

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: A29-10014
Date Received: 7/14/1988
Receipt No: E000730
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KEITH V. HENRICHS 208-254-3340
Address: 2526 S. MARSH CREEK ROAD
MCCAMMON, ID 83250
OR
Name: JOSEPHINE V. HENRICHS
Address: 2526 S. MARSH CREEK ROAD
MCCAMMON, ID 83250

A2910014



2. Date of Priority: MAR 15, 1912
3. Source: MARSH CREEK Trib. to: PORTNEUF RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	36E	15	NW	SE			BANNOCK

5. Description of diverting works:
PORTABLE PUMP W/ HAND LINES FOR SPRINKLER IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.670		

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

8. Total consumptive use is 56.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	36E	15	NE	SW		IRR	14.8
			NW	SE		IRR	7.6
						Section Acres	22.4
						Total Acres	22.4

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:
A29-04101

14. Remarks:
THIS RIGHT IS SUPPLEMENTAL TO A29-04101 USED WHEN FLOWS IN
WALKER CREEK ARE NOT SUFFICIENT.

15. Basis of Claim: BENEFICIAL USE

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: \$3

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): Keith Henrich Date: 7/14/88
_____ Date: _____

State of Idaho)
County of Bonanza) SS.

Subscribed and sworn (or affirmed) before me this 14 day
of July 19 88
Seal

Ernest Carlson
Notary Public

Residing at Idaho Falls, ID
My Commission Expires 14 June 1994

A29-10014

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Point of Diversion

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Log for claim A29-10014

Spatial Dynamics BTD

7/7/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s36e	15	NESW	14	14	
08s36e	15	NWSE	7	8.5	
Totals:			21	22.5	

DATE: 04/27/00
PAGE: 200

Audit: 07/14/88 CARLSEN 07/29/94 THOMPSON 03/29/95 POST-STD

14 JULY 1988

RE: ADJUDICATION CLAIM A29-10014

FROM: ERNEST CARLSEN

WHILE ASSISTING MR. HENRICHS WITH PREPARATION OF THE ABOVE CLAIM HE STATED THE WATER HAD NOT BEEN DIVERTED BY HIM. MR. HENDRICH AND HIS PARENTS RELIED STRICTLY ON WALKER CREEK FOR IRRIGATION OF THE PROPERTY WEST OF MARSH CREEK. SINCE HE HAD A WRITTEN STATEMENT FROM A PREVIOUS OWNER STATING MARSH CREEK HAD BEEN USED HE DECIDED TO FILE THE CLAIM. THE USE OF MARSH CREEK LIKELY OCCURRED PRIOR TO MR. NEWTON DIVIDING HIS RANCH INTO SMALL ACREAGES AND SUBSEQUENTLY SELLING THEM. TO MY KNOWLEDGE NONE OF THE PARTIES THAT PURCHASED PART OF THE NEWTON RANCH HAVE ACTIVELY DIVERTED MARSH CREEK TO IRRIGATE LAND WEST OF THE CREEK.

Shaw

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NOV 13 1992



United States
Department of
Agriculture

Soil
Conservation
Service

250 South 4th--Suite 112
Pocatello, Idaho 83201

March 14, 1988

Keith Henrichs
2526 S. Marsh Creek Rd.
McCammon, Idaho 83250

Dear Keith:

As a follow-up to your question on the Hondoho gravelly silt loam, this soil has a lower water holding capacity than the average silt loam soil in Bannock County. As stated in our letter dated March 2, 1988, its water holding capacity is 4.8 to 6.6 inches, while the average silt loam is 11.4 to 12.6 inches of water.

Thus, if the State of Idaho, Department of Water Resources typical allocation per acre is .02 cfs per acre on average soils, then to have adequate water as stated above, an increase of 50% is needed.

The above information applies to all soils in your area labeled Honodaho gravelly silt loam.

Sincerely,

David L. Curtis
District Conservationist

jw
cc: file

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A29-10014



The Soil Conservation Service
is an agency of the
United States Department of Agriculture





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Soil
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Service

250 South 4th--Suite 112
Pocatello, Idaho 83201

March 2, 1988

Keith Henrichs
2526 S. Marsh Creek Rd.
McCammon, Idaho 83250

Dear Keith:

The soil on your property is classified as Hondoho Arbone gravelly silt loam. This soil is formed in alluvium derived from mixed sources.

The Hondoho soil is the dominant soil present here and below the 15 inch depth it is a composite of very gravelly loam and very cobbly loam.

Due to the above nature of this soil, it is very droughty and porous. Its water holding capacity is quite low when compared to the average silt loam soil in Bannock county. Specifically, its water holding capacity for a 60 inch profile varies from 4.8 to 6.6 inches of water, while the average silt loam varies from 11.4 to 12.6 inches of water.

Thus, the only way to have adequate irrigation water is to increase the amount of water needed by 40 to 50 per cent.

One other way to insure adequate irrigation water is to put it in a measuring devise at your property line.

David L. Curtis

David L. Curtis
District Conservationist

jw
cc: file

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A27-10014 NOV 13 1992



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is an agency of the
United States Department of Agriculture



#182B 2-1 496994

A F F I D A V I T

STATE OF IDAHO)
 : SS.
COUNTY OF BANNOCK)

A. M. NEWTON, being first duly sworn on oath, deposes
and says:

That up until the 1st day of April, 1970 he has been
the owner of and in possession of the following described
parcels of real estate:

TOWNSHIP 8 SOUTH, RANGE 36 EAST BOISE MERIDIAN, BANNOCK
COUNTY, IDAHO,

SECTION 15: SW₁ SE₁; NW₁ NE₁; SW₁ NE₁; NW₁ SE₁; W₁
SECTION 22: NE₁ NW₁; NW₁ NE₁; S₂ NW₁; AND A TRACT IN N₁ S₂ SW₁, DES-
CRIBED AS FOLLOWS:

BEGINNING AT THE WEST END OF THE SOUTH 1/16 LINE OF SECTION 22, TOW-
SHIP 8 SOUTH, RANGE 36 E. B. M., THENCE SOUTH 89°33' EAST ALONG SAID
SOUTH 1/16 LINE 1088.8 FEET, MORE OR LESS, TO THE EASTERLY RIGHT OF
WAY LINE OF THE MARSH CREEK ROAD, WHICH POINT IS THE TRUE POINT OF
BEGINNING; THENCE CONTINUING SOUTH 89°33' EAST 1634.8 FEET, MORE OR LESS,
TO THE CENTER LINE OF MARSH CREEK; THENCE SOUTH 11°22' EAST 92 FEET;
THENCE SOUTH 29°05' WEST 35 FEET; THENCE SOUTH 67°05' WEST 30 FEET;
THENCE NORTH 78°35' WEST 79 FEET; THENCE SOUTH 21°57' WEST 235 FEET;
THENCE SOUTH 11°32' WEST 330 FEET, MORE OR LESS, TO A LINE 560 FEET
SOUTH OF AND PARALLEL TO THE SOUTH 1/16 LINE; THENCE NORTH 89°33' WEST
215 FEET; THENCE NORTH 61°08' WEST 64 FEET; THENCE SOUTH 82°22' WEST
177 FEET; THENCE NORTH 68°20' WEST 374 FEET; THENCE SOUTH 73°46' WEST
99 FEET; THENCE SOUTH 27°54' WEST 127 FEET, MORE OR LESS, TO A LINE
660 FEET SOUTH OF AND PARALLEL TO THE SOUTH 1/16 LINE; THENCE NORTH
89°33' WEST 639.4 FEET; MORE OR LESS, TO THE EASTERLY RIGHT OF WAY
LINE OF THE MARSH CREEK ROAD; THENCE ALONG SAID RIGHT OF WAY LINE
NORTH 21°26' EAST 331.5 FEET; THENCE NORTH 18°00' EAST 84.5 FEET;
THENCE NORTH 13°00' EAST 278 FEET, MORE OR LESS, TO THE TRUE POINT OF
BEGINNING...

and for more than twenty (20) years last past has diverted the
waters of Marsh Creek and Walker Creek to lands described above

NOT RECORDED

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for irrigation purposes and that the uses of said waters from said creeks has been continuous and uninterrupted for said period of time.

Your affiant further states that he has diverted sufficient waters from said sources to adequately irrigate the irrigable lands included in the described tract and the waters, over the course of years, have been sufficient by diversion to raise the crops therein planted.

This affidavit is made for the purpose of establishing the affiant's right to divert and use the waters of the two aforementioned creeks upon said lands described herein and to establish the quantity and the date of priority of 1912 or before.

*Law
Office
A. R. Baum
and
Ben Peterson
James Manning
Attorneys
Pocatello, Idaho*

A. M. Newton
A. M. NEWTON

SUBSCRIBED AND SWORN to before me this 7th day of April, 1970.

James Manning
NOTARY PUBLIC FOR IDAHO
RESIDING AT: POCATELLO, IDAHO

(SEAL)

NOTARY SEAL

NO. **496994**
RECORDED AT REQUEST
Am. Land Title Co.
JUL 13 2 57 PM '72
OFFICIAL RECORDS OF NO. 251
DAWSON COUNTY, IDAHO
TIMOTHY L. BURGER
FEE \$2.00 PER PAGE 1a

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