

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: A27-07319
Date Received: 5/11/1995
Receipt No: E021016
Received By: HY

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: RANDY COLES 208-785-5605
Address: 632 WILD ROSE
BLACKFOOT ID 83221
AND/OR
Name: LORI L COLES 208-785-5605
Address: 632 WILD ROSE
BLACKFOOT ID 83221

A2707319

2. Date of Priority: MAY 26, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	36E	11	SW	SW			BINGHAM

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.540		94.50

7. Total Quantity Appropriated is:
0.540 C.F.S. (and/or) 94.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	36E	11	NW	SW		IRR	24.0

MICROFILMED

NOV 13 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	36E	11	SW	SW	IRR	3.0

Section Acres 27.0

Total Acres 27.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
SNAKE RIVER VALLEY IRRIGATION

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: _____

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): Randy Colas Date: May 11, 1995

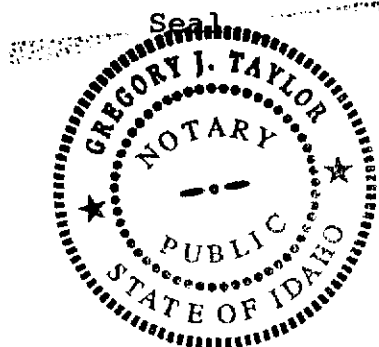
Date: _____

MICROFILMED
NOV 13 1996

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 11th day
of May 19 95

Gregory J. Taylor
Notary Public



Residing at Idaho Falls

My Commission Expires 3/2/98

MICROFILMED

NOV 13 1996

Log for claim 27-07319

Spatial Dynamics LTD

1/2/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
02s36e	11	NWSW	24	26	
02s36e	11	SWSW	3	2.4	
Totals:			27	28.4	

Audit: 05/15/95 GTAYLOR

**State of Idaho
Department of Water Resources**

WATER RIGHT LICENSE

License of Water Right No. Priority May 26, 1982 Amount 0.54 cfs

THIS IS TO CERTIFY, that Donald E. Kirby
of Shelley, Idaho, has complied with the terms and conditions of Permit
No. 27-7319 issued pursuant to Application for Permit dated May 26, 1982,
and has submitted proof to the Department of Water Resources on August 26, 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 0.82 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
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.54</u> cfs and	<u>94.5</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.54 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
94.5 acre feet per year, said waters to be diverted within the SW1SW1 Section 11,
Twp 2S, Rge 36E in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				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	
2S	36E	11									24	3							27

Total number of acres irrigated 27

MICROFILMED

CONDITIONS OF APPROVAL

a. 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.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28TH day of

July, 19 86.

Acting for the Director Norman 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 Donald E. Kirby Phone 357-3296

Post office address 485 West Fir, Shelley, Idaho 83274

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

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 11 Township 2S

Range 36E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.63 for irrigation purposes from 4/1 to 11/1 (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)

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

5. Total quantity to be appropriated:

a. 0.63 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.

c. Proposed well diameter is 8 inches; proposed depth of well is 30 feet.
(Month/Day) (Month/Day)

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: _____ % of _____ % of Section _____ Township _____

Range _____ 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 _____

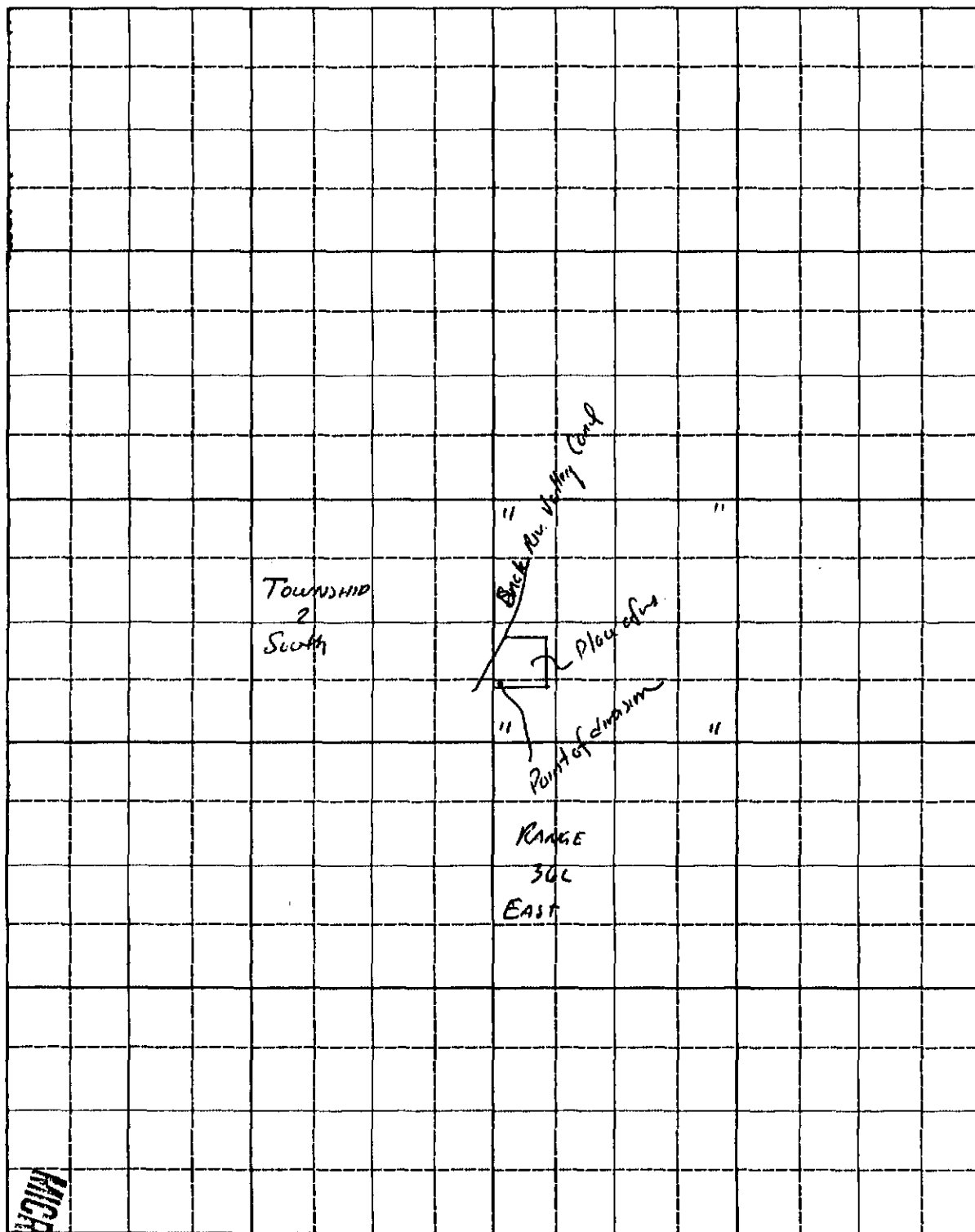
(5) If water is to be used for other purposes describe: _____

APPROVED

[illegible]

10. Remarks

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.

Donald B. Kirby
(Applicant)

Received by HWS Date 5-26-82 Time 10:30 am
 Preliminary check by HWS Fee \$ 45.00
 Receipted by GP Date 5-26-82 # 22274
 Publication prepared by BP Date 6-3-82
 Published in Blackfoot News
 Publication dates 6-10 & 6-17-1982
 Publication approved aw Date 6-29-82
 Protests filed by: None

Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by ENC 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. 27-7319, 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 August 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 8th day of July, 1982.

J. Glen Saxton
 Chief, Operations Bureau

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

27-7319

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 8-27-82 Accompanied by Don Kirby Total Q measured 0.82 cfs ✓

If source is surface water, estimate total flow of source

Methods of measurement Pitot Gauge Meets Permit requirements? _____

Measurement calculations:	Line #1 - 55psi, 26birds, 9/32N = 4.30gpm x 26b = 111.8gpm ✓	27ams x 0.0218 yields 0.54cfs ✓
V = 27ams x 3.5af/a = 94.5 ✓	Line #2 - 54psi, 26birds, 5/32N = 5.34gpm x 26b = 138.84gpm ✓	
V = 0.54 cfs x 1.9835 x 214d = 229.2 ✓	Line #3 - 57psi, 18birds, 5/32N = 5.49gpm x 18b = 98.82gpm ✓	
	Line #4 - 60psi, 3birds, 5/32N = 5.65gpm x 3b = 16.95gpm ✓	Total 366.41gpm or 0.82cfs ✓

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	25	G.E.	N.A.	Layne-Bowler	29515	Pitot Gauge		

System Description well/pump + mainline to 4 sprinkler lines

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

RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 ✓ AFA/Acre

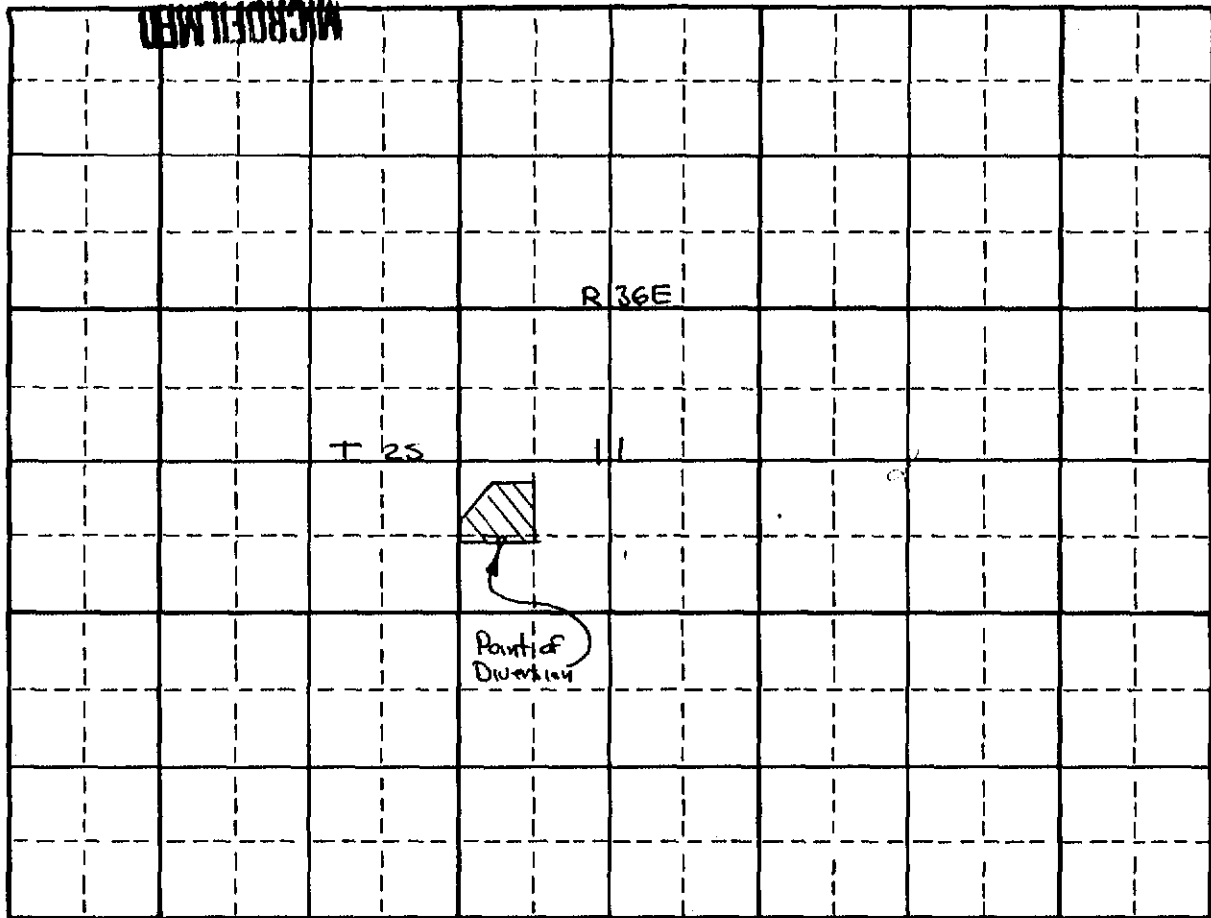
USE	Q (cfs)	V (afa)	FROM	TO
Irrigation ✓	0.54 ✓	94.5 ✓	4-1 ✓	11-1 ✓

Remarks R30
R16 (3.5af) ✓ Total 0.54cfs 94.5 AF

PID overlap per VAX: none

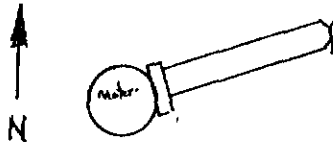
MICROFILMED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: SW 1/4 SW 1/4 Sect. 11 T2S R36E

Place(s) of Use ☒

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2S	36E	11										24	3						27

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

Examiner's Signature

Checked by

Approved by

[Handwritten signatures: R. W. Jones, Keith C. Wilson, R. W. Jones]

Date 1-25-84

Date 13 Nov 1984

Date 28-1986

K 36 E

