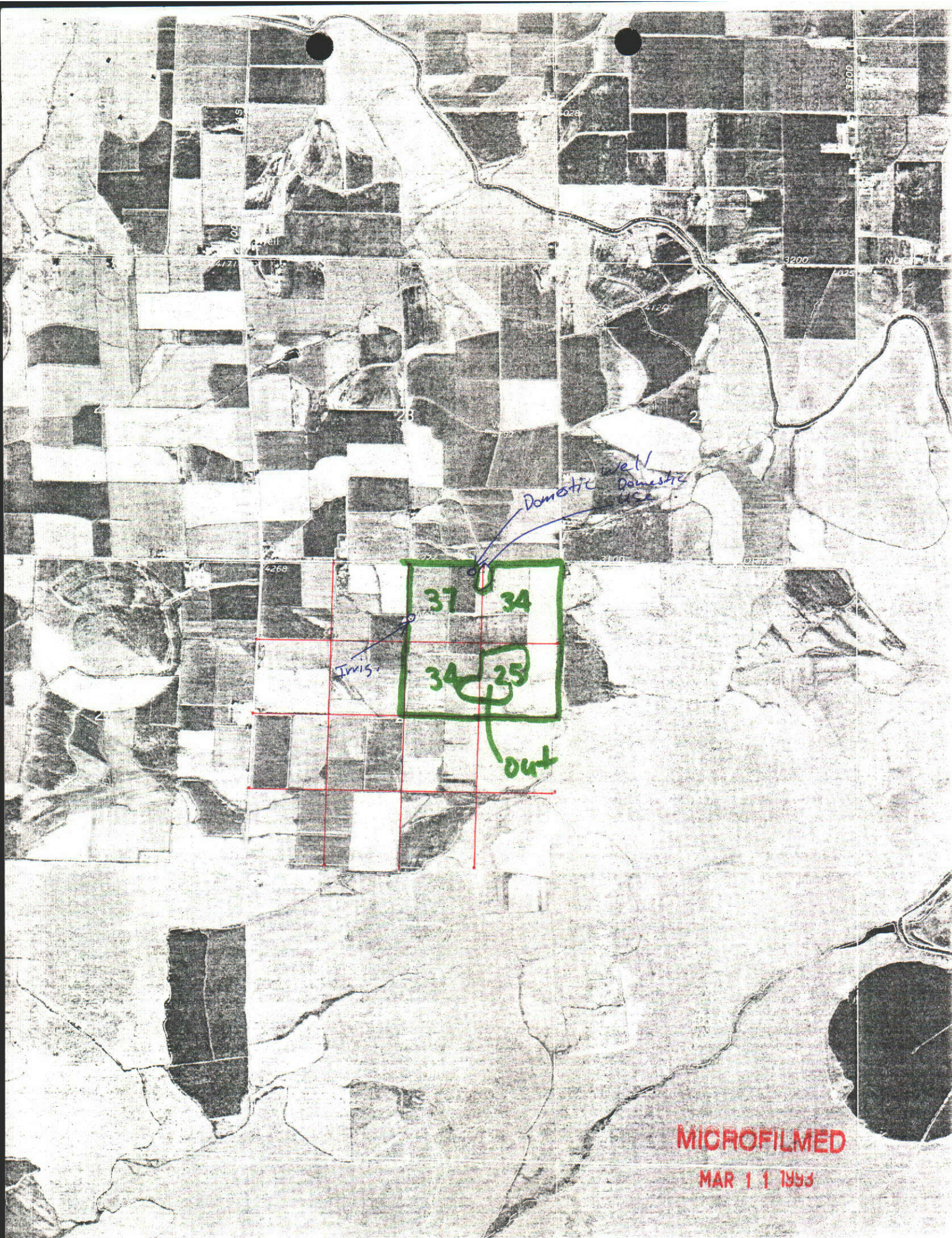


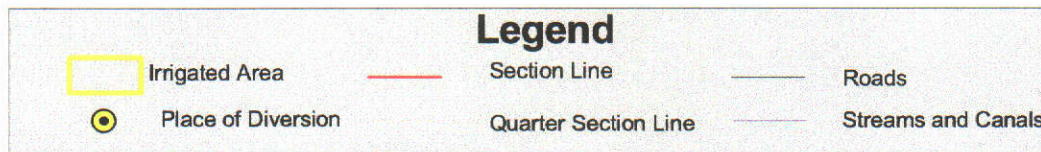


MICROFILMED

MAR 11 1993

Water Right Claim Number 47-02310
Township , 11S17E

01/11/2001

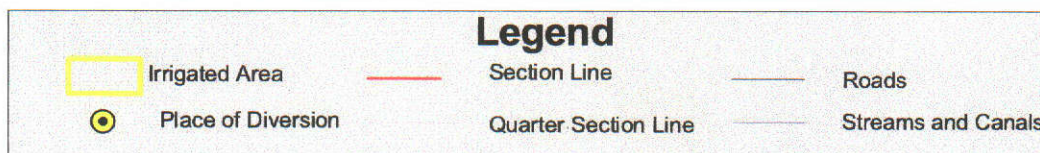
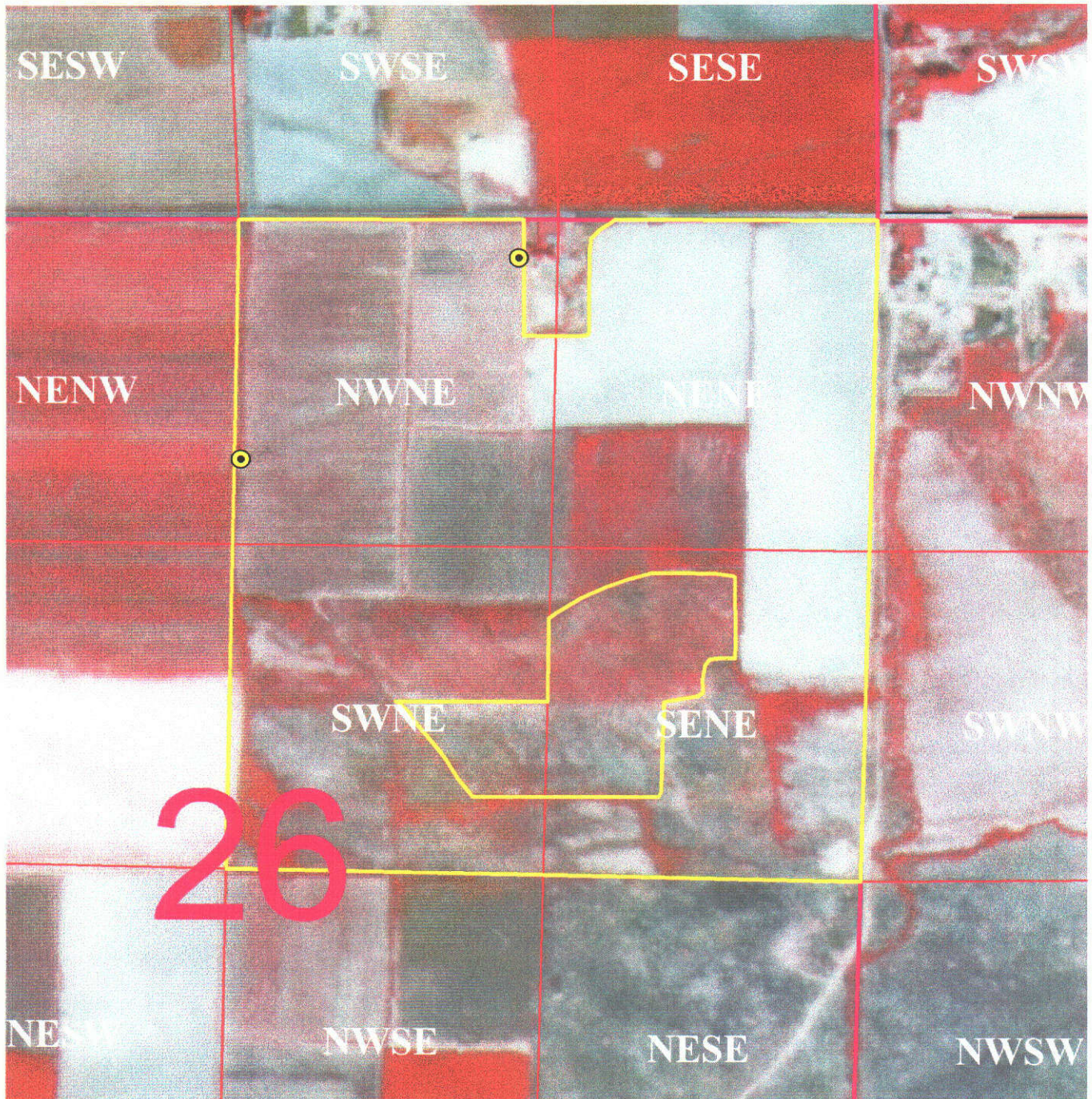


400 0 400 800 Feet



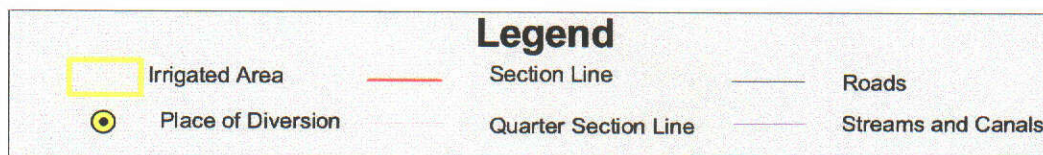
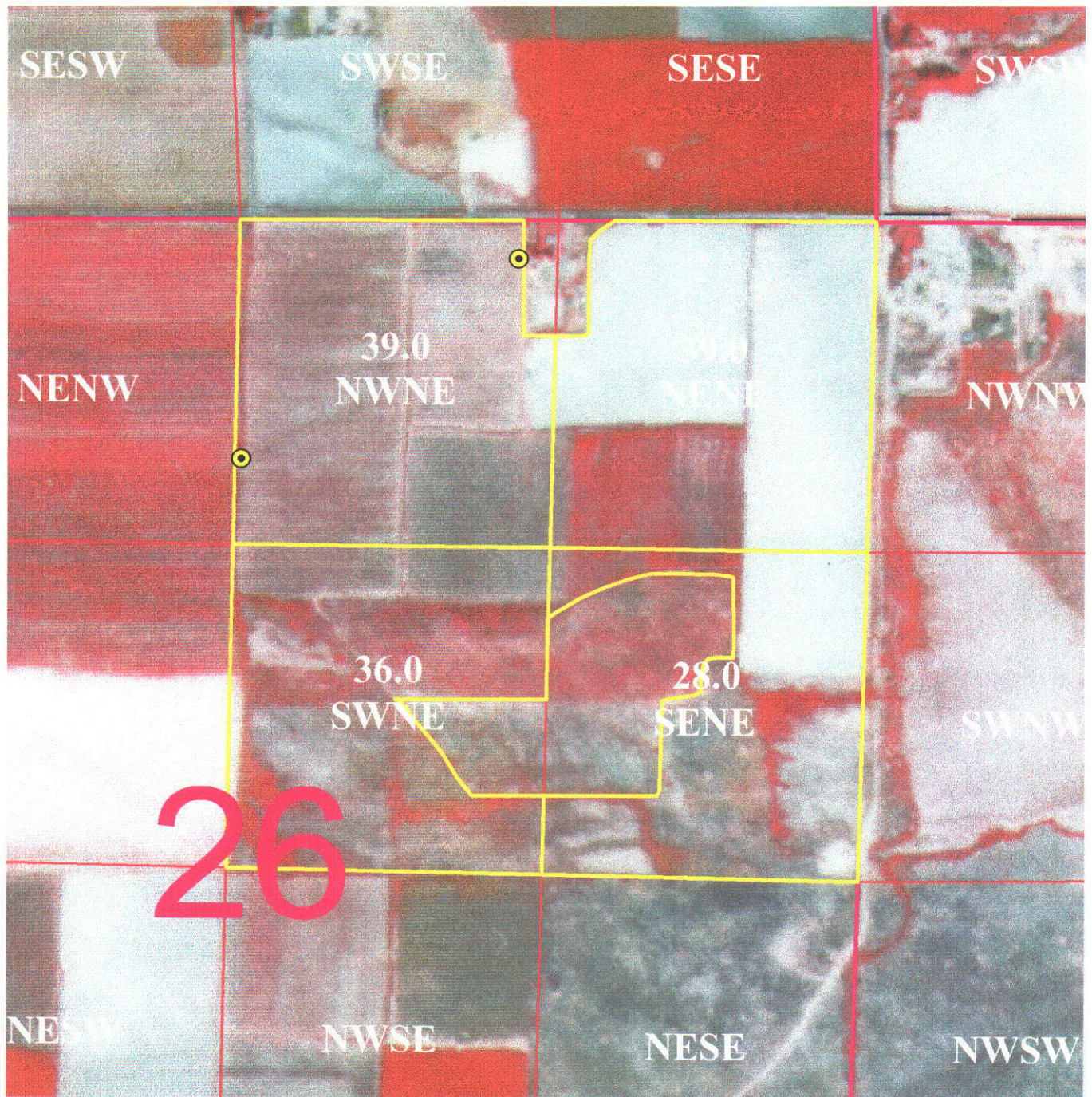
Water Right Claim Number 47-02310
Township , 11S17E

01/11/2001



Water Right Claim Number 47-02310
Township , 11S17E

01/11/2001



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: A47-02310
Date Received: 11/30/1988
Receipt No: S004075
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RODNEY B. DAVIS 208-733-7633
Address: RT. 2
3100 NORTH 3175 EAST
TWIN FALLS, ID 83301
2. Date of Priority: NOV 19, 1957
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 11S | 17E | 26 | NE | NW | NE | | TWIN FALLS |
| | | | SW | NW | NE | | TWIN FALLS |
5. Description of diverting works:
WELL, PUMP, DITCHES
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.080 | | |
| DOMESTIC | 01/01 | 12/31 | 0.040 | | |
7. Total Quantity Appropriated is:
1.080 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 390.0 Acre Feet Per Annum.
9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	17E	26	NE		NE		IRR	34.0
			NE		NE		DOMEST	
			NW		NE		IRR	37.0
			NW		NE		DOMEST	
			SW		NE		IRR	34.0
			SE		NE		IRR	25.0
							Section Acres	130.0
							Total Acres	130.0

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
2 P/D'S, ONE FOR DOMESTIC, NENWNE & ONE FOR IRRIG., SWNWNE.
BOTH USES COVERED UNDER ONE LICENSE.

15. Basis of Claim: LICENSE
Water Right Number: 27129

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: 1

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): Boony B. Davis Date: 11-30-88

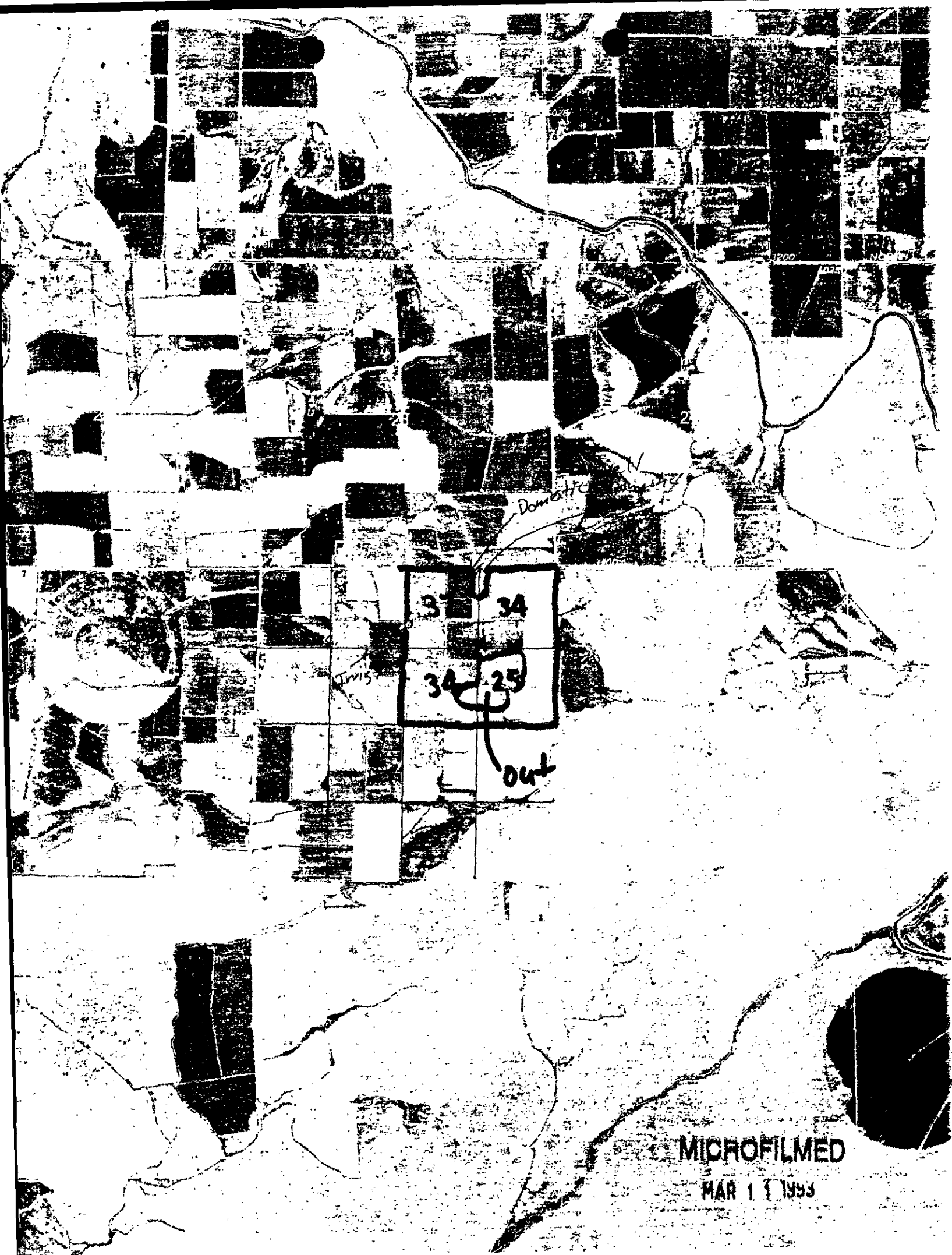
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 30th day
of Nov 19 88 Al D. Mente
Notary Public

Seal

Residing at Kimberly, Id
My Commission Expires 6/30/94



MICROFILMED

MAR 1 1993

Log for claim 47-02310

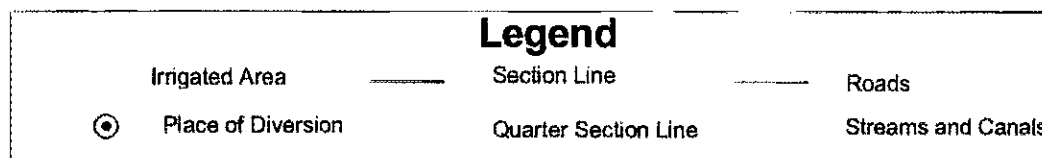
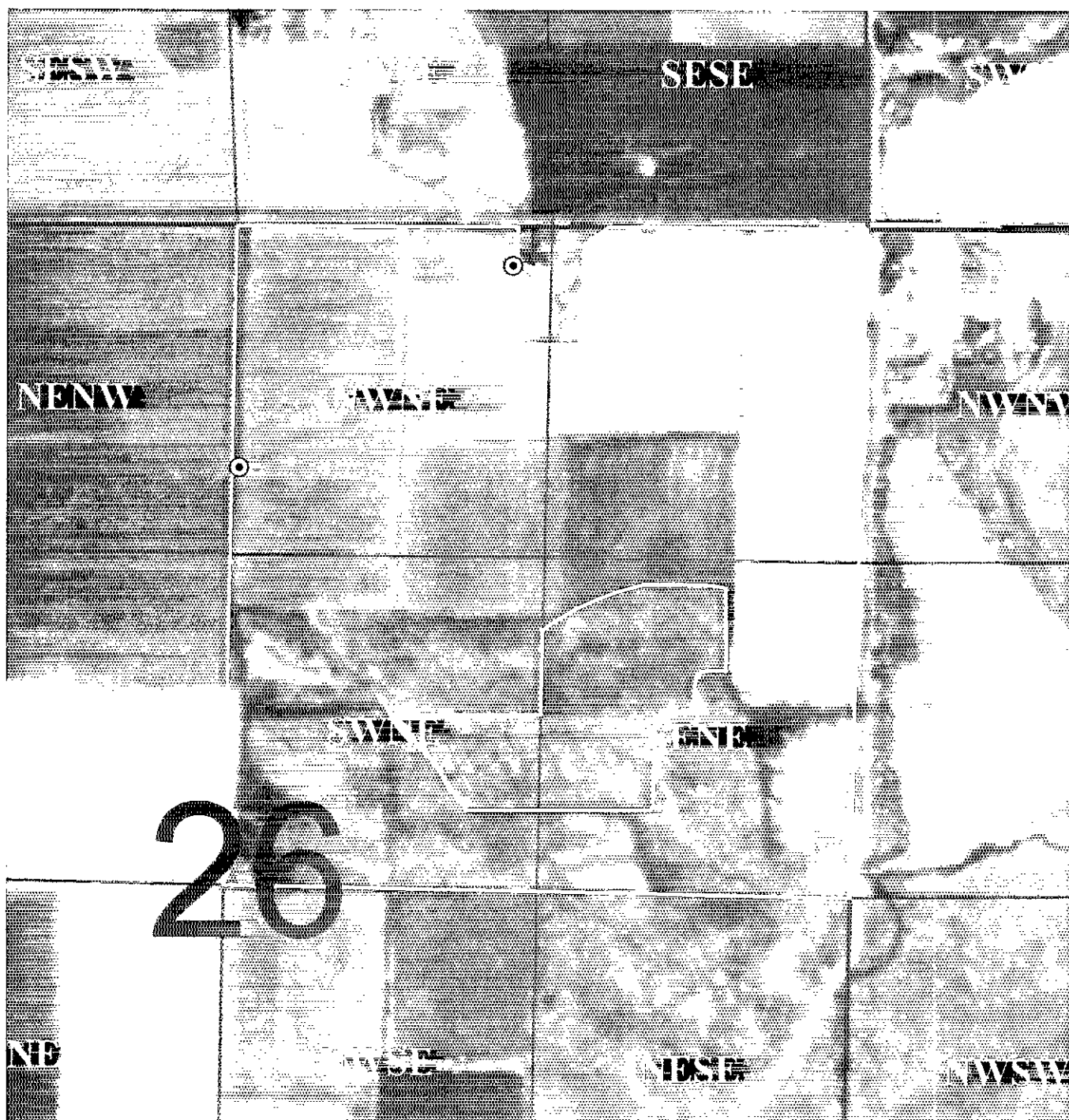
Spatial Dynamics LTD

1/11/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s17e	26	NENE	34	39	
11s17e	26	NWNE	37	39	
11s17e	26	SWNE	34	36	
11s17e	26	SENE	25	28	
Totals:			130	142	

Water Right Claim Number 47-02310
Township , 11S17E

01/11/2001



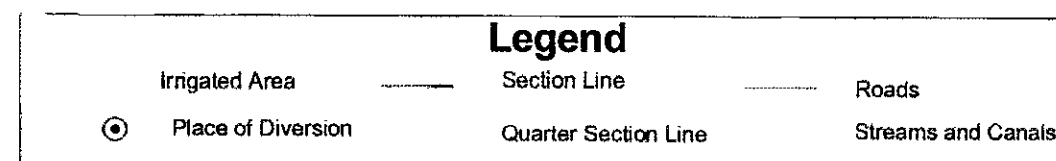
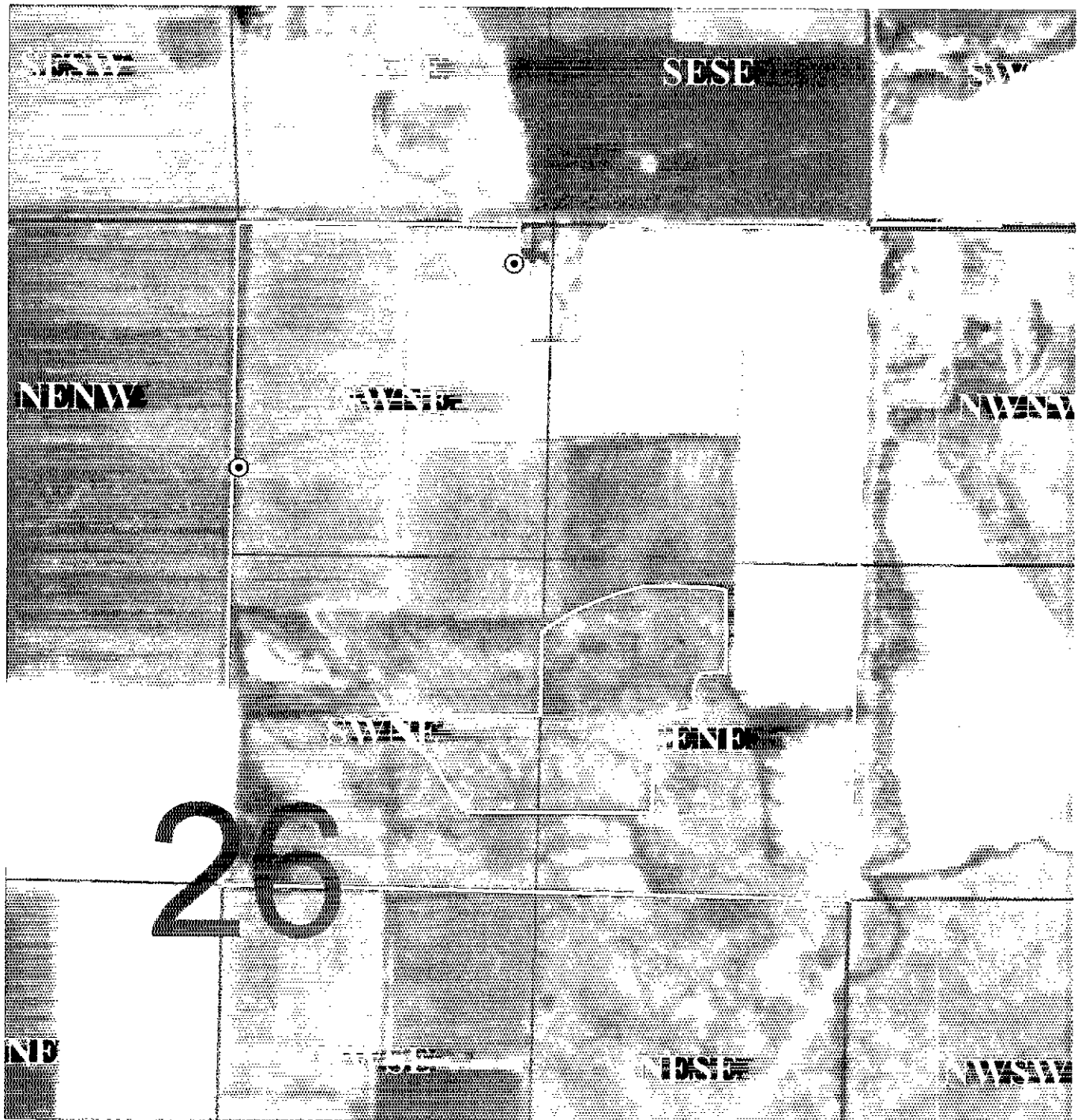
400 0 400 800 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 47-02310
Township , 11S17E

01/11/2001



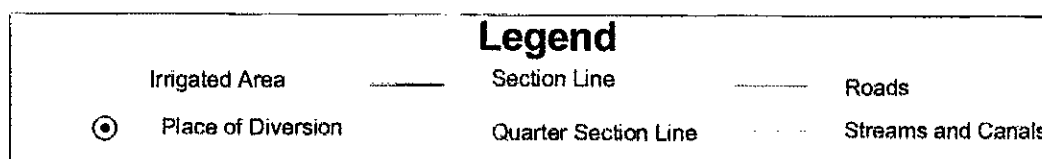
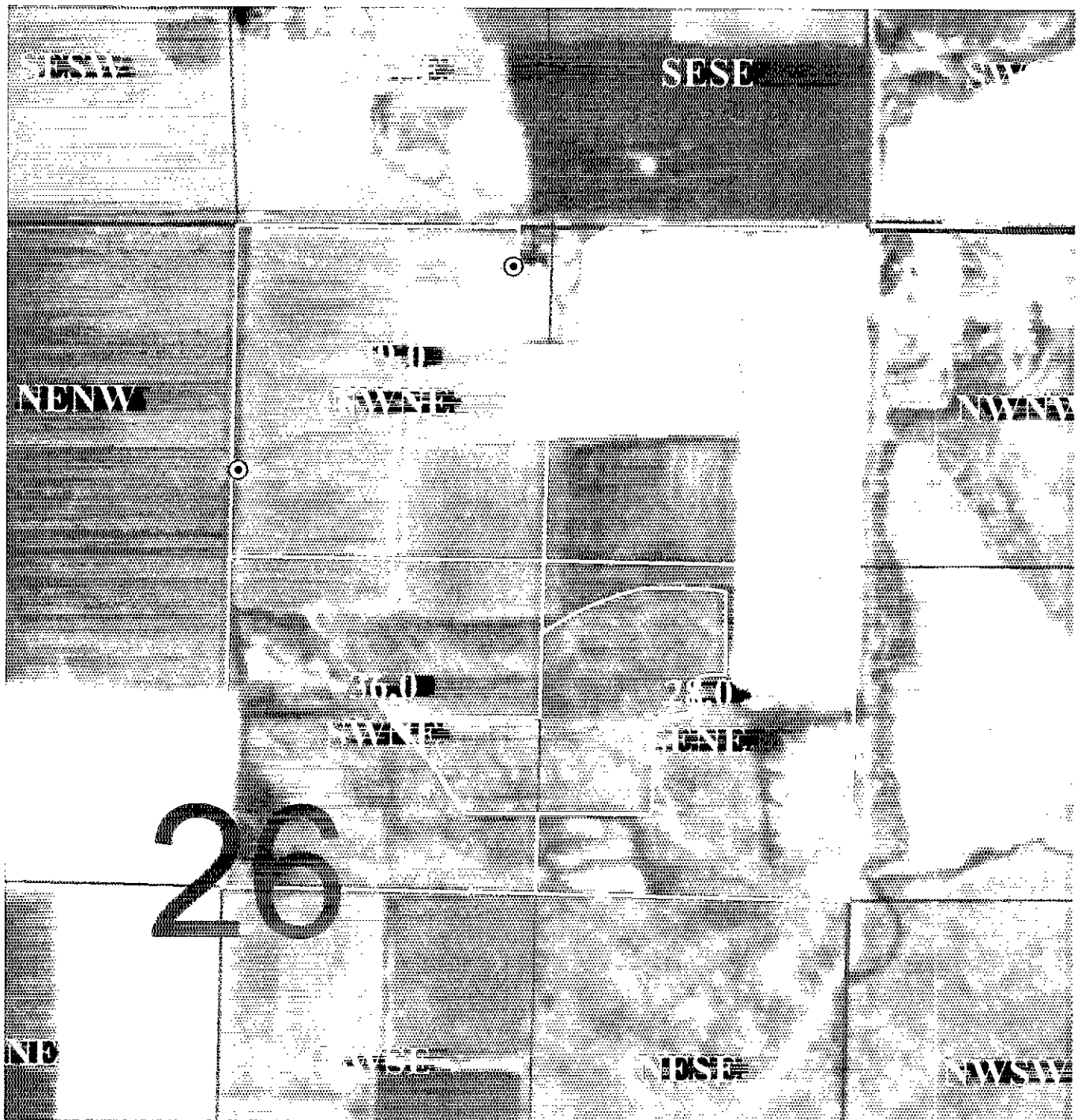
400 0 400 800 Feet



**SPATIAL
DYNAMICS**

Water Right Claim Number 47-02310
Township , 11S17E

01/11/2001



400 0 400 800 Feet



SPATIAL
DYNAMICS

AJ5809NP
No. A47-02310

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/06/00
PAGE: 40

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RODNEY B DAVIS RT 2 3100 NORTH 3175 EAST TWIN FALLS ID 83301 (208) 733-7633	11/19/1957	IRRIGATION DOMESTIC	03-15 11-15 01-01 12-31	1.080 CFS 0.040 CFS	
TOTAL DIVERSION:					1.080 CFS	
CONSUMPTIVE USE:						390.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T11S R17E S26 NENWNE SWNWNE TWIN FALLS County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
11S	17E	26	:	34		37		34		25	:													130.0
TOTAL ACRES																							130.0	

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
11S	17E	26	:	D		D		:					:					:					:	

POU County: TWIN FALLS

Non-Irrigation Uses: D/1 HOUSE

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:
A47-0001020

Remarks: GEN 2 P/D'S, ONE FOR DOMESTIC, NENWNE & ONE FOR IRRIG., SWNWNE.
BOTH USES COVERED UNDER ONE LICENSE.

Dates: Exam Made Date: Verified Date: 03/12/1985 Objection Filed Date:

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

Audit: 11/30/88 MERRITT 03/30/95 POST-STD

State of Idaho

License and Certificate of Water Right

Water License No. G-27129

Amount 1.08 c.f.s.

Water District No. _____

Priority Nov. 19, 1957

THIS IS TO CERTIFY that E. P. MESSNER
of Twin Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 19, 19 57; that Permit No G-27129
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.08 second feet, was issued thereunder on September 21, 19 61, showing that said works
were completed on the 20th day of January, 19 61; and that on the 20th
day of January, 19 61,

E. P. MESSNER

of Twin Falls, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of 2 wells
, a tributary of subterranean flow, for the purpose of irrigation and
domestic use, under Use Permit No. G-27129 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 7165, on the 21 day of September, 19 61;
The right hereby confirmed dates from November 19, 19 57;

The Point of Diversion is located 2 points
in the NW 1/4 NE 1/4, Sec. 26, Tp. 11 S., R. 17 E., B. M. County Twin Falls
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.08 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	17 E	26	NE 1/4 NE 1/4	40	34
			NW 1/4 NE 1/4	40	37
			SW 1/4 NE 1/4	40	34
			SE 1/4 NE 1/4	40	25
			Total number of acres to be irrigated:		130

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
21st day of September, 19 61.

(SEAL)

RALPH E. THOMAS
Deputy State Reclamation Engineer.

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35050
 Permit No. G- 27129
 District No.

E. P. Messner
 Rt. # 2, - S. 1/4 - 1/4
 Twin Falls, Idaho

1. Name of Applicant: E. P. MESSNER
 Postoffice address: Rt. # 2, Twin Falls County: Twin Falls State: Idaho
2. Quantity of water claimed: 160 Miners Inches
 - (a) Rate of withdrawal in cubic feet per second. 3.2 or Idaho
 Miners' inches or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow from two wells
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$
 NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 26
 Twp. 11 S. , Rge. 17 E. , B.M., County of Twin Falls
5. Water is to be used for: Irrigation and domestic
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Wells, Pumps and ditches
8. Estimated cost of works: \$ 20,000.00
9. (a) Is reservoir to be used? No
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 300 shares of Salmon River Canal Company Water
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: This filing is for a supplemental right to existing water rights. Well located in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26 is mostly for domestic purposes.

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.

/s/ E. P. Messner
Applicant.

By

Agent.

Date of first receipt at Department of Reclamation 9:30 A. M. November 19, 1957

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-27129

Recorded in Book 96 Page 27129 Approved November 26, 1957

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before and to continue diligently and uninterruptedly to completion.

unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before May 26, 1960

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before November 26, 1962

Witness my hand this 26th day of November, 1957

/s/ E. N. Humphrey, Deputy
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and JAS. H. YOUNG, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 26th day of November, 1957.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ JAS. H. YOUNG
Secretary of State.

By /s/ ROBERT E. SMYLLIE
Governor

12.

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 $\frac{1}{4}$	
11 S.	17 E.	26	40	40	40	40													160
Application for Amendment POINT OF DIVERSION Permit No. G-27129																			
Comes now E. P. MESSNER and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-27129. That the points of diversion is described in said Permit as being located: NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, T. 11 S., R. 17 E., B.M.																			
That he now requests that the point of diversion be changed to a point located: two wells in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, T. 11 S., R. 17 E., B.M.																			
That the reason for desiring to make such change is as follows: . That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.																			
Signed at , this day of 19 .																			
/s/ E. P. Messner																			
Date of Receipt at Department of Reclamation September 19, 1961																			
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, Ralph W. Thomas, Deputy State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-27129. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.																			
/s/ RALPH W. THOMAS, Deputy State Reclamation Engineer																			

Recorded in Book 96 of Permits, at Page 27129 September 20, 1961

Permit No. G-27129
CERTIFICATE OF COMPLETION OF WORKS

✓
TO ALL WHOM IT MAY CONCERN:

This is to certify that E. P. MESSNER of Twin Falls, County of Twin Falls, and State of Idaho, the holder of Permit No. G-27129, issued upon Application No. G-35050, bearing date of priority of November 19, 1957, authorizing the diversion of 3.2 second feet of waters of a well, County of Twin Falls, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.08 second feet of the waters of 2 wells from subterranean flow; that the point of diversion of said waters is (2) NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, T. 11 S., R. 17 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

130 acres in NE $\frac{1}{4}$, Sec. 26, T. 11 S., R. 17 E., B. M.

Witness my hand this 21st day of September, A. D. 1961

RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: January 20, 1961

LICENSE ISSUED FOR 1.08 SEC. FT.
page 7165

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-27129

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant. E. P. Messner2. Source of water supply: Subterranean from two wells3. Location of point of diversion: Is in the NW 1/4 NE 1/4 of Section 26
T. 11 S. R. 17 E. County of Twin Falls4. Describe works as they exist, giving dimensions and capacities of same: #1 Well NE 1/4, Wagoner.Motor 1 1/2 HP. F.M. Rod Pump, 9" stroke, 210' column. 6" x 3.20', 8' x 6" casing. 100 gallon storage tank.#2 Well NW 1/4 - Irrigation - 7 1/2 HP GE Motor #NR1217014, Leyne Barker Pump. #26282
630 GPM @ 400' @ 1770 RPM - 420' x 8" Column 10" Bore. Well - 450' x 10" - 21' x 6" cas.
8" ditch - 750' concrete ditch and 2000' x 10" tile. Temp 70°5. Water is used for: Irrigation and domestic6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE 1/4, Sec. 26, T. 11 S., R. 17 E., B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. Eugene Messner along (son)#1 well is used for domestic and stock purposes.Also if point of diversion needed for domestic well describe as being in the NW 1/4 Sec 26, both are in the NW 1/4 NE 1/4 Sec 26Measured by Sparling Meter.This examination was made on the 23 day of May, 1961.(Signed) Logan Johnson Examiner.

27129

E. P. Messner
Rt 2
Twin Falls, Idaho
Permit No. G-27129

Examination for Completion of Works & Beneficial Use

County Twin Falls

Sec. 26 T. 11 SR. 17 E.

Quantity: 3.2 c.f.s.

Source: Wells.

P.D.: NE. NE } Sec. 26, T. 11 S. - R. 17 E. 6. 11.
NW. NE }

Use: Irrigation & Domestic

Filed: Nov 19, '95

Due: Nov. 26, '96

Extension: —

Completion of Works: —

Other Rights: 300 shares in Saline.
For the use of the same

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
MAY 31 1961

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-27129

REPORT ON PROOF OF Completion of Works & Beneficial Use

E. P. Messner

Rt 2 915 Fairway Dr.
Twin Falls, Idaho

5/5/61

27129