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: A29-07633
Date Received: 4/24/1990
Receipt No: E013585
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT LOOMIS 208-254-3984
   Address: P.O. BOX 161
   INKOM, ID 83245
   AND/OR
   Name: ILSE LOOMIS
   Address: P.O. BOX 161
   INKOM, ID 83245

2. Date of Priority: MAR 19, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
08S	36E	16	SE NE		BANNOCK

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.020		9.70
DOMESTIC	01/01	12/31	0.030		1.20

7. Total Quantity Appropriated is:
   0.030 C.F.S. (and/or) 10.90 A.F.A.

8. Total consumptive use is 10.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   D/ ONE HOUSEHOLD.

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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	36E	16	SE NE		IRR	4.0
				Section Acres		4.0
				Total Acres		4.0

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:
AC. IRR. = 3.4.

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: _____

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RIGHT NUMBER: 29-7633

NAME AND ADDRESS: ILSE LOOMIS
PO BOX 161
INKOM ID 83245

ROBERT LOOMIS
PO BOX 161
INKOM ID 83245

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.03 CFS
10.9 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 03/19/1982

POINT OF DIVERSION:

T08S R36E S16 SENE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01/01 12/31	0.030 CFS 1.20 AFY
IRRIGATION	03/15 11/15	0.020 CFS 9.70 AFY

PLACE OF USE:

IRRIGATION Within BANNOCK County

T08S R36E S16 SENE 3.4

DOMESTIC same as IRRIGATION

3.4 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. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: **License**

Robert Loomis 208 254 3984

06/27/1995 100

Robert Loomis

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PAGE: 2

PROPERTY NAME: Bonnie Lee

STATE HISTORIC PRESERVATION OFFICE

RE: [illegible] PROPERTY NAME: [illegible] COUNTY: [illegible]

1. HAS THE PROPERTY BEEN DESIGNATED OR LISTED? YES ___ NO ___

2. DOES THE PROPERTY MEET CRITERIA FOR DESIGNATION BY A LOCAL OR STATE GOVERNMENT? YES ✓ NO ___

3. HAS OTHER EVIDENCE BEEN PROVIDED TO SHOW THAT THE PROPERTY IS ELIGIBLE? YES ___ NO ✓

4. IS THERE ANY INFORMATION THAT WOULD INDICATE THAT THE PROPERTY MAY NOT MEET ANY OF THE ABOVE CRITERIA? YES ___ NO ✓

5. IS THE BOUNDARY AS DRAWN APPROPRIATE?

   [illegible] YES ___ NO ___

   [illegible] YES ___ NO ___

   [illegible] YES ___ NO ___

   [illegible] YES ___ NO ___

   [illegible]

6. IS THE PROPERTY ADEQUATELY DOCUMENTED? YES ___ NO ___

   [illegible]

7. DO THE PHOTOGRAPHS CLEARLY SUPPORT THE NOMINATION? YES ✓ NO ___

NOTES: _____

_____

_____

_____

_____

_____

_____

_____

_____

_____

RECOMMENDED PROPERTY NAME:

[illegible]

REVIEWED BY DML DATE 3 July 1995

7-20-1983

27 June 1995

NOV 13 1996

1. Well & 1/2 horsepower pump. Distribution system for irrigation, and domestic use;

A. Drip irrigation system for 850 apple trees: Emitters allow 1 gallon per hour. Irrigation is doubled in rainfall and soil moisture; Mr Loomis is irrigating a 50 sq foot area per tree (6 gallons per day on these days he irrigates).

B. $\frac{(50 \text{ sq ft})(850 \text{ trees})}{(43560)} = .98$ acres of trees.

C. 4 gardens using drip tape. garden sizes are 12'x30'. Raised bed gardens.

D. Mr Loomis said he did not irrigate after August 31 to prepare the trees for harvest & stop growth of the apples.

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PLACE OF LAST REVIEW (WHEN COMPLETE)

	STATE NUMBER AND STAGE		
3. IS THE PLAYER'S PAY THIS YEAR AS PROMISED BY THE NEW CONTRACT?	YES/___	YES/✓	NO/___
4. IF NO, ARE THE CHANGES TO BE NEGOTIATED AS AN AGENT'S FOUR CHANGES IN THE PREVIOUS TWO INTERVIEWS AND WHEN BECOMING AN ENTRY PLAN FOR THE NEW CONTRACT?			
5. CAN THE PLAYER BE RETAINED UNDER THE SALARY CAP AND ACCEPTED ACTUAL SALARY?	YES/___	YES/✓	NO/___
6. SHOULD THE PLAYER BE UTILIZED BY OTHER TEAMS?		YES/___	NO/✓
7. IS THERE ANY SUBSTANCE THAT MIGHT HAVE BEEN A BLUE YEAR TENDER OR CONTINUED VERSION OF THE RESULT OF ANY VARIATION OF THIS FORM?		YES/___	NO/✓

TRACT NO. FB41

NOTES: There should be .5 acres of irrigation, listed on the domestic portions of the right, for the bowls.

TOTAL ACRES: 3.4 (M/I)

RECEIVED BY: Dennis M. Durin DATE: 3 July 1995

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PURPOSE OF USE, DETAIL AS USE, ESTIMATED RATE AND ESTIMATED VALUE BELOW 1 USE. CLAIM VOLUMES AND RATES

3. OUTPATIENT USES:

PURPOSE OF USE	PURPOSE OF USE (SPECIFIC/BASE)	MAX. RATE PER RATE USE	EST. VOL. PER RATE USE
ADD_ATTACH	ADDITIONAL	ZZZZ ZZ/ZZ ZZ ZZ/ZZ	Z,ZZZ ZZZ
SCD_ATTACH	SECONDARY	ZZZZ ZZ/ZZ ZZ ZZ/ZZ	Z,ZZZ ZZZ
	TOTAL ESTIMATED SAMD/VOLUME	Z,ZZZ ZZZ	ZZ ZZ ZZ/ZZ

4. IN PROCEDURE USES:

PURPOSE OF USE	PURPOSE OF USE (SPECIFIC/BASE)	MAX. RATE PER RATE USE	EST. VOL. PER RATE USE
PP_ATTACH	PERMANENT	ZZZZ ZZ/ZZ ZZ ZZ/ZZ	Z,ZZZ ZZZ
SS_ATTACH	SECONDARY	ZZZZ ZZ/ZZ ZZ ZZ/ZZ	Z,ZZZ ZZZ
	TOTAL ESTIMATED SAMD/VOLUME	Z,ZZZ ZZZ	ZZ ZZ ZZ/ZZ

5. DOES THE CLAIMED PURPOSE OF USE PREVIOUSLY RECEIVED NUE LEVEL USE? Y/N/ Y/N

6. IS THE CLAIMED PURPOSE OF USE FOR DATA AS SPECIFIED IN THE VALID DATA DICTIONARY? Y/N/ Y/N

   IF NO, ANY OF THE FOUR ANNUAL VOLUMES USE IS DETERMINED AS AN APPROVED/OTHER PURPOSE BY PURPOSE OF USE, PROVIDE NUE VOLUME ANALYSIS DOCUMENT AND BUDGET FOR THE YEAR NUE APPROPRIATE PARTICIPATION LEVEL.

7. SHOULD THE CLAIMED PURPOSE OF USE BE INCREASED BY FIXED PERCENTAGE? Y/N/ Y/N

8. DOES THE CLAIMED PURPOSE OF USE INCLUDE TO THEIR REIMBURSED? Y/N/ Y/N

9. SHOULD THE PURPOSE OF USE BE DISCONTINUED BY THIS EXAMINATION? Y/N/ Y/N

   IF THIS ASSOCIATED PURPOSE OF USE IS DISCONTINUED THEN THIS DEPENDENT, WHICH IS USING ATTEN.

10. IS THE CLAIMED PERMANENT RATE FOR EACH USE THAT HAVE BE DISCONTINUED BY THIS VALID DATA TYPE? Y/N/ Y/N

    IF YES, PROVIDE AN UPDATED DETAIL USE DATA DISCONTINUED DATE FOR EACH USE HAS DISCONTINUED.

11. SHOULD THE CLAIMED DURATION DATE FOR EACH USE BE INCREASED BY FIXED PERIOD? Y/N/ Y/N

12. IS THE CLAIMED DURATION VOLUME FOR EACH USE THAT HAVE BE DISCONTINUED BY THIS VALID DATA TYPE? Y/N/ Y/N

    IF YES, PROVIDE AN UPDATED DETAIL DURATION VOLUME FOR EACH USE HAS BEEN DISCONTINUED.

13. SHOULD THE CLAIMED DURATION VOLUME FOR EACH USE BE INCREASED BY FIXED PERIOD? Y/N/ Y/N

PAGE: 2

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME WITHIN EIGHT DIGITS

CLAIM NUMBER AND PAGE

NOTES: currently with the drip tape and emitters the watering holder is using ≈ 2 A.F. of water per season
Current IDWR standards are April 15 to Oct 15; The license is for March 15 - Nov 15

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PART: 1A

CONSUMPTIVE AMOUNT REVIEW GUIDE

STATE WIDE: APPLICABLE

AT STATE TOTAL RETENTION RATE: 0.068 CFS

OR FROM CHART MEAN RETENTION RATE: 0.068 CFS

A. IS THE STATED TOTAL RETENTION RATE THE SAME AS PRESCRIBED BY THE WATER RIGHT FILE? YES ___ NO ___ N/A ___

B. CAN THE STATED TOTAL RETENTION RATE BE VERIFIED USING THE WATER RIGHT FILE? YES ___ NO ___ N/A ___

1. ARE STATED RATES BY PRINCIPAL USE (MUNICIPAL, IRRIGATION, STOCK, DOMESTIC) AND SEASONAL REQUIRED FOR VERIFICATION?

2. IS THERE ANY SUBSTANTIAL RISK THAT HAS BEEN A FIVE YEAR PERIOD OF CONSECUTIVE YEARS OF RISK DURING WHICH NO ANY PORTION OF THE RETENTION RATE? YES ___ NO ___

3. IS AN AMOUNT EQUATED RISK A PRINCIPAL RETENTION RATE TO EXCEED AN A TOTAL EQUAL TO ONE MONTHLY QUANTITY OR MORE?

C. SUMMARY THE STATED RETENTION RATE BE VERIFIED BY FIELD EXAM? YES ___ NO ___

F. FIELD MEASUREMENT

MEASUREMENT VERIFIED: ___ DID APPLICANT DIVERT?

G. DIVERSION/USE INFORMATION: (IRRIGATION)

1. IRRIGATION RATE

ACRES 3.4 x 0.02 CFS/ACRE = .068 CFS

(Water from well pump)

IS A DIVERSITY RATE FOR ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? YES ___ NO X

IF YES, IS AN APPROPRIATE WATER USE FROM FIELD EXAM AVAILABLE? YES ___ NO ___

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME: ___ AF/A

ACRES 3.4 x DIVERSION VOL. AF/A PER AREA 3.5 =

TOTAL DIVERSION VOLUME 11.9 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = ___ AF/A

ACRES 3.4 x CONSUMPTIVE USE AF/A PER AREA 2.5 =

TOTAL CONSUMPTIVE USE 8.5 AF/A

4. IS APPLICATION FOR MORE ACRES THAN IRRIGATION? YES NO ___ OR BOTH ANSWERS ___

1.2 Af for domestic use

DATE:

PRESIDENT ANDREW JACKSON SCHOOL

PLAN YOUR - APPEARANCE

NOTES:

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PRECIPITATION STUDY SHEET

PRECIPITATION: CHECK HERE IF DESIGNATED AS PLANNER ( )

PRECIPITATION STATION NUMBER	PRECIP. PERIOD FROM MO-DY	PRECIP. PERIOD TO MO-DY	PRECIP. DEPTH FOR PERIOD	PRECIP. DATA ENTERED BY	PRECIP. DATA CHECKED BY	PRECIP. UNIT NO.	PRECIP. UNIT CHECKED BY
Irrigation	04-15	10-15	.02	DMD	DMD	11.9	DMD
						6.5	DMD
TOTAL FOR EACH INPUT			1.000		10.00		10.0

NON-PRECIPITATION USES STARTED: BY WHO ENTERED

NON-PRECIPITATION USES CHECKED: BLANK USES TO BE CHECKED AS PLANNER (/)

REVIEWED BY: Dennis M. Dunn DATE: 2 July 1976

PLAN:

STANDARD CONDITIONS (CODE):

STANDARD SUMMARY (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

DMD

NOV 13 1990

[ ] ADMINISTRATIVE	DATE OF ORDER		TYPE OF VEH	YES / NO
[/] MAINTENANCE	DATE STELA ORDER	27 June 1995	TYPE OF VEH	BB41 YES / NO /
[ ] YARD	DATE OF ORDER		TYPE OF VEH	YES / NO
[ ] ARMA ARRIVAL ORDER	DATE OF ORDER			YES / NO
[ ] ARMA DEPLOY ORDER	DATE OF ORDER			YES / NO
[ ] DAY OF USER ARRIVAL ORDER	DATE OF ORDER			YES / NO
[ ] ENHANCED SURVEY ACCOMPLISHMENT PLAN	DATE OF SURVEY			YES / NO
[ ] ARA POST STUDY VAR	DATE SIGNED			YES / NO
[ ] SUBSTITUTION WAR VAR	DATE OF VAR			YES / NO
[ ] OTHER _____	DATE			YES / NO
[ ] OTHER _____	DATE			YES / NO
[ ] OTHER _____	DATE			YES / NO

[ ] STRATEGIC MEDIA WAIVER	DATE OF MEDIA WAIVER		
[/] WATER TRUCK TERMINAL	DATE TERMINAL OPENED		
[ ] FUEL AVENUES TRAVERSED	DATE TRAVERSED AVENUES		
[ ] SYSTEM DEMONSTRATION	DATE DRAIN		
[ ] SURVEYORS	DATE(S) SURVEY DATA		
[ ] REAR AREA SURVEY	DATE SURVEY COMPLETED		
[ ] SURVEY ANALYSIS	DATE ANALYSIS SUBMITTED		
[ ] ENHANCED FUEL ANALYSIS	DATE SUBMITTED TO		
[ ] FUEL MANAGEMENT DATA ATTACH	DATE SYSTEM VERIFIED		
[ ] OTHER _____	DATE		
[ ] OTHER _____	DATE		

	N		Denise Dunn 27 June 95	N				
	N		"	N				
	N		"	N				
	N		"	N				
	N		"	N				
	N		"	N				
	N			N				
	N			N				

NOV 13 1996

Form No. 42-1409 (2) a 1/88

NO LATE FEE IF
BY
NO LATE FEE IF RECEIVED BY May 21, 1990

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 A29-07633/90
Date Received 4-24-90
Receipt Number E013585
CK# 6185 54.00

RECEIVED
APR 24 1990
Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
APR 17 1990
Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) ROBERT &/OR ILSE LOOMIS Phone (208) 254-3984
   Mailing Address P.O. BOX 161, INKOM, ID Zip 83245
2. Date of Priority (Only one (1) per claim) MARCH 19, 1982
3. Source of water supply (a) GROUNDWATER
   which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 8 S Range 36 E Section 16,
   SE 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. WELL, PUMP AND LINES TO HOME AND ORCHARD. WELL DIAMETER IS 6", DEPTH OF WELL IS 220', 1 1/2 HP PUMP.

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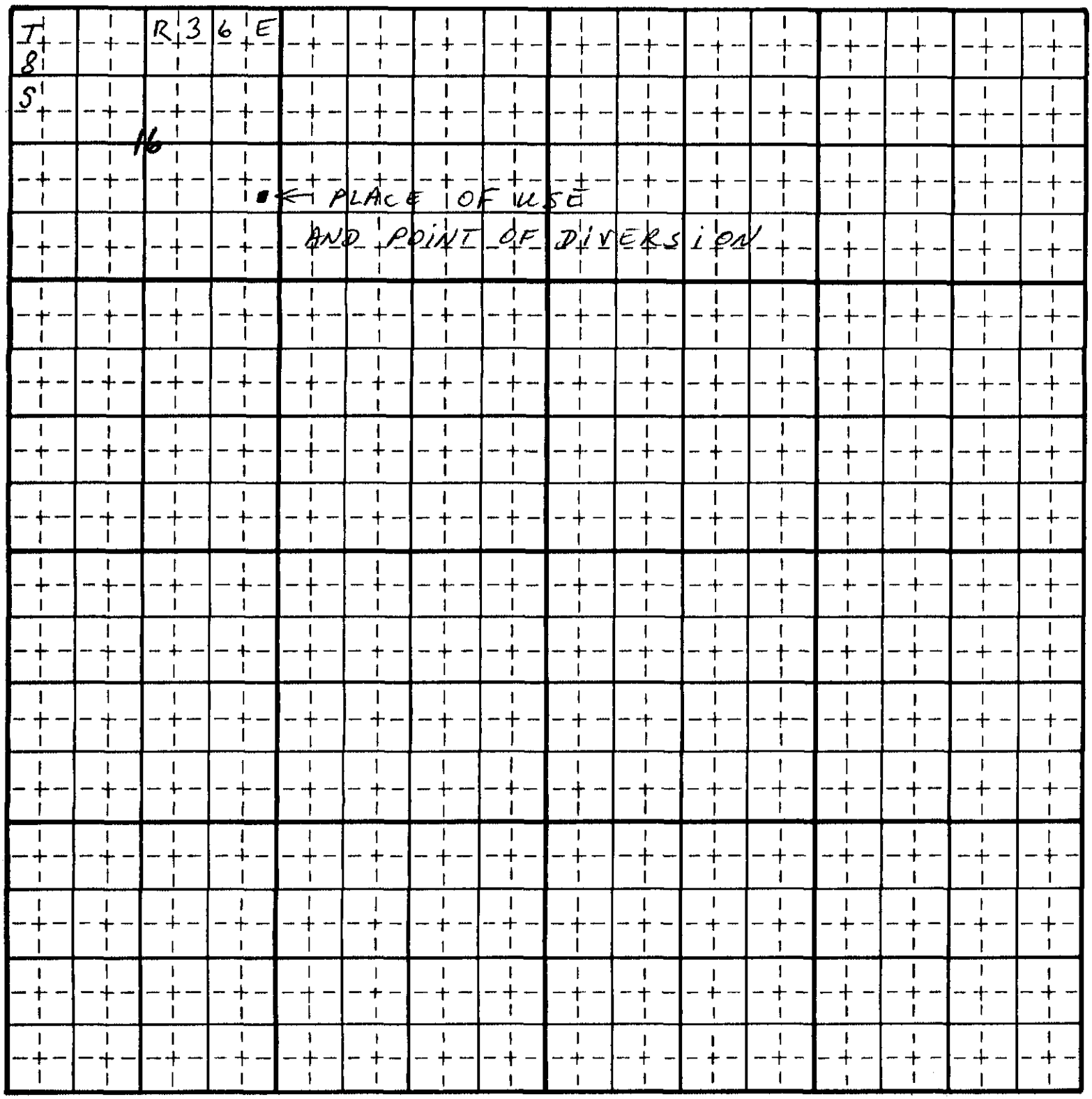
Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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NOV 19 1992

Last Name LOOMIS Ident No. _____

Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

		(both dates are inclusive)		(cfs)		(acre feet)
For IRRIGATION	purposes from MARCH 15	to NOV. 15	amount	0.02	or	
For DOMESTIC	purposes from JAN. 1	to DEC. 31	amount	0.03	or	
For	purposes from	to	amount		or	
For	purposes from	to	amount		or	

7. Total quantity claimed (a) 0.05 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 10.9 acre feet per annum.

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

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	4.0
8S	36E	16				5.4													~~5.4~~

Total number of acres irrigated 4.0 ~~5.4~~

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: REFERENCE LICENSE OF WATER RIGHT # 29-7633

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NOV 13 1992

Last Name LOOMIS Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License X Permit X
Decree _____
If applicable provide IDWR Water Right Number 29-7633
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 X 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) Ilse Loomis Date April 16, 1990

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ (Title)

of _____ (Organization), that I have signed the foregoing document in the space below as _____ (Title) of _____ (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 _____)
) SS.
County of Bannock)

Subscribed and sworn (or affirmed) before me this 16th day of April 1990

SEAL

Notary Public Carol Brooks

Residing at McCammon, Idaho 83250

My Commission Expires 9-26-94

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

ast Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

Log for claim A29-07633 **Spatial Dynamics BTD** **7/7/00**

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s36e	16	SENE	4	3.4	POD placement? / Indiscernible
Totals:			4	3.4	

Point(s) of Diversion: T08S R36E S16 SENE BANNOCK County

Place of use Legal Description for: IRRIGATION

	NE								NW								SW								SE								
	NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
08S 36E 16							04																										4.0
																																TOTAL ACRES	4.0

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

POU County: BANNOCK

Non-Irrigation Uses: D/ ONE HOUSEHOLD.

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-12237 A29-12237

Remarks: GEN AC. IRR. = 3.4.

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

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

Audit: 04/24/90 CARLSEN 07/28/94 THOMPSON 03/29/95 POST-STD

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT LOOMIS PO BOX 161 INKOM ID 83245 (208) 254-3984	03/19/1982	IRRIGATION	03-15	11-15	0.020 CFS	9.70 AFA
			DOMESTIC	01-01	12-31	0.030 CFS	1.20 AFA
					TOTAL DIVERSION:	0.030 CFS	10.90 AFA
					CONSUMPTIVE USE:		10.00 AFA
C	ILSE LOOMIS PO BOX 161 INKOM ID 83245						

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

State of Idaho

Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. [redacted] Priority March 19, 1982 Amount 0.03 cfs

THIS IS TO CERTIFY, that Robert &/or Ilse Loomis

of Inkom, Idaho, has complied with the terms and conditions of Permit No. 29-7633 issued pursuant to Application for Permit dated March 19, 1982, and has submitted proof to the Department of Water Resources on April 13, 1983, 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 0.03 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 March 15 to November 15	at 0.02 cfs	and 9.7 acre feet
Domestic (1 Unit)	from January 1 to December 31	at 0.03 cfs	and 1.2 acre feet
	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 10.9 acre feet per year, said waters to be diverted within the SE¼NE¼ Section 16, Twp 8S, Rge 36E in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	36E	16				3.4													3.4

Total number of acres irrigated 3.4

AMENDED

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 28TH day of AUGUST, 19 86.

Acting for the Director

AMENDED DEED

Form 202
3/78

29 7833

Ident. No. _____

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 and/or Ilse Loomis Phone 254-3984

   Post office address P.O. Box 161, Inkom Id. 83245

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is SE ¼ of NE ¼ of Section 16 Township 8S

   Range 36E B.M. Bannock County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

   Amount .04 (cfs or acre-feet per annum) for Domestic purposes from 1/1 to 12/31 (both dates inclusive)

   Amount .02 (cfs or acre-feet per annum) for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)

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

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

5. Total quantity to be appropriated:

   a. .06 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 lines to home and orchard.

   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 _____ (Month/Day) to _____ (Month/Day) inclusive.

   c. Proposed well diameter is 6" inches; proposed depth of well is 220 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: SE ¼ of NE ¼ of Section 16 Township 8S

      Range 36E B.M. RC 5-5-82

      (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 1.

      (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:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	36E	16				5													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 "

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 Applicant drip irrigates an orchard.
Well was drilled on June 10th, 1978 by
Dubbe ~~Ford~~ Well Drilling Inc.

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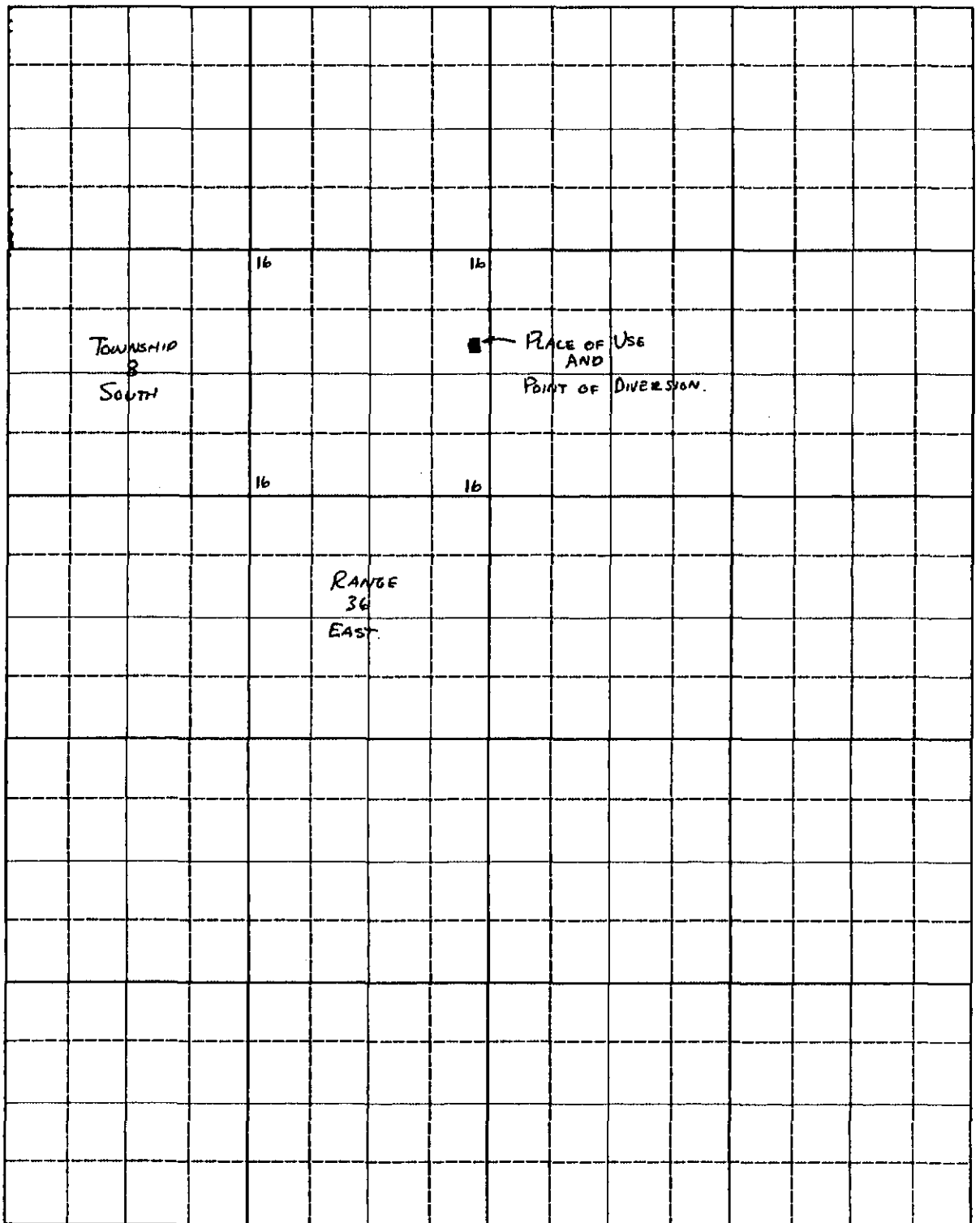
11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: inches equal 1 mile.

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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 L. Greene
(Applicant)

Proposed Priority 3/19/1982

Received by SM. Date 3/19/82 Time 11:30

Preliminary check by HWS Fee $ 30.00

Receipted by SM Date 3-19-82 #20157

Publication prepared by [illegible] Date 3-24-82

Published in Idaho State Journal

Publication dates 4-1 4-8-82

Publication approved [illegible] Date 4-15-82

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by [illegible]

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. 29-7633, 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 June 1, 1983.

   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 6th day of May, 1982.

L. Glen Saxton
Chief, Operations Bureau

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orm 219
2/82

SEP 21 1984

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

Department of Water Resources

29-7633
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 7-20-83 Accompanied by Robt. Loomis Total Q measured 0.03 cfs ✓

Source Groundwater Tributary to _____ Supp. annubar measurement sheet used? _____

If source is surface water, estimate total flow of source _____

Methods of measurement bucket + stopwatch Meets permit requirements? _____

Measurement calculations: measured 5.50 gpm - bucket + stopwatch
Ground Dimensions are 450' X 330' = 3.4 acres
$V_2 = 0.02 \times 1.9835 \times 245 = 9.7$ AF
theoretical $\frac{1 hp \times 8.814 \times 8020}{195' lift + (35 psi \times 2.308)} = \frac{7.05}{275.78} = 0.03$ cfs ✓
allow 0.03 cfs for Domestic + 1.2 afa
Limited by permit, allow 0.02 cfs for Irrg. for 3.4 acres
Irrg. Volume = 0.02 cfs x 1.9835 x 214 days = 8.5 afa
$V_1 = 3.4 ac \times 3.5$ AF/A = 11.9 AFA

WELL/DIV. NO.*	HP	MOTOR MAKE	MOTOR SERIAL NO	PUMP MAKE	PUMP SERIAL NO	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
	1	Sears	NA	Sears	NA			

System Description 1 hp pump set at 195' for Domestic use (Consumtl) + irrigation of orchard (apples) with 354 trees.

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

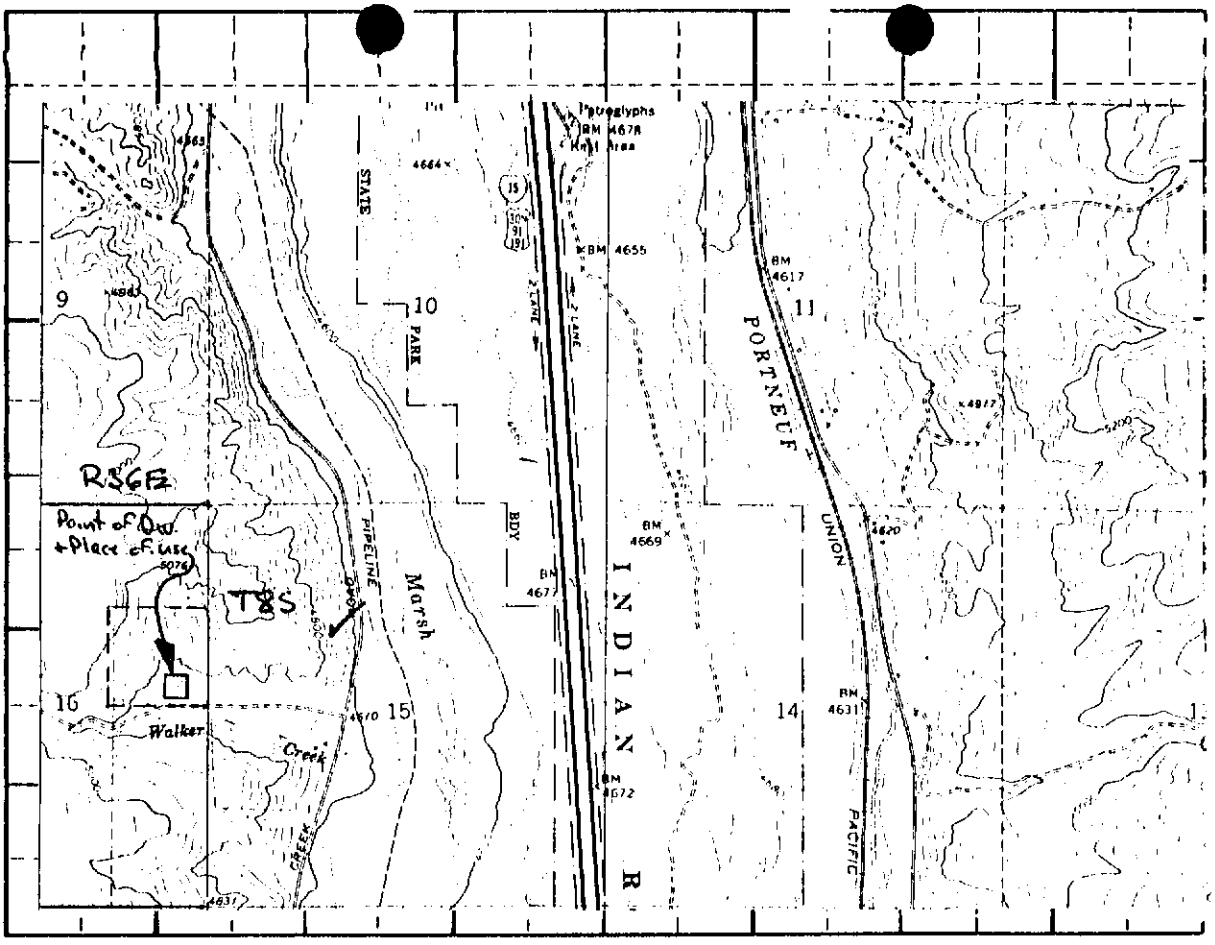
RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 ✓ AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
Domestic ✓ (Consumtl)	0.03 ✓	1.2 ✓	1-1 ✓	12-31 ✓
Irrigation ✓	0.02 ok per permit	9.7 ~~8.5~~	3/15 ~~4-1~~ → per rules & regs.	11/15 ~~11-1~~
Total	0.03 ✓	10.9 AF ~~9.7~~		

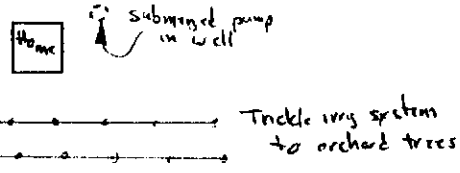
Remarks No overlapping rights ✓

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: ✓ SE¼NE¼ Sect. 16 T8S R36E

Place(s) of Use ✓

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	36E	16				3.4													3.4

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 Ted Jones Date 4-26-84

Checked by Keith Wilson Date 18 Sept 1984

Approved by Kay Walker Date 7-8-86

I
61B
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52
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30B
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39
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43
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144B
PD

7 July 1995

To: File DMD
From: Dennis M. Dunn

Re: field inspection of 29-07633

In response to Keith Henrich's letter dated June 23, 1995 I field inspected the Loomis apple orchard. Mr loomis is not exceeding his water right.

Water right 29-07633 allows the use of 9.7 acre feet of water and the irrigation of 3.4 acres. There is an additional component for domestic use of 1.2 acre feet of water and .5 acres of irrigation of lawn and garden.

Mr Loomis is watering 850 apple trees with a drip irrigation system. The emitters used are capable of one gallon per hour. None of the area between the trees is being watered. Approximately 50 square feet of ground per tree is being watered; one acre is being watered.

Mr Loomis's records indicate that on the days he waters each tree receives 6 gallons of water. At the time of my visit he had not yet watered the trees this year. Past records indicate that he is using about 2 acre feet of water per year on the orchard.

There are three gardens at the farm, they measure 12 feet by 30 feet. All use a raised bed design. A small hot house is utilized to start plants for the garden.

Mr Loomis has a utility building which is used as an apple packing shed, cider pressing building, and cold storage unit. The packing unit is operated for about one month a year. It is a small unit operated by two individuals. The water used for washing is recirculated in a 30 gallon bathtub and changed every 3 to 4 days. The unit will use about 300 gallons per season. The cider press will use 150 gallons per day for two weeks. these uses fall in the small domestic exemption for business.

Mr Loomis has ordered 8000 feet of drip tape to replace the current system. The rated capacity of the tape is one liter per hour per meter. this is less than the current system. He is also working with the agriculture specialists from the U if I and the county extension agent on ways to make the system more efficient.

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NOV 13 1996

June 23, 1995

RECEIVED
JUN 28 1995
Department of Water Resources
Eastern District Office

Dept of Water Resources
Attn: Ernest Carlson
900 Skyline
Idaho Falls, Id 83401

Regarding Claim # A29-07633
Robert Loomis and/or Ilse Loomis
P.O. Box 161
Inbom, Id 83245

We here request an investigation of the actual usage now in excess of the irrigation and Domestic use as applies to this claim.

At this time we understand that approximately seven (7) acres containing approximately 850 apple trees also two (2) homes plus the apple pressing building and an unknown acreage of vegetable gardens not included on the seven (7) acres is all utilizing water from this ground source which we conceive far exceeds the use as defined as

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NOV 13 1996

As concerned property owners in a small acreage development with the possibility of 16-19 Domestic wells all within a very small

area with the wells all located in a 17 acre land area we are very concerned of the over use of this claim.

With the understanding of the possibility of Bannock County permitting a greenhouse or greenhouses on the property which would also further the use of this claim we respectfully request that no other claims or expansion of this claim be allowed.

Thank you

Keith Henrich 2526 So Marsh Creek Road
McCammon, Idaho 83250

Marlow Overdorf 843 W. Walker Crk rd.
McCammon, Id 83250

Kathy Shultz. 934 Walker Crk. McCammon Id 83250
mailing P.O. Box 357 Inkom Id 83245,

Ken Colling 1006 W. Walker Cr. Rd. McCammon Id 83250

Roy D. Stuart mailing P.O. Box 365 Inkom, ID. 83245
765 WALKER CRK. RD.
McCammon ID. 83250 (MAILING P.O. Box 443 INKOM)

Mark Ballard 783 Walker Crk. Inkom. Idaho 83245,

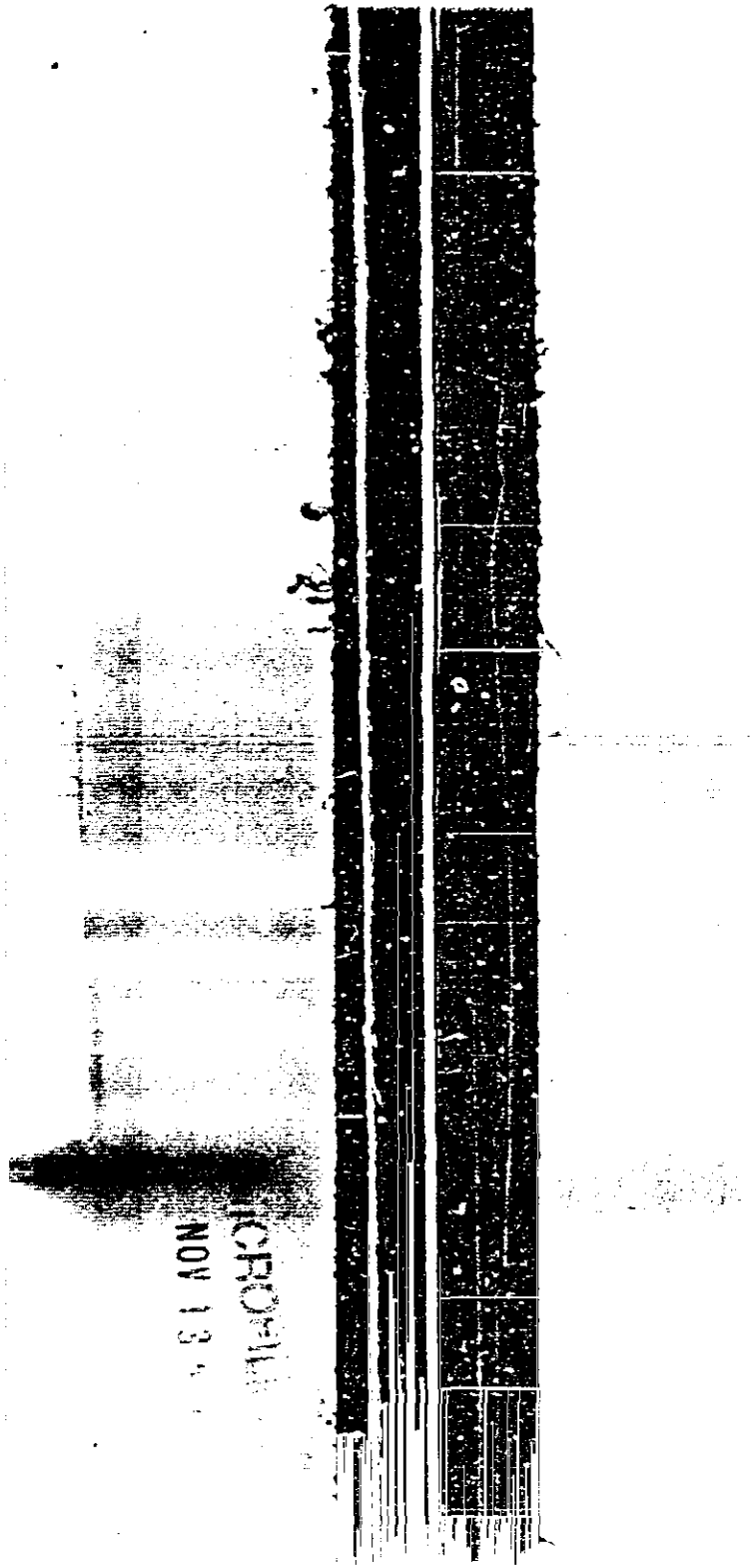
Jack Colling 1112 W Walker Crk McCammon Id.

Jack O. Bennett 1070 WALKER CRK. McCAMMON ID.

Dennis Bushaw Walker Crk McCammon Id.

Roy Ballard 2705 S. March Creek Rd. Inkom

V. + S Wells Ltd Walker Crk [redacted]



State of Idaho

Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7633 Priority March 19, 1982 Amount 0.03 cfs

THIS IS TO CERTIFY, that Robert &/or Ilse Loomis

of Inkom, Idaho, has complied with the terms and conditions of Permit No. 29-7633 issued pursuant to Application for Permit dated March 19, 1982, and has submitted proof to the Department of Water Resources on April 13, 1983, 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 0.03 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 March 15 to November 15	at 0.02 cfs	and 9.7 acre feet
Domestic (1 Unit)	from January 1 to December 31	at 0.03 cfs	and 1.2 acre feet
	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 10.9 acre feet per year, said waters to be diverted within the SE¼NE¼ Section 15, Twp 8S, Rge 36E in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	36E	15				3.4													3.4

Total number of acres irrigated 3.4

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ge," unbeknownst to the Wiltbank said.

felony summonses.

the matter and give a recommen-

complex or sensitive cases.

Dispute festers on Walker Creek

Farmer's expansion plans have neighbors talking to lawyers

By Chuck Oxley
Of The Journal

A plucky ball of brown feathers greets Bob Loomis as he steps off his front porch into the late afternoon sunshine. The bird struts close, bobbing its head by Loomis' tall, dusty cowboy boots.

"That chicken thinks it's a cat," Loomis says with a concerned look on his face.

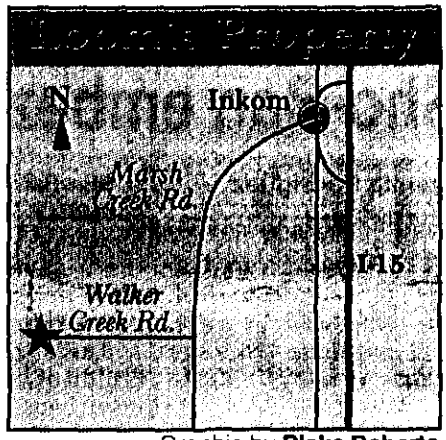
But the 56-year-old farmer has more concerns than his chicken's feline behavior. Loomis also has been struggling with a group of neighbors who don't want him to expand his farming operation, as he plans to do soon.

But it's not just about farming — it's a conflict that has roots as deep as the apple trees that stand on Loomis' sloping orchard.

Loomis is a native of Vermont and a retired U.S. Army veteran. He owns a small apple orchard at the end of Walker Creek Road, south of Inkom. It's a quiet cluster of houses and ranchette homes built on mountain slopes.

Since moving there in 1978, Loomis and his wife, Ilse, have slowly built and expanded the orchard's apple production. They have 850 small apple trees, 300 of which produce about 10 bushels of McIntosh apples each September harvest.

The Loomis' sell most of the crop at the Farmers Market in Pocatello. Some he presses into apple cider on his farm.



Graphic by **Blake Roberts**

But Loomis' health has started to fail. For years, he's battled severe skin cancer. Multiple sclerosis now forces him to walk with a cane.

Loomis knows he may not live long, and he wants to increase his farm's production to provide for a grandson, Bradley R. Kennedy, who needs special care.

Bradley, 7, suffered brain, optical, and spinal cord damage when he was abused by a babysitter when he was 10 months old.

In June, Loomis leased about 10 acres in back of his house to Paul Gannon, 51, owner of Oliver's restaurant in Pocatello.

Gannon wants to build a medium-sized greenhouse to naturally grow garden vegetables for use and sale in his restaurant.

Therein lies the problem.

Joe and Sharon Colton live next door to Loomis' property. They relocated to Walker Creek in 1975 because they didn't like the commercialization building up near their Pocatello home.

"We moved to this deserted little piece of property so we could raise our children in the style we wanted," Sharon said. "They're all grown, but now we have grandchildren.

"We have no opposition to his apple orchard at all, but now he's decided to take in a partner. That's a commercial business, and we have ordinances on our property that say you can't go commercial."

The "we" Sharon Colton refers to includes a loosely formed group of several families who live on Walker Creek Road.

In June, the neighbors met informally with Loomis and Gannon to discuss how the increased traffic and water use might affect the area. The discussion turned sour, and both sides left the meeting more angry than they came to it.

The neighbors took their case to the Bannock County Planning and Development Department.

"Our whole thing is that we feel the planning and zoning committee doesn't understand their own ordinances," said

(See DISPUTE, A-6)

> "We moved to this deserted little piece of property so we could raise our children in the style we wanted."
>
> **— Sharon Colton, neighbor**

hard Walker
expand

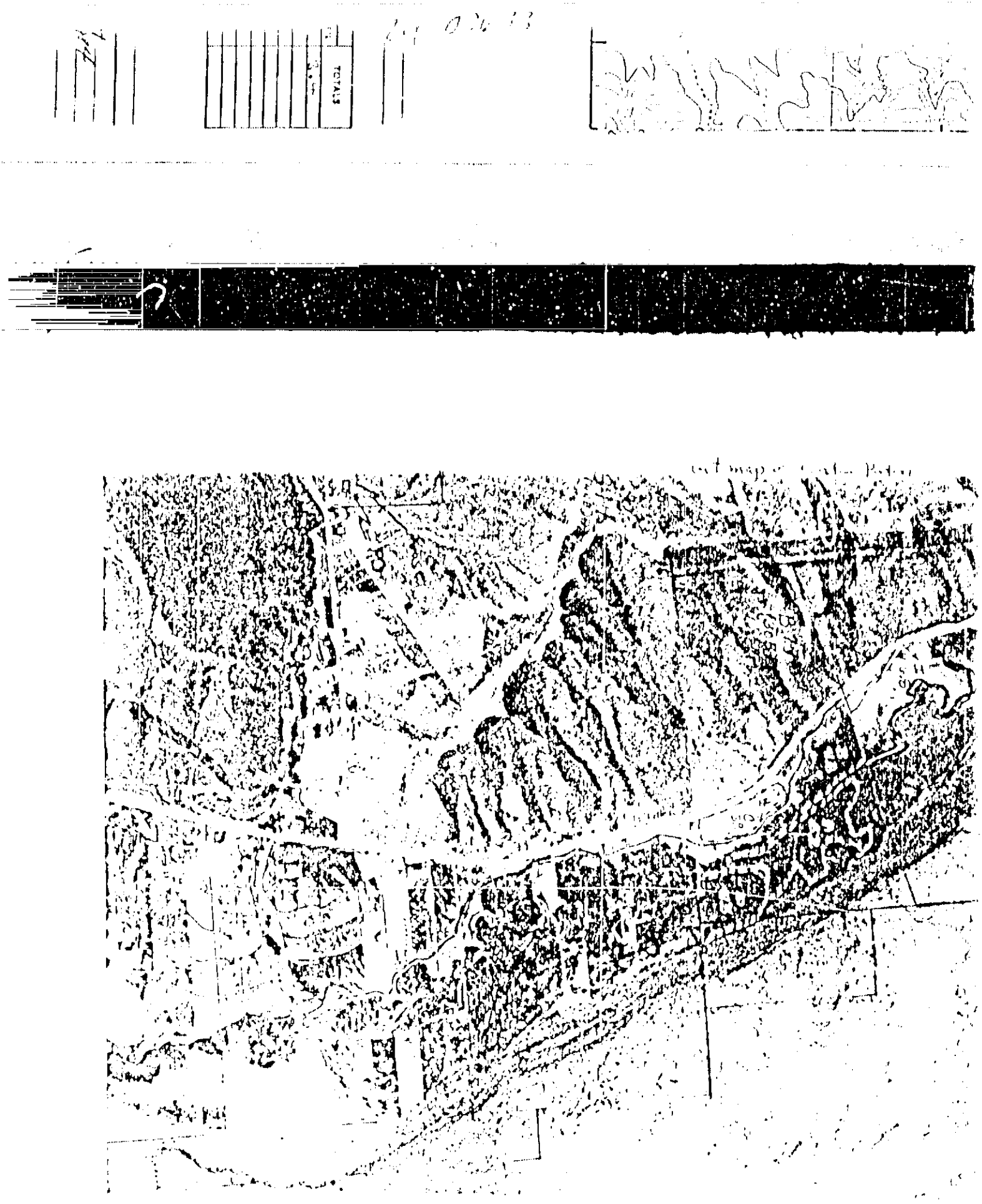
)pen again

World rangeland summit: Better strategies needed

NOV 13 1996

SALT LAKE CITY (AP) — Cattle and other grazing animals should not be the sole tenants of rangelands — but neither should they be the sole scapegoats for the problems of the world's prairies, experts said at a conference Monday.

Instead, the world's land man-


TOTALS