

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: A29-02180
Date Received: 3/09/1990
Receipt No: E012380
Received By: AB

RECEIVED

MAR 15 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WARD FARMS
Address: 5336 ARBON HIGHWAY
ARBON, ID

208-335-2263

83212

2. Date of Priority: MAY 22, 1914

3. Source: SPRING

Trib. to: SINK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	33E	28	SW	NE	NW		POWER

5. Description of diverting works:

SPRING, CONCRETE COLLECTOR, TO PIPE GRAVITY TO HOME & FIELD

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.050		
IRRIGATION	03/15	11/15	0.450		

7. Total Quantity Appropriated is:

0.500 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D / 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	33E	27	SE	NW		IRR DOMEST	15.0

Section Acres 15.0

A29-02180

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1

Date: 03/09/90

A2902180



MICROFILMED

NOV 13 1992

10. Place of Use: Continued

Total Acres 15.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:
 NONE

14. Remarks:

15. Basis of Claim: LICENSE
 Water Right Number: 10165

MICROFILMED
NOV 13 1992

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: -0-

For Organizations:

I do solemnly swear or affirm that I am Partner of

Title

Ward Farms, that I have signed the foregoing

Organization

document in the space below as Partner of

Title

Ward Farms and that the statements contained in the

Organization

foregoing document are true and correct.

Daniel R Ward

Signature of Authorized Agent

Partner Ward Farms

Title and Organization

3-9-90

Date

State of Idaho)

County of Power)

SS.

Subscribed and sworn (or affirmed) before me this 9th day

of March 19 90

Cheryl Ann [Signature]
Notary Public

Seal

Residing at

My Commission Expires December 7, 1994

My Commission Expires

Log for claim A29-02180

Spatial Dynamics AMH

7/13/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s33e	27	SENW	15	40	Permissible place of use?
Totals:			15	40	

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORTDATE: 05/23/00
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WARD FARMS 5336 ARBON HWY ARBON ID 83212 (208) 335-2263	05/22/1914	IRRIGATION DOMESTIC	03-15 11-15 01-01 12-31	0.450 CFS 0.050 CFS	
TOTAL DIVERSION:					0.500 CFS	

Water Source: SPRING

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion:

T11S R33E S28

SWNENW

POWER 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
11S	33E	27	:																	:	
										TOTAL ACRES										15.0	

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
11S	33E	27	:																	:	
										D											

POU County: POWER

Non-Irrigation Uses: D / 1 HOME

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 03/09/90 HAUMANN 06/02/94 COX 03/29/95 POST-STD 04/12/00 CVANDERM

WHEREAS, On the 22d day of April, A. D. 1914,
Thomas Stott,

of Arbon, County of Power, State of Idaho, duly made application
(No. 15070) to me for a permit to use 6/50 of 1 cubic foot per second of the waters of
an unnamed spring, in Water District No. 71,
County of Power, State of Idaho, for Domestic purposes, and,

WHEREAS, On the 22d day of May, A. D. 1914, Permit No. 10165 was issued
to said applicant for the diversion of said water and providing for the completion of the works of diversion
therein described on or before the 22d day of May, A. D. 1916, and for the application to ben-
eficial use of said water on or before the 22d day of May, A. D. 1916, and,

WHEREAS, On the 17th day of May, A. D. 1916,
Thomas Stott,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of
6/50 of one cubic foot per second of said waters, as evidenced by my Certificate No. 10165,
dated May 24, 1916, confirming the completion of works of sufficient capacity for diverting and
conveying to the place of intended use 6/50 of 1 cubic foot per second of said water,
with date of priority of April 22, 1914, and

WHEREAS, On the 22d day of June, A. D. 1916,
Thomas Stott,

the holder of said permit, duly made proof of the application to beneficial use of $\frac{1}{2}$ of 1 miner's inch
per second of said water;

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I
hereby grant and confirm to Thomas Stott,

of Arbon, County of Power, State of Idaho, the holder and owner
of said Permit No. 10165, a perpetual right, dating from May 22, 1914,
to the use of $\frac{1}{2}$ of 1 miner's inch per second of the waters of an unnamed spring,

in the County of Power and State of Idaho, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at the SE Cor. of NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, T. 11 S.,
R. 33 E., B. M.,

and conducted to ~~and upon~~ the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 27, T. 11 S., R. 33 E., B. M.,

for the purpose of domestic use, subject, however, to the laws of the
State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local
or community customs, rules and regulations which have been or may be adopted from time to time by
a majority of the users from a common source or supply, canal or lateral from which such water may
be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 23d day of September
A. D. nineteen hundred and sixteen.

J. H. SMITH,
State Engineer;

(Seal)

APPLICATION FOR PERMIT
To appropriate the Public Waters of the State of Idaho

1. Name of applicant: Thomas Stott

Postoffice address: Arbon

County: Power

State: Idaho

I. If applicant is a corporation, give

- (a) Date and place of incorporation;
- (b) The amount of capital stock;
- (c) The amount paid in;
- (d) Names and addresses of directors;

II. The financial resources of the applicant are: (a) Cash on hand;

- (b) Treasury stock;
- (c) Bonds to be issued;
- (d) Other resources;

2. The quantity of water claimed is $6/50$ cubic feet per second.

3. Source of water supply: Unnamed Spring

4. Location of point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28, Township 11 South Range 33 N. E. N.

County of Power

5. To be used for: Domestic

I. Irrigation and domestic use: (a) Amount of land to be irrigated:

acres.

(b) In the following legal subdivisions:

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point:

[b] Amount of power to be generated:

H. P. under ft. head

[c] Is water to be returned to any stream?
return.

[d] If so, name stream and locate point of

6. Estimated cost of works: \$400.00

7. Description of works for diversion:

I. Kind of works: Reservoir and pipe

II. Dimensions of works:

[a] Height of dam feet, length of dam at top feet,

length of dam at bottom feet. Material used in construction:

[b] Capacity of reservoir 8 feet sq ~~acre feet~~. (c) Size of headgate, width feet,

Height feet. (d) Conduit width at bottom feet,

width at water line feet, depth of water feet, diameter of pipe

$5/4$ inches; average grade per mile is 50 feet. Length of conduit is $7/8$ miles, and it crosses the following quarter sections: NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$, section 28, and the SW $\frac{1}{4}$ NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 27, Township 11 South Range 33 N. E. N.

8. The time required for the completion of the construction of such work is 2 years.

9. Time required for the complete application of the water to the proposed use is 1000 additional years.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

Thomas A. Stott

Applicant.

By

Agent.

Date of receipt of application for permit No. 10165
Returned to applicant for correction April 24, 1914.

Corrected application received April 26, 1914.

APPROVAL OF STATE ENGINEER

The number of this permit is 10165

Recorded in Book 34 Page 10165 Approved May 22, 1914.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.

Bond in the sum of _____ to be filed on or before _____

Work to begin on or before July 31, 1914 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before May 22, 1915.

The whole of said work to be completed on or before May 22, 1916.

Beneficial use of water appropriated in accordance herewith, to be made on or before May 22, 1916.

Witness my hand this 22nd day of May, 1914.

P. T. KILG,

State Engineer.

Remarks: 1. This spring arises on private land, but I have permission to file upon the same.

2. The water applied for in this application is to be for domestic purposes on the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 27, Township 11 South, Range 33 East, Boise Meridian.

Proof of completion of works made: May 17 1916.

Certificate of Completion issued: May 24, 1916.

Permit No. 10165.

CERTIFICATE OF COMPLETION OF WORKS;

To All Whom It May Concern:-

This is to certify that Thomas Stott, of Arbon, County of Power, and State of Idaho, the holder of Permit No. 10165, issued upon Application No. 15070, bearing date of priority of April 22, 1914, authorizing the diversion of 6/50 of 1 second foot of the waters of an unnamed spring,

County of Power, State of Idaho, for domestic purposes, has fully complied with the provisions of laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said permit; that said works are adequate for diverting and conveying to the place of intended use 6/50 of 1 second foot of the waters of an unnamed spring; that the point of diversion said waters is in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 28, T. 11 S., R. 33 E.B.M., and that the place of use of said water is on the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 27, Twp. 11 S., R. 33 E.B.M..

Witness my hand this 24th day of May A.D. 1916.

J. E. SMITH, State Engineer of the State of I

License issued for 4 miners' inches second foot

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Recorded by
Checked by

REPORT OF ENGINEER

1. State name of applicant and number of permit: J. A. State No. 10165

2. State source of water supply: Springs

3. Location of point of diversion: S.E. corner of N.E. 1/4 of N.W. 1/4 of Sec 28
Township 11 Range 33 E. B.M.

4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: works are completed

5. Describe works as they exist, giving dimensions and capacities of same: Reservoir

Built of concrete about 8 ft square

Capacity 1000 gallons

Flows 2 inches inch

6. State whether or not water has been turned into works of diversion: yes

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):

Domestic use

8. Submit map on enclosed plat, showing location and details of above description.

Remarks: Spring is at point of arrow on
diagram

Water is piped through 3/4 inch pipe to
place where it is used for domestic use

This examination was made on the 11th day of Aug, 1916.

(Signed)

P. W. Lee

Examiner.

(This report must be sworn to when not made by an attache of the State Engineer's office)

STATE OF IDAHO

County of Powder } ss.

P. W. Lee, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

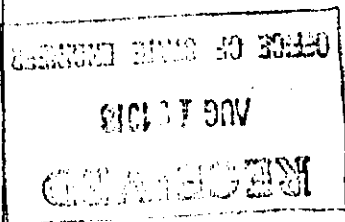
Subscribed and sworn to before me this 15th day of August 1916

My Commission Expires Nov 5th 1918

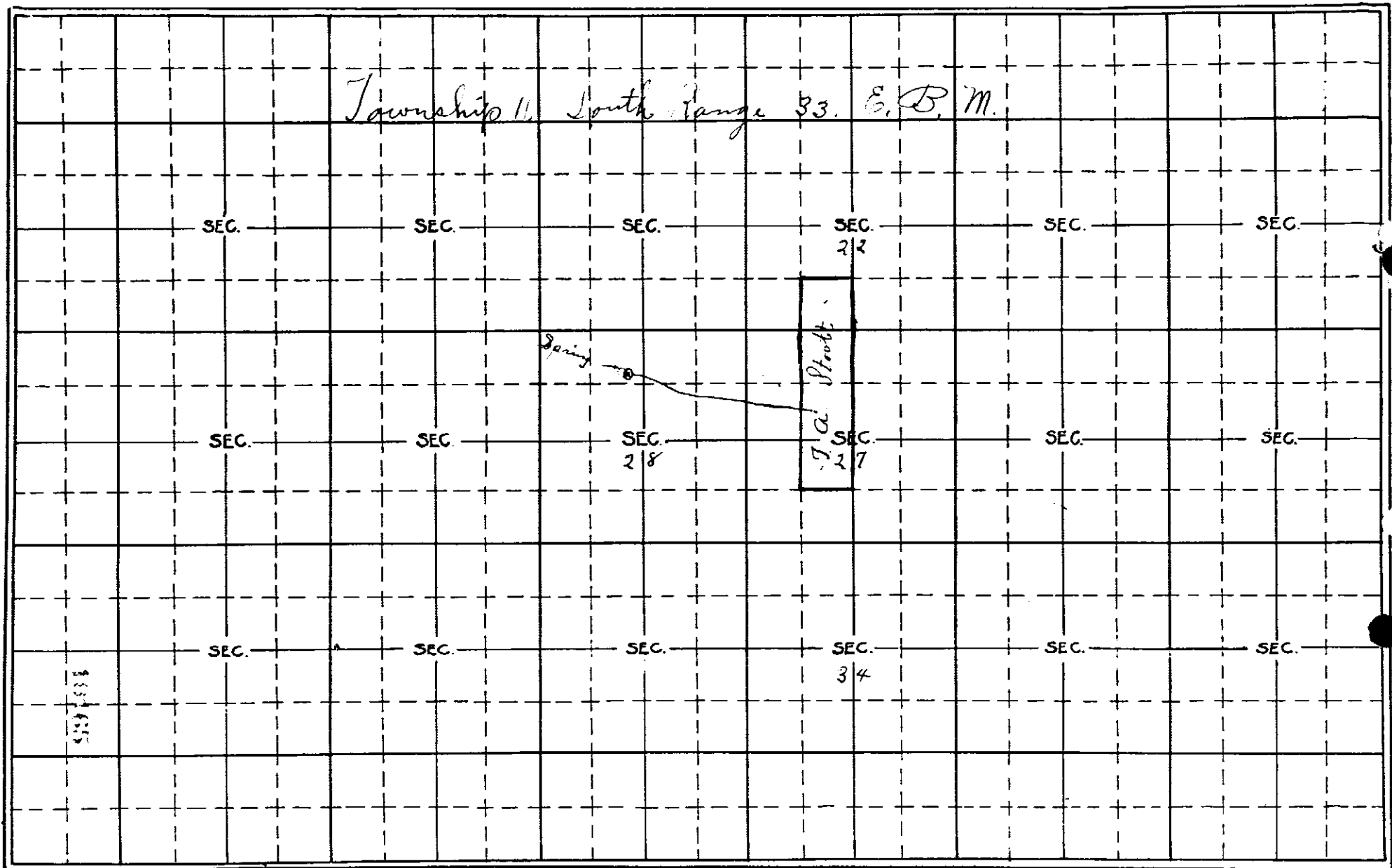
John Payne
Notary Public.

Residence Arbon Idaho

10165

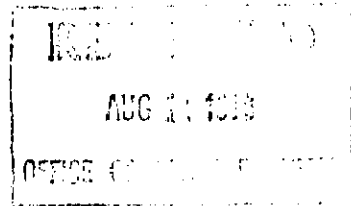


SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK.



Name of Applicant

J. C. Strodt



J. H. Smith
State Engineer
Boise
Idaho