

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: A29-02306
Date Received: 8/11/1989
Receipt No: E012943
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FALLS IRRIGATION DISTRICT 208-226-5227
Address: 310 VALDEZ ST
AMERICAN FALLS ID 83211

2. Date of Priority: JUL 2, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	31E	36	SW	NE			POWER

5. Description of diverting works:
WELL B, DEEP WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.800		

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

8. Total consumptive use is 618.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	31E	36	NW	NE		IRR	0.3
			SW	NE		IRR	36.2
			SE	NE		IRR	36.7
			NE	NW	1	IRR	2

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	31E	36	SW	NW	2	IRR	0.5
			SE	NW		IRR	36.2
			NE	SW		IRR	27.3
			NW	SW		IRR	12.0
			NE	SE		IRR	27.3
			NW	SE		IRR	27.1

Section Acres 206.0

Total Acres 206.0

11. Place of use in counties: POWER

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
29-02380

14. Remarks:

P/U 206.3 ACRES WITHIN FALLS IRRIGATION DISTRICT
CONSUMPTIVE USE 3.0 ACRE FEET/ACRE
***THIS WELL IS A PART OF THE IRRIGATION WORKS OF FALLS IRR.
DIST., HELD IN TRUST FOR THE LANDS WITHIN THE DIST. IF ANY PART
OF THIS CLAIM IS DENIED, A CONSTITUTIONAL RIGHT BY DIVERSION AND
APPLICATION OF BENEFICIAL USE WAS ESTABLISHED BY THE DISTRICT ON
APRIL 1, 1958.***

15. Basis of Claim: LICENSE

Water Right Number: 22223

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: _____

MICROFILMED

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
_____, Print Name

acting as attorney at law on behalf of the claimant signing above, and that
all notices required by law to be mailed by the director to the claimant
signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

APR 12 1994

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: A29-02306
Date Received: Post Mark 4-6-90
Receipt No: 6012943
Received By: SR

APR 6 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: Falls Irrigation District Phone: (208) 226-5227
Address: 310 Valdez Street
American Falls, ID 83211
2. Date of Priority: July 2, 1951
3. Source: Groundwater Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
6S	31 EBM	36	SW	NE			Power
5. Description of diversion works:
Well B-Deep well and pump
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or) A.F.
Irrigation	April 1	Nov. 1	2.8	
7. Total Quantity Claimed is:
2.8 (C.F.S.) (and/or) (Acre Feet)
8. Total consumptive use claimed is:
618 Acre Feet Per Annum.
9. Non-irrigation uses:
None



MICROFILMED

APR 12 1994

10. Description of place of use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
6S	31 EBM	36	SW	NE			36.2
			SE	NE			36.7
			SW	NW	2		.5
			SE	NW			36.2
			NE	SW			27.3
			NW	SW			12.0
			NE	SE			27.3
			NW	SE			27.1
			NE	NW	1		2.4
			NW	NE			.3

Total number of acres irrigated. 206.0

11. In which county (ies) are lands listed above as place of use located?

Power

12. Do you own the property listed above as place of use? NO

13. Other water rights used at the same place and for the same purposes as describe above.

G-26603 29-02380

14. Remarks:

This well is a part of the irrigation works of Falls Irrigation District, held in trust for the lands within the District. If any part of this claim is denied, a constitutional right by diversion and application of beneficial use was established by the District on April 1, 1958.

15. Basis of Claim: License

Water Right Number: G-22223 29-230-

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: None

MICROFILMED

APR 12 1994

Last Name Falls Irrigation District

Ident. No.

For Organizations:

I do solemnly swear or affirm that I am President (Title),
of Falls Irrigation District (Organization), that I have signed
the foregoing document in the space below as President
(Title) of Falls Irrigation District (Organization) and that
the statements contained in the foregoing document are true and
correct.

Steven W. Isaak
Signature of Authorized Agent

President-Falls Irrigation Dist.
Title and Organization

April 4, 1990
Date

State of Idaho)
) ss.
County of Power)

Subscribed and sworn (or affirmed) before me this 4th day of
April, 1990.

(SEAL)

James H. King
Notary Public for Idaho
Residing at: Rupert, Idaho
My Commission Expires: 10/30/94

17. Notice of Appearance:

Notice is hereby given that I, Roger D. Ling, will be acting
as attorney at law on behalf of the claimant signing the
above, and that all notices required by law to be mailed by
the director to the claimant signing above should be mailed
to me at the address listed below.

Signature: Roger D. Ling
Roger D. Ling

Address: P. O. Box 396, Rupert, ID 83350

Date: April 4, 1990

MICROFILMED

APR 12 1994

Last Name Falls Irrigation District

Ident. No. _____

Log for claim A29-02306

Spatial Dynamics AMH

7/11/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s31e	36	NWNE	0.3	0.3	
06s31e	36	SWNE	36	34	
06s31e	36	SENE	36	34	
06s31e	36	NENW	2	2.4	
06s31e	36	SWNW	0.5	0.3	
06s31e	36	SENW	36	34	
06s31e	36	NESW	27	40	
06s31e	36	NWSW	12	24	
06s31e	36	NESE	27	39	
06s31e	36	NWSE	27	40	
Totals:			203.8	248	

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/23/00
PAGE: 8

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FALLS IRRIGATION DISTRICT 310 VALDEZ ST AMERICAN FALLS ID 83211 (208) 226-5227	07/02/1951	IRRIGATION	04-01 11-01	2.800 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	2.800 CFS 618.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T06S R31E S36

SWNE

POWER County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
06S	31E	36	:		.3	36	36	:	01-02		02-.5	36	:	27	12				:	27	27			:	206.0	
																							TOTAL ACRES	206.0		

POU County: POWER

Non-Irrigation Uses: NONE

Other Rights: 29-02380

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-10564 A01-04051 A29-02380A A29-10564 A29-11337

Other Water Rights Listing Overlapping Place(s) of Use:
A29-02380A

Remarks: GEN P/U 206.3 ACRES WITHIN FALLS IRRIGATION DISTRICT
CONSUMPTIVE USE 3.0 ACRE FEET/ACRE
***THIS WELL IS A PART OF THE IRRIGATION WORKS OF FALLS IRR.
DIST., HELD IN TRUST FOR THE LANDS WITHIN THE DIST. IF ANY PART
OF THIS CLAIM IS DENIED, A CONSTITUTIONAL RIGHT BY DIVERSION AND
APPLICATION OF BENEFICIAL USE WAS ESTABLISHED BY THE DISTRICT ON
APRIL 1, 1958.***

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 04/28/89 BOR2 02/24/93 FRAZEE 09/20/93 THOMPSON

Form 23

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

Permit No. G-22223

This proof is for Completion of Works and Beneficial Use in Water District No.

1. Name of applicant: D. G. Taylor, Rexburg, Idaho
2. Source of water supply: Underground flow from a well
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36
T. 6 S. R. 31 E. County of Power
4. Describe works as they exist, giving dimensions and capacities of same: System is a Sprinkler.
No protection for pump. Well is 16"x250' csd to bottom. Static H 35' lift 110
75hp. Fairbanks Morse motor and F.M. vertical Turbine pump. Average using
200 nozzles 3/32x11/64. Rainbird #40.
Pump rated @ 1250 to 1270 gpm. actual = 134" But use 145" part time

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):
North Half Section 36, Township 6 South, Range 31 East, B. M.

See map

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

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

Remarks: Crops are grain, beets, and potatoes

This examination was made on the 5th day of May, 1953

(Signed) E. N. Humphrey

E. N. Humphrey

Examiner.

G-22223

44000 892 100000
 22000 100000

3. Top - 100' 115'
10" column 115' $\times$ tube = 35'
10' section

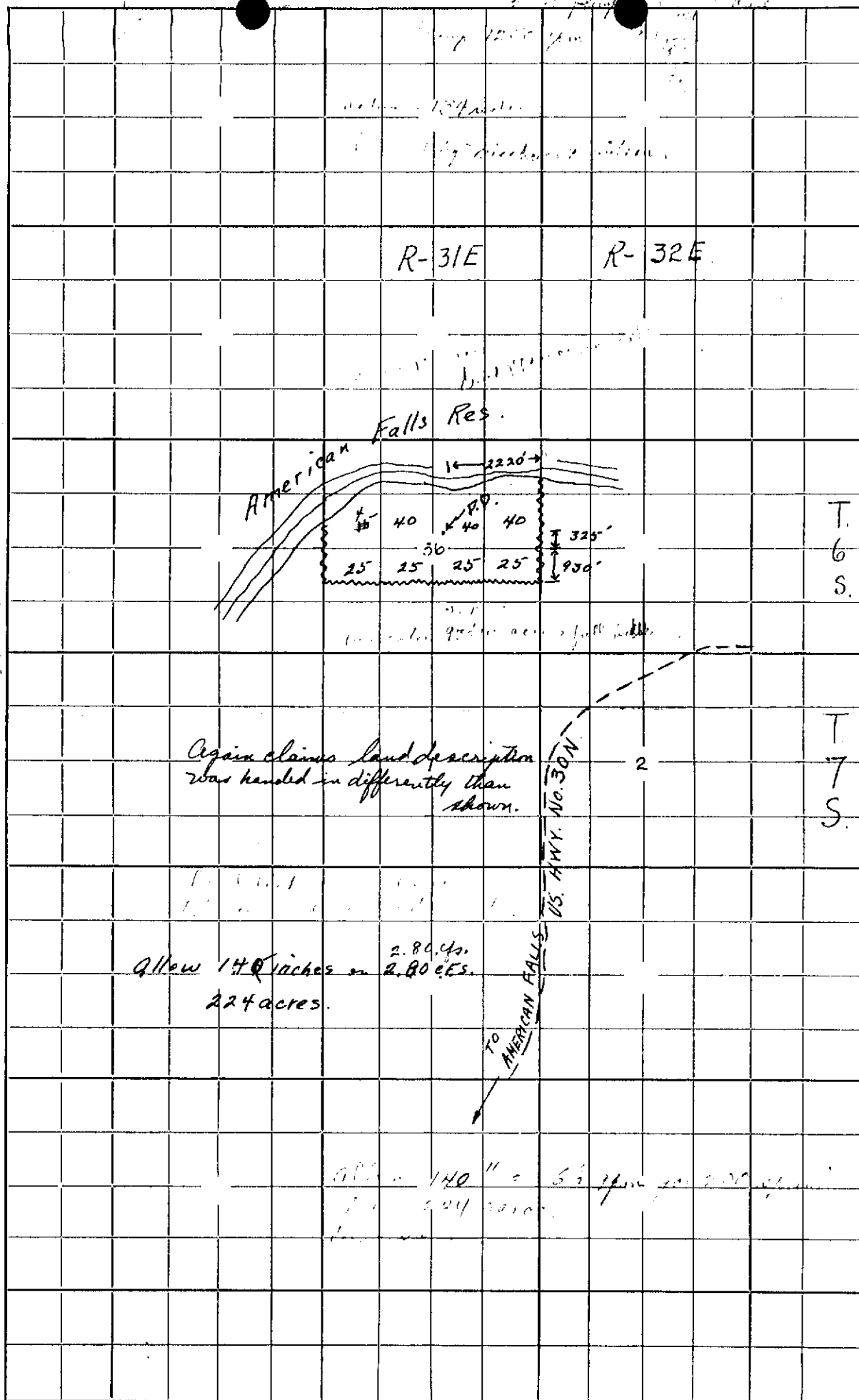
[Faint handwritten notes:]

"All right"
"I'll do it"
"Yes"

65-75

- 1-15-72

—



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

G. 22223

Handwritten notes in right margin:
The report is not complete
The report is not complete
The report is not complete
The report is not complete
The report is not complete

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-22223

REPORT ON PROOF OF Completion of Works and Beneficial Use

D. G. TAYLOR (C/o Seth I. Neibaur), American Falls, Idaho

*2.8 cfs
mark*

app. 4.5 cfs.

State of Idaho License and Certificate of Water Right

Water License No. G-22223

Amount 2.8 Second Feet

Water District No.

Priority July 2, 1951

THIS IS TO CERTIFY that D. G. TAYLOR
of Rexburg, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 2, 1951; that Permit No. G-22223
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.8 second feet, was issued thereunder on January 27, 1954, showing that said works
were completed on the 14th day of October, 1952; and that on the
day of 14th, October, 1952,

D. G. TAYLOR

of Rexburg, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well (sub-
terranean flow) a tributary of, for the purpose of irrigation and domestic
use, under Use Permit No. G-22223 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
nine of Licenses at page 5221, on the 27 day of January, 1954;

The right hereby confirmed dates from July 2, 1951;

The Point of Diversion is located

in the SW 1/4 NE 1/4, Sec. 36, Tp. 6 S., R. 31 E., B. M. County Power

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 2.8 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.	31 E.	36	E 1/2 NE 1/4	---	40
			W 1/2 NE 1/4		40
			E 1/2 NW 1/4		40
			W 1/2 NW 1/4		4
			NE 1/4 SW 1/4	40	25
			N 1/2 SW 1/4	40	25
			NE 1/4 SE 1/4	40	25
			NW 1/4 SE 1/4	40	25
			Number to be irrigated		224

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

27th day of January, 1954.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT
To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 29951
Permit No. G- 22223
District No.

1. Name of Applicant: D. G. TAYLOR
Postoffice address: Rexburg County: Madison State: Idaho
2. Quantity of water claimed: 4.50 cubic feet per second
 - (a) Rate of withdrawal in cubic feet per second, or Idaho
Miners' inches or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow from a well
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 36
Twp. 6 S. , Rge. 31 E. , B.M., County of Power
5. Water is to be used for: Irrigation and domestic purposes.
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump and sprinkler system.
8. Estimated cost of works: \$ 20,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is Five (5) years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) 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:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

2 Field
m for
1 acreages.
kw
2-27-85

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6 S.	31 E.	36	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	320	
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. G-22223																			
Comes now Seth I. Neibaur and represents to the State Reclamation Engineer of the State of Idaho:																			
That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-22223.																			
That the point of diversion is described in said permit as being located SE¼ NW¼, Section 36, Township 6 South, Range 31 East.																			
That he now requests that the point of diversion be changed to a point in the SW¼ NE¼ Sec. 36, Township 6 South, Range 31 East.																			
That his reasons for desiring to make such change are as follows:																			
That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.																			
Signed at American Falls, Idaho, this 19th day of May, 1953.																			
SETH I. NEIBAUR																			
Date of receipt at Department of Reclamation June 1, 1953.																			
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-22223. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.																			
MARK R. KULP State Reclamation Engineer																			

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-22223

Comes now SETH I. NEIBAUR, and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-22223, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: N $\frac{1}{2}$ S $\frac{1}{2}$ and all that portion of the N $\frac{1}{2}$ Section 36, Township 6 South, Range 31 East, B.M., lying South of the line of the American Falls Reservoir, making a total of acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at American Falls, Idaho, this 19th day of May, 1953.

SETH I. NEIBAUR

Date of receipt at Office of Department of Reclamation June 1, 1953.

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-22223. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that D. G. Taylor of Rexburg, County of Madison, and State of Idaho, the holder of Permit No. G-22223, issued upon Application No. G-29951 bearing date of priority of July 2, 1951, authorizing the diversion of 4.5 second feet of the waters of a well (subterranean flow) County of Power, State of Idaho, for irrigation and domestic 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 2.8 second feet of the waters of said well; that the point of diversion of said waters is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Township 6 South, Range 31 East, B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: North Half Section 36, Township 6 South, Range 31 East, B. M. (That portion lying south of the line of the American Falls Reservoir), and North half of the South Half Section 36, Township 6 South, Range 31 East, B. M.

Witness my hand this 27th day of January, A. D. 1954

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made October 14, 1952
Certificate of Completion of Works issued January 27, 1954