

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: A22-07225
Date Received: 7/18/1988
Receipt No: E000769
Received By: TD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KIYOSHI SAKOTA 208-356-6562
Address: P.O. BOX 334
REXBURG, ID 83440
OR
Name: MARIE SAKOTA 208-356-6562
Address: P.O. BOX 334
REXBURG, ID 83440

2. Date of Priority: APR 11, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	18	NE	NE			MADISON

5. Description of diverting works:
WELL, PUMP & PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	2.920		511.00

7. Total Quantity Appropriated is:
2.920 C.F.S. (and/or) 511.00 A.F.A.

8. Total consumptive use is 365.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A2207225

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	18	NE	NE		IRR	28.0
			NW	NE		IRR	39.0
			SW	NE		IRR	40.0
			SE	NE		IRR	39.0
Section Acres							146.0
Total Acres							146.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:

TETON ISLAND CANAL & FREMONT MADISON IRR. DIST.

14. Remarks:

THIS RT. WHEN COMBINED WITH ALL OTHER RTS. SHALL PROVIDE NO MORE THAN 0.02 CFS/AC NOR MORE THAN 3.5 AF/AC FOR THE LANDS ABOVE.

15. Basis of Claim: LICENSE

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.

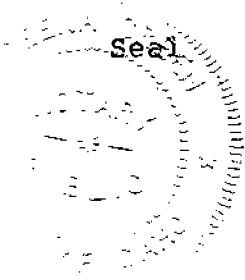
Signature of Claimant(s): Kiyoshi Sekota Date: 7/18/88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of July 19 88

Deana Green
Notary Public



Residing at Rigley
My Commission Expires 4-22-1994

Log for claim 22-07225

Spatial Dynamics LTD

7/9/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06n40e	18	NENE	28	34	Indiscernible
06n40e	18	NWNE	39	37	
06n40e	18	SWNE	40	36	
06n40e	18	SENE	39	38	
Totals:			146	145	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7225 Priority April 11, 1977 Amount 2.92 cfs

THIS IS TO CERTIFY, that Kiyoshi Sakota
of Rexburg, Idaho, has complied with the terms and conditions of Permit
No. 22-7225 issued pursuant to Application for Permit dated April 11, 1977,
and has submitted proof to the Department of Water Resources on November 18, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.86 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>October 15</u>	at <u>2.92</u> cfs and	<u>511.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.92 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confined for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
511.0 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 18, Twp.
6N, Rge. 40E in the County of Madison

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				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 $\frac{1}{4}$	
6N	40E	18	28	39	40	39									146

Total number of acres irrigated 146

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 3.5 afa per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30th day of
November, 19 82.

Acting for the Director

Identification No. 22 7225

Application No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT**

APPROVED

**To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)**

1. Name of applicant Kiyoshi Sakota Phone: 356-6562
post office address Rt. 2, Box 3, Rexburg
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 18 Township 6N
Range 40E B.M. Madison County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.20 for Irrigation purpose from Apr. 1 to Oct. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 125 H.P. Deepwell turbine pump to
steel mainline into lateral lines.

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 18 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 43,315.00
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

APPROVED

1. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

[illegible]

Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes as described above. 9 shares Teton Island Canal. 150 acre feet Fremont-Madison Irrigation District.

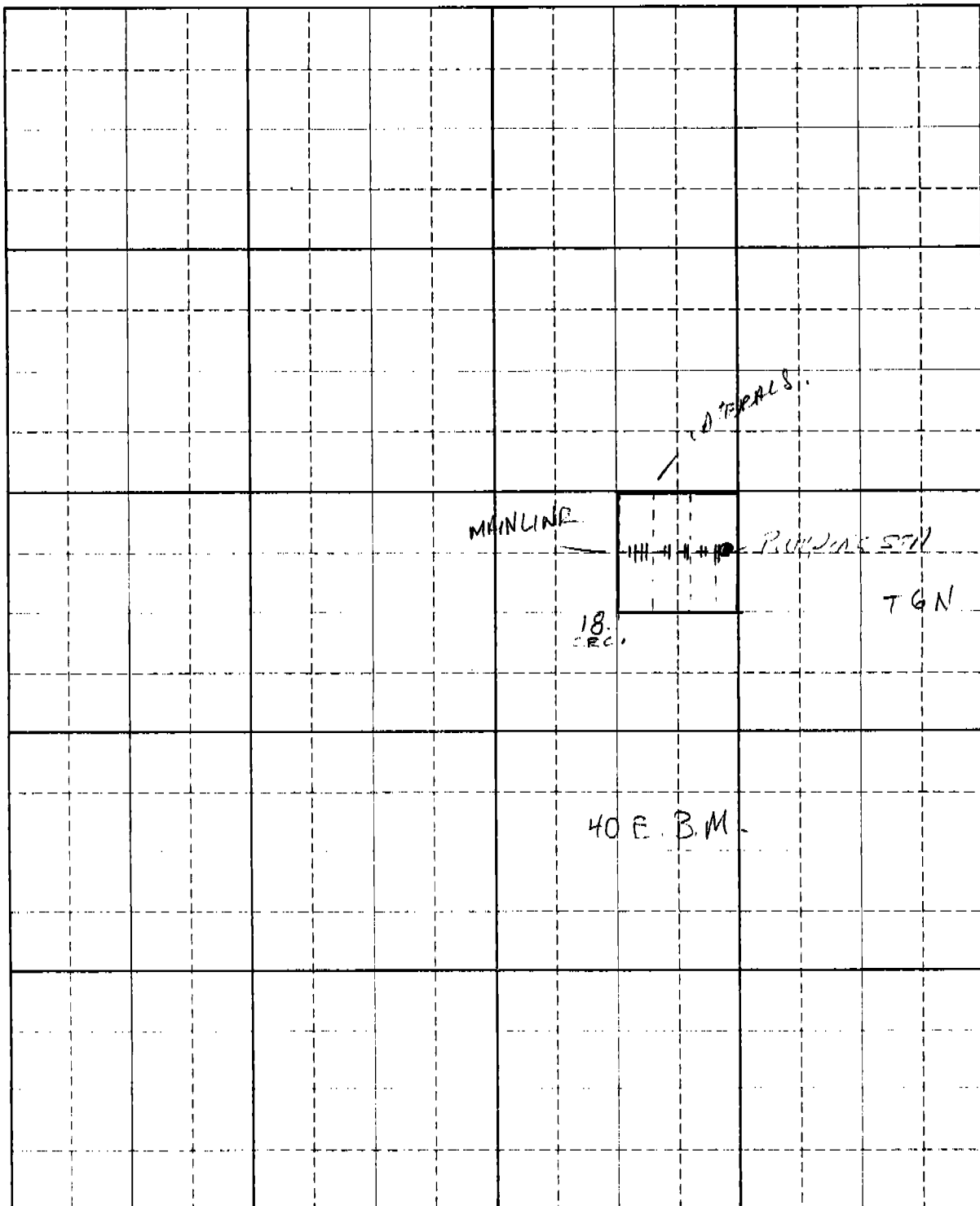
9. a. Who owns the property at the point of diversion: **Kiyoshi Sakota**
 b. Who owns the land to be irrigated or place of use: **Kiyoshi Sakota and Kazuo Sakota**
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make the filing: **Kiyoshi owns 100 acres and Kazuo owns 60 acres.**

10. Remarks Land is far enough down ditch that serious concern is felt concerning ability to obtain water. Also, enough damage has been done to the silt seal on the Teton River and some diversionary works as a result of the Teton Dam Break that we wonder if a great deal of assigned will not be lost to ground water up stream.

Description of equipment is found on #6A.

Name of well driller is not yet known.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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.

Kiyoshi Sakata
(Applicant)

Proposed Priority 4/11/77
Received by SW Date 4-11-77 Time 2:25p.
Preliminary check by SW Fee \$ 25.00
Receipted by SW Date 4-11-77 # 6523
Publication prepared by SW Date 4-15-77
Published in Standard Journal
Publication dates April 21 & 28-1977
Publication approved SW Date 4-29-77
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by SW

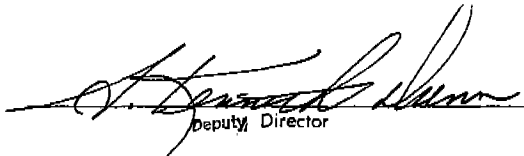
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 22-7225, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

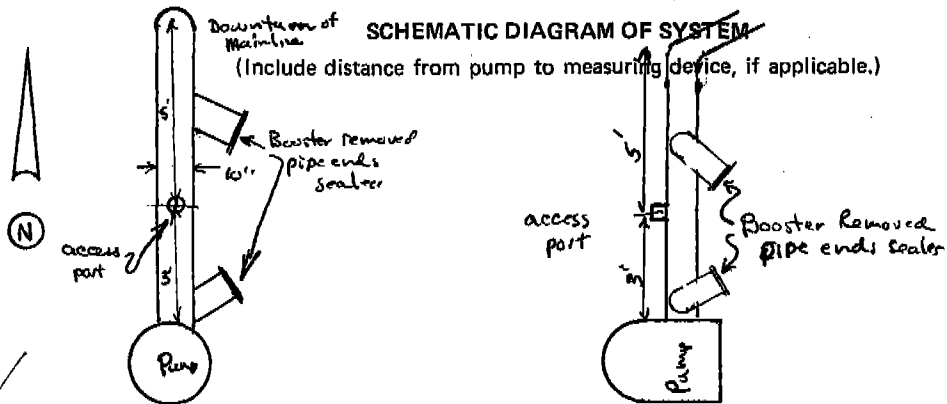
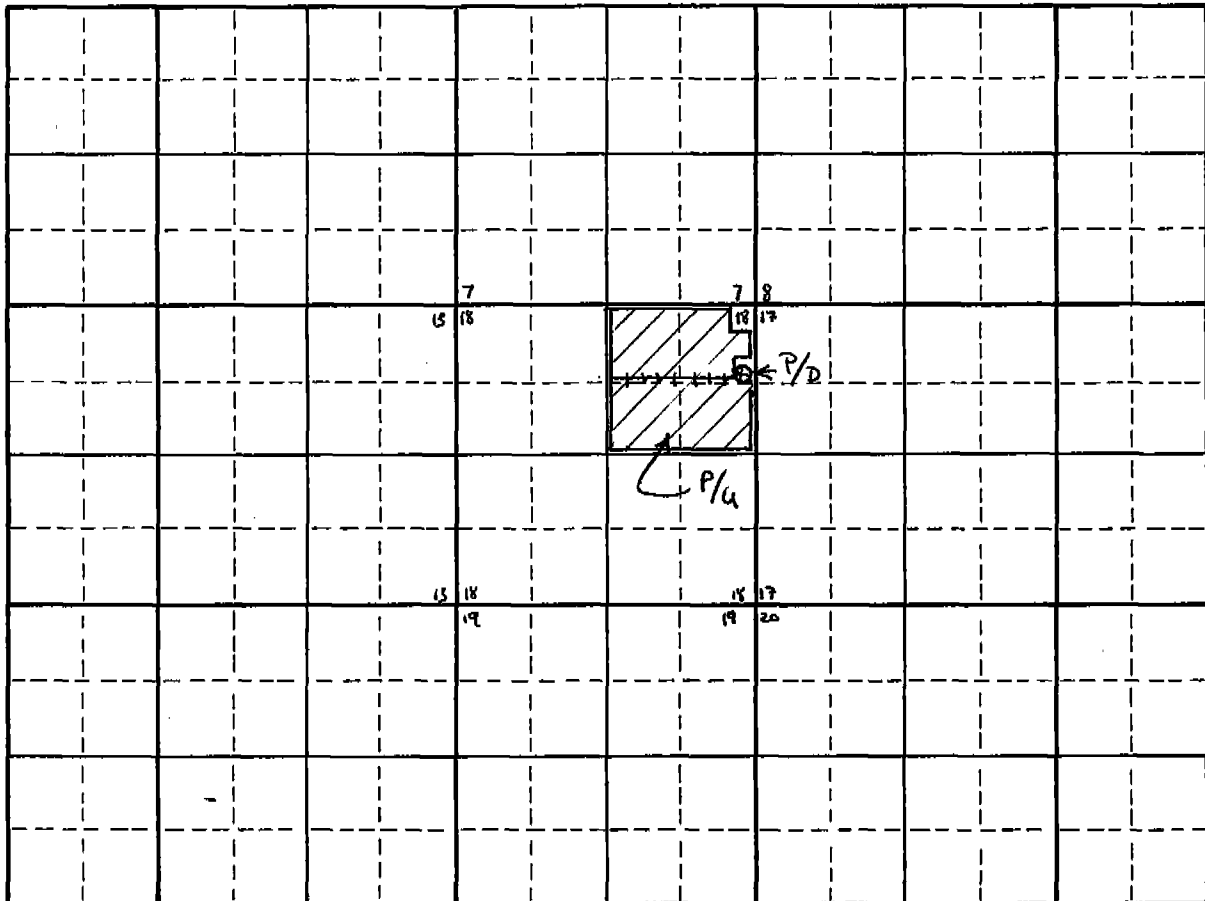
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 82.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.
The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 10 day of June, 19 77.


Deputy Director

No Overlapping rights

MAP (Attach Aerial Photo)



Point(s) of diversion: NE¹/₄ of NE¹/₄, Sec 18, T 6 N, R 40 E

Place(s) of Use

TWP.	RGE.	SEC.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				TOTALS
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
✓ 6N	40E	18	28	39	40	39													146

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature R.C. Wilson

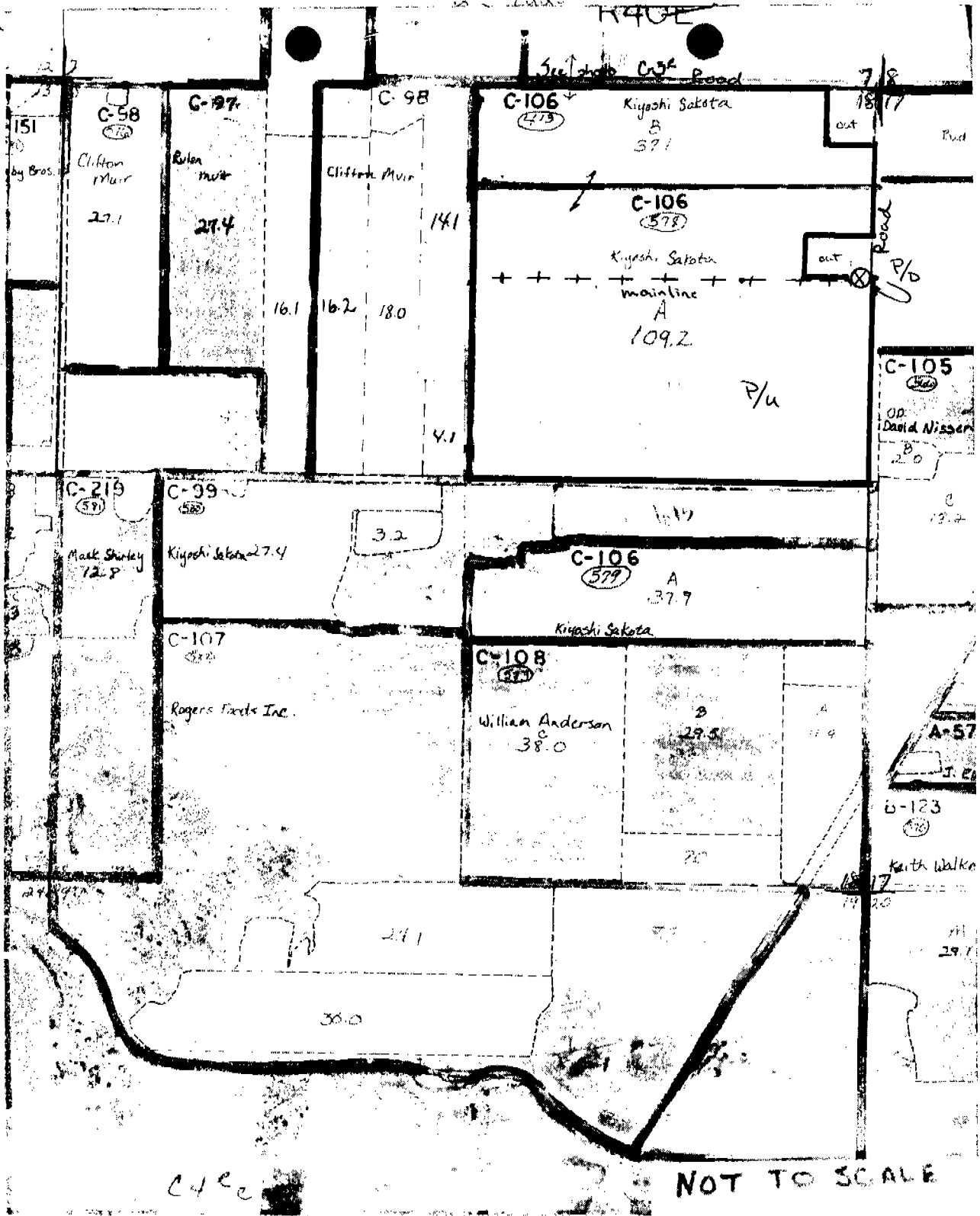
Checked by: HW Jones

Approved by: [Signature]

Date 9-18-81

Date 9-25-81

Date 1-4-82



IDWR SUPPLEMENTAL FIELD REP
FOR ANNUBAR MEASUREMENT

Measured by: KC Wilson

Date: 7-31-81

Owner: Kiyoshi Sakota

Permit #: 22-7225

Description of well &/or measuring site (give distance to restrictions upstream and downstream): Pump to 10" mainline access port 3' from Pump and 5' from downturn of mainline

Measured inside diameter of pipe in inches 10

Size of Annubar used in test 10.020

State ID# of Meter used # 191147

Size Eagle Eye Meter used 10-80

State ID# of Meter used # 091473

Date of Last Calibration of Meter 5-5-81

Observed inches of H2O read on Meter 19"

Adjusted inches of H2O from Last Calibration 20.2"

CALCULATION:
$$\frac{(3.85) \times (A)^2 \times \sqrt{B}}{448.8} = 3.86 \text{ cfs measured}$$

Where A and B are measured in inches
and 3.85 is a constant for the model
75 Annubar

SKETCH:

