

1

3

2

6

5

32-02100
5.42 CFS
360 ACRES

12

12

7

13

14

13

18

17

T. 8 N.

R. 31 E. R. 32 E.

R. 32 E. R. 33 E.

24

20

1997 Irrigation on Newman Farms and D-D Farms

- General boundary of 1997 irrigation - Newman
- General boundary of 1997 irrigation - D-D
- Areas not irrigated in 1997

Explanation

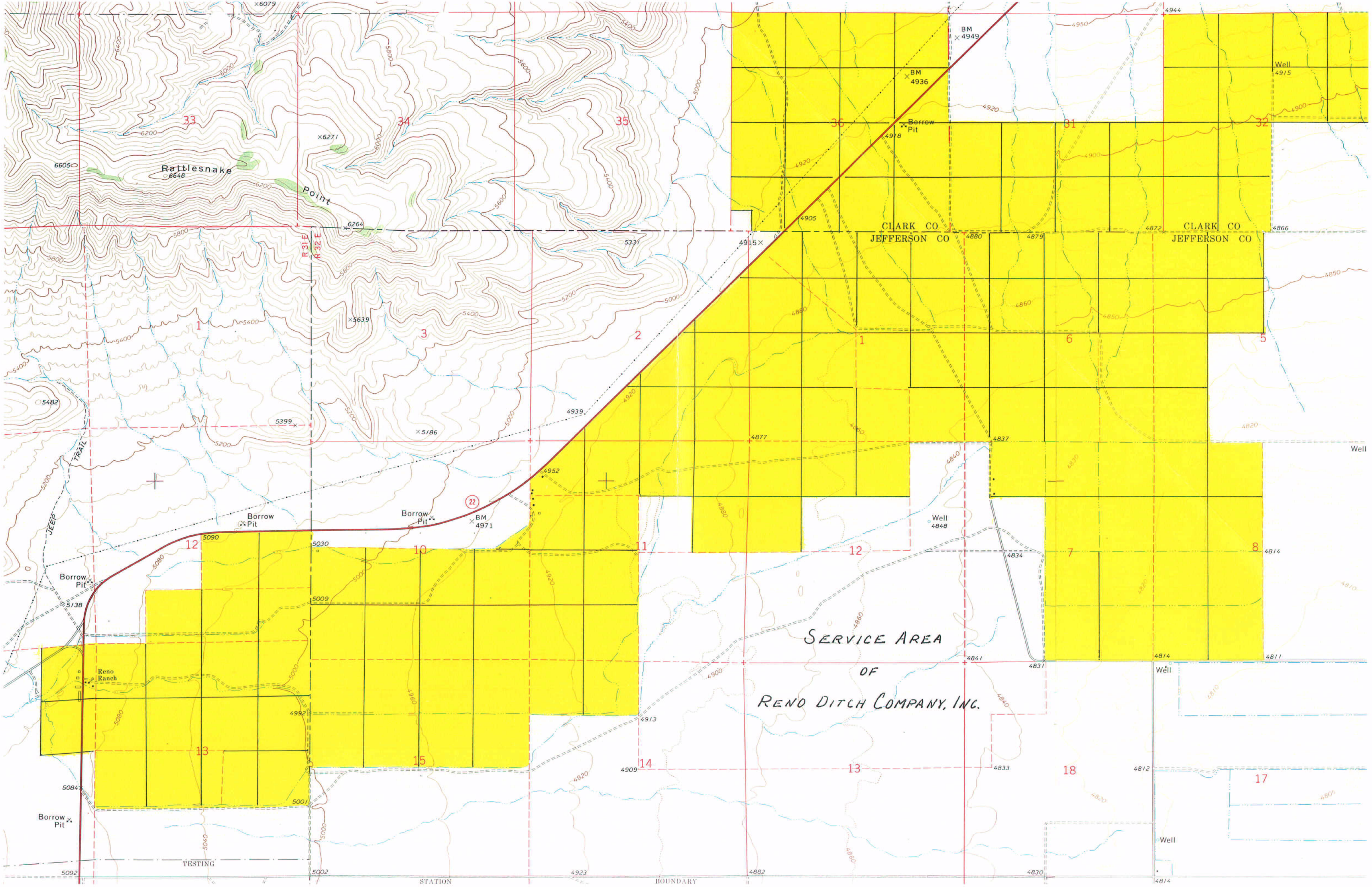
Areas irrigated during 1997 are overlain on a 1987 aerial photo. 1997 irrigation determined from aerial photos taken July 15, 1997. 1987 irrigation determined from Spatial Dynamics analysis of landsat photograph. Top number is 1987; bottom number is 1997.

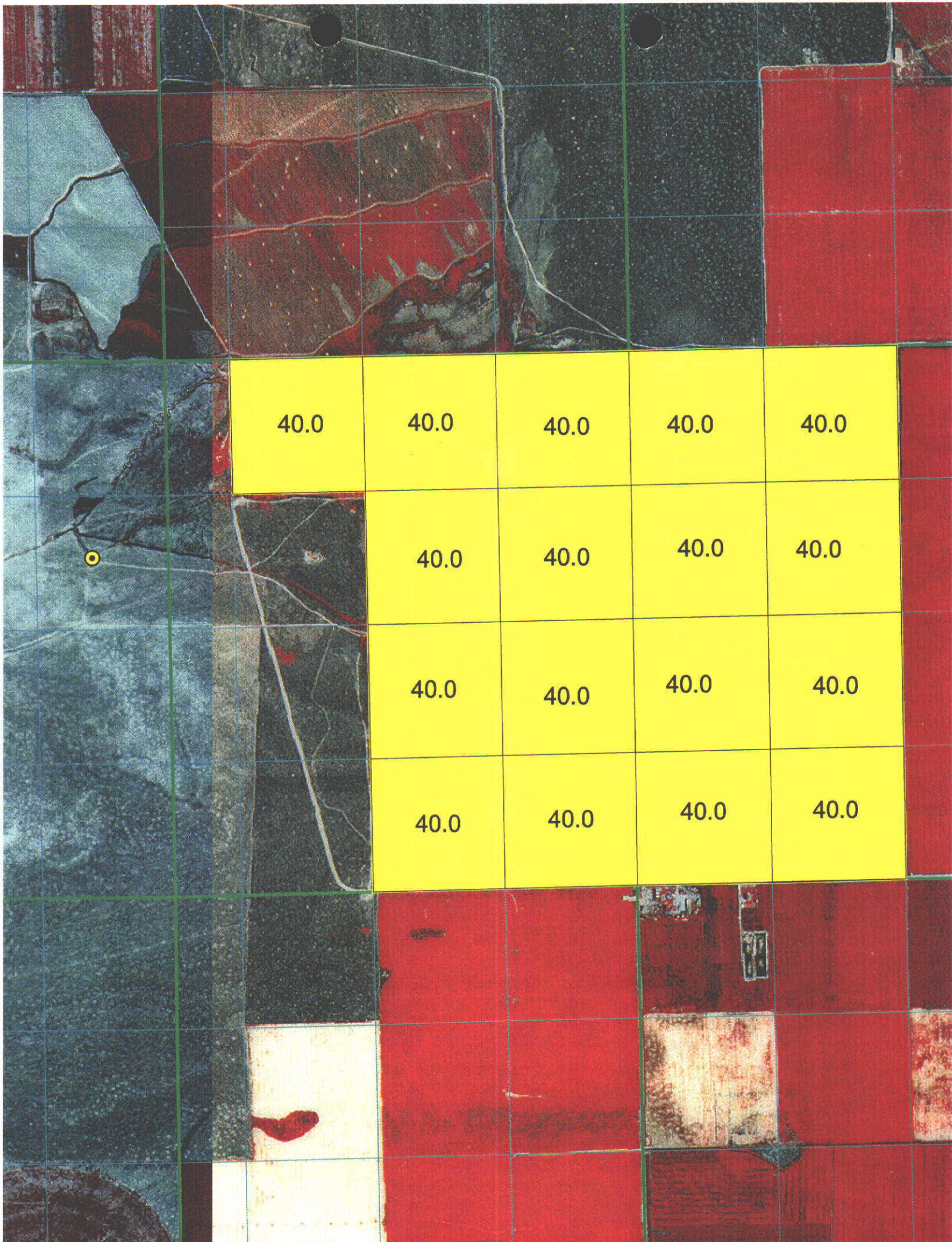
Acreage Summary

	1987	1997	Chg
D-D	979	1578	+599
Newman	1185	1353	+168
TOTAL	2164	2931	+767

BROCKWAY ENGINEERING 3/6/98

SCALE: 1 INCH = 2000 FT





AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
County of Jefferson)

I, Terry Carr
of the Jefferson Star, published weekly at
Rigby, Jefferson County, Idaho, do
solemnly swear that the Notice of
Enlargement...
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in
any supplement issue thereof for 2
consecutive issues, the first publication
having been made on 2-23-00
and the last publication having been made
on 3-1-00.

Further, that said newspaper is one of
general circulation in said county; that it is a
legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide
subscribers living within the county of
publication; and that it has been
continuously and uninterruptedly published
in said county during a period of seventy-
eight consecutive weeks prior to the first
publication of the said notice.

Terry Carr

On this 1st day of March
in the year of 2000, before me, a Notary
Public, personally appeared

Terry Carr,

known or identified to me to be the person
whose name subscribed to the within
instrument, and being by me first duly
sworn, declared that the statements therein
are true, and acknowledged to me that she
executed the same.

Crystal Foster

Notary Public of Idaho

Residing at 1032 N. 1100 E. - Shelley, ID

My commission expires March 8, 2005

NOTICE OF ENLARGEMENT OF WATER RIGHT

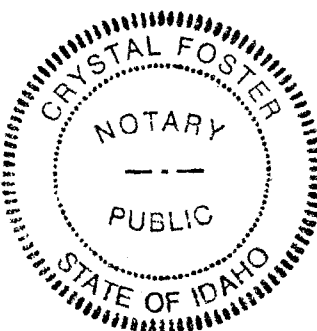
The following claims to water rights have been filed in the Snake River
Basin Adjudication as enlargements to existing water rights under Idaho
Code §42-1426. Note that the places of use in Jefferson County are shown
to the nearest section - more specific locations are available upon request.

Water Right: 32-10154
NAME & ADDRESS: LA VAR NEWMAN
2941 N 800 E
MONTEVIEW ID 93435
SOURCE: GROUNDWATER
PRIORITY DATE: 10/31/1975
POINT OF DIVERSION: T08N R32E S12 NWSENE
PURPOSE OF USE: IRRIGATION
PLACE OF USE: T08N R33E 07 NENE NWNE SWNE SENE NENW
T08N R33E 08 NESE NWSE SWSE SESE
NENW NWNWSWNW SENW
NESW NWSW SWSW SESW

This right is for an enlargement of 320 acres
within the total 680 acres recommended.

The water rights will be subject to all prior water rights. Those assert-
ing injury from the enlargements may file petitions with the Director, Idaho
Department of Water Resources, Eastern Region, 900 N Skyline Dr. Ste A,
Idaho Falls ID 83402-3653 on or before June 28, 2000.

Published in the Jefferson Star, Rigby, Idaho, Feb. 23 and March 1, 2000.





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

February 16, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Jefferson Star
Attn: Terry Carr
PO Box 37
Rigby ID 83442

Dear Terry:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We request the publication dates be February 23, 2000 and March 1, 2000. If you cannot publish the notice on the proposed dates, please contact me immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Yours truly,

A handwritten signature in cursive script that reads "Danni M. Smith".

Danni M. Smith
SRBA Sr. Secretary

Enclosure

~~NOTE TO FOLLOW.~~

NOTICE OF ENLARGEMENT OF WATER RIGHT

The following claims to water rights have been filed in the Snake River Basin Adjudication as enlargements to existing water rights under Idaho Code §42-1426. Note that the places of use in Jefferson County are shown to the nearest section -- more specific locations are available upon request.

Water Right: 32-10154

NAME & ADDRESS: LA VAR NEWMAN
2941 N 800 E
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SOURCE: GROUNDWATER

PRIORITY DATE: 10/31/1975

POINT OF DIVERSION: T08N R32E S12 NWSENE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T08N R33E 07 NENE NWNE SWNE SENE NENW
NESE NWSE SWSE SESE
T08N R33E 08 NENW NWNW SWNW SENW
NESW NWSW SWSW SESW

This right is for an enlargement of 320 acres within the total 680 acres recommended.

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A32-10154
L. LA VAR NEWMAN
2941 N. 800 E.



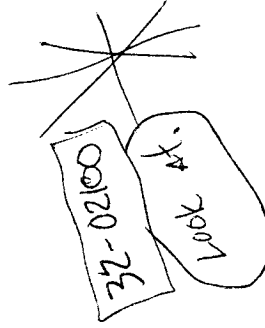
A3210154

Rigby

?

what Basin?

Birch Ck H₂O also



To: File A32-11244, A32-11245
Fr: Bryce A. Contor
Date: 10/29/1999

Bryce

*file w/ A32-~~10127~~
10154*

Re: Objeciton

Today I reviewed the Reno Ditch claims and enlargement claims with Lavar, Lewis, and Lane Newman. Of concern to Newmans was the limitation of 3427 acres irrigated in a single season, and especially the allocation of those acres among the shareholders of Reno Ditch, contained in a letter from Kent Foster. A copy is attached to the 9/10/1999 memo from me to Ernie Carlsen, filed in A32-11245 file.

Newman is also concerned about how the 3427 acre limitation will be administered in light of his 680 acre place of use under 32-02100 and 32-~~10127~~, which is also part of the PPU of Reno Ditch. Will he get his portion of 3427 plus 680, or will the 680 be part of his portion of 3427 acres?

10154

I tried to explain to Newman that once the water is delivered to the Reno Ditch, distribution within the authorized service area is an internal affair.

We also spent a good deal of time reviewing original decreed acreage, pre-transfer WR database acreage, transfer acreage, and recommended acreage on Reno Ditch claims which had initially been Newmans. We were unable to come to any certain conclusions, but it appears that the portion of the 3427 acres which was allocated based on Newman lands considered only decreed and transferred acres, and not any acres representing pre-87 enlargements.

I supplied Newman with a copy of the complete transfer record from the transfer drawer, along with Eric Verner's overlap analysis from file A32-00058. I suggested that his best approach would be to identify the pre-1987 actual place of use on ALL the rights in the transfer, not just those that were originally claimed by him, and compare it against Verner's overlap review. Armed with this data he could consider filing an objection to the recommended disallowal of A32-11224 and A32-11245.

August 1, 1999

**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: September 10, 1999

Water right number: 32-10154

LA VAR NEWMAN
2941 N 800 E
MONTEVIEW ID 83435

Daytime Telephone Number:

Evening Telephone Number:

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: 10 Sept 1999 SIGNATURE: La Var Newman

Please print your name: LAVAR NEWMAN

32- 2100/10154

Instructions fr. Ernie

Q on 2100 = orig. eq. Q

V on 2100 = 3.5 x orig. acres

Q on 10154 = $\frac{\text{original Q}}{\text{total acres}}$ x new acres

V on 10154 = new acres x 3.5

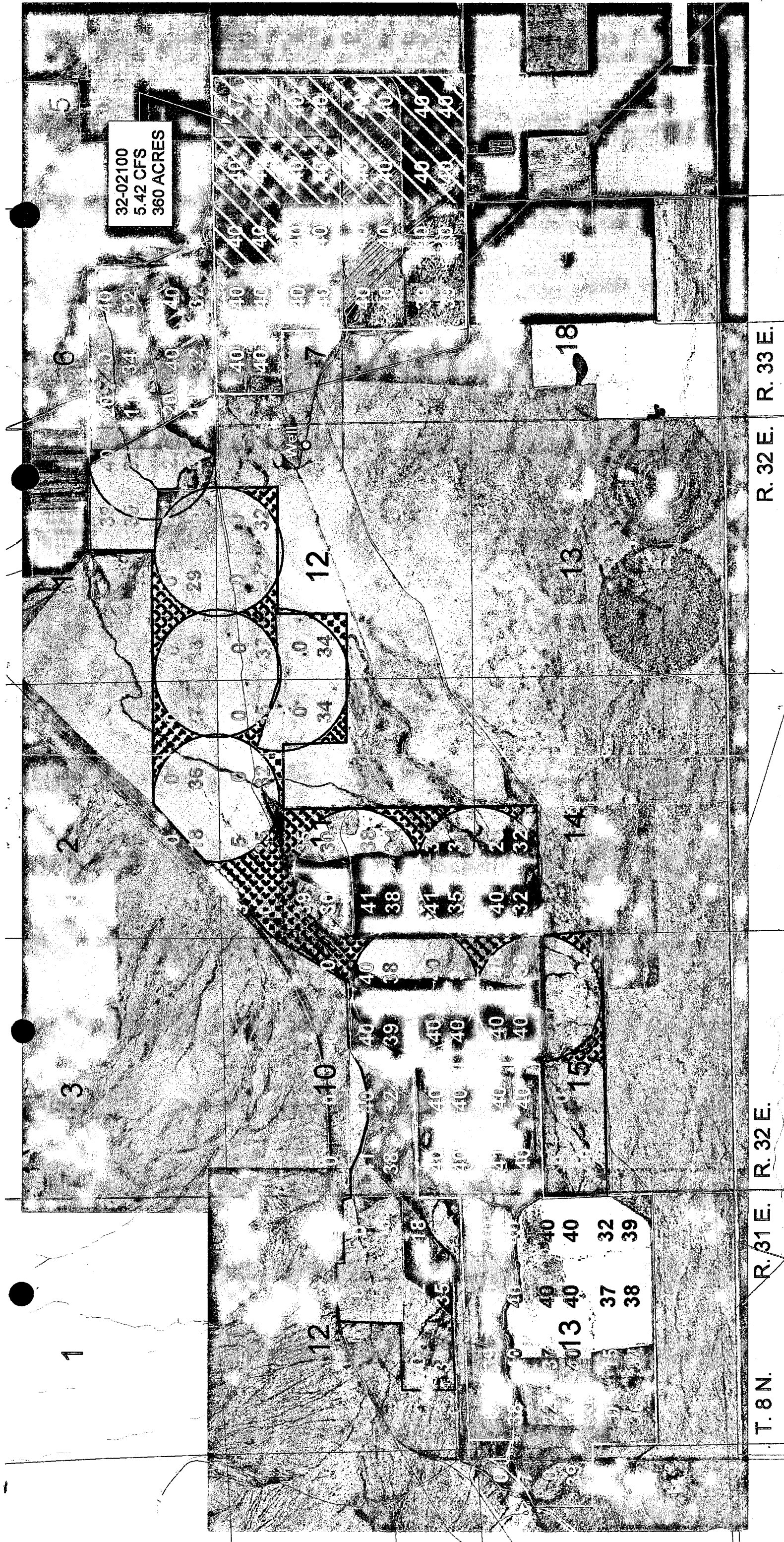
limit to combined Q = original

V = total acres x 3.5

2100/10154 ?

combined limitation
of volume w/

Bink creek source?



20

1997 Irrigation on Newman Farms and D-D Farms

Explanation

- General boundary of 1997 irrigation - Newman
- General boundary of 1997 irrigation - D-D
- Areas not irrigated in 1997

Acreeage Summary

	1987	1997	Chg
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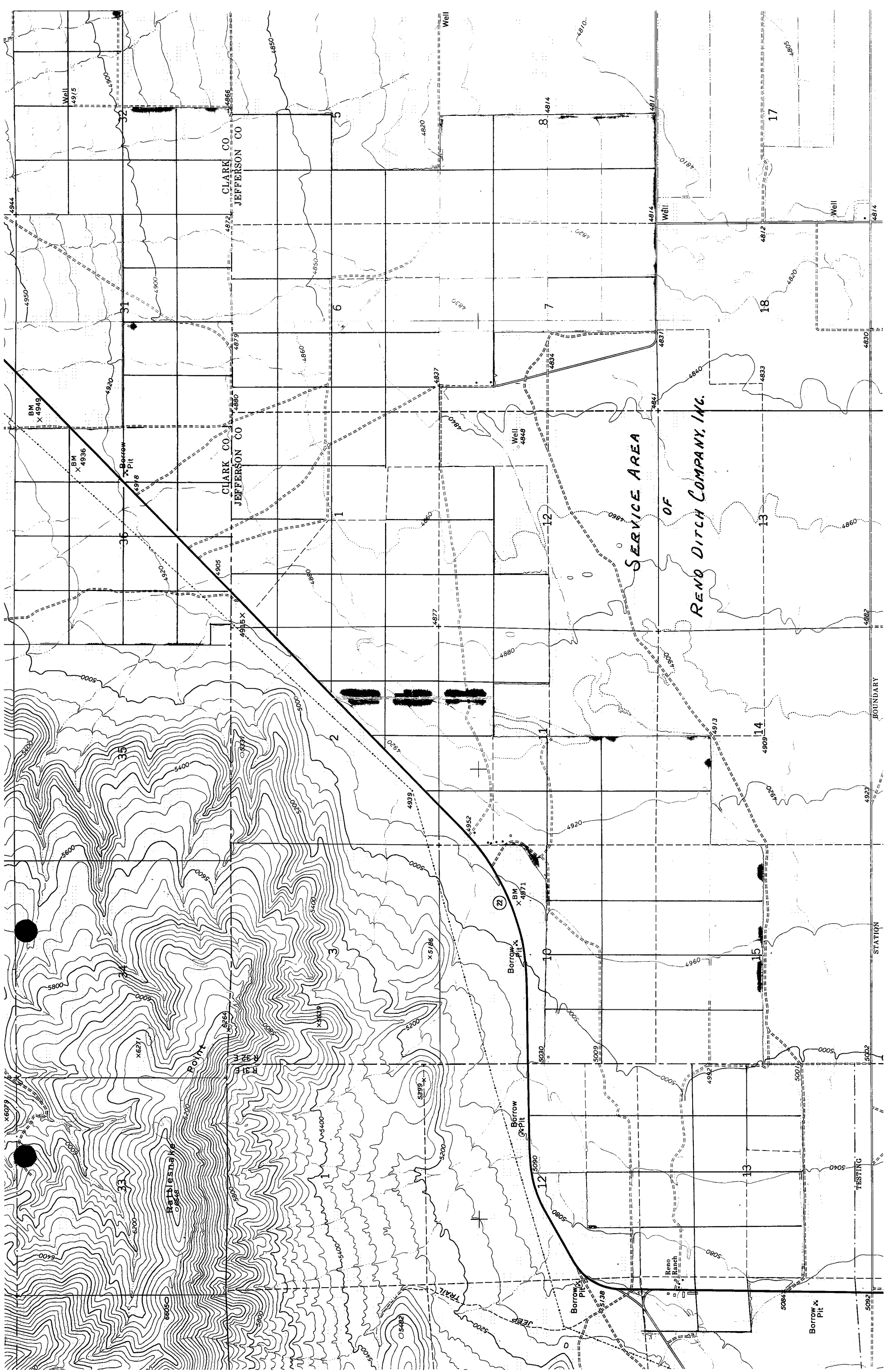
BROCKWAY ENGINEERING 3/6/98 SCALE: 1 INCH = 2000 FT

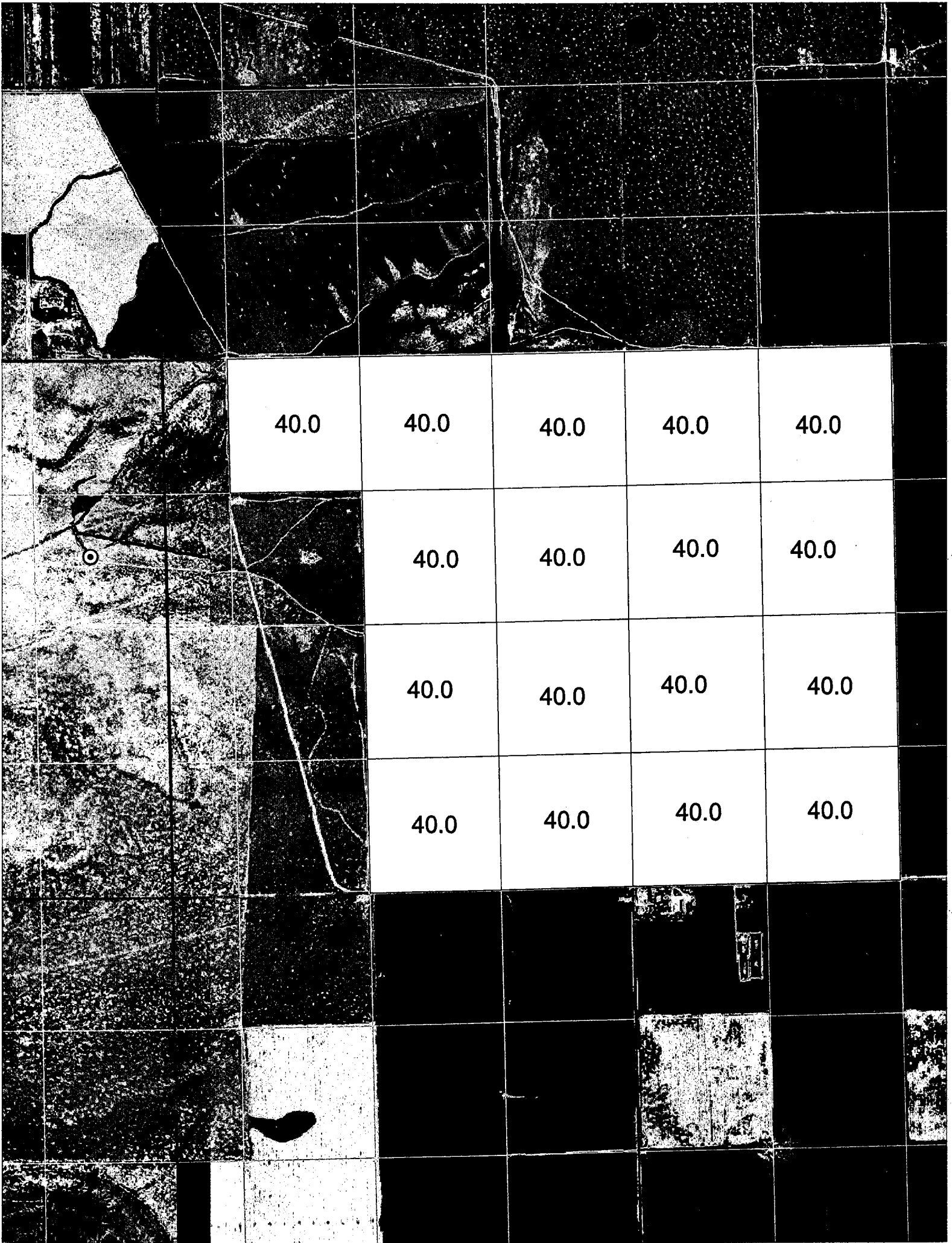
24

T. 8 N.

R. 31 E. R. 32 E.

R. 32 E. R. 33 E.





June 12, 1991

L LA VAR NEWMAN
2941 N 800 E
MONTEVIEW ID 83435

RE: CHANGE OF OWNERSHIP

Dear Mr. Newman:

The request for Change of Ownership concerning Notices of Claim has been processed and the Department's records have been updated to reflect you as the new owner.

Enclosed is the typed Notices reflecting this change. Review the forms and if there are other corrections or questions, feel free to contact this office.

Respectfully submitted,

Eric Verner
Senior Water Agent

EV:sc

Enclosure: Printed Notices of Claim

File: "p"

MICROFILMED

NOV 18 1992

INTER-DEPARTMENT MEMO — 1

DATE

6/11/91

FROM EV.

TO A32-00060B, A32-10154

SUBJECT

FEE

MR. NEWMAN PURCHASED PROP. IN 1971 - DISCOVERED THESE
CLAIMS HADN'T BEEN FILED. NO LATE FEE
WAS CHARGED.

EV.

SIGNATURE

MICROFILMED

NOV 18 1992

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 2-26018

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant: Ben R. Wilding

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NE 1/4 of Section 12

T. 8 N. R. 32 E. S. 12 County of Jefferson

4. Describe works as they exist, giving dimensions and capacities of same: 200 HP GF Pth
 # YD 674.9570, Windroath Pump # 8411 Column 2 1/2" x 1/2"
 Well 20" x 12' drilled to 18' x 3.8' total depth 3.5' h: 2.4' 1/2" 1/2"

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE 1/4 Sec. 7, W 1/2 Sec. 8, Twp. 8 N., R. 32 E., S. 12 (360 acres)

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: No present at time of inspection
 called Ben at noon and made note for 200 to 230 ft at well
 was at well at 200 ft - water skewed up.

Measured with Current Meter. Sights

This examination was made on the 22nd day of June 1962

(Signed)

Raymond

Examiner

MICROFILMED

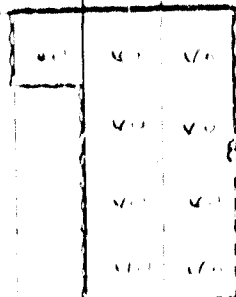
NOV 18 1992

26818

76518 HWY 122
 25 Jov. 1962

7.5N - K 33E.

12
 RD



8

80
 80
 80
 80

Buildings

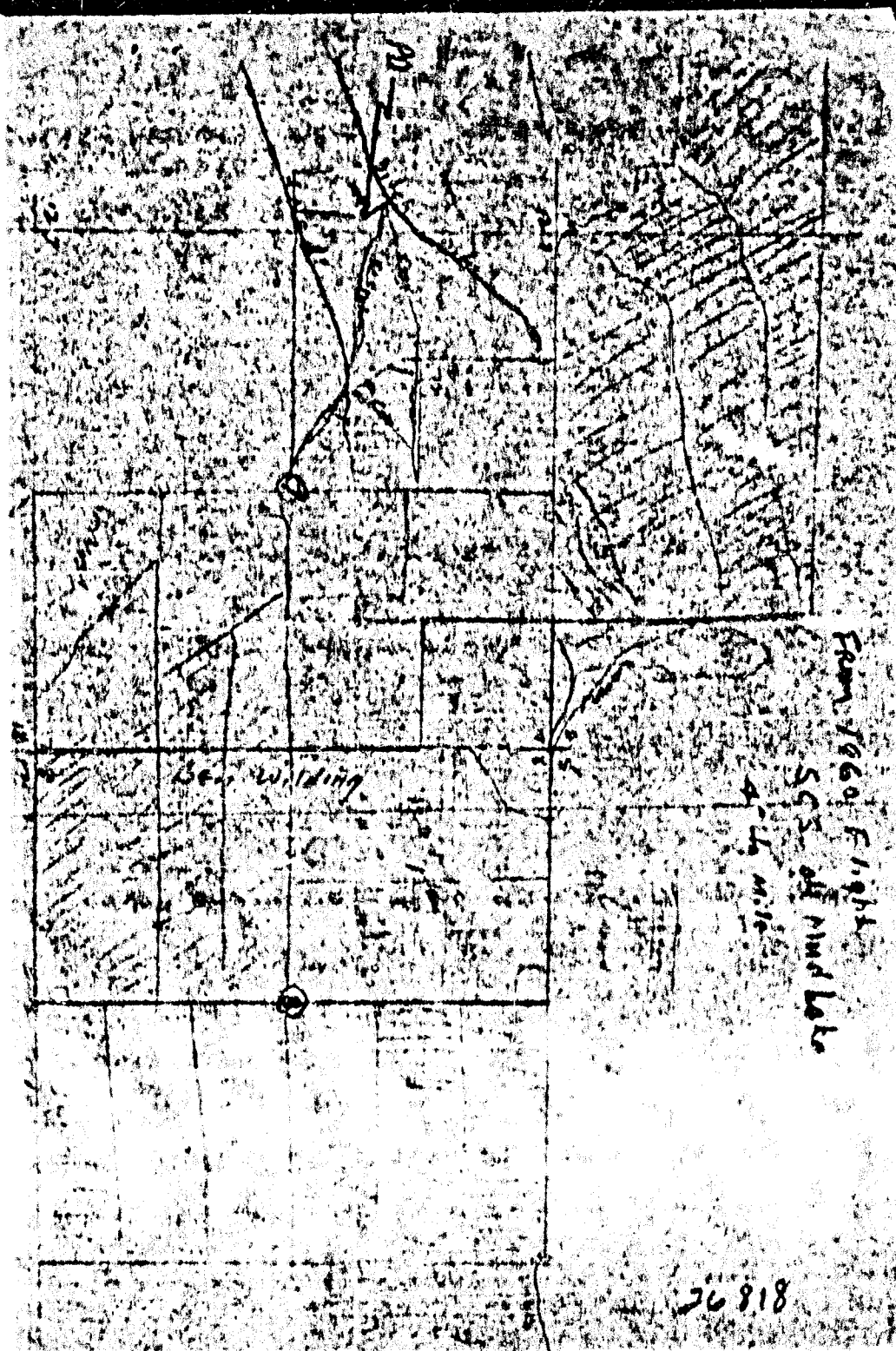
1000

2

60

540 - 2000

500 9-25-59



MICROFILMED

NOV 18 1992

Re:

De:

De:

com:

tern:

27:

of:

E:

T:

Water Right Number - R32-10154
Prefix Translation: RESEARCH
Old (D) Number -
+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - - +*** C - CURRENT OWNER ***
NEWMAN

L LA VAR

1 - 2941 N 800 E

2 -

3 -

City- MONTEVIEW
Phone - 208-657-2252

State- ID Zip- 83435

+ - - - - Priority Date - - - - + + - - - - Region - - - - + + - - - - Stage - - - - + + - - - - Status - - - - +
10/31/1975 15 EASTERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - + + - - - -
GROUNDWATER+ - - - - Point of Diversion - - - - - + + - - - -
TwN Rng Sec Tract Lot Rflg County

08N 32E 12 NW SE NE (51) JEFFERSON

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

01 - IRRIGATION 04/01 10/31 3.200 1120.00

+ - - - - Total Div. Rate - + + - - - - Total Div. Volume - + + - - - - Total Consumptive Use - + + - - - - KW Usage - + + - - - -
3.200 1120.00 0.0+ - - - - TwN Rng Sec Tract Lot Acres Code Description County
08N 33E 7 NE NE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 NW NE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 SW NE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 SE NE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 NE NW 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 NE SE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 NW SE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 SW SE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 SE SE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 8 NE NW 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 8 NW NW 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 8 SW NW 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 8 SE NW 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 8 NE SW 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 8 NW SW 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 8 SE SW 40.0 01 IRRIGATION (51) JEFFERSON

Total Acres: 680.0

+ - - - - Diversion Means - WELL INTO DITCHES- AND INJECTED INTO SECOND SOURCE FR. RENO DITCH.

PIPERLINE
7/26/99

Water right number - R32-10154 Prefix Translation: RESEARCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 32-02100 (SAME SOURCE), RENO DITCH

+ - - - - - Remarks - - - - - +

QNT USE OF THIS RIGHT WITH RIGHT NO. 32-02100 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.42 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 2380 AF.
(THIS RIGHT WHEN COMBINED WITH RIGHT NO. 32-02100 AND RENO DITCH
RIGHTS SHALL PROVIDE NO MORE THAN 0.02 CFS PER ACRE.
THIS RIGHT WHEN COMBINED WITH RIGHT NO. 32-02100 AND RENO DITCH
RIGHTS SHALL PROVIDE NO MORE THAN 3.5 ACRE FEET PER ACRE ANNUALLY.)

EPI 32-02100 R.D.C. 13.6 cfs.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 32-02100 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 680 ACRES IN A SINGLE
IRRIGATION SEASON.

GEN PRIORITY BASED ON EVIDENCE OF BENEFICIAL USE IN ORTHO PHOTO. - COMMENTS G3

EXP THIS RIGHT IS FOR AN ENLARGEMENT OF 320 ACRES WITHIN THE
PLACE OF USE DESCRIBED FOR THIS RIGHT.

+ - - - - - F05 No Old Water Right Numbers Found - - - - - +

+ - - - - - E26, C11 Conditions of Approval - - - - - +

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

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

+ - - Audit Fields - - - 07/26/99 BCONTOR

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

| | | | | | | | | |
|----------------------|---|------------|-----------------------|---|------------|-------------------------|---|-------|
| Count Report Filing | - | 00/00/0000 | Field Inspection Made | - | 00/00/0000 | Civil Case Number | - | 39576 |
| Objection Filed Date | - | 00/00/0000 | Field Inspection Flag | - | | Old Case Number | - | |
| Response Filed Date | - | 00/00/0000 | Verified Date | - | 00/00/0000 | Old Judicial District | - | |
| Claim Received Date | - | 06/11/1991 | Last Amended Date | - | 00/00/0000 | Temporary Right | - | P |
| | | | Receipt Number | - | E016195 | Water District | - | |
| | | | POU Ownership Flag | - | Y | Federal/State Indicator | - | S |
| | | | Name Connector | - | OR | Presumption Flag | - | E |
| | | | | | | Notice of Error Flag | - | |

Water Right Number - R32-10154 Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + + - - - - First Name - - - + + - - - - Address - - - - - +
*** C - CURRENT OWNER ***
NEWMAN L LA VAR 1 - 2941 N 800 E
2 -
3 -
City- MONTEVIEW State- ID Zip- 83435
Phone - 208-657-2252
+ - - - - Priority Date - - - + + - - - - Region - - - + + - - - - Stage - - - + + - - - - Status - - - +
10/31/1975 15 EASTERN J - BENEFICIAL USE
+ - - - - Source - - - - + + - - - - Tributary - - - - +
GROUNDWATER
+ - - - - Point of Diversion - - - - -
TwN Rng Sec Tract Lot RFlg County
08N 32E 12 NW SE NE (51) JEFFERSON
+ - - - - Description Period From Period To Diversion Rate Diversion Volume
Code 01 - IRRIGATION 04/01 10/31 3.200 1120.00
+ - - - - Total Div. Rate - + + - - - - Total Div. Volume - + + - - - - Total Consumptive Use - + + - - - - KW Usage - +
3.200 1120.00 0.0
+ - - - - TwN Rng Sec Tract Lot Acres Code Description County
08N 33E 7 NE NE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 NW NE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 SW NE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 SE NE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 NE NW 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 NE SE 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 7 NW SE 40.0 01 IRRIGATION (51) JEFFERSON
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08N 33E 8 SE NW 40.0 01 IRRIGATION (51) JEFFERSON
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08N 33E 8 SW SW 40.0 01 IRRIGATION (51) JEFFERSON
08N 33E 8 SE SW 40.0 01 IRRIGATION (51) JEFFERSON

Total Acres: 680.0

+ - - - - Diversion Means - WELL INTO PIPELINE AND INJECTED INTO SECOND SOURCE FR. RENO DITCH

[illegible]

Prefix Translation: RESEARCH

Water right number - R32-10154

[illegible]

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: A32-10154
Date Received: 6/11/91
Receipt No: 6016195
Received By: EA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: L. LA VAR NEWMAN 208-657-2252
Address: 2941 N. 800 E.
MONTEVIEW, ID 83435

2. Date of Priority: JUN 23, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| | | | | | | | |
|----------|-------|---------|--------|--------|-----|-----|-----------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
| 08N | 32E | 12 | NW | SE | NE | | JEFFERSON |

5. Description of diverting works:
WELL INTO DITCHES AND INJECTED INTO SECOND SOURCE FR. BIRCH CR.

6. Water is used for the following purposes:

| | | | | | |
|------------|-------|-------|-------|------|--------|
| Purpose | From | To | C.F.S | (or) | A.F.A. |
| IRRIGATION | 04/01 | 11/01 | 3.200 | | |

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

8. Total consumptive use is 800.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| | | | | | | | |
|----------|-------|---------|--------|-----|-----|-----|-------|
| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
| 08N | 33E | 7 | NW | NE | | IRR | 40.0 |
| | | | SW | NE | | IRR | 40.0 |
| | | | SE | NE | | IRR | 40.0 |
| | | | NE | NW | | IRR | 40.0 |
| | | | NE | SE | | IRR | 40.0 |

MICROFILMED

NOV 18 1992

A3210154



10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 08N | 33E | 7 | NW | SE | | IRR | 40.0 |
| | | | SW | SE | | IRR | 40.0 |
| | | | SE | SE | | IRR | 40.0 |

Section Acres 320.0

Total Acres 320.0

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:

32-02100 (SAME SOURCE), 32-0062, 0059, 0060B, 02045, 0080B

14. Remarks:

PRIORITY BASED ON DAY AFTER BENEFICIAL USE EXAM COMPLETED FOR
32-02100.

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): Lewis LaVar Medina Date: 11 June 1991

Date: _____

MICROFILMED

NOV 18 1992

State of Idaho)
County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this 11th day
of June 19 91

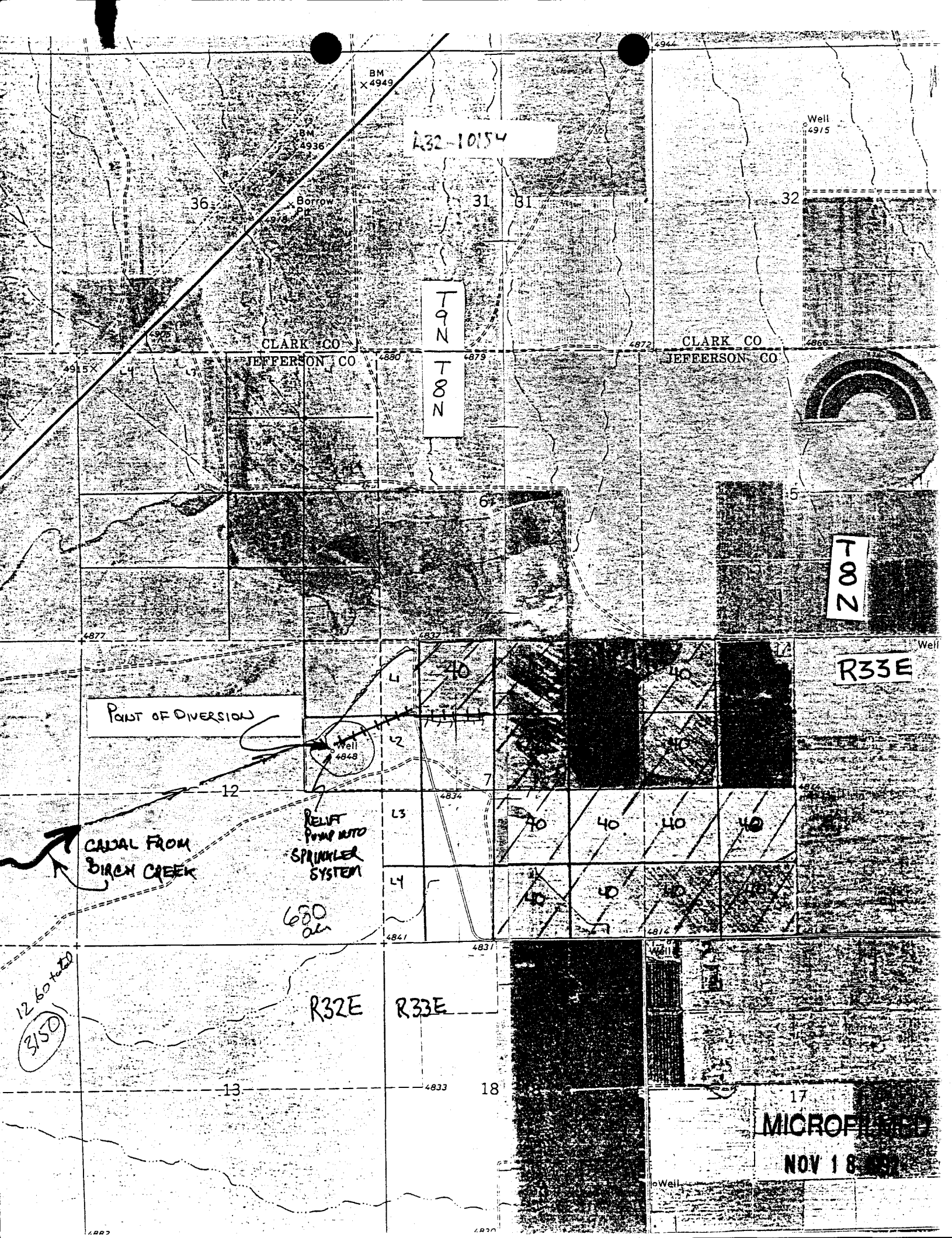
Nolan C. Lee
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 11-21-95

MICROFILMED

NOV 18 1992



BM
X 4949

L32-10154

Well
4915

Borrow
Pit

CLARK CO

JEFFERSON CO

CLARK CO

JEFFERSON CO

T
9
N

T
8
N

T
8
N

R33E

POINT OF DIVERSION

CAVAL FROM
BIRCH CREEK

RELIFT
PUMP INTO
SPRINKLER
SYSTEM

650
ac

R32E

R33E

MICROFILMED

NOV 18 1952