

(170)

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: A29-04242
Date Received: 6/27/1989
Receipt No: E009289
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VON G. BLOXHAM
Address: 2972 E. HWY 40
DOWNEY, ID

83234

AND/OR

Name: MARY LOIS BLOXHAM
Address: 2972 E. HWY 40
DOWNEY, ID

83234

2. Date of Priority: JUN 08, 1901

3. Source: STREAM

Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	37E	5	SW	SW			BANNOCK

5. Description of diverting works:
HEADBOX & DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		
STOCKWATER	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is 75.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/35 HEAD RANGE CATTLE

A2904242

MICROFILMED
NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	37E	5	NW	SW		IRR	20.0
					Section Acres		20.0
		6	NE	SE		IRR	10.0
					Section Acres		10.0
					Total Acres		30.0

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:
29-04241.

14. Remarks:
COMMONLY KNOWN AS TWIN SPRING.

15. Basis of Claim: STATUTORY CLAIM

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: 1

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): Von Blenheim Date: June 27/1989
Date: _____

State of Idaho)
County of Bonner) SS.

Subscribed and sworn (or affirmed) before me this 27th day

of June 19 89

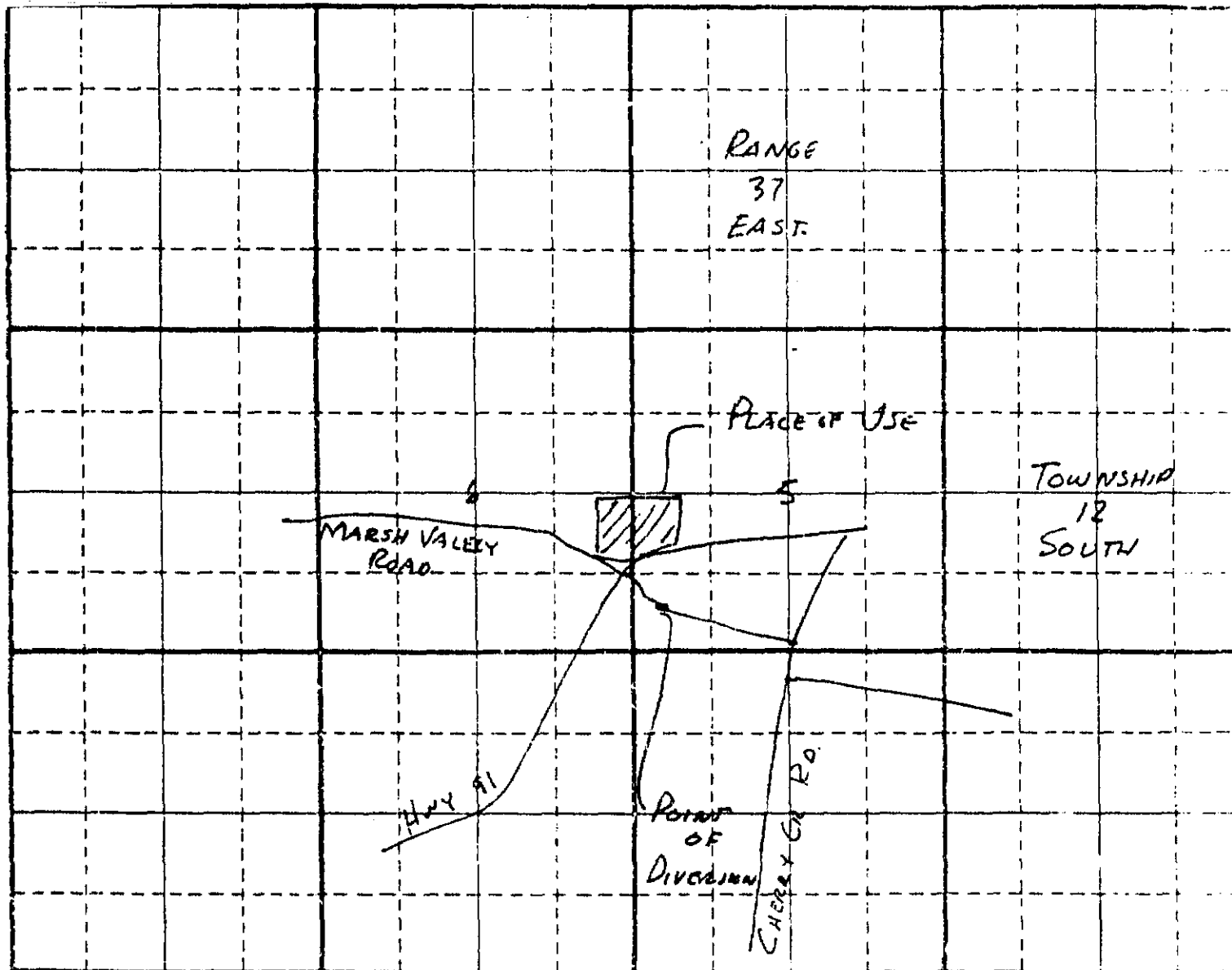
Kathryn S. O'Brien
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 9/12/1994

Remarks Local name - Twin Spring



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivision section, township and range of the public land survey system.

MICROFILMED

NOV 13 1992

State of Idaho)

County of)

Bannock

ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

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
A29-04242	12S 37E	5		SW	SW			BANNOCK		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A29-10386 29-10386
A29-12903 R29-12903

WR RECORDS IN SAME 40 ACRE TRACT

29-02185
29-02356

SOURCE: STREAM

TRIB: MARSH CREEK

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
29-04242	12S 37E	5		SW	SW			BANNOCK		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

29-02185
29-02356

A29-10386 29-10386
A29-12903 R29-12903

SOURCE: UNNAMED STREAM

TRIB: MARSH CREEK

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. 12S	RGE. 37E	SEC. 5	1/4	1/4 SW	1/4 SW	LOT	POD FLAG	COUNTY BANNOCK	DIVERSION NAME	DIVERSION NBR
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: _____ TRIB: _____

REVIEWED BY: _____ DATE: _____

=====

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

A. ROOT WATER RIGHT NUMBERS: A29-04242

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12S	37E	5	NW	SW		BLOXHAM, VON G	A29-04242 / 20.0	29-04242 / 20.0			41.0
			NW	SW		MC NEE, GERALDINE B	A29-10387 /	- /			
			NW	SW		MC NEE, GERALDINE B	29-10387 /	- /			
			NW	SW		JENSEN, VESTAL		29-02325 / 9.0			
12S	37E	6	NE	SE		BLOXHAM, VON G	A29-04242 / 10.0	29-04242 / 10.0			37.0
			NE	SE		BLOXHAM, VON G	A29-10070 /	- /			
			NE	SE		BLOXHAM, VON G	A29-04241 / 14.0	29-04241 / 14.0			
			NE	SE		BLOXHAM, MARY LOIS	29-10070 /	- /			
			NE	SE		BLOXHAM, ANN		29-02167 / 1.0			

ADDITIONAL POU FOUND

TOTAL ACRES A29-04242 30.00 30.00 78.00

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

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-04242	STREAM	BLOXHAM, VON G	1.020	0.034		
A29-04241	STREAMS	BLOXHAM, VON G	0.320	0.022		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A29-04242	STOCKWATER	BLOXHAM, VON G	FROM 01-01 TO 12-31	0.020 CFS	

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A29-10387	DOMESTIC	MC NEE, GERALDINE B	FROM 01-01 TO 12-31	0.040 CFS	
A29-10387	STOCKWATER	MC NEE, GERALDINE B	FROM 01-01 TO 12-31	0.050 CFS	
29-10387	DOMESTIC	MC NEE, GERALDINE B	FROM 01-01 TO 12-31	0.040 CFS	
29-10387	STOCKWATER	MC NEE, GERALDINE B	FROM 01-01 TO 12-31	0.050 CFS	
A29-10070	DOMESTIC	BLOXHAM, VON G	FROM 01-01 TO 12-31	0.040 CFS	
29-10070	DOMESTIC	BLOXHAM, MARY LOIS	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: 29-04241.

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()

RECEIVED

JUN 21 1982

Department of Water
Eastern District Office

659901

June 15, 1982

W. Delon Jones
970 Sylvan Circle
Burley, Idaho 83318

To Whom it may Concern,

This letter is in reference to the Springs which set to the east of Von Bloxham's home place approximately a quarter of a mile, the spring more commonly known as the TWIN SPRINGS, which has a ditch running from the Twin Springs, down to Von Bloxham's property.

These springs and the water from them has been used by Von Bloxham for irrigation and stock stream purposes, exclusively by Von Bloxham, for the past 30 years that I know of.

As a boy and in growing up, having lived with the Bloxham Family from the time I was 8 years of age, I have helped Von clean and maintain the ditch and the dam at the twin springs, I have used the water from the Twin Springs to irrigate the land on Von's home place.

In the ditch also we had a place dug out behind the house, which was boarded off where we used to cool the milk at night, from the Dairy Cows that are milked on the farm.

As kids we used to go up to the Twin Springs and play in the springs and swim in them, and at one time had a raft in there that we floated on.

To My knowledge, no one has ever used the water from the Twin Springs, other than Von Bloxham for the past 30 years that I have lived and now visit them.

W. Delon Jones
W. Delon Jones

Subscribed and Sworn to before me this 15th day of June 1982.

NOTARY SEAL

My commission expires on 1987

62

June 15, 1952

689901

Thomas Blythe
Being of sound mind & memory:

Do swear, that the water from the spring
known to me as the Twin Spring water,
has been used for irrigation purposes,
on the Von Blythe home ranch for
(70) seventy years, to my knowledge.

Thomas Blythe
Daughter Delia
83234.

SUBSCRIBED AND SWORN TO BEFORE ME THIS 15th day of June, 1952.

NOTARY SEAL

My commission expires 1954.

[Signature]
BRIDGES AT BOZEMAN, ID

RECEIVED

JUN 21 1952

Department of Agriculture
Bureau of Plant Industry

689901

RECEIVED AT REQUEST
Von Blythe

JUN 17 3 01 PM '52

OFFICIAL RECORDS BR NO. 392
FILE 1210417-15

Log for claim A29-04242

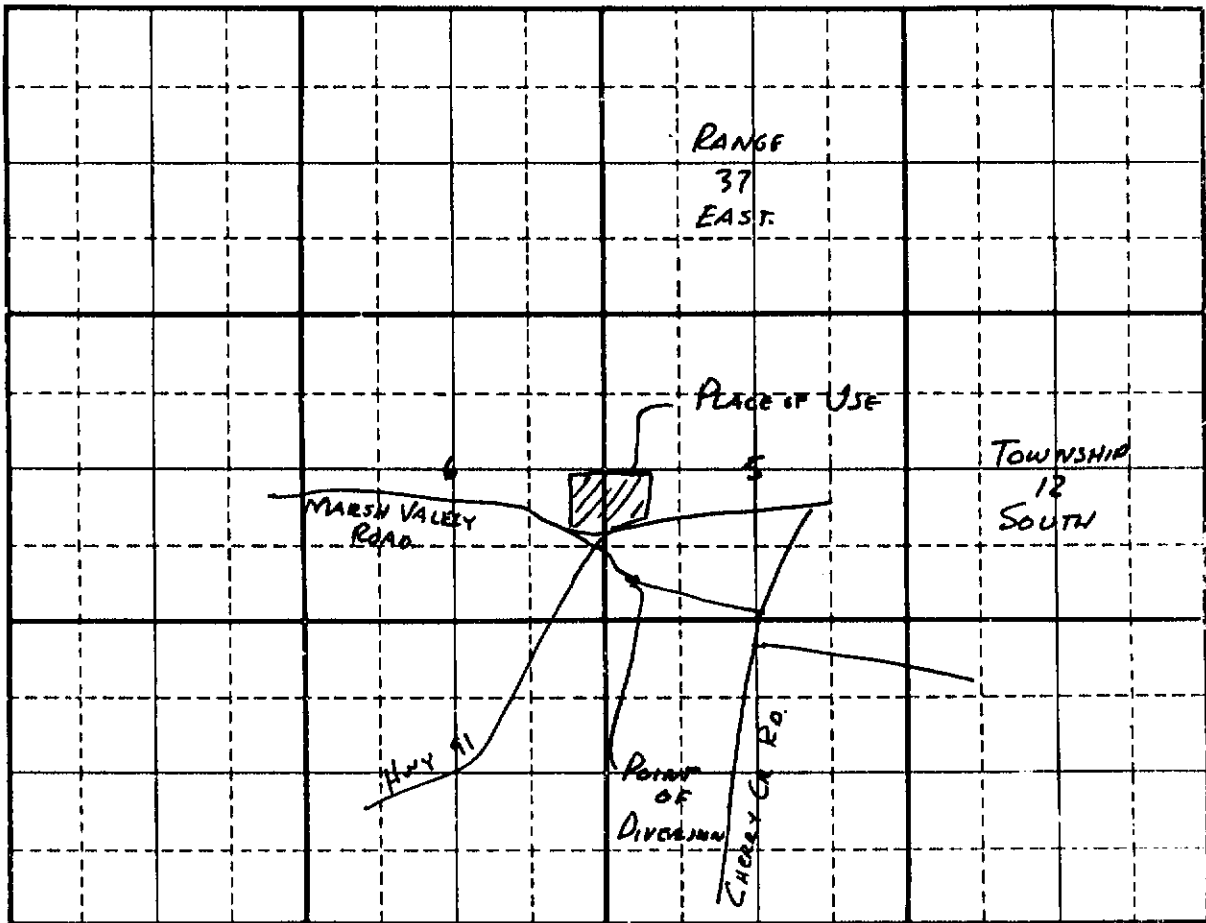
Spatial Dynamics TWB

5/25/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
12s37e	5	NWSW	20	31	
12s37e	5	SWSW	0	0	POD placement?
12s37e	6	NESE	10	12	
Totals:			30	43	

If you are claiming water as a member of an organization, list name of organization:

(8) Remarks Local name - Twin Spring



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40 acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Bannock) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 30th day of June, 19 82

Mary Lou Blyden
(Claimant)

Steven D. Hall
Notary Public
Residing at McLammon, Id.

My commission expires 1984

FOR DEPARTMENT USE ONLY
Received by S.M. Date 6/30/1982 Exception filed by: _____ Date _____
Prelim. check by ENC Date 7-2-82 Forwarded to claimant by: _____
\$30.00 fee received by BP Date 6-30-82 # 22352
Published in Idaho State Journal
7-15-82 7-22-82

AJ5809NP
No. A29-04242

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 110

Point(s) of Diversion: T12S R37E S05 SWSW 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
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	---
12S	37E	5	:											20						:	20.0
12S	37E	6	:															10		:	10.0
																				TOTAL ACRES	30.0

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

POU County: BANNOCK

Non-Irrigation Uses: S/35 HEAD RANGE CATTLE

Other Rights: 29-04241.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-10386 A29-10386 A29-12903 R29-12903

Other Water Rights Listing Overlapping Place(s) of Use:
A29-02325 A29-04241

Remarks: GEN COMMONLY KNOWN AS TWIN SPRING.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 06/27/89 OLENICHA 07/20/94 THOMPSON 03/29/95 POST-STD

AJ5809NP
No. A29-04242

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 109

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VON G BLOXHAM	06/08/1901	IRRIGATION	04-01 11-01	1.000 CFS	
C	MARY LOIS BLOXHAM		STOCKWATER	01-01 12-31	0.020 CFS	
	2972 E HWY 40					
	DOWNEY ID 83234					
				TOTAL DIVERSION:	1.020 CFS	
				CONSUMPTIVE USE:		75.00 AFA
	Water Source: STREAM		Tributary to: MARSH CREEK			Stage: STATUTORY CLAIM