

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: A29-02275
Date Received: 6/22/1990
Receipt No: ED14893
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EDWARD A. SMITH 208-233-5267
Address: 2098 S. MICHAUD CRK RD
POCATELLO, ID 83204

2. Date of Priority: AUG 13, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	33E	15	SW	SE			POWER

5. Description of diverting works:
WELL/PUMP TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.200		

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

8. Total consumptive use is 396.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	33E	15	NE	SW		IRR	10.0
			SE	SW		IRR	20.0
			NE	SE		IRR	38.0
			NW	SE		IRR	23.0



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	33E	15	SW	SE		IRR	25.0
			SE	SE		IRR	16.0

Section Acres 132.0

Total Acres 132.0

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: 20612

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

Number of attachments: 1

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): X Edward A. Smith Date: 6-22-90

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 22 day
of June 19 90

Dave C. L.
Notary Public

Seal

Residing at Heise, Id
My Commission Expires 2/26/96



253E

B-944

Small 5 x 4

M 36.3

16 15
21 22

38.0

132.5

+ PD

75.8

B 55.3

12.5

11.4

2.23

2.2

6.8

7.7

69.3

131.4

3.5

T6

NOT TO SCALE

MICROFILMED

NOV 13 1992

Log for claim A29-02275

Spatial Dynamics AMH

7/14/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s33e	15	NESW	10	15	
06s33e	15	SESW	20	26	
06s33e	15	NESE	38	39	
06s33e	15	NWSE	23	27	
06s33e	15	SWSE	25	25	
06s33e	15	SESE	16	15	
Totals:			132	147	

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EDWARD A SMITH 2098 S MICHAUD CREEK RD POCATELLO ID 83204 (208) 233-5267	08/13/1948	IRRIGATION	03-15 11-15	2.200 CFS	
				TOTAL DIVERSION:	2.200 CFS	
				CONSUMPTIVE USE:		396.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T06S R33E S15

SWSE

POWER County

Place of use Legal Description for: IRRIGATION

[illegible]

POU County: POWER

Non-Irrigation Uses: NONE

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:
A29-02339 A29-02551

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag: Presumption Flag:	C
Audit:	06/26/90 DCARLSON	06/02/94 COX	03/29/95 POST-STD

State of Idaho
License and Certificate of Water Right

Water License No. 20612

Amount 2.2 second feet

Water District No. _____

Priority August 13, 1948

THIS IS TO CERTIFY that **EVANS INVESTMENT COMPANY**

of **American Falls, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **August 13**, 19 **48**; that Permit No. **20612** was issued under said application; that Certificate of Completion of works, with a carrying capacity of **4** second feet, was issued thereunder on **May 19**, 19 **49**, showing that said works were completed on the **5th** day of **May**, 19 **49**; and that on the **8th** day of **November**, 19 **49**,

EVANS INVESTMENT COMPANY

of **American Falls**, State of **Idaho**, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of **subterranean flow** from a well, ~~subterranean flow~~, for the purpose of **irrigation**

, under Use Permit No. **20612** of the **Department of Reclamation** and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

8 of Licenses at page **4646**, on the **15th** day of **December**, 19 **50**;

The right hereby confirmed dates from **August 13**, 19 **48**;

The Point of Diversion is located

in the **SE ¼ SW ¼**, Sec. **15**, Tp. **6 S.**, R. **33 E.**, B. M. **Power County**

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed **2.2** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S.	33 E.	15	NE ¼ SW ¼	40	30
			NW ¼ SW ¼	40	20
			SW ¼ SW ¼	40	20
			SE ¼ SW ¼	40	30
			NE ¼ SE ¼	40	40
			NW ¼ SE ¼	40	40
			SW ¼ SE ¼	40	10
			SE ¼ SE ¼	40	10
			Number of Acres Actually Irrigated -		200

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this **15th** day of **December**, 19 **50**.

MARK R. KULP

State Reclamation Engineer

(SEAL)

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 28239
PERMIT No. 20612
DISTRICT No.

1. Name of Applicant: EVANS INVESTMENT COMPANY

Postoffice address: American Falls, Idaho County: State:

I. If applicant is a corporation, give:

- (a) Date and place of incorporation: January, 1930- American Falls, Idaho
- (b) Amount of capital stock: \$5,000.00
- (c) Amount paid in: \$5,000.00
- (d) Names and addresses of directors: J. Paul Evans, American Falls, Idaho; Lorene Evans, American Falls, Idaho; F. M. Bistline, American Falls, Idaho

II. The financial resources of the applicant are:

- (a) Cash on hand: \$10,000.00
- (b) Treasury stock: No
- (c) Bonds to be issued: No
- (d) Other resources: Livestock and real estate

2. Quantity of water claimed: Four (4) cubic feet per second.

3. Source of water supply: Underground (wells) which is a tributary of

4. Location of point of diversion: 20 feet distant from the Southeast corner of the SW $\frac{1}{4}$ of Section 15, T. 6 S., R. 33 E., B.M., and is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15, T. 6 S., R. 33 E., B.M., County of Power

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section T., R., B.M., in the of Section, T., R., B.M.
- (b) Amount of power generated: H.P., under feet head.
- (c) Water is to be returned to at a point feet distant from the corner of Section, T., R., B.M., in the of Section, T., R., B.M.

7. Estimated cost of works: \$ 5,000.00

8. Kind of works: Wells and ditches

9. Height of dam feet; length of dam at top feet; length of dam at bottom feet; material used in dam:

10. Size of headgate: Width 4 feet; height 3 feet,

11. Ditch: Width at bottom 4 feet; width at water line 3 feet; depth of water 3 feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles,

Average grade per mile feet.

12. The time required for the completion of such work is Sept. 1, 1948 years-

13. The time required for the complete application of the water to the proposed use is May 15, 1949 additional years,

14. The land to be irrigated is described in the following tabulation: See remarks.

6. Water is to be used for

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 5,000.00

8. Kind of works: Wells and ditches

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width 4 feet; height 3 feet;

11. Ditch: Width at bottom 4 feet; width at water line 3 feet; depth of water 3 feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is Sept. 1, 1948 years-

13. The time required for the complete application of the water to the proposed use is May 15, 1949 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

(c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned here makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

EVANS INVESTMENT COMPANY Applicant.

By J. Paul Evans Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. August 13, 1948

Returned to applicant for correction: August 13, 1948

Corrected application received: August 18, 1948

Approval of State Reclamation Engineer

The number of this permit is 20612

Recorded in Book 74 Page 20612 Approved September 2, 1948

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 November 2, 1948

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

The whole of said work to be completed on or before December 2, 1948

Beneficial use of water appropriated in accordance herewith, to be made on or before June 2, 1949

WITNESS My hand this 2nd day of September, 1948

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho,

and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 2nd

day of September, 1948

STATE OF IDAHO

Countersigned:

(SEAL)

By J. D. "CY" PRICE

By C. A. ROBINS

Governor.

Secretary of State.

REMARKS:

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 S.	33 E.	15									40	40	40	40	40	40	40	40	320

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 20612 to June 1, 1949.

Witness my hand this 21st day of March, 1949.

MARK R. KULP
State Reclamation Engineer

Permit No. 20612

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that EVANS INVESTMENT COMPANY of American Falls, County of Power, and State of Idaho, the holder of Permit No. 20612, issued upon Application No. 28239 bearing date of priority of August 13, 1948, authorizing the diversion of four (4) second feet of the waters of underground water from a well, County of Power, State of Idaho, for irrigation purposes, has fully complied with the provisions of the 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 four (4) second feet of the waters of said well; that the point of diversion of said waters is 20 feet distant from the Southeast corner of the SW $\frac{1}{4}$ Section 15, Township 6 South, Range 33 East, B.M. and in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said section; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: South Half Section 15, Township 6 South, Range 33 East, B.M.

Witness my hand this 19th day of May, A. D. 1949.

MARK R. KULP

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 20612 to June 1, 1949.

Witness my hand this 21st day of March, 1949.

MARK R. KULP
State Reclamation Engineer

Permit No. 20612
CERTIFICATE OF COMPLETION OF WORKS

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Witness my hand this 19th day of May, A. D. 1949.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made May 9, 1949.

LICENSE ISSUED FOR 2-2 SEC. FT.
P. 4646

Certificate of Completion of Works issued May 19, 1949.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. EO612This proof is for Beneficial use In Water District No. _____

1. Name of applicant Evans Investment Co., American Falls, Idaho
2. Source of water supply: Subterranean (well)
3. Location of point of diversion: Is in the SE 1/4 SW 1/4 of Section 15
T. 6 S. R. 33 E. County of Power
4. Describe works as they exist, giving dimensions and capacities of same: Well is 238' deep, 15" diameter, cased all the way down, perforated at water strata. Lift is 90'. Pump is down 150'. Has a 10" column, 12" bowl, 2 stages. Drawdown is unknown. There is no pump house. There is a concrete base 41" by 52". The pump is a Fairbanks Morse Pomona Turbine PK2117. Has a 50 gallon primer tank. Motor is a Westinghouse 50 h.p., 440 v., 3 ph., 60 cy., Serial #26-SBM-14013. PK2117. Discharge pipe is 8" by 4' long.
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
South Half Section 15, Twp. 6 S., Range 33 E., B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

Discharge is to the North into a sump 21" by 60" by 16" deep, with a large concrete pipe at each end. Ditches are 3' wide in the bottom, 12" deep. Meter is a G. E. Type VM-3A. 2 1/2 amps, 480 v., 60 cy., Kh - 2.4, Model BC6MAK. Serial #28163769. PO22435X. Demand is 46 Kw. 10 rpm of the dial equals 47 seconds. Switches are AB, enclosed in a panel. Gage reading on a 2' wair was .46', equals 2.09 c.f.s., equals 104". Allow 110" to include escape through flume and bank sub. Temperature - 56°F.

This examination was made on the 28th day of AUGUST, 19 50(Signed) E. M. Humphrey Examiner.

20612

RECEIVED
DEC 6 1950

Department of Reclamation

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Edge on 2' weir

$46' = 2.09 \text{ cfs} = 154$

allow 110' to include
escape thru flume
and bank hole

$T = 56^\circ F$

switches = AB. panel

lineage = N.

Evans Investment Co.
J. Paul Evans,
American Falls, Idaho
Permit No. 20612

Examination for Beneficial use

County Power

15

65-33 E

$Q = 4 \frac{1}{2}$ wells

NE - SE, SW

Ant 320 acres

column = 10" bore 12"
2 stage

Motor = G. E. $K_1 = 24$
Type V M-3A amp 2.5

$V = 480 \text{ cfs} = 60$

model = BE6 MAK

28163 769

PO. 22435X

10 rpm of dial = 47 sec

146 Km = demand

74

$Q = 0.7$

Well diam = 228" Diam = 15"

Cased = all way down - perforated at

LIFT = 90' THICK - Pump down 150'

Draw down = unknown - Pump down 150'

Temp = $56^\circ F$

Housed = NO house. 41" x 52" concrete house

50 gal. primer

Pump = (Personnel safety turbine "PK" 27
Fairbanks-Morse

Westinghouse 50 h.p. 440 v. 3 ph.

Motor = 60 cycle Series 26-SHM-14013

Cost = approx. 7000 PK 21117 Mtd on log.

Discharge pipe = 8" x 48"

Sump = 21' x 60' x 16" h. of concrete 2' T

with large concrete pipe at each

5' at at water line 20' x 36"

Water = 3" in bottom 12" deep

Flow = 1/2 inch 1/2 inch

P.T. = 59 paces from S. line of section

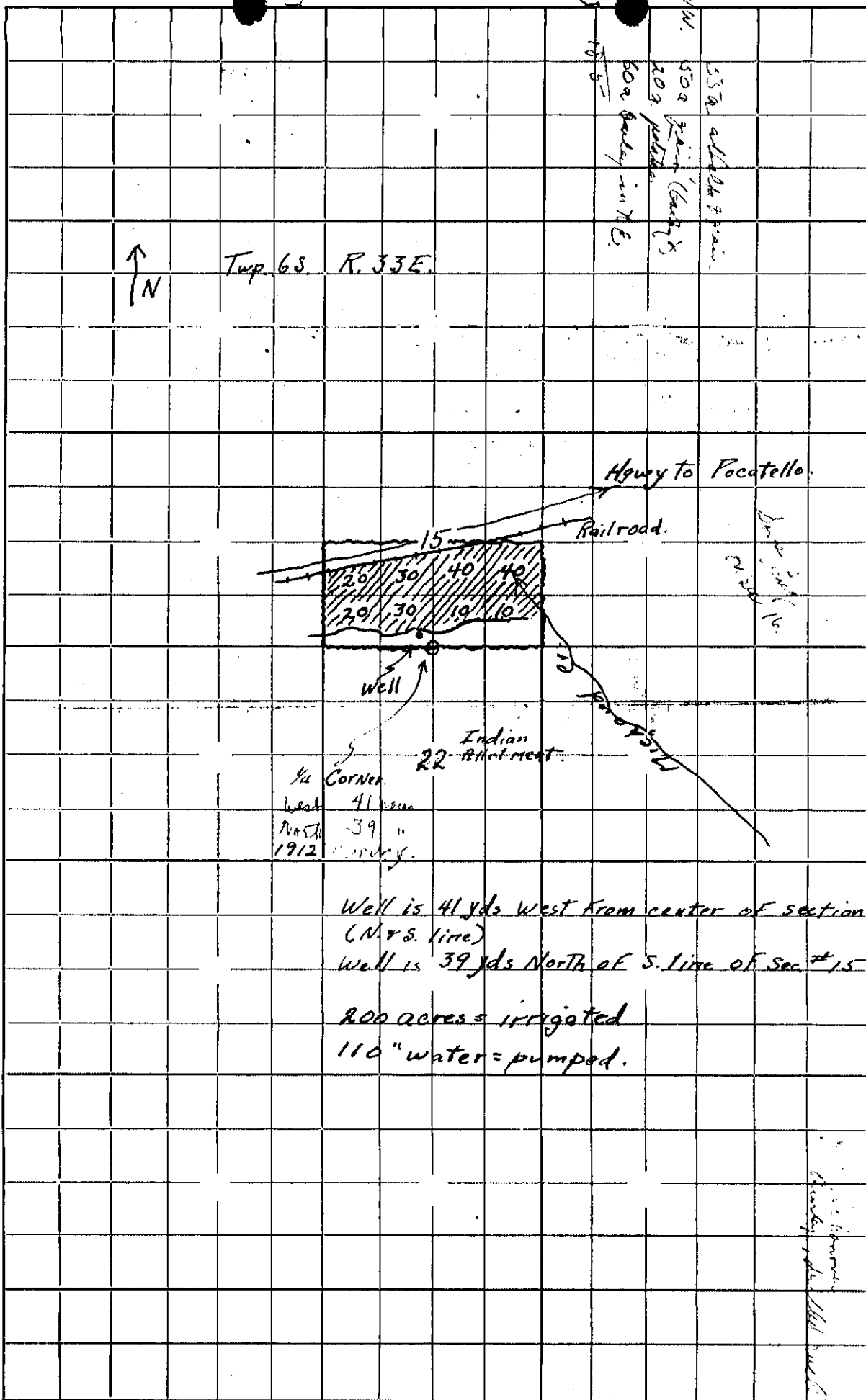
SE 1/4 SW 1/4 Sec 15 41 paces W of section line

Ditch location = 1/2 mile S. of

Land descrip =

Acres = 250 acres

Crops = 25



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

20612

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20612

REPORT ON PROOF OF Beneficial use

2.2 cfs
msh

app - 4 cfs.

2002-2003
8-40's