

#490

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: A29-02373
Date Received: 1/18/1990
Receipt No: E011778
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEAN SMITH 208-648-7330
Address: WOOD RD.
BANCROFT, ID 83217

2. Date of Priority: JAN 30, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	39E	17	NE	NE			CARIBOU

5. Description of diverting works:
WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.800		

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

8. Total consumptive use is 1100.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	39E	17	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0

A29-02373

Page 1

Date: 01/18/90

MICROFILMED
NOV 13 1992



10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	39E	17	NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0

Section Acres 440.0

Total Acres 440.0

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
A29-00110A.

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 26175

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): *Allen Smith* Date: 1-18-90

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18th day

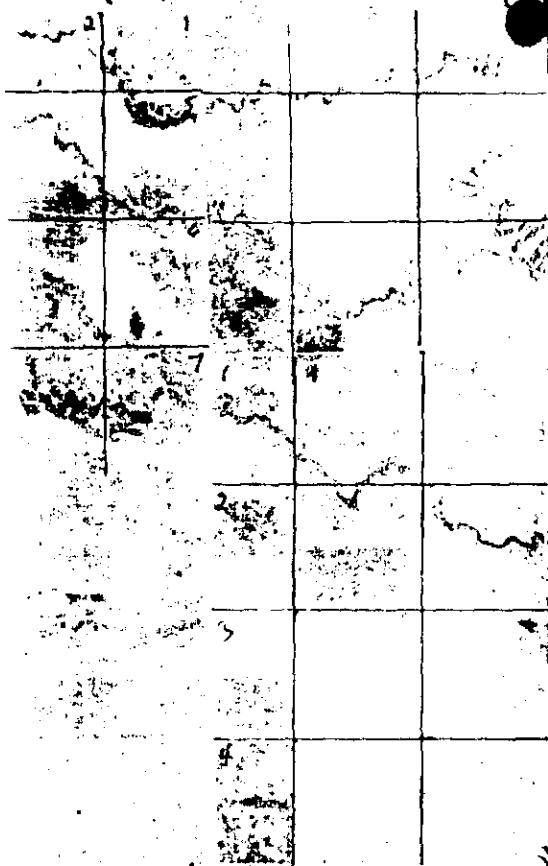
of January 19 90

Seal

Anthony S. O'Connell
Notary Public

Residing at *Shabo Falls*

My Commission Expires 9/12/1990



	X	X	X	-
	X	X	X	
	X 20	40	40	-1
	X	X	X	
	X	X 20	X	-2

DUNN CREEK

40 X	40 X	29-2	78
40 X	40 X		
	40 X	40 X	

WELL

20
20
20

20	28
40	40

274

MICROFILMED
JUL 13 1992

Log for claim A29-02373

Spatial Dynamics BTD

6/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s39e	17	NENE	40	36	
07s39e	17	NWNE	40	36	
07s39e	17	SWNE	40	40	
07s39e	17	SENE	40	40	
07s39e	17	NENW	40	37	
07s39e	17	NWNW	40	37	
07s39e	17	SWNW	40	40	
07s39e	17	SENW	40	40	
07s39e	17	NESW	40	40	
07s39e	17	NESE	40	40	
07s39e	17	NWSE	40	40	
Totals:			440	426	

AJ5809NP
No. A29-02373

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 60

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DEAN SMITH WOOD RD BANCROFT ID 83217 (208) 648-7330	01/30/1956	IRRIGATION	04-01 11-01	4.800 CFS	
TOTAL DIVERSION:					4.800 CFS	
CONSUMPTIVE USE:						1100.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07S R39E S17

NENE

CARIBOU 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	:	---
07S	39E	17	:	40		40		40		40		40		:	40				:	40		40			:	440.0
																							TOTAL ACRES		440.0	

POU County: CARIBOU

Other Rights: A29-00110A.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-10134 A29-10134

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00110 A29-00110A

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	
Audit:	01/18/90 OLENICHA	06/23/94 COX	03/29/95 POST-STD

State of Idaho License and Certificate

Water License No. G-26175

Water District No.

THIS IS TO CERTIFY that DELBERT K. and DORA E. of Bancroft, Idaho, made application for public waters of the State of Idaho, dated January 30, 1956, was issued under said application; that Certificate of Completion of Work, 4.8 second feet, was issued thereunder on June 16, 1957, were completed on the 16 day of December, 1957, day of December, 1957, DELBERT K. and DORA E.

of Bancroft, State of Idaho, made proof to the State Reclamation Engineer of Idaho, of the right to use the waters of, a tributary of subterranean flow, for the purpose of, under Use Permit No. G-26175 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the law and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses at page 6655, on the 16 day of June, 1957.

The right hereby confirmed dates from January 30, 1956.

The Point of Diversion is located

In the NE 1/4, Sec. 17, Tp. 7 S., R. 39 E., B. M. Caribou County

That the amount of water to which such right is entitled and hereby confirmed, for the aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	39 E.	17	NE 1/4 NE 1/4	40	40
			NE 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	40	40
			NW 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	40	40
			NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
			Total number of acres to be irrigated:		440

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

16 day of June, 1959.

GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

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

Application No. G- 34058
Permit No. G- 26175
District No.

1. **Name of Applicant:** DELBERT K. ARGYLE and DORA B. ARGYLE, Husband and wife
Postoffice address: Bancroft **County:** Bannock **State:** Idaho
2. **Quantity of water claimed:** 8.8 cubic feet per second
 - (a) **Rate of withdrawal in cubic feet per second.** eight and eight tenths or Idaho
Miners' inches 440 or gallons per minute. 4,060
 - (b) **Annual withdrawal in acre feet per annum** the acreage to be irrigated is 440 acres and the
duty of water in the territory is 1 inch to the acre during the irrigating season.
3. **Source of water supply:** Subterranean
4. **Location of point of diversion or well is in the** E $\frac{1}{2}$ ~~1/4~~ of the NE $\frac{1}{4}$ $\frac{1}{4}$ of Section 17
Twp. 7 South , Rge. 39 E. , B.M., County of ^{Carriger} Bannock
5. **Water is to be used for:** Agricultural purposes - to irrigate farm land described
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 sprinkler system
8. **Estimated cost of works:** \$18,000.00 for well, pump and sprinkler system
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** two 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.

Remarks:

DELBERT K. ARGYLE & DORA B. ARGYLE

Applicant.

By

Agent.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

Recorded in Book 92 Page 26175 Approved Feb. 7, 1956

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before April 7, 1956

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 February 7, 1957

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

Witness my hand this 7th day of February, 1956

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SHYLIE, 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 7th
day of February, 1956

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MATTERS
By Paula L. Fleenor *Secretary of State.*
Deputy Secretary of State

By ROBERT E. SMYLLIE
Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7 S.	39 E.	17	X	X	X	X	X	X	X	X					X	X		440 acres	

Permit No. G-26175
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that Delbert K. and Dora B. Argyle, of Bancroft, County of Bannock, and State of Idaho, the holder of Permit No. G-26175, issued upon Application No. G-34058 bearing date of priority of January 30, 1956, authorizing the diversion of 8.8 second feet of waters of a well, County of Caribou, 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 4.8 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters is E¹/₄NE¹/₄, Sec. 17, T. 7 S., R. 39 E., B. N. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 440 acres in the NE¹/₂, NE¹/₄SE¹/₄, NE¹/₄SW¹/₄, Sec. 17, T. 7 S., R. 39 E., B. N.

Witness my hand this 16 day fo June, A. D., 1959.

Proof of Completion of Works Made: Dec. 16, 1957

s/ GEO. N. CARTER
State Reclamation Engineer

LICENSE ISSUED FOR 4-8 SEC. FL.
Page 6655

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-26175

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

1. Name of applicant Delbert K. and Dora B. Argyle *Beneficial*

2. Source of water supply: Subterranean flow from a well

3. Location of point of diversion: Is in the _____ E. 1/4 of Section 17

T. 7 S. R. 39 E., B. M. County of Caribou

4. Describe works as they exist, giving dimensions and capacities of same: 18" Drilled well 53'
deep - Peerless pump with 10" discharge, 125 P. Motor - Sprinkler
Line with 1 1/2 mile of 10" x 6" steel main and 6-4" 3/8 mile
Laterals - Nozzles 3/16" & 1/4"

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):

NE 1/4, NW 1/4, NE 1/4 SW 1/4 and the N 1/4 SE 1/4, in Sec. 17., Twp. 7 S., Rge. 39 E., B. M.

checked in company with Mr. Argyle. Pressure
readings taken all along main line, at ends,
and in the center. Average pressure was 50"
Pressure at pump was 63 pounds.

E. H. H. May 19-29

(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. Argyle started his pump and laid sprinkler
lines especially for the 8/20/58 test

I plan to erect 4" main line at each end of the line
(to 6-4" - 4 ft)

Complete inspection made

This examination was made on the 20 day of Aug., 1958

(Signed)

James H. H. May

Examiner.

G-26175

50' at 10' water
100' at 10' water

65' pressure at pump

27'

42' at S. outer end

40' at N.E. outer end

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
MAY 22 1959
Department of Reclamation
SEP 30 1958
Department of Reclamation

3
Delbert K. and Dora B. Argyle
Midway Bancroft, Idaho
87689
Permit No. G-26175

Examination for Completion of Works & Beneficial Use

County Caribou
S17 7S 39E

Acres = 8.865.
P.D. = S 1/4 NE 1/4 R. 17: 7S, 39E
well.

440 acres
125' x 70' x 10' x 5' = 265'
3/4' 1/2'

W. B. Argyle
C. B. Argyle

Priority water right
Dec 14 1958

Well - 53' Deep - 8' d. in. cased
7'
of gage with pump off = 20.55
" " " " " on = 22.65

Pump: Peerless #176843
12" discharge

Motor: #NPJ115038 P1
RPM 1770
440 V. 150 AMP

Control's: Square D
Housing 8x8 Lumber.

Meter GE #33 024 223
Service J2.5 P20087
Demand 71 watts

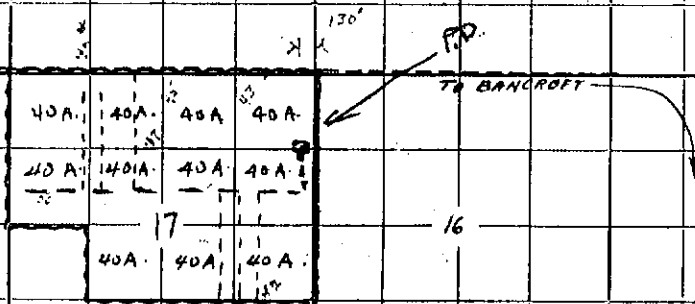
K = 160
160 x 71 = 152 P.
775

SP - 105
Main line 2 10' 8" x 2" Duct
one-eight mile
6 - 4" - 3/8 mile lines
(equivalent to 9 - 4" lines)
5 - 3/4 mile lines on at
time of 8/20/58 exam.

R-39E.

T.
7.
S.

50 ft. and 10 ft. = 240 ft.
7.18 ft. = 240 ft.



Irrigated Land

As shown in sketch. 440 Acres
all in crops

Quantity of Water

Subdivisions = 11

By formula.

$$Q_{acc} = 440 \text{ acres}$$

$$C.F.S. = 152 \times 450 \times 0.72$$

$$Q = 240 \text{ in } 4.8 \text{ cfs.}$$

$$\begin{aligned} & 2.25 \times 156.65 \times 5.2 \\ & = 152 \text{ cfs} \\ & = 310 \text{ Miners inches} \\ & \text{or } 0.75 \text{"/acre.} \end{aligned}$$

240"

$h = 160$

$Q =$ determined by pressure gauge readings.
checked by calculation.

B.H.H.
May 19-59

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-26175

REPORT ON PROOF OF Completion of Works & Beneficial Use

Delbert K and Dora B. Argyle, Bancroft, Idaho