

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: A29-11523
Date Received: 4/19/1990
Receipt No: EO13364
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KOESTER FARMS, INC. 208-897-5591
Address: 8997 E. GRANT RD.
DOWNEY, ID 83234

2. Date of Priority: MAR 01, 1897

3. Source: FISH CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	39E	30	SW	SW	SW		BANNOCK
		31	NW	SW	NW		BANNOCK

5. Description of diverting works:
PUMP IN CREEK AND HEADGATE AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	09/15	1.000		

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

8. Total consumptive use is 540.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	38E	25	NE	NE		IRR	3.0
			SE	NE		IRR	32.0
			NE	SE		IRR	40.0

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Date: 04/19/90

MICROFILMED

NOV 16 1992

A291523



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	38E	25	SE SE		IRR	38.0

Section Acres 113.0

39E	30	NE	NW	IRR	2.0
		NW	NW	IRR	6.0
		SW	NW	IRR	9.0
		SE	NW	IRR	29.0
		NE	SW	IRR	12.0
		NW	SW	IRR	21.0
		SW	SW	IRR	24.0

Section Acres 103.0

Total Acres **216.0**

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:
29-00140, 29-00139

14. Remarks:

THIS CLAIM IS BASED ON COMBINING ALL OF WATER RIGHT 29-00141 WITH 5" (0.10 CFS) OF WATER RIGHT 29-00144.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

UNION GRAIN & ELEVATOR CO.

Decree Plaintiff

VS

MCCAMMON DITCH CO. ET. AL.

Decree Defendant

MICROFILMED

NOV 16 1992

(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.

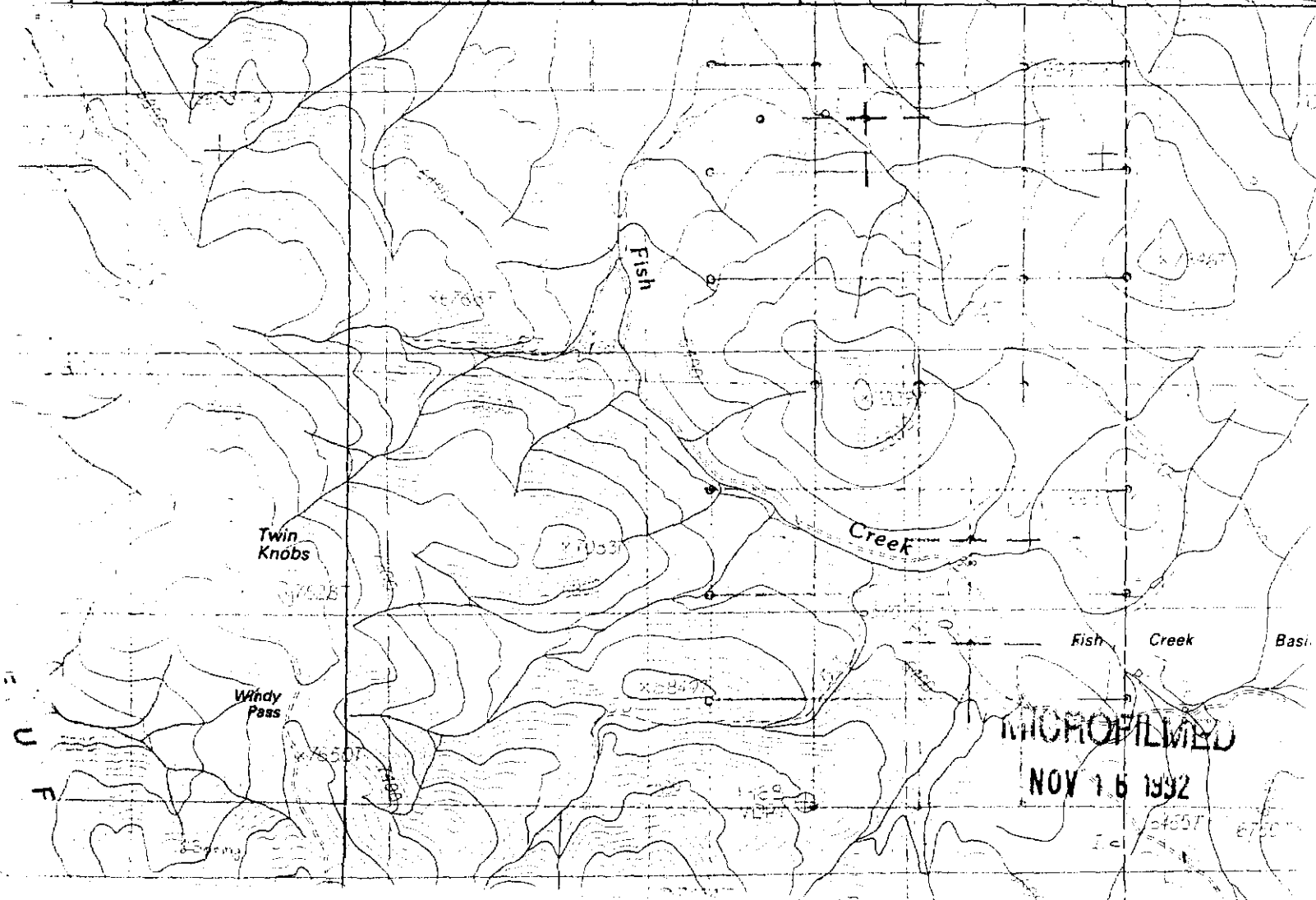
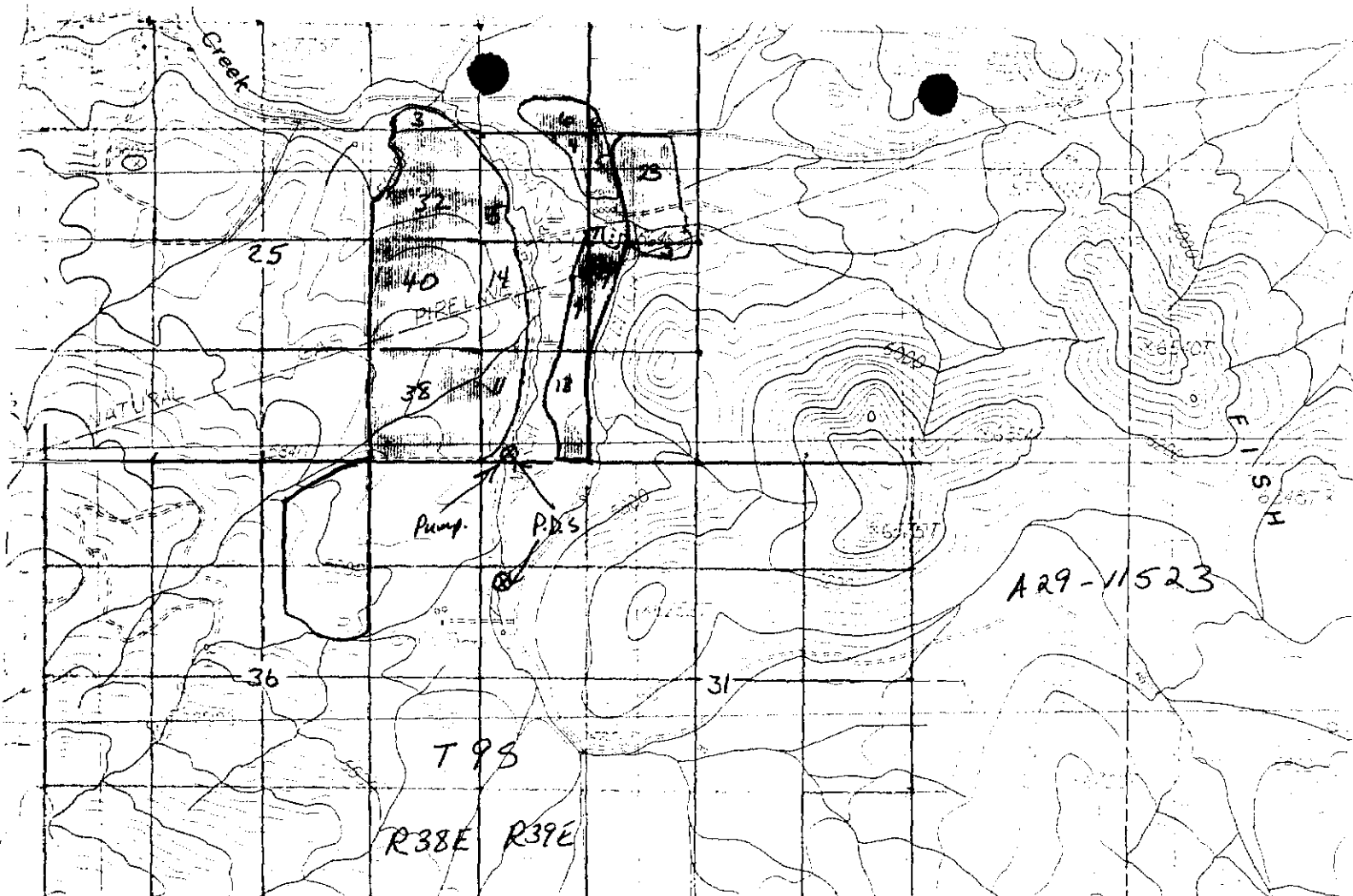
For Organizations:

Signature of Authorized Agent

4-19-90
Date

Subscribed and sworn (or affirmed) before me this 19th day
of April 19 90 Arthur Fritschel
Notary Public

Residing at Eagle, Id
My Commission Expires 3-21-94



29-11523 DECEASED P15 OF CALL 29-141 w/ A. (.10ct) OF 29-144.
(SEE DECEASES EXCERPT ATTACHED)

Q: WHAT HAPPENED TO THE REMAINING 2.3 cfs OF 29-144?
(NO TRANSFERS, CHANGES OF OWNERSHIP (SPLITS) FOUND)

29-0141

107. ASLETT, DAVID .9 c.f.s.
1897 Mar. 1.

SEE DECREE EXCERPT
29-139 (Attached)

Said water to be diverted at the said four
points of diversion set forth in the four
ditches above described through which he
takes water, under the Fish Creek right of
March 1, 1888; and also through a ditch ha-
ving intake North 78 degrees WEST, 2680 fee
from the west quarter corner of Section 31
Township 9 South, Range 39 E.B.M., for the
irrigation of the South half of the South-
east quarter, Section 25, Township 9 South
Range 38 E.B.M.

109. KOFOED, JAMES W.
1-0144 1897 Mar. 1 2.4 c.f.s.

? UNCLAIMED? 2.3

? SOURCE: FISH CREEK

P.O.U.: N²NE SEC 25
W/ EXCEPTIONS

P.O.U.: N²NW SEC 30
W/ EXCEPTIONS

* SEE NOTE
Below
Said water to be diverted through a ditch
taken out at a point which bears South 6
degrees East 1920 feet from the Southwest
corner of Section 30, Township 9 South,
Range 39 E.B.M.; and also ^①through another
ditch taken out at a point which bears
South 14 degrees 30 minutes East 1400 feet
from the Southwest corner of said Section
30, for the irrigation of the North half
of the Northeast quarter, Section 25, Town-
ship 9 South, Range 38 E.B.M., excepting
therefrom the following: Beginning at the
Southeast corner of the Northwest quarter of
the Northeast quarter, Section 25, thence
North 28 rods, thence East 80 rods, thence
South 28 rods, thence west 80 rods to point
of beginning; also the North half of the
Northwest quarter, Section 30, Township 9
South, Range 39 E.B.M., excepting therefrom
the following: Beginning at the Southwest
corner of the Northwest quarter of the North-
west quarter, said Section 30, thence East
94 rods, thence North 12 degrees 5 minutes
38 seconds West, 28.64 rods, thence West
88 rods, thence South 28 rods to place of be-
ginning.

29-11523 (P15); ALL OR 29-141 + 0.10 c.f.s. OR 29-144.

AS DESCRIBED, 29-141 SHARES THE SAME POD'S AS 29-139.

* POD'S: SAME AS 29-139 #'s ① AND ②.

Log for claim A29-11523

Spatial Dynamics PJM

8/29/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s38e	25	NENE	3	3.3	
09s38e	25	SENE	32	31	
09s38e	25	NESE	40	40	
09s38e	25	SESE	38	40	
09s39e	30	NENW	2	1.4	
09s39e	30	NWNW	6	6.7	
09s39e	30	SWNW	9	10	
09s39e	30	SENW	29	31	
09s39e	30	NESW	12	10	
09s39e	30	NWSW	21	24	
09s39e	30	SWSW	24	28	
Totals:			216	225.4	

AJ5809NP
No. A29-11523

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/00
PAGE: 217

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KOESTER FARMS INC 8997 E GRANT RD DOWNEY ID 83234 (208) 897-5591	03/01/1897	IRRIGATION	04-15 09-15	1.000 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					1.000 CFS	540.00 AFA

Water Source: FISH CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion:

T09S R39E S30
S31

SWSWSW
NWSWNW

BANNOCK County
BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
09S	38E	25	:	03			32	:										:	113.0	
09S	39E	30	:					:	02	06	09	29	:	12	21	24		:	103.0	
																			TOTAL ACRES	216.0

POU County: BANNOCK

Other Rights: 29-00140, 29-00139

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-00139 A29-00142

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00139 A29-00140 A29-00141 A29-00144

Remarks: GEN THIS CLAIM IS BASED ON COMBINING ALL OF WATER RIGHT 29-00141 WITH
5" (0.10 CFS) OF WATER RIGHT 29-00144.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 29

Field Inspection Flag:
Presumption Flag: D

Audit: 04/19/90 ESRBA 09/07/94 JTHOMPSO 03/29/95 POST-STD