

PD

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

A31-10937

Date Received

5-1-90

Receipt Number

X11111

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) U. S. America, USDA, ARS Phone (208) 374-5409Mailing Address HC 62, Box 2010, U. S. Sheep Expt. Station, Dubois, ID Zip 834232. Date of Priority (Only one (1) per claim) 25th May 1, 18913. Source of water supply (a) Ground Water
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 14N Range 36E Section 20,
SE 1/4 of SW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Clark

Additional points of diversion if any: _____

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.Well is 30 feet deep with a 10 inch casing. Water is pumped by a portable electric
pump (1/3 horse power) connected to a 15' PVC pipe (slope) 1" diameter.Capacity: unknown

A310937



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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 05/15 to 11/01 amount 4 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ 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	
16D	36E	20																	

Total number of acres irrigated _____

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

12. Do you own the property listed above as place of use? Yes X 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.
_____ or None ()

14. Remarks:

Water is used by one - two families during the summer for drinking, washing and gardening (garden is approximately 50' west of house and 25'x75' in size).

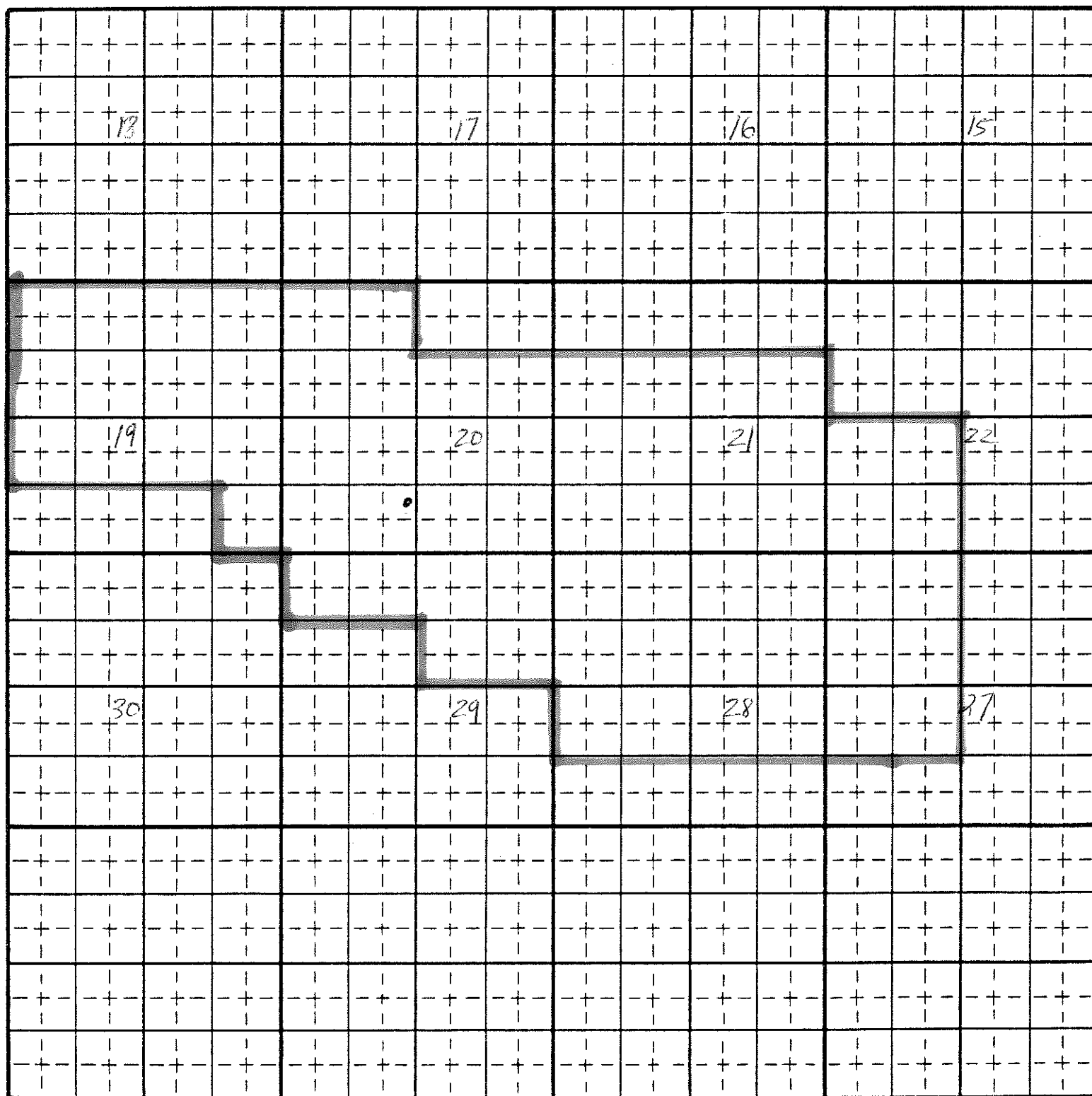
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Nov 18 1992

Last Name _____ Ident No. _____

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



• Point of Diversion

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NOV 18, 1992

Last Name _____ 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 _____
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) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Research Leader _____
of _____ Title
USDA, ARS, U. S. Sheep Expt. Station _____, that I have signed the foregoing
Organization
document in the space below as _____ Research Leader _____ of _____ USDA, ARS, USSES
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ *Hudson A. Blimp* _____

Title and Organization Research Leader for USDA, ARS, USSES Date 12-15-89

State of Idaho/or _____)
County of *Clark*) SS.

Subscribed and sworn (or affirmed) before me this *15th* day of *December* 19*89*

SEAL

Notary Public *John D. Javennet*

Residing at *Quincy, ID*

My Commission Expires *9-30-91*

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Peter Monson, Esq. 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 Indian Resources Section, Land & Natural Resource Section, U.S. Dept. of Justice
P. O. Box 44378, Washington, D.C. 20026-4378

Date _____

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NOV 18 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

WARRANTY DEED

THIS INSTRUMENT, made the 29th day of May in the year of our Lord one thousand nine hundred and forty-one between PHEBE E. HANSEN, sometimes known as Mrs. R. E. Hansen, a widow, of Blaine County of Bingham, State of Idaho, the party of the first part, and the UNITED STATES OF AMERICA, the party of the second part,

WITNESSETH: That the said party of the first part, for and in consideration of the sum of One Thousand One Hundred Twenty and no/100 (\$1120.00) Dollars, lawful money of the United States of America, to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents Grant, Bargain, Sell and Convey and Confirm unto the said party of the second part, or its assigns, forever, all that certain lot, piece, or parcel of land situate, lying and being in the County of Clark, State of Idaho, bounded and more particularly described as follows, to-wit:

The Northeast quarter of the Northwest quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), the North half of the Northeast quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$), and the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 19; the North half of the Northwest quarter (N $\frac{1}{2}$ NW $\frac{1}{4}$), the Southwest quarter of the Northwest quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$), and the Northwest quarter of the Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, Township 14 North, Range 36 East, Boise Meridian, containing 320.00 acres of land, more or less, together with all water or water rights appertaining thereto.

Subject to a right of way for a public highway as conveyed by R. E. Hansen and Phoebe E. Hansen, his wife, to the State of Idaho, by deed dated October 17, 1932, recorded March 15, 1933 in Book 3 page 719 of Deeds, records of Clark County, State of Idaho, and any vested and accrued water rights, and rights of way for roads, railroads, ditches, and canals, as now constructed.

(\$1.65 l.h. s. attached and cancelled 5/29/41 by R. E. H.)

TOGETHER with all and singular the tenements, hereditaments and appurtenances there-

Microfilmed

Nov 18 1992

Exhib. 175

234.11.7455

Warranty Deed

being, or in anywise a retaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, a l and singular, the said premises together with the appurtenances and privileges thereunto incident, unto the said party of the second part, or its assigns forever. And the said party of the first part, and her heirs, the said premises in the quiet and peaceable possession of the said party of the second part, or its assigns, against the said party of the first part and her heirs, and against all and every person or persons whatsoever lawfully claiming or to claim the same, shall and will warrant, and by these presents forever defend.

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal the day and year first above written.

Signed, sealed and delivered in the
Presence of Earl W. Cory

Phoebe E. Hansen

STATE OF IDAHO)
; ss.
COUNTY OF BINGHAM)

On this 29th day of May in the year 1941, before me Earl W. Cory, a Notary Public in and for said County and State, personally appeared **PHOEBE E. HANSEN**, sometimes known as MRS. R. E. HANSEN, a widow, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Notary seal
My commission expires: February 3th, 1945.

Earl W. Cory, Notary Public in and
for the State of Idaho
Residing at Blackfoot

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Nov 18 1992

sum of One Thousand One Hundred Twenty and no/100 (\$1120.00) Dollars, lawful money of the United States of America, to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents Grant, Bargain, Sell and Convey and Confirm unto the said party of the second part, or its assigns, forever, all that certain lot, piece, or parcel of land situate, lying and being in the County of Clark, State of Idaho, bounded and more particularly described as follows, to-wit:

The Northeast quarter of the Northwest quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), the North half of the Northeast quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$), and the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 19; the North half of the Northwest quarter (N $\frac{1}{2}$ NW $\frac{1}{4}$), the Southwest quarter of the Northwest quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$), and the Northwest quarter of the Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 20, Township 14 North, Range 36 East, Boise Meridian, containing 320.00 acres of land, more or less, together with all water or water rights appertaining thereto.

Subject to a right of way for a public highway as conveyed by R. E. Hansen and Phoebe E. Hansen, his wife, to the State of Idaho, by deed dated October 17, 1932, recorded March 15, 1933 in Book 3 page 719 of Deeds, records of Clark County, State of Idaho, and any vested and accrued water rights, and rights of way for roads, railroads, ditches, and canals, as now constructed.

(\$1.00 l.i. s. attached and cancelled 5/29/41 by I. E. H.)

TOGETHER with all and singular the tenements, her appurtenances there-

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NOV 18 1992

THIS INDENTURE, Made the 15th day of July, In the year of our Lord one thousand nine hundred and forty, between William L. Baugh, sometimes known as W. L. Baugh, and Louie C. Baugh, his wife, of the County of Salt Lake, State of Utah, the parties of the first part, and the United States of America, the party of the second part,

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of Seven Thousand Two Hundred (\$7200.00) Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto the said party of the second part, or its assigns, Forever, all that certain lot, piece or parcel of land situate lying and being in the County of Clark State of Idaho, bounded and more particularly described as follows, to-wit:

The Southwest quarter of the Northeast quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$), the Southeast quarter of the Northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Lot three (3), the Northeast quarter of the Southwest quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), the North half of the Southeast quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$), the Southeast quarter of the Southeast quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 19; the South half of the Northeast quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$), the Southeast quarter of the Northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), and the Northeast quarter of the Southwest quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), and the South half of the Southwest quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$), and the Southeast quarter (SE $\frac{1}{4}$) of Section 20; the South half of the Northwest quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$) of Section 21; the West half of the Northeast quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$), the South half of the Northwest quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$), and the Northwest quarter of the Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 23; the Northeast quarter (NE $\frac{1}{4}$), and the North half of the Northwest quarter (N $\frac{1}{2}$ NW $\frac{1}{4}$) of Section 23, Township 14 North, Range 36 East, Boise Meridian, containing 1191.84 acres of land, more or less.

Together with all water or water rights heretofore used, had, or enjoyed on the above described land however evidenced, being those water rights described as follows: No. 25 on Modock Creek for 4 second feet of water, date of said right being May 13, 1901, the point of diversion of said 4 c. f. s. of water being from Modock Creek, a tributary of Beaver Creek, in or near the Southeast corner of Section 19, Township 14 North, Range 36 East, B.M. No. 26 on Modock Creek for 3.2 second feet of water, date of said right being May 1, 1891, 1.6 c.f.s. of which is diverted in the Northwest quarter of the Southwest quarter of Section 19, Township 14 North, Range 36 East, P.M., and 1.6 c.f.s. of which has its source in Beaver Creek Canyon, a tributary of Beaver Creek, and the point of diversion is in or near the Southwest corner of Section 20, Township 14 North, Range 36 East, B.M.

And together with other water and water rights as may be appurtenant to the area hereby conveyed. Subject to all rights of way outstanding in third parties for roads, railroads, ditches, canals, telephone lines, telegraph lines, power lines, and other rights of way.

TOGETHER With all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in anywise appertaining, and the rents, issues and profits thereof.

NOV 18 1943

On the 17 day of October in the year 1940, before me F. A. Hagelin, a Notary Public in and for said County and State, personally appeared E. H. Dewey and S. N. Dewey, his wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Seal

Filed for record at request of Clark Co. Abst. & Rlty. Co. at 10 minutes past 10 o'clock A.M., this 27 day of July, 1942 and recorded in Book 12 of Deeds, page 113.
Fees: \$.80
B. H. Thomas, Recorder
14555

WARRANTY DEED

F. A. Hagelin
Notary Public in and for the State of Idaho,
residing at Nampa, Idaho
My commission expires May 8, 1943
By *James Ellis* Deputy

AB 12-1113

THIS INDENTURE, Made the 26th day of December in the year of our Lord one thousand nine hundred and forty One, between ROBERT T. BOATMAN, sometimes known as R. T. Boatman, and MARTHA E. BOATMAN, his wife, of Humphreys, Idaho, the parties of the first part, and the UNITED STATES OF AMERICA, the party of the second part,

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of Seven Thousand (\$7000.00) DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof I hereby acknowledged, do by these presents Grant, Bargain, Sell and Convey and Confirm unto the said party of the second part, or its assigns, forever, all that certain lot, piece or parcel of land situate, lying and being in the County of Clark, State of Idaho, bounded and more particularly described as follows, to-wit:

The South half (S $\frac{1}{2}$), and the South half of the Northeast quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) of Section 21; the Southwest quarter (SW $\frac{1}{4}$) of Section 22; the Northwest quarter (NW $\frac{1}{4}$), and the North half of the Southwest quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 27; the North half of the Northwest quarter (N $\frac{1}{2}$ NW $\frac{1}{4}$), the Northeast quarter of the Southwest quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), the East half of the Northeast quarter

(continued on page 116)

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NOV 18 1992

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances and privileges thereunto incident, unto the said party of the second part, or its assigns forever. And the said parties of the first part and their heirs the said premises in the quiet and peaceable possession of the said party of the second part, or its assigns, against the said parties of the first part and their heirs, and against all and every person or persons whatsoever lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals, the day and year first above written.

Signed, sealed and delivered in the presence
of:

William L. Baugh
Louie C. Baugh

(\$3.25 U.S. Revenue Stamps attached and cancelled 1/7/41)

STATE OF UTAH)
COUNTY OF SALT LAKE) ss.

On this 15th day of July in the year 1940, before me H.B. Stowe a Notary Public in and for said County and State, personally appeared William L. Baugh, sometimes known as W. L. Baugh, and Louie C. Baugh, his wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same. ~~Witness my hand and seal of office at Salt Lake City, Utah, this 15th day of July 1940.~~

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

SEAL

H.B. Stowe, Notary Public in and for
the State of Utah
Residing at Salt Lake City.
My commission expires March 3, 1941.

Filed for record at the request of John A. Carver,
U.S. Attorney, at 16 minutes past 9 A.M., this 10th
day of January 1941 and recorded in Book 11 of
Deeds, page 396.
Fees, \$1.00

B. H. Thomas, Recorder

By Spaul Smith Deputy

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NOV 18 1992

(E3NE1/4), and the North half of the Southeast quarter (N1/2SE1/4) of Section 28, all in Township 14 North, Range 36 East, Boise Meridian, containing 1080 acres of land, more or less.
(\$7.70 I. R. Stamps affixed and cancelled 12-26 by RTB)
Subject to rights of way for roads, ditches and canals as now constructed over and across said property.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances and privileges thereunto incident, unto the said party of the second part, or its assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, or its assigns, against the said parties of the first part, and their heirs, and against all and every person or persons whatsoever lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals, the day and year first above written.

Signed, sealed and delivered in
presence of: Robert B. Holden

Robert T. Boatman

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NOV 18 1992

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

US ARS

CLAIM IDENT. NO.

A31-10937

DATE RECEIVED

5-01-90

CK #

X11111

AMOUNT \$

—

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☒ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☐ YES ☒ N/A ☐ NO *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? ☐ YES ☒ N/A ☐ NO *
- Is the consumptive use correct? ☐ YES ☒ N/A ☐ NO *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☐ YES ☒ N/A ☐ NO *
10. Is (are) the place(s) of use and purpose(s) indicated? ☐ YES ☒ Use P/D. ☐ NO *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☐ YES ☒ NO *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ YES ☒ N/A ☐ NO *
15. Is the basis of the claim indicated? ☐ YES ☒ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☒ N/A ☐ NO *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☐ YES ☒ Exempt ☐ NO *
21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☒ N/A ☐ NO *
22. Should this claim be data entered? ☒ YES ☐ NO *

Claim checked by: [Signature]

Date:

8-21-91

Claim must be returned to claimant:

☐ (Yes) ☒ (No)

Claimant must be notified of modifications:

☐ (Yes) ☒ (No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

D. Smith

Date:

Date:

Date:

8-23-91

Checked by:

[Signature]Date: 8-27-91

Comments:

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NOV 18 1992



United States
Department of
Agriculture

Farmers
Home
Administration

3232 Elder Street
Boise, Idaho 83705

March 4, 1994

Mr. Dave Carlson
Water Right Agent, Adjudications
Department of Water Resources
900 North Skyline Dr.
Idaho Falls, Idaho 83402-1718

RECEIVED
MAR 7 1994

Department of Water Resources
-Eastern District Office

Dear Mr. Carlson:

On March 3, 1994 Farmers Home Administration (FmHA) received a letter from you advising the agency that we needed to provide proof to support the priority date on several different water right claims. Out of concern I called you today concerning this matter. This letter is to summarize the results of our telephone conversation regarding this issue.

During our visit you indicated that the letter we received was sent due to the filings not matching a computer module of the system. You further indicated that it would not be necessary to submit any proof to support the priority dates claimed. The rights in question were as follows:

1. ~~A31-10937~~ for domestic use from groundwater sources
2. A31-10938 for stockwater use from a spring
3. A31-10939 for stockwater use from a spring
4. A31-10940 for stockwater use from a spring
5. A31-10941 for stockwater use from a spring
6. A31-10942 for stockwater use from a spring
7. A31-10943 for stockwater use from a spring

In the case of water right number A31-10937 for domestic use with a .4 CFS diversion rate you indicated that the total diversion rate may be reduced to .04 CFS which would still be adequate for household use, washing and gardening. Based on our conversation it is my understanding that the other water right claims would remain unchanged.

MICROFILMED

APR 15 1994



Farmers Home Administration is an Equal Opportunity Lender.
Complaints of discrimination should be sent to:
Secretary of Agriculture, Washington, D.C. 20250

If my understanding is not correct or if FmHA is required to submit any information on this matter please contact me at (208) 334-9148. Thank you for your consideration in this matter.

William A. York

WILLIAM A. YORK
Farmer Program Specialist

cc: County Supervisor, FmHA, Rexburg, Idaho
District Director, FmHA, Blackfoot, Idaho

MICROFILMED
APR 15 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: **A31-10937**
Date Received: 5/ 1/1990
Receipt No: X111111
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: UNITED STATES OF AMERICA, ACTING THROUGH 208-374-5409
Address: USDA, ARS
HC 62 BOX 2010
USSES
DUBOIS ID 83423

2. Date of Priority: MAY 1, 1891

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	36E	20		SE	SW		CLARK

5. Description of diverting works:
30'DEEP W/10" CASING, 1/3 HP PORTABLE ELEC.PUMP W/15'-1" PVC PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	05/15	11/01	0.400		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1-2 FAMILIES SUMMER USE FOR DRINKING, WASHING AND GARDENING

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	36E	20	SE	SW		DOMEST	NOV 14 1990

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NOV 14 1990

11. Place of use in counties: CLARK
12. Do you own the property listed above as place of use? YES
13. Other Water Rights Used:
NONE
14. Remarks:
GARDEN APPROX. 50' WEST OF HOUSE AND 25'X75' IN SIZE
15. Basis of Claim: BENEFICIAL USE

MICROFILMED
NOV 14 1996

CCUR

12/15/2000

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-10937

Owner Type Name and Address
Current Owner UNITED STATES OF AMERICA, USDA ARS
 ~~USDA ARS~~ *OK*
 HC 62 BOX 2010
 ~~USSES~~ *OK*
 DUBOIS, ID 83423
 (208)374-5409

Attorney PETER MONSON
 INDIAN RES SEC LND & NAT RES
 US DEPT OF JUSTICE
 999 18TH ST STE 945
 DENVER, CO 80202
 (303)294-1950

Also Known As ARS
Also Known As US DEPT OF AGRICULTURE

Priority Date: 05/01/1891
Basis: Beneficial Use
Status: Valid

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	5/15	11/01	0.4 CFS		
Total Diversion			0.4 CFS		

Point(s) of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County
14N 36E 20 SE SW 0 CLARK

Place(s) of use:

Place of Use Legal Description: DOMESTIC CLARK County

<u>Townsh</u>	<u>Rang</u>	<u>Secti</u>	<u>Lo</u>	<u>Tract</u>	<u>Acres</u>	<u>Lo</u>	<u>Tract</u>	<u>Acres</u>	<u>Lo</u>	<u>Tract</u>	<u>Acres</u>	<u>Lo</u>	<u>Tract</u>	<u>Acres</u>
<u>ip</u>	<u>e</u>	<u>on</u>	<u>t</u>			<u>t</u>			<u>t</u>			<u>t</u>		
14N	36E	20		SESW										

Remarks:

1. General GARDEN APPROX. 50' WEST OF HOUSE AND 25'X75' IN SIZE

Dates:
Licensed Date:
Claim Received Date: 05/01/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

*PROPERTY AREA
US SHEEP
EXPERIMENT
STATION*

*Power No
County does
not have
them
on
then
tax
rolls
de. are
JC
12/28/00*

Water Right 31-10937

Element Reviewed/Verified Dates: No dates found

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector: OR
Overall Max Diversion Rate: 0.4
Overall Max Diversion Volume: 0
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:NONE RECEIVED
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Verification Log: No log entries

RECEIVED

01/25/2001

MAR 02 2001

Department of Water Resources
Eastern Region

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 9, 2001

Water right number: 31-10937

UNITED STATES OF AMERICA ACTING THROUGH
USDA ARS
US SHEEP EXPERIMENT STATION
HC 62 BOX 2010

DUBOIS ID 83423
Telephone Number: (208)374-5409

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

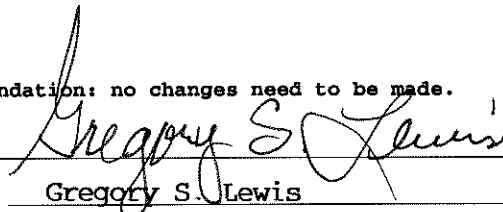
2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 02-21-01

SIGNATURE:



Please print your name: Gregory S. Lewis

IDWR Regional Office, 900 N Skyline, Idaho Falls, ID 83402, 2085257161