

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: A29-10759
Date Received: 3/26/1990
Receipt No: E012536
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DALE B. KIRKHAM, JR. 208-233-1463
Address: 8503 BUCKSKIN 83201
POCATELLO, ID

OR

Name: JILL KIRKHAM, JR. 208-233-1463
Address: 8503 BUCKSKIN ROAD 83201
POCATELLO, ID

2. Date of Priority: JUN 01, 1962

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 MAINLINE FOR IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.090		

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

8. Total consumptive use is 7.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A29-10759

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Date: 03/26/90

MICROFILMED
NOV 16 1992

A2910759



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	35E	20	SW	SE		IRR	3.0
Section Acres							3.0
Total Acres							3.0

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:
WELL WAS DUG USING A BACKHOE TO A DEPTH OF 20-40 FEET THEN A 4 FT
CULVERT WAS INSTALLED WITH A PUMP FOR IRRIGATION.

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 ☒ 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): Dale B. Kutta J Date: Mar. 6, 1990
Date: _____

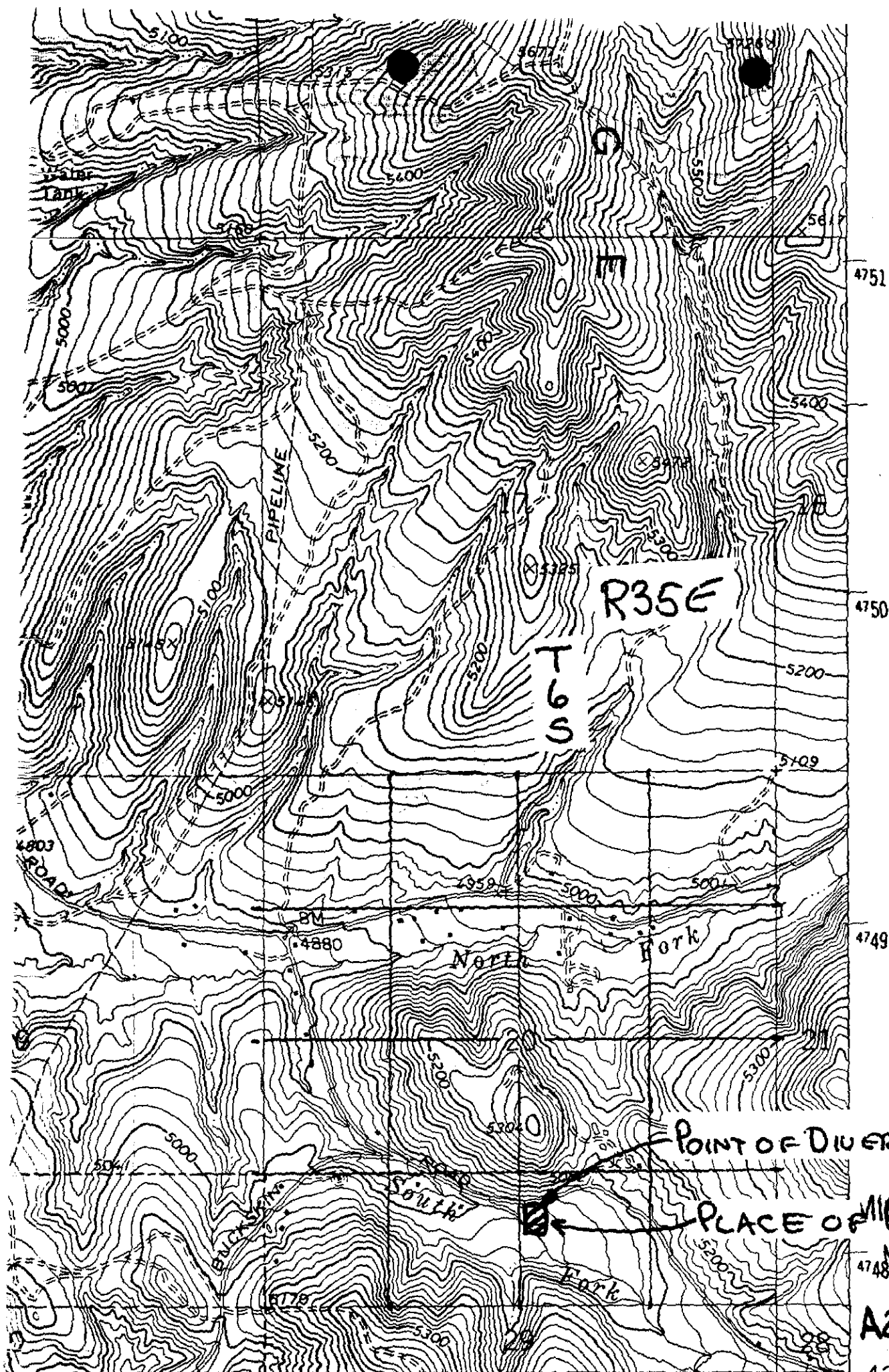
State of Idaho)
County of Bonneville) SS.

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

Betty J. Thompson
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC
~~RESIDING AT IDAHO FALLS, IDAHO~~
My Commission Expires MY COMMISSION EXPIRES: 6-30-94



386 INTERIOR—GEOLOGICAL SURVEY, WASHINGTON, D.C.—1974 387000m.E.

112°22'30"

42°52'30"

A29-10759

NOV 16 1997

MICROFILMED

CLASSIFICATION

May 22, 2001

29-10759
DALE B KIRKHAM JR
JILL KIRKHAM
8503 BUCKSKIN RD
POCATELLO ID 83201

RE: EVIDENCE OF PRIORITY

Dear Claimant (s):

The Idaho Department of Water Resources has recently begun its water right review in Basin 29. The Notice(s) of Claim identified with the number shown **above in the "address" label and at the "end" of this letter** has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice and the pamphlet entitled **"Evidence of Priority"**. The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some examples of Documents Which May Be Evidence of the Priority Date"**.

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

.....
The Department can not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by June 22, 2001, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact me at 525-7161.

Respectfully submitted,

Craig L. Saxton
Water Resource Agent
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
 Notice of Claim 29-10759

Log for claim A29-10759

Spatial Dynamics LTD

9/26/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s35e	20	SWSE	3	2.7	
Totals:			3	2.7	

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DALE B KIRKHAM JR	06/01/1962	IRRIGATION	03-15 11-15	0.090 CFS	
C	JILL KIRKHAM					
	8503 BUCKSKIN RD					
	POCATELLO ID 83201					
	(208) 233-1463					
				TOTAL DIVERSION:	0.090 CFS	
				CONSUMPTIVE USE:		7.50 AFA

Stage: BENEFICIAL USE

BANNOCK County

			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	: SUM	
06S	35E	20	:								:						:						:								:	3.0
																							03				:	3.0				
																							TOTAL ACRES				:	3.0				

Other Rights: NONE

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

29-07523	29-07559	29-07809	29-11072	A29-00448E	A29-00448F	A29-00448G	A29-07523	A29-07559	A29-07606
A29-07809	A29-11072	A29-11846							

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00448 A29-00449 A29-00454 A29-07606

Remarks: GEN WELL WAS DUG USING A BACKHOE TO A DEPTH OF 20-40 FEET THEN A 4 FT
CULVERT WAS INSTALLED WITH A PUMP FOR IRRIGATION.
CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/28/95 DMS

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

Audit: 03/26/90 WILSON 08/04/94 THOMPSON 03/28/95 DSMITH 03/29/95 POST-STD