

01/20/2004

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

RIGHT NUMBER: 25-4106

NAME AND ADDRESS: APRIL FULLMER
3587 E 665 N
MENAN ID 83434

NICHOLAS FULLMER
3587 E 665 N
MENAN ID 83434

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.050 CFS
6.800 AFY

PRIORITY DATE: 04/01/1959

POINT OF DIVERSION:

T05N R38E S33 SENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
0.050 CFS
6.80 AFY

PLACE OF USE: IRRIGATION Within JEFFERSON County

T05N R38E S33 SENE 1.7

1.7 ACRES TOTAL

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: Statutory Claim

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 25-4106
Date Received: 11/14/2003
Receipt No: E029355
Received By: ILF

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

APRIL FULLMER Phone: (208)754-9333

3587 E 665 N
MENAN ID USA 83434

NICHOLAS FULLMER Phone: (208)754-9333

3587 E 665 N
MENAN ID USA 83434

2. Date of Priority: 06/15/1957

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	38E	33	SE NE	JEFFERSON	

5. Description of diverting works:

Sand point well with 2 HP pump to sprinklers.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.06	

7. Total Quantity Appropriated is:
0.06 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
05N	38E	33	SE	NE	IRRIGATION	2	
						Section Acres	2
						Total Acres	2

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Statutory Claim

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:

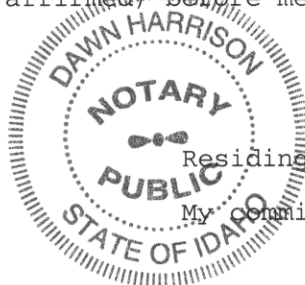
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *Nick Faltner* Date: 11-14-03

November 14, 2003 Date:

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this
of November 2003



14th day

Dawn Harrison

Notary Public

Residing at

Idaho Falls

My Commission Expires

11/18/08

25 4106

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Austin C. &/or Florence A. Green

(Name of Claimant)

Rt. #1, Box 1041, Menan, Idaho 83434

Telephone No. 754-4100

(Mailing Address)

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) June 15, 1957

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

ground water tributary to

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)

(Domestic, Irrigation, Stock, Etc.)

(Both dates inclusive)
(Mo., Day) (Mo., Day)

Quantity 0.06 cfs Use Irrigation Period of Use From Apr. 1 To Nov. 1

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity _____ Use _____ Period of Use From _____ To _____

- | | | |
|-----|----------|----------------------|
| (4) | 0.06 cfs | TOTAL QUANTITY USED. |
|-----|----------|----------------------|

(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SE ¼ NE ¼, Sec. 33 Twp. 5N Rge. 38E B.M., County of Jefferson

Additional points of diversion:

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. well, pump and handlines

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

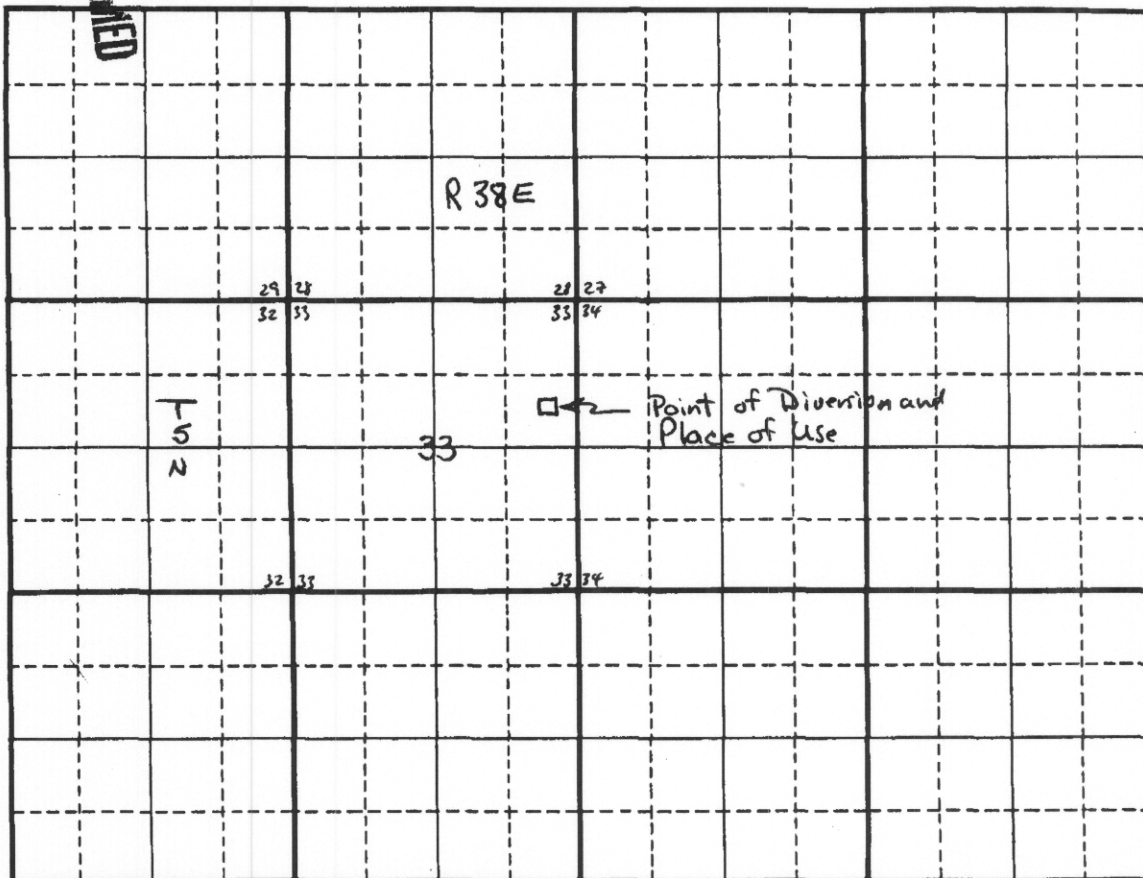
No. of acres 2

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered:

If you are claiming water as a member of an organization, list name of organization:

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Bonneville) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Amster B. Brown
(Claimant)

Sworn to before me this 18th day of September, 1981.

Notary Public
Residing at Idaho Falls, ID

My commission expires 6/16/85

FOR DEPARTMENT USE ONLY

Received by *KCW* Date *9-18-81* Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by *HWT* Date *9-25-81* claimant by: _____
\$20.00 fee received by *KCW* Date *9-18-81*
Published in *Idaho Falls* # *17027*
Dates *10-29 11-6-81*

Read 10-29 11-6-81
wmgpaper