

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: A29-02337B
Date Received: 5/ 1/1990
Receipt No: E013992
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHILIP MORRISON 208-897-5537
Address: RT 1
DOWNEY ID 83234

2. Date of Priority: JUL 18, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	37E	12	SE	NW	SW	2	BANNOCK

5. Description of diverting works:
WELL AND PUMP; SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.070		

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

8. Total consumptive use is 8.8 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	37E	18	NW	SW	2	IRR	3.5

Section Acres 3.5

10. Place of Use: Continued

Total Acres 3.5

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:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

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: _____

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): _____ Date: _____
_____ 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 _____

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

Renumbered A29-02337B

Ident. Number: A29-11928

Date Received: 5/ 6/1992

Receipt No: E013992

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHILIP MORRISON
Address: RT 1
DOWNEY ID

208-897-5537

83234

2. Date of Priority: JUL 18, 1953

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	37E	12	SE	NW	SW	2	BANNOCK

5. Description of diverting works:
WELL AND PUMP; SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.070		

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

A.F.A.

8. Total consumptive use is

8.8 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
11S	37E	18	NW	SW	2	IRR	3.5

A2902337B



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NOV 16 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	3.5
					Total Acres	3.5

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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: _____

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): _____ Date: _____
_____ Date: _____

NOV 13 1992

~~MICROFILMED~~

NOV 16 1992

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 _____

NOV 13 1992

~~MICROFILMED~~

NOV 16 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:

Ident. Number

Date Received

Receipt Number

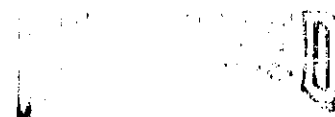
39576

A29-11928

5/1/90

EO 13992

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW



MAY 11 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Philip Morrison Phone () 897-5537
Mailing Address Rt. 1, Downey, ID Zip 83234

2. Date of Priority (Only one (1) per claim) July 18, 1953

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 11S Range 37E Section 12,
SE 1/4 of NW 1/4 of SW 1/4, Govt. Lot, 2 B.M., County of Bannock

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. well and pump, sprinklers

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NOV 16 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 11-1 amount .07 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .07 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 8.8 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>11S</u>	<u>37E</u>	<u>18</u>										<u>Lot 2</u> <u>3.5</u>							<u>3.5</u>

Total number of acres irrigated 3.5

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (X)

14. Remarks:

MICROFILMED
NOV 16 1982

Last Name _____ Ident No. _____

Copies: White - State, Yellow - Claimant

Scale: 2 inches equals 1 mile

LO 42

18

T 11 S

P.W.

P.D.

R 37 E

~~MICROFILMED~~
NOV 16 1982

Last Name _____ **Ident No.** _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 29-02337 (Part)
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Philip Morrison

Date 4/4/1990

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title _____

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this _____

4th

day of _____

April

19 90

SEAL

Notary Public _____

Carter Fritschle

Residing at _____

Carter Fritschle, Notary Public

Residing at Eagle, Idaho

My Commission Expires _____

My commission Expires 10/31/92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be 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 _____

Last Name _____

Ident. Number _____

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NOV 16 1992

Copies White-State, Yellow-Claimant

03/23/2001

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
29-2337B	PHILIP MORRISON RT 1 DOWNEY ID 83234	Disallowed	RECOMMENDED AS RIGHT NO. 29-02337.

Log for claim A29-02337B

Spatial Dynamics TWB

5/17/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s37e	18	SWNW	3.5	3.1	
11s37e	18	NWSE	0	0	POD placement?
11s37e	36	NWSW	3.5	0	nws in database should be swnw
Totals:			7	3.1	

AJ5809NP
No. A29-02337B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 66

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PHILIP MORRISON RT 1 DOWNEY ID 83234 (208) 897-5537	07/18/1953	IRRIGATION	04-01 11-01	0.070 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	0.070 CFS 8.80 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T11S R37E S12 Lot02(SENWSW)

BANNOCK 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 37E 18 :												02-03												:	3.5
																				TOTAL ACRES	:	3.5			

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:
A29-11928

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 11/16/94 DCARLSON 03/29/95 POST-STD

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 29-2337
Date Received: 4/27/90
Receipt No: E013799
Received By:

Amended

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

DC

1. Name of Claimant(s)

KENNETH R DEGN Phone: (208)897-5792

19748 S DEGN RD
DOWNEY ID USA 83234

2. Date of Priority: 07/18/1953

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11S	37E	18	SW NW	BANNOCK	

5. Description of diverting works:

ONE WELL/ ONE PUMP MAINLINE-PLASTIC UNDERGROUND DEPTH 80 ' 12"CAS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1.64	288

7. Total Quantity Appropriated is:
1.64 C.F.S. and/or 288 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
11S	37E	18	NW NW 1	IRRIGATION	52
			SW NW 2	IRRIGATION	49

Section Acres 101

Total Acres 101

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:

AC. IRR.=82.1.

15. Basis of Claim: License

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: _____

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): [Signature] Date: 03-22-01

Date:

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this
22 of March 2001

[Signature]

Notary Public

Residing at Rusby, Id

My commission Expires 2/26/2002

RIGHT NUMBER: 29-2337
NAME AND ADDRESS: KENNETH R DEGN
19748 S DEGN RD
DOWNEY ID 83234

BRENDA DEGN
19748 S DEGN RD
DOWNEY ID 83234

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.64 CFS
288.0 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.64 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 350 AF. COMBINED RIGHT NOS.: 29-02337, 29-13150

PRIORITY DATE: 07/18/1953

POINT OF DIVERSION:

T11S R37E S18 SWNW Lot 2 Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.640 CFS 288.00 AFY

PLACE OF USE:

IRRIGATION Within BANNOCK County

T11S R37E S18 Lot 1 NWNW 51.0 T11S R37E S18 Lot 2 SWNW 49.0

100 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 82.1 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 100 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-02337, 29-13150

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.
RIGHT NO. 29-13150 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE.

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 A29-02337Date Received 4-27-90Receipt Number E013799OK #5132 #155

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Kenneth R. Dyer Phone (208) 897-5792Mailing Address 19756 South Yorall Rd Zip 832342. Date of Priority (Only one (1) per claim) 1952 (No G-24315)3. Source of water supply (a) well - Ground water
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 11 Range 36 Section 1,NW 1/4 of SW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

one well - one pump
main line - plastic underground depth 80 ft
with 12 in casing

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APR 12 1994

assigns forever: All that certain lot, piece, or parcel of land situate, lying and being in the County of Bannock, State of Idaho, bounded and more particularly described as follows, to-wit:

NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1, Township 11 South, Range 36, E.B.M.; SE $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, Township 11 South, Range 36, E.B.M.; Lots 1 and 2, Section 18, Township 11 South, Range 37, E.B.M. Bannock County, Idaho . . .

Right, title and interest of the public in and to those portions of above described premises falling within the bounds of roads or highways.

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APR 12 1934

License and Certificate of Water right by the State of Idaho, Permit No. G-24315

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Jan 1 to Dec 31 amount 2.697 or _____

For Stock purposes from Jan 1 to Dec 31 amount .303 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 315 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater - 50 head cattle

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
11	36	1		26.25				26.25				26.25				26.25			

Total number of acres irrigated 105

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (X)

14. Remarks:

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APR 12 1994

Last Name _____ Ident No. _____

Copies: White - State, Yellow - Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 6-24315 A29-02337

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Kenneth R. Segn Date 4-25-90

Brenda Segn Date 4-25-90

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing Organization _____

document in the space below as _____ Title _____ of _____ Organization _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 26th day of April 19 90

SEAL

Notary Public Laurita M. Davis

Residing at Downey, Idaho

My Commission Expires 12-22-93

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be 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

Last Name _____ Ident. Number _____

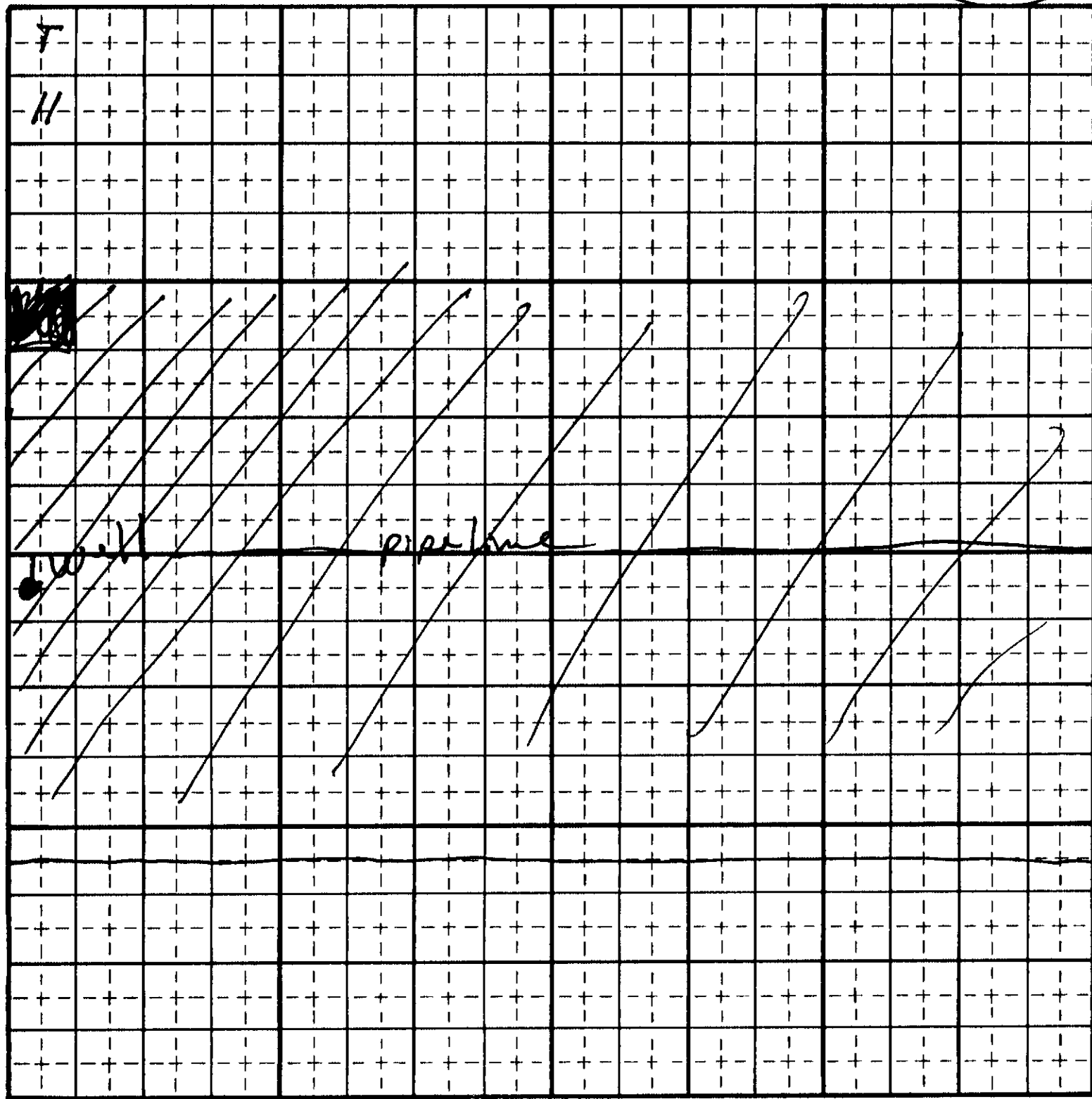
Copies White-State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

4 in = $\frac{1}{2}$ mile

N →



MICROFILMED

APR 12 1994

Last Name

Dugan

Ident No.

6-24315

Copies: White-State, Yellow-Claimant

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: **A29-02337**
Date Received: 4/27/1990
Receipt No: E013799
Received By: _____

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

1. Name: KENNETH R. DEGN
Address: 19756 SOUTH YOXALL RD
DOWNEY ID

208-897-5792

83234

2. Date of Priority: DEC 31, 1952

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	Count
11S	36E	1	NW	SW	SE		BANNOCK

5. Description of diverting works:

ONE WELL/ ONE PUMP MAINLINE-PLASTIC UNDERGROUND DEPTH 80 ' 12" CAS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	12/31	2.697		
STOCKWATER	01/01	12/31	0.303		

7. Total Quantity Appropriated is:

~~2.70~~ C.F.S. (and/or)

A.F.A.

3.00 *de*

8. Total consumptive use is 315.0 Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER 50 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	36E	1	NW	SW		IRR	26.3
			SW	SE		IRR	26.3

MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	52.6
	37E	1	NW	NE	IRR	26.2
			SE	NW	IRR	26.2
					Section Acres	52.4
					Total Acres	105.0

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:

AC. IRR.=82.1.

FIELD EXAM TO DETERMINE IF THE POD AND POU HAVE CHANGED OR
CLAIMANT MADE AN ERROR

15. Basis of Claim: LICENSE

Water Right Number: 24315

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: _____

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): _____ Date: _____
_____ Date: _____

Log for claim A29-02337

Spatial Dynamics TWB

5/17/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s36e	0		0	0	POD placement?
11s36e	1	NWSW	26	26	
11s36e	1	SWSE	26	35	
11s37e	1	NWNE	26	39	Permissible place of use?
11s37e	1	SENW	26.2	40	Permissible place of use?
Totals:			104.2	140	

29-13150 ENLARGEMENT

29-13150

State of Idaho License and Certificate of Water Right

Water License No. G-24315

Amount 1.64 c.f.s.

Water District No.

Priority July 18, 1953

THIS IS TO CERTIFY that LELAND J. MORRISON

of Downey, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 18, 1953; that Permit No. G-24315 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3.09 second feet, was issued thereunder on November 11, 1958, showing that said works were completed on the 12th day of June, 1958; and that on the 12th day of June, 1958, LELAND J. MORRISON

of Downey, 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, a tributary of subterranean, for the purpose of Irrigation, under Use Permit No. G-24315 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 11 of Licenses at page 6513, on the 11th day of November, 1958; The right hereby confirmed dates from July 18, 1953;

The Point of Diversion is located

in the SW 1/4 NW 1/4 Sec. 18, Tp. 11 S., R. 37 E., B. M. County Bannock

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 1.64 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S.	36 E.	12	NW SE	--	1
			SW SE	--	0.1
			SE SE	--	1
	37 E.	18	NW NW (Lot 1)	--	30.9
			SW NW (Lot 2)	--	49.5
			Total number of acres irrigated - - - -		

The right to the use of the water aforesaid hereby confirmed is restricted to the kinds or uses 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

11th day of November, 1958.

/s/ Geo. B. Carter

State Reclamation Engineer

(SEAL)

21-233

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 32106
Permit No. G- 24315
District No.

Anderson & Anderson
Attorneys at Law
Box 327, Pocatello, Idaho

1. Name of Applicant: LELAND J. MORRISON
Postoffice address: Downey County: Bannock State: Idaho
2. Quantity of water claimed: 4 second feet
 - (a) Rate of withdrawal in cubic feet per second. or Idaho
Miners' inches 200 or gallons per minute.
 - (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 SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 18
Twp. 11 S., Rge. 37 E., B.M., County of Bannock
5. Water is to be used for: Irrigation
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, ditches and pipes
8. Estimated cost of works: \$ 6,000.00
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 one 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: 2 feet
Portneuf Marsh Valley
 - (a) 4 (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.

Remarks:

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.

LELAND J. MORRISON

Applicant.

By Gus Carr Anderson

Agent.

Date of first receipt at Department of Reclamation: 9:00 a.m. July 18, 1953

Returned to applicant for correction: July 20, 1953

Corrected application received: July 22, 1953

Approval of State Reclamation Engineer

The number of this permit is G-24315

Recorded in Book 86 Page 24315 Approved July 28, 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 28, 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 July 28, 1954

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before July 28, 1954

Witness my hand this 28th 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 28th 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 $\frac{1}{4}$				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 $\frac{1}{4}$	
11 S.	37 E.	18					52 $\frac{1}{2}$	52 $\frac{1}{2}$											105
11 S.	36 E.	12													40		40		80
		1													40				40

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-24315

225

Comes now LELAND J. MORRISON, 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-24315, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:
NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1; NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12; N $\frac{1}{2}$ E $\frac{1}{2}$ Section 13; Township 11 South, Range 36 East B.M.; and Lots 1 and 2 Section 18, Township 11 South, Range 37 East B.M.

making a total of 345 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 Boise, Idaho, this 18th day of April, 1955.

LELAND J. MORRISON

Date of receipt at Office of Department of Reclamation April 18, 1955.

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-24315. 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

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. G-24315 to July 28, 1958.

Witness my hand this 14th day of November, 1955.

MARK R. KULP
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement
of Permit No. G-24315 Under the
Provisions of Section 42-311 Idaho
Code

ORDER REINSTATING PERMIT

WHEREAS, Permit No. G-24315 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: July 28, 1955; and,
WHEREAS, On the 14th day of October, 1955 notice to show cause why said permit should not be canceled, under the provisions of Section 42-311, Idaho Code, was duly served on the holder of said permit; and,
WHEREAS, On the 14th day of November, 1955 the holder requested and was allowed an extension of time for proofs under said permit to July 28, 1958,
WHEREAS, On the 16th day of June, 1958 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and, made proof of beneficial use; and,
WHEREAS, After examination of the said depositions, the State Reclamation Engineer of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. G-24315 and that the holder has acted in good faith;
IT IS, THEREFORE, Hereby Ordered that said Permit No. G-24315 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 1st day of October, 1958.

/s/ Geo. N. Carter
State Reclamation Engineer

Permit No. G-24315
Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that LELAND J. MORRISON of Downey, County of Bannock, and State of Idaho, the holder of Permit No. G-24315, issued upon Application No. G-32106 bearing date of priority of July 18, 1953, authorizing the diversion of 4 second feet of waters of Well (subterranean) County of Bannock, 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 3.09 second feet of the waters of subterranean flow from a well that the point of diversion of said waters SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 18, Township 11 South, Range 37 East, BM and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 82 acres in the W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12, Township 11 South, Range 36 East, BM W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 18, Township 11 South, Range 37 East, BM
Proof of Completion of Works made: June 21, 1958

Witness my hand this 14th day of November, A.D. 1958

/s/ Geo. N. Carter
State Reclamation Engineer

Proof of Completion of Works made: June 12, 1958
Certificate of Completion of Works issued: November 14, 1958.

LICENSE ISSUED FOR 2.64 SEC. FT.

Page 6513

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

Permit No. G-24315This proof is for G/W & Beneficial Use In Water District No. _____1. Name of applicant Leland J. Morrison - Downey, Idaho2. Source of water supply: Well3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 18T. 11 S. R. 37 E. County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same: Drilled well
equipped with vertical gear driven pump and tractor
pipe line and earthen ditch distribution system.

5. Water is used for: Irrigation6. 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):

Township 11 South, Range 36 EastSection 1: NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12: NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 13: N $\frac{1}{2}$ NE $\frac{1}{4}$ Township 11 South, Range 37 EastSection 18: Lots 1 and 2Total acres: 345

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

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

Remarks: Mr. Morrison aided in making the August 21st 58
examination and operation, but had other engagement which
prevented him being present during the beneficial use
examination. He appeared to understand that all of his land
would be entitled to a right of 1 miners inch of water - both
that irrigated and that which is not irrigated. It developed
that relatively a small amount of his land is actually
being irrigated with the water from the well.

This examination was made on the 21 day of Aug, 1958(Signed) James E. Marx Examiner.P24 315

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.

7/18/58

RECEIVED
SEP 3 0 1958

Department of Reclamation

Leland J. Morrison
Downey, Idaho

Permit No. G-24315

Examination for C/W & Beneficial Use

County Bannock

18-11S-37E

Q = 4.0 c.f.s.

S = Well

P.D. = SW. NW, Sec. 18, T. 11S. - R. 37E

Use = Irrigation

Filed July 18, 1953

Done July 28, 1958 (Ext.)

18-11S-37E and 18-11S-37E
to 20' - located at head
of drain that deepens 1/2
mile further North and
makes large spring
on the floor of drain
from creek.

Pump: Layco - Bowser
Vertical Pump #20525 with
Amarillo gear head No
OL 3721. - 3'-10" discharge
entering 600' x 12" steel
pipe line which terminates
in 450' x 12" steel pipe.

Power - T.D. 6

Water - 2' cipoletti
Furnace # 29
60' x 2' cipoletti
water line at the upper end of
the 18-11S-37E pipe.

The measurement was
considered to amount to
3.13 c.f.s.

154.6 inches water

ft. to the top of the
drain at the head of the

R 36 E

R 37 E

Lot #1 Sec 18 = 52.47 A.

" 2 " = 52.54 A

1

6

Virginia

T N S

Wire Grass creek.

7

Subdivisions = 5

Area = 82 acres

Q = 82"

164 cfs

13

Strip of pasture land irrigated principally by spring water.

Ditches

P.D.

600' 12" pipe line
460' 6" "

C/W for 3.07 cfs.

Quantity of Water

Land irrigated

According to the flow over a 2' Cipolatti weir made at the end of the 600' of 12" dia. steel pipe the well yielded 3 cfs. of water or

1545 Miners Inches

3.07

Lot #1 - Sec 18 = 30 1/2 Ac.

" 2 " = 47 1/2 Ac

NW 1/4 SE 1/4 " 12 = 1.0 Ac.

SW 1/4 SE 1/4 " 12 = 0.1 Ac.

SE 1/4 SE 1/4 " 12 = 1.0 Ac.

Total 82.1 Ac.

Explosives better than nerve control and if desired

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-24315

REPORT ON PROOF OF COMPLETION OF WORKS & BENEFICIAL USE

Leland J. Morrison ✓
Downey, Idaho ✓

Appl. 4. c.f.s.

AJ5809NP
No. A29-02337

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 65

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KENNETH R DEGN 19756 S YOXALL RD DOWNEY ID 83234 (208) 897-5792	12/31/1952	IRRIGATION STOCKWATER	01-01 12-31 01-01 12-31	2.697 CFS 0.303 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					3.000 CFS	315.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T11S R36E S01

NWSWSE

BANNOCK 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	36E	1	:																	:	52.6
11S	37E	1	:			26														:	52.4
TOTAL ACRES																			:	105.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: BANNOCK

Non-Irrigation Uses: STOCKWATER 50 HEAD CATTLE

Other Water Rights Listing Overlapping Place(s) of Use:
A29-02560 A29-02560A

Remarks: GEN AC. IRR.=82.1.
FIELD EXAM TO DETERMINE IF THE POD AND POU HAVE CHANGED OR
CLAIMANT MADE AN ERROR

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

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

Audit: 04/30/90 DCARLSON 06/19/90 DCARLSON 11/19/92 FRITSCHL 08/11/93 DCARLSON
06/22/94 COX 03/29/95 POST-STD