

GIS Illustration prepared
9/99 by G. Contor
1987/88 NAPP
photograph
T12N R28 E 29 E

12

7

13

18



T12N

R28E

R29E

RECEIVED

AUG 30 1999

Department of Water Resources
Eastern Region

August 25, 1999

Mr. Bryce A. Contor
Adjudication Agent
Department of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, Idaho 83402-1718

RE: D&D Enterprises, Inc.'s Adjudication Claims

Dear Bryce:

Pursuant to my recent commitment to you, please consider this writing as the appropriate and necessary objection to the Department's recommendation for either denying, reducing claimed irrigated acres and/or otherwise addressed in the Department's recent response to the various claims filed by D&D Enterprises, Inc., for beneficial use of the waters of Mud Creek and other water resources identified in D&D's water claims for irrigating its deeded acreage. D&D Enterprises objects to the findings and recommendation of the Department as follows:

1. Claim #A-32-00058 - D&D objects to the calculated acres recommended by the Department on claim #A-32-00058 of 561+ acres, in that the calculated acres measured by management of D&D has come up with a total of 1,280 acres.

2. Claim #B-32-00058 - D&D objects to the calculated acres recommended by the Department on claim #B-32-00058 of 11+ acres, in that the calculated acres measured by management of D&D has come up with a total of 25 acres.

3. Jump Creek waters are principally used on BLM leased ground. As to those certain springs situated on what was formerly State of Idaho ground, now D&D's deeded ground, D&D, since purchasing said ground, has historically developed irrigation practices for the spreading of and irrigating its deeded ground from said springs situated on said acreage, all of which spring water is applied to D&D's deeded acres and does not leave D&D's deeded tract.

4. Claim #A-32-04059 - It appears that the Department has disallowed this claim based upon the recommendation of a former employee, Eric Verner. Mr. Verner's claim is not a supportable position; D&D will disprove his findings and conclusions by appropriate and necessary facts supporting its original claim.

Original in file A32-4060A

5. D&D Enterprises wishes to amend its filings for the purpose of establishing that Sheers Creek, Carlins Creek, Middle and Cottonwood Creeks all merge into Mud Creek before merging into Mud Creek and after said merger, Mud Creek carries the waters of all of the creeks above described onto and over the deeded ground of D&D Enterprises, Inc., the subject of D&D's claims under Claim #'s A-32-00058 and B-32-00058.

6. It has been noted by D&D Enterprises, Inc. and the Department that in making the recommendation of the Department as to claim #'s A-32-00058 and B-32-00058, the Department failed to include a provision for stock water, which provision is an oversight and thus, pursuant to the recommendation of Bryce Contor, D&D Enterprises, Inc. requests that the Department recognize a stock water claim on claim #A-32-00058 for .09 cfs and on claim #B-32-00058 for .02 cfs.

7. In checking any claims that might have been filed against the A & B claims of 32-00058, above described, it was determined that BLM has filed a stock water claim for .02 cfs claiming that the point of origin is 12 North 28 E.B.M., Section 15, Northeast, Northeast, Northeast, and that said stock water is applied to an area approximately ¼ mile long in Section 14, Southwest, Northwest, Northwest, with a priority date of 1880. D&D objects to the stock water claim referred to above and further objects to the priority date, in that there is no evidence that water flows from D&D's deeded ground to the area claimed by the BLM nor is there any credible evidence that would support an 1880 priority date.

As advised a number of times in our recent discussions, management and the owners of D&D Enterprises, Inc. will make their appropriate personnel available for an inspection and review of the areas addressed in D&D's objections heretofore detailed.

Your early response and suggestions concerning the matters addressed above, will be most sincerely appreciated. Best regards.

Very truly yours,

Jim DeMordaunt
D&D Enterprises, Inc.



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 11, 1999

George Petersen
485 E Street
Idaho Falls, Idaho 83402

Re: D&D Enterprises Adjudication Claims

Dear Mr. Petersen:

Thank you for bringing your client's concerns to my attention this morning. As you requested, I have enclosed a copy of the department's recommendation on claim A32-00058, and copies of the acreage calculation maps on A32-04060A and A32-04060B.

I have looked in the file for A32-04059, and the recommendation for disallowal was based upon field inspection by Eric Verner on 6/3/1993.

In reviewing the stockwater claims on 4060A and B, Ernie Carlsen has informed me that the chart I was using was for wells or off-stream diversions, where the intent was to provide adequate capacity to meet the full daily requirements in a shorter pumping period. This is not a correct basis for instream stockwater use, though your client may still file an amended claim for the higher rate if he wishes.

Simply returning the Notice of Error letter will re-affirm the original claim for 0.090 cfs. Using a 24-hr utilization period and 12 gallons per head per day, this appears to be adequate for D&D's needs:

$0.090 \text{ cfs} * 449 = 40 \text{ gpm}$
 $40 \text{ gpm} * 60 = 2400 \text{ gallons/hour}$
 $2400 \text{ gallons/hour} * 24 = 57,600 \text{ gallons/day}$
 $57,600 \text{ gallons/day} \div 12 \text{ gallons/head/day} = 4,800 \text{ head}$

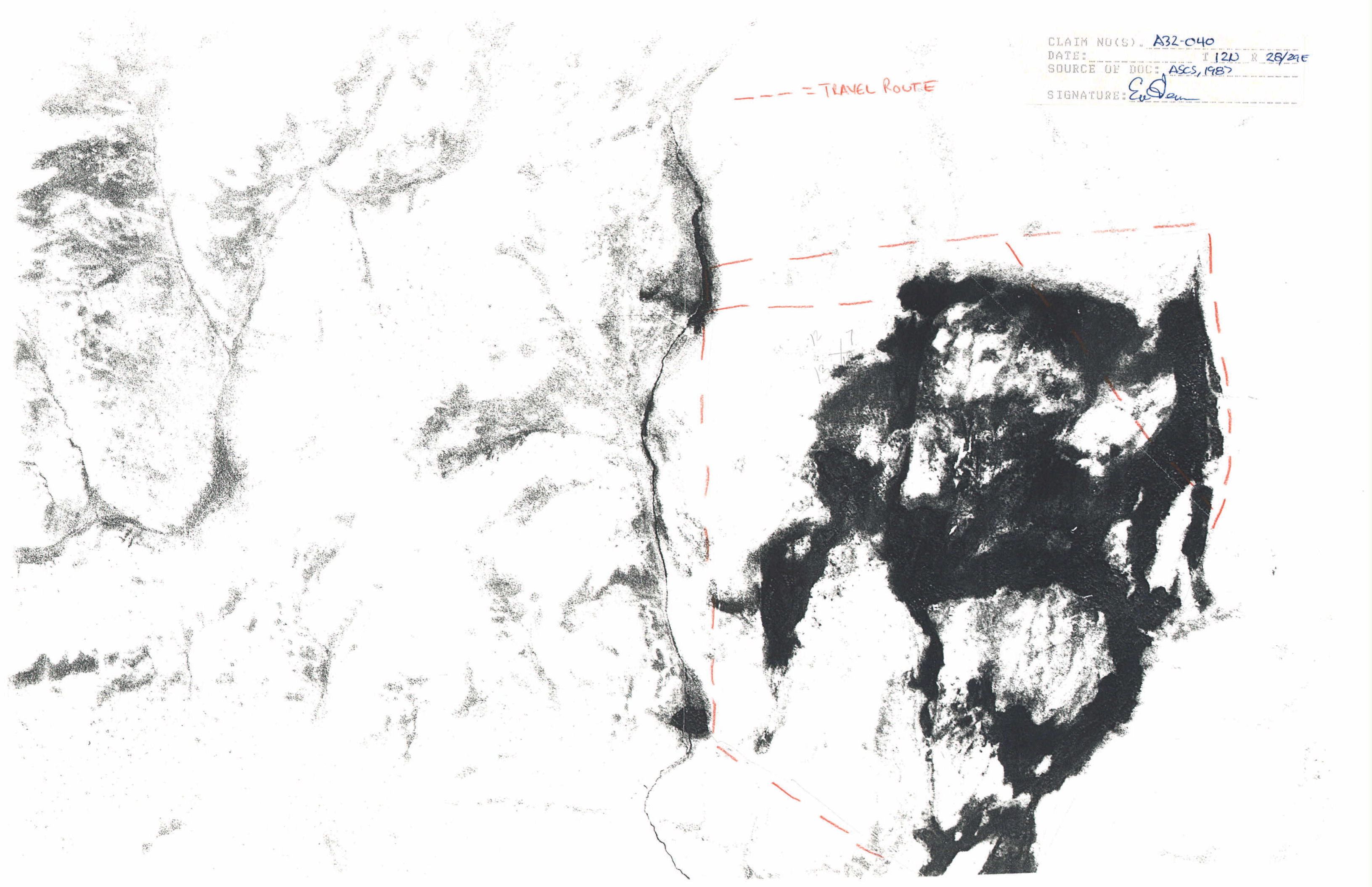
Please contact me if I can be of further assistance.

Sincerely,

Bryce A. Contor
Adjudication Agent

CLAIM NO(S) A32-040
DATE: T 12D X 28/29E
SOURCE OF DOC: ASCS, 1987
SIGNATURE: E. J. D.

--- = TRAVEL ROUTE



A32-04059 - CQ0341084
EXAMINED: 6/3/93 T12N R29E, 28E
E. J. HANZ, ERIC KERNER

Photo 11 DRY CREEK @ THIS POINT

7069AT
Photo No 2

NO DIVERSIONS
FROM NORTH JUMP
CREEK. 1

MANY CHANNELS
 BY FLOODING
 WATER - CANO
 NOT MEASURE ALL
 OF THEM - CAN NOT
 FORECAST CHANNEL

++++ = EXTENT OF TRANSVERSE W/ TRUCK/WALKING.

 = AREA OF HIGH SUBWATER, GRASS PASTURES, WOODED BOTTOMS, SPRINGS. NO DIVERSIONS OF WATER W/ THIS AREA - ALL NATURAL IRRIGATION

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

THE RILEY SEC.

184 184

224

COUNTY

DIVERSION NAME

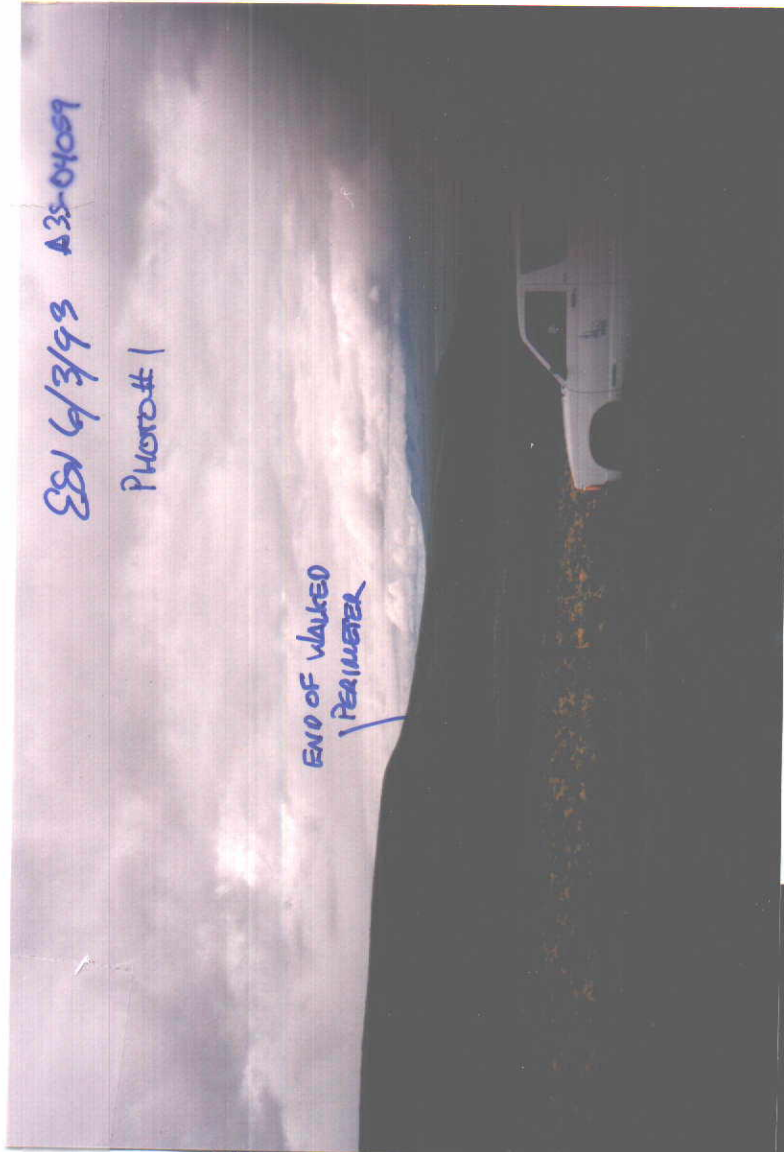
SOURCE: JUMP CREEK

YQIA: SINKS

REVIEWED BY:

70
 W. 2
 100
 100
 100

SYSTEM DESCRIPTION:

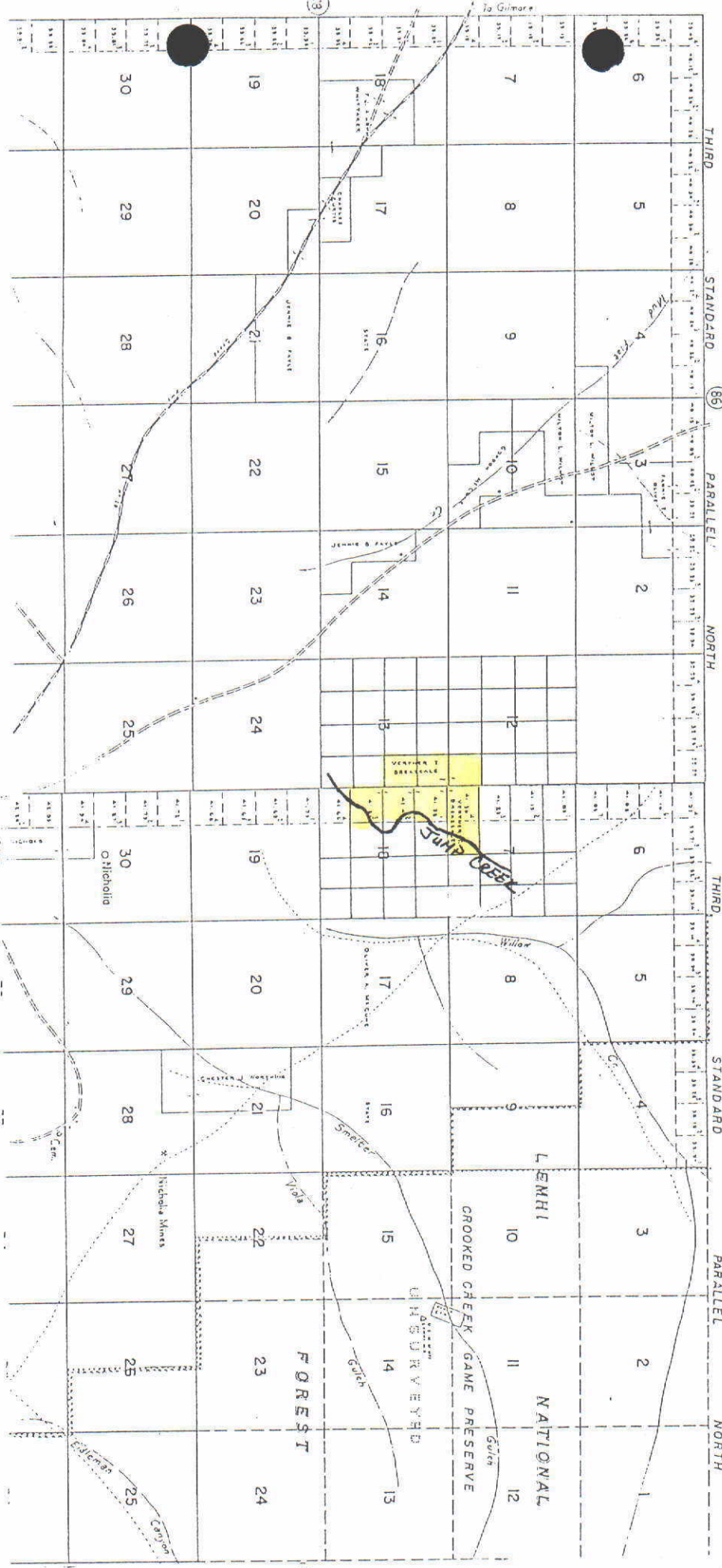


CHAS. F. METSKER
1114 N. OAK STREET, PORTLAND, OREGON
LAND SURVEYOR
LEWIS & CLARK
LEWIS & CLARK
LEWIS & CLARK

TOWNSHIP 12 N., RANGE 28 E. B. M.
LEMHI COUNTY, IDAHO

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LEWIS & CLARK
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TOWNSHIP 12 N., RANGE 29 E. B. M.
LEMHI COUNTY, IDAHO



AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

09/30/99 18:26:14
Page 1

Water Right Number - R32-04059

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - - + - - - - - Address - - - - -

*** A - ATTORNEY ***
PETERSEN JR

GEORGE

1 - C/O PETERSEN MOSS & OLSEN
2 - 485 E ST
3 -
City- IDAHO FALLS
Phone - 208-523-4650
State- ID Zip- 83402

*** C - CURRENT OWNER ***
D & D ENTERPRISES INC

1 - C/O PETERSEN MOSS & OLSEN
2 - 485 E ST
3 -
City- IDAHO FALLS
Phone - 208-523-4650
State- ID Zip- 83402

+ - - Priority Date - - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1921 15 EASTERN D - DECREED

+ - - Source - - - - - + - - - Tributary - - - - -
JUMP CREEK SINKS

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
12N	29E	7	SE SW			(59) LEMHI	B
		18	NW NW			(59) LEMHI	
			SW NW			(59) LEMHI	
			NW SW			(59) LEMHI	E

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
04 - STOCKWATER		05/01	11/30		0.050	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.050 0.02 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
12N	29E	7	SE SW			04 STOCKWATER			(59) LEMHI
12N	29E	18	NW NW			04 STOCKWATER			(59) LEMHI
12N	29E	18	SW NW			04 STOCKWATER			(59) LEMHI
12N	29E	18	NW SW			04 STOCKWATER			(59) LEMHI

Total Acres:

- + - - Diversion Means -
- + - - Non-Irrigation Use -
- + - - Other Rights for Same Use -

A32-04059

D & D ENTERPRISES, INC.

DX2



A3204059

DB/DEX 6/3/93

10:00 AM - LONE PINE

• STEVE PHILLIPS

GIS Illustration prepared
9/99 by G. Contor
1987/88 NAPP
photograph
T12N R28E R29E

12

7

13

18



T12N

R28E

R29E



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 3, 1999

Jim DeMordaunt
D&D Enterprises, Inc.
P.O. Box 5
Rexburg, Idaho 83440

Dear Mr. DeMordaunt:

This morning I met with Mr. James Palmer at your D/D ranch and inspected the place of use for Adjudication Claims A32-04059, A32-04060A, and A32-04060B. He was very courteous and I appreciate his helpfulness. This visit was in response to concerns you addressed in your letter of August 25, 1999. When I arrived, Mr. Palmer indicated that an additional concern was that no irrigation had been recommended on your deeded ground in section 14.

When Mr. Petersen prepared the letter for you, it appears that he used the number "A-32-00058" to refer to issues he and I had discussed regarding claim A32-04060A, and he used the number "B-32-00058" to refer to issues relating to claim A32-04060B.

Item one in your letter was an objection to the irrigated place of use of 561 acres recommended in the "upper" place. I showed Mr. Palmer the map and aerial photos outlining the irrigated lands Mr. Verner identified in his field exam, and Mr. Palmer indicated that Mr. Verner's analysis appeared to be more or less correct.

The second item in your letter states "acres" but I believe Mr. Petersen intended to write "cfs." The original claim was for 25 cfs, and recommended diversion rates are 11.22 cfs for the upper place (claim A32-04060A), and 1.04 cfs for the lower place (claim A32-04060B). Mr. Verner's flow measurements confirmed that your sources provide adequate water to supply a full miners inch to the acre, and this is what is recommended. His measurements were made in the spring, when flows were high. I decided to let his high-flow measurements stand, rather than try to re-measure today.

The Jump Creek property is referred to in items number three and four. This is claim A32-04059. Mr. Verner's inspection and mine show that there is a benefit to you from the springs, which provide green grazing on your deeded land as well as on public land. I understand your desire to protect this enjoyment with a water right.

One of the peculiar aspects of Idaho water law is that a water right is based upon appropriation and application to beneficial use. The court¹ has interpreted this to mean that the water user must actively divert water to acquire a water right. Mr. Verner found no evidence of active diversion, and Mr. Palmer confirmed that D&D does not actively divert and apply water to irrigation. Based on today's inspection, I can't find justification to change Mr. Verner's proposal.

¹ See notes under "Appropriation of Water" following 42-101 of Idaho Code.

Item number five requests that the source of water be more particularly identified as "Sheers Creek, Carlins Creek, Middle and Cottonwood Creeks." The attached amended claims clarify the sources on A32-04060A, using stream names off of USGS maps. Because the streams merge into Mud Creek before reaching the "lower" place, claim A32-04060B still lists "Mud Creek" as a source.

In item number six, you request that the final recommendations include the stockwater uses claimed on the original claim. Today's inspection confirmed that usable quantities of stockwater are available for all the claims, and I will include stockwater use on my proposed recommendations for all three claims.

Item number seven is an objection to the BLM stockwater claim A32-11106. This claim has been processed by Idaho Dept. of Water Resources and forwarded to the court. The day I received your letter, August 30, was the deadline for late objections. I immediately tried to contact you, and contacted your attorney Mr. Petersen when I couldn't reach you. This item will now be handled by Mr. Petersen and the court.

Mr. Palmer showed me the place of use in section 14. I told him it was not recommended because it wasn't claimed. Actually, section 14 was claimed in the original filing for A32-04060 but somehow was lost when that claim was split into A32-04060A and A32-04060B. The attached amended claim A32-04060B restores all the irrigated place of use I identified on D&D's deeded ground in section 14. The cfs are adjusted to match.

Another issue I discussed with Mr. Petersen was priority date. Mr. Verner researched the BLM patent dates to establish priority dates, but these did not get data-entered into the computer. The attached claims are adjusted to reflect the correct dates. These are later dates than on the original claims but earlier than the dates that would have resulted from just consulting the 1922 decree.

Please carefully review the enclosed amended claims and sign them before a notary, and return them as soon as possible. Please call me if you have any questions or further concerns.

Sincerely,

Bryce A. Contor

To: File A32-04059
Fr: Bryce A. Contor
Date: 9/3/1999

Bryce A. Contor

Re: Field Inspection

Today I inspected POU for the above claim with James Palmer, D & D Ranch foreman. We drove approximately the path marked by a dotted line on the attached GIS printout. I noted open water usable for stockwater at the two locations marked "X." I suggested visiting the upper part of the claimed POU to substantiate the suggestion of the letter that irrigation has occurred, Palmer said they never irrigate there. This confirms Eric Verner's findings.

RECEIVED

AUG 30 1999

Department of Water Resources
Eastern Region

August 25, 1999

Mr. Bryce A. Contor
Adjudication Agent
Department of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, Idaho 83402-1718

RE: D&D Enterprises, Inc.'s Adjudication Claims

Dear Bryce:

Pursuant to my recent commitment to you, please consider this writing as the appropriate and necessary objection to the Department's recommendation for either denying, reducing claimed irrigated acres and/or otherwise addressed in the Department's recent response to the various claims filed by D&D Enterprises, Inc., for beneficial use of the waters of Mud Creek and other water resources identified in D&D's water claims for irrigating its deeded acreage. D&D Enterprises objects to the findings and recommendation of the Department as follows:

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Original in file A32-4060A

Mr. Bryce A. Contor
Department of Water Resources
August 25, 1999
Page - 2

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Very truly yours,

Jim DeMordaunt,
D&D Enterprises, Inc.



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 11, 1999

George Petersen
485 E Street
Idaho Falls, Idaho 83402

Re: D&D Enterprises Adjudication Claims

Dear Mr. Petersen:

Thank you for bringing your client's concerns to my attention this morning. As you requested, I have enclosed a copy of the department's recommendation on claim A32-00058, and copies of the acreage calculation maps on A32-04060A and A32-04060B.

I have looked in the file for A32-04059, and the recommendation for disallowal was based upon field inspection by Eric Verner on 6/3/1993.

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$0.090 \text{ cfs} * 449 = 40 \text{ gpm}$
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 $57,600 \text{ gallons/day} \div 12 \text{ gallons/head/day} = 4,800 \text{ head}$

Please contact me if I can be of further assistance.

Sincerely,

Bryce A. Contor
Adjudication Agent

ES/2002/ERIC/VER

Photo No. 1

7069AT

LEWIS & CLARK
RIVER NORTH
CREEK. 13

LET MEASUREMENTS
EXPLAIN COMPANY'S
HIGHER EARNINGS

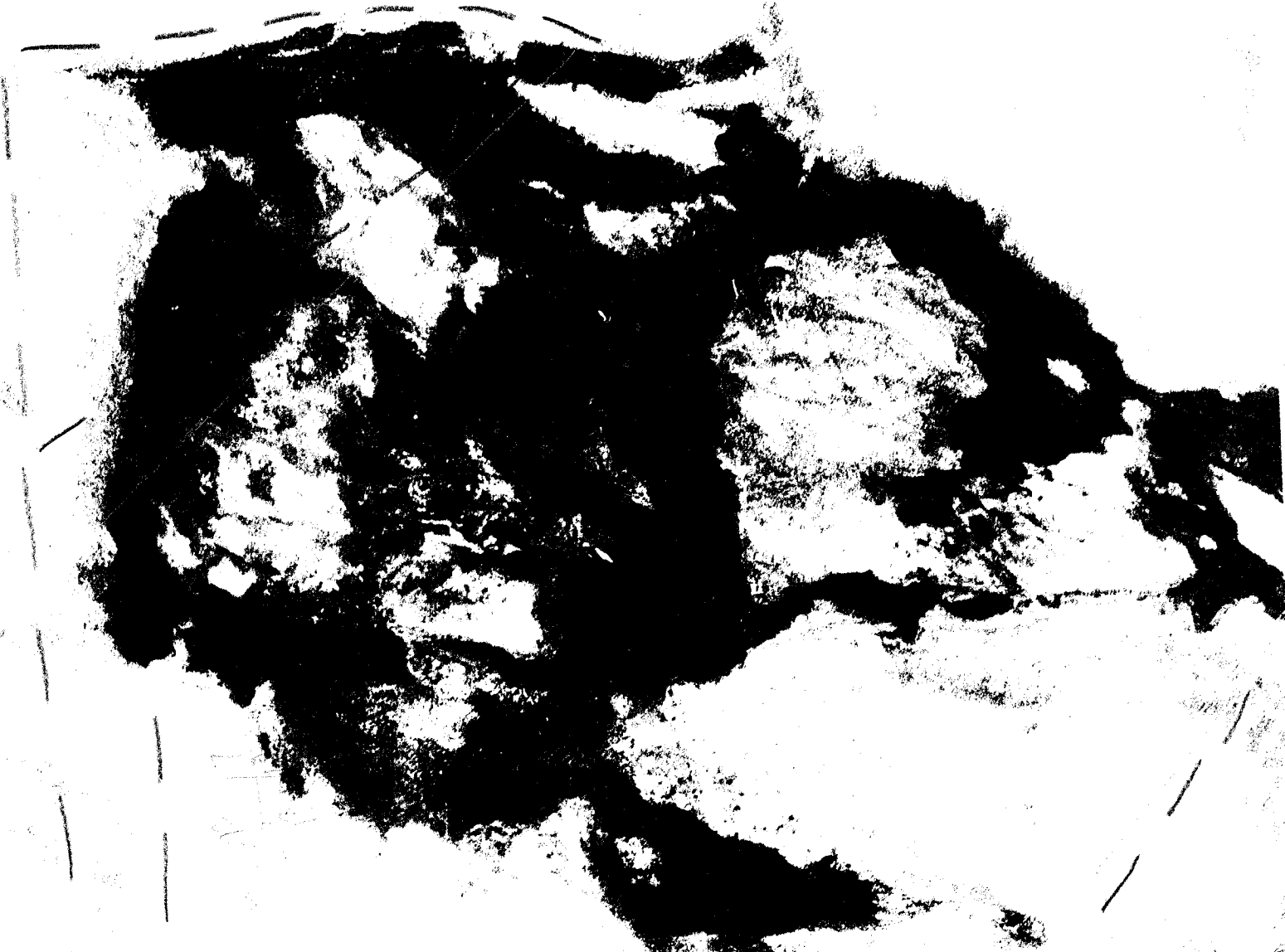
-Fences
ALL
AAGWD

++++ = EXTENT OF TRANSVERSE W/ TRUCK/WALKING.

//// = AREA OF HIGH SUBWATER, GRASS PASTURES, WOODED
BOTTOMS, SPRINGS. NO DIVERSIONS OF
WATER W/ THIS AREA - ALL NATURAL IRRIGATION

CLAIM NO. A32-C40
DATE 12/28/2016
SOURCE OF INFO. ACS, 1982
SIGNATURE: E. S. Davis

--- = TRAVEL ROUTE



00:00:31
03/17/93

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

LAST: D & D ENTERPRISES, INC.
ADDRESS: C/O PETERSEN, MOSS & OLSEN
485 E STREET
CITY: IDAHO FALLS
PHONE NUMBER: 208-523-4660

FIRST:
STATE: ID ZIP: 83402

OWNER CODE: C

LAST: PETERSEN, JR.
ADDRESS: C/O PETERSEN, MOSS & OLSEN
485 E STREET
CITY: IDAHO FALLS
PHONE NUMBER: 208-523-4660

FIRST: GEORGE
STATE: ID ZIP: 83402

OWNER CODE: N

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: 5/150 HEAD CATTLE

DATABASE
Y

FIELD
EXAMINER

CLAIM NUMBER: A32-34059

CONTACT PERSON: _____ PHONE NUMBER: (____) _____
DATE OF FIELD EXAM: 6/3/93 APPOINTMENT MADE: Y(____) N(____) TIME: _____ A(____) P(____)
ACCOMPANIED BY: _____ PHONE NUMBER: (____) _____
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / NOTES:

DRIVE BY EASY. DROVE THE PERIMETER OF FENCED W/POV ON SOUTH WEST AND
NORTH SIDES. WALKED FROM N/E CORNER OF FENCE ~~AREA~~ DOWN EAST SIDE APPROXIMATELY
1/2 MILE - WALKED THEN WEST ACROSS STREAM AND THEN ALONG RIBBON ZONE TO
NORTH BOUNDARY. THE NORTHERN AND EASTERN PORTIONS OF THE CLAIMED PLOT IS ~~IN~~ A "BENCH" AREA WHERE
SPRINGS ARISE ~~AND~~ AT LEAST CRATER IS CLOSE TO THE SURFACE. I COULD NOT SEE ANY RIVERS
ACROSS THE CLAIMED PACE OF USE, NOR FIND ANY DIVERSIONS. APPROXIMATELY 70% OF FENCED IN
PROPERTY IS NATURALLY WET DUE TO HIGH WATER TABLE. ~~THE~~ DOES NOT APPEAR TO BE

ANY "CONTROLLED" IRRIGATION - RECOMMEND DISALLOWAL - REMARK P63

A. AU CLAIM: * A32-04039 PRIORITY DATE: 05-01-1900 STAGE: S
B. WR RECORD: * 32-04039 PRIORITY DATE: 06-01-1900 STAGE: S

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) FIELD EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

NOTES: No use found

RECOMMENDED PRIORITY DATE:
05-01-1900

REVIEWED BY DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TAP	AGE	SEC.	1/4	1/4	1/4	LOT	CNTY	LEHMI
A32-04059	12N	29E	7		SE	SW			

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX
NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: JUMP CREEK

TR18: SINKS

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TAP	AGE	SEC.	1/4	1/4	1/4	LOT	CNTY	LEHMI
32-04059	12N	29E	7		SE	SW			

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
P PREFIX

NONE

NONE

SOURCE: JUMP CREEK

TR18: SINKS

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
			Y	---
			N	---

NOTES:

No Diversions Found

846E: 5
POINT OF DIVERSION REVIEW SHEET CONTINUED

13
CLAIM NUMBER: 032-04059

20

RECOMMENDED POINT(S) IF DIVERSION AND SOURCE:

DATE	TIME	NAME	AGE	SEX	REL.	REMARKS
1942	10:30	JOHN	10	M	S	...
1942	11:00	MARY	8	F	S	...
1942	11:30	JOHN	10	M	S	...
1942	12:00	MARY	8	F	S	...
1942	12:30	JOHN	10	M	S	...
1942	13:00	MARY	8	F	S	...
1942	13:30	JOHN	10	M	S	...
1942	14:00	MARY	8	F	S	...
1942	14:30	JOHN	10	M	S	...
1942	15:00	MARY	8	F	S	...
1942	15:30	JOHN	10	M	S	...
1942	16:00	MARY	8	F	S	...
1942	16:30	JOHN	10	M	S	...
1942	17:00	MARY	8	F	S	...
1942	17:30	JOHN	10	M	S	...
1942	18:00	MARY	8	F	S	...
1942	18:30	JOHN	10	M	S	...
1942	19:00	MARY	8	F	S	...
1942	19:30	JOHN	10	M	S	...
1942	20:00	MARY	8	F	S	...
1942	20:30	JOHN	10	M	S	...
1942	21:00	MARY	8	F	S	...
1942	21:30	JOHN	10	M	S	...
1942	22:00	MARY	8	F	S	...
1942	22:30	JOHN	10	M	S	...
1942	23:00	MARY	8	F	S	...
1942	23:30	JOHN	10	M	S	...
1942	24:00	MARY	8	F	S	...
1942	24:30	JOHN	10	M	S	...
1942	25:00	MARY	8	F	S	...
1942	25:30	JOHN	10	M	S	...
1942	26:00	MARY	8	F	S	...
1942	26:30	JOHN	10	M	S	...
1942	27:00	MARY	8	F	S	...
1942	27:30	JOHN	10	M	S	...
1942	28:00	MARY	8	F	S	...
1942	28:30	JOHN	10	M	S	...
1942	29:00	MARY	8	F	S	...
1942	29:30	JOHN	10	M	S	...
1942	30:00	MARY	8	F	S	...
1942	30:30	JOHN	10	M	S	...
1942	31:00	MARY	8	F	S	...
1942	31:30	JOHN	10	M	S	...
1942	32:00	MARY	8	F	S	...
1942	32:30	JOHN	10	M	S	...
1942	33:00	MARY	8	F	S	...
1942	33:30	JOHN	10	M	S	...
1942	34:00	MARY	8	F	S	...
1942	34:30	JOHN	10	M	S	...
1942	35:00	MARY	8	F	S	...
1942	35:30	JOHN	10	M	S	...
1942	36:00	MARY	8	F	S	...
1942	36:30	JOHN	10	M	S	...
1942	37:00	MARY	8	F	S	...
1942	37:30	JOHN	10	M	S	...
1942	38:00	MARY	8	F	S	...
1942	38:30	JOHN	10	M	S	...
1942	39:00	MARY	8	F	S	...
1942	39:30	JOHN	10	M	S	...
1942	40:00	MARY	8	F	S	...
1942	40:30	JOHN	10	M	S	...
1942	41:00	MARY	8	F	S	...
1942	41:30	JOHN	10	M	S	...
1942	42:00	MARY	8	F	S	...
1942	42:30	JOHN	10	M	S	...
1942	43:00	MARY	8	F	S	...

22/2

●
●
●

107

ALLIANCE

DIVERSION NAME

SOURCE: JUMP CREEK

TRIG: SINKS

REVIEWED BY:

2316

SYSTEM DESCRIPTION:

63 6/3/93 A3

Photo #1

435

Photo #2

3/3/93

END OF WALKED
1 PERIMETER



A. ROOT WATER RIGHT NUMBERS: A32-04059

B. POJ LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	AR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12N	28E	12	SE			O E J ENTERPRISES, INC.	A32-04059 740.0	32-04059 740.0			
12N	28E	13	NE			O E J ENTERPRISES, INC.	A32-04059 740.0	32-04059 740.0			
12N	28E	13	SE			O E J ENTERPRISES, INC.	A32-04059 740.0	32-04059 740.0			
12N	29E	7	SW			O E J ENTERPRISES, INC.	A32-04059 741.0	32-04059 741.0			
12N	29E	7	SE			O E J ENTERPRISES, INC.	A32-04059 740.0	32-04059 740.0			
12N	29E	18	NW			O E J ENTERPRISES, INC.	A32-04059 741.0	32-04059 741.0			
12N	29E	18	SW			O E J ENTERPRISES, INC.	A32-04059 741.0	32-04059 741.0			
12N	29E	18	NW			O E J ENTERPRISES, INC.	A32-04059 741.0	32-04059 741.0			
12N	29E	18	SW			O E J ENTERPRISES, INC.	A32-04059 741.0	32-04059 741.0			
TOTAL ACRES							A32-04059 324.00	324.00			

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? FIELD EXAMINER POJ COUNTY: LEMHI

DUE TO POJ DISCREPANCY? (Y/N) Y

PRESUMPTION FLAG:

NOTES:

ONLY SURVEY OF WATER IS BY NATURAL SUB-IRRIGATION - NO OVERSIGHT

RECOMMENDATIONS:

TOTAL ACRES:

287

REVIEWED BY:

DATE: 9/3/93

A. ALL CLAIMED USES:

PURPOSES
A32-04059 IRRIGATION
A32-04059 STOCKWATER

MONTH/DAY
FROM 05-01 TO 10-30
FROM 05-01 TO 11-30

DIVERSION QUANTITY
7.300 CFS
.050 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

7.350 CFS

B. WR RECORDED USES:

PURPOSES
32-04059 IRRIGATION
32-04059 STOCKWATER

MONTH/DAY
FROM 05-01 TO 10-30
FROM 05-01 TO 11-30

DIVERSION QUANTITY
7.300 CFS
.050 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

7.350 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM-TO DISCREPANCY? (Y/N)

FIELD EXAMINER
DATABASE N
N
N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? -
RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()
Y() N()

EXPLAIN IN NOTES, BELOW.

NOTES:

No B/D Found

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(X) N()

AD TOTAL CLAIMED DIVERSION RATE: 7.550 CFS

AD ROOT RIGHT TOTAL DIVERSION RATE: 7.550 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***

*** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS ***

*** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED?

FIELD DATABASE EXAMINER

DUE TO SLIDE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

X

FLOW MEASUREMENT

MEASUREMENT METHOD No Diversion SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N(X) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM:

NO CLAIMS FOUND WITH SAME PDU AND IRRIGATION USAGE

NO RIGHTS WITH SAME PDU BUT NOT USED FOR IRRIGATION

0. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1B. CALCULATIONS

1A. IRRIGATION RATE X 0.02 CFS/ACRE = CFS
ACRES (TAKEN FROM P/U REVIEW)

0.02S AMOUNT CLAIMED EXCEEDS 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 810.0 AF/A

ACRES X CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES X DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()
5/150 HEAD CATTLE

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

Note Uses Found

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VJL. AF/A	REC. CONS. USE
IRRIGATION	05-01 10-30	DATABASE EXAMINER 7.300	DATABASE EXAMINER	DATABASE EXAMINER
STOCKWATER	05-01 11-30	7.300 0.050		810.0
TOTAL FOR THIS RIGHT		7.350		

REVIEWED BY: EG DATE: 6/2/93

~~DISAPPROVED~~
DISAPPROVED

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()

B. SPLIT WATER RIGHT REVIEW

ROUT WATER RIGHT NUMBER: 32-04059

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 7.350
EXAMINER

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A32-34059	7.350	-	-	32-04059	7.350
TOTAL CFS		7.350				

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE Y
FIELD EXAMINER

NOTES:

~~CONFIDENTIAL~~ USE R 1645

AUTHENTICATION:

SIGNATURE:

E. J. Jones

DATE: 9/2/93

NAME OF FIELD EXAMINER:

E. J. Jones

TITLE: SWA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

NR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHEN/DATE	FIELD EXAM BY WHEN/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y		8/6/93	Y	5,6		8/6/93	8/6/93
SOURCE								
PLACE OF USE	Y			Y	DISALLOW			
DIV. AMOUNT CFS/VOLUME				Y	5			
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS	Y							

"VERIFIED BY" CODES

- TOPO MAP/ORTHO-PQ = 1
- 45CS MAP = 2
- AIRMASTER RECORDS = 3
- AAPP PHOTOS = 4
- FIELD EXAM = 5
- OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

CLAIM NUMBER: A32-34059

CANER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	C/O D ENTERPRISES, INC. C/O PETERSEN, ADSS, & OLSEN 485 E STREET IDAHO FALLS ID 83402 (208) 523-4650	06/01/1920	IRRIGATION STOCKWATER	05-01 10-30 05-01 11-30	7.30 CFS 0.05 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:						810.0 AFA
WATER SOURCE: JUMP CREEK				STAGE: STATUTORY CLAIM		
POINT(S) OF DIVERSION: T12N R29E S07				LEMMI COUNTY		
PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION						
T	NAME NAME SAME GENE	NAME NAME SAME GENE	NAME NAME SAME GENE	NAME NAME SAME GENE	NAME NAME SAME GENE	SUM
R	5 : LT AC LT AC LT AC LT AC	5 : LT AC LT AC LT AC LT AC	5 : LT AC LT AC LT AC LT AC	5 : LT AC LT AC LT AC LT AC	5 : LT AC LT AC LT AC LT AC	
12N 28E 12 :						40.0
12N 28E 13 :						80.0
12N 29E 7 :						81.0
12N 29E 13 :						128.0
TOTAL ACRES						324.0

PLACE OF USE LOCATION FOR STOCKWATER IS THE SAME LOCATION AS DESCRIBED FOR: IRRIGATION

POU COUNTY: LEMHI

REMARKS: 5/130 HERO CATTLE
DATES: EXAM MADE DATE:
MISC: WATER DISTRICT NUMBER:
VERIFIED DATE:
FIELD INSPECTION FLAG:
PRESUMPTION FLAG:

Disallow - Pp 3

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: A-32-04059

Date Received:

Received By: _____

FIRST AMENDMENT TO NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: D & D ENTERPRISES, INC. 208-523-4650
Address: C/O PETERSEN, MOSS & OLSEN
485 "E" STREET
IDAHO FALLS, ID 83402

2. Date of Priority: June 1, 1900

3. Source: JUMP CREEK Trib. to: SINKS

IN ADDITION TO THE HEREINAFTER DESCRIBED 40 ACRES BEING
IRRIGATED FROM JUMP CREEKS, SAID DESCRIBED ACREAGE IS FURTHER
WATERED BY SUBBING THAT TAKES PLACE ON THE HEREINAFTER
DESCRIBED 40 ACRES DURING CERTAIN TIMES OF THE IRRIGATION
SEASON, TOGETHER WITH DOZENS AND DOZENS OF SPRINGS THAT ARE
SITUATED ON THE HEREINAFTER DESCRIBED ACREAGES.

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
12N	29E	7	SE SW		LEMHI

AND ON THE HEREINAFTER DESCRIBED 40 ACRES FROM SUBBING AND
THE DOZENS AND DOZENS OF SPRINGS REFERRED TO ABOVE.

5. Description of diverting works:
FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
IRRIGATION	05/01	10/30	7.300		
STOCKWATER	05/01	11/30	0.050		

7. Total Quantity Appropriate is:
7.350 C.F.S. (and/or)

A.F.A

8. Total consumptive use is 810.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12N	28E	12	SE SE		IRR	40.0
					Section Acres	40.00
12N	28E	13	NE SE	NE NE	IRR	40.0
					IRR	40.0
					Section Acres	80.0
	29E	7	SW SE	SW SW	4 IRR	41.0
					IRR	40.0
					Section Acres	81.0
		18	NW SW	NW NW	1 IRR	41.0
					2 IRR	41.0
					3 IRR	41.0
					Section Acres	123.0
					Total Acres	324.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:
S/150 HEAD CATTLE

15. Basis of Claim: STATUTORY CLAIM
Water Right Number:

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: _____

I do solemnly swear or affirm that I am President of D & D Enterprises, Inc., that I have signed the foregoing document in the space below as President of D & D Enterprises, Inc., and that the statements contained in the foregoing document are true and correct.

James S. DeMordaunt
James S. DeMordaunt
President, D & D Enterprises, Inc.
Date: 12-18-96

STATE OF IDAHO)
) ss.
County of Bonneville)

SUBSCRIBED AND SWORN (or affirmed) before me this 18th day of December, 1996.

(SEAL)

James D. Hawkins
Notary Public for State of Idaho
Residing at: Shelley
My Commission Expires: 6-27-2000

Notice is hereby given that I, George C. Petersen, Jr., 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.

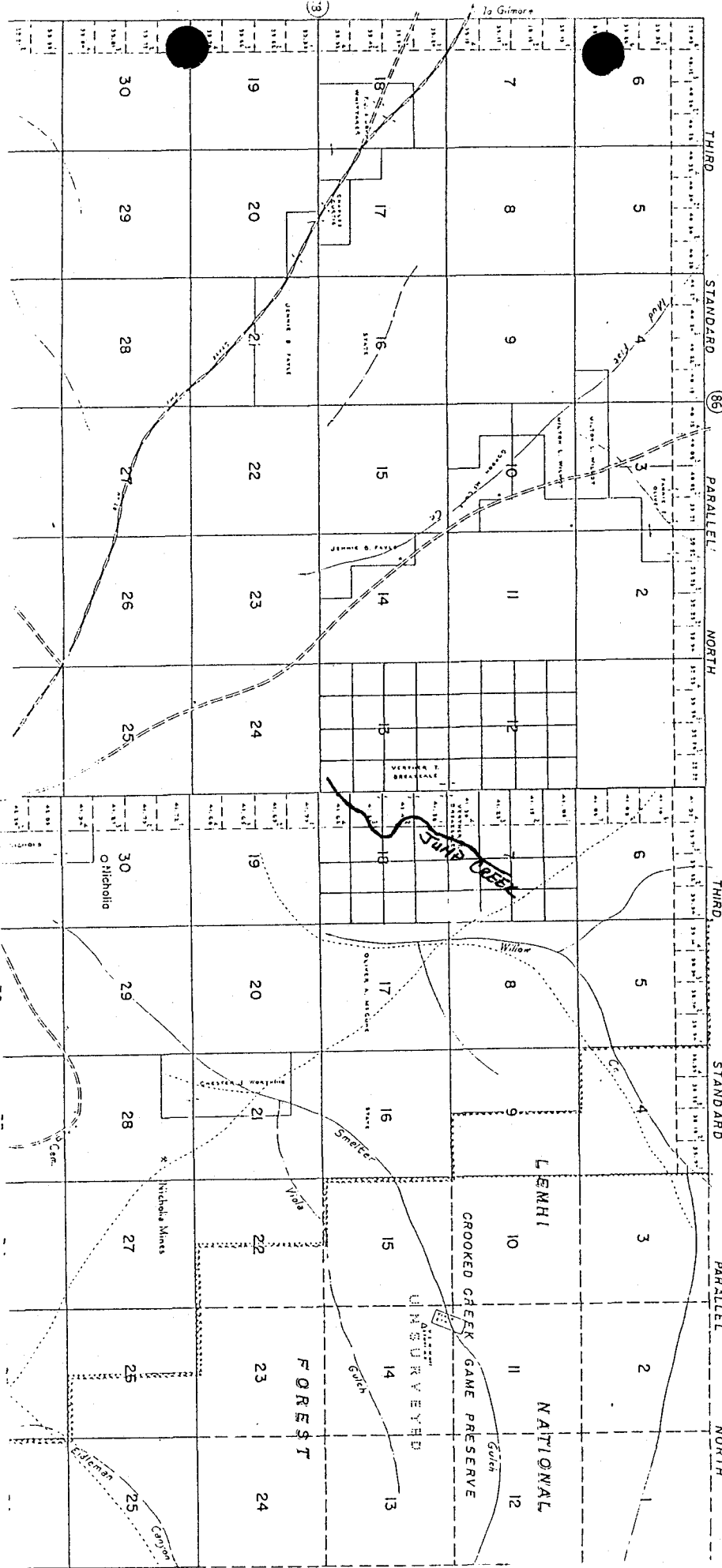
Signature: George C. Petersen, Jr.
George C. Petersen, Jr.
485 "E" Street
Idaho Falls, ID 83402
Date: 12-18-96

CHAS. F. WITKES
S.W. CORNER PORTLAND, OREGON
1020 THIRD AVE., SEATTLE, WASHINGTON

TOWNSHIP 12 N., RANGE 28 E. B. M.
LEMHI COUNTY, IDAHO

CHAS. F. WITKES
S.W. CORNER PORTLAND, OREGON
1020 THIRD AVE., SEATTLE, WASHINGTON

TOWNSHIP 12 N., RANGE 29 E. B. M.
LEMHI COUNTY, IDAHO



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

OWNER CODE C
NAME & ADDRESS D & D ENTERPRISES INC
C/O PETERSEN MOSS & OLSEN
485 E ST
IDAHO FALLS ID 83402
(208) 523-4650

PRIORITY DATE 05/01/1921
WATER USE STOCKWATER

USE PERIOD FROM 05-01 TO 11-30

DIVERSION RATE 0.020 CFS

DIVERSION VOLUME 0.020 CFS

TOTAL DIVERSION: 0.020 CFS

Water Source: JUMP CREEK
Tributary to: SINKS

Stage: DECREED

Point(s) of Beginning Stream Reach: T12N R29E S07
Point(s) of Ending Stream Reach: T12N R29E S18

LEMHI County
LEMHI County

Place of use Legal Description for: STOCKWATER

NE		NW		SW		SE							
T	R	S	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
12N	29E	7	:	:	:	:	:	:	:	:	:	:	:
12N	29E	18	:	:	:	:	:	:	:	:	:	:	:

POU County: LEMHI

- Conditions of Approval:
- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
 - N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
 - C18 - 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.

Remarks: EXP STOCKWATER, 150 RANGE.

Dates: Exam Made Date: 06/03/1993 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: Presumption Flag:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)09/30/99 18:26:14
Page 1

Water Right Number - R32-04059

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + - - - - First Name - - - - + - - - - Address - - - - - +

*** A - ATTORNEY ***
PETERSEN JR

GEORGE

1 - C/O PETERSEN MOSS & OLSEN
2 - 485 E ST
3 -
City- IDAHO FALLS
Phone - 208-523-4650

State- ID Zip- 83402

*** C - CURRENT OWNER ***
D & D ENTERPRISES INC1 - C/O PETERSEN MOSS & OLSEN
2 - 485 E ST
3 -
City- IDAHO FALLS
Phone - 208-523-4650

State- ID Zip- 83402

+ - - - - Priority Date - - - + - - - - Region - - - - + - - - - Stage - - - - + - - - - Status - - - - +
05/01/1921 15 EASTERN D - DECREED+ - - - - Source - - - - - + - - - - Tributary - - - - - +
JUMP CREEK SINKS+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County12N 29E 7 SE SW (59) LEMHI
18 NW NW (59) LEMHI
SW NW (59) LEMHI
NW SW (59) LEMHI

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

04 - STOCKWATER

05/01

11/30

0.050
0.02+ - - - - Total Div. Rate - - + - - - - Total Div. Volume - - + - - - - Total Consumptive Use - - + - - - - KU Usage - - +
0.050 0.02 0.0

+ - - - - Twn Rng Sec Tract Lot Acres Place of Use Code Description County

12N 29E 7 SE SW 04 STOCKWATER (59) LEMHI
12N 29E 18 NW NW 04 STOCKWATER (59) LEMHI
12N 29E 18 SW NW 04 STOCKWATER (59) LEMHI
12N 29E 18 NW SW 04 STOCKWATER (59) LEMHI

Total Acres:

+ - - - - Diversion Means -

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use -

Water right number - R32-04059

Prefix Translation: RESEARCH

+ - - - - - Remarks - - - - - +
+ - - - - - No Remarks found. - - - - - +
+ - - - - - *EXP STOCKWATER - OLD WATER RIGHT NUMBERS* - - - - - +
+ - - - - - No Old Water Right Numbers Found - - - - - +
+ - - - - - *P11, P13, C18* - - - - - +
+ - - - - - Conditions of Approval - - - - - +
+ - - - - - No Conditions of Approval found. - - - - - +
+ - - - - - Decree Plaintiff - - - - - +
+ - - - - - Decree Defendant - - - - - +
+ - - - - - Decree Date - - - - - +
+ - - - - - 00/00/0000 - - - - - +

+ - - - - - Comments - - - - - +
Date: 06/07/1993 User Id: VERNER Subject: DISALLOWAL
I DID NOT FIND ANY EVIDENCE OF DIVERSION OF WATER AS CLAIMED. ONLY BENEFIT OF WATER ON CLAIMED PLACE OF USE IS BY NATURAL
SUB-IRRIGATION. MUCH OF CLAIMED PLACE OF USE IS WET WITH SEVERAL SPRINGS ARISING ON THE PROPERTY. I DID NOT FIND ANY
DIVERSION OR CONVEYANCE MEANS ON THE PROPERTY.
Date: 07/12/1999 User Id: ECARLSEN Subject: ADDED CONDITION CODE P03
SAME AS ABOVE

Date: 09/30/1999 User Id: BCONTOR Subject: STOCKWATER
PER FIELD INSPECTION FOLLOWING NOTICE OF ERROR, RECOMMENDATION CHANGED TO INCLUDE CLAIMED STOCKWATER USE. BAC 9/30/1999.

+ - - - - - Audit Fields - - - - - +
+ - - - - - 09/30/99 BCONTOR - - - - - +

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +
Court Report Filing - 00/00/0000 Field Inspection Made - 06/03/1993 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 - 06/29/1988 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - E000583 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - AND/OR Presumption Flag -
Notice of Error Flag -

Water Right Number - R32-04059 Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +*** A - ATTORNEY ***
PETERSEN, JR

GEORGE

1 - C/O PETERSEN, MOSS & OLSEN
2 - 485 E STREET
3 -
City- IDAHO FALLS State- ID Zip- 83402
Phone - 208-523-4650*** C - CURRENT OWNER ***
D & D ENTERPRISES INC1 - C/O PETERSEN, MOSS, & OLSEN
2 - 485 E STREET
3 -
City- IDAHO FALLS State- ID Zip- 83402
Phone - 208-523-4650+ - - Priority Date - - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/01/1900 15 EASTERN I - DISALLOWED+ - - - - Source - - - - + + - - - - Tributary - - - - - +
JUMP CREEK SINKS+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Rate Diversion Volume

12N 29E 7 SE SW (59) LEMHI

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 05/01 10/30 7.300
04 - STOCKWATER 05/01 11/30 0.050+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
7.350 810.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
12N 28E 12 SE SE 40.0 01 IRRIGATION (59) LEMHI
12N 28E 13 NE NE 40.0 01 IRRIGATION (59) LEMHI
12N 28E 13 SE NE 40.0 01 IRRIGATION (59) LEMHI
12N 29E 7 SW SW 4 01 IRRIGATION (59) LEMHI
12N 29E 7 SE SE 40.0 01 IRRIGATION (59) LEMHI
12N 29E 18 NW NW 1 01 IRRIGATION (59) LEMHI
12N 29E 18 SW NW 2 01 IRRIGATION (59) LEMHI
12N 29E 18 NW SW 3 01 IRRIGATION (59) LEMHI
Total Acres: 324.0

+ - - Diversion Means - FLOOD IRRIGATION

+ - - Non-Irrigation Use -

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: A32-04059
Date Received: 6/28/1988
Receipt No: 600583
Received By: SGJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: D & D ENTERPRISES INC.
Address: C/O PETERSEN, MOSS, & OLSEN
485 E STREET
IDAHO FALLS, ID

208-523-4650

83402

2. Date of Priority: JUN 01, 1900

3. Source: JUMP CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	29E	7	SE	SW			LEMHI

5. Description of diverting works:
FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	10/30	7.300		
STOCKWATER	05/01	11/30	0.050		

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

8. Total consumptive use is 810.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	28E	12	SE	SE		IRR	40.0
Section Acres							40.0

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Date: 06/28/88

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	28E	13	NE	NE		IRR	40.0
			SE	NE		IRR	40.0
			Section Acres				80.0
	29E	7	SW	SW	4	IRR	41.0
			SE	SE		IRR	40.0
			Section Acres				81.0
		18	NW	NW	1	IRR	41.0
			SW	NW	2	IRR	41.0
			NW	SW	3	IRR	41.0
			Section Acres				123.0
			Total Acres				324.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

S/150 HEAD CATTLE

15. Basis of Claim: STATUTORY CLAIM

Water Right Number:

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 Organizations:

I do solemnly swear or affirm that I am President of
D & D ENTERPRISES, INC., that I have signed the foregoing
Organization
document in the space below as President of
D & D ENTERPRISES, INC. and that the statements contained in the
Organization
foregoing document are true and correct.

James P. Mordant
Signature of Authorized Agent
President, D & D ENTERPRISES, INC.
Title and Organization

June 28, 1988
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of June 19 88

Karen Wopnarowicz
Notary Public

Seal

Residing at Idaho Falls, Idaho
My Commission Expires 9/18/91

17. Notice of Appearance:

Notice is hereby given that I, George C. Petersen, Jr. will be
Print Name

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 485 "E" Street, Idaho Falls, ID 83402

Date June 28, 1988

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(8) Remarks

R28E

R29E

12

7

Jump Creek

13

18

Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Bonneville) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

D&D Enterprises, Inc.
By: [Signature]
Its President (Claimant)

Sworn to before me this 29th day of June, 1983.

[Signature]
Notary Public
Residing at Idaho Falls, Idaho

My commission ~~XXXX~~ is Permanent

FOR DEPARTMENT USE ONLY

Received by _____	Date _____	Exception filed by: _____	Forwarded to _____
Prelim. check by _____	Date _____		claimant by: _____
\$30.00 fee received by _____	Date _____		
Published in _____			
Dates _____			