

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: A22-02131
Date Received: 8/19/1988
Receipt No: E001484
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONALD STAKER 208-458-4387
Address: P.O. BOX 111
NEWDALE, ID 83436
OR
Name: MELVIN SCHWENDIMAN
Address: NEWDALE, ID 83436

2. Date of Priority: FEB 14, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
07N	41E	35	SE SW		FREMONT

5. Description of diverting works:
WELL PUMP MAINLINE TO CENTER PIVOT AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.600		

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

8. Total consumptive use is 260.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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Date: 08/19/88

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	41E	35	NE	SW		IRR	12.0
			NW	SW		IRR	40.0
			SW	SW		IRR	39.0
			SE	SW		IRR	39.0
						Section Acres	130.0
						Total Acres	130.0

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
NONE

14. Remarks:
THIS RIGHT IN COMBINATION WITH A22-11070 SHALL NOT EXCEED 2.6 CFS

15. Basis of Claim: LICENSE
Water Right Number: 20949

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): Donald Staker Date: Aug 19 / 1988

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of August 19 88

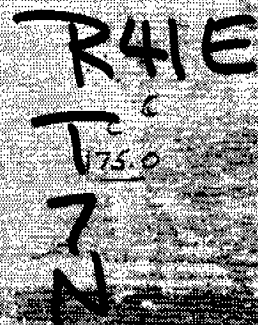
Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 6-94

UNRECORDED
OCT 29 1988

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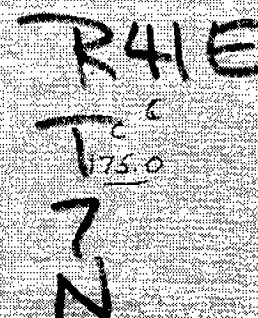


A 22-02131

NOT TO SCALE

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A 22-02131

NOT TO SCALE

Log for claim 22-02131

Spatial Dynamics LTD

7/27/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07n41e	35	NESW	12	12	
07n41e	35	NWSW	40	39	
07n41e	35	SWSW	39	38	
07n41e	35	SESW	39	38	
Totals:			130	127	

State of Idaho

License and Certificate of Water Right

Water License No. 20949

Amount 2.6 sec. ft.

Water District No.

Priority February 14, 1949

THIS IS TO CERTIFY that **EMRY LENT** of **Newdale, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **February 14**, 1949; that Permit No. 20949 was issued under said application; that Certificate of Completion of works, with a carrying capacity of **three** second feet, was issued thereunder on **April 5**, 1949, showing that said works were completed on the **3rd** day of **March**, 1949; and that on the **21st** day of **May**, 1949.

EMRY LENT

of **Newdale**, State of **Idaho**, made proof to the satisfaction of the **State Reclamation Engineer** of Idaho, of the right to use the waters of **subterranean** flow from ~~xxxxxxx~~ a well, for the purpose of **irrigation**, under Use Permit No. 20949 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

8 of Licenses at page **4581**, on the **13th** day of **April**, 1950;

The right hereby confirmed dates from **February 14**, 1949;

The Point of Diversion is located

in the **SE 1/4 SW 1/4** Sec. **35**, Tp. **7 N.**, R. **41 E.**, B. M. **Fremont County**

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 **2.6** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 N.	41 E.	35	NE 1/4 SW 1/4	40	10
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			Number of Acres Actually Irrigated -		

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 **13th** day of **April**, 1950.

MARK E. KILP

State Reclamation Engineer

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho 22-0131

APPLICATION No. 28603
 PERMIT No. 20949
 DISTRICT No.

1. Name of Applicant: EMMY LENT

Postoffice address: Newdale

County: Fremont

State: Idaho

I. If applicant is a corporation, give:

- (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:

2. Quantity of water claimed: Three (3) cubic feet per second.

3. Source of water supply: A well from which water is pumped which is a tributary of

West

4. Location of point of diversion: About 15 rods North and 5 rods ~~feet~~ distant from the Southeast corner of Section 35, T. 7 N., R. 41 E., B.M., and is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, T. 7 N., R. 41 E., B.M., County of Fremont

5. Water is to be used for Irrigation of SW $\frac{1}{4}$ Section 35, Twp. 7 N., Rge. 41 E., B.M.

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section
 T. , R. , B.M., in the of Section , T. , R. , B.M.
- (b) Amount of power generated: H.P., under feet head.
- (c) Water is to be returned to at a point feet
 distant from the corner of Section , T. , R. , B.M., in the
 of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 12,000.00 Paid.

8. Kind of works: A well tapping subterranean water beneath above described property.

9. Height of dam feet; length of dam at top feet; length of dam at bottom
 feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;
 dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is work is now complete ~~years~~.

13. The time required for the complete application of the water to the proposed use is None additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 15 shares in the Canyon Creek Irrigation Company

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

EMRY LENT

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. February 14, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20949

Recorded in Book 75 Page 20949 Approved February 21, 1949

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 _____ Completed _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before -

The whole of said work to be completed on or before May 21, 1949

Beneficial use of water appropriated in accordance herewith, to be made on or before May 21, 1949

WITNESS My hand this 21st day of February, 1949

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, C. A. ROBINS, Governor of the State of Idaho,

and J. D. "CY" PRICE, 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 21st.....

day of February, 1949

STATE OF IDAHO

Countersigned:

(SEAL)

By J. D. "CY" PRICE

By C. A. ROBINS

Говорног.

Secretary of State.

REMARKS:

14.

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 $\frac{1}{4}$	
7 N.	41 E.	35									40	40	40	40					160
Permit No. 20949 CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that EMRY LENT of Newdale, County of Fremont, end State of Idaho, the holder of Permit No. 20949, issued upon Application No. 28603 bearing date of priority of February 14, 1949, authorizing the diversion of Three (3) second feet of the waters of a well (subterranean) County of Fremont, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho; that said works are adequate for diverting end conveying to the place of intended use Three (3) second feet of the waters of said well; that the point of diversion of said waters is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, Township 7 North, Range 41 East, B.M. end that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW $\frac{1}{4}$ Section 35, Township 7 North, Range 41 East, B.M.																			
Witness my hand this 5th day of April, A. D. 1949.																			
MARK R. KULP State Reclamation Engineer																			
Proof of Completion of Works made March 3, 1949.																			
Certificate of Completion of Works issued April 5, 1949.																			

LICENSE FEES FOR 2.6 SEC. FT.
\$4.4561

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

Permit No. 20949

This proof is for Beneficial use In Water District No. _____

1. Name of applicant Emory Lent, Newdale, Idaho
2. Source of water supply: Subterranean from well
3. Location of point of diversion: Is in the SE¹ SW¹ of Section 35
T. 7 N. R. 41 E. County of _____
4. Describe works as they exist, giving dimensions and capacities of same: _____
Johnson Turbine Pump, Serial 14299, HE 110, Ratio 4 - 5, BHP of pump 110 @
1750 R.P.M., 8" discharge, lift 8'-10' to 40' flume and ditch 3' x 1' deep.
Pump driven by a Grey Marine Diesel engine directly connected by shaft and
two toggle joints. Model 64-HN9, Engine No. C-38745.
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 other than irrigation):
Southwest Quarter of Section 35, Twp. 7 North, Range 41 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? Unknown

Remarks: _____

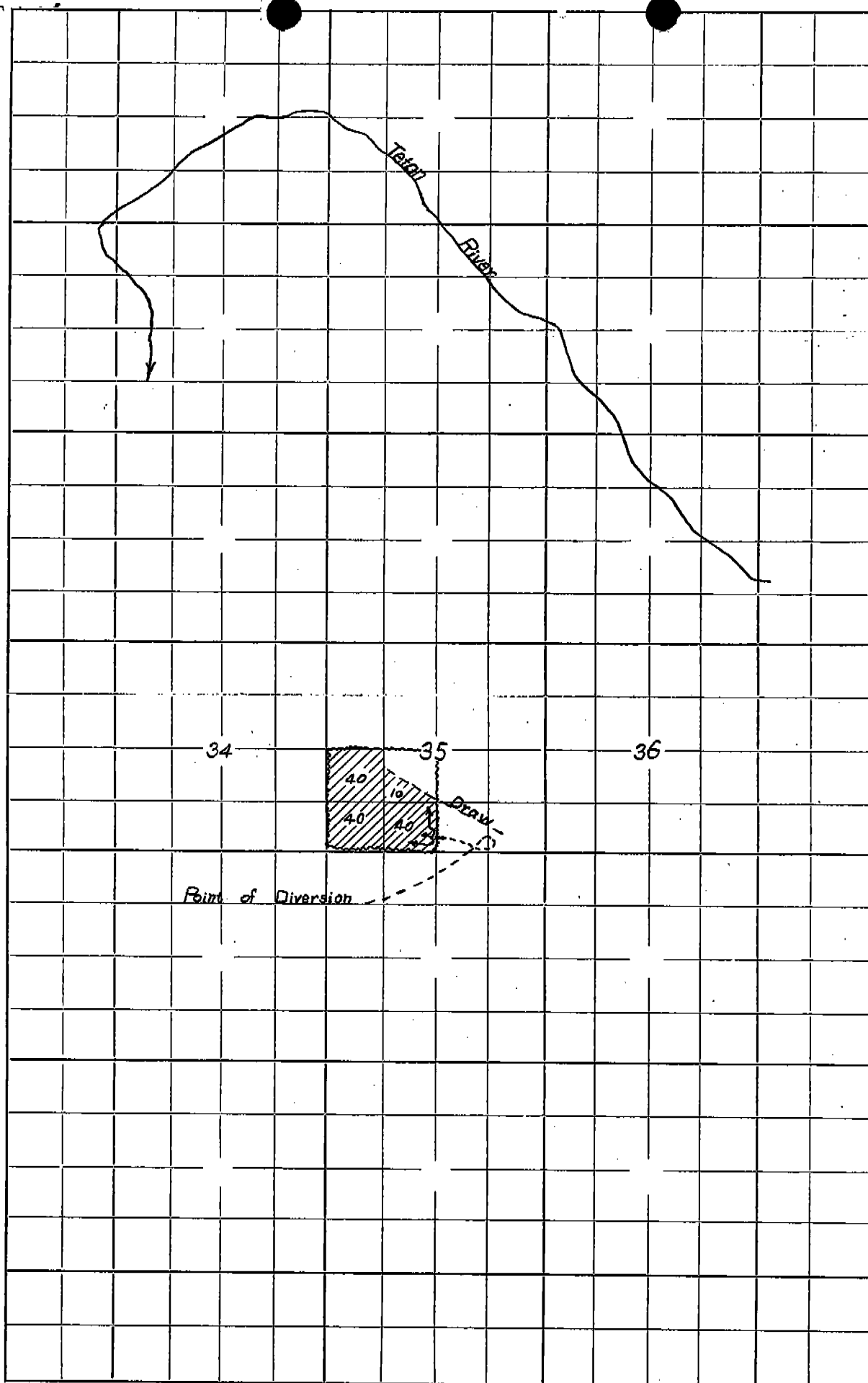
This examination was made on the 25 th day of September, 19 49

(Signed) _____

F. A. Tolman

Examiner.

20949



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

20949