

12/14/2006

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

RIGHT NUMBER: 22-2149A

NAME AND ADDRESS: C M FULLMER IRRIGATION SYSTEMS INC  
C/O VAL LOFTHOUSE  
1618 S PIONEER RD  
IDAHO FALLS ID 83402

SOURCE: GROUND WATER  
SPRING

TRIBUTARY:  
TRIBUTARY: SINKS

QUANTITY: 0.350 CFS  
126.90 AFY

The rights listed below are limited to a total combined diversion rate of 2.09 cfs. Combined Right Nos.: 22-303E, 22-304E, 22-613F, 22-2149A, 22-4193C

PRIORITY DATE: 05/06/1953

POINT OF DIVERSION:  
T06N R45E S34 SESENE Within TETON County  
T06N R45E S34 NESE Within TETON County  
T06N R45E S34 NWNESE Within TETON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>         |
|-----------------------|----------------------|-------------------------|
| IRRIGATION            | 04/15 10/31          | 0.350 CFS<br>126.90 AFY |

PLACE OF USE: IRRIGATION in TETON County

|                  |      |       |               |      |       |
|------------------|------|-------|---------------|------|-------|
| T06N R45E S34    | SENE | 0.40  | T06N R45E S34 | NESE | 10.00 |
| T06N R45E S34    | NWSE | 27.00 |               |      |       |
| 37.4 ACRES TOTAL |      |       |               |      |       |

51 The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 22-303E, 22-304E, 22-613F, 22-2149A, and 22-4193C.

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.

10/11/2006

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

RIGHT NUMBER: 22-2149A  
NAME AND ADDRESS: CECIL LOFTHOUSE  
399 I ST  
IDAHO FALLS ID 83402  
  
ROBYN TAYLOR  
686 HILLTOP DR  
SALT LAKE CITY UT 84103  
  
GRACE F TAYLOR  
613 COLLEGE ST #4  
IDAHO FALLS ID 83401  
  
MERLE LOFTHOUSE  
399 I ST  
IDAHO FALLS ID 83402  
  
BLAINE TAYLOR  
686 HILLTOP DR  
SALT LAKE CITY UT 84103  
  
FULLMER FAMILY CORP  
10132 N 5TH E  
IDAHO FALLS ID 83401

SOURCE: GROUND WATER TRIBUTARY:  
SPRING TRIBUTARY: SINKS

QUANTITY: 0.320 CFS  
126.900 AFY

The rights listed below are limited to a total combined diversion rate of 2.09 cfs. Combined Right Nos.: 22-303E, 22-304E, 22-613F, 22-2149A, 22-4193C

PRIORITY DATE: 05/06/1953

POINT OF DIVERSION:  
T06N R45E S34 SESENE Within TETON County  
T06N R45E S34 NESE Within TETON County  
T06N R45E S34 NWNESE Within TETON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>         |
|-----------------------|----------------------|-------------------------|
| IRRIGATION            | 04/15 10/31          | 0.320 CFS<br>126.90 AFY |

PLACE OF USE: IRRIGATION Within TETON County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T06N R45E S34 | SENE | 0.40  | T06N R45E S34 | NESE | 10.00 |
| T06N R45E S34 | NWSE | 27.00 |               |      |       |

37.4 ACRES TOTAL

51

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 22-303E, 22-304E, 22-613F, 22-2149A, and 22-4193C.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

$$\frac{.80 \text{ CFS}}{95 \text{ AC}} (37.4) = .32 \text{ CFS}$$

10/11/2006

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

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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.

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 22-2149A  
Date Received: 10/5/1988  
Receipt No: X777777  
Received By:

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

1. Name of Claimant(s)

C M FULLMER IRRIGATION SYSTEM Phone: (208)745-6236

254 N 3900 E  
RIGBY ID 83442

2. Date of Priority: 05/06/1953

3. Source: GROUND WATER , SPRING Trib. to: , SINKS

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 06N      | 45E   | 34      | SW SE NE              | TETON  |      |
| 06N      | 45E   | 34      | SW SE NE              | TETON  |      |

5. Description of diverting works:

PORTABLE PUMP AT SPRING

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 4/15 | 10/15 | 0.35   |            |

7. Total Quantity Appropriated is:  
0.35 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 |
|----------|-------|---------|----------------|------------|-------|
| 06N      | 45E   | 34      | SW NE          | IRRIGATION | 6     |

|    |    |            |    |
|----|----|------------|----|
| SE | NE | IRRIGATION | 34 |
| NE | SE | IRRIGATION | 36 |
| NW | SE | IRRIGATION | 40 |

Section Acres 116

Total Acres 116

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

14. Remarks:

OTHER WATER RIGHTS USED: 22-303C, 22-304C, 22-613C

PD FOR GROUNDWATER: NESE, S34, 6N, 45E.

PD FOR SPRING: SENE, S34, 6N, 45E.

\*\*\*\*\*THIS NOTICE IS RESULT OF CHANGE IN OWNERSHIP FOR PORTION OF A22-02149, PAID  
UNDER E002902.  
06-05-90 EMC.

15. Basis of Claim: License

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: A22-02149A

Date Received: 10/05/1988

Receipt No: ~~E002902~~ X77777

Received By: EMC.

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: C. M. FULLMER IRRIGATION SYSTEM 208-745-6236  
Address: 254 N. 3900 E.  
RIGBY, ID 83442

2. Date of Priority: MAY 06, 1953

3. Source: GROUNDWATER TRIB. to:  
SPRING SINKS

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 06N      | 45E   | 34      | SW     | SE     | NE  |     | TETON  |

5. Description of diverting works:  
PORTABLE PUMP AT SPRING

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 0.350  |      |        |

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

8. Total consumptive use is 102.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 06N           | 45E   | 34      | NE     | SE  |     | IRR | 11.0  |
|               |       |         | NW     | SE  |     | IRR | 40.0  |
| Section Acres |       |         |        |     |     |     | 51.0  |

A22-02149A

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Date: 06/13/90

A2202149A



MICROFILMED

OCT 29 1992

10. Place of Use: Continued

Total Acres 51.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:  
A22-00303C, A22-00304C, A22-00613C

14. Remarks:  
P/D FOR GROUNDWATER: NESE, S34, 6N, 45E.  
P/D FOR SPRING: SENE, S34, 6N, 45E.

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): \_\_\_\_\_ 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 \_\_\_\_\_

I-6

Top 60  
Rye 45E

T-6

S 1/2 NE 1/4

NY 8 E 1/4

T-6

34 35

34 35

Well

A22-02149.

NOT TO SCALE

