

RECEIVED

MAR 12 1993

Department of Water Resources

Eastern District Office

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: A29-00173

Date Received: 2/16/1993

Receipt No: E018250

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: THOMAS J. ARCHIBALD
Address: P O BOX 338
LAVA HOT SPRINGS ID 83246

10408 E. THUNDER Mtn RD

5339
208-776-~~5464~~

AND/OR

Name: KATHY D. ARCHIBALD
Address: P O BOX 338
LAVA HOT SPRINGS ID 83246

208-776-5464

2. Date of Priority: JUN 1, 1881

3. Source: DEMPSEY CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	38E	33	NE	SW			BANNOCK
10S	38E	4	NE	NW	3		BANNOCK
			SE	SW			BANNOCK

5. Description of diverting works:

1) SUBMERGED PUMP IN DEMPSEY CK 2) DITCH 3) W. DEMPSEY CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	09/15	2.400		

7. Total Quantity Appropriated is:

0.080 C.F.S. (and/or)

A.F.A.

NO, should be 0.80 cfs per Dec 28.

8. Total consumptive use is 128.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

MICROFILMED

APR 12 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	38E	33	SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
Section Acres							160.0
Total Acres							160.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-00172

14. Remarks:
THE WEST DEMPSEY CANAL IS PART OF THE ORIGINAL DIVERSION SYSTEM.
29-00172 ALSO IRRIGATES THE SAME ACRERAGE.

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): Thomas Carlsbald Date: 4/26/93

Date: _____

MICROFILMED

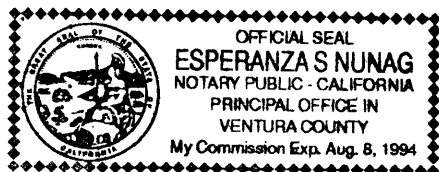
APR 12 1994

State of ^{gen} ~~Idaho~~ ^{California})
County of Ventura) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of February 19 93

Esperanza S. Nunag
Notary Public

Seal



Residing at PMFCU Pt. Hugo, Ca
My Commission Expires Aug. 8, 1994

MICROFILMED
APR 12 1994

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 A29-00173
Date Received 2-3-93
Receipt Number EO 18250 180
Rec'd 1-20-93

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Thomas J Archibald and Kathy D Archibald Phone (208) 776-5464
Mailing Address P.O. Box 338 LAVA Hot Springs ID Zip 83246

2. Date of Priority (Only one (1) per claim) June 1 1881

3. Source of water supply (a) Dempsey Creek
which is tributary to (b) Portneuf River

4. a. Location of existing point of diversion is: Township 9S Range 38E Section 33,
SW 1/4 of SW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of BANNOCK
T10S; R38E; S4 NW 1/4 of SW 1/4 Lot 4
Additional points of diversion if any: T10S; R38E; S4 SW

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. WEST DEMPSEY CANAL Head
gates, piping into irrigation Area. Submerged pump into
Dempsey Creek with piping to irrigation Area, Ditch in SW quarter

MICROFILMED

APR 12 1994

A2900173



6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4-15 to 9-15 amount 0.80 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.80 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 128 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
9S	38E	33							40	40	40	40							160

Total number of acres irrigated

160

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

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.
29-00172 W Dempsey Canal or None ()

14. Remarks: This water is being diverted in a different manner than the 1881 Application. The water is being used for the same purpose (irrigation) on the same parcel of land. The West Dempsey Canal is part of the original diversion system. The pumping is a different approach to more efficiently deliver the water for irrigation from original water source Dempsey Creek.

MICROFILMED

APR 12 1994

Last Name Archibald Ident No. _____

Copies: White -State, Yellow-Claimant

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

If applicable provide IDWR Water Right Number 29-00173
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) Thomas Archibald Date 4/15/93

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of ~~Idaho~~/or CALIFORNIA)
County of VENTURA) SS.

Subscribed and sworn (or affirmed) before me this 15TH day of JANUARY 19 93

SEAL

Notary Public [Signature]

Residing at 221 W. GONZALES RD OAKLAND, CA 94603

My Commission Expires SEP 2, 1996

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Archibald Ident. Number _____

MICROFILMED
APR 12 1994

Copies White-State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

4 inches equals 1 mile

1 mile

1/2 mile

33-

TOWNSHIP 9S
RANGE 38E
SECTION 33

West Dempsey
Creek

Point of
Diversion

South Half of NW Quarter

Point of
Diversion

Point of
Diversion

North Half of
SW Quarter

Ditch

Point of
Diversion

32- 33

33

4-

- 4-

TOWNSHIP 10S
RANGE 38E
SECTION 4

Dempsey
Creek

MICROFILMED

APR 12 1994

Last Name

Archibald

Idnt No.

Copies: White-State, Yellow-Claimant

Copies: White-State, Yellow-Claimant

