

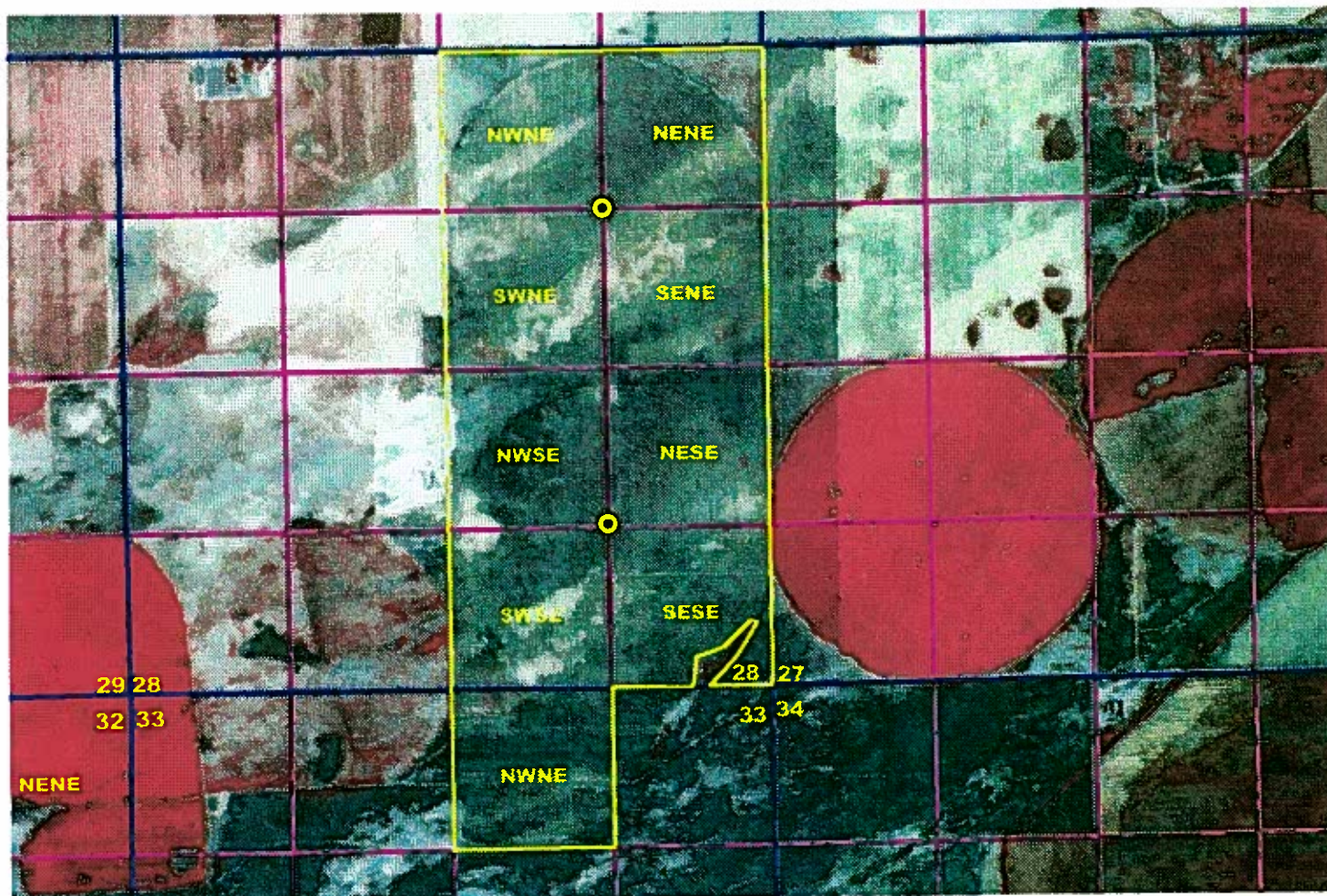


# STATE OF IDAHO

Department of Water Resources  
Eastern Region

Claimant: ALBERT WADA

Water Right(s): 35-07163



0 660 1320 1980 Feet



## LEGEND



Point of Diversion



Place of Use



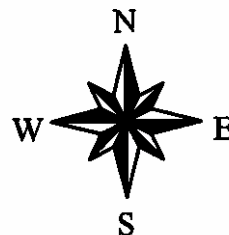
Section Line



Quarter-section line

Legal Description: T07S R30E  
sec. 28 E 1/2

Point(s) of Diversion T07S R30E  
sec. 28 NESE NENE



GIS Place of Use Illustration  
1987/1988 NAPP photography  
Prepared by: S. Van Hoff  
Date: OCT 1998

DATE: 11/12/98  
PAGE: 1

DIVERSION  
VOLUME

**1421.00 AFA**

**1412.00 AFA**

**Stage: LICENSE**

**POWER County**

**SE**

353.0

**Other Rights: 35-07196**

RIGHT NO. 35-07196 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO 13.3 CFS.

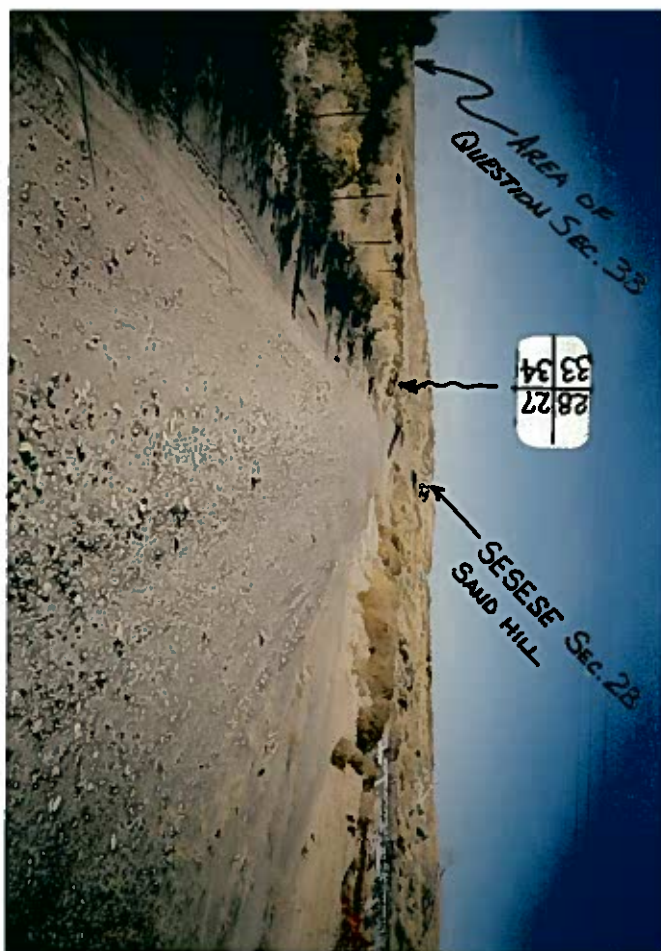
**Objection Filed Date:**

**Field Inspection Flag:**  
**Presumption Flag:**

Comments: Date: 11/24/1993 User-10: RUBERRY Subject: COPIED FROM REMARKS

THIS RT. WHEN COMBINED WITH RT. 35-7196 SHALL PROVIDE NO MORE THAN A TOTAL DIVERSION OF 13.3 CFS.

**Audit: 11/12/98 SVANHOFF**



ALBERT WADA A35-07163  
A35-07196



1. Looking West at SESESE Sec. 28, T.75, R.30E.  
Note Section corner  $\frac{28}{33} \frac{27}{34}$ .

2. Looking East along section line Sec. 28 and 33.



FIELD EXAM 11-16-93 BY  
AL RUBERRY SR. AGENT-ADJ.

2. SW/SW corner Sec. 27, T.75, R.30E.  
Looking West.

4. NWNE Sec. 33, T.75, R.30E. - Note sand in SW corner visible on ASCS Photos.



Water Right Number - R35-07163

Prefix Translation: RESEARCH

Old (0) Number -

\*\*\* C - CURRENT OWNER \*\*\*  
WADA ALBERT  
1 - 131 N OAK  
2 -  
3 -  
City- BLACKFOOT  
Phone - 208-785-7243  
State- ID Zip- 83221

\*\*\* O - ORIGINAL OWNER \*\*\*  
KENT JR

GILBERT  
1 - 476 POLK ST  
2 -  
3 -  
City- AMERICAN FALLS  
Phone - 208-000-0000  
State- ID Zip- 83211

Priority Date - + 15 EASTERN +  
01/22/1971 L - LICENSE + Status - +

Source - +  
GROUNDWATER + Tributary - +

Point of Diversion - +  
Twn Rng Sec Tract Lot Rflg County  
07S 30E 28 SW NE NE (77) POWER  
SW NE SE (77) POWER

Code Description Period from Period to Water Use Diversion Rate Diversion Volume  
01 - IRRIGATION 04/01 10/31 7.060 1421.00

Total Div. Rate - + Total Div. Volume - +  
7.060 1412.00

Total Consumptive Use - + KM Usage - +  
1059.0

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County     |
|-----|-----|-----|-------|-----|-------|------|-------------|------------|
| 07S | 30E | 28  | NE NE |     | 39.0  | 01   | IRRIGATION  | (77) POWER |
| 07S | 30E | 28  | NW NE |     | 39.0  | 01   | IRRIGATION  | (77) POWER |
| 07S | 30E | 28  | SW NE |     | 40.0  | 01   | IRRIGATION  | (77) POWER |
| 07S | 30E | 28  | SE NE |     | 40.0  | 01   | IRRIGATION  | (77) POWER |
| 07S | 30E | 28  | NE SE |     | 40.0  | 01   | IRRIGATION  | (77) POWER |
| 07S | 30E | 28  | NW SE |     | 40.0  | 01   | IRRIGATION  | (77) POWER |
| 07S | 30E | 28  | SW SE |     | 40.0  | 01   | IRRIGATION  | (77) POWER |
| 07S | 30E | 28  | SE SE |     | 35.0  | 01   | IRRIGATION  | (77) POWER |
| 07S | 30E | 33  | NW NE |     | 40.0  | 01   | IRRIGATION  | (77) POWER |

Total Acres: 353.0

- - - Diversion Means - WELLS, PUMPS, PIPELINE & SPRINKLERS, PIVOTS.

11-24-93  
Amm

Water right number - R35-07163

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 35-07196

Remarks  
RIGHT NO. 35-07196 IS ALSO DIVERTED THROUGH POINT OF DIVERSION  
DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF  
THESE RIGHTS IS LIMITED TO 13.3 CFS ~~13.3 CFS~~ ~~13.3 CFS~~ ~~13.3 CFS~~  
~~diversion system~~

+ - - No Old Water Right Numbers Found

+ - - Decree Plaintiff - - - + - - - Decree Defendant - - - +  
No Conditions of Approval found.

+ - - Decree Date - - +  
00/00/0000

Date: 11/24/1993 User Id: RUBERRY Subject: COPIED FROM REMARKS  
THIS RT. WHEN COMBINED WITH RT. 35-7196 SHALL PROVIDE NO MORE THAN A TOTAL DIVERSION OF 13.3 CFS.

+ - - Audit Fields - - +  
11/24/93 RUBERRY

| Adjudication Rights Dates and Flags Area |   |            |                       |   |            |                         |   |       |  |
|------------------------------------------|---|------------|-----------------------|---|------------|-------------------------|---|-------|--|
| Court Report Filing                      | - | 00/00/0000 | Field Inspection Made | - | 00/00/0000 | Civil Case Number       | - | 39576 |  |
| Objection Filed Date                     | - | 00/00/0000 | Field Inspection Flag | - |            | Old Case Number         | - |       |  |
| Response Filed Date                      | - | 00/00/0000 | Verified Date         | - | 11/24/1993 | Old Judicial District   | - |       |  |
| Claim Received Date                      | - | 04/27/1990 | Last Amended Date     | - | 00/00/0000 | Temporary Right         | - | P     |  |
|                                          |   |            | Receipt Number        | - | E013785    | Water District          | - |       |  |
|                                          |   |            | POU Ownership Flag    | - | Y          | Federal/State Indicator | - | S     |  |
|                                          |   |            | Name Connector        | - |            | Presumption Flag        | - |       |  |
|                                          |   |            |                       |   |            | Notice of Error Flag    | - |       |  |

NO. OF CLAIMS IN POLYGON \_\_\_\_\_

CLAIM NUMBERS 35-07163DATE 10-28-98

TRANSFER NUMBER \_\_\_\_\_

OBJECTION FILED \_\_\_\_\_

AGENT SVHTOTAL ACRES FROM RECOMMENDATION 353GEOGRAPHIC INFO SYSTEM 354

| RIGHT NO |     |     |     | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|----------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
|          | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| RECOM    | 75  | 30E | 33  |    | 40 |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| GIS      |     |     |     |    | 40 |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| RECOM    | 75  | 30E | 28  | 39 | 39 | 40 | 40 |    |    |    |    |    |    |    |    | 40 | 40 | 40 | 38 |
| GIS      |     |     |     | 39 | 39 | 40 | 40 |    |    |    |    |    |    |    |    | 40 | 40 | 40 | 37 |
| RECOM    |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| GIS      |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| RECOM    |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| GIS      |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

UPDATED

POLYGON #

UPDATED

B35-DBPOU.DBF 1245

ATTRIBUTES OF B35-POU.SHP ( ) \_\_\_\_\_

B35-DBPOD.DBF 1433 1434

ATTRIBUTES OF B35-POD.SHP ( ) \_\_\_\_\_

Claimant: \_\_\_\_\_

P.O.D./Source # G.W. S.W.

Township , Range , Sect.

1. 75 30E 28 NESE

2. 75 30E 28 NE NE

3. \_\_\_\_\_

Other Rights: \_\_\_\_\_

P/U CONFLICT yes ( ) no ( )P/D CONFLICT yes ( ) no ( )SENT FOR DECREE yes ( ) no ( )

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

15:57:44  
10/30/91

AGE: 1  
GENERAL INFORMATION

CLAIM NUMBER: A35-07163

LIST: KENT, JR.  
ADDRESS: 476 POLK ST.  
CITY: AMERICAN FALLS  
PHONE NUMBER: 208-008-0000  
STATE: ID ZIP: 83211  
MER CODE: 0

ST: MAD R  
ADDRESS: 151 N OAK  
CITY: BLACKFOOT  
PHONE NUMBER: 208-785-7243  
STATE: ID ZIP: 83221  
MER CODE: C

ELO EXAM REQUIRED?  
RIFICATION REQUIRED DUE TO REMARKS?  
DATABASE Y FIELD EXAMINER

AIM REMARKS: THIS RT. WHEN COMBINED WITH RT. 35-7196 SHALL PROVIDE NO MORE  
THAN A TOTAL DIVERSION OF 18.3 CFS.

*cc to Remarks*

PHONE NUMBER: ( ) - -

[illegible]

1. AJ CLAIM: # A35-07163 PRIORITY DATE: 01-22-1971 STAGE: L  
2. MR RECORD: # 35-07163 PRIORITY DATE: 01-22-1971 STAGE: L

• FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE EXAMINER  
N 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:  
01-22-1971

VIEWED BY AT DATE 5-26-92

AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY  |
|----------|------|------|------|-----|-----|-----|-----|-------|
| 35-07163 | 075  | 30E  | 28   |     | NE  | SE  |     | POWER |
| 35-07163 | 075  | 30E  | 28   |     | NE  | NE  |     | POWER |

OTHER AJ CLAIMS WITH SAME AJ POD  
A PREFIX R PREFIX  
A35-07196 NONE  
WR RECORDS IN SAME 40 ACRE TRACT  
35-07196

SOURCE: GROUNDWATER

TRIG:

WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY  |
|----------|------|------|------|-----|-----|-----|-----|-------|
| 35-07163 | 075  | 30E  | 28   |     | NE  | SE  |     | POWER |
| 35-07163 | 075  | 30E  | 28   |     | NE  | NE  |     | POWER |

OTHER WR RECORDS WITH SAME WR POD  
AJ CLAIMS IN SAME 40 ACRE TRACT  
A PREFIX R PREFIX  
35-07196 NONE  
A35-07196 NONE

SOURCE: GROUNDWATER

TRIG:

FIELD EXAM REQUIRED?

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

MARKS:

10 acre tract determined from ASES photo in license file.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:  
TWP. RSE. SEC.

|    | 1/4    | 1/4   | 1/4   | LOT | COUNTY |
|----|--------|-------|-------|-----|--------|
| 25 | 30E 28 | SW NE | NE NE | —   | Boyer  |
| 25 | 30E 28 | SW NE | SE NE | —   | Boyer  |

SOURCE: GROUNDWATER

TRIB:

VIEWED BY: CF

DATE: 5-26-92

• **POU LISTING**

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

## SUMPTION FLA63

**MARKS:**

Land does not appear to have been irrigated in 1987. However, the NAPP photo does show evidence of past irrigation.

## RECOMMENDATIONS:

TOTAL ACRES: 2530 / 358.0

REVIEWED BY:

DATE: 11/22/93

AD CLAIMED USES:

55-07163 PURPOSES  
IRRIGATION

MONTH/DAY  
FROM 04-01 TO 10-31

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY  
7.160 CFS 1253.00 AF/A  
7.160 CFS 1253.00 AF/A

WR RECORDED USES:

55-07163 PURPOSES  
IRRIGATION

MONTH/DAY  
FROM 04-01 TO 10-31

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY  
7.160 CFS 1253.00 AF/A  
7.160 CFS 1253.00 AF/A

RESUMPTION FLAG:

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  
N N N  
N N N

PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

REMARKS:

*As claimed*

Y( ☒ ) N( ☐ )  
Y( ☐ ) N( ☐ )

EXPLAIN IN REMARKS, BELOW.

• DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y( ☒ ) N( ☐ )

AA TOTAL CLAIMED DIVERSION RATE: 7.160 CFS  
NR ROOT RIGHT TOTAL DIVERSION RATE: 7.160 CFS

AAA IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. AAA  
AA IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS AA  
AA CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. AA

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) N  
FIELD DATA BASE EXAMINER AL

FLOW MEASUREMENT

MEASUREMENT METHOD ALA, 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 POW AND IRRIGATION USAGE

NO RIGHTS WITH SAME POW BUT NOT USED FOR IRRIGATION

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE  
ACRES 353 X 0.02 CFS/ACRE = 706 CFS  
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

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

716  $\Rightarrow$  706 cfs provided

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

limited AT 1 1/2 ac, Recommend reduction of 5 ac. Therefore, also recommend reduction of cfs by 0.10.

2. IRRIGATION CONSUMPTIVE USE  
CLAIMED CONSUMPTIVE USE = 1074.0 AF/A  
ACRES 353 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =  
TOTAL CONSUMPTIVE USE 1059 AF/A

3. IRRIGATION DIVERSION VOLUME  
CLAIMED DIVERSION VOLUME = 1253.00 AF/A  
ACRES 353 X DIVERSION VOL. AF/A FOR AREA 4 =  
TOTAL DIVERSION VOLUME 1412 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:  
SEE ATTACHED SHEET? Y ( ) N ( )

MARKS: [INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.]

E071 A35-07196, 13.3

RECOMMENDATIONS:

| REC. PURPOSES        | REC. PERIOD |       | REC. DIV RATE CFS | EXAMINER                                  | REC. DIV WDL. AF/A | EXAMINER                                     | REC. CONS. USE | EXAMINER                                    |
|----------------------|-------------|-------|-------------------|-------------------------------------------|--------------------|----------------------------------------------|----------------|---------------------------------------------|
|                      | FROM        | TO    |                   |                                           |                    |                                              |                |                                             |
| IRRIGATION           | 04-01       | 10-31 |                   | DATABASE EXAMINER<br><del>1250</del> 1206 |                    | DATABASE EXAMINER<br><del>1258.00</del> 1412 |                | DATABASE EXAMINER<br><del>1076.0</del> 1259 |
| OTIAL FOR THIS RIGHT |             |       | 7.160             |                                           | 1253.00            |                                              |                | 1076.0                                      |

EVIEWED BY:

DATE:

CHECK ONLY THE FOLLOWING THAT APPLY:

|                        |            |        |
|------------------------|------------|--------|
| MEMBERSHIP             | ACCEPTED   | NEEDS  |
| OR FEE/ABANDON         | AS CLAIMED | REVIEW |
| ADDITIONAL DIV. AMOUNT | { }        | { }    |
|                        | { }        | { }    |
|                        | { }        | { }    |

SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-07163

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 7.160

EXAMINER 2010

CFS

SPLITS:

| OLD RIGHT NUMBERS | CURRENT CLAIM NUMBERS | DIVERSION RATE | CURRENT "R" CLAIM NUM. | "R" DIV. RATE | WR RIGHT NUMBERS | DIVERSION RATE |
|-------------------|-----------------------|----------------|------------------------|---------------|------------------|----------------|
| -                 | A33-07163             | 7.160          | -                      |               | 35-07163         | 7.160          |
|                   |                       |                |                        |               | TOTAL CFS        | 7.160          |

VERSION RATE REVIEW

DO THE SON CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)

DATABASE Y

FIELD EXAMINER ✓

MARKS:

IDENTIFICATION:

NATURE: A33-07163

DATE: 11-22-93

OF FIELD EXAMINER: David B. Ramsey

TITLE: Sec. Ad.

CLAIM NUMBER: A35-07165

| NR ELEMENT                | FIELD EXAM<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | VERIFIED BY<br>CODE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|-------------------|-------------------------------------------------|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             |                   |                                                 | 11-16-93<br>ASR            |                        |                     | ASR                              | ASR                                  | ASR                           |
| POINT OF DIV              | Y                 |                                                 |                            | N                      | 6                   | 11-22-93                         | 11-22-93                             | 11-22-93                      |
| SOURCE                    |                   |                                                 |                            | N                      | 125                 | BP1                              |                                      |                               |
| PLACE OF USE              | Y                 |                                                 |                            |                        |                     |                                  |                                      |                               |
| IV. AMOUNT<br>CF.5/VOLUME |                   |                                                 |                            |                        | 125                 |                                  |                                      |                               |
| CONSUMPTIVE USE           |                   |                                                 |                            | Y                      | 6                   |                                  |                                      |                               |
| PROPOSES                  |                   |                                                 |                            |                        |                     |                                  |                                      |                               |
| PERIOD OF USE             |                   |                                                 |                            |                        |                     |                                  |                                      |                               |
| SITS OF CLAIM             |                   |                                                 |                            |                        |                     |                                  |                                      |                               |
| MARKS                     | Y                 |                                                 |                            |                        |                     |                                  |                                      |                               |

\*VERIFIED BY\* CODES

- TOPO MAP/ORTHO-PQ = 1
- RSCS MAP = 2
- WATERMASTER RECORDS = 3
- MAPS 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.

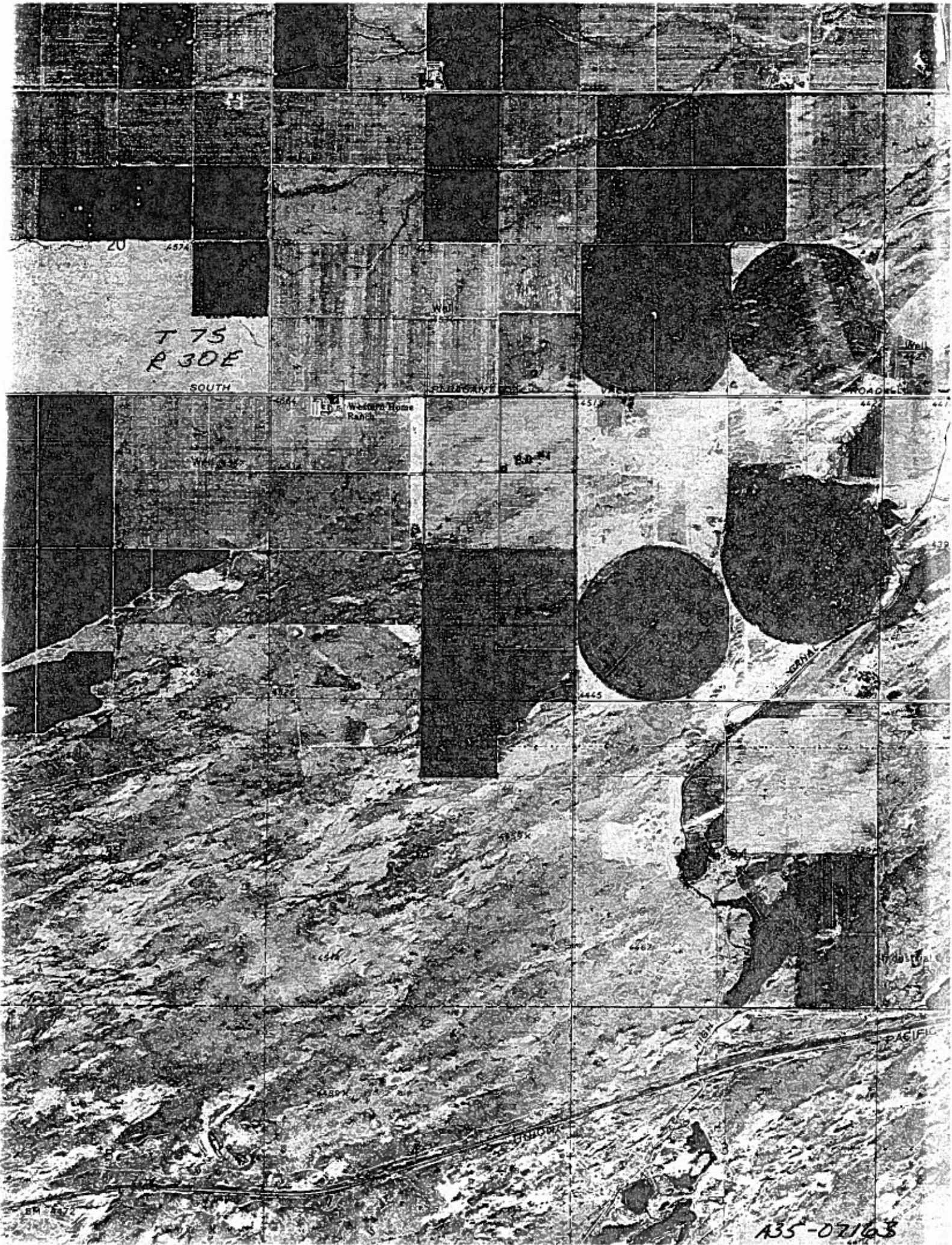
No PRESUMPTION FLAG:

Bare Code:

RR 72 11-24-93 mar

Remarks/Condition Code:

BP1



20

T 75  
R 30E

SOUTH

Western Home Ranch

CANAL

HIGH

PACIFIC

A35-02163

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: A35-07163  
Date Received: 4/09/1990  
Receipt No: E013785  
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: ALBERT WADA 208-785-7243  
Address: 131 N OAK  
BLACKFOOT, ID 83221

2. Date of Priority: JAN 22, 1971

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 07S      | 30E   | 28      |        | NE     | NE  |     | POWER  |
|          |       |         |        | NE     | SE  |     | POWER  |

5. Description of diverting works:  
WELLS, PUMPS, PIPELINE & SPRINKLERS.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A.  |
|------------|-------|-------|-------|------|---------|
| IRRIGATION | 04/01 | 10/31 | 7.160 |      | 1253.00 |

7. Total Quantity Appropriated is:  
7.160 C.F.S. (and/or) 1253.00 A.F.A.

8. Total consumptive use is 1074.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 07S      | 30E   | 28      | NE     | NE  |     | IRR | 39.0  |
|          |       |         | NW     | NE  |     | IRR | 39.0  |
|          |       |         | SW     | NE  |     | IRR | 40.0  |

A35-07163

Page 1

Date: 05/22/90

MICROFILMED  
DEC 10 1992

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 07S      | 30E   | 28      | SE     | NE  |     | IRR           | 40.0  |
|          |       |         | NE     | SE  |     | IRR           | 40.0  |
|          |       |         | NW     | SE  |     | IRR           | 40.0  |
|          |       |         | SW     | SE  |     | IRR           | 40.0  |
|          |       |         | SE     | SE  |     | IRR           | 40.0  |
|          |       |         |        |     |     | Section Acres | 318.0 |
|          |       | 33      | NW     | NE  |     | IRR           | 40.0  |
|          |       |         |        |     |     | Section Acres | 40.0  |
|          |       |         |        |     |     | Total Acres   | 358.0 |

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:  
THIS RT. WHEN COMBINED WITH RT. 35-7196 SHALL PROVIDE NO MORE  
THAN A TOTAL DIVERSION OF 13.3 CFS.

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 \_\_\_\_\_ 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: \_\_\_\_\_

358  
50  
408IN 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 SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 435-07163Date Received 4-9-90 / P.M. 4-5-90Receipt Number ED 13785358<sup>th</sup> filing feeNOTICE OF CLAIM  
TO A  
WATER RIGHTDepartment of Water Resources  
Eastern District Office

RECEIVED

APR 9 1990

Department of Water Resources  
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) ALBERT WADA Phone (208) 785-7243Mailing Address 131 N. OAK BLACKFOOT, ID. Zip 832212. Date of Priority (Only one (1) per claim) 1/22/713. Source of water supply (a) GROUNDWATER  
which is tributary to (b) \_\_\_\_\_4. a. Location of existing point of diversion is: Township 7E Range 30E Section 28  
NE 1/4 of SE 1/4 of NE 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of POWER

Additional points of diversion if any: \_\_\_\_\_

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

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well.WELL, PUMP & MOTOR, MAINLINE & PIVOTS

A3507163

MICROFILMED

DEC 10 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRIGATION purposes from Apr 1 to Oct 31 amount 7.16 or 1253  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 7.16 (cfs) and/or (b) 1253 (acre feet)

8. Total consumptive use claimed is 1074 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:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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 |        |
| 7S  | 30E | 28  | 39     | 39    | 40    | 40    |        |       |       |       |        |       |       |       | 40     | 40    | 40    | 40    | 318    |
|     |     | 33  |        | 40    |       |       |        |       |       |       |        |       |       |       |        |       |       |       | 40     |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 358

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
\_\_\_\_\_ or None ( )

14. Remarks:

**MICROFILMED**

**DEC 10 1992**

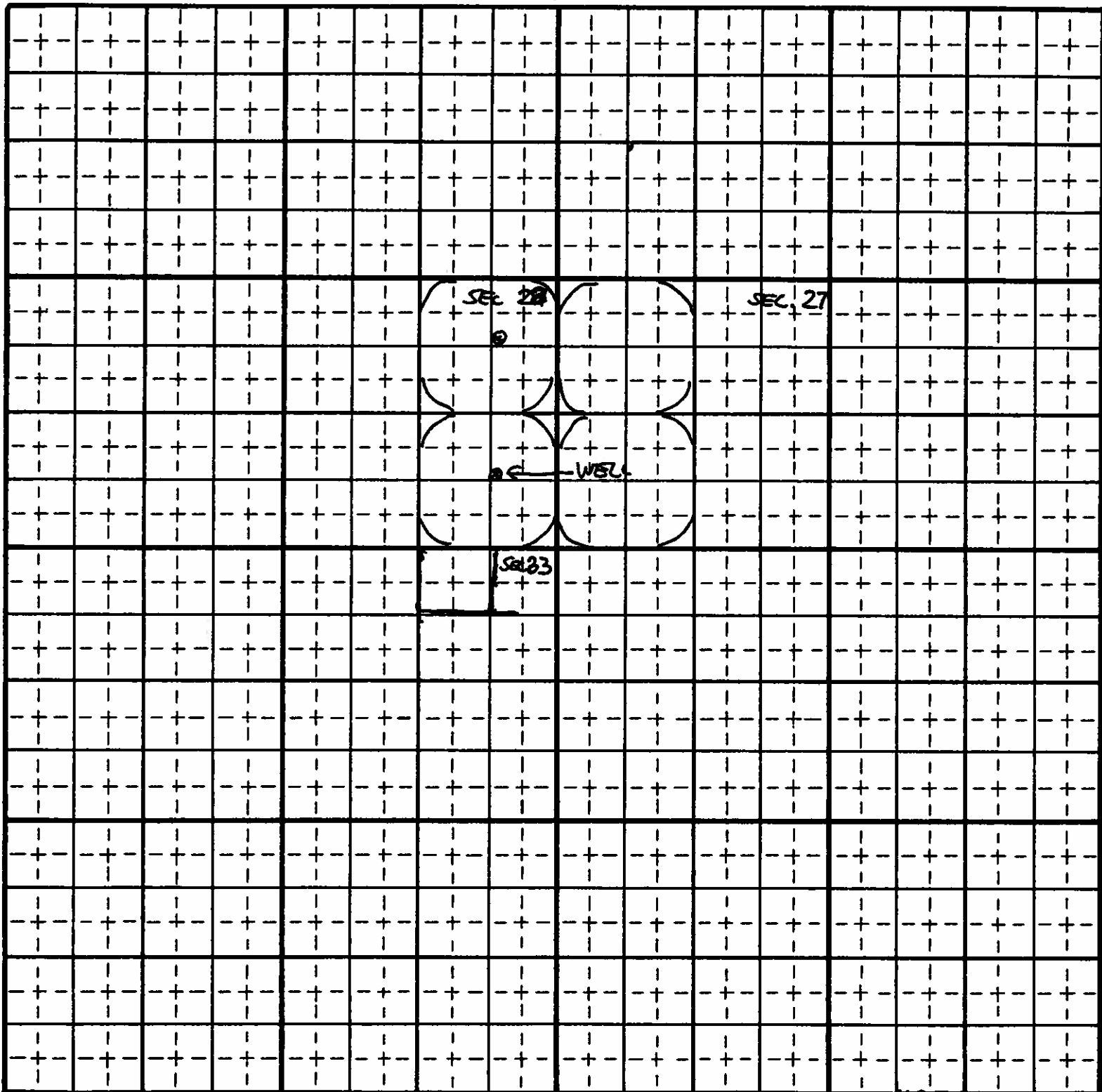
Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T 7 S, R 30 E.



MICROFILMED

DEC 10 1992

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License ☒ Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 35-7163  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

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

Number of attachments \_\_\_\_\_

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

Signature of Claimant (s) [Signature] Date 4/3/90  
\_\_\_\_\_  
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 Bingham ) SS.

Subscribed and sworn (or affirmed) before me this 3rd day of April 19 90

SEAL

Notary Public T. Payne Van Over

Residing at Blackfoot, Idaho

My Commission Expires Nov 1992

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 \_\_\_\_\_

**MICROFILMED**

**DEC 10 1992**

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7163 Priority January 22, 1971 Amount 7.16 cfs

THIS IS TO CERTIFY, that GILBERT KENT, JR.

of American Falls, Idaho, has complied with the terms and conditions of Permit No. 35-7163 issued pursuant to Application for Permit dated January 22, 1971, and has submitted proof to the Department of Water Resources on March 28, 1974, 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 13.3 cfs of water from a groundwater source, tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and 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>October 31</u> at <u>7.16</u> cfs and <u>1,253</u> acre feet |                   |               |
|                   | from _____ at _____ cfs and _____                                                      |                   |               |
|                   | from _____ at _____ cfs and _____                                                      |                   |               |

(both dates inclusive)

Subject, however, to the condition that no more than 7.16 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 1,253 acre feet per year, said waters to be diverted within the NE<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>, Sec. 28, Twp. 7S, Rge. 30E, B.M. in the County of Power

Description and location of place of use:

| Twp. | Range | Sec. | NEW |     |     |     | NWA |     |     |     | SWW |     |     |     | SEW |     |     |     | Totals |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NEW | NWA | SWW | SEW | NEW | NWA | SWW | SEW | NEW | NWA | SWW | SEW | NEW | NWA | SWW | SEW |        |
| 7S   | 30E   | 28   | 39  | 39  | 40  | 40  |     |     |     |     |     |     |     |     | 40  | 40  | 40  | 40  | 318    |
|      |       | 33   |     | 40  |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 40     |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres irrigated 358

This right when combined with right 35-7196 shall provide no more than a total diversion of 13.3 cfs.

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 16 day of March, 19 81.

  
Director

RECEIVED  
MARCH 28 1981  
DEPT. OF WATER RESOURCES

MS 01165

226-2134

one APR 19 1974

Post office address 476 Polk St., American Falls, ID 83211

Phone

**Person to contact**

Phone \_\_\_\_\_

Department of Water Administration  
Eastern District Office  
(none spring, stream, etc.)

Tributary to

Amount 7.20 c.f.s. for irrigation  
AF/Annum (nature of use)

Period of Use: from Apr. 1 to Oct. 31  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
 \_\_\_\_\_ AF/Annum \_\_\_\_\_ (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
 \_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

**Other uses:**

Permit No. 55-1103

Examination for b/u

Max Rate of Diversion 7.20 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

Township 7S N/S, Range 30E E/W, B.M., Section 28, Subdivision NE 1/4 SE 1/4, Power

Township 7S N/S, Range 30E E/W, B.M., Section 28, Subdivision SE 1/4 SE 1/4 <sup>County</sup> Power

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_  
County \_\_\_\_\_

**Other Points of Diversions:**

Description of diverting works: 1 pump 10" bowl, 250 hp, 16" casing, 1 pump 12" bowl, 300 hp, 20" casing.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

**REPROFITED**

**TOTAL ACREAGE**

360

T  
7  
S

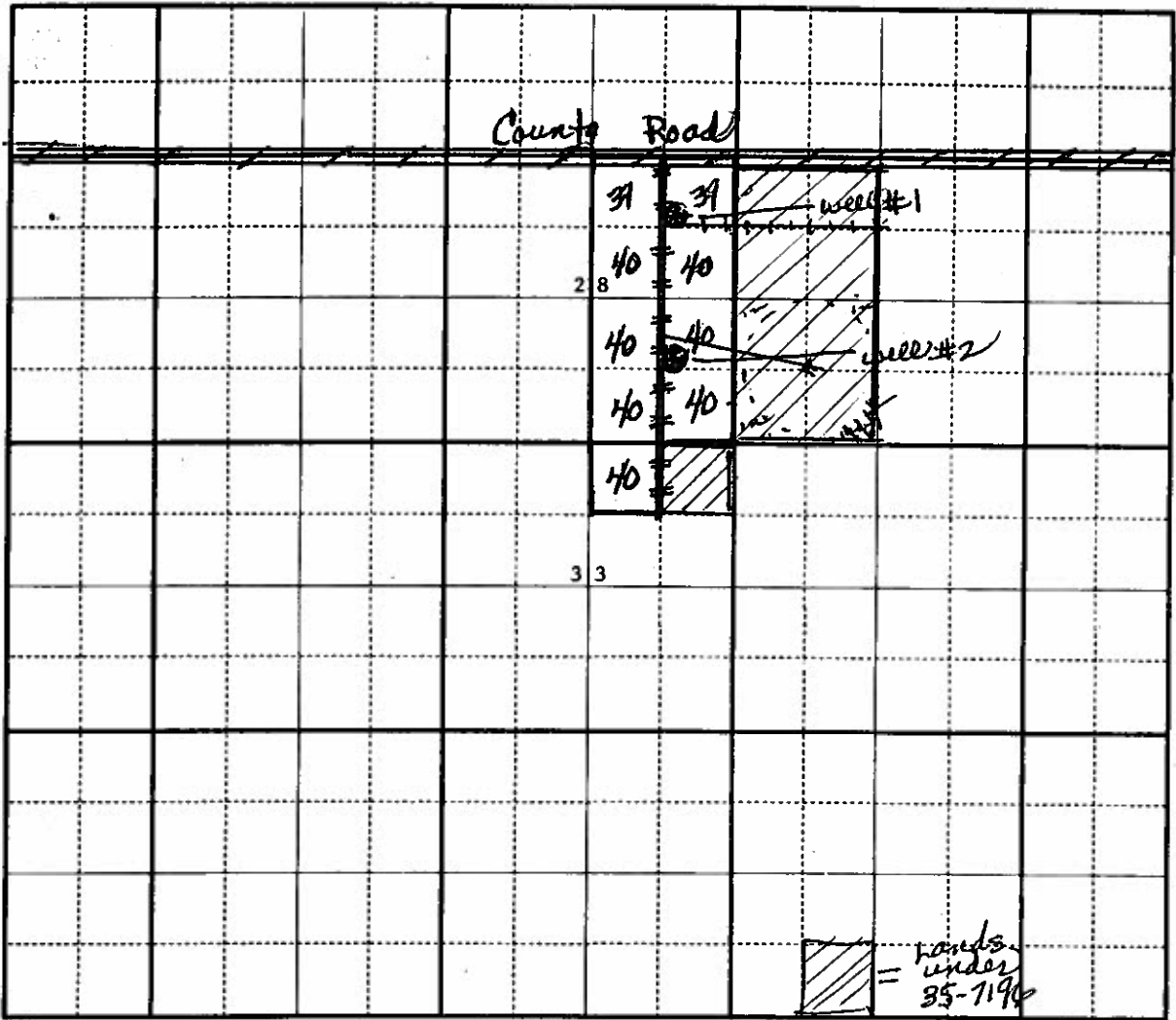
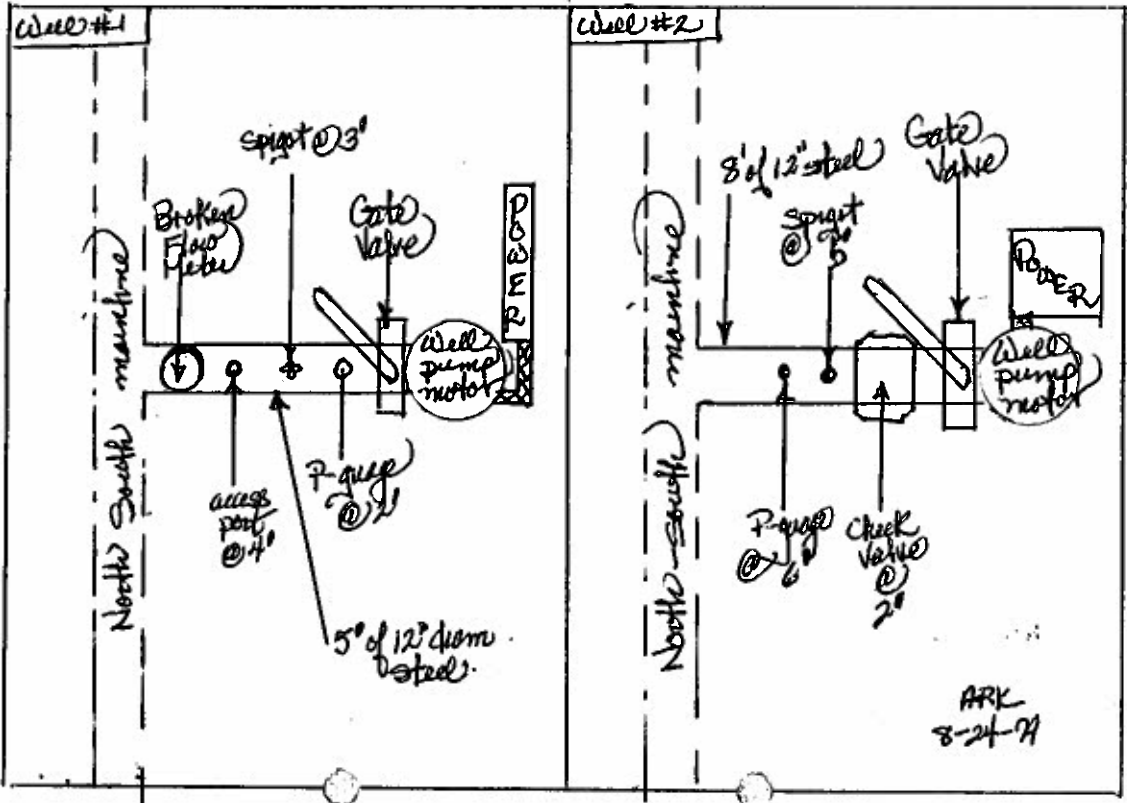


Diagram of System



DATE OF EXAM 5-30-79

ACREAGE 708 — same 2 wells irrigate 350 acres  
 Found 358 acres  
 Recommended 358 acres ✓ under permit 35-7196

Irrigation Requirement 3.5 Ac Ft/Ac

USE  
 Irrigation Q = 7.16 c.f.s. V = 1253 AF/Ann. from April 1 to Oct 31  
 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 X

Name source: n/a  
 twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 County \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no X

Name source exchanged with: n/a  
 twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 County \_\_\_\_\_

Point of injection: n/a  
 twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 County \_\_\_\_\_

Point of exchange: n/a  
 twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 County \_\_\_\_\_

Total Q measured 13.33 cfs ED- Annular 2000  
 Method of measurement ED- Intra meter

Total Q recommended 7.16 cfs Meter No. 21006456 Type Edger Condition slt

Total V recommended 1253 AF/yr

Recommended Amendments:  
Should be well #1 - NE 1/4 NE 1/4 Sec 28 Twp 75 R 30E B.M. county of Deuel  
well #2 - NE 1/4 SE 1/4 Sec 28 Twp 75 R 30E B.M. county of power  
 Place of Use \_\_\_\_\_  
 Other \_\_\_\_\_  
 None \_\_\_\_\_

MEASUREMENT CALCULATION:  
 NESE well #1 - 80 meter - 1 annular - measured 14 in. of H<sub>2</sub>O - 12" I.D. = \_\_\_\_\_  

$$Q = \frac{\pi \times (I.D.)^2 \times (3.14) \times (14 \text{ in. of } H_2O)}{4 \times 1000} = \frac{(14)^2 \times (3.14) \times (14)}{4 \times 1000} = 3675.67 \times 48.8 = 177,282.8$$
  
 NESE well #2 - measured 1,600 gal in 26 sec. = 2308 gpm (Total #1 & #2)  

$$2308 \text{ gpm} \div 48.8 \text{ gpm/ft} = 47.3 \text{ ft} \times 1.33 \text{ cfs capacity}$$
  

$$V = 358 \times 3.5 \text{ AF/acre} = 1253 \text{ AF/yr} < 7.16 \text{ cfs} \times 1.985 \text{ AF/day} \times 273 \text{ days} = 3825 \text{ AF/yr}$$

SYSTEM DESCRIPTION:  
 well #1 - Groundwater is diverted by a 300H.P. General Electric hi-clad induction motor  
 m/n - 5K1287KH16B, S/n - GMT 728125 and by a Berkeley vertical turbine pump  
 m/n - 111342, Well #2 - Groundwater is diverted by a 300H.P. U.S. Motors "Hellschaft"  
 pump motor, I.D.# C2928-01-172-L 82-00733 and by a Berkeley vertical  
 turbine pump S/n - 7220024. Acreage irrigated by 18 - 1/4 mi wheel line sprinklers.

REMARKS:  
See also 35-7196 - same 2 wells irrigate different lands.

System shown and described by Tony Newman.

Examiner's Signature Anthony R. Kozlowski Date 8-24-79

Checked by John D. Carver Date 3/28/80

Approved by Rolyn Date 3/6/81

In practice well #1 irrigates NE 1/4 Sec 28 & NW 1/4 of Sec 27 Sec 35-7196  
and well #2 irrigates the remainder of the lands under  
the 2 permits.  
Overlap review on back

# Overlap review for 35-7163

35-7196 Same P/O

P/O 350 acres in different tracts

$$\frac{7.00 \text{ cfs}}{350 \text{ ac}} = .02 \text{ cfs}$$

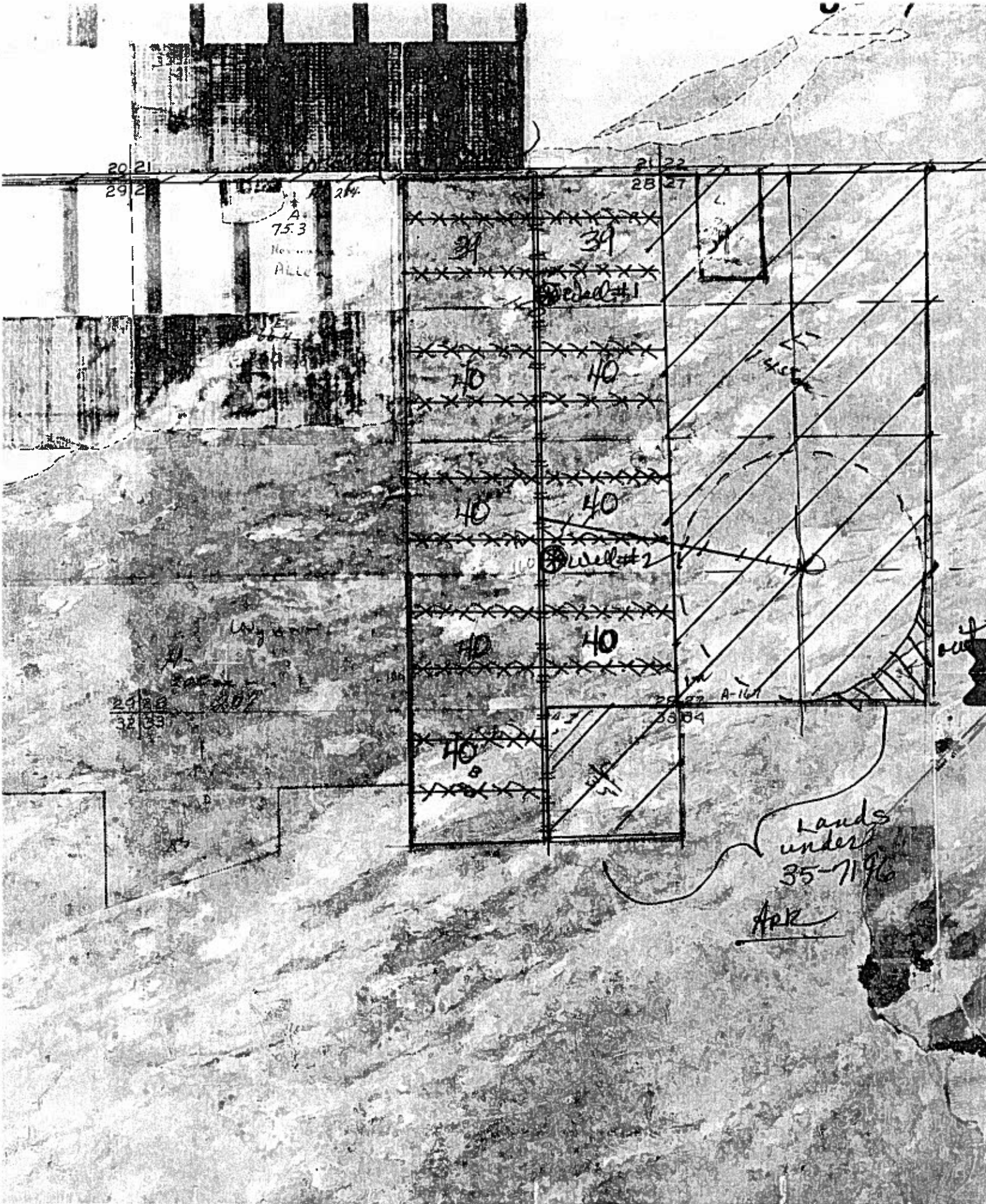
35-7196 7.00 cfs

35-7163 7.16 cfs

14.16

Limit both rights to the Zwell system capacity  
~~At 35/1~~

South Well  
 Motor - 1" x 1/2" Mo 6445-66  
 Motor - 45 Motors 300 HP set " 02928-01-1721 82-00733  
 " P.O. - Behrke 11 722 00226





State of Idaho  
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS  
GOVERNOR  
R. KEITH HIGGINSON  
DIRECTOR

April 13, 1990

Mr. Albert Wada  
131 N. Oak  
Blackfoot, Idaho 83221

RECEIVED

APR 27 1990

Department of Water Resources  
Eastern District Office

Re: Adjudication notices A35-07163 & A35-07196.

Dear Mr. Wada:

The Idaho Department of Water Resources (IDWR) is returning your Notice(s) of Claim to a Water Right because of insufficient fees. Your check no. 2453 in the amount of \$708.00 is also enclosed. All fees must be submitted before the IDWR can process the Notice(s).

The filing fee for your notices is calculated as follows:

|                                       |            |
|---------------------------------------|------------|
| Two irrigation notices @ \$50.00 each | = \$100.00 |
| 708 acres claimed @ \$1.00/acre       | = \$708.00 |
| TOTAL DUE                             | = \$808.00 |

Please return the Notice(s) and filing fee(s) to the IDWR within 30 days of the date of this letter to avoid any late filing charges.

If you have any questions, please feel free to call the IDWR at (208) 525-7161.

Respectfully submitted,

Ernest Carlsen  
Water Rights Supervisor, Adjudications

Enclosures

350  
335  
15

MICROFILMED

DEC 10 1992

OUT