

November 20, 1998

**NOTICE OF ERROR
REPLY**

RECEIVED

DEC 03 1998

Department of Water Resources

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 18, 1998

Water right number: 35-07152

KEITH M PHILLIPS
3741 CENTER PLEASANT VALLEY
AMERICAN FALLS ID 83211

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):

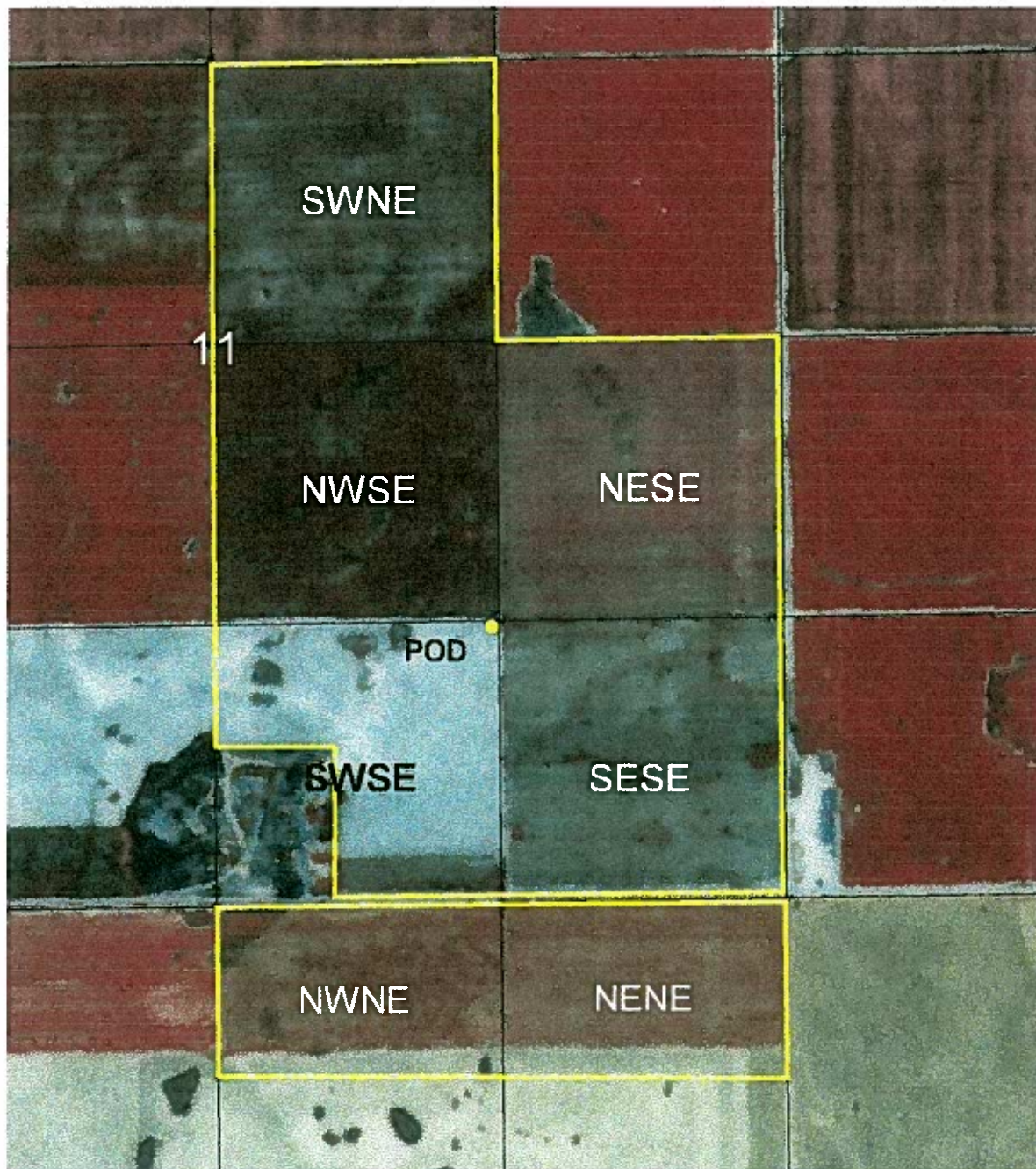
2. Describe the changes you wish to make in the proposed recommendation:

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: 11/27/98 SIGNATURE: Keith Phillips
Please print your name: Keith Phillips

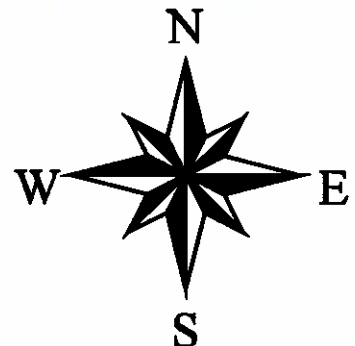
35-07152 and 35-13118



600 0 600 1200 Feet

T07S R29E S11 and S14

Map prepared by: Carter Fritschle
Date prepared: 11/16/98
1987-1988 NAPP photography



AJ0743NP
(00-124)

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

11/16/98 13:30:36
Page 1

Water Right Number - R35-07152

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
PHILLIPS
Last Name - + First Name - + Address - +
KEITH M
1 - 3741 CENTER PLEASANT VALLEY
2 -
3 -
City- AMERICAN FALLS
Phone - 208-226-2108
State- ID Zip- 83211

*** O - ORIGINAL OWNER ***
WALTER

JACOB

1 - 225 TAYLOR ST
2 -
3 -
City- AMERICAN FALLS
Phone - 208-000-0000
State- ID Zip- 83211

Priority Date - + 09/24/1970 + Region - + 15 EASTERN + Stage - + L - LICENSE + Status - +

Source - + GROUNDWATER + Tributary - +

Turn Rng Sec Tract Lot RFlg County Point of Diversion - +
07S 29E 11 NE SW SE (77) POWER

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/15 3.820 764.00

+ - Total Div. Rate - + 3.820 + - Total Div. Volume - + 764.00 + - Total Consumptive Use - + 0.0 + - Km Usage - +

Turn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
07S	29E	11	SW NE		40.0	01	IRRIGATION	(77) POWER
07S	29E	11	NE SE		40.0	01	IRRIGATION	(77) POWER
07S	29E	11	NW SE		40.0	01	IRRIGATION	(77) POWER
07S	29E	11	SW SE		32.0	01	IRRIGATION	(77) POWER
07S	29E	11	SE SE		39.0	01	IRRIGATION	(77) POWER
07S	29E	14	NE NE		25.0	01	IRRIGATION	(77) POWER
07S	29E	14	NW NE		24.0	01	IRRIGATION	(77) POWER

Total Acres: 240.0

+ - - Diversion Means - 400' DEEP SWL 250' 12" CASING 200 HP PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

24
11-11-98

Water right number - R35-07152

Prefix Translation: RESEARCH

----- Remarks -----

QNT USE OF THIS RIGHT WITH RIGHT NO. 35-13118 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.82 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 960 AF.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 35-13118 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 240 ACRES IN A SINGLE
IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 191 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

EXP RIGHT NO. 35-13118 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
RIGHT NO. 35-13118 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT
TO SECTION 42-1426, IDAHO CODE.

----- Old Water Right Numbers -----

C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

----- Decree Plaintiff ----- + ----- Decree Defendant ----- +
00/00/0000

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

----- Audit Fields -----
11/16/98 CFRITSCH

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 05/28/1992	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	- 03/08/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M006189	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

STATE OF IOWA
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:57:46
10/30/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-07152

LIST: PHILLIPS FIRST: KEITH M.
ADDRESS: 3741 CENTER PLEASANT VALLEY
CITY: AMERICAN FALLS STATE: IO ZIP: 85211
PHONE NUMBER: 208-226-2108
OWNER CODE: C

LIST: WALTER FIRST: JACOB
ADDRESS: 225 TAYLOR ST.
CITY: AMERICAN FALLS STATE: IO ZIP: 85211
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

FIELD EXAM REQUIRED?

DATABASE FIELD
N EXAMINER
✓

ADJUDICATION REQUIRED DUE TO REMARKS?

REMARKS IN CLAIM

CONTACT PERSON: In Office

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 5/28/92 APPOINTMENT MADE: V() N()

APPOINTMENT MADE: Y () N ()

TIME: : A() P()

CC COMPANIED BY: _____

PHONE NUMBER: () --

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

[illegible]

• AD CLAIM: # A35-07152 PRIORITY DATE: 09-24-1970 STAGE: 1
• HQ RECORD: # 35-07152 PRIORITY DATE: 09-24-1970 STAGE: 1

• FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE FIELD
N EXAMINER N

RE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)

YES EXPLAIN.

REMARKS: Priority date claimed matches license

RECOMMENDED PRIORITY DATE:

09-24-1970

ENTERED BY

ad

DATE

5-28-92

AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
IS-07152	07S	29E	11	NE	SW	SE		POWER

OTHER AJ CLAIMS WITH SAME AJ POD
1 PREFIX R PREFIX
NONE NONE

MR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIG:

MR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
IS-07152	07S	29E	11	SE	SE	SE		POWER

OTHER MR RECORDS WITH SAME MR POD
AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE NONE NONE NONE

SOURCE: GROUNDWATER

TRIG:

FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
		Y	<u>NI</u>
		N	

MARKS:

Well appears to be located very near the center of the SE 1/4. Describing the P.O.D. as claimed does not constitute an actual change in the P.O.D. It would be impossible to determine the actual legal description of the P.O.D. with out a survey. Therefore, P.O.D. will be recommended as claimed.

SUGGESTED POINT(S) OF DIVERSION AND SOURCE:				
1/4	1/4	1/4	LOT	COUNTY
25 29E 11	NE 36	SE 36	---	Power
---	---	---	---	---
TRIB: _____				
DATE: 5-28-92				
SIGNED BY: CA				

ROOT WATER RIGHT NUMBERS: A35-07152

POU LISTING

AP	RNG	SEC	1/4	1/6	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
75	29E	11	SW	NE		PHILLIPS, KEITH M.	A35-07152 /40.0	35-07152 /40.0			40.0
75	29E	11	NE	SE		PHILLIPS, KEITH M.	A35-07152 /40.0	35-07152 /40.0			40
75	29E	11	NW	SE		PHILLIPS, KEITH M.	A35-07152 /40.0	35-07152 /40.0			40
75	29E	11	SW	SE		PHILLIPS, KEITH M.	A35-07152 /32.0	35-07152 /32.0			32
75	29E	11	SW	SE		PHILLIPS, KEITH M.	A35-12721 /	-			
75	29E	11	SE	SE		PHILLIPS, KEITH M.	A35-07152 /39.0	35-07152 /39.0			39
TOTAL ACRES							A35-07152	191.00	191.00	195.00	191

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

FIELD EXAM REQUIRED? 75 29E S14 NENE 24
DUE TO POU DISCREPANCY? (Y/N) DATABASE Y EXAMINER NONE 25

RESUMPTION FLAG: 240 ac.

MARKS:

P.O.U. claimed matches license

RECOMMENDATIONS: 240 ac. P.P.O.U. 24 11-16-98

TOTAL ACRES: 191

REVIEWED BY: 34 DATE: 5-28-92

AD CLAIMED USES:

PURPOSES
S-07152 IRRIGATION

MONTH/DAY
FROM 04-01 TO 10-15

DIVERSION QUANTITY
3.820 CFS 669.00 AF/A

TOTAL DIVERSION RATE/VOLUME CLAIMED

3.820 CFS 669.00 AF/A

NR RECORDED USES:

PURPOSES
S-07152 IRRIGATION

MONTH/DAY
FROM 04-01 TO 10-15

DIVERSION QUANTITY
3.820 CFS 669.00 AF/A

TOTAL DIVERSION RATE/VOLUME CLAIMED

3.820 CFS 669.00 AF/A

SUMPTION CLASS:

C for P.O.D.

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
N N N

PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO NR STANDARDS OR OTHER?

REMARKS:

New Standard 4-1 to 10-31

V() N(X)

V(X) N()

EXPLAIN IN REMARKS, BELOW.

• DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 3.820 CFS
NR ROOT RIGHT TOTAL DIVERSION RATE: 3.820 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 REMARKS.

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) N FIELD DATABASE EXAMINER ☒

FLOW MEASUREMENT

MEASUREMENT METHOD NA SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

• CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-12721	DOMESTIC	PHILLIPS, KEITH M.	FROM 01-01 TO 12-31	0.040 CFS	
A35-12722	DOMESTIC	PHILLIPS, KEITH M.	FROM 01-01 TO 12-31	0.040 CFS	

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE
ACRES 191 X 0.02 CFS/ACRE = 3.82 CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

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

$3.82 = 3.82$

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 573.0 AF/A

ACRES 191 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 573 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 669.00 AF/A

ACRES 191 X DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 764 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

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

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	WFL	AF/A	USE	
IRRIGATION	04-01	~~10-18~~	DATABASE 3.820	EXAMINER <u>3.82</u>	DATABASE 669.00	EXAMINER <u>764</u>	DATABASE 578.0	EXAMINER <u>573</u>
TOTAL FOR THIS RIGHT		10-31	3.820	3.82	669.00	764	578.0	~~573~~

DATE: 5-28-92

Condition

~~1401~~
203

Remarks

QNT	E 25	35-13118	3.82 cfs	960 AF
POU1	E 11	35-13118	240 ac.	
	H06	191 ac.		
EXP	F05	35-13118		
H01		35-13118		

04 11-16-98

CHECK ONLY THE FOLLOWING THAT APPLY:

MEMBERSHIP _____
DIRECT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED
(X) (X) (X)
NEEDS REVIEW
() () ()

SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-07152
TOTAL DIVERSION RATE OF WR SPLITS: DATABASE 3.820
EXAMINER 382 CFS

SPLITS:

OLD RIGHT MEMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A35-07152	3.820	-		35-07152	3.820
TOTAL CFS						3.820

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 Y

REMARKS:

IDENTIFICATION: Carla Fritschle
SIGNATURE: Carla Fritschle
NAME OF FIELD EXAMINER: Carla Fritschle
DATE: 5-28-92
TITLE: Sr. W.R. Agent

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

AGE: 12
CHECKBOOK INFORMATION

15:57:46
10/30/91

CLAIM NUMBER: A35-07152

MR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			In Office					
TIME OF DIV	Y		04 5-28-92	N	6	04 5-28-92	04 5-28-92	04 7-99-92
SURCE				N	6			
AGE OF USE	Y			N	6			
U. AMOUNT FS/VOLUME				N	6			
INSUMPTIVE USE				Y	6			
PROPOSES				N	6			
REED OF USE				N	6			
SIS OF CLAIM				Y	6			
MARKS				N	6			

VERIFIED BY CODES

- TOPO MAP/ORTHO-PQ = 1
- ASCS MAP = 2
- AIRMASTER RECORDS = 3
- MAP 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.

04 10-15-93
added 003
& presumption
flag "C".
Reset verified
date.

AJ0743NP
(00-124)

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

10/15/93 11:18:24
Page 1

Water Right Number - R35-07152

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
PHILLIPS

KEITH M

1 - 3741 CENTER PLEASANT VALLEY
2 -
3 -
City- AMERICAN FALLS
Phone - 208-226-2108
State- ID Zip- 83211

*** D - ORIGINAL OWNER ***
WALTER

JACOB

1 - 225 TAYLOR ST.
2 -
3 -
City- AMERICAN FALLS
Phone - 208-000-0000
State- ID Zip- 83211

Priority Date - - +
09/24/1970

Region - - +
15 EASTERN

Stage - - +
L - LICENSE

Status - - - +

Source - - - - +
GROUNDWATER

Tributary - - - - -

Twn Rng Sec Tract Lot Rflg County Point of Diversion
07S 29E 11 NE SW SE (77) POWER

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

01 - IRRIGATION		04/01	10/21		3.820	764.00
-----------------	--	-------	-------	--	-------	--------

+ - Total Div. Rate - + - Total Div. Volume - +
3.820 764.00

+ - Total Consumptive Use - + - KW Usage - +
573.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
07S	29E	11	SW NE		40.0		01	IRRIGATION	(77) POWER
07S	29E	11	NE SE		40.0		01	IRRIGATION	(77) POWER
07S	29E	11	NW SE		40.0		01	IRRIGATION	(77) POWER
07S	29E	11	SW SE		32.0		01	IRRIGATION	(77) POWER
07S	29E	11	SE SE		39.0		01	IRRIGATION	(77) POWER

Total Acres: 191.0

+ - - Diversion Means - 400' DEEP SWL 250' 12" CASING 200 HP PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

CA 9-11-98

CA

10-15-93

Water right number - R35-07152

Prefix Translation: RESEARCH

+ - - - - - Remarks - - - - -
+ - - - - - No Remarks found. -

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

+ - - - - - Conditions of Approval - - - - -
MO1 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO IDAHO CODE 42-1416A.

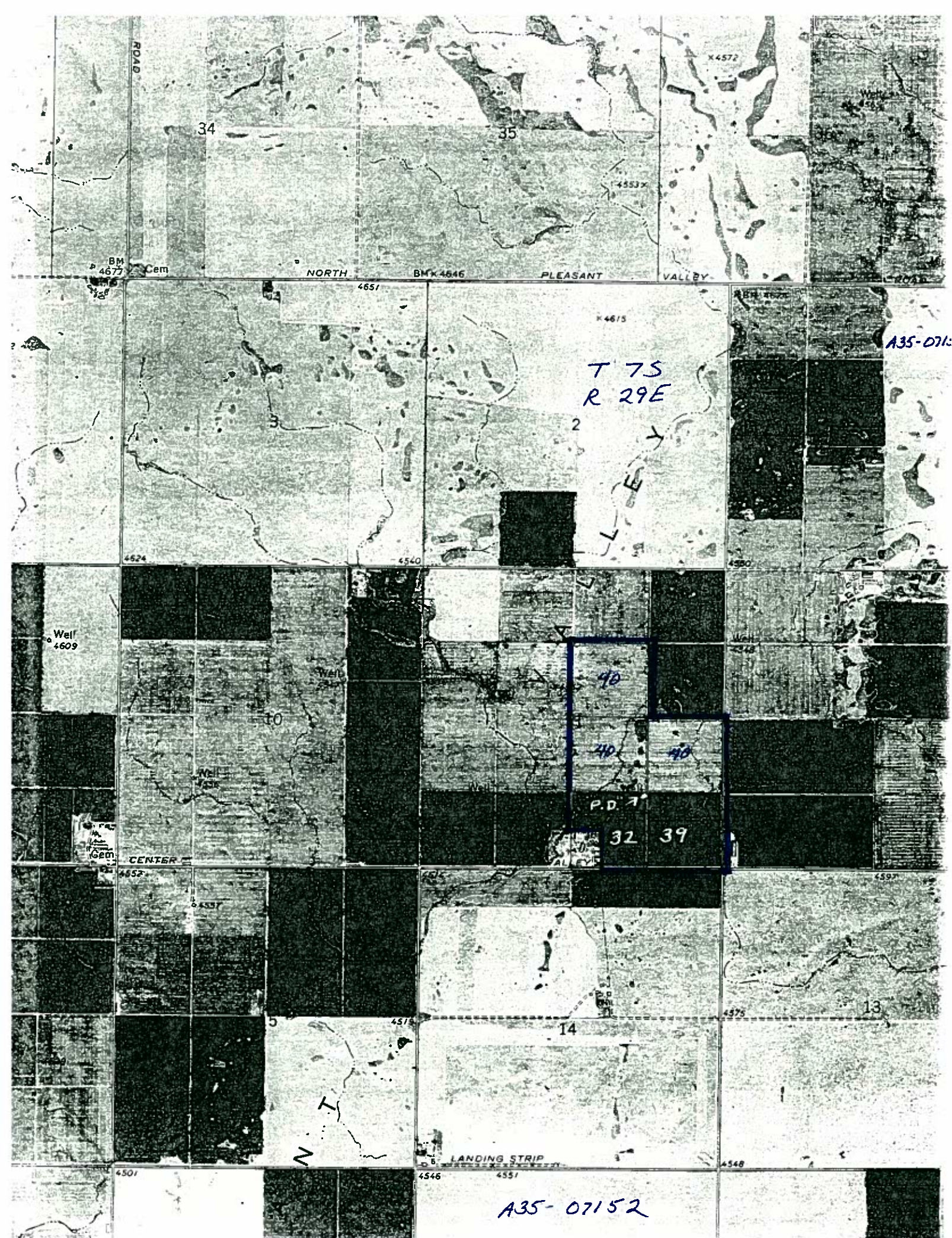
+ - - - - - Decree Plaintiff - - - + - - - - - Decree Defendant - - - + - - - Decree Date - +
00/00/0000

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

+ - - Audit Fields - - +
10/15/93 FRITSCHL

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

Court Report Filing	Field Inspection Made	Civil Case Number
Objection Filed Date - 00/00/0000	Field Inspection Flag - 10/15/1993	Old Case Number - 39576
Response Filed Date - 00/00/0000	Last Amended Date - 00/00/0000	Old Judicial District -
Claim Received Date - 03/08/1990	Receipt Number - M006189	Temporary Right - P
	POU Ownership Flag - Y	Water District -
	Name Connector -	Federal/State Indicator - S
		Presumption Flag - C
		Notice of Error Flag -



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: A35-07152
Date Received: 3/08/1990
Receipt No: MOOLIP9
Received By: gpc

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KEITH M. PHILLIPS
Address: 3741 CENTER PLEASANT VALLEY
AMERICAN FALLS, ID 83211 208-226-2108

2. Date of Priority: SEP 24, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	29E	11	NE	SW	SE		POWER

5. Description of diverting works:
400' DEEP SWL250' 12" CASING 200 HP. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	3.820		669.00

7. Total Quantity Appropriated is:
3.820 C.F.S. (and/or) 669.00 A.F.A.

8. Total consumptive use is 573.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Use	Acres
07S	29E	11	SW	NE	IRR	40.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0

A35-07152

Page 1

Date: 03/08/90

MICROFILMED

DEC 10 1992

A3507152

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	29E	11	SW	SE		IRR	32.0
			SE	SE		IRR	39.0
					Section Acres		191.0
					Total Acres		191.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

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 X 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): Keith Phillips Date: Mar. 8, 1990

Date: _____

State of Idaho)
County of Payson) SS.

Subscribed and sworn (or affirmed) before me this 8 day

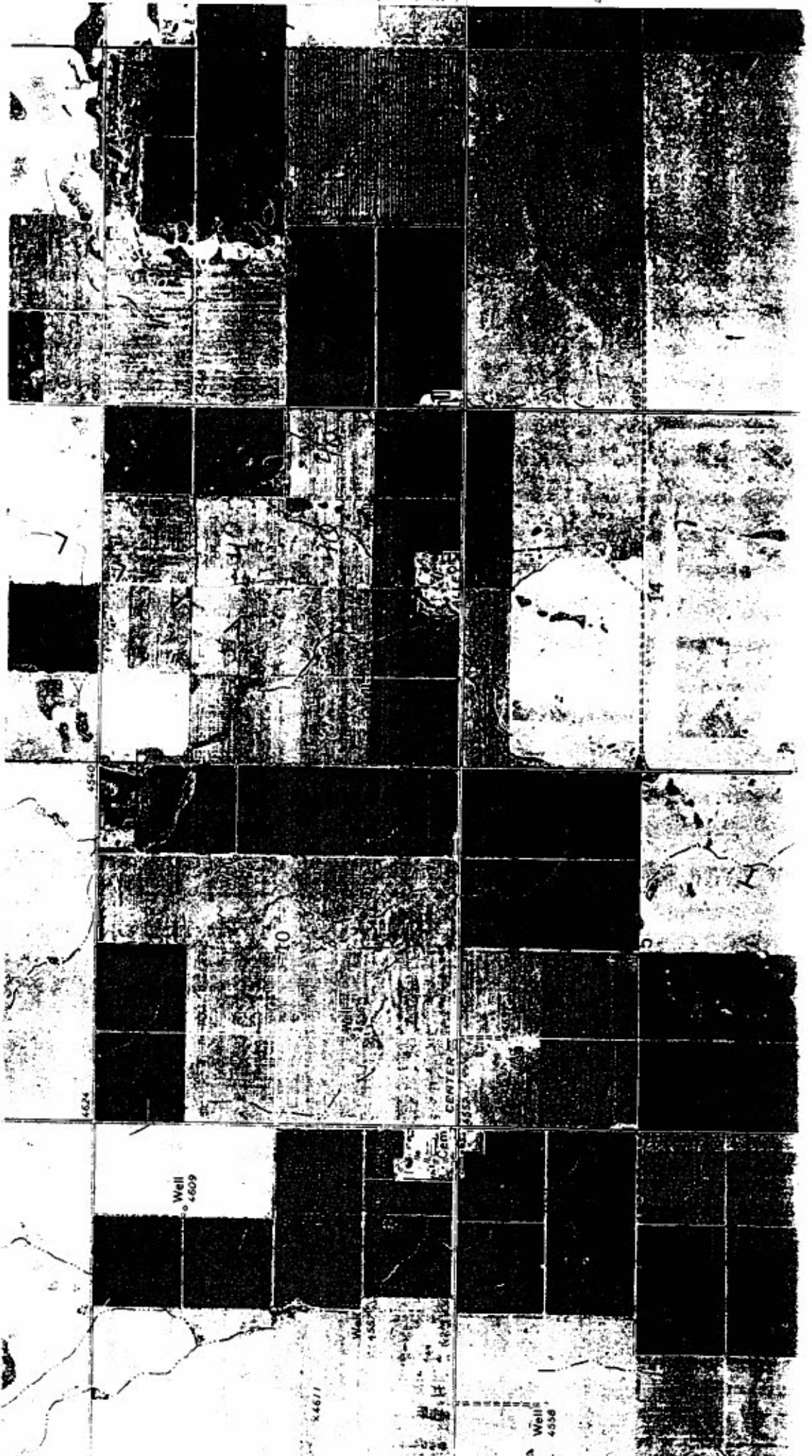
of March 19 90

John Dal. Carson
Notary Public

Seal

Residing at Boise ID

My Commission Expires 4/2/94



MICROFILMED

DEC 10 1992

QUALITY REVIEW CHECKLIST FOR REPORT READY SRBA CLAIMS

	N/A	YES	NO	*
Does the name and address of the "owners" that will receive mail meet data entry standards? (Check the recommended right for compliance.)		☒	☐	☐
Does the CVR contain information as to how the priority date was determined?		☒	☐	☐
If the claim is based on beneficial use, is there an analysis of the evidence of priority submitted?	☒	☐	☐	☐
Is the stage code correct?	☐	☒	☐	☐
Did the reviewer <u>initial</u> the recommendation of the priority date?		☒	☐	☐
Does the CVR contain information as to how the point of diversion was determined?		☒	☐	☐
Did the reviewer <u>initial</u> the recommendation of the point of diversion, the source and the tributary?		☒	☐	☐
Does the CVR contain a description of the system that includes information as to how the source and/or tributary were determined?		☐	☒	☐
Does the CVR contain information as to how the place of use and number of acres (for irrigation rights) were determined?		☒	☐	☐
Did the reviewer <u>initial</u> the recommendation of the place of use?		☒	☐	☐
Does the CVR contain information as to how the nature of use was determined?		☐	☒	☐
Does the CVR contain information as to how the season of use was determined?		☒	☐	☐
If this right overlaps with other rights, was the overlap review completed?	☒	☐	☐	☐
Does the CVR contain information as to how the diversion rate was determined?		☒	☐	☐
Does the CVR contain information as to how the diversion volume was determined?		☒	☐	☐
Does the CVR contain information as to how the consumptive use volume was determined?		☒	☐	☐
Did the reviewer <u>initial</u> the recommendation of the nature of use, the season of use, the diversion rate, the diversion volume and the consumptive use volume?		☒	☐	☐
If the claim is based on a right that has conditions/remarks, have these conditions/remarks been considered in the recommendation?	☐	☒	☐	☐
Are all appropriate conditions/remarks included in the recommendation?	☐	☒	☐	☐
If remarks are included, are the remarks consistent with the "standard remarks" described in Adjudication Memo 32?	☐	☒	☐	☐
Was a split water right/diversion rate review completed?	☒	☐	☐	☐
If this claim is not being recommended, is the status code correct?	☒	☐	☐	☐
Does the reviewer's <u>signature</u> appear on the CVR?		☒	☐	☐
Has the "quicklook" page been completed?		☒	☐	☐
If additional documents were used in the investigation of this right, are copies of those documents included in the file, or is there a reference to the identity and location of the documents?	☐	☒	☐	☐
Does the file contain a copy of the recommended right?	☐	☒	☐	☐

* See attachment for additional information or explanation.

Quality control review by gn date 3-23-94 Data entry changes by _____ date _____

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 35-7152 Priority Sept. 24, 1970 Amount 3.82 cfs

THIS IS TO CERTIFY, that JACOB WALTER

of American Falls, Idaho, has complied with the terms and conditions of Permit No. 35-7152 issued pursuant to Application for Permit dated September 24, 1970, and has submitted proof to the Department of Water Administration on October 20, 1971, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 4.01 cfs of water from a ground water source, tributary to _____, and that the permit holder has applied to a beneficial use & established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 15</u>	at <u>3.82</u> cfs and	<u>669 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 3.82 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 669 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 11, Twp. 7 S, Rge. 29 E, B. M. in the County of Power

Description and location of 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 $\frac{1}{4}$	
7 S	29 E	11			40										40	40	32	39	191

Total number of acres irrigated 191

A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of April, 19 74.

Director

35-7152

1130 U 1132

200

35-7152

P 27.3

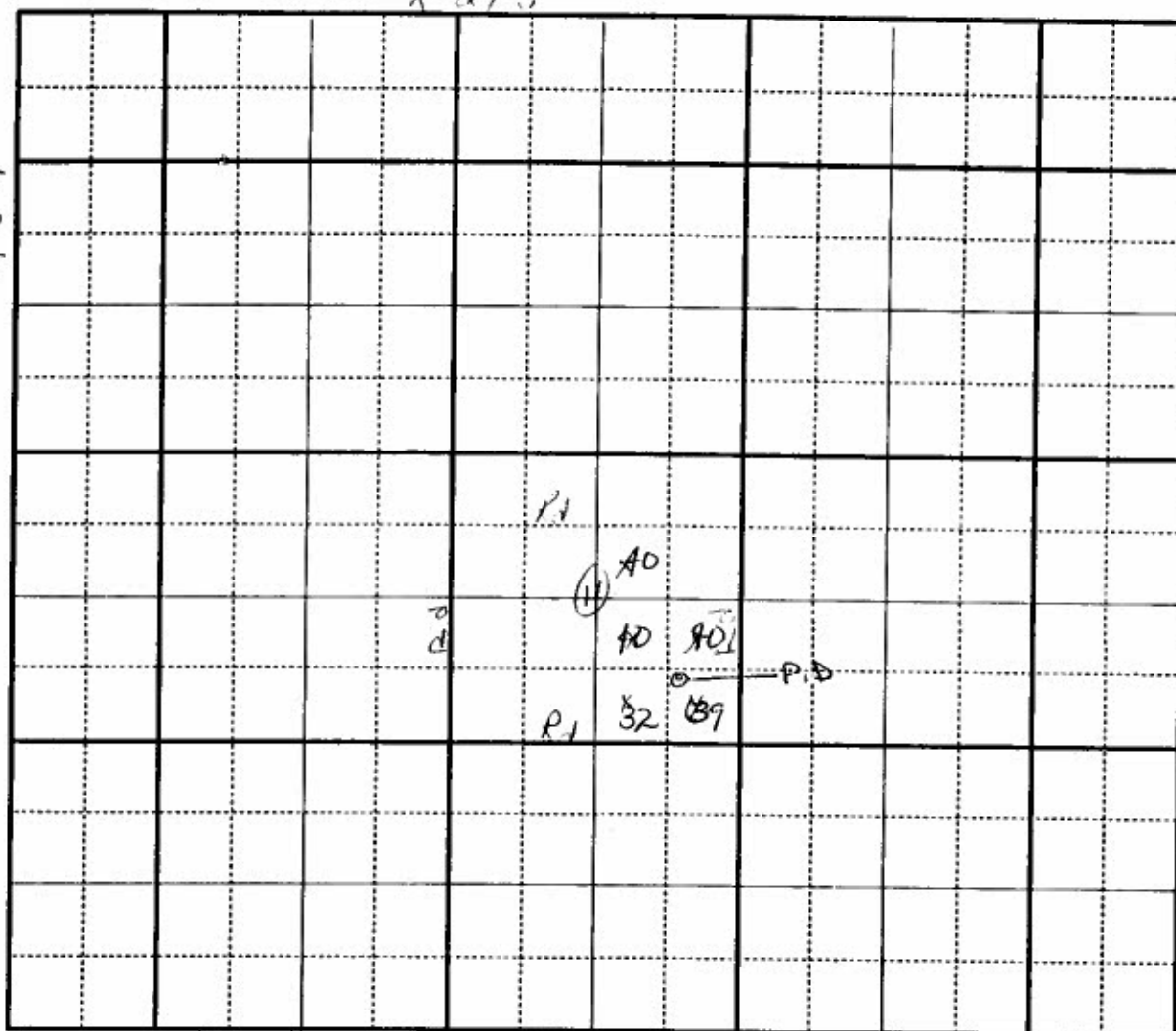
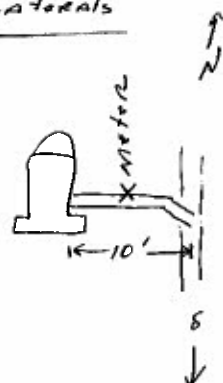
T
S

Diagram of System

Laterals



Laterals

DATE OF EXAM Aug 10

ACREAGE
Found 191
Recommended 191

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 3.82 c.f.s. V = 669 AF/Ann. from Apr 1 to Oct 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

Name source: _____
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ✓

Name source exchanged with: _____
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: _____
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: _____
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 4.03 cts Method of measurement In Line Meter

Total Q recommended 3.82 cts Meter No. 73-10-273 Type McCrone Condition New

Total V recommended 669

Recommended Amendments:

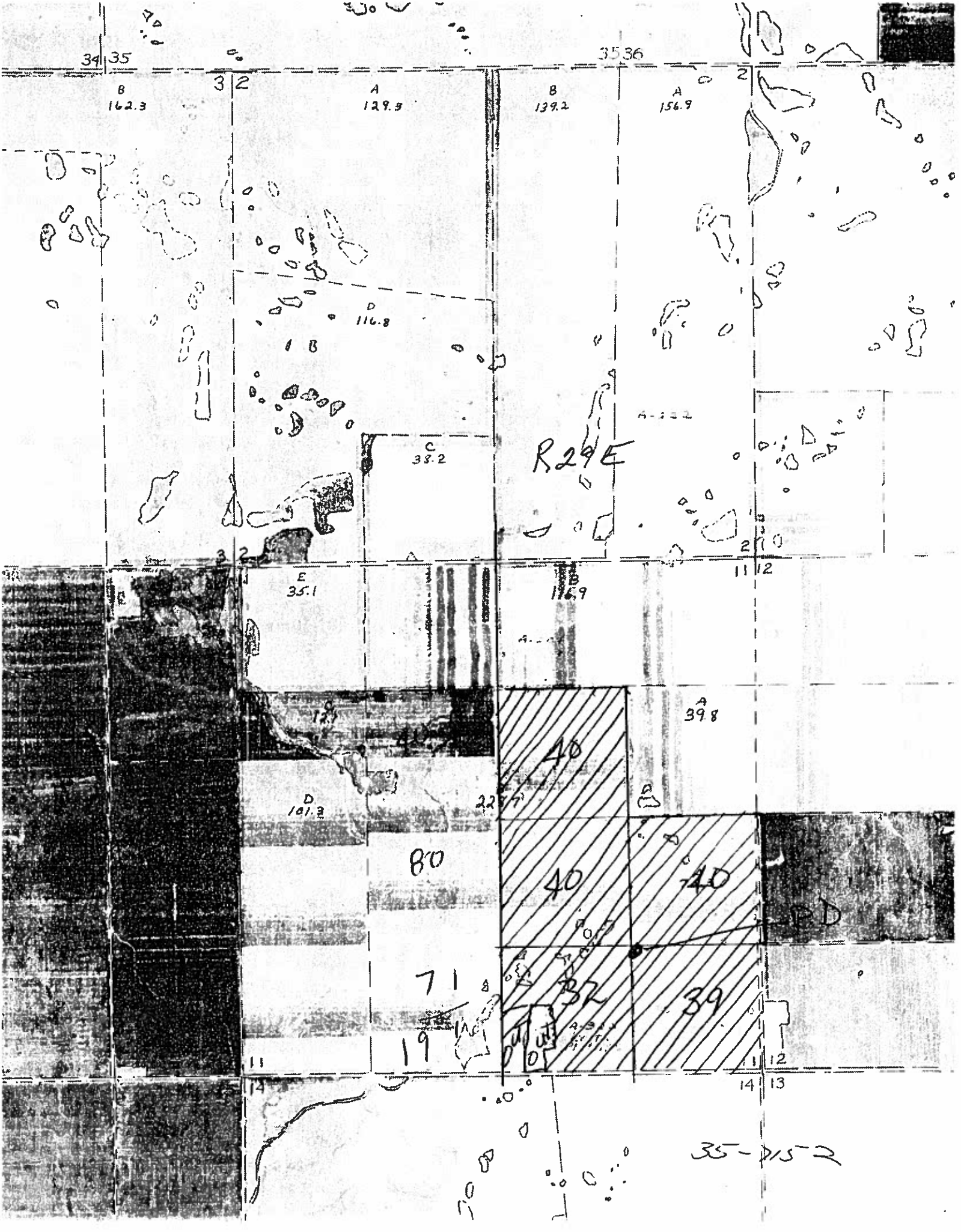
P.D. _____
Place of Use _____
Other _____
None X

MEASUREMENT CALCULATION:
1000 GPM on meter = 4.03 cts
191 X 3.5 AF/Ac = 668.5 AF/Ann

SYSTEM DESCRIPTION: U.S. Motors Hollidshatt. Motor 200hp
Ser # B1903448
Layne & Bowler Pump Ser # 44413
10" discharge East for 10' Then N-S Ruffed Steel
MAIN. Wheel Moves 1.2' Hand lines 1/4" to
6 1/4 mile Irrigate SW 1/4 Sec 11

REMARKS: Land & System owned by Keith Phillips

Examiner's Signature William Rhodes Date Dec 30, 1973
Checked by John Forebaker Date March 25, 1974
Approved by _____ Date _____



R29E

35-2152