

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: A27-07390
Date Received: 3/21/1990
Receipt No: ED12466
Received By: ESV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GORDON MORRIS 208-785-1559
Address: 582 E. 500 N.
FIRTH, ID 83236

2. Date of Priority: APR 19, 1984

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	36E	13	NE	NE	NE		BINGHAM
			SE	NE			BINGHAM

5. Description of diverting works:
WELL, PUMP, MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.900		

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

8. Total consumptive use is 237.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	36E	13	NE	NE		IRR	40.0
			NW	NE		IRR	15.0

A27-07390

Page 1

Date: 03/21/90

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	36E	13	SE	NE		IRR	40.0
Section Acres							95.0
Total Acres							95.0

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:
IDAHO IRRIGATION DISTRICT.

14. Remarks:
CLAIMANT DESIRES TO HAVE THIS PERMIT GO THROUGH THE ADJUDICATION
PROCESS EVENTHOUGH HE IS NOT REQUIRED TO FILE THIS RIGHT
AT THIS TIME. SUBJECT TO BENEFICIAL USE FIELD EXAM.

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 ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 6

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): London Morris Date: 3-21-90
Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 21 day
of March 19 90

[Signature]
Notary Public

Seal

Residing at Gold Falls, B.

My Commission Expires 22 Aug 1994

Log for claim 27-07390

Spatial Dynamics BTD

1/2/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
02s36e	13	NENE	40	38	
02s36e	13	SENE	40	39	
02s36e	13	NWNE	15	15	
Totals:			95	92	

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GORDON MORRIS 582 E 500 N FIRTH ID 83236 (208) 785-1559	04/19/1984	IRRIGATION	04-01 11-01	1.900 CFS	
					TOTAL DIVERSION:	1.900 CFS
					CONSUMPTIVE USE:	237.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T02S R36E S13 NENE SENE BINGHAM 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	SUM
02S	36E	13	:	40		15		40												95.0
																			TOTAL ACRES	95.0

POU County: BINGHAM

Non-Irrigation Uses: NONE

Other Rights: IDAHO IRRIGATION DISTRICT.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
27-10334 A27-10334

Other Water Rights Listing Overlapping Place(s) of Use:
A01-0007521 A01-0007621 A01-0031221 A01-0036821 A01-0036921 A01-0037021 A25-0022421 A27-07262

Conditions of Approval:

- 048 - The use of water under this right shall not give rise to any
 - claim against the holder of a senior water right based upon the
 - theories of forfeiture, abandonment, adverse possession, waiver,
 - equitable estoppel, estoppel by laches or customary preference.
- 049 - The Director retains jurisdiction of the right to incorporate
 - the use into a water district, require streamflow augmentation
 - or other action needed to protect prior surface water and
 - groundwater rights.
- 046 - Right holder shall comply with the drilling permit
 - requirements of Section 42-235, Idaho Code.
- 01G - Prior to the diversion of water under this right a flow
 - measurement port or other device as specified by the Department
 - shall be installed to provide for the installation of measuring
 - equipment and the determination of the rate of diversion by the
 - Department.
- 03A - The rate of diversion of water for irrigation under this right
 - and all other water rights on the same land shall not exceed 0.02
 - cubic feet per second for each acre of land.

AJ5809NP
No. A27-07390

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 151

Remarks: GEN CLAIMANT DESIRES TO HAVE THIS PERMIT GO THROUGH THE ADJUDICATION
PROCESS EVENTHOUGH HE IS NOT REQUIRED TO FILE THIS RIGHT
AT THIS TIME. SUBJECT TO BENEFICIAL USE FIELD EXAM.

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

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

Audit: 03/21/90 ESRBA 03/29/95 POST-STD

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 27

Proposed Priority: April 19, 1984

Maximum Diversion Rate:

1.90 CFS

This is to certify, that **GORDON MORRIS**
RT. 1 BOX 184
FIRTH, ID 83236

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

04/01 to 11/01

1.90 CFS

LOCATION OF POINT(S) OF DIVERSION:

SENE Sec. 13, Township 02S, Range 36E
NENE Sec. 13, Township 02S, Range 36E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	36E	13	NENE 40	NWNE 15	SENE 40	95
Total number of acres irrigated:						95

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1990.
2. Subject to all prior water rights.
3. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
4. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
7. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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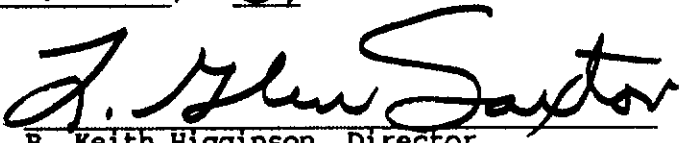
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07390

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

21st day of November, 1989.

for 
R. Keith Higginson, Director

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Gordon Morris Phone 785-1559

Post office address Rt. #1, Box 184 Fifth Id 83236

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

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 13 Township 2S

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

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13, T. 2S, R. 36E

4. Water will be used for the following purposes:

Amount 1.9 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. 1.9 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 mainline to center pivot.

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 16 inches; proposed depth of well is 95 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 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: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ 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: _____

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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 Applicant

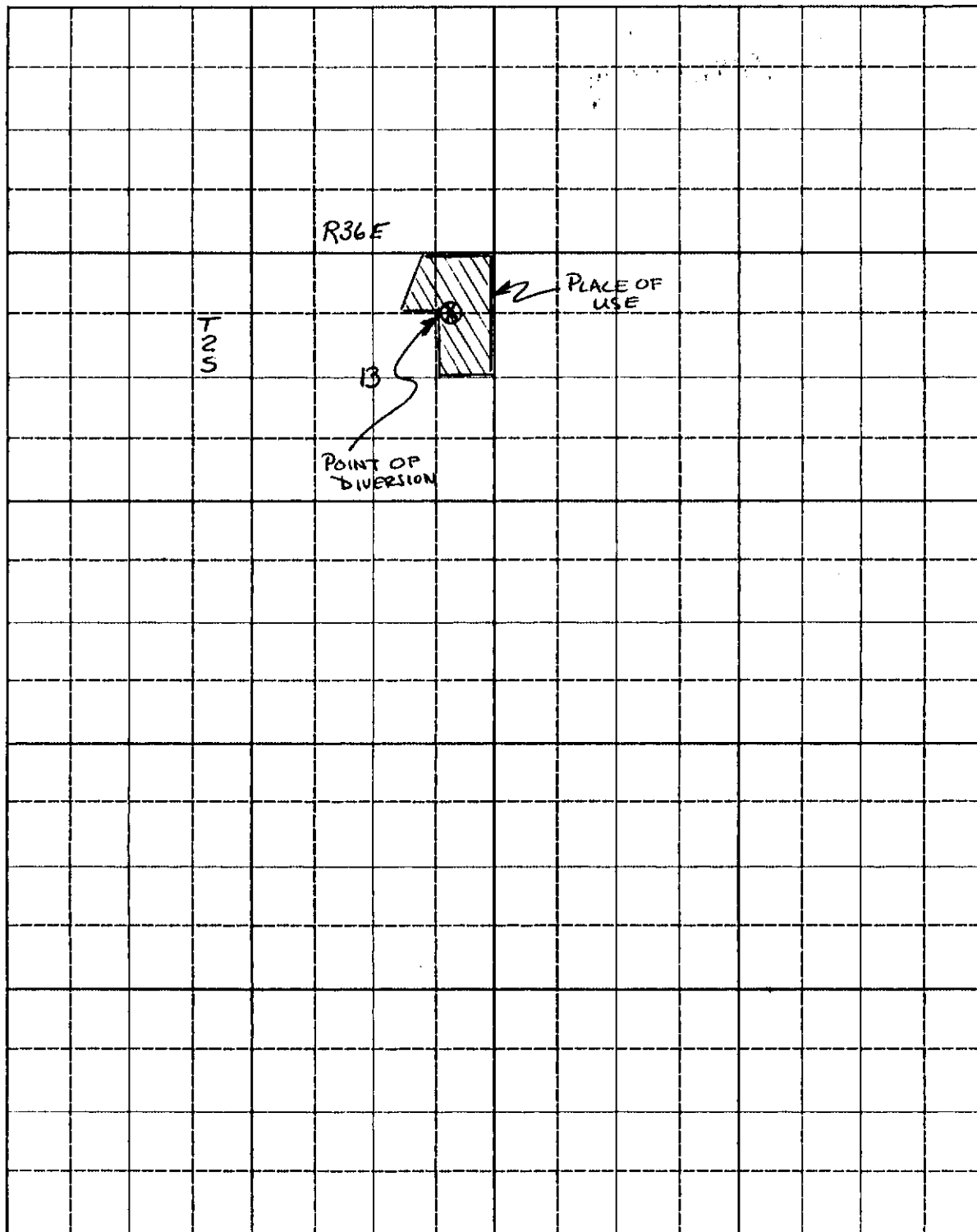
b. Who owns the land to be irrigated or place of use Applicant

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 Tail end of canal does not provide adequate water at all times.
Due to sandy soil conditions it is more beneficial to sprinkle
irrigate.

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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.

RECORDED

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Gordon Morris
(Applicant)

Assisted by KCW 4-19-84
Received by _____ Date 4-19-84 Time 1500 hrs
Preliminary check by Jm Fee \$ 65⁰⁰ # 33520
Receipted by KCW Date 19 April 84
Publication prepared by RB Date _____
Published in Morning News
Publication dates 9-21, 28-89
Publication approved RB Date 10-5-89
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for (approval) denial by HWS

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- 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:

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FROM F. Veen

DATE 3-21-90

TO A27-07390

SUBJECT Filing fee -

27-07390 ~~was~~ become on approved permit in Nov. 1989.
 The owner wants to have the right included in the
 SRBA even though he is not required to file at this time.
 Since he ~~isn't~~ required to file, no late fee was
 charged since the deadline for Bingham Cty. has
 closed. Accrual fee was paid by
 Water Irrigation District.

ES

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NOV 12 1992
SIGNATURE