

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: A29-07606
Date Received: 3/23/1990
Receipt No: E012527
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THELMA HAMMER 208-234-7357
Address: 8315 BUCKSKIN RD
POCATELLO, ID 83201

OR

Name: ARTHUR HAMMER 208-234-7357
Address: 8315 BUCKSKIN RD
POCATELLO, ID 83201

2. Date of Priority: JUL 01, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	35E	20	SW	SE			BANNOCK

5. Description of diverting works:
WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.030		3.50

7. Total Quantity Appropriated is:
0.030 C.F.S. (and/or) 3.50 A.F.A.

8. Total consumptive use is 2.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A29-07606

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Date: 03/26/90

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A2907606



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	35E	20	SW	SE		IRR	1.0
Section Acres							1.0
Total Acres							1.0

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:
29-7559.

14. Remarks:

15. Basis of Claim: LICENSE

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STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A29-07606

Date Received _____

Receipt Number E012527/21**RECEIVED**

MAR 23 1990

Department of Water Resources
Eastern District Office**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

Please type or print clearly

1. Name of Claimant (s) THELMA or ARTHUR HAMMER Phone (208) 234-7357Mailing Address 8315 BUCKSKIN RD, POCA TELLO, ID Zip 832012. Date of Priority (Only one (1) per claim) 7/1/19813. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 6S Range 3SE Section 20,
_____ 1/4 of SW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of _____

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.Well description: Casing diameter is 6 inches, water
level at 26 feet, depth of the well is 60 feet,
pump at 56 feet, uses 1 1/2 hp pump and pumps
water at 40 gallons/minute.**MICROFILMED**

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount .03 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .03 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 2.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) None

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
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>65</u>	<u>35E</u>	<u>20</u>															<u>1</u>		<u>1</u>

Total number of acres irrigated 1

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 ✓ 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.
A29-7559 or None ()

14. Remarks:

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Last Name _____ 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 29-07606

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) Thelma Hammer Date 3/20/90

_____ 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 Id)

County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 20 day of March 19 90

SEAL

Notary Public John Paul Carson

Residing at Boise ID

My Commission Expires 4/2/94

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 _____

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Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

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Log for claim A29-07606

Spatial Dynamics LTD

9/25/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s35e	20	SWSE	1	1.2	
Totals:			1	1.2	

DATE: 05/24/00
PAGE: 125

Audit: 03/26/90 DCARLSON 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7606 Priority July 1, 1981 Amount 0.03 cfs

THIS IS TO CERTIFY, that John Stephen Nielson
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7606 issued pursuant to Application for Permit dated July 1, 1981
and has submitted proof to the Department of Water Resources on October 15, 1981
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 0.06 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>0.03</u> cfs and <u>3.5</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.03 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
3.5 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20,
Twp 6S, Rge 35E in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6S	35E	20															1		1

Total number of acres irrigated 1

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, and is subject to all prior water rights, as provided by the laws of Idaho

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 6th day of

January, 1984


Director

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 JOHN STEPHEN NIELSON Phone 232-0141 HOME
237-2172 OFFICE

Post office address BUCKSKIN ROAD, POCA TELLO, IDAHO 83201

2. Source of water supply GROUND WATER which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 20 Township 6 S

Range 35E B.M. BANNOCK County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Allow 0.03 cfs EMC 7/1/81

Amount ~~0.03~~ for Irrigation purposes from March 15 to Nov 15 (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)

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

5. Total quantity to be appropriated:

0.03 cfs

a. 0.03 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 6 inch well

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 6 inches; proposed depth of well is 70 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(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 0

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1

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

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

[illegible]

Total number of acres to be irrigated 1

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

#29-7559 for Domestic (including 1/2 acre) From same PD

9. a. Who owns the property at the point of diversion APPLICANT

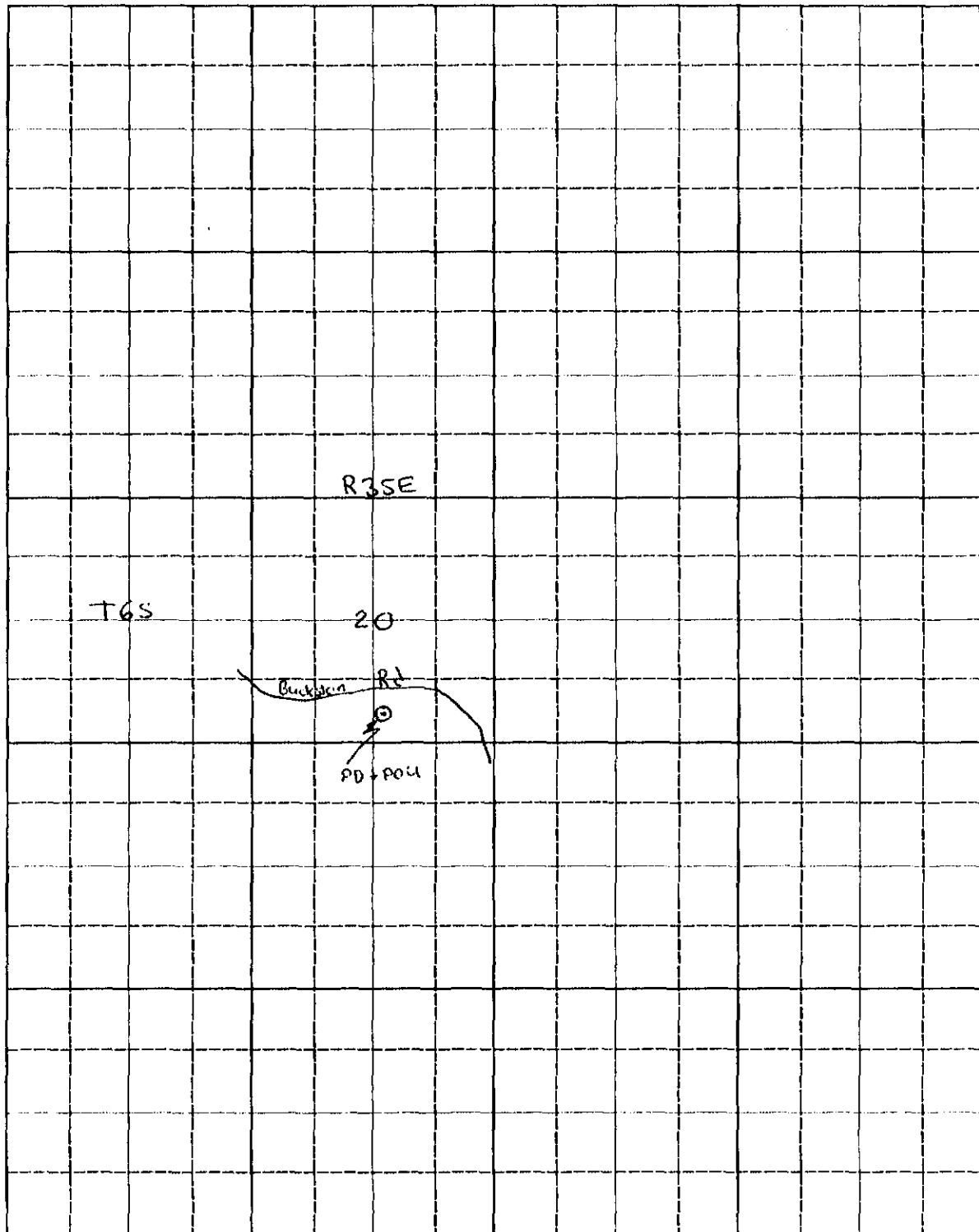
b. Who owns the land to be irrigated or place of use APPLICANT

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

10/1/2019

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.

X *Stephen H. Harrison*
(Applicant)

Processed Priority 7/1/1981

Received by kw Date 7/1/1981 Time 10:15 am
Preliminary check by EMC Fee \$ 30.00
Receipted by kw Date 7/6/1981 # 17772
Publication prepared by kw Date 7/8/1981
Published in Idaho State Journal
Publication dates 7/16 & 7/23/81
Publication approved kw Date 7/13/81
Protests filed by: None

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

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. 29-7606, 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 82.
 - 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 26th day of August, 19 81.

J. Glen Saxton

Chief, Operations Bureau

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

Permit 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 6-15-1982 Accompanied by Mrs. J. Nielson Total Q measured

If source is surface water, estimate total flow of source

Methods of measurement Pitot static Meets Permit requirements?

Measurement calculations:

$$V = 10000 \times 3.5 = 3.5 \text{ Lakhs}$$

—

$$V = 0.035 \times 1.985 \times 245$$
$$= +3.45 / 4.6$$

2 samples 51% of 240% = 3.57 non a 31 = 7.14 non

OK

9 Toro pop up sprinklers (4570) = $2.9 \text{ gpm} \times 9 = 18.1 \text{ gpm}$

Total 2-5-14 mm or 0.063 mm

18121 25.04.54 of 5.000 capacity 100

Allow leave

[illegible]

System Description Separate irrigation well from home well to sprinkler line with
sprinkler heads

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

RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 ¹⁰² AFA/Acre

AFA/Acre

USE

Q (cfs)

V (afa)

FROM

TO ✓

Irrigation

0.03

3.5

3-15 ✓ 11-15 ✓

245 days

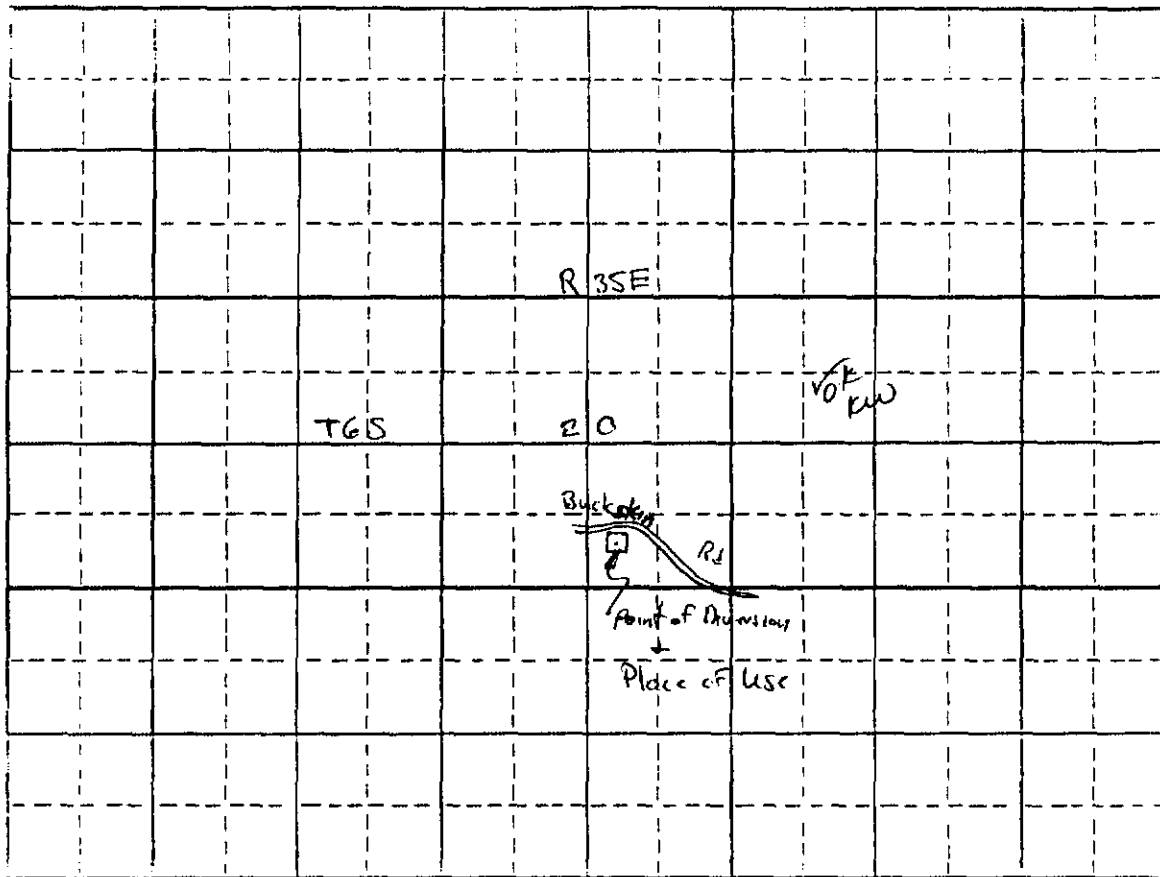
Total

0.03 ch

3.5

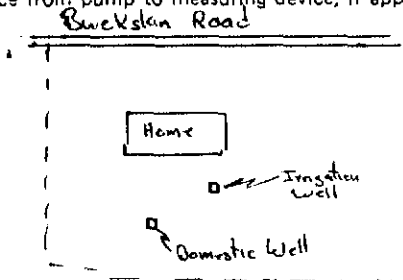
Remarks

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: SW 1/4 SE 1/4 Section 20 T6S R3SE

same as permit

Place(s) of Use

same

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	
6S	3SE	20																	1

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

[Signature]

Date 1-25-1983

Checked by

[Signature]

Date 12-1-1983

Approved by

[Signature]

Date 12-12-83

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME HammakerCLAIM IDENT. NO. A29-C7606DATE RECEIVED 3-23-1990CK # 5323AMOUNT \$5100 / \$700

YES NO Required Info?

1. Is the name and address complete with zip code? X — *
2. Is a priority date entered? X — *
- Is the priority date acceptable in view of mandatory filing dates? X — *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. X — *
3. (a) Is a source entered? X — *
- (b) Is a tributary to entered? (if required) N/A X — — *
4. Is the legal description of the p.d. sufficient? X — *
5. Is there a description of the diverting works? X — *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. X — *
- Is the period of use included? X — *
- Is a quantity claimed for each use? X — *
7. Is a total quantity claimed entered? X — *
8. If required is a consumptive use entered? N/A X — *
- Is the consumptive use correct? N/A X — *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A X — *
10. Is (are) the place(s) of use and purpose(s) indicated? X — *
11. Is (are) the county(ies) entered? X — *
12. Is the ownership of p.u. checked? X — *
13. Are other water rights listed or "none" indicated? X — *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A X — *
15. Is the basis of the claim indicated? X — *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A X — *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. X — *
18. Has the claim been signed, sealed, and dated by a notary? X — *
19. Was this claim filed on time, or was an extension granted? X — *
20. Is the fee enclosed correct? Exempt X — *
21. If this claim is based on an existing water right, has the identification number been entered? N/A X — *
22. Should this claim be data entered? X — *

Claim checked by: Ebert H. Allen Date: 3-26-90Claim must be returned to claimant: — (Yes) — (No)Claimant must be notified of modifications: — (Yes) — (No)Receipt Prepared by: —Claim data entered by: —Sent to claimant by: —Date: —Date: —Date: —Checked by: —

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Comments: Item 4 & 11 - Barrack Cfg.

NOV 13 1992