

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: A29-07221
Date Received: 4/18/1990
Receipt No: 9013260
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CECIL E. ARMSTRONG 208-254-3365
Address: 849 W. GLOVER RD.
ARIMO, ID 83214

AND/OR

Name: NORMA M. ARMSTRONG 208-254-3365
Address: 849 W. GLOVER RD.
ARIMO, ID 83214

2. Date of Priority: AUG 05, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	36E	9	NE	NE			BANNOCK

5. Description of diverting works:
WELL, PUMP AND 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	1.180		490.00

7. Total Quantity Appropriated is:
1.180 C.F.S. (and/or) 490.00 A.F.A.

8. Total consumptive use is 350.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A29-07221

Page 1

Date: 04/18/90

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NOV 13 1992

A2907221



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
10S	36E	9	NE		NE		IRR	20.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0

Section Acres 140.0

Total Acres 140.0

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:
DECREED RIGHTS OUT OF GARDEN CREEK.

14. Remarks:

15. Basis of Claim: LICENSE

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): Paul E. Constan Date: 4-18-90

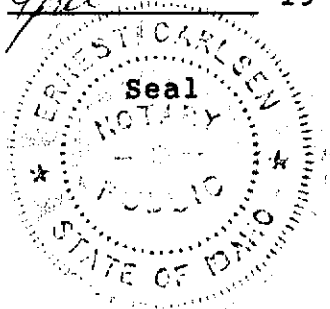
Date: _____

State of Idaho)
County of Franklin) SS.

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

of April 19 90

Ernest Carlsson
Notary Public



Residing at Alhambra, CA

My Commission Expires 6-14-1994

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
A29-07221	10S 36E	9		NE	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
29-07221	10S 36E	9		NE	NE			BANNOCK		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

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
10S	36E	9		NE	NE			BANNOCK		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: GROUNDWATER

TRIB: _____

REVIEWED BY: _____ DATE: _____

=====

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

A. ROOT WATER RIGHT NUMBERS: A29-07221

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	36E	9	NE	NE		ARMSTRONG, NORMA M	A29-07221 / 20.0	29-07221 / 20.0		5.0	
			NE	NE		ARMSTRONG, CECIL E	A29-11418 / 20.0	- /			
			NE	NE		ARMSTRONG, CECIL E	A29-00421 / 38.0	29-00421 /			
			NE	NE		ARMSTRONG, CECIL E	A29-11415 / 38.0	- /			
			NE	NE		CHEDGZEY, JOHN B.		29-00422 /			
10S	36E	9	NW	NE		ARMSTRONG, NORMA M	A29-07221 / 40.0	29-07221 / 40.0		2.0	
			NW	NE		CHEDGZEY, JOHN B.		29-00421 /			
			NW	NE		CHEDGZEY, JOHN B.		29-00422 /			
10S	36E	9	SW	NE		ARMSTRONG, NORMA M	A29-07221 / 40.0	29-07221 / 40.0		2.0	
			SW	NE		CHEDGZEY, JOHN B.		29-00421 /			
			SW	NE		CHEDGZEY, JOHN B.		29-00422 /			
10S	36E	9	SE	NE		ARMSTRONG, NORMA M	A29-07221 / 40.0	29-07221 / 40.0		2.0	
			SE	NE		CHEDGZEY, JOHN B.		29-00421 /			
			SE	NE		CHEDGZEY, JOHN B.		29-00422 /			

ADDITIONAL POU FOUND

TOTAL ACRES	A29-07221	140.00	140.00	11.00
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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

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-07221	GROUNDWATER	ARMSTRONG, NORMA M	1.180	0.008	490.00	3.50
A29-00421	GARDEN CREEK	ARMSTRONG, CECIL E	0.750	0.019		
A29-11415	GARDEN CREEK	ARMSTRONG, CECIL E	1.500	0.028		
A29-11418	SPRINGS	ARMSTRONG, CECIL E	0.500	0.014		
	WASTE WATER					

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: DECREED RIGHTS OUT OF GARDEN CREEK.

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: _____

Twp. 10.S Rge 36E.

Well

robin

TRONE

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NOV 13 1992

Log for claim A29-07221

Spatial Dynamics BTD

7/6/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s36e	9	NENE	20	21	
10s36e	9	NWNE	40	39	
10s36e	9	SWNE	40	40	
10s36e	9	SENE	40	40	
Totals:			140	140	

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORTDATE: 04/27/00
PAGE: 168

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	NORMA M ARMSTRONG	08/05/1974	IRRIGATION	03-15 11-15	1.180 CFS	490.00 AFA
C	CECIL E ARMSTRONG					
	849 W GLOVER RD					
	ARIMO ID 83214					
	(208) 254-3365					
				TOTAL DIVERSION:	1.180 CFS	490.00 AFA
				CONSUMPTIVE USE:		350.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T10S R36E S09

NENE

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
10S	36E	9	:	20		40		40		40										:	140.0
																				TOTAL ACRES	140.0

POU County: BANNOCK

Other Rights: DECREEED RIGHTS OUT OF GARDEN CREEK.

Other Water Rights Listing Overlapping Place(s) of Use:

A29-00421 A29-00422 A29-11415 A29-11418

Conditions of Approval:

- 001 - A measuring device of a type approved by the Department shall
 - be permanently installed and maintained as part of the diverting
 - works.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 04/18/90 CARLSEN 07/26/94 THOMPSON 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7221 Priority August 5, 1974 Amount 1.18 cfs

THIS IS TO CERTIFY, that CECIL E. ARMSTRONG
of Arimo, Idaho, has complied with the terms and conditions of Permit
No. 29-7221 issued pursuant to Application for Permit dated August 5, 1974,
and has submitted proof to the Department of Water Resources on August 1, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.18 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u> at <u>1.18</u> cfs and	<u>490 acre feet or</u>	
	from _____ to _____ at _____ cfs and	<u>3.5 af per acre</u>	
	from _____ to _____ at _____ cfs and		
(both dates inclusive)			

Subject, however, to the condition that no more than 1.18 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
490 acre feet per year, said waters to be diverted within the NE 1/4 NE 1/4 of Sec. 9,
Twp. 10 S, Rge. 36 E, B. M. in the County of Bannock

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	
10 S	36 E	9	20	40	40	40													140

Total number of acres irrigated 140

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 30 day of
August, 19 76.

Director

Identification No. 29 7221

Application No. _____

LICENSE ISSUED FOR 1-18 SEC. 1-1

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To Appropriates the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant Cecil E. Armstrong
post office address Arimo, Idaho PH: 254-3365
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 9 Township 10S
Range 36E B.M. Bannock County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 4.40 for Irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 4.40 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, pump and sprinkler

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 16 inches; proposed depth of well is 285 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ 50,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N.A.
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water: _____
(5) If water is to be used for other purposes describe: _____

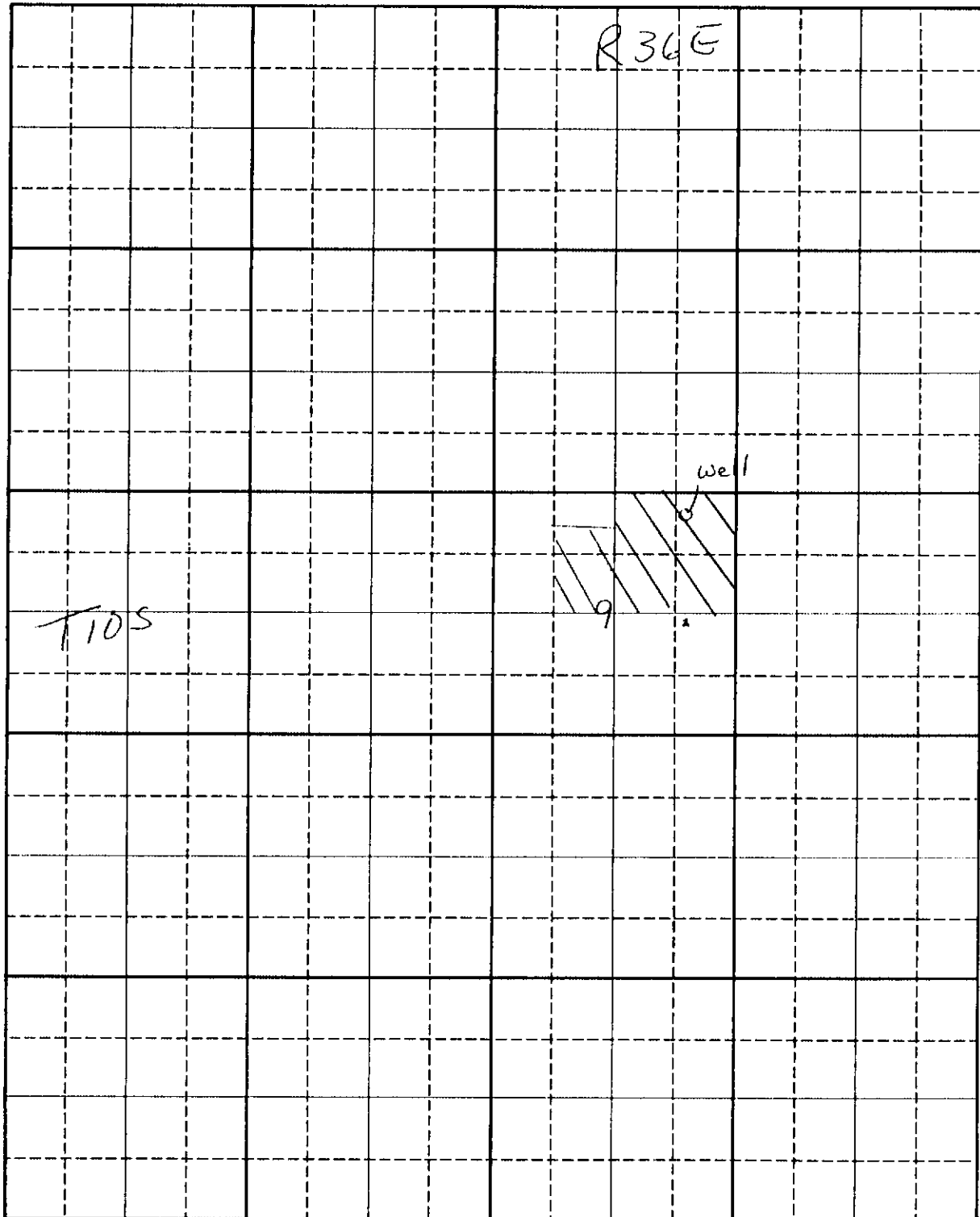
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c. Describe any other water rights used for the same purposes as described above.

10. Remarks Water stands at 90'

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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.

Carl E. Armstrong
(Applicant)

Received by MB Date 8-5-74 Time 11:25 AM
 Preliminary check by RDC Fee \$ 65.00
 Received by MB Date 8-7-74 # 13008
 Publication prepared by MB Date 8-22-74
 Published in Idaho State Journal
 Publication dates Aug 29 - Sept 5, 1974
 Publication approved MB Date 9/9/74
 Priority reduced to _____ Reason _____

 Protests filed by: _____

 Copies of protests forwarded by: _____
 Hearing held by _____ Date _____
 Recommended for approval denial by RDC NYH

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7221, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 75.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 26 day of October 19 74.

R. Kent Higgins
 Director

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Cecil E. Armstrong
Post office address Arimo, ID Phone 254-3365
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 4.40 c.f.s. for Irrigation
 AF/Annum (nature of use)

Period of Use: from March 15 to Nov. 15
(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 _____
 _____ AF/Annum (nature of use)

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

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 4.40 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 10S N/S, Range 36E E/W, B.M., Section 9, Subdivision NE 1/4 NE 1/4, Bannock
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: 125 hp general electric motor, pump with 2600' of steel mainline
Depth of well is 310 feet

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE 220

T
10
S

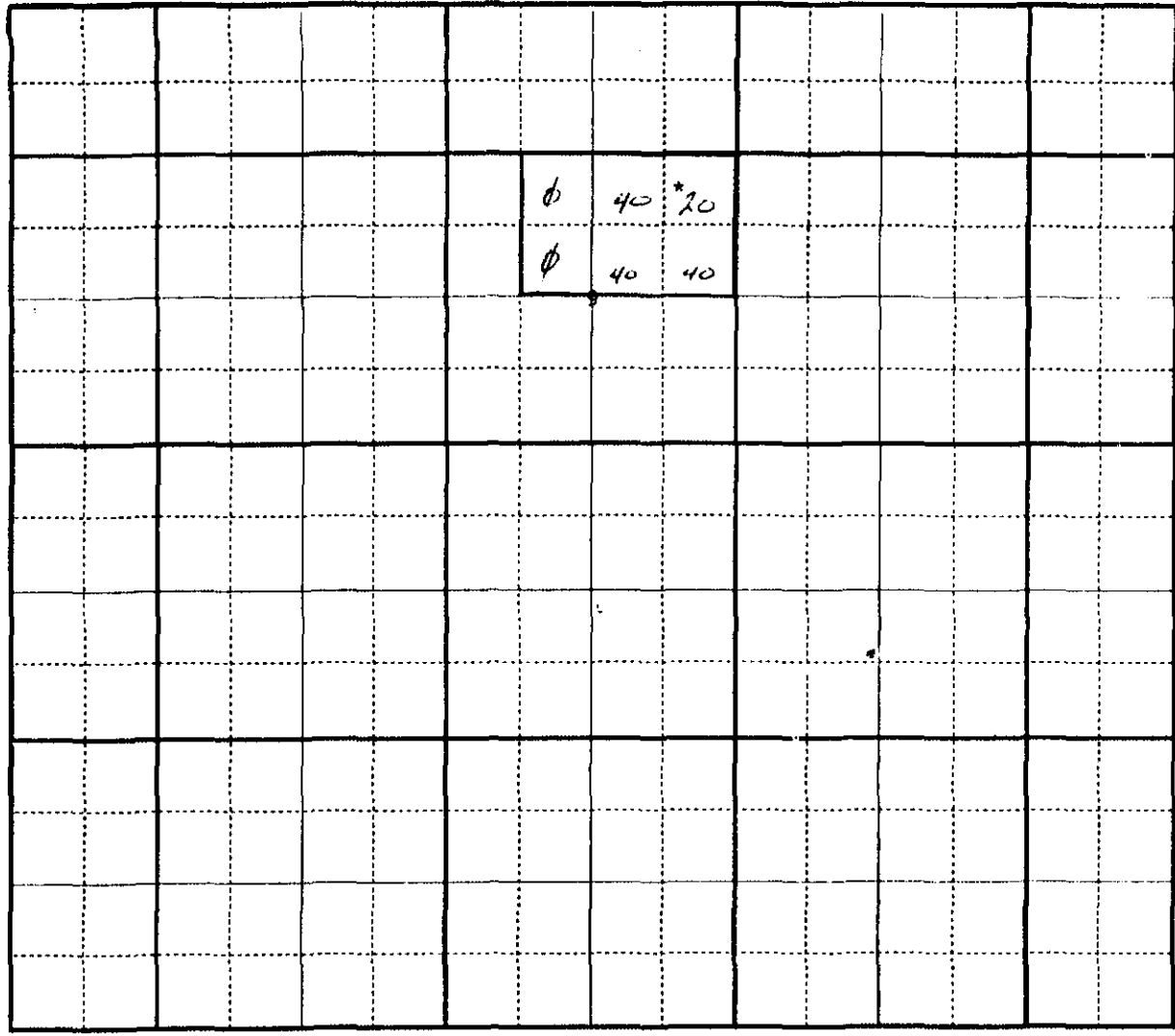
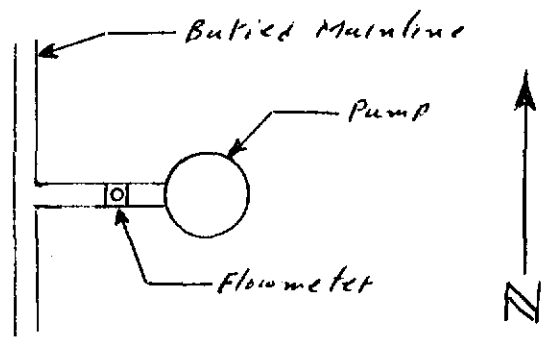


Diagram of System



DATE OF EXAM June 2, 1976

ACREAGE
Found 140
Recommended 140

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.18 c.f.s. V = 490 AF/Ann. from Mar 15 to Nov 15
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: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured 1.18 cfs Method of measurement In-Line Meter

Total Q recommended 1.18 cfs Meter No. 75-8-114 Type McClumeter Condition Good

Total V recommended 490 AF/ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$$0.001 \text{ AF/37 sec} = \frac{43.56}{37} = 1.18$$

$$V = (3.5)(140) = 490$$

$$V_{\text{check}} = \text{Mar 15} - \text{Nov 15} = 245 \text{ days} \quad (1.18)(1.9835)(245) = 573.42 > 490$$

SYSTEM DESCRIPTION:

Pump Johnston - No Nameplate
Motor: G.E. Model 556268X11A 125 HP
Set No. GKD 717108
Pump discharges West into N-S buried mainline

REMARKS:

System shown by Klain Christensen, Farm Operator.

Examiner's Signature Loren O. Halmer Date 6-2-76

Checked by William B. Durham Date 6/4/76

Approved by _____ Date _____

