

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: **A29-02339**
Date Received: 6/22/1990
Receipt No: E021702
Received By: SL.

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

1. Name: EDWARD A SMITH 208-238-9641
Address: 2811 MARGO
POCATELLO ID 83201

2. Date of Priority: SEP 17, 1953

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		SE	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	2.680		

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

8. Total consumptive use is 600.0 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	14	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	30.0



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	110.0
		15	SE	SE	IRR	30.0
					Section Acres	30.0
					Total Acres	140.0

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: 24490

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): Edward C. Smith Date: 11-11-95

Date: _____

NOV 13 1995

State of Idaho)
County of Dennook) SS.

Subscribed and sworn (or affirmed) before me this 11 day
of November 19 95

Seal

Esraher
Notary Public

Residing at Pocatello, Idaho

My Commission Expires 3-1-98

Log for claim A29-02339

Spatial Dynamics AMH

7/14/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s33e	14	NESW	40	40	
06s33e	14	NWSW	40	40	
06s33e	14	SWSW	30	25	
06s33e	15	SESE	30	25	
Totals:			140	130	

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	EDWARD A SMITH 2811 MARGO POCATELLO ID 83201 (208) 238-9641	09/17/1953	IRRIGATION	03-15 11-15	2.680 CFS	
					TOTAL DIVERSION:	2.680 CFS
					CONSUMPTIVE USE:	600.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06S R33E S15 SESE

POWER County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
06S	33E	14	:											40	40	30					110.0
06S	33E	15	:																		30.0
																			TOTAL ACRES	140.0	

POU County: POWER

Non-Irrigation Uses: NONE

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:
A29-02275

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 11/13/95 SCOX

State of Idaho License and Certificate of Water Right

Water License No. G-24490

Amount 2.68 c.f.s.

Water District No.

Priority September 17, 1953

THIS IS TO CERTIFY that J. PAUL EVANS of American Falls, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated September 17, 1953; that Permit No. G-24490 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.68 second feet, was issued thereunder on September 4, 1958, showing that said works were completed on the 7th day of September, 1955; and that on the 7th day of September, 1955, J. PAUL EVANS

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 a well a tributary of subterranean, for the purpose of Irrigation under Use Permit No. G-24490 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 644, on the 4th day of September, 1958; The right hereby confirmed dates from September 17, 1953;

The Point of Diversion is located

in the SE 1/4, Sec. 15, Tp. 6 S., R. 33 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 2.68 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.	14	NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	30
			SE 1/4 SW 1/4	30	30
		15			
Total number of acres irrigated - - -					140

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 4th day of September, 1958.

/s/ Geo. M. Carter
State Reclamation Engineer.

(SEAL)

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

Application No. G- 32286
Permit No. G- 24490
District No.

1. Name of Applicant: J. PAUL EVANS
Postoffice address: American Falls County: Power State: Idaho
2. Quantity of water claimed: 3 cubic feet per second
 - (a) Rate of withdrawal in cubic feet per second. 3 or Idaho
Miners' inches or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Underground (Well)
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 15
Twp. 6 S., Rge. 33 E., B.M., County of Power
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 and ditches
8. Estimated cost of works: \$ 8,000.00
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: \$ 15,000.00
(b) Treasury stock: no (c) Bonds to be issued:
(d) Other resources: Real Estate
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: No
 - (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) 3 (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

J. PAUL EVANS

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 a.m. September 17, 1953

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-24490

Recorded in Book 87 Page 24490 Approved September 29, 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 November 29, 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 September 29, 1954

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before September 29

Witness my hand this 29th day of September, 1953

MARK RK KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN

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 29th

day of September, 1953

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

By LEN JORDAN

Governor

Secretary of State.

By Paula L. Fleenor

Acting Secretary of State

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 $\frac{1}{4}$	
6 S.	33 E.	15 14			40 40 40	30	30 120
							150

Permit No. G-24490
Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that J. PAUL EVANS of American Falls, County of Power, and State of Idaho, the holder of Permit No. G-24490, issued upon Application No. G-32286 bearing date of priority of September 17, 1953, authorizing the diversion of 3 second feet of waters of Underground (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 2.66 second feet of the waters of subterranean flow from a well (underground) that the point of diversion of said waters SE $\frac{1}{4}$ Section 15, Township 6 South, Range 33 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 140 acres in the N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14; SE $\frac{1}{4}$ Section 15, Township 6 South, Range 33 East, B.M. Proof of Completion of Works made: September 7, 1955

Witness my hand this 4th day of September, A.D. 1958

/s/ Geo. N. Carter
State Reclamation Engineer

Proof of Completion of Works made: September 7, 1955
Certificate of Completion of Works issued: September 4, 1958.

RECEIVED FOR 2.66 SEC. FT.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-24490

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant L. Paul Evans
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 15
T. 6 S. R. 33 E., B. M. County of Power
4. Describe works as they exist, giving dimensions and capacities of same: Well 16" x 205'
10" x 100' column 2 - 10" bowls 7 1/2" discharge into 2' x 8' wooden
head gate General Electric motor 60 Hp 440V #TKJ 512030
Peerless vertical turbine #162237 E+M controls. 132.3 meters
makes measured by spooling meters
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):
SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 15., N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 14., Twp. 6 S., Rge. 33 E., B.M.

Handwritten note:
200' well 1' 5" 1/2"
300' = 2.9 feet
1.11' close enough

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

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

Remarks: Accompanied by L. Paul Evans
Crops are hay grain + pasture

This examination was made on the 14 day of August, 1958

(Signed) Carroll A. Strickman Examiner.

G 24490

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.

RECEIVED
AUG 18 1958
Department of Reclamation

J. Paul Evans
American Falls, Idaho

Permit No. G-24490

Examination for Completion of Works and Beneficial Use

County _____ Power _____
IS-65.-33E

Qz 3.0 a.f.s.
S = Well 3471 H
2284

P.D. = SE SE Sec. 15, T. 6S. - R. 22E

Quantity

Use = Irrigation

212 H well cost 7 water
3 ault per sec 16m covering
entire depth

Filed = Sept. 17, 1953

Done = Sept. 29, 1955

440V #TKS 512030

Revised p.m. 11/22/37

6000 a. f.s.

SE meter

Demand 2, 2

#P0230461

KH = 2.4 3 phase

2.5 amps 60 cycle

3 wires

16" x 205' well

H = 85' 7 1/2" discharge

Left = 90'

10" x 160'

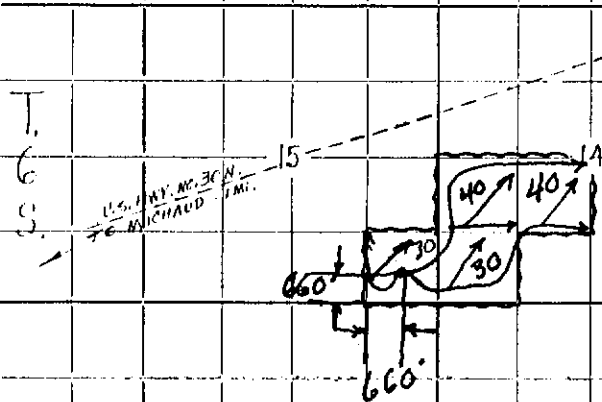
2 - 10" bowls

note 2' x 8' wood head

1 min 51 sec 300 cf

2.7
1115 300.00
222
780
771
30 104

R-33E.



Subdivisions = 4

Area = 140 acres

Q = 132.3 square miles

154"

266 cfs

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-24490

REPORT ON PROOF OF Completion of Works & Beneficial Use

J. Paul Evans, American Falls, Idaho