

10/17/2006

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

RIGHT NUMBER: 22-2183

NAME AND ADDRESS: FRANK SUMMERS INC
C/O KELLY SUMMERS
327 S 3000 E
SUGAR CITY ID 83448

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.000 CFS
525.00 AFY

Right Nos. 22-2183 and 22-10483 are limited to a total combined diversion rate of 2.0 cfs and to a total combined annual diversion volume of 742 AF.

PRIORITY DATE: 08/29/1960

POINT OF DIVERSION: T06N R40E S26 NESWSW Within MADISON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	2.000 CFS 525.00 AFY
PLACE OF USE:	<u>IRRIGATION Within MADISON County</u>		
	T06N R40E S26	NESW 39.00	T06N R40E S26 NWSW 38.00
	T06N R40E S26	SWSW 37.00	T06N R40E S26 SESW 39.00
	T06N R40E S27	NENE 39.00	T06N R40E S27 NWNE 7.10
	T06N R40E S27	SENE 16.00	
	215.1 ACRES TOTAL		

This right is limited to the irrigation of 150 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 215.1 acres in a single irrigation season. Combined Right Nos.: 22-2183 and 22-10483.

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 No. 22-10483 is also diverted through point of diversion described above.

Right No. 22-10483 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

09/30/2005

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

RIGHT NUMBER: 22-2183
NAME AND ADDRESS: FRANK SUMMERS INC
C/O KELLY SUMMERS
327 S 3000 E
SUGAR CITY ID 83448

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 1.900 CFS
525.00 AFY

Right Nos. 22-2183 and 22-10483 are limited to a total combined diversion rate of 2.0 cfs and to a total combined annual diversion volume of 742 AF.

PRIORITY DATE: 08/29/1960

POINT OF DIVERSION:
T06N R40E S26 NESWSW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.900 CFS 525.00 AFY

PLACE OF USE: IRRIGATION Within MADISON County

T06N R40E S26	NESW	38.0	T06N R40E S26	NWSW	38.0
T06N R40E S26	SWSW	37.0	T06N R40E S26	SESW	37.0
T06N R40E S27	NENE	39.0	T06N R40E S27	NWNE	7.0
T06N R40E S27	SENE	16.0			

212 ACRES TOTAL

This right is limited to the irrigation of 150 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 212 acres in a single irrigation season. Combined Right Nos.: 22-2183 and 22-10483.

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 No. 22-10483 is also diverted through point of diversion described above.

Right No. 22-10483 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

Right includes accomplished change in place of use 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 22-2183
Date Received: 8/17/1988
Receipt No: E001377
Received By:

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

1. Name of Claimant(s)

FRANK SUMMERS INC Phone: (208)356-5375
327 S 3000 E
SUGAR CITY ID USA 83448

2. Date of Priority: 08/29/1960

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	40E	26	SW SW	MADISON	

5. Description of diverting works:

WELL AND PUMP TO SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	2	

7. Total Quantity Appropriated is:
2 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	40E	26	NE SW	IRRIGATION	40
			NW SW	IRRIGATION	39
			SW SW	IRRIGATION	39

SE	SW	IRRIGATION	40
		Section Acres	158
		Total Acres	158

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:

14. Remarks:

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: A22-02183
Date Received: 8/02/1988
Receipt No: E001377
Received By: HCS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUMMERCO INC. 208-356-7803
Address: 27 N. 3000 E.
SUGAR CITY, ID 83448
OR
Name: FRANK SUMMERS INC. 208-356-6875
Address: 327 S. 3000 E.
SUGAR CITY, ID 83448



2. Date of Priority: AUG 29, 1960
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	26	SW	SW			MADISON

5. Description of diverting works:
WELL AND PUMP TO SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

8. Total consumptive use is 316.0 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	40E	26	NE		SW		IRR	40.0
			NW		SW		IRR	39.0
			SW		SW		IRR	39.0
			SE		SW		IRR	40.0
							Section Acres	158.0
							Total Acres	158.0

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: LICENSE
Water Right Number: 28988

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): Stacy Summers Date: 8-16-88

Date: _____

For Organizations:

I do solemnly swear or affirm that I am Pres of

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

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

Stacy Summers
Signature of Authorized Agent
Pres Summers Inc
Title and Organization
8-16-88
Date

State of Idaho)
County of Madison) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of August 19 88

Kerry S. Wilcox
Notary Public

Seal

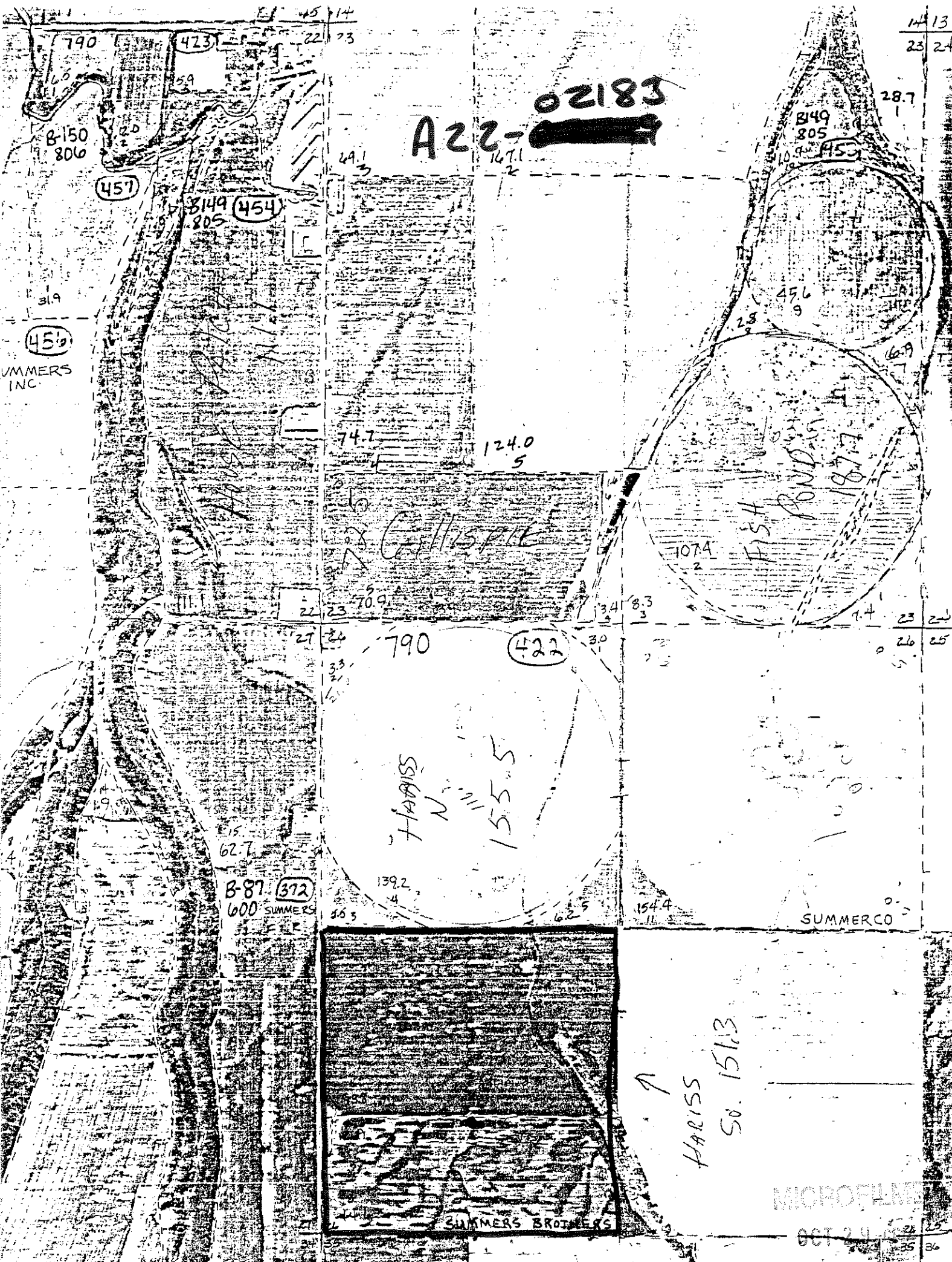
Residing at Reuburg, Idaho

My Commission Expires 7-10-91
3 Date: 08/16/88

A22-02183

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OCT 29 1988



MICROFILMED
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