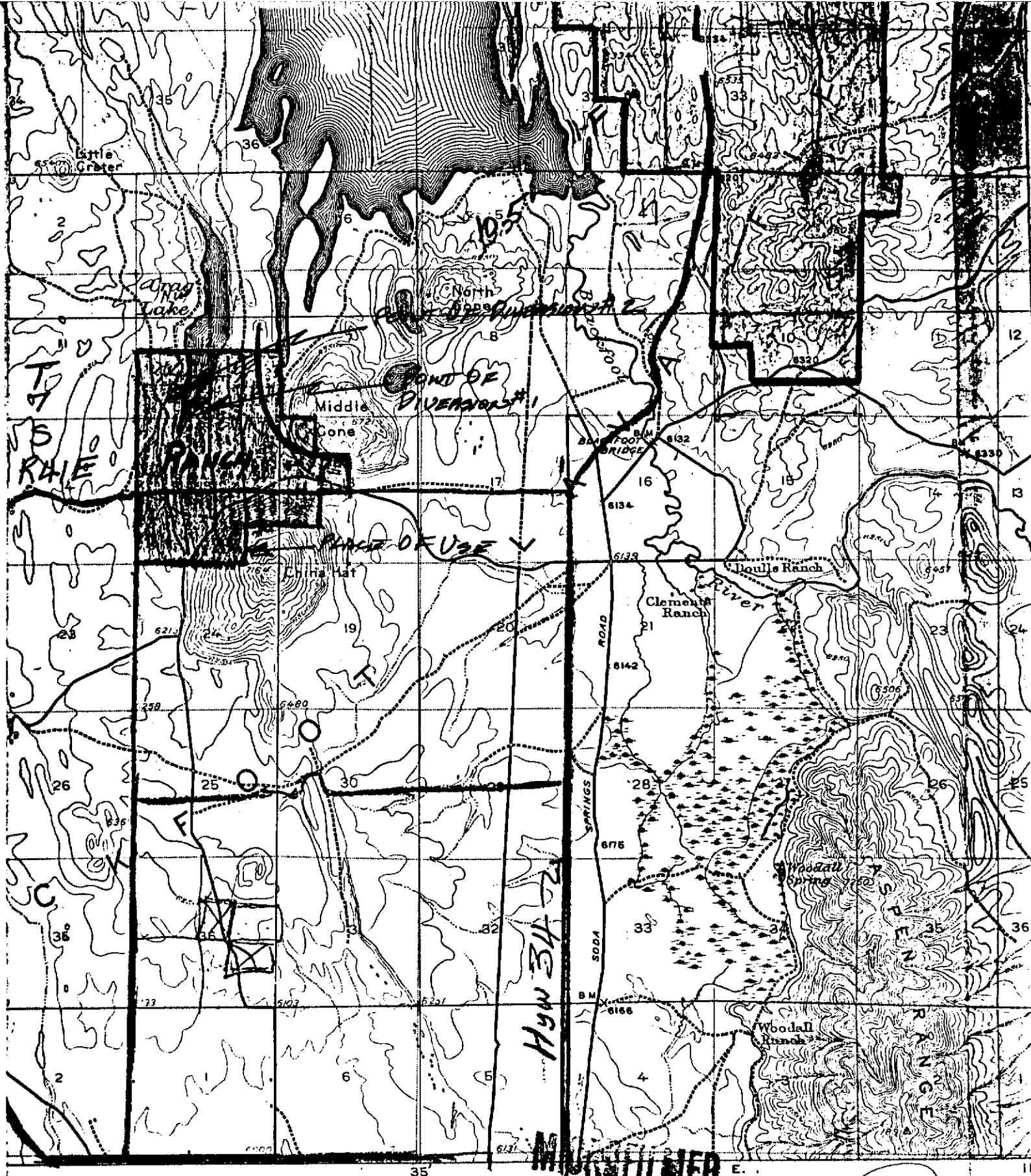
Lake

REPRODUCED
JAN 03 1991

No Gov't
Lots

1981 series

Gravel Pit



Scale 1:25000

1 2 3 4 Miles

2000 3000 4000 5000 6000 7000 Yards

6000 9000 12000 15000 18000 Feet

1 2 3 4 5 Kilometers

Contour interval 50 feet

Datum is mean sea level

MAGNETIC NORTH

APPROXIMATE MEAN DECLINATION 1914

Edition of 1916 reprinted 1948 Polyconic projection.

27-7071

HENRY

N4245

