

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: A29-02484
Date Received: 6/19/1990
Receipt No: E013916
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: OTTO K. DEGN 801-752-3142
Address: 261 E. 800 N.
LOGAN, UT 84321

Name: WILMA DEGN 801-752-3142
Address: 261 E. 800 N.
LOGAN, UT 84321

2. Date of Priority: NOV 04, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
WELL/ PUMP- MAINLINES TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.370		

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

8. Total consumptive use is 375.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A2902484



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	37E	18	SW	NE		IRR	40.0
			SE	NE		IRR	35.0
			NE	SE		IRR	40.0
			NW	SE		IRR	35.0

Section Acres 150.0

Total Acres 150.0

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:
NONE

14. Remarks:
TRANS. 2183.

15. Basis of Claim: LICENSE

Water Right Number: 31502

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: _____

04/04/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-2484

NAME AND ADDRESS: BRENDA DEGN
KENNETH R DEGN
19748 S DEGN RD
DOWNEY , ID 83234

SOURCE: GROUND WATER

QUANTITY: 2.37 CFS
525 AFY

PRIORITY DATE: 11/04/1963

POINT OF DIVERSION: T11S R37E S18 NWSENE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 11-01	2.37 CFS 525.00 AFY

PLACE OF USE:

<u>IRRIGATION Within BANNOCK County</u>					
T11S R37E S18	SWNE	40	T11S R37E S18	SENE	35
T11S R37E S18	NESE	40	T11S R37E S18	NWSE	35

150 ACRES TOTAL

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: BASIS OF CLAIM - License

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A29-02484	11S 37E	18	NW	SE	NE			BANNOCK		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
29-02484	11S 37E	18		SE	NE			BANNOCK		
29-02484	11S 37E	18		NW	SE			BANNOCK		

OTHER WR RECORDS WITH SAME WR POD
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE NONE

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
11S	37E	18	NW	SE	NE			BANNOCK		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: _____ DATE: _____

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (___)

A. ROOT WATER RIGHT NUMBERS: A29-02484

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11S	37E	18	SW	NE		DEGN, OTTO K	A29-02484 / 40.0	29-02484 / 40.0	37.0		
11S	37E	18	SE	NE		DEGN, OTTO K	A29-02484 / 35.0	29-02484 / 40.0	34.0		
11S	37E	18	NE	SE		DEGN, OTTO K	A29-02484 / 40.0	29-02484 / 40.0	13.0		
11S	37E	18	NW	SE		DEGN, OTTO K	A29-02484 / 35.0	29-02484 / 40.0	29.0		

ADDITIONAL POU FOUND

TOTAL ACRES A29-02484 150.00 160.00 113.00

POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

Y() N()

Y() N()

() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES:

[illegible]

N/A()

DATE: _____

=====

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 A29-02484
Date Received 4-30-90
Receipt Number EO13916
EK#507 200°

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

APR 30 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Otto K. Degr, Wilma Degr Phone (84) 752-3142
Mailing Address 261 E. 800 N. Logan, Utah Zip 84321

2. Date of Priority (Only one (1) per claim) Dec. 1963

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

4. a. Location of existing point of diversion is: Township 11 Range 37E Section 18,
NW SE SW 1/4 of NE 1/4, Govt. Lot, _____ 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. This well is 75 ft Deep
The bonnets set at 60 ft, it is a 16" well with a
50 hp Elec Motor plus 3/4 under ground mile of main line
and 4-1/4 mile of sprinkler pipe

MICROFILMED

NOV 13 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3-15 to 9-15 amount 2.5 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.5 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 2.5 c.f.s 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	
11	37E	18			40	35									40	35			150

Total number of acres irrigated 150

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 X 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:

Last Name Degn Ident No. _____

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NOV 19 1992

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

Hand-drawn map on a grid showing a road layout. The map includes labels for "Bowman Rd", "place of US 10", and "point of diversion". It also shows a shaded area and various numerical markers like 7, 8, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.

NOV 13 1992

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 29-2484

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) Otto K. Degn

Date April 26, 1990

Kilma Degn

Date April 26, 1990

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 _____ of _____

Title

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 Utah)

County of Cache)

SS.

Subscribed and sworn (or affirmed) before me this 26th day of April 1990

Notary Public Ronald J. Deamer

Residing at Heper, Utah

My Commission Expires 11-20-93

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

NOV 13 1992

Last Name Degn Ident. Number _____

Copies White-State, Yellow-Claimant

Log for claim A29-02484

Spatial Dynamics TWB

5/18/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s37e	0		0	0	POD placement in database should be nwse
11s37e	18	SWNE	40	40	
11s37e	18	SENE	35	39	
11s37e	18	NESE	40	39	
11s37e	18	NWSE	35	40	
Totals:			150	158	

Pod GPS

N42 28 14.2

W112 10 23.2

4862

State of Idaho

License and Certificate of Water Right

Water License No. G-31502

Amount 2.37 c.f.s.

Water District No. _____

Priority November 4, 1963

THIS IS TO CERTIFY that LIONEL L. MUNK, JR.

of Smithfield, Utah, made application for a permit to appropriate the public waters of the State of Idaho, dated November 4, 19 63; that Permit No. G-31502 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.37 second feet, was issued thereunder on September 28, 19 65, showing that said works were completed on the 28th day of June, 1965; and that on the 28th day of June, 19 65, LIONEL L. MUNK, JR.

of Smithfield, State of Utah, 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 flow, for the purpose of irrigation and stock watering, under Use Permit No. G-31502 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 13 of Licenses at page 8286, on the 28th day of September, 19 65;

The right hereby confirmed dates from November 4, 19 63;

The Point of Diversion is located

in the SE ¼ NE ¼, Sec. 18, Tp. 11 S, R. 37 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 2.37 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	37 E	18	S½ NE¼	80	80
			N½ SE¼	80	80
			Total number of acres to be irrigated:		<u>160</u>

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 28th day of September, 19 65.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT
To Appropri~~ate~~ the Subterranean Waters of The State of Idaho

Application No. G- 39608
Permit No. G- 31502
District No.

1. Name of Applicant: Lionel L. Nunk, Jr.
Postoffice address: Smithfield, R.F.D. County: Cache State: Utah
2. Quantity of water claimed: 160 inches or 3.2 c.f.s.
 - (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 16" well
4. Location of point of diversion or well is in the SE 1/4 of the NE 1/4 of Section 18
Twp. 11 S , Rge. 37 E. , B.M., County of Bannock
5. Water is to be used for: Irrigation and stock watering
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the _____ 1/4 of the _____ 1/4 of Section _____, Twp.
Rge. _____, B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the _____ 1/4 of the _____ 1/4 of Section _____, Twp. _____, Rge. _____, B.M.
7. Kind of works: 16" pipe driven to water at approximately 100'
8. Estimated cost of works: \$ 8000 to \$10,000.
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: 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) 160 ~~cubic feet per second~~ ^{inches} ~~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.

s/ Lionel L. Munk, Jr. Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. November 4, 1963

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 31502

Recorded in Book 110 Page 31502 Approved November 12, 1963

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 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 May 12, 1966

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before November 12, 1968

Witness my hand this 12th day of November, 1963

s/ RALPH W. THOMAS, Deputy
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, 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 12th day of November, 1963.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE
Governor

Secretary of State.

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	
11 S	37 E	18			40	40									40	40		160	
Permit No. G-31502 ✓																			
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that Lionel L. Munk, Jr. of Smithfield, County of Cache, and State of Utah, the holder of Permit No. G-31502, issued upon Application No. G-39608 bearing date of priority of November 4, 1963, authorizing the diversion of 3.2 second feet of waters of a well County of Bannock, State of Idaho, for irrigation and stock watering 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 diversion and conveying to the place of intended use 2.37 second feet of the waters of a well from subterranean flow that the point of diversion of said waters SE 1/4, Section 18, T. 11 S., R. 37 E.B.M. and that the lands proposed to be irrigated the use or place of use of said water are described as follows, to wit: S 1/2 NE 1/4, N 1/2 SE 1/4, Section 18, T. 11 S., R. 37 E																			
Witness my hand this 28th day of September, A.D. 1965.																			
Proof of Completion of Works, June 28, 1965.																			
s/Ralph W. Thomas Deputy State Reclamation Engineer																			
LIC. USE 1 SU.D FOR 2.37 SEC. FT. LICENSE PAGE NO. 8286																			

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Otto K. Degn Phone 897-5539
Post office address Downey, Idaho 83234

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
 - a. Decree to _____
in case of _____ (Name) vs _____
dated _____ in _____ county of _____
(Name of court)
 - b. License No. 29-2484 issued by the Idaho Department of Water Resources
 - c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
Warranty Deed
3. Source of water ground water tributary to _____
4. Date of priority 11-04-63
5. Water is used for the following purposes:
amount 2.37 for Irrigation purposes from Apr. 1 to Nov. 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)
6. Total amount of water under right: a. 2.37 cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 18
Township 11S Range 37E, B.M., in Bannock County
Additional points of diversion, if any _____

B. Lands irrigated or place of use:

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 $\frac{1}{4}$	
11S	37E	18			40	40									40	40			160

Total number of acres to be irrigated 160

APPROVED

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
 - a. Amount of water to be diverted 2.37 c.f.s. &/or _____ acre feet
 - b. Point(s) of diversion SE ¼ NE ¼, Section 18 Township 11S
Range 37E, B.M., Bannock County
Additional points NW¼SE¼, Sec. 18, T. 11S, R. 37E, B.M.

- c. Description of diverting works well, pump and sprinkler system
- d. Describe the reasons for applying for a change in the point(s) of diversion original well caved in and is not producing full amount of water. The new well will be used in conjunction with the original

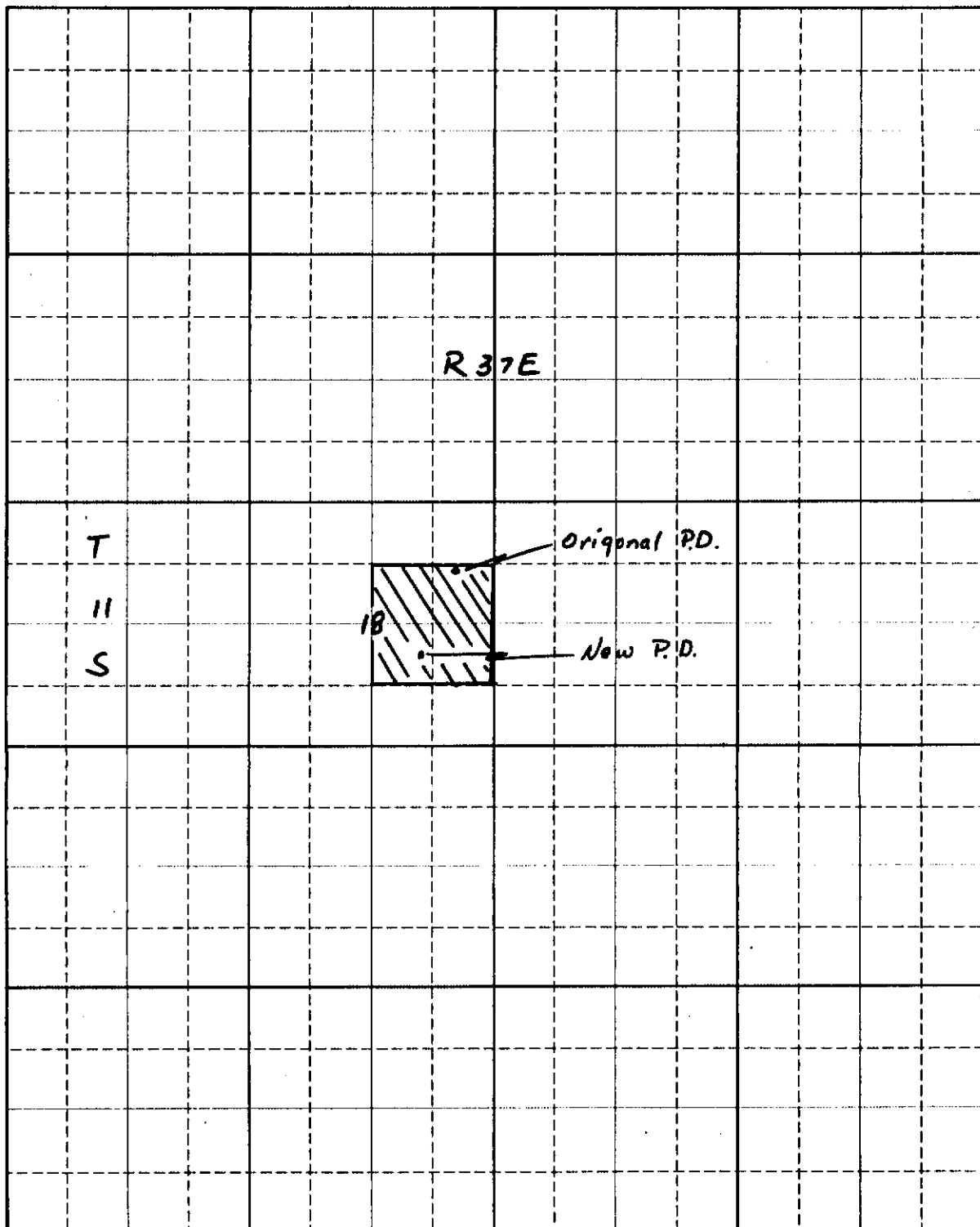
2. Change in place of use NO CHANGE

- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

3. Remarks _____

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

John H. Deane
(Signature of applicant)

Subscribed and sworn to before me this 26th day of October, 1977

William W. Hoff
(Notary public)

My commission expires 6/15/81

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 29-2484, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

2. Denial of said application is for the following reasons: _____

Witness my hand this 29 day of January, 19 78

S. Howard Shuman
Deputy Director

FOR DEPARTMENT USE ONLY

Received by RL Date 10-26-77

Prelim. check by Tag Fee \$200

Received by RL Date 10-26-77

Published in Idaho State Journal # 7306

Pub. dates Nov 3 & 10 - 1977

Watermaster recommendation requested on NX

rec'd. _____

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial

by RL

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

Permit No. G-31502

This proof is for Comp. of Works & Bene. Use In Water District No.

1. Name of applicant: Lionel L. Munk, Jr.
2. Source of water supply: Subterranean 16" well
3. Location of point of diversion: Is in the SE 1/4 of Section 18
T. 11S R. 37E County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same:
50 H.P. G.E. Motor # NYT 131320
Berkeley Pump # C 7229T
8" Disch to 10" line # West

5. Water is used for: irrigation and stock watering

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 1/4, NE 1/4, Sec. 18, 11S-37E, 160 acres

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

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

Remarks: 132 ~~132~~ 13/64 Nozzles
Ave Pressure 45 psi
 $Q = 0.07 (132) = 1030 \text{ gpm} = 2.37 \text{ cfs}$

This examination was made on the 2 day of September, 1965
(Signed) Don Walter Examiner

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
SEP 1 1968

Department of Reclamation

Lionel L. Munk, Jr.
Smithfield, R.F.D., Utah

Permit No. 31502

Examination for Comp. of Works & Bene. Use

County Bannock

Sec. 18 T. 11S R. 37E

Quantity: 3.2 CFS

Source: SUB. WELL

P.D.: SE 1/4 NE 1/4, Sec. 18, T. 11S - 37E
BANNOCK

Use: IRRIGATION & STOCK WATERING

Extension: -

Protest: -

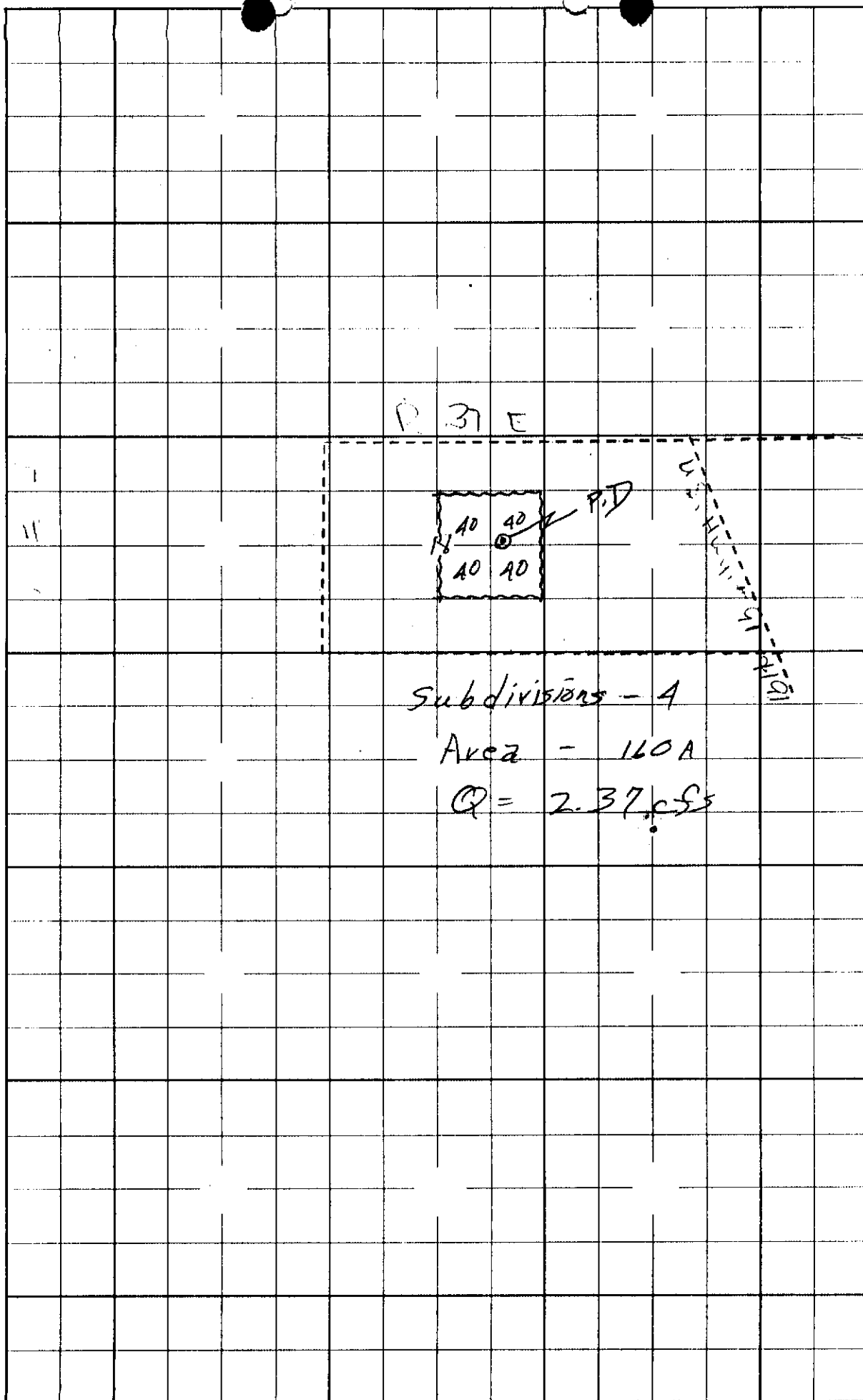
Completion of Works: -

Other Rights: NONE

Filed: NOVEMBER 1, 1968

Due: NOVEMBER 12, 1968

31502



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-31502

REPORT ON PROOF OF Completion of Works & Beneficial Use

Lionel L. Munk, Jr.
Smithfield RFD, Utah

631502

AJ5809NP
No. A29-02484

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 87

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	OTTO K DEGN	11/04/1963	IRRIGATION	04-01 11-01	2.370 CFS	
C	WILMA DEGN					
	261 E 800 N					
	LOGAN UT 84321					
	(801) 752-3142					
				TOTAL DIVERSION:	2.370 CFS	
				CONSUMPTIVE USE:		375.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T11S R37E S18

NWSENE

BANNOCK 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	:	---
11S	37E	18	:			40	35	:					:					:	40	35			:	150.0
																								150.0

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: GEN TRANS. 2183.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 06/20/90 DCARLSON 07/13/94 COX 03/29/95 POST-STD

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Dgr

CLAIM IDENT. NO.

AL9-02484

DATE RECEIVED

4/30/90

CK #

AMOUNT \$

YES

NO

Required Info?

1. Is the name and address complete with zip code? ☐ YES ☐ NO ☐ *
2. Is a priority date entered? ☐ YES ☐ NO ☐ *
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☐ *
3. (a) Is a source entered? ☐ YES ☐ NO ☐ *
(b) Is a tributary to entered? (if required) ☐ YES ☐ NO ☐ N/A ☐ *
4. Is the legal description of the p.d. sufficient? ☐ YES ☐ NO ☐ *
5. Is there a description of the diverting works? ☐ YES ☐ NO ☐ *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☐ YES ☐ NO ☐ *
Is the period of use included? ☐ YES ☐ NO ☐ *
Is a quantity claimed for each use? ☐ YES ☐ NO ☐ *
7. Is a total quantity claimed entered? ☐ YES ☐ NO ☐ *
8. If required is a consumptive use entered? ☐ YES ☐ NO ☐ N/A ☐ X
Is the consumptive use correct? ☐ YES ☐ NO ☐ N/A ☐ X
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☐ YES ☐ NO ☐ N/A ☐ *
10. Is (are) the place(s) of use and purpose(s) indicated? ☐ YES ☐ NO ☐ *
11. Is (are) the county(ies) entered? ☐ YES ☐ NO ☐ *
12. Is the ownership of p.u. checked? ☐ YES ☐ NO ☐ *
13. Are other water rights listed or "none" indicated? ☐ YES ☐ NO ☐ *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ YES ☐ NO ☐ N/A ☐ *
15. Is the basis of the claim indicated? ☐ YES ☐ NO ☐ *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☐ NO ☐ N/A ☐ *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☐ YES ☐ NO ☐ *
18. Has the claim been signed, sealed, and dated by a notary? ☐ YES ☐ NO ☐ *
19. Was this claim filed on time, or was an extension granted? ☐ YES ☐ NO ☐ *
20. Is the fee enclosed correct? ☐ YES ☐ NO ☐ Exempt ☐ *
21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☐ NO ☐ N/A ☐ *
22. Should this claim be data entered? ☐ YES ☐ NO ☐ *

Claim checked by: DCDate: 6/18/90Claim must be returned to claimant: ☒ (Yes) ☐ (No)Claimant must be notified of modifications: ☒ (Yes) ☐ (No)Receipt Prepared by: DCDate: 6/18/90Claim data entered by: DCDate: 6/18/90Sent to claimant by: DCDate: 6/18/90Comments: 7 claimed more water than licensed.No #8

MICROFILMED

NOV 13 1992

Memo.

POOR ORIGINAL

RE: A29-02349

T.C. from Ken Degen:

Mr. Degen called because his new neighbor has reactivated an old well that to his knowledge has not been used for 30 years. Mr. Degen wants the Department to have the well turned off. The production of his well (A29-02484) has declined and the neighbor should not be allowed to pump.

Mr. Degen info told me the previous owner was Delmer Bayless and the new owner is Jeff Gantow. SRBA records contain claim A29-02349 filed by Delmer Bayless. There is no record of a change of ownership.

Mr. Degen indicated he would send a letter outlining the situation and expects ADWR will follow up.

Note - Degen well is 48' deep. Blue clay situated at 80'.
No water below 80'.

ENCLOSURE

NOV 13 1996