

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: A29-07248
Date Received: 3/09/1990
Receipt No: MO06202
Received By: gpc

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CAVE J. KIRTLEY 208-226-2919
Address: 2506 SIMONS RD.
AMERICAN FALLS, ID 83211-0000
AND/OR
Name: ELVA E. KIRTLEY 208-226-2919
Address: 2506 SIMONS RD.
AMERICAN FALLS, ID 83211-0000

A2907248

2. Date of Priority: MAR 13, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	31E	12	NE	NE	NE		POWER

5. Description of diverting works:
230' DEEP 8" CASING 10 HP SUB. PUMP SPRINKLER SYTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.140		24.50
STOCKWATER	01/01	12/31	0.020		0.40
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) 26.10 A.F.A.

8. Total consumptive use is 21.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSE, S/ 12 HD. HORSES AND CALVES.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	31E	12	NE		NE		IRR	7.0
			NE		NE		STOCK	
			NE		NE		DOMEST	

Section Acres 7.0

Total Acres 7.0

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:
NONE

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): Carrie J. Kirtley Date: 3-9-1990

Date: _____

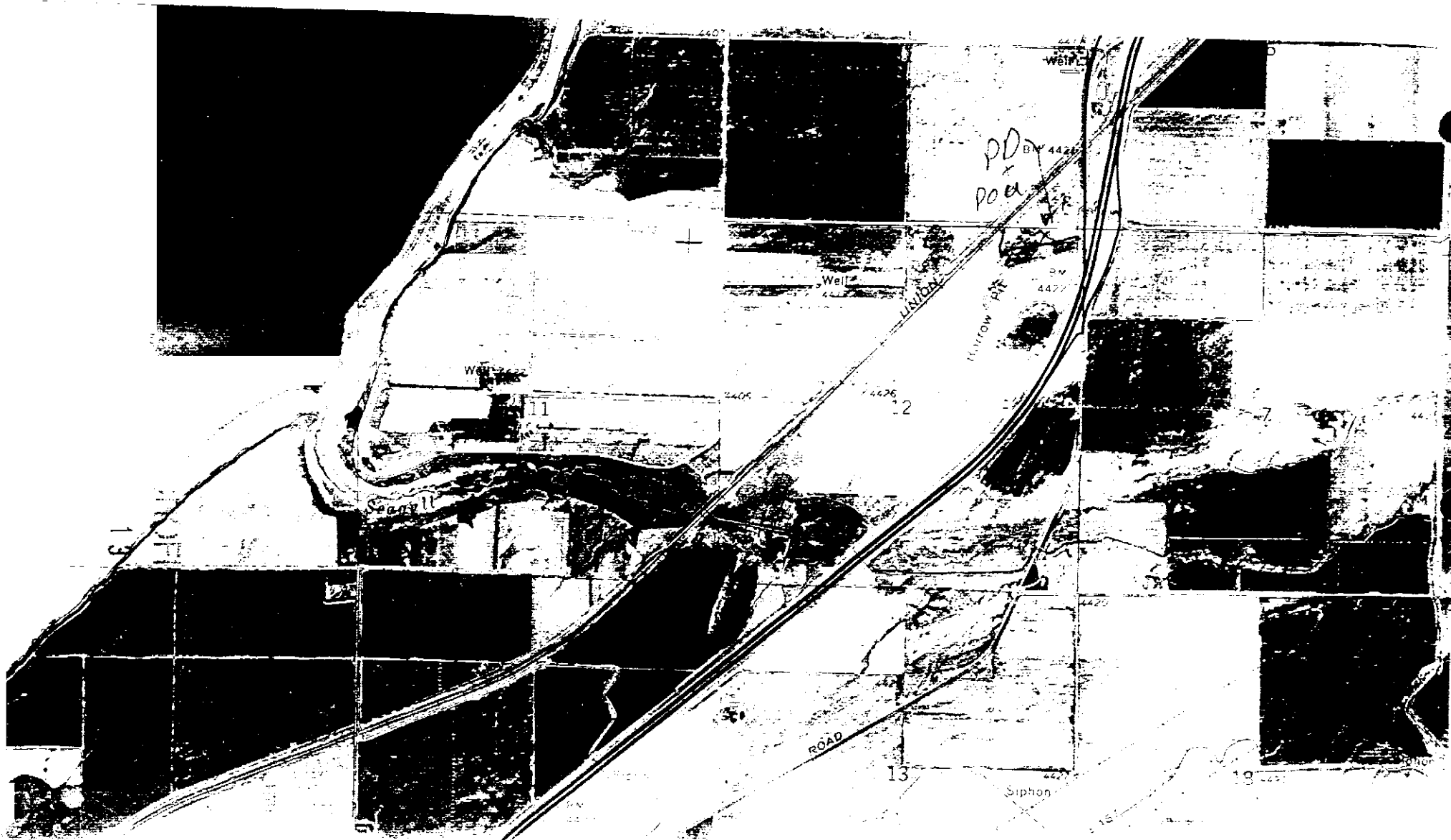
State of Idaho)
County of Power) SS.

Subscribed and sworn (or affirmed) before me this 9 day
of March 19 90

Jon Dale Carlson
Notary Public

Seal

Residing at Boise Id
My Commission Expires 5/2/94



Log for claim A29-07248

Spatial Dynamics AMH

6/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s31e	12	NESE	7	5.7	
Totals:			7	5.7	

AJ5809NP
No. A29-07248

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/23/00
PAGE: 57

=====

Audit: 03/09/90 CARLSON 07/26/94 THOMPSON 03/29/95 POST-STD 04/13/00 CVANDERM

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7248 Priority March 13, 1975 Amount 0.20 cfs
(Late Proof)

THIS IS TO CERTIFY, that Cave J. Kirtley
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7248 issued pursuant to Application for Permit dated February 11, 1975,
and has submitted proof to the Department of Water Resources on March 31, 1980,
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 0.27 cfs of water from a groundwater 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
Irrigation	from <u>March 15</u> to <u>November 15</u>	at <u>0.14</u> cfs and	<u>24.5</u> acre feet
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>0.4</u> acre feet
Domestic	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet

(both dates inclusive)

Subject, however, to the condition that no more than 0.20 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
26.1 acre feet per year, said waters to be diverted within the NE1/4 Section 12,
Twp 7S, Rge 31E in the County of Power

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				SW1/4				SE1/4				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	
7S	31E	12	7												7

Total number of acres irrigated 7

UNRECORDED

CONDITIONS OF APPROVAL

a. 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.

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

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17th day of September, 19 86.

Betty D. Flano
Director

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Identification No. 29 7248

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

ADDITIONAL

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

1. Name of applicant Cave J. Kirtley Phone: 232-5206
 post office address 631 North Johnson, Pocatello, Idaho
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 12 Township 7S
 Range 31E B.M. Power 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 0.12 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount 0.21 for Irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount 0.02 for Stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
 a. 0.35 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, pipelines and sprinklers
- 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 8 inches; proposed depth of well is 150 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
 b. Estimated construction cost is \$42,000.00
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 12 Township 7S
 Range 31E 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 5 horses and 10 cows
 (4) Name of municipality to be served _____, or number of families to be supplied with domestic water 3
 (5) If water is to be used for other purposes describe: _____

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b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated_____10.5

c. Describe any other water rights used for the same purposes as described above. None

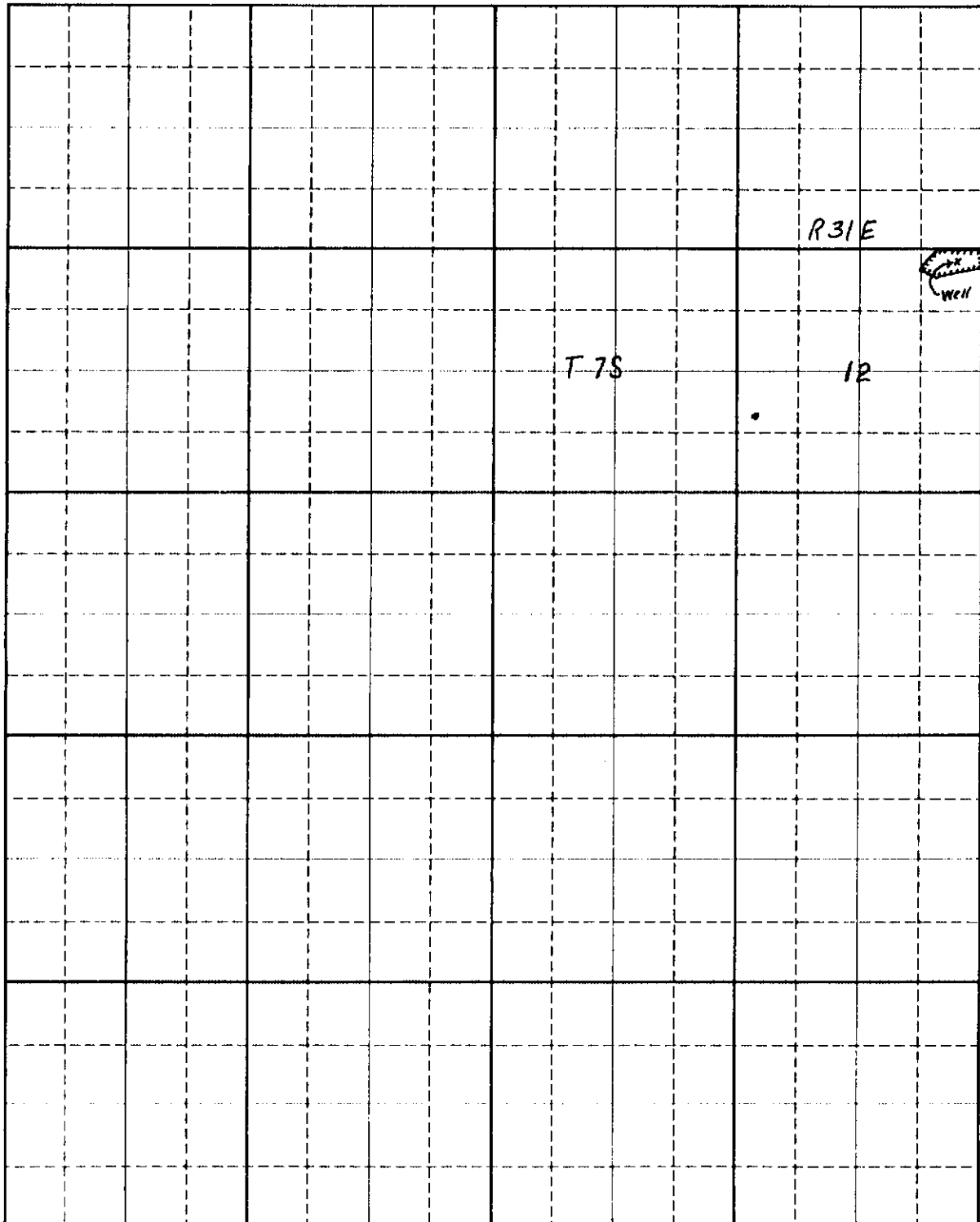
9. a. Who owns the property at the point of diversion _____ Applicant

b. Who owns the land to be irrigated or place of use _____ Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.....

10. Remarks

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.

Came J. Gentry
(Applicant)

Proposed Priority 2-11-1975

Received by MB Date 2-11-75 Time 2:35
Preliminary check by PA Fee \$ 25.00
Receipted by MB Date 2-11-75 # 4084
Publication prepared by MB Date 2-14-75
Published in Blaine County (Idaho)
Publication dates Feb. 20 & 27, 1975
Publication approved W Date 3-03-75
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RC TD

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

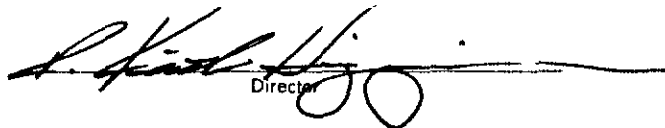
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7248, and said application is hereby APPROVED.

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 March 1, 19 80.
- c. Other: _____

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

Witness my hand this 17 day of _____ March 19 75.


Director

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED

29-7218

Permit No.

MAY 29 1980

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			Department of Water Resources
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date June 27, 1980 Accompanied by Sen et Cove J. Nitty Total Q measured .27 cfs
 If source is surface water, estimate total flow of source _____
 Methods of measurement pressure gauge on sprinkler heads Meets Permit requirements? _____

Measurement calculations:

$7.5 \times 3.5 \text{ AFA/M} = 26.25 \text{ AFA/M}$
 $14 \times 1.9 \times 3.5 \text{ AFA/M} = 17.15 \text{ AFA/M}$
 $5.03 \text{ gpm} \times 6 \text{ m} = 30.18 \text{ gpm}$
 $5.01 \text{ gpm} \times 7 \text{ m} = 35.07 \text{ gpm}$
 $3.2 \text{ gpm} \times 6 \text{ m} = 19.2 \text{ gpm}$
 $3.23 \text{ gpm} \times 7 \text{ m} = 22.61 \text{ gpm}$

Total = $123.17 \text{ gpm} = .27 \text{ cfs}$

$7.5 \times 3.5 \text{ AFA/M} = 26.25 \text{ AFA/M}$
 $14 \times 1.9 \times 3.5 \text{ AFA/M} = 17.15 \text{ AFA/M}$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
1	10	Barnes 3ph Thomas protected Jalmonite	34522-32 Model 602-10-4	13Amp.				

System Description Groundwater is diverted from well by a 10 hp submersible and operates 3 hand lines and supplies domestic water for 1 house & stockwater for 7 horses 5 pigs.

*Code with map on reverse side. Disregard code if only one.

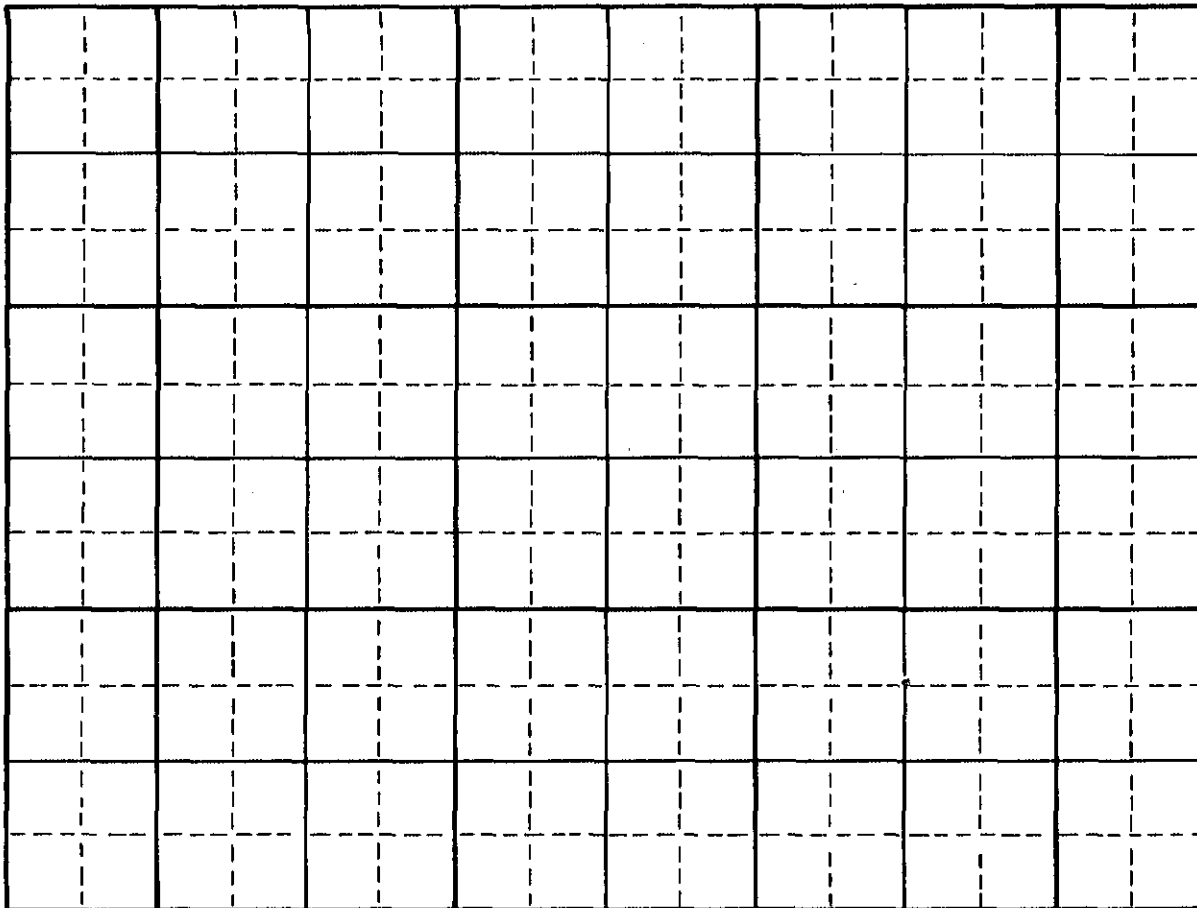
RECOMMENDED AMOUNTS

USE	Irrigation requirement =	3.5	AF/Acre	245
	Q (cfs)	V (afa)	FROM	TO
Irrigation	.14 cfs ✓	24.5 AFA	3/15	11/15
Domestic	.04 cfs ✓	1.2 AFA	1/1	12/31
Stockwater	.02 cfs ✓	0.4 AFA	1/1	12/31
Total	.20 cfs	26.1 AFA		

Remarks No overlap

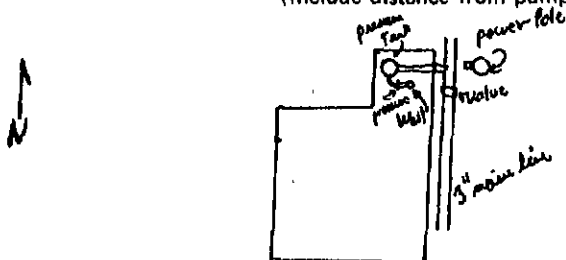
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MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NE 1/4 NE 1/4 Sec 12 T2S R31E8m.

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NEX	NW	SW	SE	NEX	NW	SW	SE	NEX	NW	SW	SE	NEX	NW	SW	SE	
75	31E	12	7																7
																			7

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

Examiner's Signature

Checked by

Approved by

John Paul Carlson
J. J. Jones

Date

Site

at

4/29/86

S-16-86

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d 1-1248 T76 R 31E Sec 12

36 31
2 1 6
B 74.5 A 74.5 B 75.4 A 75.5
57.0
B-456

Rebauna & Sons

A 9.7

D 76.2

C 74.4

B 78.7

A 52.2

B-77.7

C 54.1

11 12

B 71.4

A 60.1

16.4

7.4

7.4

7.4

D 56.4

B-456

A 48.2

C 13.1

A 12.5

A 14.5

B 59.8

86.9

51.6

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11 12

14 13

B 8.4

B 28.0

A 20.7

13