

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: A29-02515
Date Received: 3/22/1990
Receipt No: E012498
Received By: DMA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MICHAUD CREEK RANCHES INC 208-232-0803
Address: 2470 MICHAUD CREEK ROAD
POCATELLO, ID 83204

2. Date of Priority: JAN 05, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	33E	22	SW	SW			POWER

5. Description of diverting works:
WELL AND PUMP TO A 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	2.000		

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

8. Total consumptive use is 480.0 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	27	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0

A29-02515

Page 1

Date: 03/22/90

MICROFILMED

NOV 13 1992

A2902515



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	33E	27	SE NW		IRR	40.0
Section Acres						160.0
Total Acres						160.0

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:
A29-07089

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 32679

MICROFILMED
NOV 13 1992

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 Organizations:

I do solemnly swear or affirm that I am Paul W. Swanson of
Title
Michael Creek Ranch, Inc., that I have signed the foregoing
Organization
document in the space below as President of
Title
Michael Creek Ranch, Inc., and that the statements contained in the
Organization
foregoing document are true and correct.

Paul W. Swanson
Signature of Authorized Agent

President Michael Creek Ranch, Inc.
Title and Organization

3/22/90
Date

State of Idaho)
County of BOONEVILLE) SS.

Subscribed and sworn (or affirmed) before me this 22 day
of MARCH 1990

[Signature]
Notary Public

Seal

Residing at IDAHO FALLS

My Commission Expires 7-12-94

IN 4412

Michigan

21

rd

Well

27

711
A29-2326
A29-7087
765,78331

MICROFILMED
NOV 13 1987

Log for claim A29-02515

Spatial Dynamics AMH

7/14/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s33e	27	NENW	40	37	
06s33e	27	NWNW	40	37	
06s33e	27	SWNW	40	32	
06s33e	27	SEnw	40	31	
Totals:			160	137	

1. The first step is to identify the problem. This involves understanding the symptoms and the context in which the problem is occurring.

ADJUDICATION CLAIM PROFILE REPORT

PAGE: 29

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MICHAUD CREEK RANCHES INC 2470 MICHAUD CREEK RD POCATELLO ID 83204 (208) 232-0803	01/05/1966	IRRIGATION	03-15 11-15	2.000 CFS	
				TOTAL DIVERSION:	2.000 CFS	
				CONSUMPTIVE USE:		480.00 AFA

Stage: LICENSE

Point(s) of Diversion: T06S R33E S22 SWSW POWER County

Place of use Legal Description for: IRRIGATION

			NE			NW				SW				SE									
			NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
T	R	S	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: SUM
06S	33E	27	:				:	40	40	40	40	:					:					:	160.0
																					TOTAL ACRES	160.0	

POU County: POWER

Non-irrigation Uses: NONE

Other Rights: A29-07089

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-07089

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag: Presumption Flag:	
Audit:	03/22/90 DUNN 07/13/94 COX	03/29/95 POST-STD	

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32679/29-2515 Priority Jan. 5, 1966 Amount 2.0 cfs

THIS IS TO CERTIFY, that ROBERT SWANSON
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 32679/29-2515 issued pursuant to Application for Permit dated January 5, 1966,
and has submitted proof to the Department of Water Administration on November 5, 1970,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 2.0 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 2.0 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 2.0 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW 1/4 Sec. 22, Twp. 6 S, Rge. 33 E, B.M.

in the county of Power; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 560 acre feet per year or
3.5 acre feet per acre.

Description and location of place of use:

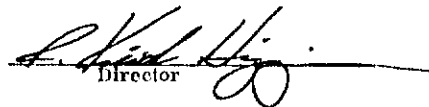
TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	33E	27					40	40	40	40									160

Total number of acres irrigated 160

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of

June, 19 73.


Director

29 2515

To Appropriate the Subterranean Waters of the State of Idaho

Application No. G- 40841
Permit No. G- 32679
District No.

Mack Bowler
American Falls, Idaho

assigned to:
Power Co. Implement
& Bowler
Ranches
State: Idaho

1. Name of Applicant: Mack Bowler
Postoffice address: American Falls County: Power State: Idaho
2. Quantity of water claimed: 3.2 c.f.s.
 - (a) Rate of withdrawal in cubic feet per second or Idaho assigned to:
Miners' inches or gallons per minute Robert Swanson
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well
4. Location of point of diversion or well is in the W. Center ~~W. Center~~ $\frac{1}{4}$ of Section 27
~~xxxxxx~~
Twp. 6 S , Rge. 33 E , B.M., County of Power
5. Water is to be used for: Farm 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, pump, sprinkler system
8. Estimated cost of works: \$ 20,000.00
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:
 - (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) 1400 (cubic feet per second, inches or gallons per minute) is for new lands.

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.

/s/ Mack Bowler

Applicant.

By

Agent,

Date of first receipt at Department of Reclamation: 9:00 A.M. January 5, 1966

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 32679

Recorded in Book 114 Page 32679 Approved January 10, 1966

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 **July 10, 1968**

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 **January 10, 1971**

Witness my hand this 10th day of January, 1966

/s/ CARL E. TAPPAN
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 10th day of January, 1966.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ ARNOLD WILLIAMS.
Secretary of State.

By /s/ ROBERT E. SMYLLIE.....
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	
6 S	33 E	27					x	x	x	x									160

For value received, I hereby assign my right, title and interest in and to Permit to Appropriatethe Public Waters of the State of Idaho, No. G-32679 to Power County Implement and Bowler Ranches, Inc., an Idaho corporation of American Falls, Idaho

Dated this 4th day of January, 1966.

/s/ McKINLEY BOWLER, Permit Holder

HELEN E. BOWLER, Wife of Permit Holder

State of Idaho)
: ss
County of Power)

On this 9th day of June, 1967, before me, a Notary Public for the State of Idaho, residing at Idaho Falls, Idaho, personally appeared McKinley and Helen E. Bowler, his wife, known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

/s/ ROBERT W. ST. CLAIR
Notary Public residing at Idaho Falls,
Idaho

(S E A L)

My commission expires: 1/1/69

AMENDMENT TO LAND LIST AND POINT OF DIVERSION

Comes now Power County Implement Company and Bowler Ranches, Inc. and represents to the State Reclamation Engineer That it is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-32679 and requests that the permit be changed as follows:

1. Place of use or land to be irrigated: NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 acres; NW $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 acres; and SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 acres., T 6 S., R 33 E.,B.M.
2. Well No. 1 - W. Center Point of diversion: W $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 27 , T 6 S., R 33 E.,B.M.
Other points of diversion Well No. 2 - NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 27, T 6 S., R 33 E.,B.M.
3. Period and nature of uses: For well No. 1, irrigation
4. Others: Well No. 2 --for irrigation purposes

That no one will be injured by such change and such change will be made at Permit Holder's own risk.

Signed at American Falls, Idaho, this 9th day of June, 1967.

POWER COUNTY IMPLEMENT AND BOWLER RANCHES, INC.

By /s/ McKINLEY BOWLER, President

(S E A L)

Date of receipt at office of Department of Reclamation: June 12, 1967.

ACTION OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment of the place of use and point of diversion.

Witness my hand this 28th day of June, 1967.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

See application for amendment in file.

RECEIVED
AUG 15 1969
Department of Reclamation

Permit No. G-32679

American Falls, Idaho

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho

1. Point of diversion: Southwest $\frac{1}{4}$ Southwest $\frac{1}{4}$, Sec. 22, T. 6

R. **33** B.M. Other points of diversion (Previous/wells in West $\frac{1}{2}$ of Northwest $\frac{1}{4}$,

mo. - day mo. - day

For Irrigation purposes from June 1, 1968 to present (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

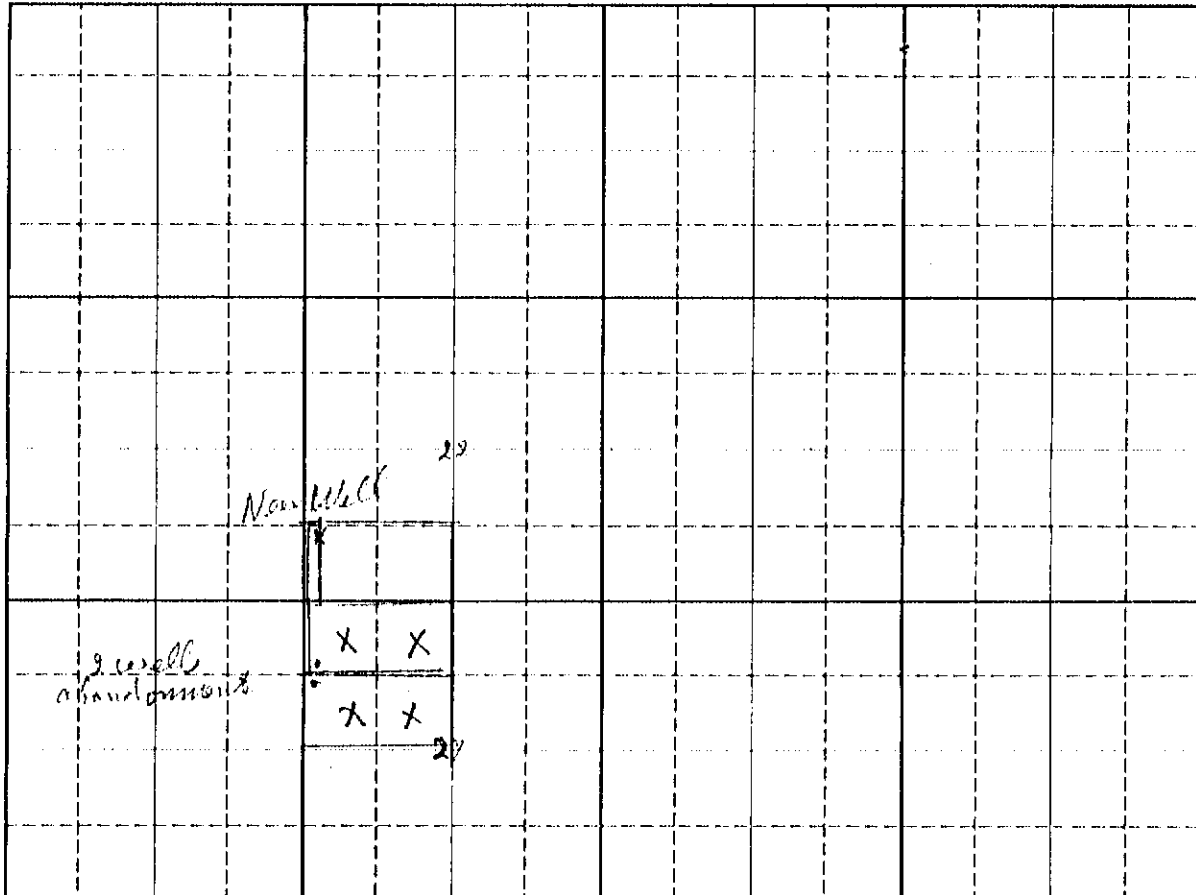
3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

632679

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at American Falls, Idaho, this 13th day of August, 19 68.

Mark Bowler
(Signature)

ACTION OF STATE RECLAMATION ENGINEER

I, JACK A. BARNETT, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit No. G-32679.

Witness my hand this 15th day of August, 19 68.

Jack A. Barnett
Deputy State Reclamation Engineer

32679

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Power County Implement & Bowler Ranches, Inc.
b) Post Office Address 238 Roosevelt St., American Falls, Idaho 83211
2. Permit Number G-32679/29-2515
3. Date of Priority that you are prepared to establish January 5, 1966
4. a) Source from which water was appropriated ground water source
b) Location of the point of diversion: SW 1/4 SW 1/4, Section 22
Township 6S, Range 33E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
amount 3.2 for irrigation purposes from May 1 to Oct 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 3.2 for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3.2 cfs cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Badger Water Meter
G. Payl Gary, Pump Dept Supt, Power County Implement Co.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: none
b) Describe the agreement or understanding by which you take water from the works: none
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Pump size - Berkeley 1203HH 9stage bowl
away w/ 1 11/16" shaft & 2 1/2" oil tube & 10" column, setting 160 ft. Motor size 200hp
U.S. Electric Motor. 18" well casing, Well depth 400 ft.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Badger Water Meter for 10" pipe.
c) Give well drillers name and address and date the well was completed Vollmer Well Drilling Co.,
Aberdeen, Idaho 83210. completed March 1, 1969

24
OK
11-5-70

32679-1
1-29-71

29-2515
32679

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: 160 acres

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	
6 S	33E	27					all	all	all	all									160

Total number of acres irrigated 160

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

11-2-70

(Date)

Power County Implement & Bowler Ranches, Inc.

(Signature)

State of Idaho)

County of Power) ss.

On this 2nd day of November, 19 70, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Robert W. Wallace

Notary Public residing at American Falls, Idaho 83211

My commission expires Nov. 23, 1973.

FIELD REPORT

1. Name of permit holder Power County Implement and Bowler Ranches, Inc.
Post office address 238 Roosevelt Street, American Falls, Idaho Phone _____
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount	3.2	c.f.s. for	irrigation
		AF/Annum	(nature of use)

Period of Use: from May 1 to October 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount c.f.s. for
..... AFI/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: None

4. Total amount to be appropriated:

Max Rate of Diversion 3.2 cubic feet per second and annual volume AF/Annum.

5. Location of Point(s) of Diversion: Amendment No. G-32679

Township 6 ~~N~~/S, Range 33 E/W, B.M., Section 22, Subdivision SW 1/4 SW 1/4, Power
County
Township N/S, Range E/W, B.M., Section , Subdivision 1/4 1/4,
County
Township N/S, Range E/W, B.M., Section , Subdivision 1/4 1/4,
County

Other Points of Diversions: _____

Description of diverting works: pump size - Berkeley 1203 HP 9 Stage bowl w/ 1 11/16" shaft & 2 1/2" oil Tube & 10" column, setting 160 ft. Motor size 200 HP U.S. Electric Motor. 18" well casing. Well depth 400 ft.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE.....160 ACRES

R 33 E

29 2515

T
G
S

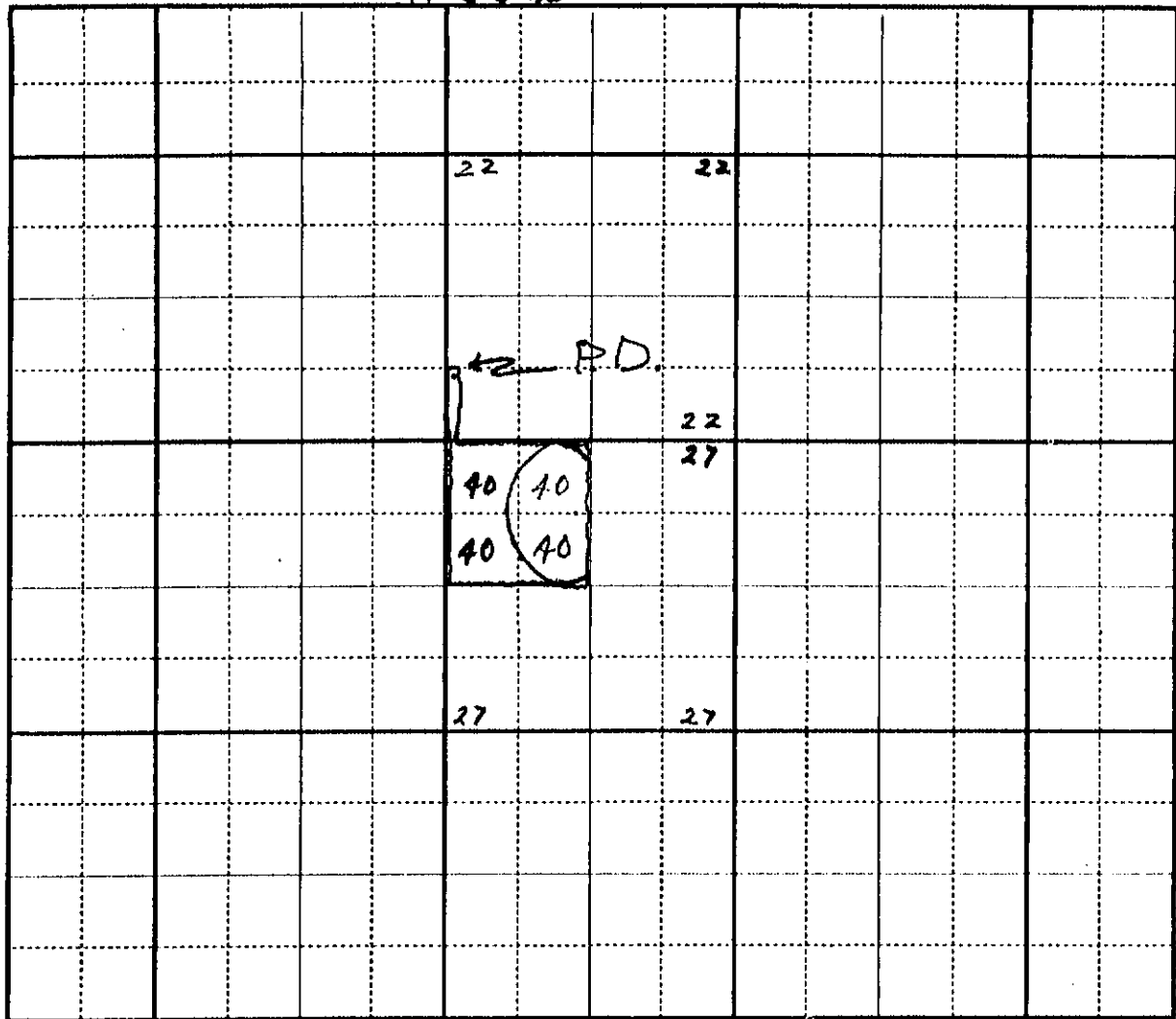


Diagram of System

DATE OF EXAM May 23, 1972

ACREAGE

Found 160 ac
Recommended 160 ac

Irrigation Requirement 3.5 Ac Ft/Ac

USE

Irrigation Q = 2.00 c.f.s. V = 560 AF/Ann. from May 1 to Oct 31
Domestic Q = — c.f.s. V = — AF/Ann. from — to —
Livestock Q = — c.f.s. V = — AF/Ann. from — to —

Is water co-mingled? yes no ✓

Name source: —
twp. N/S, Rge. —, E/W, B.M., Sec. —, Sub. 1/4 1/4 County —

Exchange? yes no ✓

Name source exchanged with: —
twp. N/S, Rge. —, E/W, B.M., Sec. —, Sub. 1/4 1/4 County —

Point of injection: None
twp. N/S, Rge. —, E/W, B.M., Sec. —, Sub. 1/4 1/4 County —

Point of exchange: None
twp. N/S, Rge. —, E/W, B.M., Sec. —, Sub. 1/4 1/4 County —

Total Q measured 2.00 cfs Method of measurement Pitot Tube at nozzles

Total Q recommended 2.00 cfs Meter No. — Type — Condition —

Total V recommended 560 AF/Ann.

Recommended Amendments:

P.D. —
Place of Use —
Other —
None —

MEASUREMENT CALCULATION: Avg. p.s.f. = 52
7/64 - 33 @ 5.12 gpm = 135.7 gpm, 2 gpm = 899.1
5/32 - 122 @ 5.076 gpm = 619.27 gpm, 899.1 gpm = 2.00 c.f.s.
11/64 - 36 @ 6.126 gpm = 205.04 gpm, 948.8 gpm = 2.00 c.f.s.

SYSTEM DESCRIPTION:

200 HP Hollow shaft U.S. Motor, Serial # Hd 1417972
Pump - Berkeley, H 13 B, 10" discharge into 10" closed pipe line to
land, Century Booster (Squirrel Cage Induction Polyphase), 30 HP
Spec. # 51457, Booster Pump - Berkeley, Centrifugal,
Serial # 6966536, Size 8" x 6"

REMARKS:

An 8" pipe line goes No. from R.D. to a waste ditch probably
to drain the system. Owner irrigates 89 ac at the land listed on this
form with pivot line plus ac with hand line. Systems do not operate together.
Hand line puts out the most discharge and was the line measured.

Examiner's Signature Calvin M. Rummy Date 6-1-72

Checked by Log Date 6/8/72

Approved by — Date —