

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 TWIN FALLS RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-02503
Date Received: 5/22/1990
Receipt No: EO14023
Received By:

RECEIVED

JUN 8 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

*also Receipt EO14805
for \$20 owed
(See land list) Jo*

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

AND

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

2. Date of Priority: APR 16, 1965

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	8	NW	SW			BANNOCK

5. Description of diverting works:
WELL/PUMP TO HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	2.310		1340.00

7. Total Quantity Appropriated is:
2.310 C.F.S. (and/or) 1340.00 A.F.A.

8. Total consumptive use is 825.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	37E	7	NE	NE		IRR	35.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	35.0
			NE	SE		IRR	15.0
			NW	SE		IRR	40.0
					Section Acres		205.0
		8	SW	NW		IRR	35.0
			NW	SW		IRR	35.0
			SW	SW		IRR	30.0
			SE	SW		IRR	25.0
					Section Acres		125.0
					Total Acres		330.0

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:

THIS RT. WHEN COMBINED WITH ALL OTHER RTS. APPURTENANT TO SAME
LAND SHALL NOT EXCEED 2.31 CFS OR 1340 AFA.

15. Basis of Claim: LICENSE

Water Right Number: 32323

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:

MICROFILMED

NOV 13 1992

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): Etha K. Degen Date: June 4, 1990

Helma Degen Date: _____

State of ^{Utah}~~Idaho~~

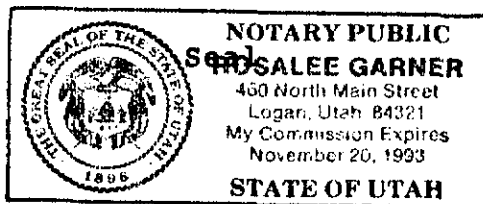
County of Cache

)
) SS.
)

Subscribed and sworn (or affirmed) before me this 5th day

of June 19 90

[Signature]
Notary Public



Residing at Hyrum, Utah

My Commission Expires 11-20-93

RIGHT NUMBER: 29-2503
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
QUANTITY: 2.31 CFS
981.0 AFY

TRIBUTARY:

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 4.40 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1204 AF. COMBINED RIGHT NOS.: 29-02294, 29-02503

PRIORITY DATE: 04/16/1965

POINT OF DIVERSION:
T11S R37E S8 NWSW 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	2.310 CFS 981.00 AFY

PLACE OF USE:

IRRIGATION Within BANNOCK County

T11S R37E S07	NENE	34.0	T11S R37E S07	NWNE	38.0
T11S R37E S07	SWNE	39.0	T11S R37E S07	SENE	34.0
T11S R37E S07	NESE	30.0	T11S R37E S07	NWSE	39.0
T11S R37E S08	SWNW	36.0	T11S R37E S08	NWSW	36.0
T11S R37E S08	SWSW	32.0	T11S R37E S08	SESW	26.0

344 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 344 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-02294, 29-02503

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.

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
A29-02503	11S 37E	8		NW	SW			BANNOCK		

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

WR RECORDS IN SAME 40 ACRE TRACT
29-02294

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
29-02503	11S 37E	8		NW	SW			BANNOCK		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

29-02294

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	8		NW	SW			BANNOCK		
---	---	---	---	---	---	---	---	---	-----	-----
---	---	---	---	---	---	---	---	---	-----	-----
---	---	---	---	---	---	---	---	---	-----	-----
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---	---	---	---	---	---	---	---	---	-----	-----

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: _____ DATE: _____

=====

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

A. ROOT WATER RIGHT NUMBERS: A29-02503

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11S	37E	7	NE	NE		DEGN, OTTO K	A29-02503 / 35.0	29-02503 / 38.0	38.0		
11S	37E	7	NW	NE		DEGN, OTTO K	A29-02503 / 40.0	29-02503 / 40.0	39.0		
11S	37E	7	SW	NE		DEGN, OTTO K	A29-02503 / 40.0	29-02503 / 40.0	39.0		
			SW	NE		DENNEY, LARRY F.		29-02294 / 10.0			
11S	37E	7	SE	NE		DEGN, OTTO K	A29-02503 / 35.0	29-02503 / 38.0	34.0		
			SE	NE		DEGN, OTTO K	A29-11858 /	- /			
			SE	NE		DEGN, WILMA	R29-11858 /	- /			
			SE	NE		DENNEY, LARRY F.		29-02294 / 10.0			
11S	37E	7	NE	SE		DEGN, OTTO K	A29-02503 / 15.0	29-02503 / 38.0	37.0		
			NE	SE		DENNEY, LARRY F.		29-02294 / 40.0			
11S	37E	7	NW	SE		DEGN, OTTO K	A29-02503 / 40.0	29-02503 / 38.0	39.0		
			NW	SE		DEGN, KENNETH R	A29-11794 /	- /			
			NW	SE		DEGN, KENNETH R	29-11794 /	- /			
			NW	SE		DENNEY, LARRY F.		29-02294 / 40.0			
11S	37E	8	SW	NW		DEGN, OTTO K	A29-02503 / 35.0	29-02503 / 37.0	32.0		
			SW	NW		DENNEY, LARRY F.		29-02294 / 30.0			
11S	37E	8	NW	SW		DEGN, OTTO K	A29-02503 / 35.0	29-02503 / 37.0	36.0		
			NW	SW		DENNEY, LARRY F.		29-02294 / 20.0			
11S	37E	8	SW	SW		DEGN, OTTO K	A29-02503 / 30.0	29-02503 / 38.0	35.0		
11S	37E	8	SE	SW		DEGN, OTTO K	A29-02503 / 25.0	29-02503 / 40.0	38.0		

ADDITIONAL POU FOUND

TOTAL ACRES	A29-02503	330.00	384.00	367.00
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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

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A29-11858	DOMESTIC	DEGN, OTTO K	FROM 01-01 TO 12-31	0.040 CFS	
A29-11858	STOCKWATER	DEGN, OTTO K	FROM 01-01 TO 12-31	0.020 CFS	
R29-11858	DOMESTIC	DEGN, WILMA	FROM 01-01 TO 12-31	0.040 CFS	
R29-11858	STOCKWATER	DEGN, WILMA	FROM 01-01 TO 12-31	0.020 CFS	
A29-11794	DOMESTIC	DEGN, KENNETH R	FROM 01-01 TO 12-31	0.040 CFS	
29-11794	DOMESTIC	DEGN, KENNETH R	FROM 01-01 TO 12-31	0.040 CFS	

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()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

NOTES:

TOTAL ACRES: _____ N/A()

REVIEWED BY: _____ 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 79-02503
Date Received 4-30-90
Receipt Number ED14023

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 Degen + Wilma Degen Phone (801) 752-3142
Mailing Address 261 E. 800 NW Logan, Utah Zip 84321

2. Date of Priority (Only one (1) per claim) April 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-S Range 37 E Section 8,
NW 1/4 of NW 1/4 of SW 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 _____

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.

16 inch well dug to a depth
of 60 feet with a 125 hp Elec Motor, with one and 3/4
mile of under-ground steel + plastic main line plus 10-1/4 mi
wheel and band lines

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NOV 13 1992

A2902503



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 3-9 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3-9 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 3-9 6-5-5 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>11-5</u>	<u>37E</u>	<u>7</u>	<u>35</u>	<u>40</u>	<u>40</u>	<u>35</u>									<u>15</u>	<u>40</u>			<u>195</u>
<u>11-5</u>	<u>37E</u>	<u>8</u>							<u>35</u>				<u>35</u>	<u>30</u>	<u>25</u>				<u>125</u>

Total number of acres irrigated 310

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 (✓)

14. Remarks:

Last Name Degre Ident No. _____

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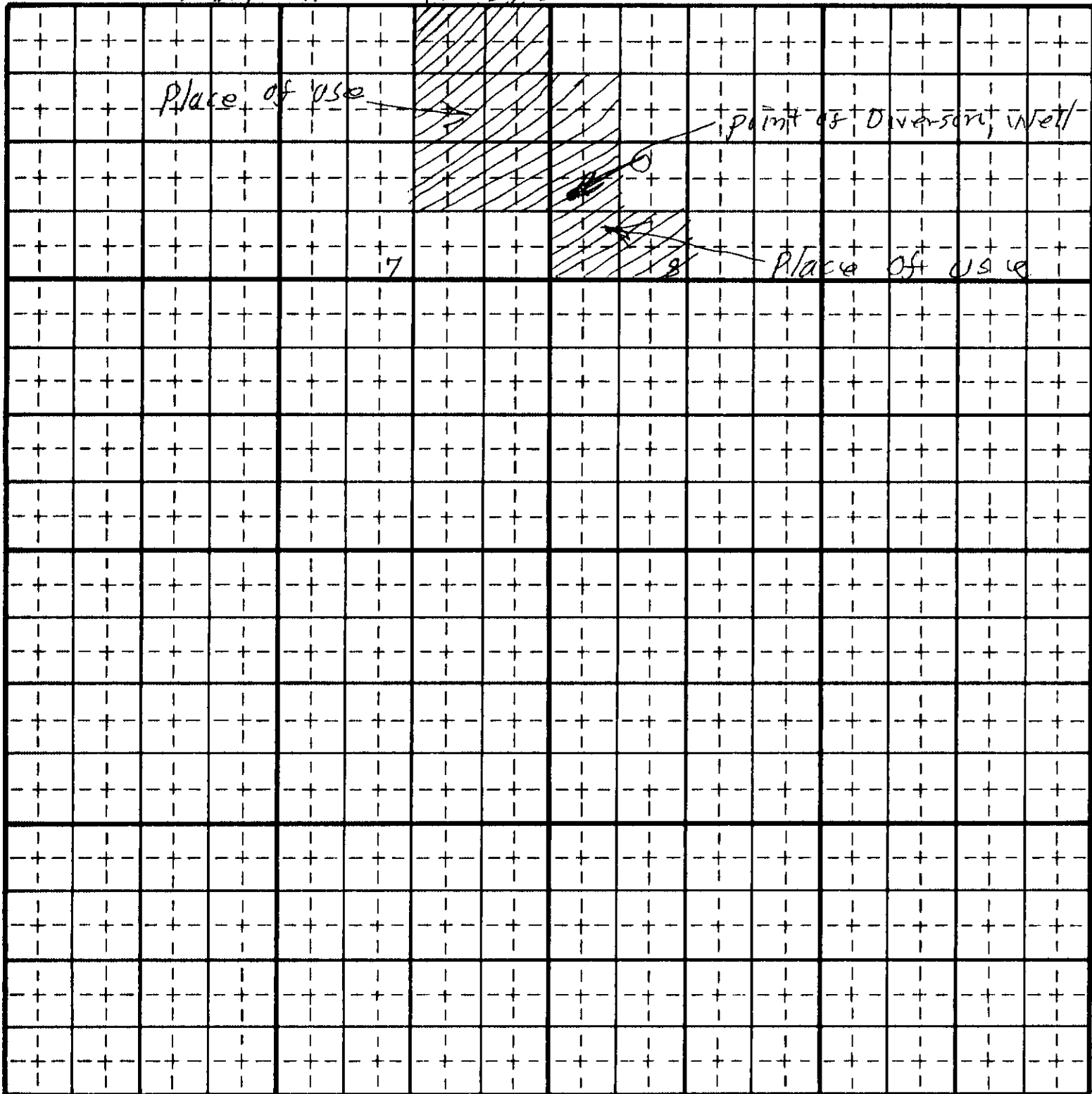
NOV 19 1992

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

Twp 11. S. R. 37 E



Last Name

Degr

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 G-32323
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 H. Degn

Date April 26, 1990

Hilma 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 _____

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 Utah)
County of Cache) SS.

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

Notary Public

Ruth J. Jansen

Residing at

Hyrum, Utah 84319

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 _____

Last Name

Degn

Ident. Number _____

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NOV 13 1992

Copies White-State, Yellow-Claimant

WR5809NP
No. 29-02294

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/01/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LARRY F. DENNEY	11/13/1950	IRRIGATION	00/00 00/00	2.090 CFS	
TOTAL DIVERSION:					2.090 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T11S R37E S08

NWSW

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	7	:				10	10	:									40	40	:	100.0
11S	37E	8	:						:		30				20					:	50.0
TOTAL ACRES																			:	150.0	

Pou County: BANNOCK

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-02503

Dates:	App. Received:	Priority Date:	11/13/1950
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	08/14/1979	

Misc:	Water District Number:	Field Exam Fee:
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WR5809NP
No. 29-02503

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/01/01
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	OTTO K. DEGN	04/16/1965	IRRIGATION STOCKWATER	04/01 10/31 01/01 12/31	2.310 CFS	1340.00 AFA
TOTAL DIVERSION:					2.310 CFS	1340.00 AFA

Water Source: GROUNDWATER Tributary to: Stage: LICENSE
Point(s) of Diversion: T11S R37E S08 NWSW BANNOCK County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SENW Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	SUM
11S	37E 7 :	38	40	40	38									38	38			232.0
11S	37E 8 :							37				37	38	40				152.0
TOTAL ACRES																	384.0	

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

Pou County: BANNOCK

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-02294

Conditions of Approval:
016 - See remarks for additional conditions of approval.

Remarks: GEN AC. IRR. = 382.8.
THIS RT. WHEN COMBINED WITH ALL OTHER RTS. APPURTENANT TO SAME
LAND SHALL NOT EXCEED 2.31 CFS OR 1340 AFA.

Dates: App. Received: Priority Date: 04/16/1965
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/21/1979

Misc: Water District Number: Field Exam Fee:

Log for claim A29-02503

Spatial Dynamics TWB

5/18/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s37e	7	NENE	35	37	
11s37e	7	NWNE	40	39	
11s37e	7	SWNE	40	39	
11s37e	7	SENE	35	37	
11s37e	7	NESE	15	31	
11s37e	7	NWSE	40	39	
11s37e	8	SWNW	35	39	
11s37e	8	NWSW	35	39	
11s37e	8	SWSW	30	37	
11s37e	8	SESW	25	40	
Totals:			330	377	

29-2294

Kenneth

897-5792

WATER LICENSE

Water License No. G-22323/29-2503 Priority April 16, 1965 Amount 2.31 c.f.s.

THIS IS TO CERTIFY, that OTTO K. DEGN
 of Downey, Idaho, made application for a permit to appropriate the public waters of
 the State of Idaho, dated April 16, 1965; that Permit G-22323/29-2503 was issued pursuant
 to said application; that the proposed works were completed on or about June 1964
 with a storage/or carrying capacity of 4.4 c.f.s., said works consisting of well, pump,
motor, and sprinkler system; and that on November 3, 1967
 proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 1340
 acre feet per season, when combined with all other rights appurtenant to the same land and shall not exceed
2.31 cubic feet per second of the waters that
 of ground-water, tributary of
 for the purpose of irrigation from April 1 to October 31
 and for livestock from January 1 to December 31; and for
from to to; and that the use
 of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
 mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
 located in NW 1/4 SW 1/4 Sec 8, T. 11 S, R. 37 E, B.M., and
 other additional points in the County of
Bannock; and that the amount of water to which such right is
 entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
 used for said purposes and shall not exceed 1340 acre feet per year, when combined with all other rights
 appurtenant to the same land.
 Description and location of place of use:

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	
<u>11 S</u>	<u>37 E</u>	<u>7</u>	<u>38</u>	<u>39.5</u>	<u>39.5</u>										<u>38</u>	<u>38</u>			<u>231.5</u>
		<u>8</u>						<u>36.8</u>			<u>37</u>	<u>38</u>	<u>39.5</u>						<u>151.3</u>

Total number of acres irrigated 382.8 or 383

The right to the use of the water 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

19th day of September, 1969

State Reclamation Engineer

22323
 29-2503

JMS

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40471
Permit No. G- 32323
District No.

1. Name of Applicant: Otto K. Degn
Postoffice address: Downey County: Bannock State: Idaho
2. Quantity of water claimed: 3.9 cubic feet per second
 - (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
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8
Twp. 11 S. , Rge. 37 E. , B.M., County of Bannock
5. Water is to be used for: Irrigation and livestock water
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: 16 inch well dug to a depth of 60 feet with a 125 hp motor
8. Estimated cost of works: \$ Complete sprinkler system \$27,000.00
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 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 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: 2.1 second feet from well Permit No. 21785 and 120 shares of water in the Portneuf Marsh Valley Canal Co.
 - (a) 3.9 (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.

I have drilled this well to a depth of 60' with a 16" casing and installed a 125 hp elec. motor and have now increased the flow from 2.1 second feet to 6 second feet and pumped this amount of water all during the 1964 irrigation season. I have installed over 3600' steel underground main line plus 3500' of alum. main line and 10 quarter miles of laterals at a total cost of over \$27,000.00 to me.

The land on this farm is mostly of a porous nature and flood irrigation has not proven satisfactory and as it is very unlevel so sprinkler irrigation is the most practical method and the additional 3.9 which I Remarks: have developed in this well makes it possible to water most of the land on my farm very efficient.

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/ Otto K. Degn

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 1:00 P.M. April 16, 1965

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 32323

Recorded in Book 113 Page 32323 Approved April 23, 1965

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 October 23, 1967

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 April 23, 1970

Witness my hand this

23rd

day of April, 1965

s/ CARL E. TAPPAN

STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, 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 23rd day of April, 1965.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

Secretary of State.

By s/ ROBERT E. SMYLIE

Governor

12.

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11 S	37 E	8																	160
11 S	37 E	7	40	40	40	40					40	40	40		40	40			240
																		TOTAL	400

LICENSE ISSUED FOR 2.31 SEC. FT.
LICENSE PAGE NO. _____

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

Permit No. G-32323
Completion of Works and
This proof is for Beneficial Use In Water District No. _____

1. Name of applicant. Otto K. Degn
2. Source of water supply: subterranean
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8
T. 11 S R. 37 E County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same:
General Electric motor 125 H.P. Ser. # 041207185
Berkeley Pump mod. # 403-3 Ser. # 7-87
Two Discharges 1-12" 1-8" into Sprinkler System
8 Laterals 264 UOZ. $\frac{1}{4}$ "

5. Water is used for: irrigation and livestock watering purposes

6. State whether or not water has been turned into works of diversion: _____

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):

NEL $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7; SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 11 S, R. 37 E, B.M.

License # 21785 for 2.09 cfs out of same well
for LAND 11 S. 37 E. Sec. 7 SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 8 SW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$

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

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

Remarks: Ave. Pres. 9 p.m.

LAT #1	34
LAT #2	38
LAT #3	40
LAT #4	43
" 5	42
" 6	41
" 7	33
" 8	37

Ave. 9 p.m. 7.49
(264)(7.49) = 4.4 cfs.
448.8
Allow -2.31 cfs.

This examination was made on the 18 day of June 1969

(Signed) [Signature] Examiner

32323

PLAT

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.
-

Otto K. Degn 8975-259
Downey, Idaho

Permit No. G-32323

Examination for Completion of Works and Beneficial Use

County Bannock

Quantity: Sec. 8 T. 11S R. 37E
3.9 c.f.s.

Source: subterranean
29-

P.D.: NW 1/4, Sec. 8, T. 11 S, R. 37 E, B.M.

Use: Irrigation and livestock water

Extension: 3.9

Protest:

Completion of Works:

Other Rights: 2.1 c.f.s. - Permit 21785
120 shares from Portneuf Marsh Valley Canal Co.

Filed: April 16, 1965

Due: April 23, 1970

Made: October 25, 1967

Priority: April 16, 1965

125 HP electric motor, 3600 of steel
main line, 3500 alum main
line & 10 1/4 mi of laterals

60' x 16"
11-1/2"
0-2700 gpm
320-13/64-60#

FILE

39.5	39.1		
39.3 10	39.4 10	36.9 30	
38.9 10	38.8 10	36.0 20	
		38	39.5

77.5

77.5

114.8

113

77.5

392.8 Acres

5

for Lic.

Acres — 388 ACRES

Sub	-	A
-----	---	---

Q - 2.31 c/s

VOL.

Priority	2
----------	---

2.5750 / Acre

11/14/47 DIVERTED NOT TO EXCEED ~~10~~ 11-FT / 52.5 IN
WHEN COMBINED WITH OTHER RIGHTS.

7340

PR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

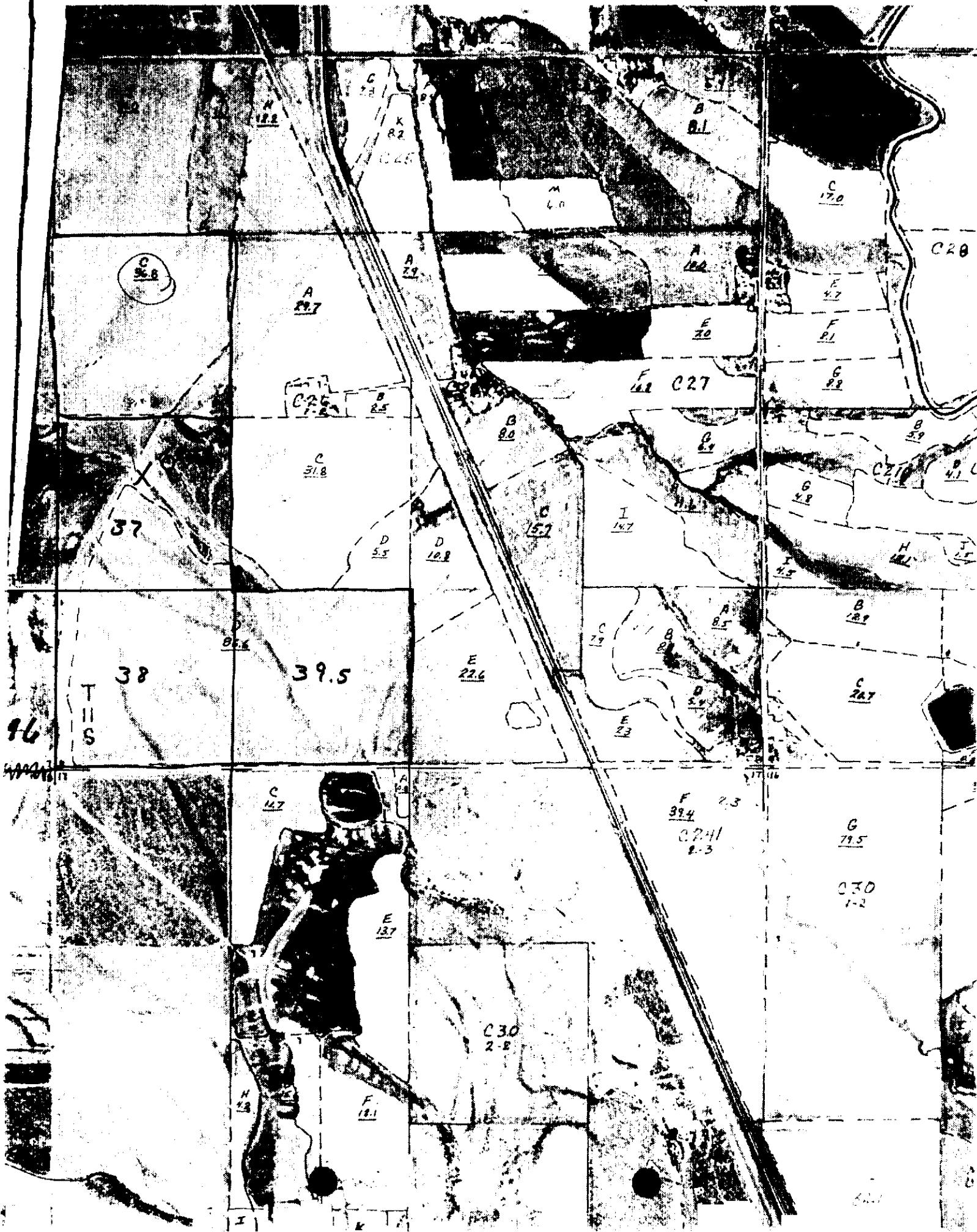
REPORT OF EXAMINER

PERMIT NO. G-32323

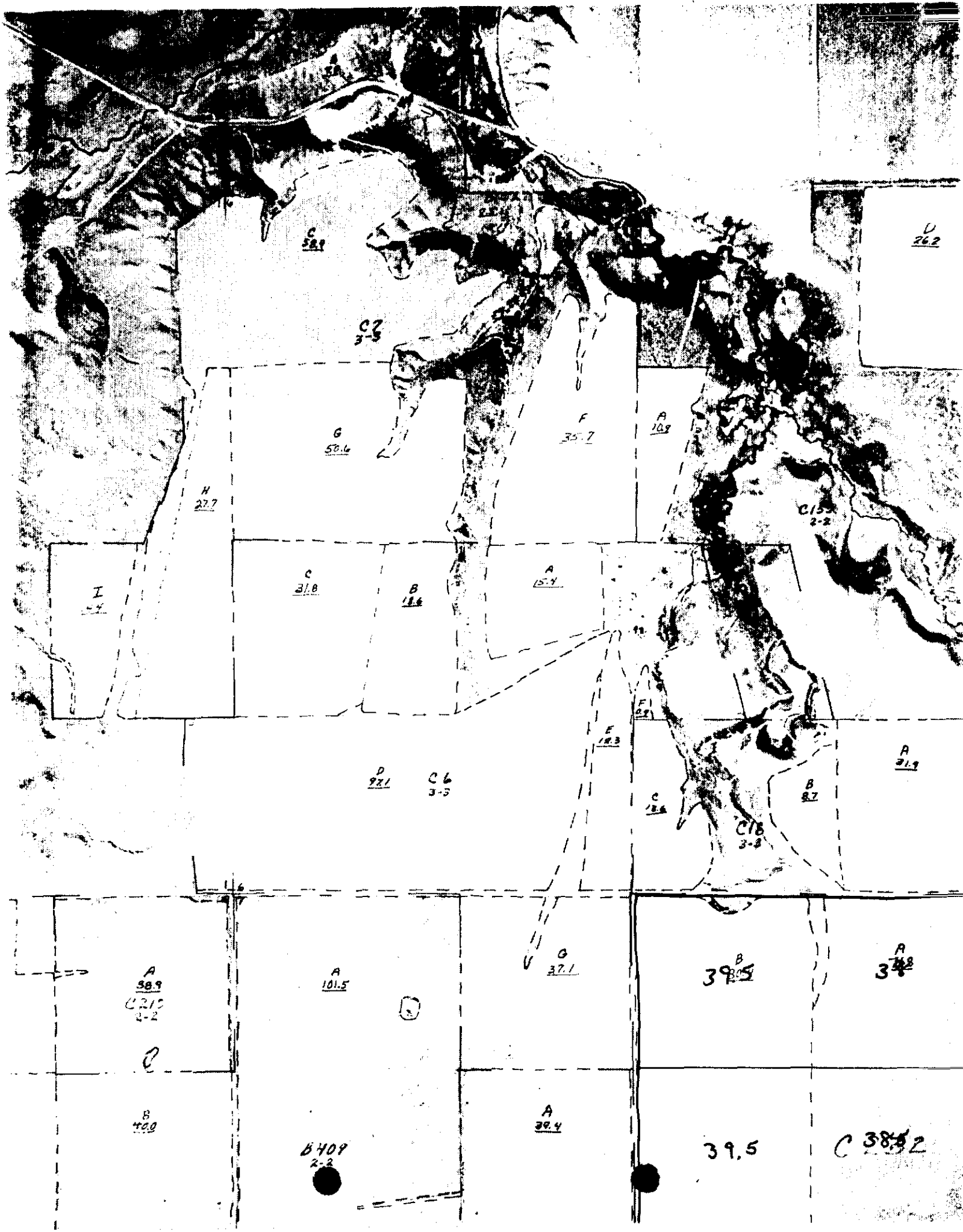
REPORT ON PROOF OF Completion of Works and Beneficial Use

29-1

EEFE



33333



AJ5809NP
No. A29-02503

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 89

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	OTTO K DEGN	04/16/1965	IRRIGATION	04-01 10-31	2.310 CFS	1340.00 AFA
C	WILMA DEGN					
	261 E 800 N					
	LOGAN UT 84321			TOTAL DIVERSION:	2.310 CFS	1340.00 AFA
	(801) 752-3142			CONSUMPTIVE USE:		825.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T11S R37E S08

NWSW

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	7	:	35		40		40		35		:	:	:	:	:	:	15		40	:	205.0
11S	37E	8	:	:	:	:	:	:	:	35		:	:	35		30		25		:	:	125.0
																				TOTAL ACRES	:	330.0

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: GEN THIS RT. WHEN COMBINED WITH ALL OTHER RTS. APPURTENANT TO SAME
LAND SHALL NOT EXCEED 2.31 CFS OR 1340 AFA.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 06/11/90 THOMPSON 07/13/94 COX 03/29/95 POST-STD