

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: A22-07236
Date Received: 3/01/1989
Receipt No: E005933
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAY S. BAKER 208-458-4329
Address: HC 60, BOX 1323
TETON, ID 83451

2. Date of Priority: MAY 13, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	41E	26	NW	NE			FREMONT

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.800		120.00

7. Total Quantity Appropriated is:
0.800 C.F.S. (and/or) 120.00 A.F.A.

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07N	41E	26	NE	NW		IRR	5.0
			SW	NW		IRR	5.0
			SE	NW		IRR	30.0

Section Acres 40.0

A22-07236

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Date: 03/01/89

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OCT 29 1992

A2207236



10. Place of Use: Continued

Total Acres 40.0

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:

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 _____ 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):

Ray S. Baker

Date:

3/1/89

Date:

State of Idaho

County of

Bonneville

SS.

Subscribed and sworn (or affirmed) before me this 7th day

of March 19 89

Anthony S. Olenichuk
Notary Public

Residing at

Shoshone Falls

My Commission Expires

9/12/1994

A22-07236

Page

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Date: 03/01/89

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

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7
N

R 91 E



PD well

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Log for claim 22-07236

Spatial Dynamics LTD

8/16/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07n41e	26	NENW	5	0.5	
07n41e	26	SWNW	5	6	
07n41e	26	SEnw	30	35	
Totals:			40	41.5	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. Priority May 13, 1977 Amount 0.80 cfs

THIS IS TO CERTIFY, that Ray S. Baker
of Teton, Idaho, has complied with the terms and conditions of Permit
No. 22-7236 issued pursuant to Application for Permit dated May 13, 1977,
and has submitted proof to the Department of Water Resources on January 24, 1979,
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 1.08 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
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.80</u> cfs and <u>120.0</u> acre feet	
	from <u> </u> to <u> </u>	at <u> </u> cfs and <u> </u>	
	from <u> </u> to <u> </u>	at <u> </u> cfs and <u> </u>	

(both dates inclusive)

Subject, however, to the condition that no more than 0.80 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 confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
120.0 acre feet per year, said waters to be diverted within the NW 1/4 NE 1/4, Section 26, Twp.
7N, Rge. 41E in the County of Fremont

Description and location of place of use:

Twp.	Range	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	
7N	41E	26					5		5	30									40

Total number of acres irrigated 40

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 29th day of July, 19 82.

For the Director

Norman C. Young

STATE OF IDAHO

LICENSING

JUL 9 1982

RECEIVED

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now Ray Baker Phone _____
of (address) Star Route, Teton, ID, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 22-7236, and requests that the permit and permit map be changed as follows:

1. NO CHANGE
Point of diversion: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____, Township _____, Range _____, B.M.,
County of _____ Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

NO CHANGE
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	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 $\frac{1}{4}$	
7N	41E	26					5		5	30									40

Total number of acres to be irrigated = 40

4. a. Who owns the property at the point of diversion? LANE LARSEN
b. Who owns the land to be irrigated or the place of use? RAY S BAKER
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

This is not a change for amt. of water but only a clarification of location. Instead of 10 acres in SW $\frac{1}{4}$ now it will be 5 acres in SW $\frac{1}{4}$ + 5 acres in NE $\frac{1}{4}$. RLB.

NOT NECESSARY

[illegible]

Signed at Totone, Idaho, this 6th day of January, 19 82
Randy Baker
 (Signature)

DRU

Identification No. 22 7236

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 Ray S. Baker Phone: 458-4329
post office address Star Route, Teton, Idaho 83451
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 26 Township 7N
Range 41E B.M. Fremont 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 0.80 for irrigation purpose from Apr. 1 to Nov. 1 (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. 0.80 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, pipeline and sprinkler system

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 340 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 \$ 4,700.00
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: _____

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

TWP.	RANGE	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	
7N	41E	26							10	30									40

Total number of acres to be irrigated 40

c. Describe any other water rights used for the same purposes as described above. None

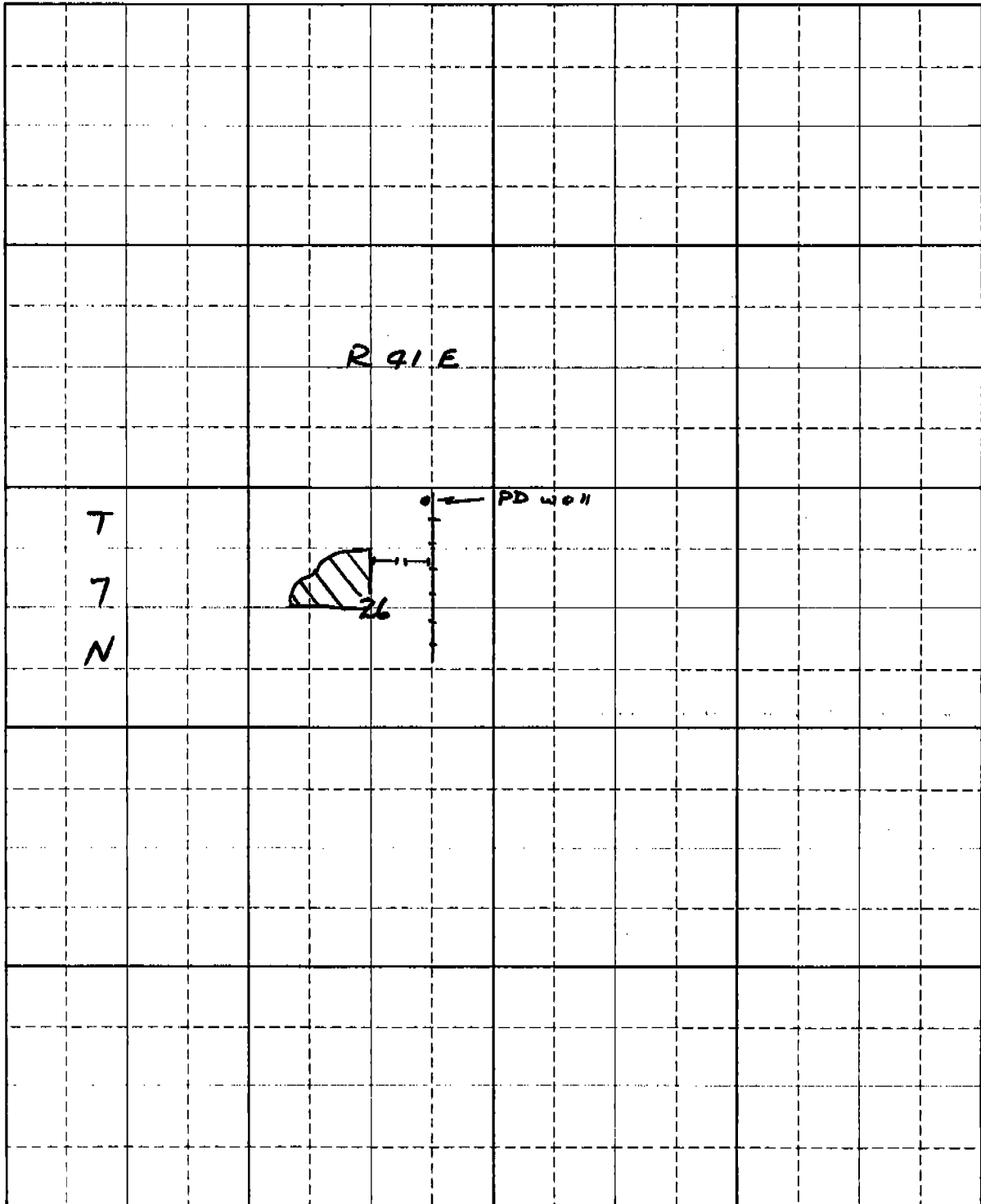
9. a. Who owns the property at the point of diversion Lane Larsen

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing applicant has verbal agreement with Mr. Larsen for use of well

10. Remarks

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.

Ray S. Baker
(Applicant)

Proposed Priority 5/13/77

Received by MLL Date 5-13-77 Time 4:09

Preliminary check by JAG Fee \$ 25.00

Received by MLL Date 5-13-77 # 7242

Publication prepared by MLL Date 5-20-77

Published in Bozeman City Chronicle

Publication dates 27 May & 26 June 1977

Publication approved MLL Date August 10, 1977

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RDC JP

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. 22-7236, and said application is hereby APPROVED.

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

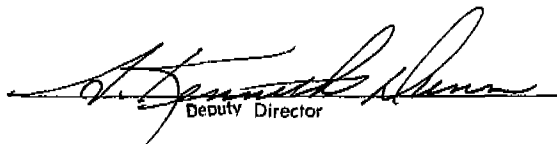
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 19 83.

c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 21 day of _____ March _____ 19 78.


Deputy Director

TOTAL ACREAGE _____ ^{2/0}

A 41E

T
7
N

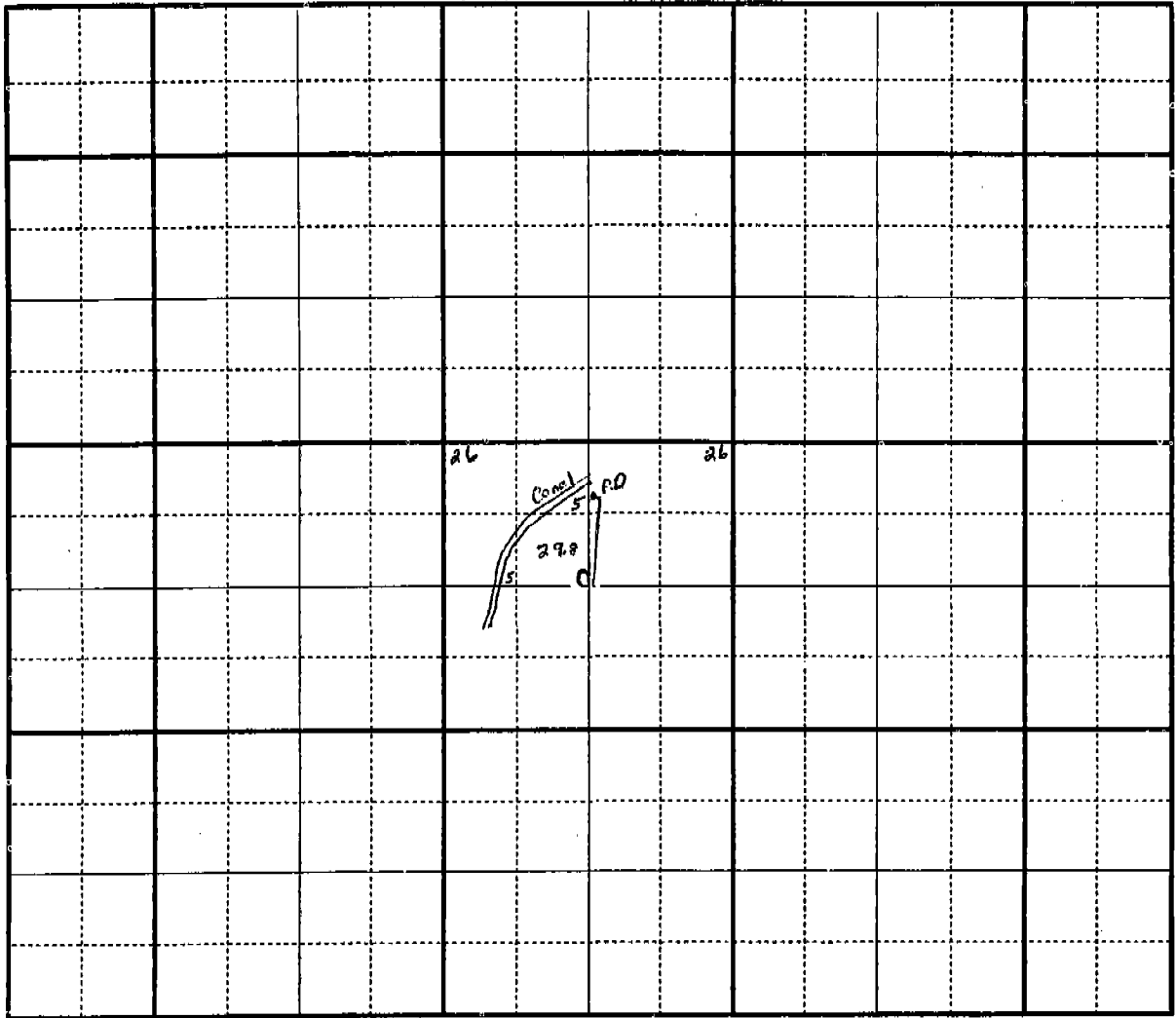
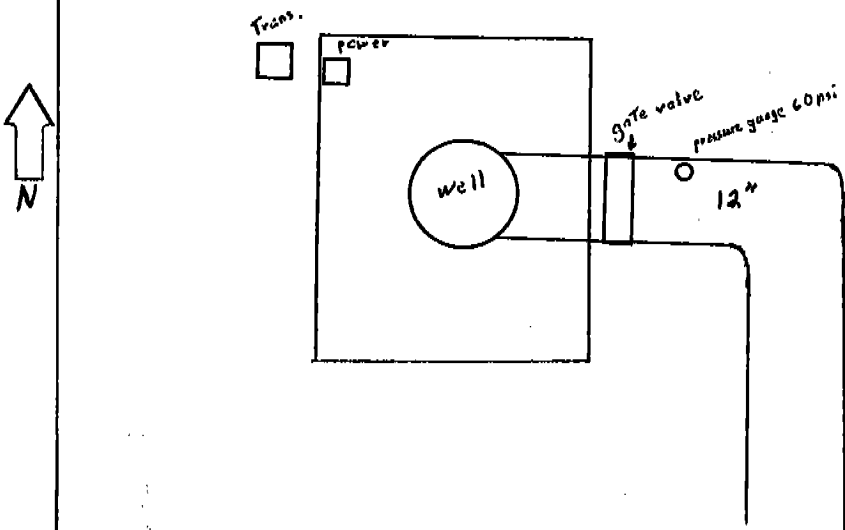


Diagram of System



JDC

DATE OF EXAM 6/22/79

ACREAGE
Found 39.8 ac 40 a
Recommended 39.8 ac 40 a

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 80 c.f.s. V = 120 AF/Ann. from April 1 to Nov 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no X

Name source exchanged with: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 1.08 cfs Method of measurement submitted engineers measurement

Total Q recommended .8 cfs Meter No. n/a Type n/a Condition n/a

Total V recommended 120 119.8 cfs/Ann.

Recommended Amendments:

P.D. _____
Place of Use Add. NE NW Sec. 46
Other _____
None _____

MEASUREMENT CALCULATION:

Q = submitted Engineers measurement 1.08 cfs CAPACITY
40
 $V = 3.0 \text{ AF/ac} \times 39.8 \text{ ac} = 119.4 \text{ AF/Ann.}$ 120
 $.8 \text{ cfs} \times 1.9835 \text{ c.f./ft} \times 214 \text{ days} = 3390 \text{ AF/Ann.}$

Allow .80 cfs as per permit

SYSTEM DESCRIPTION:

groundwater is diverted by a 21.5 HP electric 300hp pump motor Ser# 1275179 and a
Hayes & Brewster pump. About 2 1/4 miles line.

REMARKS:

System shown and described by Ray Barker. into for a verbal agreement
with Wayne Hansen to pay 1/4 of power bill and upkeep.
no conflicting water rights.

Examiner's Signature John D. Carlson Date 8/11/80

Checked by Anthony R. Higley Date 2/21/80

Approved by [Signature] Date 6/29/82

Jim
7-1-82