

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: A29-07551
Date Received: 4/30/1990
Receipt No: E013921
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT E. BRIGGS 208-233-3028
Address: 341 WEST HALLIDAY
POCATELLO, ID 83204

AND/OR

Name: PATRICIA M. BRIGGS 208-233-3028
Address: 341 WEST HALLIDAY
POCATELLO, ID 83204

2. Date of Priority: JUN 19, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	38E	5	NE	NE			BANNOCK

5. Description of diverting works:
WELL, PUMP & PIPELINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.040		7.00
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.070 C.F.S. (and/or) 8.20 A.F.A.

8. Total consumptive use is 8.2 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 2 HOMES

A2907551

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	38E	5	NE	NE	DOMEST IRR	5.0
					Section Acres	5.0
					Total Acres	5.0

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:

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): _____ Date: _____
_____ 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 A29-07551
Date Received 4-30-90
Receipt Number FO 13921
CK # 6364 55.

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) ROBERT E. BRIGGS AND/OR PATRICIA M. BRIGGS Phone (208) 233-3028
Mailing Address 341 WEST HALLIDAY, POCA TELLO, IDAHO Zip 83204

2. Date of Priority (Only one (1) per claim) JUNE 19, 1980

3. Source of water supply (a) GROUND WATER
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 9S Range 38E Section 5,
NE 1/4 of NE 1/4 of _____ 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 _____ 1/4,

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. 3hp PUMP WITH TWO (2) WATER
LINES. #1 LINE IS 1 1/2 INCH DIAMETER AND 150 FEET LONG
#2 LINE IS 1 1/4 INCH DIAMETER AND 300 FEET LONG
WELL IS 8" CASED WELL WITH DEPTH OF 156 FEET

MICROFILMED

NOV 13 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from APRIL 1 to OCT. 31 amount 0.04 or 7.0

For DOMESTIC purposes from JANUARY 1 to DECEMBER 31 amount 0.04 or 1.2

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.07 (cfs) and/or (b) 8.2 (acre feet)

8. Total consumptive use claimed is 8.2 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) DOMESTIC (2)

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
			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	
9S	38E	5	5																5
9S	38E	5	D																

Total number of acres irrigated 5

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 X 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 (X)

14. Remarks:

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NOV 13 1992

Last Name BRIGGS Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

MICROFILMED

NOV 13 1992

Last Name BRIGGS 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 29-7551
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) Robert E. Briggs Date 4-26-90

Date _____

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 _____ of _____
Title 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 _____)
County of Bonneville) SS.

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

SEAL

Notary Public Betty J. Thompson

Residing at _____
BETTY J. THOMPSON, NOTARY PUBLIC

My Commission Expires _____
RESIDING AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES: 6-30-94

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 _____

MICROFILMED
NOV 13 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

03/26/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-7551

NAME AND ADDRESS: PATRICIA M BRIGGS
ROBERT E BRIGGS
341 W HALLIDAY
POCATELLO, ID 83204

SOURCE: GROUND WATER

QUANTITY: 0.07 CFS
8.2 AFY

PRIORITY DATE: 06/19/1980

POINT OF DIVERSION: T09S R38E S5 NENENE 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	0.04 CFS 7.00 AFY
DOMESTIC	01-01 12-31	0.04 CFS 1.20 AFY

PLACE OF USE:

IRRIGATION Within BANNOCK County
T09S R38E S5 NENE 2
DOMESTIC Within BANNOCK County
T09S R38E S5
NENE

2 ACRES TOTAL

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: BASIS OF CLAIM - License

Log for claim A29-07551

Spatial Dynamics PJM

8/22/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s38e	5	NENE	5	4.2	
Totals:			5	4.2	

Claims 5AC (NO ADDITIONAL WATER)

LICENSED 4/1982 for 0.04 on 2AC

SO RECOMMENDED

AJ5809NP
No. A29-07551

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/00
PAGE: 174

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PATRICIA M BRIGGS	06/19/1980	IRRIGATION	04-01 10-31	0.040 CFS	7.00 AFA
C	ROBERT E BRIGGS		DOMESTIC	01-01 12-31	0.040 CFS	1.20 AFA
	341 W HALLIDAY					
	POCATELLO ID 83204			TOTAL DIVERSION:	0.070 CFS	8.20 AFA
	(208) 233-3028			CONSUMPTIVE USE:		8.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T09S R38E S05

NENE

BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE									
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM	
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		
09S	38E	5	:	05																5.0	
																				TOTAL ACRES	5.0

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE								
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
09S	38E	5	:																	

POU County: BANNOCK

Non-Irrigation Uses: D/ 2 HOMES

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 06/20/90 DCARLSON 07/28/94 THOMPSON 03/29/95 POST-STD

WATER RIGHT LICENSE

53 144

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant ROBERT E. BRIGGS and/or PATRICIA M. BRIGGS Phone (208) 776 5436

Post office address P. O. BOX 416, LAVA HOT SPRINGS, IDAHO 83246

2. Source of water supply GROUNDWATER (WELL) which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 5 Township 9 S

Range 38 E B.M. BANNOCK County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .08 for DOMESTIC purposes from 1-1 to 11-1 ^{11-1 RH 8-8-80} ~~12-31~~ (both dates inclusive)
(cfs or acre-feet per annum)

Amount .10 for IRRIGATION purposes from 4-1 to 10-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .18 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 3 hp Pump with two (2) water lines.

#1 line is 1½ inch diameter and 150 feet long.

#2 line is 1½ inch diameter and 300 feet long.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 8 inches; proposed depth of well is 156 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

As per definition 1
use is 20 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation: NA

(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: _____ horsepower 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 TWO (2).

(5) If water is to be used for other purposes describe: _____

TR NE 1/4 NE 1/4 S5 T9S R38 E

Twp	A	S	NE 1/4				SW 1/4				SE 1/4				TOT	
			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		
9 S	38 E	5	5													5
Total number of acres to be irrigated																5

Total number of acres to be irrigated **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 THE WELL WAS DRILLED APPROXIMATELY 7 (SEVEN) YEARS AGO, TESTED FOR
PURITY IN 1977.

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

Symons Road

A grid of graph paper with handwritten text. In the top right corner, there is a small box containing the letter 'S'. Below this, in the upper right area of the grid, the text 'T 9 S' is written vertically. Further down and to the right, the text 'R 38E' is written horizontally. The grid consists of 20 columns and 20 rows of squares.

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.

Robert E. Briggs
(Applicant)
Patricia M. Briggs

Proposed Priority 6/19/80 Received by kw Date 6/19/80 Time 12:25
5/29/80 Time 3:30
Preliminary check by EMC Fee \$ 20.00
Received by kw Date 6/25/80 # 14898
Publication prepared by kw Date 6/26/80
Published in Idaho State Journal
Publication dates 7/3 & 7/10/80
Publication approved kw Date 7/21/80
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by EMC Spin

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. 29-7551, 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 September 1, 19 81.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: _____

Witness my hand this 11 day of August, 19 80.

David R. Tuttle
Supervisor, Water Allocations Section

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORTPermit No.

CONTACT WITH PERMIT HOLDER

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

EXAMINATION

Date 8-19-81 Accompanied by Mrs. Briggs Total Q measured 0.07 ✓
If source is surface water, estimate total flow of source _____
Methods of measurement Pressure Meets Permit requirements? _____

Measurement calculations: (4.01 gpm) 5/32 Nozel @ 30 psi
for 8 sprinklers
Irrigation - 2 acres x 0.02 = 0.04 cfs
V = 2 acres x 3.5 = 7.0 cfs
8 x 4.01 gpm = 32.08 gpm
448.8 gpm
Domestic rate - 0.04 cfs
" " Volume - 1.2 cfs
0.07 cfs capacity

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	2	Franklin	NA	Franklin				

System Description well/pump

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

RECOMMENDED AMOUNTS

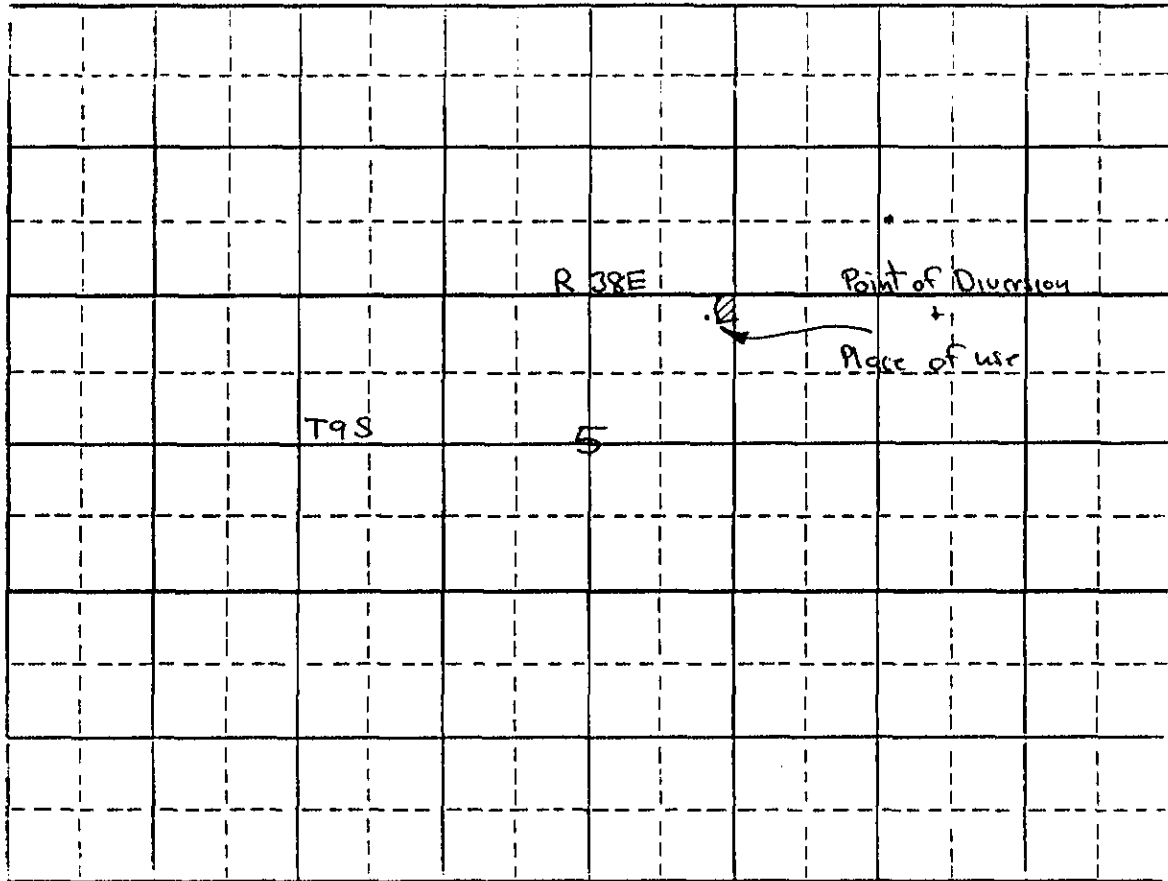
USE	Irrigation requirement = <u>3.5</u>	AFE/Acre	FROM	TO
Irrigation	Q (cfs) <u>0.04</u> ✓	V (afa) <u>7.0</u> ✓	<u>4-1</u>	<u>10-31</u>
Domestic	<u>0.04</u> ✓	<u>1.2</u> ✓	<u>1-1</u>	<u>12-31</u>
Total	<u>0.07</u> ✓	<u>8.2</u> ✓		

Remarks _____

MICROFILMED

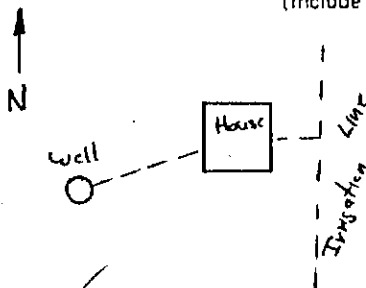
Jan 4-27-82

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 5 T9S R38E

Place(s) of Use

TWP.	RGE.	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	
9S	38E	5	2																2

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

R. W. Jones

Checked by

R. W. Jones

Approved by

R. W. Jones

Date

3-25-82

Date

5-26-82

Date

4-9-82

27-1551

1403

R380

7
9
5

32/33



PO

940

48

