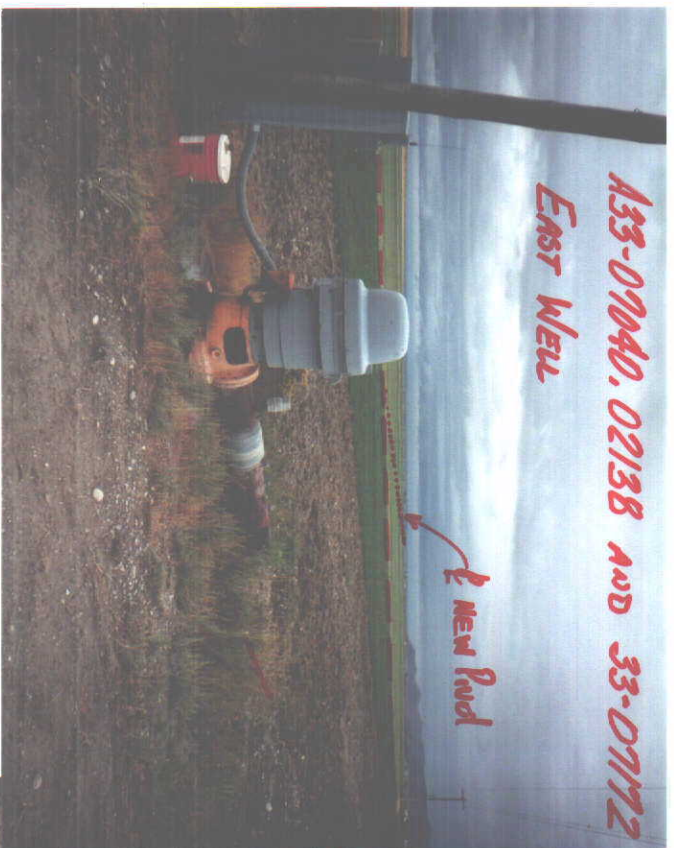
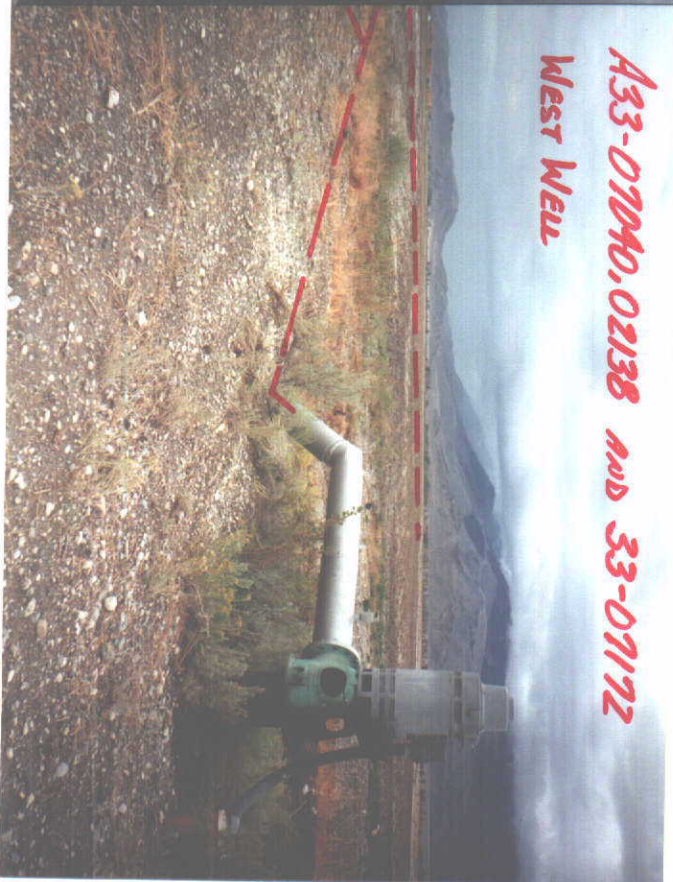




A33-07040, 02138 and 33-07172
East Well



A33-07040, 02138 and 33-07172
West Well

WELLS OF A33-07040, 02138 AND 33-07172
WEST WELL IS THE LARGER.

POINTS OF DIVERSION: T. 6N., R. 28E. SEC. 1 SWNW

DON ARCHIBALD - OWNER
BRUCE OWENS - OPERATOR (BUYER)

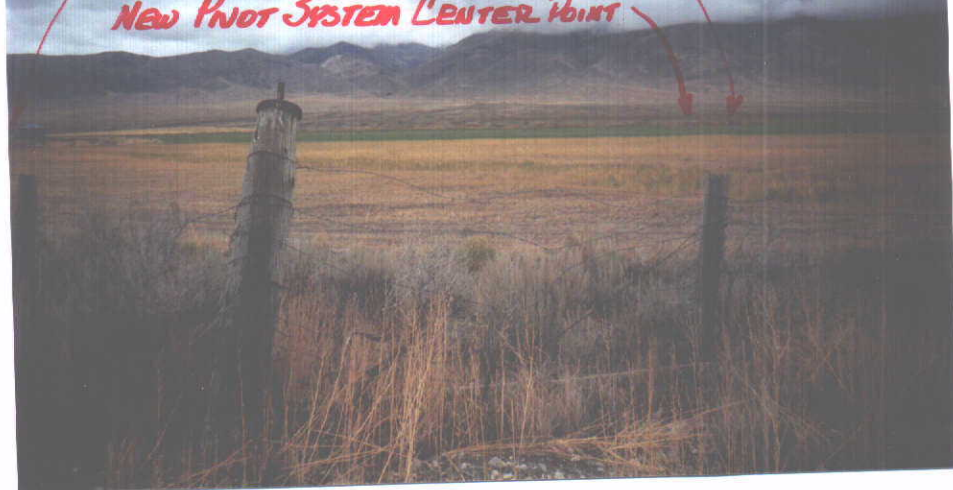
Photos by: A. Ruben
7/21/95

A33-07040, 02138

DON ARCHIBALD

House, etc.

NEWLY DEVELOPED LAND ON BENCH
NEW PIVOT SYSTEM CENTER POINT



LOOKING NE FROM SW CORNER BELOW HOUSE.
NOTE NEW PIVOT AND RADIUS OF IRRIGATION



LOOKING WEST FROM SECTION CORNER AT
T.6N.

1	6
12	7

R.28E.

R.29E.

Photos by: A. Rubenay
7/21/95

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

SEP 12 1988

33-7040

Permit No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$\text{Theoretical: } Q = \frac{8.8(H_p)(\text{Eff})}{2.31(\text{psi}) + \text{Lift}} = \frac{8.8(200)(.92)}{2.31(48) + 150} = 6.21 \text{ cfs (West well)}$$

$$= \frac{8.8(150)(.94)}{2.31(30) + 150} = 5.66 \text{ cfs (East well)}$$

$$\text{Manometer: West: } Q = \frac{(id)^2 3.85 \sqrt{h}}{448.8} = \frac{(12.25)^2 3.85 \sqrt{16.5}}{448.8} = 5.23 \text{ cfs}$$

$$\text{East: } 8.5'' \rightarrow 139 \text{ (cm)}$$

$$Q = V \times A = 139(0.32) \times \pi \left(\frac{10.5 \text{ in}}{2} \times \frac{\text{ft}}{12 \text{ in}} \right)^2 = 2.67 \text{ cfs}$$

$$\frac{2.63}{2.82} \text{ cfs} \times .02 \frac{\text{cfs}}{\text{ac}} = \frac{5.26}{5.64} \text{ cfs}$$

$$\text{Permit: } 6.8 \text{ cfs}$$

$$\text{Recommend } \frac{5.26}{5.64} \text{ cfs by } .02 \text{ cfs/ac but Limited to R17(33-2138) 7.9 cfs}$$

7.90 cfs total capacity

b) Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{2.63}{2.82} \times 3.0 = 2.82 \text{ ac}$$

$$V_{DR} = (\text{Diversion Rate (cfs)}) \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{5.64 \times 214 \times 1.9835}{789} = 2394.0$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 2.82$$

c) Volume Calculations for Other Uses: None

$$V_{PR} 5.26 \times 1.9835 \times 214 = 2232.7 \text{ AF}$$

2. Overlap Review

a) Other water rights with same place of use: 33-2128 None
33-2138 is the same system, but different acreage

b) Other water rights with same point of diversion: 33-2138 ✓ 33-7172 (APP)
 1 sec copy 1 NO overlap.

c) Analysis: R17 (33-2138) 7.90 cfs OK

33-2138 is for the same system, but for different acreage than what is under this permit.



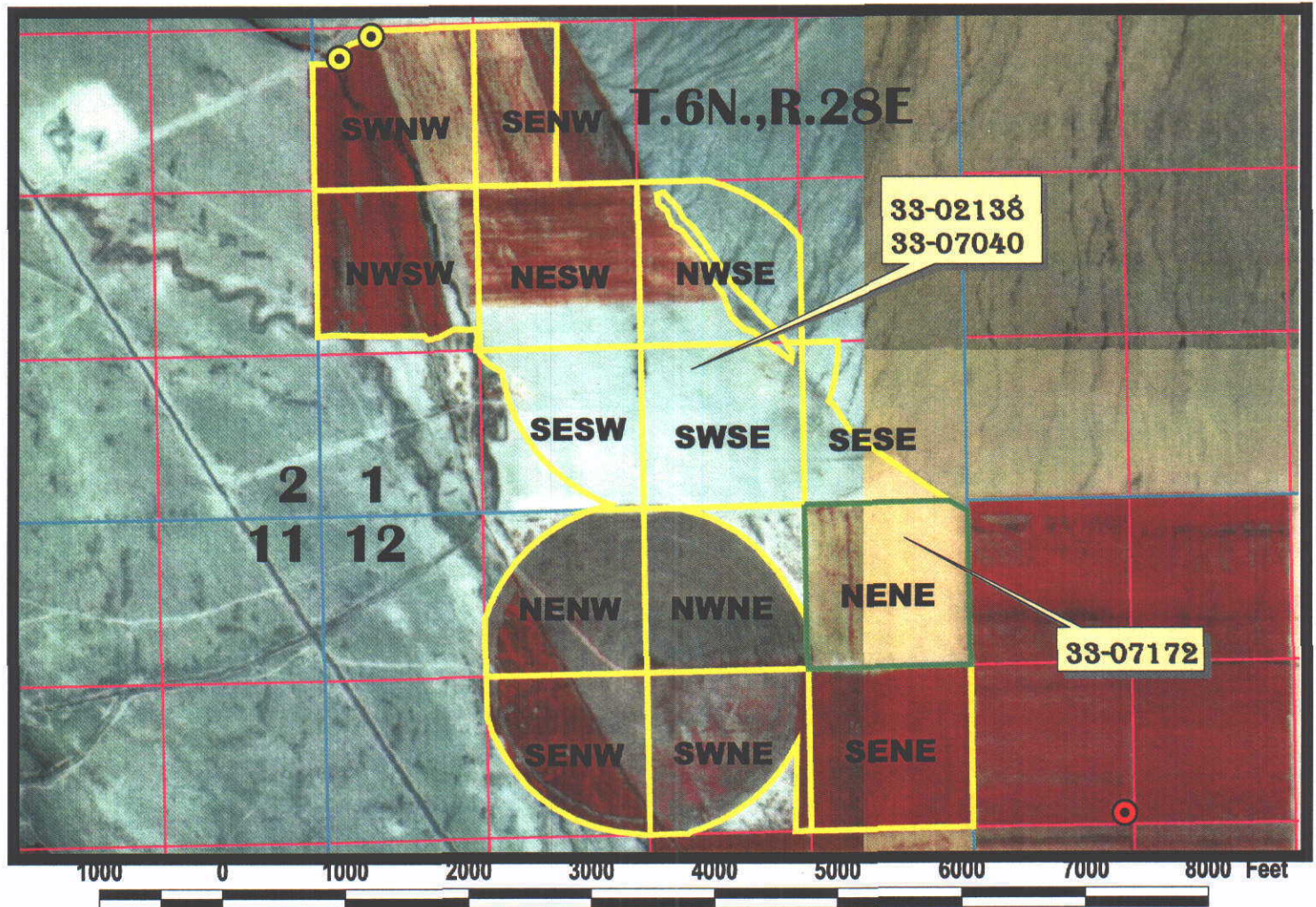
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: D. Archibald

Water Right(s): 33-02138, 33-07040, 33-07172



LEGEND



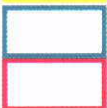
Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



Section Line

Quarter-section line

Place(s) of Use: T.6N., R.28E.

Sec. 1 (parts of) S2NW, N2SW,
SESW, W2SE, SESE,

Sec. 12 NE, E2NW

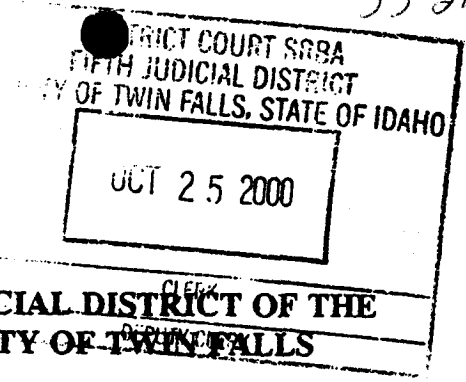
Point(s) of Diversion: T.6N., R.28E.

Sec. 1 NWSWNW (2 wells)



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: August 1999

33-2138



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

) Subcase(s): 33-00024 et al
) Pancheri Inc
)
) **ORDER SETTING HEARING**

The court sets the following hearing in the above subcase(s):

- ☒ Status Conference
- ☐ Settlement Conference
- ☐ Scheduling Conference

Date: Dec. 20, 2000 11 am
Location: SRBA Court phone

DATED: 10/25/2000.

Brigitte Bilyeu
BRIGETTE BILYEU, Special Master
Snake River Basin Adjudication

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this Order was hand delivered to the following:

Representative of:
Director of IDWR
PO Box 83720
Boise, ID 83720-0098

Kent Foster

Representative of:
United States Dept. of Justice
Environment & Natural Resources Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Deputy Clerk
Deputy Clerk



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

November 20, 2000

PANCHERI INC
1494 HWY 22
HOWE ID 83244

THE "NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP" FOR 33-2138, 33-7040, 33-7172 & 33-10095 HAS BEEN RETURNED FOR THE FOLLOWING ITEM(S):

 X FEE OF \$25.00 PER WATER RIGHT per Idaho Code 42-248 and 42-1409(6)

 SIGNATURE

 COPY OF DEED, TITLE POLICY, CONTRACT OF SALE, OR OTHER
LEGAL DOCUMENT indicating your ownership of the property and water
rights in question,

 LEGAL DESCRIPTION OF PROPERTY

 PLAT OF PROPERTY OR SURVEY MAP (usually on file with the county)

 USDA FARM SERVICE AGENCY (FORMERLY ASCS) AERIAL PHOTO
with irrigated acres outlined and point(s) of diversion clearly marked.

PLEASE ENCLOSE THE REQUESTED ITEM(S) AND RESUBMIT THE
ENTIRE PACKET TO :

ALLOCATIONS BUREAU
IDAHO DEPT OF WATER RESOURCES
1301 N ORCHARD
BOISE ID 83706

A33-02138

DON C. ARCHIBALD

153 E. MAIN

P.O. BOX 16

RIGBY

ID 83442

☒ Permissible Recd of LSA of 33-07040-1/85

☒ VERIFY CLAIMANT. ADDRESS, PHONE NO.

☐ PENDING Δ OF WR OWNERSHIP

☒ MR. OWENS NEEDS TO FILE TRANSFER
FOR NEW LANDS AND PLOT.

☐ TRANSFER PENDING

☒ Do PPA w/ 07040

156 AC.

On With A33 07040



A3302138

(R)

November 23, 1999

**NOTICE OF ERROR
REPLY**

RECEIVED
DEC 23 1999
Department of Water Resources
Eastern Region

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: December 10, 1999

Water right number: 33-02138

DON C ARCHIBALD
VERA M ARCHIBALD
153 E MAIN
PO BOX 16
RIGBY ID 83442

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: 12/9/99 SIGNATURE: Vera M. Archibald
Please print your name: VERA M ARCHIBALD

AUGUST 30, 1995

DON ARCHIBALD
PO BOX 16
RIGBY ID 83442

RE: TRANSFER

Dear Mr. Archibald:

Our office has received notice of your approved transfer #4601 of water right #33-02138 and #33-07040. The Snake River Basin Adjudication claim filed on this right has been amended pursuant to the approved transfer.

Please review the enclosed notice carefully and if you have any questions about any of the items, please contact our office. If you agree with the items on the notice, please place the copies with your records.

Respectfully submitted,

Allen B Ruberry
Sr Water Resource Agent
Adjudications Bureau

ABR:sc

CC: Bruce Owens
PO Box 27
Howe ID 83244

Enclosure: Notice of Claim to a Water Right

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

RECEIVED

AUG 08 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

Department of Water Resources
Eastern District Office

TRANSFER NO. 4601
WATER RIGHT NO(S). 33-02138/33-07040

This is to certify that: DON ARCHIBALD
PO BOX 16
RIGBY ID 83442

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 33-02138 :			
IRRIGATION	04/15 to 10/15	3.12 CFS	546.0 AF
Priority: 03/03/1959			
Right No. 33-07040 :			
IRRIGATION	04/15 to 10/15	5.26 CFS	920.5 AF
Priority: 10/16/1975			
TOTAL:		* 7.90 CFS	1,466.5 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 1, Township 06N, Range 28E
BUTTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	28E	1	SWNW 35	SENW 20	NESW 40	
			NWSW 39	SESW 29	NWSE 33	
			SWSE 40	SESE 15		251
		12	NWNE 34	SWNE 32	SENE 38	
			NENW 32	SENW 32		168

Total number of acres irrigated: ** 419

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

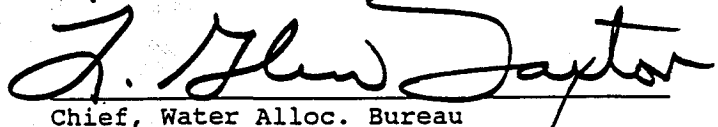
RECORDED
AUG 15 1995

TRANSFER NO. 4601
WATER RIGHT NO(S). 33-02138/33-07040

CONDITIONS/REMARKS:

- * 2. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
- 3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- 4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- 5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * * 7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4601 shall not exceed 7.90 cfs, nor total combined annual volume of 1,466.5 af.
- * ** 8. Right No. 33-02138 is limited to the irrigation of 156 acres in the place of use described above in a single irrigation season.
- * ** 9. Right No. 33-07040 is limited to the irrigation of 263 acres in the place of use described above in a single irrigation season.
- * 10. Two points of diversion are located within SWNW, S01, T06N, R28E.

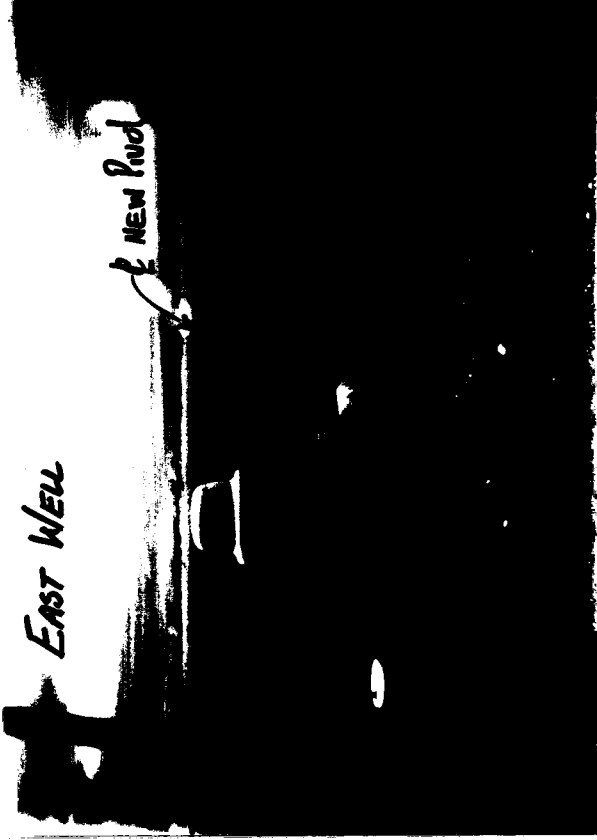
Dated this 1st day of August, 1995


Chief, Water Alloc. Bureau

RECORDED
JUL 17 1995

A33-07040.02138 AND 33-071172

EAST WELL



A33-07040.02138 AND 33-07172

WEST WELL



WELLS OF A33-07040.02138 AND 33-07172

WEST WELL IS THE LARGER.

POINT(S) OF DIVERSION: T.6N., R.28E. SEC.1 SWNW

DON ARCHIBALD - OWNER

BRUCE OWENS - OPERATOR (BUYER)

Photos By: A. Ruben
7/21/95

A33-07040, 02138

DON ARCHIBALD

House, etc.

NEWLY DEVELOPED LAND ON BENCH
NEW PLOT SYSTEM CENTER POINT



LOOKING NE FROM SW CORNER BELOW HOUSE.

NOTE NEW PLOT AND RADIUS OF IRRIGATION



LOOKING WEST FROM SECTION CORNER AT

T.6N.

1	6
12	7

R.28E.

R.29E.

Don Archibald
1964/12/13

Page 1 of 7

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4601

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant DON ARCHIBALD Phone (208) 745-6666
Post Office address PO BOX 16 RIGBY ID 83442

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes A PORTION OF A NEW PIVOT COVERS NEW LANDS AND MISSES SOME PREVIOUSLY IRRIGATED LANDS. IRRIGATION SYSTEM INVOLVES TWO INTERCONNECTED WELLS THAT SERVE THE LAND LIST SHOWN.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|--|-----------------------------|---|------------------------------|--|
| <u>33-02138</u> | <u>03-03-1959</u> | <u>3.12</u> | <u>IRRIGATION</u> | <u>* (1)</u>
<u>4-15</u> to <u>10-15</u> |
| <u>33-07040</u> | <u>10-16-1975</u> | <u>5.26</u> | <u>IRRIGATION</u> | <u>4-15</u> to <u>10-15</u> |
| <u> </u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> to <u> </u> |
| <u> </u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> to <u> </u> |
| | | <u>* (2)</u> | | |
| 2. Total amount of water being transferred | | <u>7.90</u> | cubic feet per second and/or | <u> </u> acre-feet per annum |
| 3. Source of water | | <u>GROUNDWATER</u> tributary to <u> </u> | | |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

PART 1

6. General Information:

- a. Description of diversion system TWO WELLS (33-07940 AND 33-02138) COMBINE TO A
COMMON IRRIGATION SYSTEM OF WHEELINES AND PIVOTS.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ NO No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
FARMING PRACTICES WILL DISCONTINUE ON PORTIONS TO ACCOMODATE NEW
ACREAGE COVETED BY THE NEW PIVOT.
- d. Remarks:
NO OVERLAP BEFORE OR AFTER TRANSFER.
* (1) TIME OF USE AS PER MOST RECENT MEMO
* (2) CAPACITY LIMITED TO 7.90 cfs

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

NOV 15 1996

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2 (Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
 - a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
 - b. License No. 33-02138 issued by the Idaho Department of Water Resources.
 - c. Claim No. _____ on file with the Idaho Department of Water Resources.
 - d. Transfer No. _____ which produced this right.
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice
 ☐ Warranty Deed
 ☐ Other _____
3. Source of water GROUNDWATER tributary to _____
4. Date or priority 03-03-1959
5. Water is used for the following purpose:

amount 3.12 for IRRIGATION purposes from 4-1 to 11-1 156
(cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
6. Total amount of water under right 3.12 cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	28E	BUTTE	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6N	28E	1								19	40			39		20	38		156

Total acres 156 156

9. Describe any other water rights used for the same purpose as described above _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4601

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 33-07040 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____3. Source of water GROUNDWATER tributary to _____4. Date or priority 10-16-1975

5. Water is used for the following purpose:

amount 5.26 cfs for IRRIGATION purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 5.26 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	28E	BUTTE	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6N	28E	1							35	11		39						10	
		12		34	32	38	32			32									

Total acres 263

9. Describe any other water rights used for the same purpose as described above _____

33-02138

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

_____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

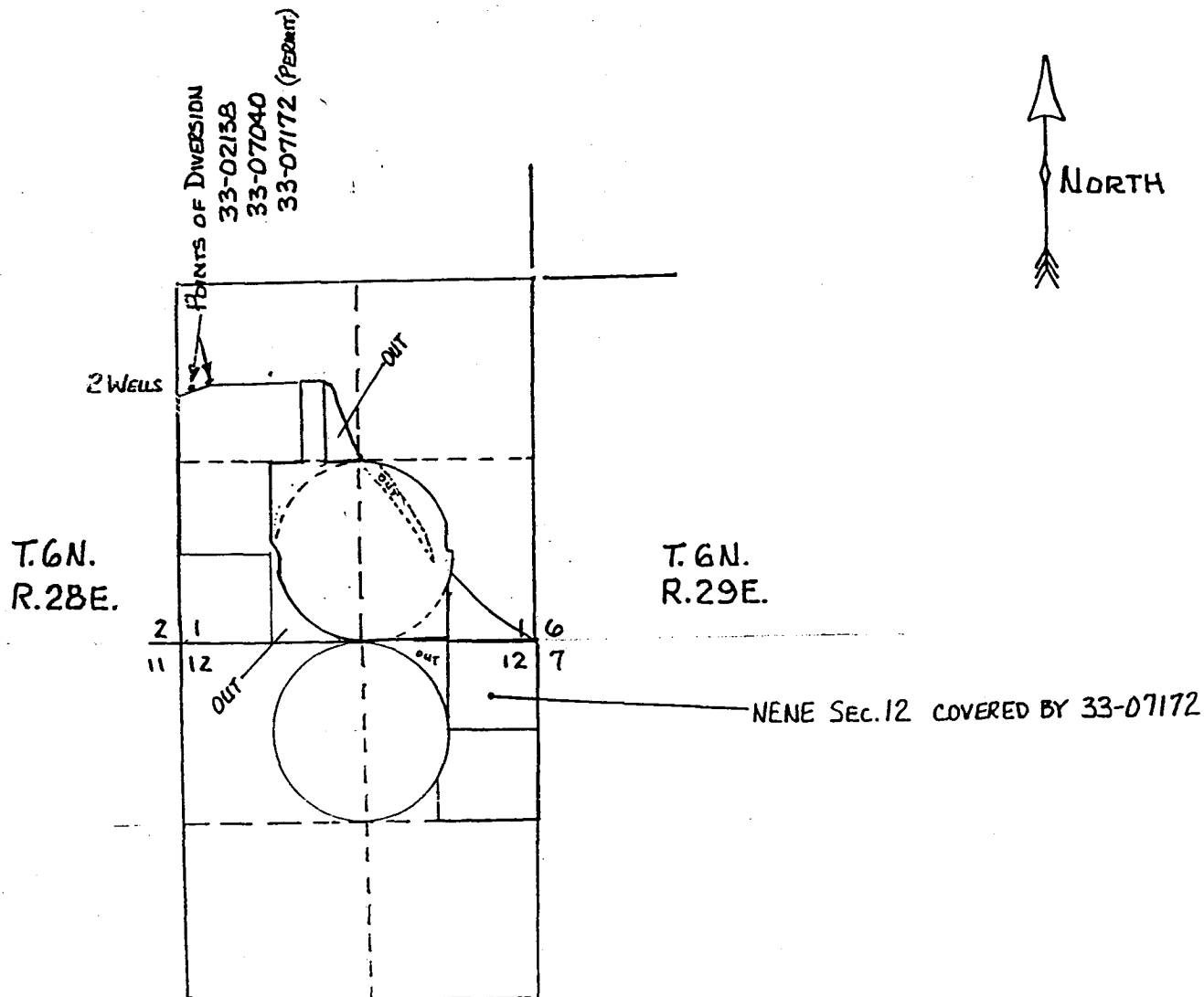
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 27th day of March, 19 95.

(Signature of Applicant)

(Notary Public)

My commission expires 8-10-99

FOR DEPARTMENT USE ONLY

Transfer contains 4 pages and 4 attachmentsReceived by ASB Date 26 APR 95 Protest filed by _____Prelim. check by _____ Fee 100 E020952Receipted by ASB Date 26 APR 95Published in Arco Advertiser Copies of protest forwarded by _____Pub. dates May 11, 18 - 1995 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial_____ rec'd. _____ by NOV 15 1995

Copy of transfer sent to lien holder _____

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Archibald Don Yor Vera CLAIM IDENT. NO. A 33-0213-8DATE RECEIVED 1-11-90 CK # 2023 AMOUNT \$ 544.00 (3)

- | | YES | NO | Required Info? |
|--|--|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ N/A | ☐ | * |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | * |
| 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. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | * |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | * |
| 8. If required is a consumptive use entered? | ☒ N/A | ☐ | * |
| Is the consumptive use correct? | ☒ 390. Afa N/A | ☐ | * |
| 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. | ☒ N/A | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | * |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | * |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | * |
| 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.) | ☒ N/A | ☐ | * |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | * |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ N/A | ☐ | * |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ Exempt | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ N/A | ☐ | * |
| 22. Should this claim be data entered? | ☒ | ☐ | * |

Claim checked by: CA Date: 1-12-90Claim must be returned to claimant: (Yes) X (No)Claimant must be notified of modifications: (Yes) X (No)
 Receipt Prepared by: AK Date: 1/22/90
 Claim data entered by: AK Date: 1/22/90 Checked by: _____ Date: _____
 Sent to claimant by: _____ Date: _____
Comments: Don Archibald corrected the claim 1-12-90 CA

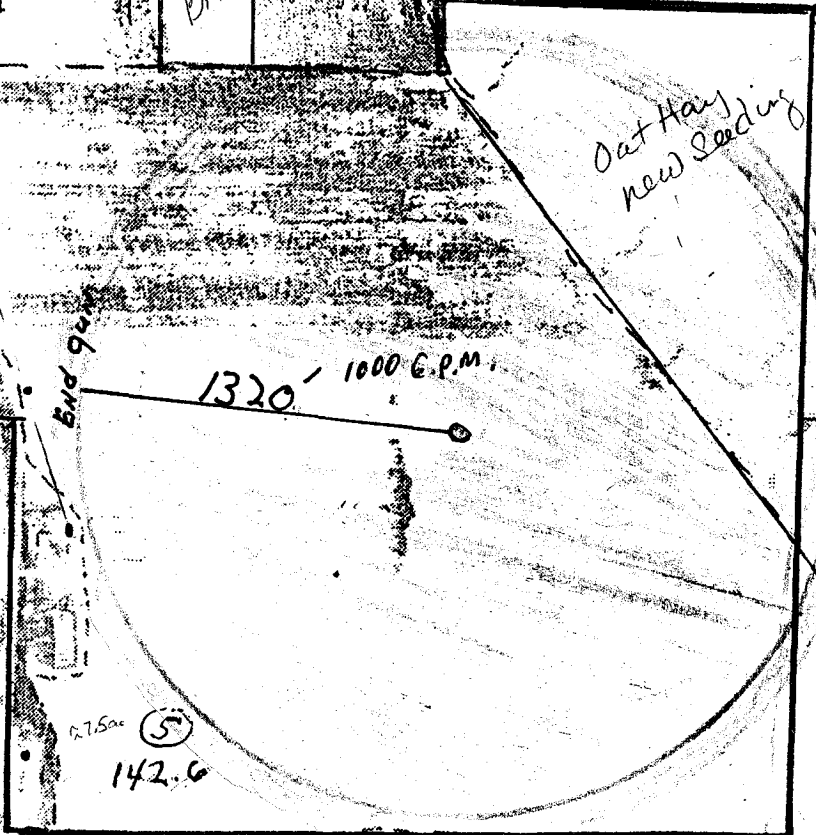
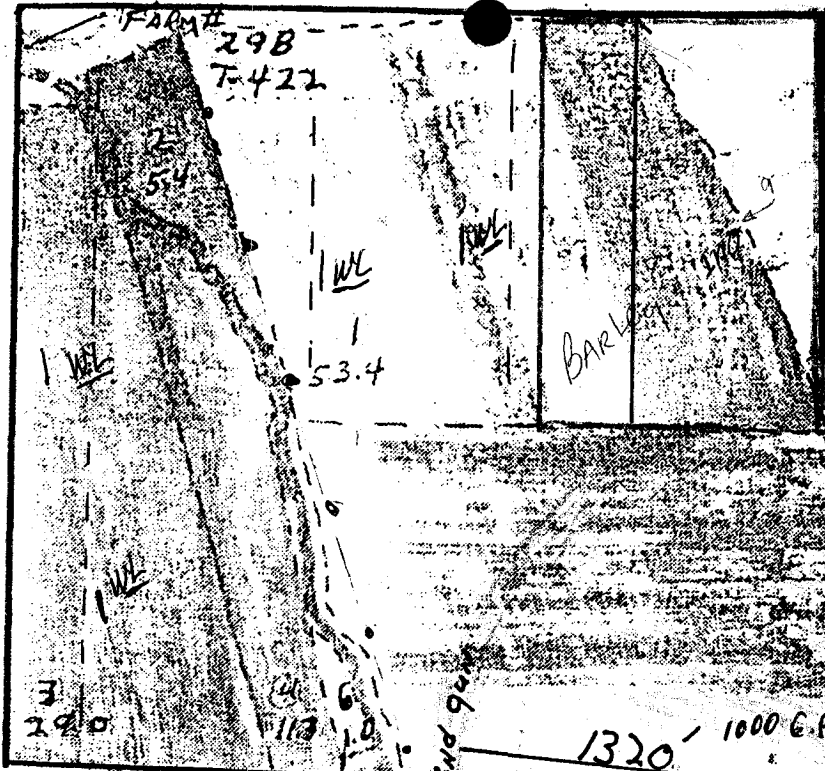
MICROFILMED

NOV 18 1992

Q-14

1" = 330'

1/4" = 82.5"



BLM

SOURCE OF DOC: BRUCE OWENS

SIGNATURE: *B. Owens*

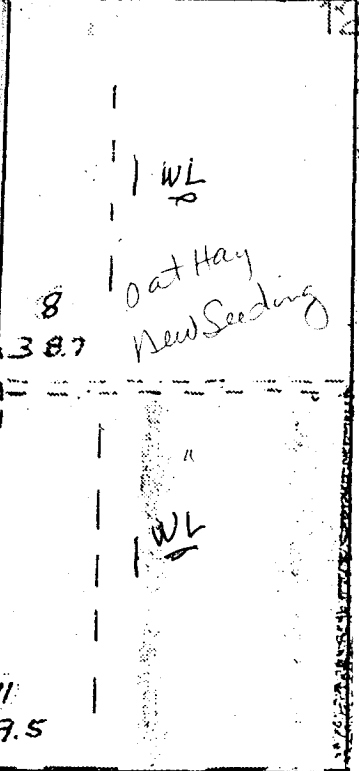
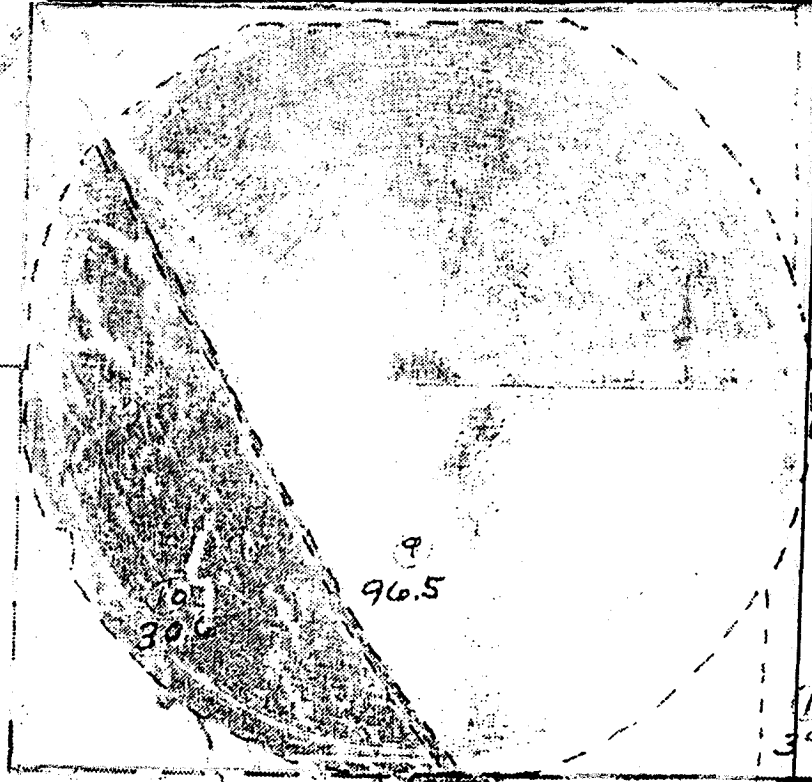
11
112

Alfalfa

206 A

157.1 A
(30 A)

Oat Hay
New Seeding



4-14

Form # 29B-
T-422

This system was installed
by the engineer and plot
was given to us by A.S.C.S.
- L.C.L.

2
54

1
53.4

3
79.0

4
117.0

BLM

5
142.6

26

1
12

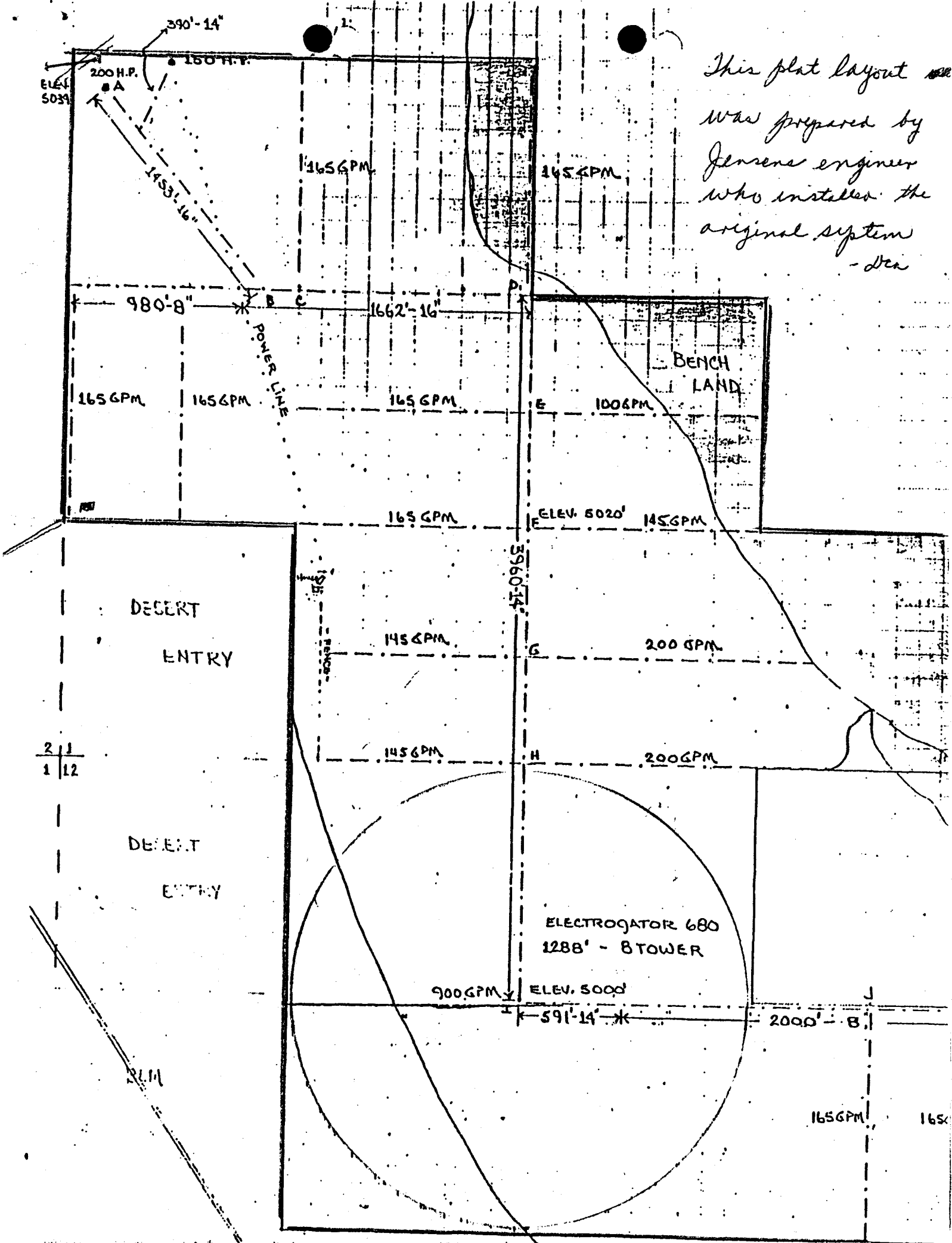
8
38.7

9
96.5

10
30.6

11
39.5

This plat layout was prepared by Jensen's engineer who installed the original system - den



WATER LICENSE

Water License No. G-27764 Priority March 3, 1959 Amount 3.12 c.f.s.
(late proof)

THIS IS TO CERTIFY, that Robert D. Hall

of Howe, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 11, 1959; that Permit G-27764 was issued pursuant to said application; that the proposed works were completed on or about April 1961, with a storage/or carrying capacity of 4.34 c.f.s., said works consisting of well, motor, pump and ditch; and that on March 9, 1964,

proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 468 acre feet per season, with a maximum rate of diversion of 3.12 c.f.s. cubic feet per second of the waters of a well, tributary of subterranean flow, for the purpose of irrigation from April 1st to November 1st.; and for from to from; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in SW 1/4 NW 1/4, Sec. 1, T. 6 N, R. 28 E, B.M., and other additional points Butte; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 468 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>6 N</u>	<u>28 E</u>	<u>1</u>			<u>19</u>						<u>40</u>			<u>39</u>		<u>20</u>	<u>38</u>		<u>156</u>

Total number of acres irrigated 156

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

2nd day of August, 19 68.

R. Keith Higgins
State Reclamation Engineer

33 2128

27764

Do Not Film

Transfer No. 3152Water Right No. 33-2138

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant LOWELL H. JENSEN Phone 767-3415Post Office address Box 32, Howe, ID 83244**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

- a. Decree Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)
- b. License No. 33-2138 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired _____

3. Source of water groundwater tributary to _____

4. Date of priority March 3, 1959

5. Water is used for the following purposes:

amount 3.12 cfs for Irrigation purposes from 4-1 to 11-1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 3.12 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1
Township 6N Range 28E, B.M., in Butte County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	28E	1			19					40			39		20	38			156

Total number of acres to be irrigated 156

9. Describe any other water rights used for the same purpose as described above Not applicable

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D. REMARKS

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second &/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____
3. Place of use:

MICROFILMED

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information
 - a. Amount of water to be diverted 3.12 c.f.s. &/or _____ acre feet
 - b. Description of diverting works 2 wells, pump to sprinkler lines.
Same P.D. as 33-7040
 - c. Describe the reasons for the proposed changes To correct the place of use to the ground intended.
2. Change in point of diversion No Change

Point of diversion SW 1/4 NW 1/4, Section 1 Township 6N
Range 28E, B.M., Butte County
Additional points 2 wells in same 1/4 of 1
3. Change in place of use
 - a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
 - b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
We are changing the place of use of 19 acres erroneously located in the SWNE of Sect. 1, T. 6N, R. 28E which is BLM ground and never used there to the SENW of Sect. 1, where it has always been used. There appears to be a typing error in original license

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

SEP 12 1988

Permit No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$\text{Theoretical: } Q = \frac{8.8(Hp) \sqrt{L}}{2.31(Psi) + L \cdot Ht} = \frac{8.8(200) \sqrt{.92}}{2.31(48) + 150} = 6.21 \text{ cfs (West Well)}$$

$$= \frac{8.8(150) \sqrt{.94}}{2.31(30) + 150} = 5.66 \text{ cfs (East Well)}$$

$$\text{Manometer: West: } Q = \frac{(id)^2 385 \sqrt{V}}{448.8} = \frac{(12.25)^2 385 \sqrt{16.5}}{448.8} = 5.23 \text{ cfs}$$

$$\text{East: } 8.5'' \rightarrow 139 \text{ (cm)}$$

$$Q = V \times A = 139(0.32) \times \pi \left(\frac{10.5 \text{ in}}{2} \times \frac{ft}{12 \text{ in}} \right)^2 = 2.67 \text{ cfs}$$

$$\frac{2.67}{2.62} \text{ cfs} \times .02 \frac{cfs}{ac} = \frac{5.26}{5.64} \text{ cfs}$$

$$\text{Permit: } 6.8 \text{ cfs}$$

$$\text{Recommend } \frac{5.26}{5.64} \text{ cfs by } .02 \text{ cfs/ac but Limited to R17(33-2138) 7.9 cfs}$$

7.90 cfs total capacity

b) Volume Calculations for Irrigation:

$$V_{in} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{2.63}{2.62} \times 3.0 = 3.0 \text{ ac-ft}$$

$$V_{on} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{5.64}{2.62} \times 214 \times 1.9835 = 2394.0$$

$$V = \text{Smaller of } V_{in} \text{ and } V_{on} = \frac{3.0}{2.62} \times 214 = 168.7$$

c) Volume Calculations for Other Uses: None

$$V_{PR} 5.26 \times 1.9835 \times 214 = 2232.7 \text{ AF}$$

2. Overlap Review

a) Other water rights with same place of use: 33-2128 None33-2138 is the same system, but different acreageb) Other water rights with same point of diversion: 33-2138 ✓ 33-2172 (APP) ✓
see copy no overlap

c) Analysis: R17 (33-2138) 7.90 cfs ✓ OK

33-2138 is for the same system, but for different acreage than what is under this permit.

RECOMMENDED AMOUNTS

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
33-7040	10-16-1975	5.26 cfs	10-16-1975	10-14-1980	7.90 cfs

4. Permit Holder: Lowell H. & Arda S. Jensen
Address: P.O. Box 32, Howe, ID 83244

5. Source: G.W. tributary to ✓

Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (afa) ✓
Irrigation ✓	4-1 ✓ 11-1 ✓	5.64 5.26 cfs ✓	~~846.0~~ 789.0 AFA
			789.0 AFA
		5.64 cfs 5.26 cfs ✓	~~846.0~~ afa

Allowable Maximums:

7. Point(s) of Diversion: ✓

[illegible]

8. Place(s) of Use ✓

[illegible]

9. Recommended Conditions/Remarks:

R17 (33-2138, 7.90 cfs.

10. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
- ☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

11. Examiner's Signature Pohar W. Arambani

Date 8-18-86

Checked in Regional Office by Keith C Wilson

Date 10 Sept 1986

Approved in State Office by K. Walker

Date 11-25-86

1 It is expressly agreed by and between the parties hereto
2 that in addition to the other insurance coverage provided under
3 the terms of this mortgage, mortgagor shall obtain and pay for
4 an all physical risk insurance policy on the two pumps and
5 motors described above for their full insurable value. Receipts
6 showing payment of said policy of insurance or a copy of said
7 insurance policy shall be furnished mortgagee and said policy of
8 insurance shall have a mortgage clause fully protecting the
9 interests of the mortgagee herein.

10 It is further expressly agreed that this mortgage shall be
11 deemed a security agreement as defined in the Uniform Commercial
12 Code of the State of Idaho and the remedies for any violations of
13 the covenants, terms and conditions of the agreement herein con-
14 tained shall be (i) as prescribed herein, or (ii) by general law,
15 or (iii) as to such part of the security which is also reflected
16 in said Financing Statement by the specific statutory consequences
17 now or hereafter enacted and specified in the Uniform Commercial
18 Code, all at mortgagee's sole election. Mortgagor and mortgagee
19 agree that the filing of such a Financing Statement in the records
20 normally having to do with personal property shall never by con-
21 strued as in anywise derogating from or impairing this declaration
22 and hereby stated intention of the parties hereto, that all of the
23 mortgaged irrigation pumps and motors described herein shall at
24 all times and for all purposes be regarded as part of the real
25 estate.

26 The following described land, to-wit:

27 SW1/4SW1/4 of Section 1, the NW 1/4NW1/4 and the
28 NE1/4NE1/4 of Section 12 all in Township 6 North
29 Range 28 E.B.M.

30 is a Desert Entry of the mortgagors herein and no warranty of
31 title of any kind or nature to said land is made. Any covenant in
32 this mortgage inconsistent with this clause is void with respect
33 to the land described in this paragraph, particularly, but not
34 limited to those covenants found on Page 2, lines 28 to 30.

WEST WELL

Motor: GE

HP: 200

SN: DLJ423123

Pump: JOHNSON
NO SN.

12 1/2" DISCH.

EAST WELL:

Motor: WESTINGHOUSE

HP: 150

SN: 7212

Pump: LAYNE & BOWLER

SN: 28404

MODEL: 14KHM H

1800 GPM

190 FT.

1770 RPM

00:03:54
03/31/98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A33-02158
2223

LAST: ARCHIBALD
ADDRESS: 153 ~~EX~~ MAIN
PO BOX 16
CITY: RIBBY
PHONE NUMBER: 208-745-6600
OWNER CODE: C
FIRST: DJM ~~EX~~
STATE: ID ZIP: 83442

LAST: ARCHIBALD
ADDRESS: 153 ~~EX~~ MAIN
PO BOX 16
CITY: RIBBY
PHONE NUMBER: 208-745-6600
OWNER CODE: C
FIRST: VERA ~~EX~~
STATE: ID ZIP: 83442

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
DATABASE
FIELD EXAMINER
CLAIM REMARKS: 2 WELLS: 1-14" X 235' DEEP, 2-16" X 265' DEEP, 2 ELEC. MOTORS & PUMPS TO SPRINKLER SYSTEM. SYSTEM ORIG. OPEN DITCH FLOOD IRRIG. INEFFICIENT ON THIS GENTLY ROLLING FARM, USED MUCH WATER. NOW LAND IS ALL SPRINKLED. WATERING IS MORE EFFICIENT SINCE THE SYSTEM WAS UPGRADED.
2 PDD IN SWNH SEC. 1 T6N R23E

cc/Comments

9/30/94 TRIED TO CONTACT CLAIMANT BY PHONE
TELEPHONE RECORDING - NO. NOT IN SERVICE.
Use 745-6666 - This is Don's OFFICE.

CONTACT PERSON: Ar Rubarey PHONE NUMBER: () - - -
DATE OF FIELD EXAM: 10/6/84 APPOINTMENT MADE: Y () N () P ()
ACCOMPANIED BY: Bruce Owens PHONE NUMBER: () - - -
RELATIONSHIP TO CLAIMANT: Operator/Buyer

DIRECTIONS TO PROPERTY / NOTES:

Could not contact claimant by phone. Went to Owens and met Bruce Owens (without appointment). Discussed claims and current irrigation practices. New pivot, needs for a transfer #33-07172 (NUNE SUE 12) a permit.

References: License 02/38, Transfer 3/52, OQ-W34/84, NAPP W04NE, Axis photo

A. AJ CLAIM: # A33-02138 PRIORITY DATE: 03-03-1959 STAGE: L
B. WR RECORD: # 33-02138 PRIORITY DATE: 03-03-1959 STAGE: L

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

FIELD EXAMINER
DATABASE N

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

NOTES: P.D. CLAIMED MATCHES TRANSFER 3/52 PRIORITY DATE. LICENSED 2 Aug 68.

RECOMMENDED PRIORITY DATE:
03-03-1959

REVIEWED BY [Signature] DATE 03/01/94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A33-02138	05N	28E	1		SW	NW		BUTTE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
A33-00334A NONE
A33-00334B
A33-02332A
A33-07340

HR RECORDS IN SAME 40 ACRE TRACT
33-07040
33-07172

SOURCE: GROUNDWATER

TRIS:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
33-02138	05N	28E	1		SW	NW		BUTTE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
R PREFIX

33-07040
33-07172

A33-0034A NJNE
A33-0034B
A33-02032A
A33-07040

SOURCE: GROUNDWATER

TRIS:

C. FIELD EXAM REQUIRED?

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

NOTES:

Application for transfer indicates 2 wells. Field Exam to Oct 94 of Bauer Farms.
2 wells combine in common manure to irrigate entire farm

No change in P.O.D. only to 100% Tech

Fp 21988

A. ROOT WATER RIGHT NUMBERS: A33-02138

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	AR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
06N	28E	1	SE	NW		ARCHIBALD, DON C.	A33-02138	719.0	54.0		30.0
			SE	NW		ARCHIBALD, DON C.	A33-07040	711.0			33.0
06N	28E	1	NE	SW		ARCHIBALD, DON C.	A33-02138	740.0	40.0		46.0
			SE	SW		ARCHIBALD, DON C.	A33-02138	739.0	35.0		34.0
			SE	SW		ARCHIBALD, DON C.	A33-10095				
06N	28E	1	N4	SE		ARCHIBALD, DON C.	A33-02138	720.0	28.0		17.0
06N	28E	1	S4	SE		ARCHIBALD, DON C.	A33-02138	739.0	37.0		39.0
TOTAL ACRES							A33-02138	156.30	174.00		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(✓)

As claimed 156.0 ac.

C. FIELD EXAM REQUIRED?

POB COUNTY: BUTTE

FIELD EXAMINER

DATE BASE

DUE TO POB DISCREPANCY? (Y/N)

PRESUMPTION FLAG:

NOTES:

POB IS ALSO COMBINED WITH LANDS CLAIMED IN A33-07040 & IRRIGATION SYSTEM

* SEE LAND LIST OF TENNESSEE NO. 4601 (Aug. 95) - PERMANENTLY PART OF C&S.

RECOMMENDATIONS:

TOTAL ACRES: 156.0/490.0 ac.

REVIEWED BY: [Signature]

DATE: 03/02/94

TRANSDUCER SPACING
8.753 in

EAST WALK - A32-02138

ADW 3-53 93

A. AJ CLAIMED USES:

PURPOSES
A33-02138 IRRIGATION

MONTH/DAY
FROM 04-11 TO 11-01
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
3.120 CFS
3.120 CFS

B. WR RECORDED USES:

PURPOSES
33-02138 IRRIGATION

MONTH/DAY
FROM 04-11 TO 11-01
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
3.120 CFS
3.120 CFS
468.00 AF/A
468.00 AF/A

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:

Recommend Approx 15 to October 15 per Dept. Sta. Bureau Review, Oklahoma
Jays October 15 maybe a little lower

A. DOES DIVERSION RATE CLAIMED A/R/E WITH EXISTING RECORDS? Y(✓) N()

AJ TOTAL CLAIMED DIVERSION RATE: 3.120 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 3.120 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?

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

FIELD
DATABASE EXAMINER

B. FLOW MEASUREMENT

MEASUREMENT METHOD 444, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: LIC. 333-7040 FOR 5.25 CFS GROUNDWATER, PRIORITY 10-16-1975 FARM

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

C.AIM NO.	SOURCE	NAME	DIV. RATE	DIV. VOL.	DIV. VOL./ACRE
A33-02138	GROUNDWATER	ARCHIBALD, DON C.	3.120		0.020
A33-07040	GROUNDWATER	ARCHIBALD, DON C.	5.260		0.020

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

C.AIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A33-10035	DOMESTIC	ARCHIBALD, DON C.	FROM 01-01 TO 12-31	.040 CFS	
A33-10035	STOCKWATER	ARCHIBALD, DON C.	FROM 01-01 TO 12-31	.050 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE X 0.02 CFS/ACRE = 3.12 CFS
ACRES 156 (TAKEN FROM P/U REVIEW)

DJES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 390.0 AF/A

ACRES 156 X CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 390.0 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 156 X DIVERSION VOL. AF/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 546.0 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()
TRANS. 3132. 2 P/O IN SWNM, SI, TSN, R2BE.

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

License 33-02040 Corp/Personal #5. Max Com. Rate of Div. of 33-2138 shall not exceed 79 cfs.

TRANSFER 3152 connects P.O.U. from SWNB to SGNW Sec. 1 only, (19 ac).

Eq: 7040, 1.9 cfs.

TRANSFER 4601 (Aug 95) allows a Permitted Use of 156 (A33-02158) 156.0 ac of 419.0 ac.

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VIL. AF/A	REC. CONS. USE
IRRIGATION	04-01 14-01	DATABASE EXAMINER 3.120	DATABASE EXAMINER 546.0	DATABASE EXAMINER 390.0
TOTAL FOR THIS RIGHT	15Apr 15Oct	3.120	546.0	390.0

REVIEWED BY: *[Signature]* DATE: *3/6/94*

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED (/)
NEEDS REVIEW (/)
(/)
(/)

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 33-02138
TOTAL DIVERSION RATE OF ALL SPLITS

DATABASE 3.120
EXAMINER _____
CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A33-02138	3.120	233-01138	3.12	33-02138	3.120
TOTAL CFS		3.120				3.120

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:

Right Claimed for Future No Split

AUTHENTICATION:

SIGNATURE: ABR DATE: 3/2/94
NAME OF FIELD EXAMINER: Andrew B. Rubeney TITLE: SA

E01: 07040, 7.905
R05: 07040
F02: 2. SWNW, Sec. 1, T6N, R28E,

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

WR 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 WHEN/DATE	COMPLETED DATA ENTRY WHEN/DATE	VERIFIED DATE WHEN/DATE
PRIORITY DATE			N-HOUSE POWER AM 3/2/94	N	6	3/2/94	3-2-94	3-2-94
POINT OF DIV	Y			N	6			
SOURCE				N	6			
PLACE OF USE	Y			64542				
DIV. AMOUNT CFS/VOLUME				N	6			
CONSUMPTIVE USE				N	6			
PURPOSES				N	6			
PERIOD OF USE				N	6			
BASIS OF CLAIM				N	6			
REMARKS	Y			N	6			

VERIFIED BY CODES

- TOPO MAP/ORTHOPHOTO = 1
- ISCS MAP = 2
- WATERMASTER RECORDS = 3
- MAP PHOTOS = 4
- FIELD EXAM = 5
- OTHER (SEE REMARKS) = 6

Free Suspension =

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

Bm Coor

RR 72 3/2/94 AM

Conservation/Remnants Coor

F02
R01 F05



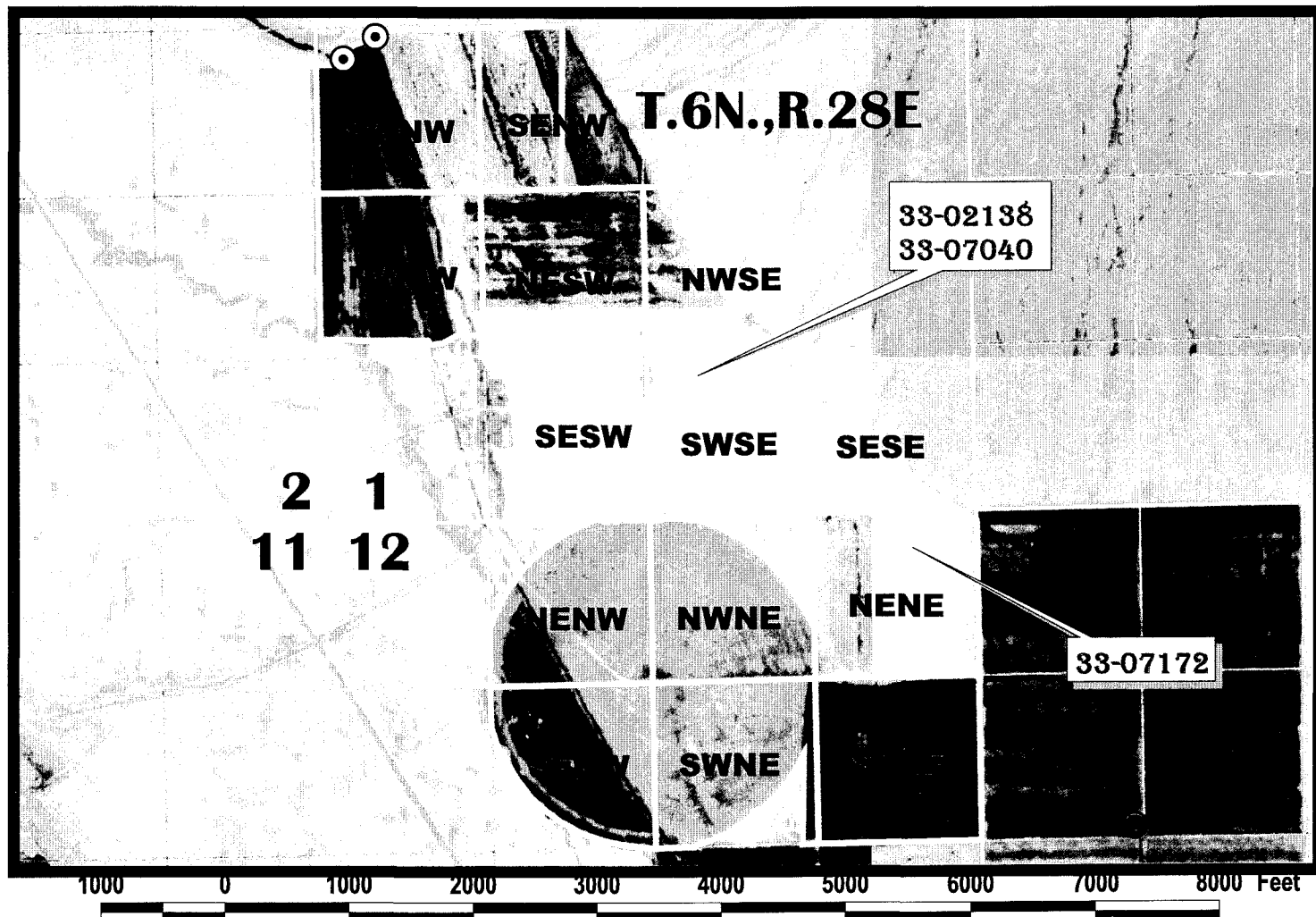
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: D. Archibald

Water Right(s): 33-02138, 33-07040, 33-07172



LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use

Section Line

Quarter-section line

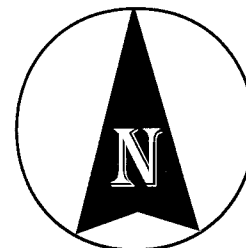
Place(s) of Use: T.6N., R.28E.

Sec. 1 (parts of) S2NW, N2SW,
SESW, W2SE, SESE,

Sec. 12 NE, E2NW

Point(s) of Diversion: T.6N., R.28E.

Sec. 1 NWSWNW (2 wells)



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: August 1999

AJ0749NP
No. R33-02138

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

DATE: 08/04/99
PAGE: 2

Comments:

Date: 03/03/1994 User-ID: RUBERRY Subject: COPIED FROM REMARKS
2 WELLS: 1-14" X 235' DEEP, 2-16" X 265' DEEP, 2 ELEC. MOTORS
& PUMPS TO SPRINKLER SYSTEM. SYSTEM ORIG. OPEN DITCH FLOOD
IRRIG., INEFFICIENT ON THIS GENTLY ROLLING FARM, USED MUCH
WATER. NOW LAND IS ALL SPRINKLED. WATERING IS MORE EFFICIENT
SINCE THE SYSTEM WAS UPGRADED.
2 POD IN SW1/4 SEC. 1 T6N R28E

Date: 03/25/1999 User-ID: ARUBERRY Subject: TRANSFER NO. 4601
TRANSFER CHANGES THE PLACE OF USE AND ACREAGE DISTRIBUTION. ACRES
RE-ADJUSTED PER GIS. NO NET GAIN/LOSS.

Audit:

08/04/99 ARUBERRY

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: **A33-02138**
Date Received: 1/11/1990
Receipt No: E011627
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: VERA M ARCHIBALD
Address: 153 E MAIN
PO BOX 16
RIGBY ID

208-745-6600

83442

AND/OR

Name: DON C ARCHIBALD
Address: 153 E MAIN
PO BOX 16
RIGBY ID

208-745-6600

83442

2. Date of Priority: MAR 3, 1959

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	28E	1	SW	NW			BUTTE

5. Description of diverting works:
REFER TO REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.120		546.00

7. Total Quantity Appropriated is:
3.120 C.F.S. (and/or) 546.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	28E	1	SW	NW		IRR	35.0
			SE	NW		IRR	20.0
			NE	SW		IRR	40.0
			NW	SW		IRR	39.0
			SE	SW		IRR	29.0
			NW	SE		IRR	33.0
			SW	SE		IRR	40.0
			SE	SE		IRR	15.0
			Section Acres				251.0
		12	NW	NE		IRR	34.0
			SW	NE		IRR	32.0
			SE	NE		IRR	38.0
			NE	NW		IRR	32.0
			SE	NW		IRR	32.0
			Section Acres				168.0
			Total Acres				419.0

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:

LIC. 33-07040, 5.26 CFS GROUNDWATER, PRIORITY 10-16-1975

14. Remarks:

2 WELLS: 1-14" X 235' DEEP, 2-16" X 265' DEEP, 2 ELEC. MOTORS & PUMPS TO SPRINKLER SYSTEM. SYSTEM ORIG. OPEN DITCH FLOOD IRRIG., INEFFICIENT ON THIS GENTLY ROLLING FARM, USED MUCH WATER. NOW LAND IS ALL SPRINKLED. WATERING IS MORE EFFICIENT SINCE THE SYSTEM WAS UPGRADED.

2 POD IN SWNW SEC. 1 T6N R28E.

PERMISSIBLE PLACE OF USE 156 OF 419 AC. BY TRANSFER NO. 4601. ALSO SEE A33-07040 W/PPU.

A33-07172 (PERMIT) IS FROM SAME POD'S, POU IN NENE SEC. 12 (40AC)

15. Basis of Claim: LICENSE

Water Right Number: 332138

Microfilm

NOV 15 1990

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: A33-02138
Date Received: 1/11/1990
Receipt No: E011627
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DON C. ARCHIBALD
Address: 153 E. MAIN
P.O. BOX 16
RIGBY, ID 83442 208-745-6600

AND/OR

Name: VERA M. ARCHIBALD
Address: 153 E. MAIN
P.O. BOX 16
RIGBY, ID 83442 208-745-6600

2. Date of Priority: MAR 03, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	28E	1	SW	NW			BUTTE

5. Description of diverting works:
REFER TO REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.120		

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

8. Total consumptive use is 390.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A33-02138

Page 1

Date: 01/22/90

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	28E	1	SE		NW		IRR	19.0
			NE		SW		IRR	40.0
			SE		SW		IRR	39.0
			NW		SE		IRR	20.0
			SW		SE		IRR	38.0
							Section Acres	156.0
							Total Acres	156.0

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:

LIC. 333-7040 FOR 5.26 CFS GROUNDWATER, PRIORITY 10-16-1975 FARM

14. Remarks:

2 WELLS: 1-14" X 235' DEEP, 2-16" X 265' DEEP, 2 ELEC. MOTORS & PUMPS TO SPRINKLER SYSTEM. SYSTEM ORIG. OPEN DITCH FLOOD IRRIG., INEFFICIENT ON THIS GENTLY ROLLING FARM, USED MUCH WATER. NOW LAND IS ALL SPRINKLED. WATERING IS MORE EFFICIENT SINCE THE SYSTEM WAS UPGRADED.
2 POD IN SWNW SEC. 1 T6N R28E

15. Basis of Claim: LICENSE

Water Right Number: 332138

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: 39576
Ident. Number A33-02138
Date Received 1-11-90/90
Receipt Number E011627NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

A3302138

Please type or print clearly

1. Name of Claimant (s) DON C. ARCHIBALD and/or VERA M. ARCHIBALD Phone (208) 745-6600
Mailing Address 153 E. MAIN P.O. Box 16, Rigby, ID Zip 834422. Date of Priority (Only one (1) per claim) MARCH 3, 19593. Source of water supply (a) GROUND WATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 6N Range 28E Section 1,
SW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot, E B.M., County of BUTTEAdditional points of diversion if any: 2 POINTS OF DIVERSION IN SWNW Sec 1, T6N, R28E

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

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.2 Wells: 1-14" X 235' deep, 2-16" X 265' deep, 2 electric motors
and pumps to SPRINKLER system. System was originally
open ditch flood irrigation, inefficient on this gently
rolling farm, used much water. Now the land is all SPRINKLED.
Watering is more efficient since the system was upgraded.

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6. Water is claimed for the following purposes: (both dates are inclusive) (cfs) (acre feet)
- For IRRIGATION purposes from 4-1 to 11-1 amount 3.12 or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
7. Total quantity claimed (a) 3.12 (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is 290 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	
6N	28E	1			18				19	40	39		39		20	38	10	156	
					22a														

Total number of acres irrigated 156

11. In which county (ies) are lands listed above as place of use located? BUTTE
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.
See #14 or None ()
14. Remarks: LICENSE # 33-7040 FOR 526 CFS GROUNDWATER,
PRIORITY OCTOBER 16, 1975 USED ON THIS FARM

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NOV 18 1992

Last Name ARCHIBALD 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

SEE ATTACHED PLAT

[illegible]

MICROFILMED

Last Name ARCHIBALD Ident No. _____

Copies: White-State, Yellow-Chairman

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number # 332138

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 2

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Don C. Archibald Date January 10, 1990

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this 10 day of January 19 90

SEAL

Notary Public Marie M. Olsen

Residing at Highway, Idaho

My Commission Expires Aug. 10, 1993

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ 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 _____

Date _____

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NOV 18 1992

Last Name ARCHIBALD Ident. Number _____

Copies White-State, Yellow-Claimant

