

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: A22-11626  
Date Received: 8/23/1988  
Receipt No: E001615  
Received By: JS

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: KEITH WILCOX & SONS 208-356-8049  
Address: 5499 W 1000 S  
REXBURG, ID 83440

2. Date of Priority: JUN 30, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 06N      | 39E   | 32      | NE     | NE     | NW     |     | MADISON |

5. Description of diverting works:  
WELL PUMP MAINLINE TO SINGLE HOME AND HUMIDIFIER FOR 3 POT WARHO

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| DOMESTIC   | 01/01 | 12/31 | 0.040  |      |        |
| COMMERCIAL | 01/01 | 12/31 | 0.020  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
D/1 HOUSEHOLD C/ HUMIDIFIERS FOR 3 POTATO CELLARS

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use    | Acres |
|----------|-------|---------|--------|--------|-----|--------|-------|
| 06N      | 39E   | 32      | NE     | NW     |     | DOMEST |       |
|          |       |         | NE     | NW     |     | COMMER |       |

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Date: 06/26/89

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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:

NONE

14. Remarks:

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 Individuals:**

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_  
My Commission Expires \_\_\_\_\_

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NOTICE OF CLAIM  
TO A  
WATER RIGHT

## ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Please type or print clearly

1. Name of Claimant (s) KEITH WILCOX & SONS Phone (208) 356-8049Mailing Address 5499 West 1000 South Rexburg ID Zip 834402. Date of Priority (Only one (1) per claim) 1 June 19403. Source of water supply (a) GROUNDWATER  
which is tributary to (b) \_\_\_\_\_4. Location of point of diversion is: Township 6N Range 39E  
Section 32, NE 1/4 of NE 1/4 of NW 1/4, Govt. Lot \_\_\_\_\_, B.M.,  
County of Madison

Additional points of diversion if any: \_\_\_\_\_

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well. well pump main line to single domestic  
home and humidifier for three potato cellars

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

|                                                                                   |                            |       |
|-----------------------------------------------------------------------------------|----------------------------|-------|
| For <u>Domestic</u> purposes from <u>1/1</u> to <u>12/31</u> amount <u>0.04</u>   | (Both dates are inclusive) | (cfs) |
| For <u>Commercial</u> purposes from <u>1/1</u> to <u>12/31</u> amount <u>0.02</u> |                            |       |

7. Total quantity claimed 0.06 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) D/SINGLE DOMESTIC HOME, C/humidifier for three potato

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place below.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       |
|-----|-----|-----|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|
|     |     |     | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |
| 6N  | 39E | 32  |        |       |       |       | D/C    |       |       |       |        |       |       |       |        |       |       |       |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |

11. In which county (ies) are lands listed above as place of use located? Madison

12. Do you own the property listed above as place of use? Yes ☒ No ☐  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
\_\_\_\_\_ or None (☒)

14. Remarks: \_\_\_\_\_

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐  
Decree ☐

If applicable provide IDWR Water Right Number \_\_\_\_\_  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am Vice-president  
Title

of Keith Wilcox & Sons Inc  
Organization

document in the space below as vice president of Keith Wilcox & Sons Inc  
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Ron Wilcox

Title and Organization vice president - Keith Wilcox & Sons Date 25 July 1988

State of Idaho/or \_\_\_\_\_ )  
County of Madison ) SS.

Subscribed and sworn (or affirmed) before me this 25<sup>th</sup> day of July 19 88

Notary Public Kerry S. Wilcox

Residing at Rulburg, Idaho

My Commission Expires 7-10-91

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

Copies White Stamp Notary Commission

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Keith Wilcox & Sons  
Board of Directors

Keith Wilcox - President  
1036 South 6000 West, Rexburg, Idaho 83440

Ron Wilcox - Vice President  
6114 West 3800 South, Rexburg, Idaho 83440

Terry Wilcox - Secretary  
626 Gemini Rexburg, Idaho 83440

Lynn Wilcox - Treasurer  
5499 West 1000 South Rexburg, Idaho 83440

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10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Keith W. Cox & Sons

CLAIM IDENT. NO.

A22-11626

SPI  
X

DATE RECEIVED

2-23-88

CK #

AMOUNT \$

1. Is the name and address complete with zip code?

YES

NO

2. Is a priority date entered?

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?  
A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

3. (a) Is a source entered?

(b) Is a tributary to entered? (if required)

N/A

4. Is the legal description of the p.d. sufficient?

5. Is there a description of the diverting works?

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.

Is the period of use included?

Is a quantity claimed for each use?

7. Is a total quantity claimed entered?

8. If required is a consumptive use entered?

N/A

Is the consumptive use correct?

N/A

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.

N/A

10. Is (are) the place(s) of use entered?

11. Is (are) the county(ies) entered?

12. Is the ownership of p.u. checked?

13. Are other water rights listed or "none" indicated?

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)

N/A

15. Is the basis of the claim checked?

16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)

Has the claim been signed, sealed, and dated by a notary?

Was this claim filed on time, or was an extension granted?

Is the fee enclosed correct?

Exempt

If this claim is based on an existing water right, has the identification number been entered?

N/A

Should this claim be receipted and data entered?

Claim checked by:

Comments:

#6 Code as domestic use / Potato call  
in conjunction w/ home can be called domestic  
\$25.00 claim - Check receipt for payment - Need letter  
immediately

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Smallwood