

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-7115

Township 6N Range 35E Section 21

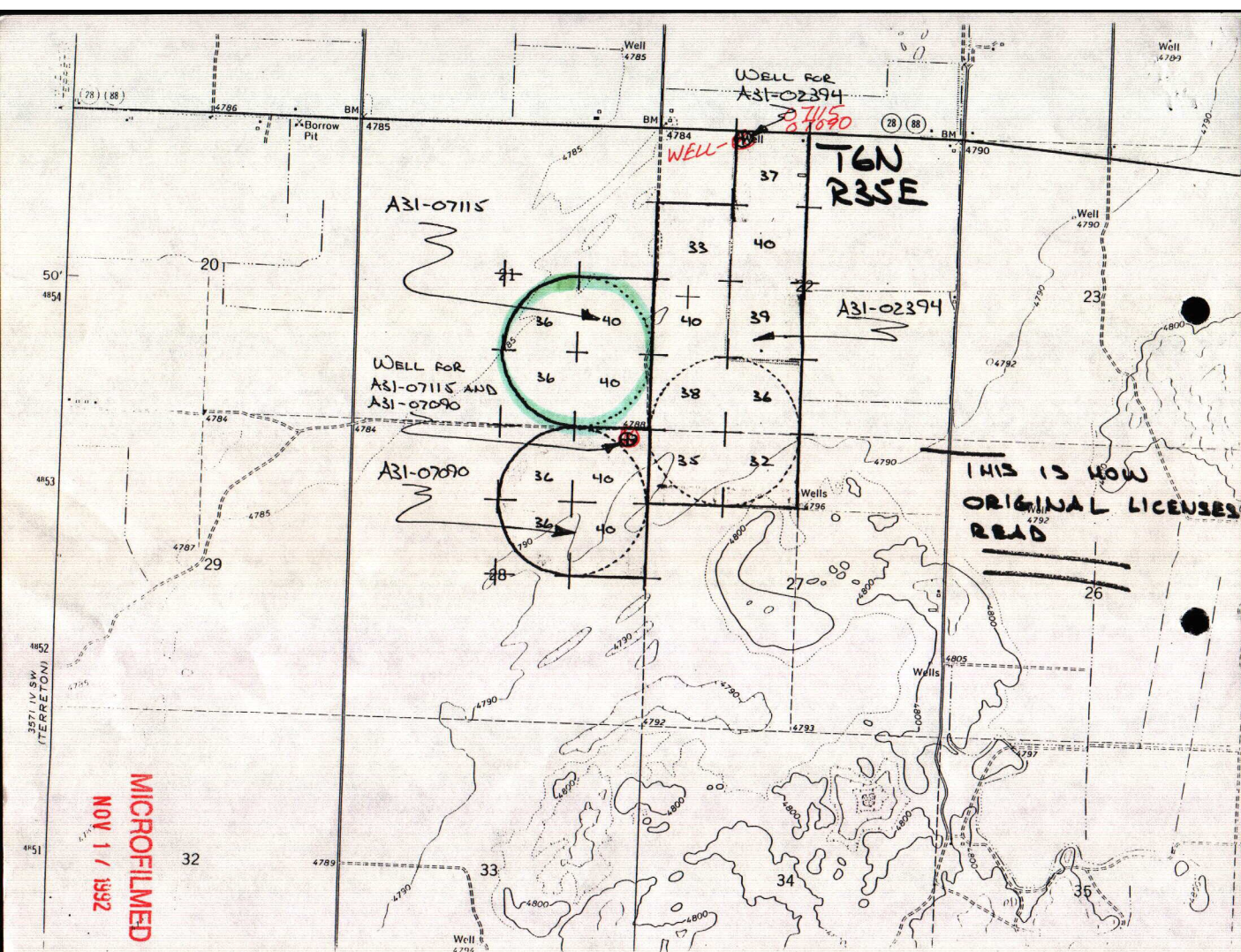


0 0.2 0.4 0.6 0.8 1 Miles

- Point of Diversion
- Point of Diversion - Other Rights
- Place of Use
- Place of Use - Other Rights
- Quarter-Quarter Sections
- Sections



Prepared from 1987/1988 Aerial Photography by B. Contor 1/2001



01/17/2001

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

RIGHT NUMBER: 31-7115

NAME AND ADDRESS: DWAIN D KIRKHAM
1842 E 1500 N
TERRETON, ID 83450

SOURCE: GROUND WATER

QUANTITY: 3.04 CFS
456 AFY

USE OF THIS RIGHT WITH RIGHT NO. 31-7090 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.18 CFS.

PRIORITY DATE: 03/13/1974

POINT OF DIVERSION:	T06N R35E S22	NWNENW	Within JEFFERSON County
	T06N R35E S28	NENENE	Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 11-01	3.04 CFS 456.00 AFY

PLACE OF USE:

<u>IRRIGATION Within JEFFERSON</u>					
<u>County</u>					
T06N R35E S21	NESE	36	T06N R35E S21	NWSE	36
T06N R35E S21	SWSE	40	T06N R35E S21	SESE	40

152 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: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

202

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: A31-07115
Date Received: 11/30/1988 *z.o.*
Receipt No: E005529
Received By: TD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DWAIN D. KIRKHAM
Address: 1842 E. 1500 N.
TERRETON, ID

208-663-4944

83450

2. Date of Priority: MAR 13, 1974

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
06N	35E	22	NW		NE		NW		JEFFERSON
		28	NE		NE		NE		JEFFERSON

5. Description of diverting works:
PUMP, DITCHES, HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.040		

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

A.F.A.

8. Total consumptive use is 380.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	35E	21	NE		SE		IRR	40.0
			NW		SE		IRR	36.0

A31-07115

Page 1

Date: 01/17/89

A3107115



MICROFILMED

NOV 17 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	35E	21	SW	SE		IRR	36.0
			SE	SE		IRR	40.0
						Section Acres	152.0
						Total Acres	152.0

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:
A31-07090

14. Remarks:
THE MAXIMUM RATE OF DIVERSION UNDER THIS RT. WHEN COMBINED WITH
LIC. NO. 31-7090 SHALL NOT EXCEED 5.18 CFS.

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: 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): Dwain Kirkham Date: Jan 17 1989
_____ Date: _____

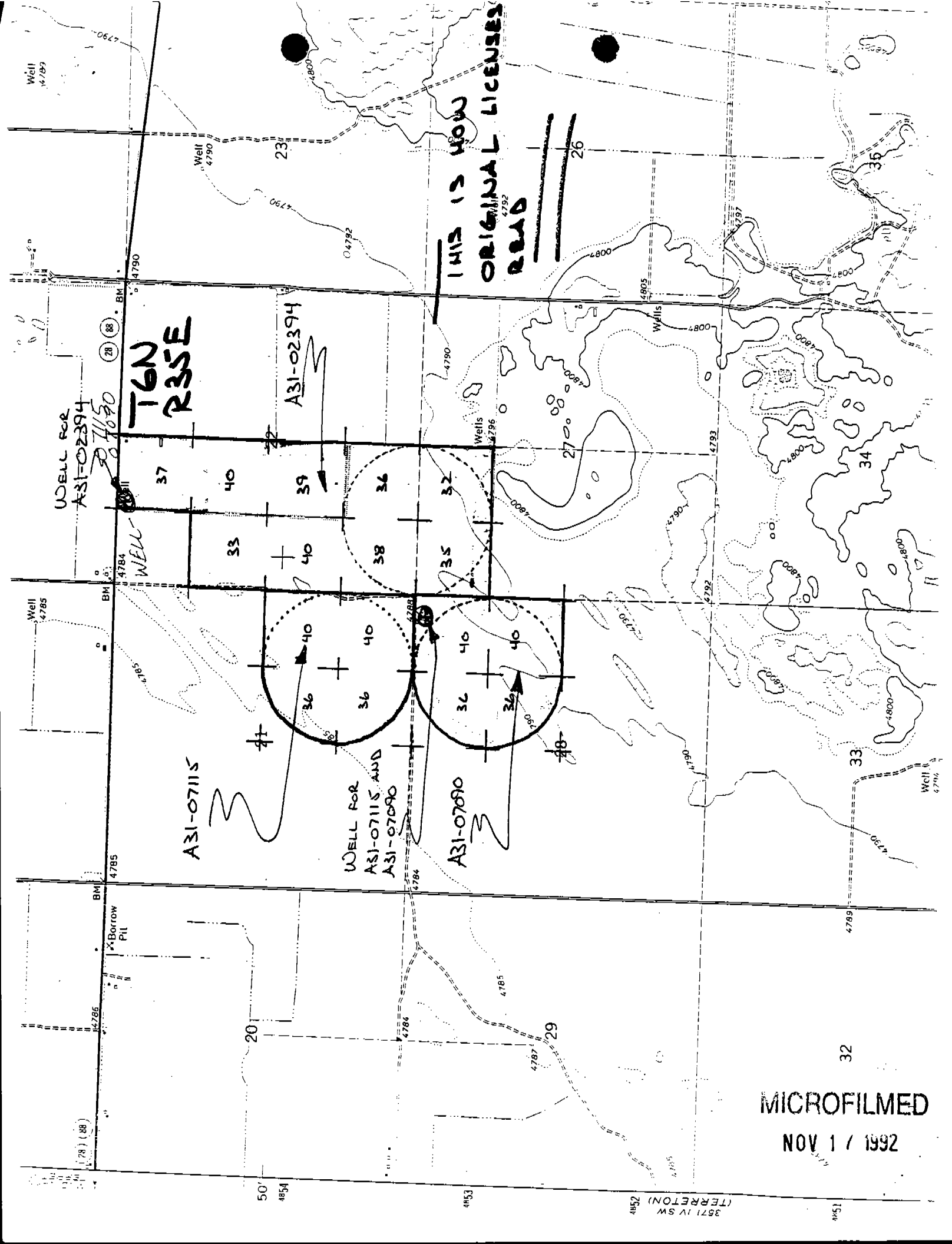
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 17th day
of January 19 89

Anthony L. Olenchak
Notary Public

Residing at Idaho Falls
My Commission Expires 9/2/1994

Seal



MICROFILMED
NOV 1 / 1992

IDAHO DEPARTMENT OF WATER RESOURCES

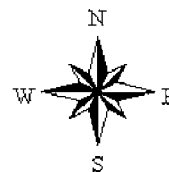
Water Right 31-7115

Township 6N Range 35E Section 21



0 0.2 0.4 0.6 0.8 1 Miles

- ⊙ Point of Diversion
- Point of Diversion - Other Rights
- Place of Use
- Place of Use - Other Rights
- Quarter-Quarter Sections
- Sections



Prepared from 1987/1988 Aerial Photography by B. Contor 1/2001

GUIDE NOTES FOR Ecvt

Claim No: 31-7115

Reviewer: BAC

Date: 1/13/01

Shape (Layout) done

Shape in 1a workpou.shp on ~~1~~

Layout East 473 0/Data/6N3SE/

QUICK LOOK

COMMENTS

[illegible]

- 1) See eCUR 31-2394
- 2) See NWMN notes in
- 3) No overlap w/ ML
- 4) Combined Cfs limit license.

Priority

U.S. CUSTOMS AND BORDER PROTECTION
 DEPARTMENT OF TREASURY
 APPLICATION FOR ADMISSION
 NAME: JAMES EARL RAY
 DATE: JAN 19 1968
 PLACE OF BIRTH: MEMPHIS, TENN.
 PLACE OF RESIDENCE: MEMPHIS, TENN.
 OCCUPATION: *License*
 SIGNATURE: *James Earl Ray*
 OFFICIAL USE ONLY

CLAIMANT CLAIM NO. DATE		Claim Number: 177
1. Has there been a later court decree of the water right(s) from the water source? ☒ YES ☒ NO		
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree? ☐ YES ☐ NO	3. Was the date of the decree after the mandatory permit date? ☐ YES ☐ NO	
4a. Is the basis of claim beneficial use? ☒ YES ☒ NO	5. Is the basis of claim a posted notice? ☐ YES ☒ NO	
4b. Is the priority date claimed after the date a permit is required for the source and the water use? ☐ YES ☐ NO	6. Does the permit right have a priority date? ☒ YES ☐ NO	
7. Is the basis of claim an application or permit? ☐ YES ☒ NO		
8a. Has proof of beneficial use been submitted? ☐ YES ☐ NO	8c. Has Field exam been sent to state office? ☐ YES ☐ NO	8e. Will the license be issued prior to filing the Director's Report? ☐ YES ☐ NO
8b. Has the Field exam been completed? ☐ YES ☐ NO	8d. Has the License been issued? ☐ YES ☐ NO	
9. Is the claim for an expansion or enlargement under 42-1416B) or 42-1426? ☐ YES ☐ NO	10. Does the claim file contain sufficient evidence of priority date? ☐ YES ☐ NO	
11. Has additional evidence of priority date been submitted? ☐ YES ☐ NO		
12. Is the claim being recommended? ☒ YES ☐ NO		
13. Is the basis of claim coded correctly? ☒ YES ☐ NO		
14. Is a Priority remark required? ☐ YES ☒ NO	15. Is a Priority condition required? ☐ YES ☒ NO	Select Claim

[illegible]

Claim Number: [] [] []

Select Claim

SOURCE

1. YES 2. NO 3. YES 4. NO 5. YES 6. NO 7. YES 8. NO 9. YES 10. NO 11. YES 12. NO

Claim Number

1. Is the basis of claim beneficial use?

☐ YES ☒ NO

2. Does the parent right have a Source?

☒ YES ☐ NO

3. Can the claimed Source be verified using the water right file?

☒ YES ☐ NO

4. Is there evidence that there has been a change in the Source?

☐ YES ☐ NO

5. Can the change be verified as an accomplished transfer?

☐ YES ☐ NO

6. Did the claimant file a transfer?

☐ YES ☐ NO

7. Does the file contain all of the necessary information to verify the source?

☒ YES ☐ NO

Describe how Source was verified

NWMP inspection

8. Is the Source surface water?

☐ YES ☒ NO

9. Is the source a "standard" source?

☐ YES ☐ NO

10. Is a Source remark required?

☐ YES ☒ NO

11. Is a Source condition required?

☐ YES ☒ NO

Select Claim

POU

CLAIMANT	INVENTOR	ATTORNEY	DATE	FILE NO.	CLASS	STATUS	CLAIM NO.	CLAIM NO.	CLAIM NO.
[REDACTED]									
Class Number 31 7283									
1. Is a POU required? ☒ YES ☐ NO			2. Is the basis of claim beneficial use? ☐ YES ☒ NO			[REDACTED]			
3. Does the parent right have a POU? ☒ YES ☐ NO			4. Can the claimed POU be verified using the water tight file? ☐ YES ☒ NO						
5. Is there evidence that there has been a change in the POU? ☒ YES ☐ NO			6. Can the change be verified as an accomplished transfer? ☒ YES ☐ NO			GOS			
7. Is the change an enlargement of the POU? ☐ YES ☒ NO			8. Was an enlargement claim filed? ☐ YES ☐ NO						
9. Does the file contain all the necessary information to verify the POU? ☒ YES ☐ NO			GOS						
10. Did the claimant file an enlargement claim? ☐ YES ☐ NO									
11. Was a transfer filed? ☐ YES ☐ NO									
12. Is a POU remark required? ☐ YES ☒ NO			13. Is a POU condition required? ☐ YES ☒ NO			Select Claim			

WATER USE

Recommended Purpose of Use

Water Use

Number of Homes

Number of Stock

Number of Others

Acres Limit

WATER USE **RECOMMENDED PURPOSE OF USE** **CLAIM NUMBER**
IRRIGATION **2/52**

STATUS **SAVED**

CLAIM NUMBER

1. Is the basis of claim beneficial use? ☒ YES ☒ NO

2. Does the patent right have a purpose of use? ☒ YES ☒ NO

3. Can the claimed purpose of use be verified using the water right file? ☒ YES ☒ NO

4. Is there evidence that there has been a change in the purpose of use? ☒ YES ☒ NO

5. Can the claim only be verified as an accomplished transfer? ☒ YES ☒ NO

6. Does the change include an enlargement in the purpose of use? ☒ YES ☒ NO

7. Was an enlargement claim filed? ☒ YES ☒ NO

8. Does the file contain all the necessary information to verify the Purpose of Use? ☒ YES ☒ NO

9. Did the claimant file a transfer? ☒ YES ☒ NO

10. Is a Purpose of Use remark required? ☒ YES ☒ NO

11. Is a Purpose of Use condition required? ☒ YES ☒ NO

NWMO, GIS

Select Claim

Period of

Recommended Season of Use and Diversion Rate

Overall Diversion Rate Overall Diversion Volume

Season of Use

Season Start	Season End	Water Use	Start	End	Rate	Volume
		IRRIGATION	4/1	11/1	3.04	456

Water Use 1

Diversion Rate Diversion Volume

This has not been saved yet

Claim Number 31 7293

1. Is the basis of claim beneficial use? ☒ YES ☐ NO

2. Does the patent right have a period of use? ☒ YES ☐ NO

3. Can the claimed period of use be verified using the water right life? ☒ YES ☐ NO

4. Is there evidence that there has been a change in the season of use? ☐ YES ☐ NO

5. Can the claim only be verified as an accomplished transfer? ☐ YES ☐ NO

6. Does the change include an enlargement in the period of use? ☐ YES ☐ NO

7. Was an enlargement claim filed? ☐ YES ☐ NO

8. Did the claimant file an enlargement claim? ☐ YES ☐ NO

9. Does the file contain all the necessary information to verify the period of use? ☒ YES ☐ NO

10. Was a transfer filed? ☐ YES ☐ NO

11. Is the basis of claim a decree, license or a transferred beneficial use right that has had the period of use administratively determined? ☐ YES ☒ NO

12. Is irrigation claimed as a purpose of use? ☒ YES ☐ NO

13. Is agriculture claimed as a purpose of use? ☐ YES ☐ NO

14. Is the period of use on the decree, license or transfer shorter on either the start or end date than allowable under current IDWR standards? ☐ YES ☒ NO

15. Is a Period of Use remark required? ☐ YES ☒ NO

16. Is a Period of Use condition required? ☐ YES ☒ NO

Quantity

Claim Number 31 7283	
1. Is the basis of claim beneficial use? ☐ YES ☒ NO	2. Is the basis of claim a posted notice? ☐ YES ☒ NO
3. Does the parent right have a diversion rate and/or diversion volume? ☒ YES ☐ NO	
4. Can the claimed diversion rate and/or volume be verified using the water right file? ☒ YES ☐ NO	
5. Is a flow measurement required? ☐ YES ☒ NO	
6. Is the source ground water and does the purpose of use require a diversion volume limit? ☒ YES ☐ NO	
7. Does the parent right have an annual diversion volume limit? ☒ YES ☐ NO	
8. Is irrigation a purpose of use? ☒ YES ☐ NO	
9. Is a Quantity remark required? ☒ YES ☐ NO	10. Is a Quantity condition required? ☐ YES ☒ NO

Q. 3. 1

SUMMARY

Quick Look		CLAIMANT		POTENTIAL		RECOMMENDATION		ACTION		STATUS	
										Claim Number	
										31	7283
1. Is the basis of the claim beneficial use? ☐ YES ☒ NO											
2. Is the water being used for all of the purposes claimed and to the extent claimed? ☐ YES ☐ NO											
3. Is there any indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture? ☐ YES ☒ NO											
4. Is any portion of the claim being recommended? ☐ YES ☐ NO											
5. Is a General remark required? ☐ YES ☒ NO											
6. Is an Explanatory remark required? ☐ YES ☒ NO											
7. Is an additional Condition required? ☒ YES ☐ NO											
8. Would you like to view the recommended right? ☒ YES ☐ NO											
9. Is this a "split" right? ☐ YES ☒ NO											
10. Is this a "combined" right? ☐ YES ☒ NO											
11. Do you have documents you would like to attach or link to this file? ☐ YES ☒ NO											
12. Would you like to set the verification date? ☒ YES ☐ NO											

REMARKS/CONDITIONS[illegible]

Type	Mod	C
~~Cond~~	N	E
Condition	N	E
Cond	N	C
Rem	N	C
	this right }	
	limited to	

$$5.18 \times 1.9835 \times 215 \approx 2220 \text{ afa}$$

$$456 + 456 = 912$$

$\therefore$ No combined Volume req.

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

01

Water Right Number - 31-07115

Prefix Translation: WATER RIGHT

Old (D) Number

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - -

*** C - CURRENT OWNER ***
KIRKHAM

DWAIN D.

1 -
2 -
3 -

City- TERRETON
Phone -

State- ID

+ - - Priority Date - - +
03/13/1974

+ - - Region - - - +
15 EASTERN

+ - - Stage - - - +
L - LICENSE

+ - -

+ - - Source - - - - +
GROUNDWATER

+ - - Tributary - - - - -

+ - - Point of Diversion - - - - -
TwN Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate

06N 35E 28 NE NE (51) JEFFERSON

+ - - Water Use - - - - -
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01 3.040 456.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - +
3.040 456.00 0.0

+ - - Place of Use - - - - -
TwN Rng Sec Tract Lot Acres Code Description County

06N 35E 21 NE SE 40.0 01 IRRIGATION (51) JEFFE
06N 35E 21 NW SE 36.0 01 IRRIGATION (51) JEFFE
06N 35E 21 SW SE 36.0 01 IRRIGATION (51) JEFFE
06N 35E 21 SE SE 40.0 01 IRRIGATION (51) JEFFE

Total Acres: 152.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - Remarks - - - - -

GEN THE MAXIMUM RATE OF DIVERSION UNDER THIS RT. WHEN COMBINED WITH
LIC. NO. 31-7090 SHALL NOT EXCEED 5.18 CFS.

+ - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

01

Water right number - 31-07115

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - -
016 - See remarks for additional conditions of approval.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - - - -

+ - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - 03/26/85 05/22/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 03/26/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 04/17/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Presumption Flag	-	Name Connector	-	POU Ownership Flag	-
SRBA Decreed Flag	-				

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Dwain D. Kirkham Amount 3.04 cfs

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
Irrigation	from April 1	to November 1	at 3.04 cfs and	456 acre feet
	from	to	at	cfs and
	from	to	at	cfs and

(both dates inclusive)

Description and location of place of use:

[illegible]

CONDITION: The maximum rate of diversion under this right when combined with License No. 31-7090 shall not exceed 5.18 cfs.

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 30 day of January 1970

Director

FIELD REPORT

663-4317

RECEIVED RECEIVED
Phone
(same spring, stream)
NOV 1 1955

Department of Water Resources
Eastern District Office

(nature of use)

(mo.-day) inclusive (mo.-day)

(nature of use)

(mo.-day) inclusive (mo.-day)

(nature of use)

(mo.-day) indus vs (mo.-day)

Other uses:

Max Rate of Diversion 3.20 cubic feet per second and annual volume _____ AF/Annum.

Township 6N N/S. Range 35E E/W, B.M., Section 28, Subdivision NE 1/4 NE 1/4 Jefferson

County

Country

Country

Static W/L 235' 250 hp pump 10", 20" casing, 400' deep, bowls set at 365'

yes ☒ no ☐

6. Lands to be irrigated or place of use.

TOTALS

160

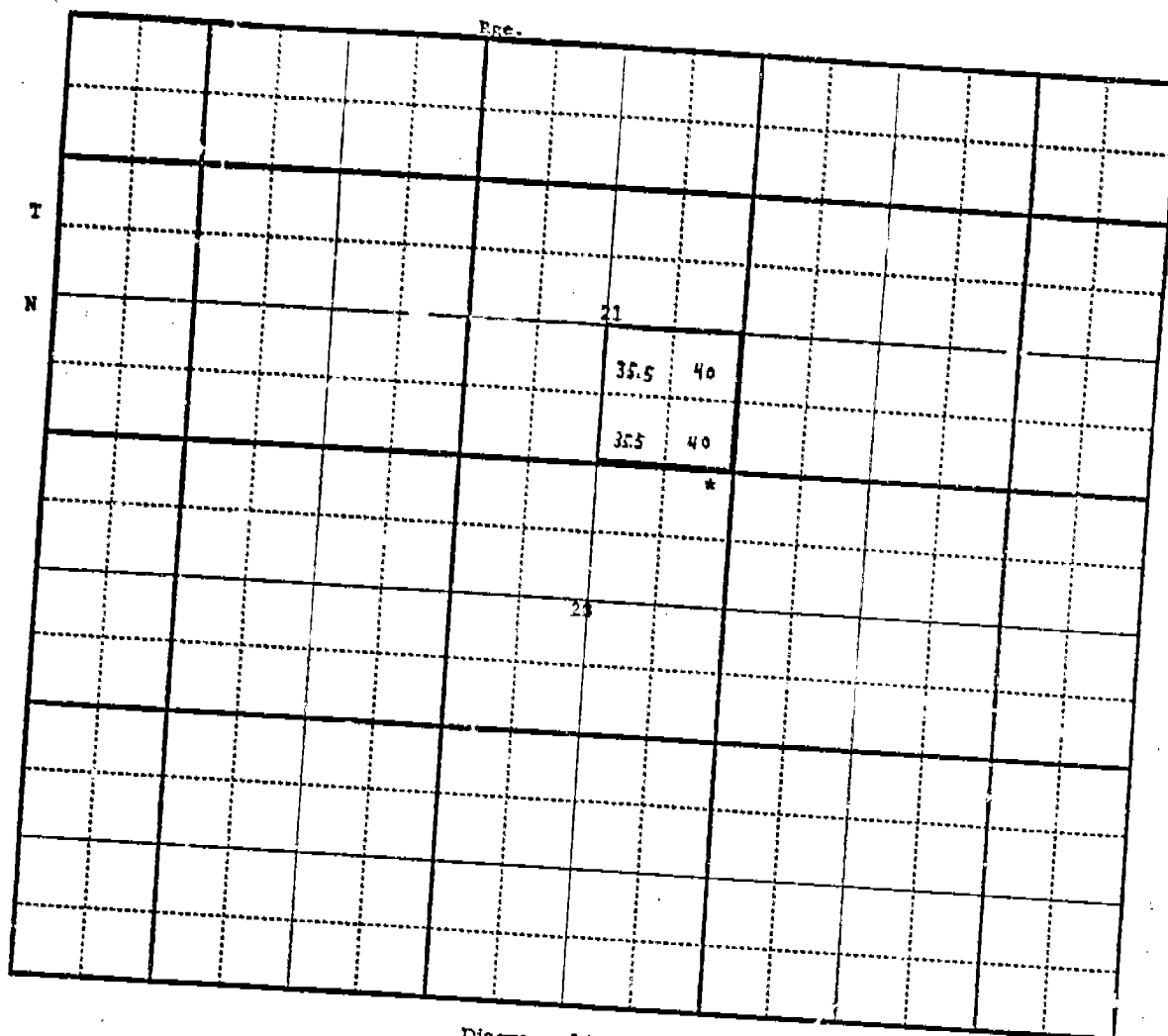
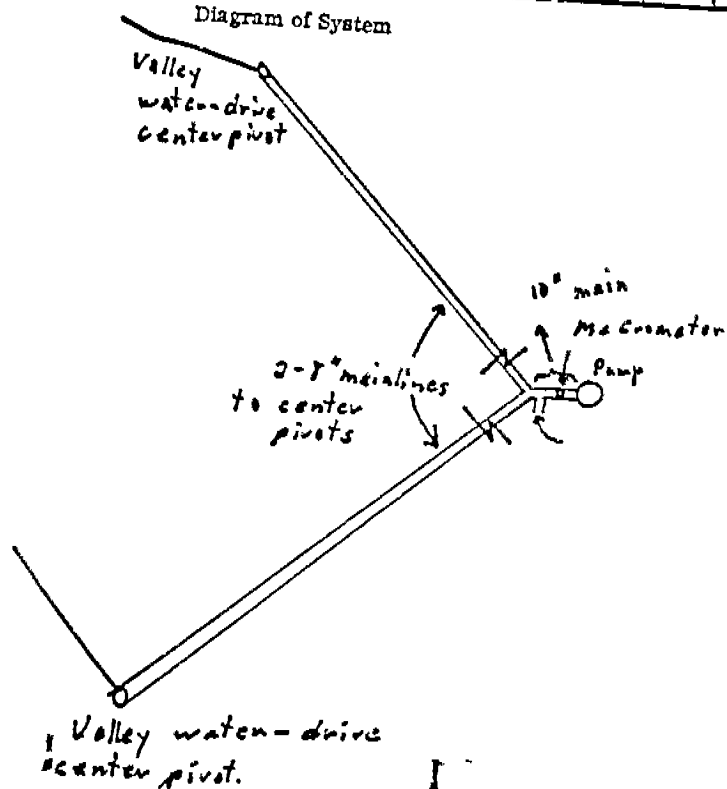


Diagram of System



DATE OF EXAM July 2, 76.

ACREAGE
Found 151 152 included 1/2 SE 1/4
Recommended 151 35.5 to 36 acres

Irrigation Requirement 3.0 Ac Ft/Ac 453 456 ac ft

USE
Irrigation Q = 3.02 c.f.s. V = 453 AF/Ann. from Apr 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 ✓

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

Exchange? yes no ✓

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

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

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

Total Q measured 5.17 cfs (70% + 7115) Method of measurement in LINE METER
Total Q recommended 3.02 cfs Meter No 75 16 111 Type PIZOMETER Edition STD. CONDITION

Total V recommended 453 AF/Ann.

Direct reading: 2200 gpm
Timed reading: .01 AF/84 sec.

Recommended Amendments: None

P.D.
Place of Use
Other
None

MEASUREMENT CALCULATION:

$$Q = \frac{(250)(P.I.H.)(.80)}{2.35 + 40(2.308)} = 539 \text{ cfs}$$
$$V = 151 (3.02 \text{ AF/ann}) = 453 \text{ AF/ann}$$
$$Q = .01 \text{ AF/84 sec} \times 433.6 \text{ AF/sec} = 538 \text{ cfs}$$

Note: measurement made w/ 100' and open
Discharge on $\rightarrow$ Pressure at 40 lbs.

SYSTEM DESCRIPTION:

Motor - "Westinghouse" 250 H.P., 3 phase, Ser #7205
Pump - "Pecolless" 300" F 14544
Center Pivot - "Valley" water powered, (1385' rotating radius)
Open discharge - exits 6" from P.D. extends south into ditch system.
10" steel main extends 8' to west of P.D. connects w/ buried mains
for center pivots. Discharge used to irrigate NW & SE corners of 1/4 section.
System described by Brian Kirkham.

P.D. is also on permit # 31-7000 for 302 cfs.

Examiner's Signature William L. Graham Date 8/23/76
Checked by Ernest M. Carlson Date 10/29/76
Approved by Date

17. 16
20 21

16. 22
21 22

A227

A373

A228

A374

151 A

20 21
28

12 22

OA
DIS

NOT TO SCALE



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

December 23, 1988

Mr. Dwain Kirkham
1842 East 1500 North
Terreton, ID 83450

RE: Irrigation and domestic claims

Dear Mr. Kirkham,

Thank you for submitting your claims to a water right in the Snake River Basin Adjudication. There are, however, several items that need correction before we can accept your claims. Because of this I have returned your claims and checks (#4475 for \$332.00, and #1429 for \$234.00).

You have submitted two irrigation claims and one domestic claim. A check of our records indicates that there are three irrigation rights registered for the land you wish to file on. They include two in the name of Dwain Kirkham (31-07090 and 31-07115), and one in the name of La Verne Kirkham (31-02394). I have included a copy of each of these rights as well as a map showing where each right is located.

Your domestic claim indicates that you have two homes on your well. Unfortunately, without a priority date, the Department cannot process your claim. The priority date is the date that the well was first put to a specific beneficial use. Due to legislation passed in the 1960's, any multiple domestic wells (wells with more than one home on them) that were first put to use after March 25, 1963 require the submittal of an Application for Permit. This should be filed instead of an Adjudication claim. If the priority date for your well is before March 25, 1963, you can file an Adjudication claim. The legal descriptions for the point of diversion and the place of use also indicate two different locations. Usually in the case of a domestic well, the place of use is the same as the point of diversion.

You'll find that I have also included unmarked copies of the map along with blank copies of the claim forms and instruction forms. If you wish to file on each irrigation right, one claim form per water right is required. Each part of these claim forms must be complete before the Dept. of Water Resources can accept them. If you wish to complete the claims at home, please do so in full and return the claims to the Idaho Falls office by January 31, 1989 to avoid any late fees.

MICROFILMED

NOV 17 1992

You may find it much easier to have one of our agents assist you with your filings. I recommend that you call and make an appointment at our Idaho Falls office for assistance. The phone number is 525-7161. Again, your claims will need to be in to us by January 31, 1988 to avoid any late fees.

Sincerely,

A handwritten signature in dark ink, appearing to read 'PRM', with a long horizontal flourish extending to the right.

Paul R. Meyer
WR Agent

MICROFILMED

NOV 17 1992