

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: A43-11148
Date Received: 4/17/1996
Receipt No: 5019036
Received By: AM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUBLETT IRRIGATION CO 208-645-2305
Address: % DEE RASMUSSEN
HC 61 BOX 1128
MALTA ID 83342

2. Date of Priority: MAY 31, 1941

3. Source: SUBLETT CREEK & TRIBUTARIES Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	29E	3		NW	NE	3	CASSIA
		9	NW	NE	SW		CASSIA

5. Description of diverting works:
SUBLETT DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			200.00
IRRIGATION FROM STORAGE	03/15	11/15			200.00
IRRIGATION	03/15	11/15	11.470		

7. Total Quantity Appropriated is:
11.470 C.F.S. (and/or) 200.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	28E	33	NE	SE		IRR FS	37.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres			
12S	28E	33	NW	SE		IRR FS	40.0			
			SW	SE		IRR FS	40.0			
			SE	SE		IRR FS	37.0			
			Section Acres						154.0	
13S	28E	2	NW	SW		IRR FS	6.0			
			SW	SW		IRR FS	37.0			
			SE	SW		IRR FS	33.0			
			SW	SE		IRR FS	15.0			
Section Acres						91.0				
		3	NE	NE	1	IRR FS	5.0			
			NW	NE	2	IRR FS	29.0			
			SW	NE		IRR FS	40.0			
			SE	NE		IRR FS	28.0			
			NE	NW	3	IRR FS	38.0			
			NW	NW	4	IRR FS	35.0			
			SW	NW		IRR FS	35.0			
			SE	NW		IRR FS	35.0			
			NE	SW		IRR FS	5.0			
			NE	SE		IRR FS	40.0			
			NW	SE		IRR FS	39.0			
			SW	SE		IRR FS	25.0			
			SE	SE		IRR FS	34.0			
			Section Acres						388.0	
			11			NE	NE		IRR FS	35.0
						NW	NE		IRR FS	39.0
SW	NE					IRR FS	19.0			
SE	NE					IRR FS	35.0			
NE	NW					IRR FS	35.0			
NW	NW					IRR FS	17.0			
SE	NW					IRR FS	1.0			
Section Acres						181.0				
12			SW	NE		IRR FS	23.0			
			SE	NE		IRR FS	15.0			
			NW	NW		IRR FS	15.0			
			SW	NW		IRR FS	37.0			
			SE	NW		IRR FS	37.0			
			NE	SW		IRR FS	33.0			
			NW	SW		IRR FS	13.0			
			NE	SE		IRR FS	38.0			

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	28E	12	NW	SE		IRR FS	37.0
			SW	SE		IRR FS	3.0
			SE	SE		IRR FS	15.0
			Section Acres				266.0
	29E	7	SW	NW		IRR FS	2.0
			NE	SW		IRR FS	30.0
			NW	SW		IRR FS	30.0
			SW	SW		IRR FS	18.0
			SE	SW		IRR FS	27.0
			NE	SE		IRR FS	7.0
			NW	SE		IRR FS	25.0
			SW	SE		IRR FS	36.0
			SE	SE		IRR FS	38.0
			Section Acres				213.0
		8	NE	SW		IRR FS	20.0
			NW	SW		IRR FS	20.0
			SW	SW		IRR FS	40.0
			SE	SW		IRR FS	37.0
			NE	SE		IRR FS	20.0
			NW	SE		IRR FS	25.0
			SW	SE		IRR FS	25.0
			Section Acres				187.0
		9	NW	SW		IRR FS	12.0
			Section Acres				12.0
			Total Acres				1492.0

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

A43-10800, A43-02584 & A43-07072

14. Remarks:

THE ACRES CLAIMED CORRECTLY LIST THOSE LANDS INCLUDED IN THE STORAGE RIGHT WHICH DIFFER SLIGHTLY FROM THOSE LISTED ON THE ORIGINAL LICENSE.

THE LANDS IRRIGATED ARE OWNED BY THE VARIOUS SHAREHOLDERS IN THE

14. Remarks: Continued

IRRIGATION CO.

THIS CLAIM REPRESENTS THE ADDITIONAL HISTORICAL CREEK DIVERSION
AND STORAGE IN THE DAM THAT IS NOT INCLUDED IN A43-10800 AND
A43-02584.

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 Organizations:

I do solemnly swear or affirm that I am Paul P. Rasmussen of _____ Title

Sublett Irrigation Co. Organization, that I have signed the foregoing

document in the space below as Paul P. Rasmussen of _____ Title

Sublett Irrigation Co. Organization and that the statements contained in the foregoing document are true and correct.

Paul P. Rasmussen
Signature of Authorized Agent

Sublett Irrigation Co.
Title and Organization

4/17/96
Date

State of Idaho)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 17th day

of April 19 96

[Signature]
Notary Public

Seal

Residing at Kimberly, ID

My Commission Expires 6/30/2000

TO WHOM IT MAY CONCERN:

CONCERNING THE WATER LEVEL/STORAGE OF SUBLETT IRRIGATION COMPANY
DAM.

BE IT KNOWN THAT I, LYLE ADAMS, ON THIS THE 17 DAY OF APRIL,
1996, DO WITNESS THAT WHEN SUBLETT RESERVOIR IS FULL AND WATER
BACKS UP INTO THE SPILLWAY, THE MARKING ON THE STEM PIPE AT THE
WATER LEVEL, READS 2500. THIS IS THE TOP MARK ON THE STEM PIPE.
THE WATER FACILITIES PLAN DRAWING NUMBER I-1-103 DONE BY THE SOIL
CONSERVATION SERVICE, DATED FEB. 1939, INDICATES THAT THE LAST
MARK WOULD BE AT AN ELEVATION OF 5363.2 FT. ACCORDING IT WOULD
SEEM THAT THE 2500 REFERS TO 2500 ACRE FEET WHICH CAN BE
SUBSTANTIATED BY THE DRAWING REFERRED TO ABOVE.

Lyle Adams

STATE OF IDAHO,

)

ss.

County of Twin Falls.

)

On this 17th day of April, 1996, before me,

the undersigned a Notary Public in the for said State, personally

appeared LYLE ADAMS, known to me to be the person whose

name is subscribed to the within instrument and acknowledged to

me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal the day and year in this certificate
first above written.



Notary Public for Idaho

Residing at Kimberly, Idaho

My Commission Expires 6/30/2000

TO WHOM IT MAY CONCERN:

CONCERNING THE WATER LEVEL/STORAGE OF SUBLETT IRRIGATION COMPANY DAM.

BE IT KNOWN THAT I, DEE RASMUSSEN, ON THIS THE 4-17-96 DAY OF APRIL, 1996, DO WITNESS THAT WHEN SUBLETT RESERVOIR IS FULL AND WATER BACKS UP INTO THE SPILLWAY, THE MARKING ON THE STEM PIPE AT THE WATER LEVEL, READS 2500. THIS IS THE TOP MARK ON THE STEM PIPE.

THE WATER FACILITIES PLAN DRAWING NUMBER I-1-103 DONE BY THE SOIL CONSERVATION SERVICE, DATED FEB. 1939, INDICATES THAT THE LAST MARK WOULD BE AT AN ELEVATION OF 5363.2 FT. ACCORDING IT WOULD SEEM THAT THE 2500 REFERS TO 2500 ACRE FEET WHICH CAN BE SUBSTANTIATED BY THE DRAWING REFERRED TO ABOVE.

Dee Rasmussen

STATE OF IDAHO,

)

ss.

County of Twin Falls.

)

On this 17th day of April, 1996, before me,

the undersigned a Notary Public in the for said State, personally

appeared DEE RASMUSSEN, known to me to be the person whose

name is subscribed to the within instrument and acknowledged to

me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal the day and year in this certificate
first above written.



Notary Public for Idaho

Residing at Kimberly, Idaho

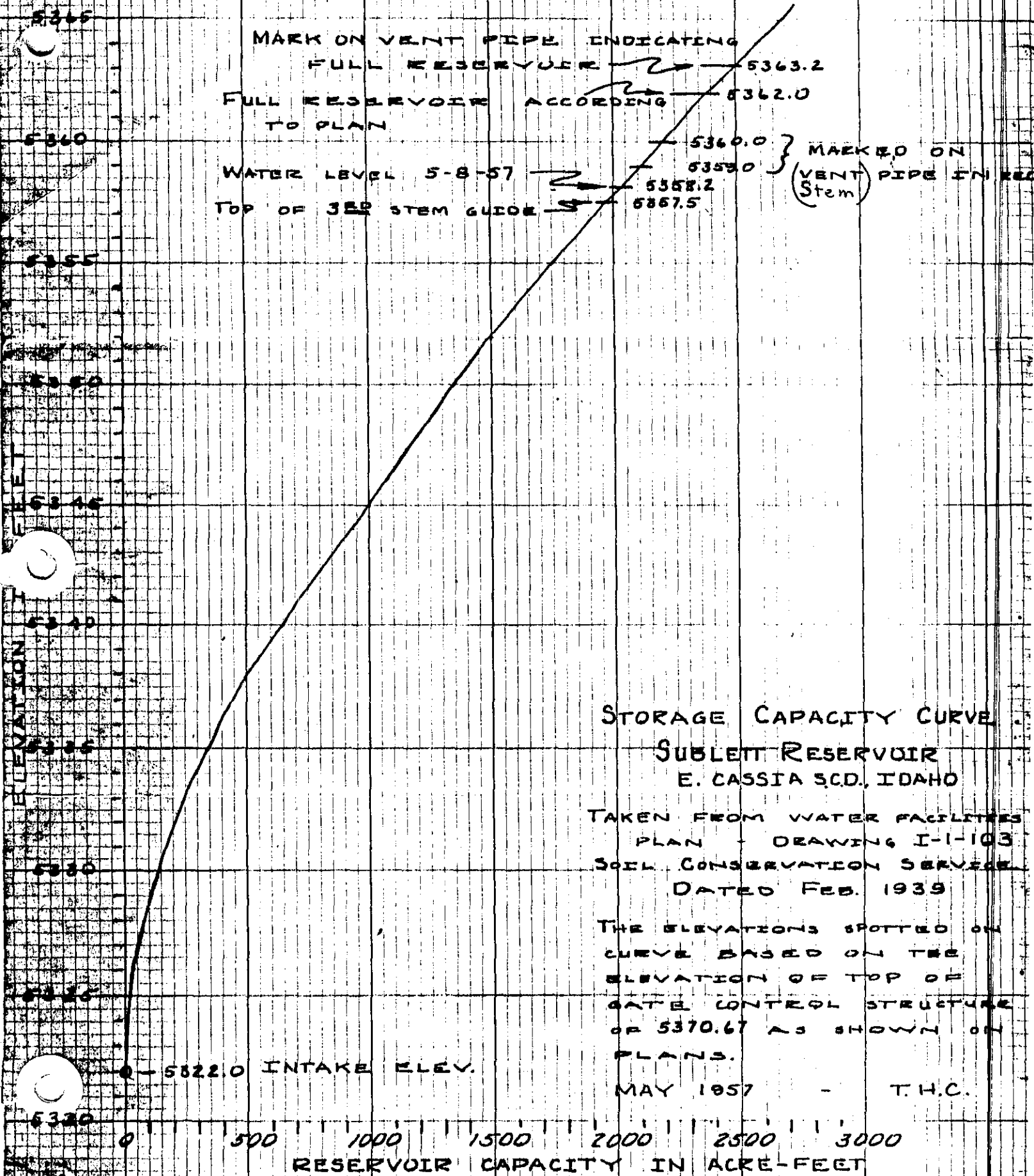
My Commission Expires 6/30/2000

From: DWR60::AMERRITT 20-JUN-1995 15:05:06.08
To: MSCHULTE
CC: AMERRITT *Adm*
Subj: DISCHARGE MEASUREMENT FROM SUBLETT DAM

THIS DAY COREY AND I INSPECTED SUBLETT DAM. AT THE TIME OF THE INSPECTION THE RESERVOIR LEVEL WAS JUST A FEW INCHES FROM THE CREST OF THE SPILLWAY. DURING THE INSPECTION THE OWNERS OPENED THE GATE TO DEMONSTRATE THE MAXIMUM RESONABLE DIVERSION THRU THE DAM. WE MEASURED THE FLOW AT THE PARSHALL FLUME APPROX. 3/8 MILE BELOW THE DAM.

THE PARSHALL FLUME IS FABRICATED FROM SHEET METAL WITH STANDARD DIMENSIONS. THE THROAT DESIGN WAS 3.00 FEET BUT THE TOP MEASURED 2.98 FEET. AT THE INITIAL FLOW WITH THE GATE FULLY OPEN AT THE DAM THE FLOWS OVERTOPPED THE FLUME WITH SOME FLOW GOING AROUND THE FLUME. THE FLUME'S UPSTREAM GAGE AT THE TOP OF THE FLUME READS 2.50 FEET. THEY THEN REDUCED THE FLOW WHERE THE FLUME CONTAINED THE ENTIRE FLOW OF THE CREEK AND THE GAGE WAS AT 2.30 FEET. BY USING THE EQUATION (17) FOUND ON PAGE 66 OF THE BUREAU OF RECLAMATION WATER MEASUREMENT MANUAL IT IS CALCULATE THE DISCHARGE TO BE 43.92 CFS.

ALLEN



RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: 8019036

Date: 4/17/1996
Time: 14:21:32

Received
From: RASMUSSEN, DEE

Type of Payment	Program A cct	Amount
ADJUDICATION FEE	41503 337 1155	50.00
CHECK	1260	
Total		\$ 50.00

A43-11148 - Water Right Numbers -

Region: SOUTHERN

Signature: 

RECEIVED
JUL 1 1944

一、二、三、四、五、六、七、八、九、十、十一、十二、十三、十四、十五、十六、十七、十八、十九、二十、二十一、二十二、二十三、二十四、二十五、二十六、二十七、二十八、二十九、三十、三十一、三十二、三十三、三十四、三十五、三十六、三十七、三十八、三十九、四十、四十一、四十二、四十三、四十四、四十五、四十六、四十七、四十八、四十九、五十、五十一、五十二、五十三、五十四、五十五、五十六、五十七、五十八、五十九、六十、六十一、六十二、六十三、六十四、六十五、六十六、六十七、六十八、六十九、七十、七十一、七十二、七十三、七十四、七十五、七十六、七十七、七十八、七十九、八十、八十一、八十二、八十三、八十四、八十五、八十六、八十七、八十八、八十九、九十、九十一、九十二、九十三、九十四、九十五、九十六、九十七、九十八、九十九、一百。

August 14, 1961

Don't miss

At the request of Mr. A. H. McCollough, in charge southeastern "Abso-
bater" franchise offices, at Pontiac, Mich., we are writing to advise
you that License and Certificate of Retain Right is being forwarded to the
Sholett Land and Surveying Company for its second lot of the waters of Sholett
Creek, for irrigation, domestic and stock watering purposes, upon 860
acres of land described as follows:

Open Section 1; Open, Windy Section 2; Mt. View
Section 3; Windy, Mt. Section 4; Top, 15 South
Section 5; Windy, Mt. Section 6; Windy, Mt.
Section 7; Windy, B. N.

of Section 1, and, indeed, find Section 5; indeed, Section 9
forming 25 North, Range 10 East, T. 11.

Section 35, Township 14 North, Range 20 East, N. W.

The original permits No. 4556 expired for 24.2 second feet, but beneficial use of the water was not shown for the 24.2 second feet, and for that reason the license for the 24.2 second feet was not renewed. The original permit for the 17.8 second feet, for which there was no beneficial use shown, was renewed for 17.8 second feet, or less, to the duty, which is the maximum allowed by the statute.

In this connection have to advise that the Sublett Irrigation Company also holds Reentry Permit No. 688 for 2500 acres for per annum of water from Sublett Creek, with priority of February 15, 1899, on which completion of water proof will not be due until February 15, 1944.

Very lovely young,

2005 SPONSORS

Condenser of Polymer

2

Deputy Consul in London

TV
CC to A.I. Media

Notice of Proof of Application of Water to Beneficial Use

County of Passaic State of Indiana
 No. 123 and Notary Public.

of the application to beneficial use of 55.2 cubic feet per second on the

Permit No. 4953 heretofore issued by the State Engineer of the State of Idaho.

- 1 The name and postoffice address of the person or corporate holding and permit are.....
 Sublette Creek Irrigation Co., (a corporation) Sublette, Idaho.

2. The use to which said water has been applied is Irrigation and domestic use.

3. The amount applied to beneficial use is 25.2 cubic feet per second

[illegible]

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Sublette Creek Irrigation Company System
6. The right to take water from such works is based upon Permit No. 4953
7. The source or supply from which such water is diverted is Sublette Creek
8. The date of maturity which said user is prepared to establish is May 21 1909

五、

March 7, 1945

Mr. Frank H. Bellamy

Mr. Frank H. Bellamy, President,
Salem Irrigation Company
Salem, Idaho

Dear Mr. Bellamy:

We have on file the report of our field engineer on
examination for location of water right permit No. 2-555,
and accordingly we have a license for the amount of \$200
and have upon payment of the statutory fee.

Section 41-211, Idaho Code enacted, provides for the payment
of \$200 for each legal subdivision of 40 acres or fraction
thereof on which the water has been applied, but it further
provides that where the right sought is additional to an exist-
ing water right, no fee is required.

The land list in connection with permit No. 2-555 describes land
in sixty-one 40-acre tracts, but license No. 4953 includes land
in thirty-six of these. There will, therefore, be no fee required
on these 25 subdivisions, but only on the 36 subdivisions not in-
cluded in license No. 4953.

The fee, therefore, will amount to \$60.00, upon receipt of which
license will be issued.

Very truly yours,

WILLIAM E. HULL
State Reclamation Engineer

Chief Clerk

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. R-658

This proof is for Beneficial use

In Water District No.

1. Name of applicant: Sublett Irrigation Company, Sublett, Idaho- Aaron A. Zollinger, Pres.
2. Source of water supply: Sublett Creek
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 3
T. 13 S. R. 29 E. County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: An Earth Fill Dam 50 feet high, 12 feet top width, Slopes 3:1 and 2:1. Outlet tunnel of reinforced concrete 3ft X 3ft. in section. Standard Gate control, with gate stem on the face of the dam. The Spillway is an open cut of 80 feet bottom width.

5. Water is used for: Irrigation

6. 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 for other than irrigation): SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ Section 33, Twp. 12 South, Range 28 East, B.M.

SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2;

N $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 3; NE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11;

S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 12; Twp. 13 S., Range 28 E., B.M.

S $\frac{1}{2}$ Section 7; S $\frac{1}{2}$ Section 8; E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9;
a $\frac{1}{2}$ NW $\frac{1}{4}$ Section 17; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18; Township 13 South, Range 29 East, 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? Raft River (rarely)

Remarks The original dam was raised 10 feet, and an adequate Spillway provided during the year 1940, the work being done by the United States Soil Conservation Service. The Reservoir capacity is rated at 2300 Acre Feet, and approximately 1420 acres are benefitted thereby.

This examination was made on the 23rd, day of May, 1944

(Signed)

Arthur J. Tolman
Examiner

R-658

PERMIT NO. R.658.

Proof of Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. AARON A. Zollinger, 60 years, Sublett, Idaho, farmer, post office.
Address, Sublett, Idaho.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. Sublett Irrigation Co., Sublett, Idaho, President, Chief
presiding officer under the by-laws.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. R658, February 18, 1939, 2390 acre feet, Sublett Creek, S.
48 26'E. 1500 ft., distant from the Corner Sec. 34, T. 12S., R. 29E. B.M.
and in the SW 1/4 Sec. 3, T. 13S., R. 29E. B.M.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Irrigation, SW 1/4, NE 1/4, SE 1/4, Sec. 33, T. 12S., R. 28 E. B.M. SW 1/4, NW 1/4, SW 1/4,
S 1/4 SW 1/4, SW 1/4 SE 1/4, Sec. 2, T. 12S., R. 28 E. B.M. SW 1/4, NW 1/4, SW 1/4,
S 1/4 SW 1/4, NW 1/4, SE 1/4, Sec. 12, T. 13S., R. 28 E. B.M. (S 1/4 Sec. 7) S 1/4 Sec. 8,
R. 29 E. B.M. NW 1/4, SW 1/4, SW 1/4, NW 1/4, Sec. 9, T. 13S., R. 29 E. B.M. NE 1/4, NE 1/4, Sec.
18, T. 13S., R. 29 E. B.M.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes, May 31, 1941, entire capacity of the reservoir was
used during the irrigation season of 1941.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Yes, Comply with the Permit.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Earth dam reservoir, with rock facing, capacity 2390 acre feet,
outlet 2 feet in diameter.

(Sign here) Aaron A. Zollinger

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in Burley,

Cassia, State of Idaho, on this 5th, County of
February, A. D. 1945. day of

My Commission expires June 6, 1946 J. C. Lark
Residing at Burley, Idaho Notary Public.

2390 000
1000 000

R. 658

06/05/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: **43-11148**

NAME AND ADDRESS: SUBLETT IRRIGATION CO
C/O DEE RASMUSSEN
3590 SUBLETT RD
MALTA, ID 83342

SOURCE: SUBLETT CREEK TRIBUTARY: SINKS

QUANTITY: 11.47 CFS
200 AFY

PRIORITY DATE: 05/31/1941

POINT OF DIVERSION: T13S R29E S3 LOT 2 SENWNE Within CASSIA County
T13S R29E S9 NWNESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	11.47 CFS
IRRIGATION STORAGE	01-01 12-31	200.00 AFY
IRRIGATION FROM STORAGE	04-01 10-31	200.00 AFY

PLACE OF USE:

IRRIGATION Within CASSIA County
T13s R28e S3 SESE
IRRIGATION FROM STORAGE Use same
as IRRIGATION

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1492 ACRES
WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

PLACE OF USE IS WITHIN SUBLETT IRRIGATION CO SERVICE
BOUNDARY.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 2426 ACRES IN A
SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2584, 43-
7072 & 43-10800.

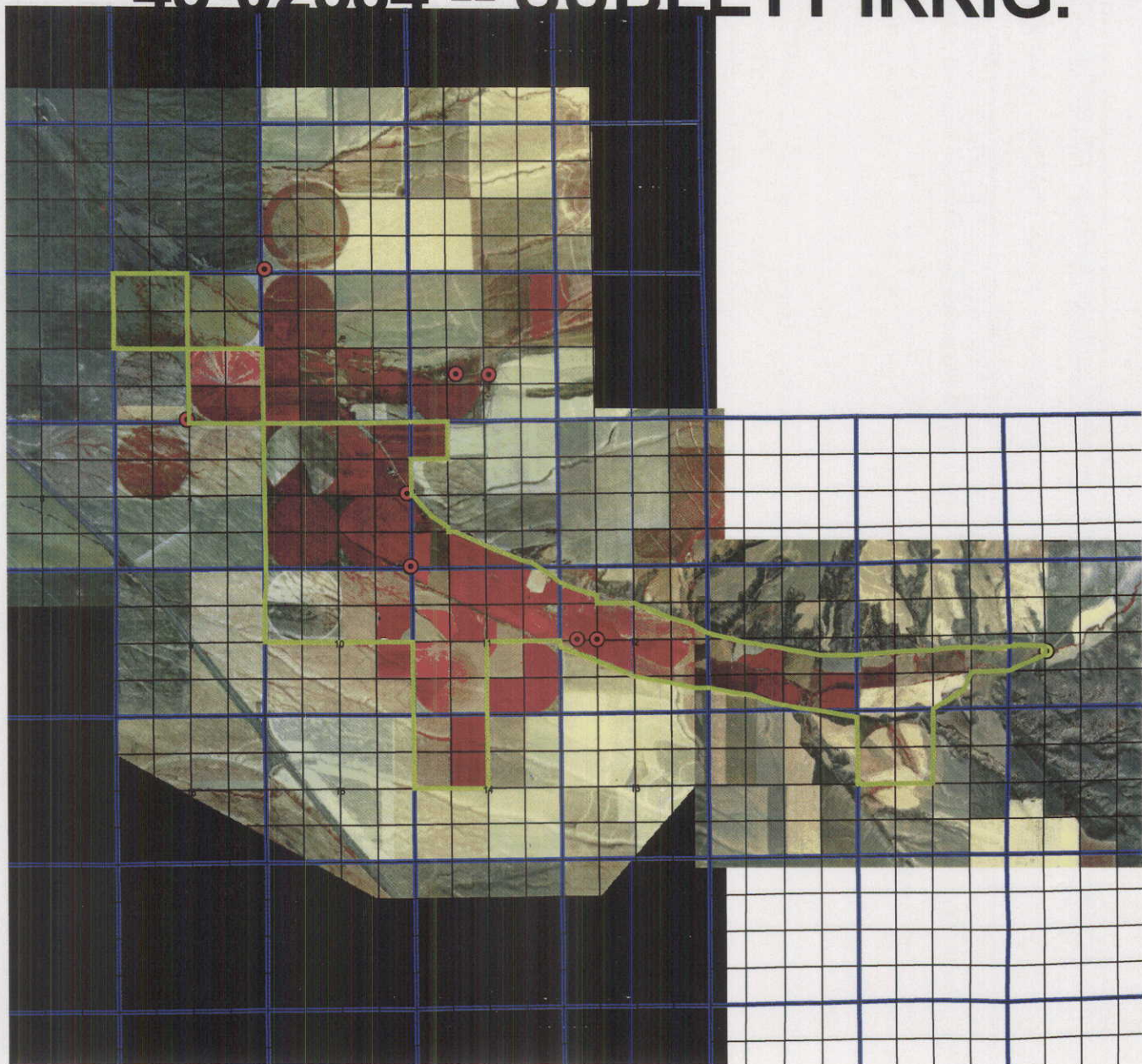
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

IDAHO DEPARTMENT OF WATER RESOURCES

43-02584 -- SUBLETT IRRIG.



2640 0 2640 5280 7920 Feet



T12S R28 SEC 33
T13S R28 & R29



-  RECOMMENDED PLACE OF USE
-  POINT OF DIVERSION
-  SECTION LINES
-  1/4-1/4 LINES

GIS PLACE OF USE PRESENTATION
1987 &/OR 1988 NAPP PHOTOGRAPHY

DATA ENTRY BY: STEVE CLELLAND
DATE: March 9, 2001

03/09/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: **43-11148**

NAME AND ADDRESS: SUBLETT IRRIGATION CO
C/O DEE RASMUSSEN
3590 SUBLETT RD
MALTA, ID 83342

SOURCE: SUBLETT CREEK TRIBUTARY: SINKS

QUANTITY: 11.47 CFS
200 AFY

PRIORITY DATE: 05/31/1941

POINT OF DIVERSION: T13S R29E S3 LOT 2 SENWNE Within CASSIA County
T13S R29E S9 NWNESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	11.47 CFS
IRRIGATION STORAGE	01-01 12-31	200.00 AFY
IRRIGATION FROM STORAGE	04-01 10-31	200.00 AFY

PLACE OF USE:

IRRIGATION Within CASSIA County
T13s R28e S4 NENE
IRRIGATION FROM STORAGE Use same
as IRRIGATION

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1492 ACRES
WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

PLACE OF USE IS WITHIN SUBLETT IRRIGATION CO SERVICE
BOUNDARY.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 2426 ACRES IN A
SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2584, 43-
7072 & 43-10800.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

02/05/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: **43-11148**

NAME AND ADDRESS: SUBLETT IRRIGATION CO
C/O DEE RASMUSSEN
~~MC 61 BOX 1120~~
MALTA, ID 83342

3590 Sublet Rd

SOURCE: SUBLETT CREEK TRIBUTARY: SINKS

QUANTITY: 11.47 CFS
200 AFY

PRIORITY DATE: 05/31/1941

POINT OF DIVERSION: T13S R29E S3 LOT 2 SENWNE Within CASSIA County
T13S R29E S9 NWNESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-31	11.47 CFS
IRRIGATION STORAGE	01-01 12-31	200.00 AFY
IRRIGATION FROM STORAGE	04-01 10-31	200.00 AFY

PLACE OF USE:

IRRIGATION Within CASSIA County
T13s R28e S4 NENE
IRRIGATION FROM STORAGE Use same
as IRRIGATION

✓ saved w/ Link & No acres listed.
3/9/01 SCC

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 1492 ACRES IN A
SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2584, 43-
7072 & 43-10800.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 2426 ACRES
WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

PLACE OF USE IS WITHIN SUBLETT IRRIGATION CO SERVICE
BOUNDARY.

Find # of Acres

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RECEIVED

MAY 01 1996

Date Received _____

Department of Water Resources
Southern Region
State of Idaho
Department of Water Resources

RECEIVED

APR 22 1996

Department of Water Resources

**REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)**

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

SUBLETT IRRIGATION COMPANY (208) 645-2305
Name of Claimant Phone Number
c/o DEE RASMUSSEN HC 61 BOX 1128 , MALTA ID 83342
Mailing Address City State Zip
CASSIA 6/8/89
County(s) where place of use is located Date claim originally due
A43-11148
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:
The company has three other Adjudication claims which were filed in a timely manner.

This was a new claim initiated by the Department to pick up 11.47 cfs which were
measured by Department personnel yet not covered in their other claims and also
an additional 200 afa of storage which were not claimed previously. Late fees
were not assessed.

Claimant requests an extension to April 17, 1996 , 19 96

Janie Robertson 4/19 , 19 96
Signature Date of request

SR. Water Agent
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [X granted] [_____ denied] for the following reasons:

Accept claim and waive late fee.

and if granted the filing deadline is extended to 4/17 , 19 96

Signed this 25 day of April , 19 96

David B. Shaw
Director or his designated agent

David B. Shaw
Adjudication Bureau Chief

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

RECEIVED

APR 22 1996

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: A43-11148
Date Received: 4/17/1996
Receipt No: 5019036
Received By: APM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUBLETT IRRIGATION CO 208-645-2305
Address: % DEE RASMUSSEN
HC 61 BOX 1128
MALTA ID 83342

2. Date of Priority: MAY 31, 1941

3. Source: SUBLETT CREEK & TRIBUTARIES Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	29E	3	NW	NE	NE	3	CASSIA
		9	NW	NE	SW		CASSIA

5. Description of diverting works:
SUBLETT DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			200.00
IRRIGATION FROM STORAGE	03/15	11/15			200.00
IRRIGATION	03/15	11/15	11.470		

7. Total Quantity Appropriated is:
11.470 C.F.S. (and/or) 200.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	28E	33	NE	SE		IRR FS	37.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	28E	33	NW	SE		IRR FS	40.0
			SW	SE		IRR FS	40.0
			SE	SE		IRR FS	37.0
						Section Acres	154.0
13S	28E	2	NW	SW		IRR FS	6.0
			SW	SW		IRR FS	37.0
			SE	SW		IRR FS	33.0
			SW	SE		IRR FS	15.0
						Section Acres	91.0
		3	NE	NE	1	IRR FS	5.0
			NW	NE	2	IRR FS	29.0
			SW	NE		IRR FS	40.0
			SE	NE		IRR FS	28.0
			NE	NW	3	IRR FS	38.0
			NW	NW	4	IRR FS	35.0
			SW	NW		IRR FS	35.0
			SE	NW		IRR FS	35.0
			NE	SW		IRR FS	5.0
			NE	SE		IRR FS	40.0
			NW	SE		IRR FS	39.0
			SW	SE		IRR FS	25.0
			SE	SE		IRR FS	34.0
11			NE	NE		IRR FS	35.0
			NW	NE		IRR FS	39.0
			SW	NE		IRR FS	19.0
			SE	NE		IRR FS	35.0
			NE	NW		IRR FS	35.0
			NW	NW		IRR FS	17.0
			SE	NW		IRR FS	1.0
						Section Acres	181.0
12			SW	NE		IRR FS	23.0
			SE	NE		IRR FS	15.0
			NW	NW		IRR FS	15.0
			SW	NW		IRR FS	37.0
			SE	NW		IRR FS	37.0
			NE	SW		IRR FS	33.0
			NW	SW		IRR FS	13.0
			NE	SE		IRR FS	38.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	28E	12	NW	SE		IRR FS	37.0
			SW	SE		IRR FS	3.0
			SE	SE		IRR FS	15.0
			Section Acres				266.0
	29E	7	SW	NW		IRR FS	2.0
			NE	SW		IRR FS	30.0
			NW	SW		IRR FS	30.0
			SW	SW		IRR FS	18.0
			SE	SW		IRR FS	27.0
			NE	SE		IRR FS	7.0
			NW	SE		IRR FS	25.0
			SW	SE		IRR FS	36.0
			SE	SE		IRR FS	38.0
			Section Acres				213.0
		8	NE	SW		IRR FS	20.0
			NW	SW		IRR FS	20.0
			SW	SW		IRR FS	40.0
			SE	SW		IRR FS	37.0
			NE	SE		IRR FS	20.0
			NW	SE		IRR FS	25.0
			SW	SE		IRR FS	25.0
			Section Acres				187.0
		9	NW	SW		IRR FS	12.0
			Section Acres				12.0
			Total Acres				1492.0

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
A43-10800, A43-02584 & A43-07072

14. Remarks:
THE ACRES CLAIMED CORRECTLY LIST THOSE LANDS INCLUDED IN THE STORAGE RIGHT WHICH DIFFER SLIGHTLY FROM THOSE LISTED ON THE ORIGINAL LICENSE.
THE LANDS IRRIGATED ARE OWNED BY THE VARIOUS SHAREHOLDERS IN THE

14. Remarks: Continued

IRRIGATION CO.

THIS CLAIM REPRESENTS THE ADDITIONAL HISTORICAL CREEK DIVERSION AND STORAGE IN THE DAM THAT IS NOT INCLUDED IN A43-10800 AND A43-02584.

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 Organizations:

I do solemnly swear or affirm that I am Pete P. Rasmussen of
Title
Sublett Irrigation Co., that I have signed the foregoing
Organization
document in the space below as Pete P. Rasmussen of
Title
Sublett Irrigation Co. and that the statements contained in the
Organization
foregoing document are true and correct.

Pete P. Rasmussen
Signature of Authorized Agent

Sublett Irrigation Co.
Title and Organization

4/17/96
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 17th day
of April 19 96

[Signature]
Notary Public

Seal

Residing at Kimberly, ID
My Commission Expires 6/30/2000