

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: A29-02336
Date Received: 5/25/1990
Receipt No: C016993
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAYSON C. HOLLADAY 208-232-8408
Address: 5544 BANNOCK HWY.
POCATELLO, ID 83204

AND

Name: RUTH R. HOLLADAY
Address: POCATELLO, ID 83204

2. Date of Priority: JUL 01, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	18	NW	NE			BANNOCK

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
IRRIGATION	04/01	11/01	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, ONE HOME

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: 3956
Ident. No. *A29-02336*

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

Please type or print clearly:

Name of claimant(s) JAYSON C. HOLLADAY AND RUTH R. HOLLADAY

Mailing Address
(including zip code) 5544 BANNOCK HIGHWAY

POCATELLO, IDAHO 83204

Phone Number (208) 232 - 8408

MICROFILMED

NOV 13 1992

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: A29-02336
Date Received: 5/18/1990
Receipt No: coll 693
Received By: jule

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
MAY 25 1990

Department of Water Resources

1. Name: JAYSON C. HOLLADAY
Address: POCATELLO, ID 83201
2. Date of Priority: JUL 01, 1953
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	18	NW	NE			BANNOCK

5. Description of diverting works: SEE ATTACHMENTS, INCLUDING STATE OF IDAHO
LICENSE & CERTIFICATE OF WATER RIGHT AND CERTIFICATE OF COMPLETION OF WORKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	JANUARY 1	- DEC. 31	0.040		
IRRIGATION	APRIL 1	- NOV. 1	0.040		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses: DOMESTIC

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	35E	18	NW	NE		IRR	3.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	3.0
					Total Acres	3.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

LICENSE WAS ISSUED FOR DOMESTIC USE ONLY WHICH INCLUDED
IRRIGATION.
AC. IRR. = 2.5.

15. Basis of Claim: LICENSE

Water Right Number: 24258

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: 2

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): Jayson C. Holladay Date: 24 MAY 1990
Ruth R. Holladay Date: 24 MAY 1990

State of Idaho)
County of BANNOCK) SS.

Subscribed and sworn (or affirmed) before me this 24TH day
of MAY 19 90

Edward J. Burnett
Notary Public

Seal

Residing at POCATELLO, IDAHO

My Commission Expires MARCH 1, 1991

Log for claim A29-02336

Spatial Dynamics LTD

8/30/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s35e	18	NWNE	3	36	POD placement? / Indiscernible
Totals:			3	36	

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 32047
Permit No. G- 24258
District No.

Jayson C. Holladay
627 So. 9th Avenue
Pocatello, Idaho

1. Name of Applicant: JAYSON C. HOLLADAY and RUTH R. HOLLADAY
Postoffice address: Pocatello County: Bannock State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. .0432 or Idaho
Miners' inches 2.16 or gallons per minute. 22.5
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 18
Twp. 7 S. , Rge. 35 E. , B.M., County of Bannock
5. Water is to be used for: Both 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: Contemplate drilled, cased well with pump and motor.
8. Estimated cost of works: \$ 800.00
9. (a) Is reservoir to be used? No
(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 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 onhand: \$
(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: Have use of neighbor's ditch now, but their rights are in jeopardy and water available thereby is infrequent and spasmodic.
 - (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) 2.16 (cubic feet per second, inches or gallons per minute) is for new lands.

The 2.16 tract (acres) with which this Application for Permit is concerned is more particularly described by notes and bearings as follows: Beginning at a point 55.01 feet west and 228.74 feet South of the NE corner of Sec. 18, T 7 S, R 35 E, thence South 45 degrees 16' East 439.6 feet, thence South 61 degrees 45' West 244.5 feet to point in road right of way fence, thence North 45 degrees 16' West 366.4 feet along road right of way fence, thence North 45 degrees 16' East 233.8 feet to the point of beginning, containing 2.16 acres of land.

Remarks: Additional explanation to Q. 13: The vendors who sold the 2.16 acres have some ditch irrigation rights on their farm, but the 2.16 acres they sold to me has been a problem to irrigate, as water is seldom plentiful enough to run to the small tract.

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. (cont. below)

JAYSON C. MOLLADAY

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 a.m. July 1, 1953

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-24258

Recorded in Book 86 Page 24258 Approved July 3, 1953

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 September 3, 1953

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before January 3, 1956

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before July 3, 1958.

Witness my hand this 3rd day of July, 1953

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho, and IRA H. MASTERS, 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 3rd day of July, 1953.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

Secretary of State.

By LEN JORDAN

Governor

12.

Twp.	Range	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	
7 S	35 E	18	2.16				2.16
REMARKS (cont.)			I purchased from them.				
			I anticipate that by time I build a home on the small tract (within the next 3 or 4 years) that there will be no more even infrequent ditch water and it is necessary that I have water to use for both culinary and irrigation purposes on the 2.16 tract.				

Permit No. G-24258
Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that JAYSON C. HOLLADAY and RUTH R. HOLLADAY of Pocatello, County of Bannock, and State of Idaho, the holder of Permit No. G-24258, issued upon Application No. G-32047 bearing date of priority of July 1, 1953, authorizing the diversion of .0432 second feet of waters of Well County of Bannock, State of Idaho, for Irrigation and domestic purposes, have 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 .0432 second feet of the waters of subterranean flow from a well that the point of diversion of said waters NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18, Township 7 South, Range 35 East, B.M. and that the use of said water is described as follows, to-wit: For domestic use which includes irrigation of 2 $\frac{1}{2}$ acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18, Township 7 South, Range 35 East, B.M. Proof of Completion of Works made: July 2, 1958

Witness my hand this 10th day of October, A.D. 1958

/s/ Geo. N. Carter
State Reclamation Engineer

Proof of Completion of Works made: July 2, 1958
Certificate of Completion of Works issued: October 10, 1958

Recorded in 8442

6447



Jayson Holladay

RECEIVED
MAY 25 1990

Department of Water Resources

... ATTORNEY AT LAW ...

LAW OFFICES • 836 EAST CENTER • POCA TELLO, IDAHO 83201

24 MAY 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 NORTH ORCHARD STREET
STATEHOUSE MAIL
BOISE, IDAHO 83720

RE: JAYSON HOLLADAY
No. 29-02336

ATTN: DONALD V. SHAFF
MANAGER, ADJUDICATION SECTION

DEAR MR. SHAFF:

MAY I THANK YOU FOR YOUR KIND LETTER OF MAY 15, 1990, A COPY OF WHICH I
ENCLOSE FOR YOUR INFORMATION.

WE ARE USING THE COMPUTER GENERATED FORM WHICH YOU SO GENEROUSLY INCLUDED
IN YOUR LETTER.

WE ARE ALSO ENCLOSING WITH OUR NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED
UNDER STATE LAW, THE ADDITIONAL FILING FEE OF \$28.00. YOU ARE CURRENTLY
HOLDING OUR CHECK FOR \$25.00 (YOUR RECEIPT #C014985).

AGAIN, THANK YOU FOR THE COMPETENT MANNER IN WHICH THE DEPARTMENT OF
WATER RESOURCES IS PROCESSING THESE MANY CLAIMS.

EVERY GOOD WISH,

Jayson Holladay

JAYSON HOLLADAY

TDH

ENCLOSURES: NOTICE OF CLAIM TO
A WATER RIGHT WITH
ATTACHMENTS; ALSO
BALANCE OF FILING
FEE

MICROFILMED

NOV 13 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

May 15, 1990

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Mr. and Mrs. Jayson C. Holladay
5544 Bannock Hwy
Pocatello, ID 83204

RE: Notice of Claim to a Water Right

Dear Mr. and Mrs. Holladay:

Bannock

We are returning the enclosed claim form to allow you the opportunity to modify or replace this claim form.

The form which you used is limited to small domestic and stockwater uses. The irrigation associated with small domestic uses is limited to 1/2 acre. Both the information contained on your claim form and the license which you identify as your basis of claim list 2-1/2 acres of irrigation.

We have printed out a claim form for your possible use which we developed based on the information from License G-24258 (new number 29-02336) contained in our files. If you prefer, you may use this computer generated form, supply any additional information you choose, and return the form with the correct filing fee. The correct filing fee for this claim, including the irrigated acres, would be \$53.00. We are currently holding a balance of \$25.00 (Receipt C014985); we, therefore, need an additional \$28.00.

If you choose to use the printed form, please sign the form, having your signatures notarized. Also enclosed is a copy of the correct Notice of Claim form which you may use if you prefer.

If these documents are returned by June 18, 1990, a late fee will not be assessed. Please do not hesitate to contact this office if you have any questions or need assistance. If you would like to set up an appointment for assistance, you may contact the Eastern Region Office, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83401, phone 525-7161, to set up an appointment.

Sincerely,

Donald V. Shaff
for Donald V. Shaff
Manager, Adjudication Section

Notice of Claim (typed)
Notice of Claim (computer generated)

MICROFILMED

NOV 13 1992

Old (D) Number - 24258

+ - - - - - Address - - - - - +

State- ID Zip- 83201

State- Zip-

State- Zip-

+ - - - Status - - - +

+ - - - - - Tributary - - - - - +

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -

Water right number - 29-02336 Adj. flag translation: Standard Water Right Number

+ - - - - Remarks - - - - - +
LICENSE WAS ISSUED FOR DOMESTIC USE ONLY WHICH INCLUDED
IRRIGATION.
AC. IRR. = 2.5.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields - 03/26/85 05/22/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 03/26/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 08/14/1979	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	Microfilm Roll Number -

State of Idaho
*License and Certificate of
Water Right*

Water License No. G-24258

To Jayson C. Holladay and Ruth
Holladay
Pocatello, Idaho

Source of Supply Subterranean
(well)

Bannock County

Amount .0432 Sec. Ft.

Point of Diversion NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18,
T7S-R35E.BM

Place of Use NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18,
T7S-R35E.BM

Purpose Domestic Use
which includes irrigation of 2 $\frac{1}{2}$ acres

Date of Priority July 1, 1953

Recorded October 10, 1958

in Book 10 of Licenses, Page 6447

State of Idaho
License and Certificate of Water Right

Water License No. G-24258 Priority July 1, 1953 Amount .0432 c.f.s.

THIS IS TO CERTIFY that JAYSON C. HOLLADAY and RUTH R. HOLLADAY of Pocatello, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 1, 1953; that Permit No. G-24258 was issued under said application; that Certificate of Completion of works, with a carrying capacity of .0432 second feet, was issued thereunder on October 10, 1958, showing that said works were completed on the 2nd day of July, 1958; and that on the 2nd day of July, 1958, JAYSON C. HOLLADAY of Pocatello, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well a tributary of subterranean for the purpose of Domestic Use, under Use Permit No. G-24258 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 10 of Licenses, at Page 6447, on the 10th day of October, 1958; The right hereby confirmed dates from July 1, 1953;

The Point of Diversion is located
in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Tp. 7 S., R. 35 E., B.M. Bannock 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 .0432 cubic feet per second.

Description and location of use: DOMESTIC USE WHICH INCLUDES IRRIGATION in the

TWP.	RANGE	SECTION	FORTY-ACRE TRACT	NO. ACRES DESCRIBED IN PERMIT	NO. ACRES ACTUALLY IRRIGATED
7 S.	35 E.	18	NW $\frac{1}{4}$ NE $\frac{1}{4}$	2 $\frac{1}{2}$	2 $\frac{1}{2}$

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 10th day of October, 1958

State Reclamation Engineer.

Permit No. G-24258

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that JAYSON C. HOLLADAY and RUTH R. HOLLADAY
 of Pocatello, County of Bannock, and State of
Idaho, the holder of Permit No. G-24258, issued upon
 Application No. G-32047 bearing date of priority of July 1, 1953, authorizing the
 diversion of .0432 second feet of waters of Well

DO NOT WRITE

County of Bannock, State of Idaho, for Irrigation and domestic
 purposes, have 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 .0432
 second feet of the waters of subterranean flow from a well

that the point of diversion of said waters NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18, Township 7 South,
Range 35 East, B.M.

and that the ~~lands proposed to be irrigated by the~~ use of said water ^{is} described as follows, to-wit:
For domestic use which includes irrigation of 2 $\frac{1}{2}$ acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section
18, Township 7 South, Range 35 East, B.M.

Proof of Completion of Works made: July 2, 1958

Witness my hand this 10th day of October, A. D. 19 58

Geo. H. Carter
 State Reclamation Engineer

Permit No. G-24258

**Certificate of Completion
of Works**

Dated. October 10, 1958

Stream. Subterranean

County. Bannock

Amount. .0432 c.f.s.

Date of Priority. July 1, 1953

Recorded in Book. 86

of. Permits, page 24258
