

November 20, 1998

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 35-13086

EUGENE M HIGGINS
1297 W HOFF RD
BLACKFOOT ID 83221

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:

X I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12-10-98 SIGNATURE: Eugene M. Higgins
Please print your name: Eugene M. Higgins

AJ0749NP
No. R35-13086

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

DATE: 10/21/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	OVERSION RATE	OVERSION VOLUME
C	EUGENE M HIGGINS	04/11/1948	IRRIGATION	04-01 10-31	2.36 CFS	468.00 AFA
TOTAL OVERSION:					2.36 CFS	468.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Oiversion:

T03S R33E S01

N4N4N4

BINGHAM County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: SUM
03S 33E 1	: 02-40	: 03-40	: 04-37	:	: 117.0
TOTAL ACRES					117.0

POU County: BINGHAM

Other Rights: ABERDEEN SPRINGFIELD CANAL COMPANY

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

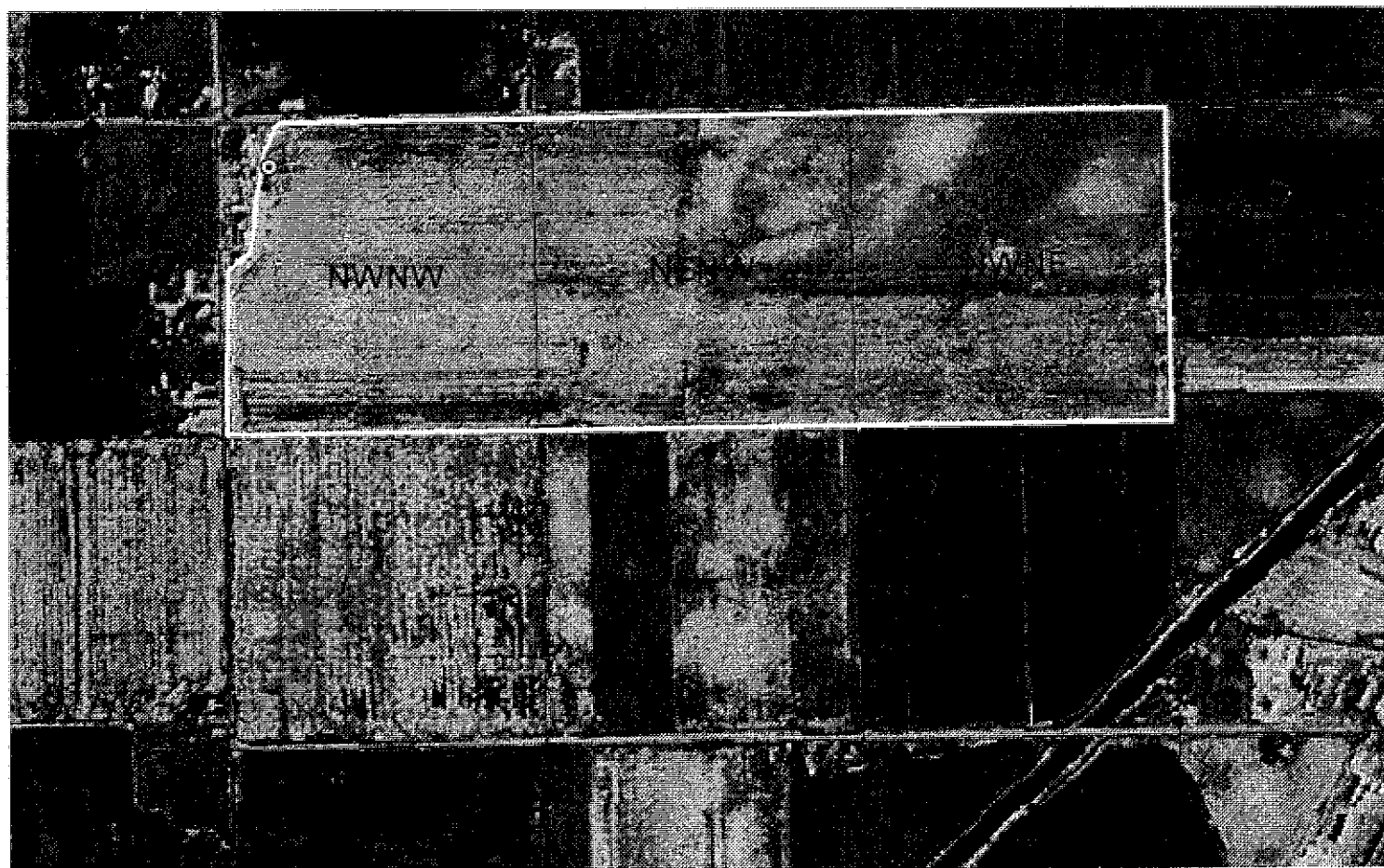
Water District Number:

Field Inspection Flag:
Presumption Flag:

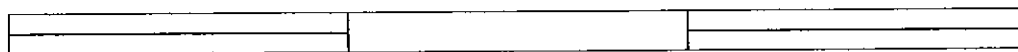
*This claim was recommended and
A35-02113 was not recommended*

IDAHO DEPARTMENT OF WATER RESOURCES

EUGENE HIGGINS **Water Right No(s).** **35-13086**

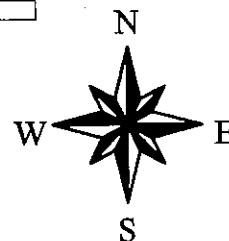


0 1320 2640 3960 Feet



Point of Diversion
Location

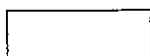
Township(s) 03S, Range(s) 33E
Section(s) 01



Place of Use
Boundary



Section Lines



Quarter/Quarter Lines

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: Greg Taylor
Date: August 4, 1998

LAST: HIGGINS
ADDRESS: 1297 W HOGG RD
CITY: BLACKFOOT
PHONE NUMBER: 208-684-4271
OWNER CODE: C
FIRST: EUGENE M
STATE: ID ZIP: 83221

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
DATABASE
FIELD EXAMINER
Y() N()

CLAIM REMARKS: THIS BENEFICIAL USE CLAIM FILED TO RETAIN A PRIORITY DATE OF
APRIL 11, 1948, BASED ON LICENSE A35-02113

FIELD EXAMINATION INFORMATION

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

This claim is disallowed because of "NO LAWFUL APPROPRIATION FOUND"
See page 2 for explanation and reasons the claim is disallowed.

A. AJ CLAIM: # A35-13086 PRIORITY DATE: 04-11-1948 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

FIELD EXAM COMPLETED

FIELD EXAM SENT TO STATE OFFICE

LICENSE ISSUED

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED?

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

NOTES:

Mr. Higgins is claiming a priority date 7 months prior to the priority date for license # 35-02113.

In the license file found on Microfiche is a letter from J.H. Anderson dated 11/1/1948 stating that he is submitting an app. To drill well and appropriate water in the name of Higgins. There are also several affidavits dated April 7th 1951 and Feb. 22, 1951 (including two (2) from Arthur E. Higgins) that the "irrigation works were completed in April 1950".

BLANK STAGE - I STATUS

RECOMMENDED PRIORITY DATE:

REVIEWED BY

DATE 4/10/95

A. CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	POD	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A35-13086	03S	33E	1					NW	NW	BINGHAM	

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
A35-02113
A35-10310

R PREFIX
R35-02113
R35-10310

WR RECORDS IN SAME 40 ACRE TRACT

35-02113

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A ☒ Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM)

AJ FIELD EXAM (DATE OF FIELD EXAM) NAME OF EXAMINER

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()
DOF ()

TIME	REG	SEC	L/4	1/4	1/4	1/4	LOI	FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
035	33E	1		NW	NW				BENHAM		

SOURCE:

11

REVIEWED BY:

DATE

SYSTEM DESCRIPTION: DESCRIBED BELOW (____), SEE LICENSE FILE (____), OR SEE ATTACHMENT (____)

A. RDBT WATER RIGHT NUMBERS: A35-13086

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	#/ACRES	#/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
03S	33E	1	NW	NE		HIGGINS, EUGENE M	A35-13086 / 739.0	-	/		
			NW	NE		LING, ROGER D.	A01-0002370 / 40.0	-	/		
			NW	NE		LING, ROGER D.	A01-0029720 / 40.0	-	/		
			NW	NE		LING, ROGER D.	A35-0254370 / 40.0	-	/		
			NW	NE		ABERDEEN SPRINGFIELD CANAL CD.	A35-0424620 / 40.0	-	/		
			NW	NE		LING, ROGER D.	A01-0206460 / 40.0	-	/		
			NW	NE		LING, ROGER D.	A01-0206860 / 40.0	-	/		
			NW	NE		LING, ROGER D.	A01-0206860 / 40.0	-	/		
			NW	NE		HIGGINS, EUGENE M	A35-02113 / 39.0	35-02113	/ 39.0		
			NW	NE		LING, ROGER D	R35-0254320 /	-	/		
			NW	NE		LING, ROGER D	R35-0424620 /	-	/		
			NW	NE		HIGGINS, EUGENE M	K35-02113 / 39.0	-	/		
03S	33E	1	NE	NW		HIGGINS, EUGENE M	A35-13086 / 739.0	-	/		
			NE	NW		HIGGINS, EUGENE M	A35-02113 / 39.0	35-02113	/ 39.0		
			NE	NW		HIGGINS, EUGENE M	K35-02113 / 39.0	-	/		
03S	33E	1	NW	NW		HIGGINS, EUGENE M	A35-13086 / 740.0	-	/		
			NW	NW		HIGGINS, EUGENE M	A35-10310 /	-	/		
			NW	NW		HIGGINS, EUGENE M	A35-02113 / 40.0	35-02113	/ 40.0		
			NW	NW		HIGGINS, EUGENE M	K35-10310 /	-	/		
			NW	NW		HIGGINS, EUGENE M	K35-02113 / 37.0	-	/		

ADDITIONAL POU FOUND

TOTAL ACRES A35-13086

118.00

POU COUNTY: BINGHAM

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV.	RATE	RATE/ACRE	DIV.	VOL.	DIV.
A35-13086	GROUNDWATER	HIGGINS, EUGENE M		2.360	0.020			
A01-0002320	SNAKE RIVER	LING, ROGER D.		1250.000	0.035			
A01-0029720	SNAKE RIVER	LING, ROGER D.		230.000	0.006			
A01-0206460	SNAKE RIVER	LING, ROGER D.				5/133.00		1.61
A01-0206860	SNAKE RIVER	LING, ROGER D.				129940.00		3.66
A01-0206860	SNAKE RIVER	LING, ROGER D.				22860.00		0.64
R35-02113	GROUNDWATER	HIGGINS, EUGENE M		2.360	0.020	460.00		4.00
A35-02113	GROUNDWATER	HIGGINS, EUGENE M		2.360	0.020			
R35-0254320	GROUNDWATER	LING, ROGER D		6.000				
A35-0254320	GROUNDWATER	LING, ROGER D		6.000				
R35-0424620	GROUNDWATER	LING, ROGER D		2.440				
A35-0424620	GROUNDWATER	ABERDEEN SPRINGFIELD CANAL CO.		2.440				

LIST OF ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION:

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-10310	DOMESTIC	HIGGINS, EUGENE M.	FROM 01-01 TO 12-31	.040 CFS	
R35-10310	DOMESTIC	HIGGINS, EUGENE M.	FROM 01-01 TO 12-31	.040 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: ABERDEEN SPRINGFIELD CANAL COMPANY

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

CHECK DOCUMENTS USED TO VERIFY FOU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;
() NAIP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES: _____

RECOMMENDATIONS:

TOTAL ACRES: _____ N/A (✓)

REVIEWED BY: _____ DATE: _____

A. CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A35-13086 IRRIGATION	FROM 04-01 TO 11-01	2.360 CFS	
TOTAL DIVERSION RATE/VOLUME		2.360 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
----------------	---------------------------	------------------------	------------------------

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 2.360 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

- A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()
- B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()
- * ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.
- C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()
- * IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.
- D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

E. MEASUREMENT METHOD _____ FLOW MEASUREMENT _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE _____ K RATE/VOLUME CALCULATIONS: (IRRIGATION) 1b. CALCULATIONS
ACRES _____ * 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()
IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION CONSUMPTIVE USE
CLAIMED CONSUMPTIVE USE = 354.0 AF/A

ACRES _____ * CONSUMPTIVE VOL. AF/A FOR AREA _____ =
TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME
CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ * DIVERSION VOL. AF/A FOR AREA _____ =
TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES:

[illegible]

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

PURPOSE OF USE

REC. PERIOD
FROM TO

REC. RATE
D1V CFS

REC. VOL.
D1V AF/A

REC. USE
CUNS.

IRRIGATION

04-01 11-01

DATABASE RATE
2.360 EXAMINER

DATABASE VOL.
EXAMINER

DATABASE USE
354.0 EXAMINER

TOTAL FOR THIS RIGHT

N/A

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: *AA*

DATE: 4-10-95

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE): P01

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

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: 35-13086

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

TOTAL CFS

2.360

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 DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE
N

FIELD
EXAMINER
Y () N ()

NOTES:

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE:

TITLE:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:37:12
10/24/94
13
CLAIM NUMBER: A35-13086

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	ELEMENT DOCUMENTED WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y							
POINT OF DIO	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIO AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

COPY INCLUDED
IN FILE?

() ORTHOPHOTOQUAD	DATE OF PHOTO	_____	IDWR ID NO.	_____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED	_____	IDWR ID NO.	_____	Y() N()
() NAPP	DATE OF PHOTO	_____	IDWR ID NO.	_____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO	_____			Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO	_____			Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO	_____			Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY	_____			Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED	_____			Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP	_____			Y() N()
() OTHER	DATE	_____			Y() N()
() OTHER	DATE	_____			Y() N()
() OTHER	DATE	_____			Y() N()
=====					
LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES		
() LICENSING FIELD EXAM	DATE OF FIELD EXAM	_____			
() WATER RIGHT LICENSE	DATE LICENSE SIGNED	_____			
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED	_____			
() SYSTEM DESCRIPTION	DATE DRAWN	_____			
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN	_____			
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED	_____			
() HURDLE ANALYSIS	DATE ANALYSIS COMPLETED	_____			
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED	_____			
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED	_____			
() OTHER <i>Attachment 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000</i>					
() OTHER	DATE	1951			

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: A35-13086
Date Received: 10/20/1994
Receipt No: E020417
Received By: _____

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

1. Name: EUGENE M HIGGINS 208-684-4271
Address: 1297 W HOGG RD
BLACKFOOT ID 83221

2. Date of Priority: APR 11, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03S	33E	1	NW	NW	NW		BINGHAM

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.360		

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

8. Total consumptive use is 354.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03S	33E	1	NW	NE		IRR	39.0
			NE	NW		IRR	39.0
			NW	NW		IRR	40.0

NOV 15 1996

A3513086

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
----------	-------	---------	------------	-----	-----	-------

Section Acres 118.0

Total Acres 118.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

ABERDEEN SPRINGFIELD CANAL COMPANY

14. Remarks:

THIS BENEFICIAL USE CLAIM FILED TO RETAIN A PRIORITY DATE OF
APRIL 11, 1948, BASED ON LICENSE A35-02113

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments:

For Individuals:

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

Signature of Claimant(s): Eileen M. Harris Date: 10-20-94

Date: _____

100-37462-1

NOV 15 1956

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 20 day
of October 19 94

Betty J. Thompson
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC

RESIDING AT IDAHO FALLS, IDAHO
My Commission, Expires MY COMMISSION EXPIRES: 7-05-2000

STATE OF IDAHO)

County of Clearwater)

) ss.

AFFIDAVIT OF GARY R. HIGGINS

Gary R. Higgins, upon his oath deposes and says:

1. That I know of the irrigation well belonging to Eugene M. Higgins of 1297 West, Hoff Rd., Blackfoot, Idaho 83221, and located approximately 75 yards due south of his dwelling at the above address.
2. I resided in that same dwelling at the time that well was being drilled and from time to time I observed the progress of the drilling of that well in the spring of 1948.
3. I was personally present the day water was first pumped from that well in the spring of 1948.
4. That well was caused to be drilled by my father, Arthur Eugene Higgins because we often had difficulty getting a constant, reliable stream of irrigation water from his water rights in the Rockford Canal as our farm was the last to be watered from the section of that canal we were on and any leakage or disruption upstream from us on that system caused us to be short of water flow.
5. I assisted my father and family irrigate from that well for that 1948 irrigation season and each succeeding irrigation season until I moved from home in 1959.

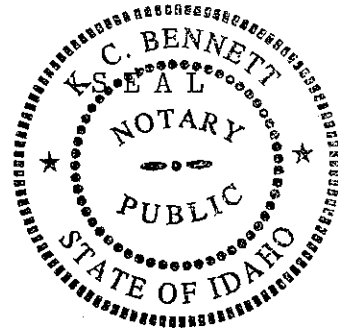
Gary R. Higgins
Gary R. Higgins, Affiant

SUBSCRIBED AND SWORN (or affirmed) to before me this 13 day of October 1994.

K.C. Bennett
Notary Public for Idaho

Residing at CROFEND

My Commission Expires 7-98



MICROFILMED

NOV 15 1996

Copy attached to 35-02213

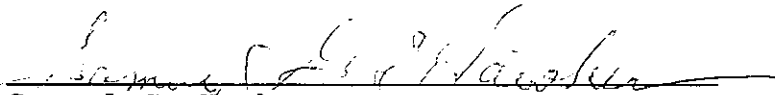
I Samuel G. Hawker declare that the irrigation well on the Arthur Higgins farm, now owned by Eugene Higgins, T3S R33E Sec 01 Lots 2,3,4, was used for irrigation for the 1948 growing season.

I know this because I helped him start the pump in the spring and do the irrigation for the 1948 crop.

The reason I know the year for sure, is that it was the last year that I lived in Blackfoot, working as Deputy Sheriff, which gave me the opportunity to help evenings and on my days off. Because of the change in the source of the water supply on the farm, Art needed extra help to keep the ditches from washing out, and I was there at every opportunity.

In November of 1948, Everett Goodwin was elected sheriff, and I found a job in Pocatello. The new job eliminated my opportunities to help on the farm, as I had done in 1948.

Also, shortly after moving, to Pocatello, my first son was born, Dec. 13, 1948, during a bad blizzard (48-49 winter).


Samuel G. Hawker


Witness

Witness