

Stage: BENEFICIAL USE

BINGHAM County

5

267.0

- RIGHT.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF

AJ0749NP
NO. R35-13228

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

DATE: 07/28/98
PAGE: 2

Remarks: DIVERSIONS DESCRIBED ABOVE: 35-11038, 35-0794, 35-02730
THIS RIGHT IS FOR AN ENLARGEMENT OF 32.6 ACRES WITHIN THE
PLACE OF USE DESCRIBED FOR THIS RIGHT.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-13228

07:55:12
07/28/98

LAST: HEATH
ADDRESS: 731 S 1500 W
CITY: PINGREE
PHONE NUMBER: 208-684-4730
STATE: ID ZIP: 83262

OWNER CODE: C

FIRST: AFTON M
LAST: HEATH
ADDRESS: 731 S 1500 W
CITY: PINGREE
PHONE NUMBER: 208-684-4730
STATE: ID ZIP: 83262

OWNER CODE: C

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

CLAIM REMARKS: QNT
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.44 CFS, A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1068 AF.
COMBINED RIGHT NOS.: 35-11038, 35-07994, 35-02730

POU1
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 267 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-11038, 35-07994,
35-02730

GEN
THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT
NO. 35-02730, 35-07994, 35-11038 PURSUANT TO SECTION 42-1426,
IDAHO CODE.

EXP
THE FOLLOWING RIGHTS ARE ALSO OVERTED THROUGH POINTS OF
DIVERSIONS DESCRIBED ABOVE: 35-11038, 35-07994, 35-2730
THIS RIGHT IS FOR AN ENLARGEMENT OF 32.6 ACRES WITHIN THE
PLACE OF USE DESCRIBED FOR THIS RIGHT.

CONTACT PERSON: _____
DATE OF FIELD EXAM: 7/27/98 APPOINTMENT MADE: Y() N(X)
ACCOMPANIED BY: _____
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / NOTES: _____

PHONE NUMBER: () - -
TIME: : A() P()
PHONE NUMBER: () - -

Final Review

A. AJ CLAIM: # A35-13228 PRIORITY DATE: 04-01-1981 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:

App photo - Enlargement claim

are in place 1987

RECOMMENDED PRIORITY DATE:

4-01-1987

REVIEWED BY

DC

DATE

7/28/88

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TRP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A35-13228	04S 33E	10	SE	SW	NW			BINGHAM		
A35-13228	04S 33E	10	SW	SE	NW			BINGHAM		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX	WR RECORDS IN SAME 40 ACRE TRACT
A35-02730	35-11039	35-02596
A35-07994	35-11040	35-02730
A35-11038	R35-02730	35-07994
A35-11039	R35-07994	35-09063
A35-11040	R35-11038	35-09064

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)

7/98

NAME OF EXAMINER

DE

Y() N()

AJ FIELD EXAM

(DATE OF FIELD EXAM)

7/98

NAME OF EXAMINER

DE

Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

A. ROOT WATER RIGHT NUMBERS: A35-13228

B. POU LISTING

TRP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	NR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECON. ACRES
04S	33E	10	NE	NW		HEATH, AFTON M	A35-13228 / 39.0	-	/		43.0
			NE	NW		HALE, ALDEN C	A35-11693 /	-	/		
			NE	NW		HEATH, AFTON M	A35-02730 / 35.0	35-02730 / 35.0	/		
			NE	NW		HEATH, CLEM J	A35-07994 / 35.0	35-07994 / 35.0	/		
			NE	NW		HEATH, CLEM J	A35-11038 / 35.0	-	/		
			NE	NW		HEATH, AFTON M	A35-02730 / 35.0	-	/		
			NE	NW		HEATH, CLEM J	R35-07994 / 35.0	-	/		
			NE	NW		HEATH, CLEM J	R35-11038 / 35.0	-	/		
			NE	NW		HEATH, AFTON M	35-02596 / 35.0	35-02596 / 35.0	/		
			NE	NW		HEATH, CLEM J	35-09063 / 4.0	-	/		

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04S	33E	10	SW	NW		HEATH, AFTON M	A35-13228 / 34.0	-	/		40.0
			SW	NW		HEATH, CLEM J	A35-11040 /	-	/		
			SW	NW		LING, ROGER D	A01-0029720 / 39.0	-	/		
			SW	NW		HEATH, AFTON M	A35-02730 / 25.4	35-02730 / 25.4	/		
			SW	NW		HEATH, CLEM J	A35-07994 / 25.4	35-07994 / 25.4	/		
			SW	NW		HEATH, CLEM J	A35-11038 / 25.4	-	/		
			SW	NW		LING, ROGER D	A01-0002320 / 39.0	-	/		
			SW	NW		LING, ROGER D	A35-0254320 / 39.0	-	/		
			SW	NW		ABERDEEN SPRINGFIELD CANAL CO	A35-0424620 / 39.0	-	/		
			SW	NW		LING, ROGER D	A01-0206460 / 39.0	-	/		
			SW	NW		LING, ROGER D	A01-0206860 / 39.0	-	/		
			SW	NW		LING, ROGER D	A01-0206860 / 39.0	-	/		
			SW	NW		HEATH, AFTON M	R35-02730 / 25.4	-	/		
			SW	NW		HEATH, CLEM J	R35-07994 / 25.4	-	/		
			SW	NW		HEATH, CLEM J	R35-11038 / 25.4	-	/		
			SW	NW		LING, ROGER D	R35-0254320 /	-	/		
			SW	NW		LING, ROGER D	R35-0424620 /	-	/		
			SW	NW		HEATH, CLEM J	35-11040 /	-	/		
			SW	NW		HEATH, AFTON M	35-02596 / 25.4	35-02596 / 25.4	/		
			SW	NW		HEATH, CLEM J	35-09064 / 8.0	-	/		

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04S	33E	10	SE	NW		HEATH, AFTON M	A35-13228 / 38.0	-	/		41.0
			SE	NW		HEATH, CLEM J	A35-11039 /	-	/		
			SE	NW		HEATH, AFTON M	A35-02730 / 35.0	35-02730 / 35.0	/		
			SE	NW		HEATH, CLEM J	A35-07994 / 35.0	35-07994 / 35.0	/		
			SE	NW		HEATH, CLEM J	A35-11038 / 35.0	-	/		
			SE	NW		HEATH, AFTON M	R35-02730 / 35.0	-	/		
			SE	NW		HEATH, CLEM J	R35-07994 / 35.0	-	/		
			SE	NW		HEATH, CLEM J	R35-11038 / 35.0	-	/		
			SE	NW		HEATH, CLEM J	35-11039 /	-	/		
			SE	NW		HEATH, CLEM J	35-09063 / 4.0	35-09063 / 4.0	/		
			SE	NW		HEATH, CLEM J	35-02596 / 35.0	35-02596 / 35.0	/		

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TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	NR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
04S	33E	10	NE	SW	SM	HEATH, AFTON M	A35-13228 / 40.0	-			38.0
			NE	SW	SM	HEATH, AFTON M	A35-02730 / 32.0	35-02730 / 32.0			
			NE	SW	SM	HEATH, CLEM J	A35-07994 / 32.0	35-07994 / 32.0			
			NE	SW	SM	HEATH, CLEM J	A35-11038 / 32.0	-			
			NE	SW	SM	HEATH, AFTON M	R35-02730 / 32.0	-			
			NE	SW	SM	HEATH, CLEM J	R35-07994 / 32.0	-			
			NE	SW	SM	HEATH, AFTON	R35-11038 / 32.0	-			
			NE	SW	SM	HEATH, AFTON	35-02596 / 32.0	35-02596 / 32.0			
			NE	SW	SM	HEATH, CLEM J	35-09063 / 6.0				
04S	33E	10	NE	SW	SM	HEATH, AFTON M	A35-13228 / 39.0	-			38.0
			NE	SW	SM	HEATH, AFTON M	A01-0029720 / 38.0	-			
			NE	SW	SM	HEATH, AFTON M	A35-02730 / 37.0	35-02730 / 37.0			
			NE	SW	SM	HEATH, CLEM J	A35-07994 / 37.0	35-07994 / 37.0			
			NE	SW	SM	HEATH, CLEM J	A35-11038 / 37.0	-			
			NE	SW	SM	HEATH, CLEM J	A01-0002320 / 38.0	-			
			NE	SW	SM	HEATH, CLEM J	A35-0254320 / 38.0	-			
			NE	SW	SM	ABERDEEN SPRINGFIELD CANAL CO	A35-0424620 / 38.0	-			
			NE	SW	SM	HEATH, CLEM J	A01-0206460 / 38.0	-			
			NE	SW	SM	HEATH, CLEM J	A01-0206860 / 38.0	-			
			NE	SW	SM	HEATH, CLEM J	A01-0206860 / 38.0	-			
			NE	SW	SM	HEATH, CLEM J	R35-02730 / 37.0	-			
			NE	SW	SM	HEATH, CLEM J	R35-07994 / 37.0	-			
			NE	SW	SM	HEATH, CLEM J	R35-11038 / 37.0	-			
			NE	SW	SM	HEATH, CLEM J	R35-0254320 / 37.0	-			
			NE	SW	SM	HEATH, CLEM J	R35-0424620 / 37.0	-			
			NE	SW	SM	HEATH, AFTON	35-02596 / 37.0				
04S	33E	10	NE	SW	SM	HEATH, AFTON M	A35-13228 / 38.0	-			41.0
			NE	SW	SM	HEATH, AFTON M	A35-02730 / 38.0	35-02730 / 38.0			
			NE	SW	SM	HEATH, CLEM J	A35-07994 / 38.0	35-07994 / 38.0			
			NE	SW	SM	HEATH, CLEM J	A35-11038 / 38.0	-			
			NE	SW	SM	HEATH, AFTON M	R35-02730 / 38.0	-			
			NE	SW	SM	HEATH, CLEM J	R35-07994 / 38.0	-			
			NE	SW	SM	HEATH, CLEM J	R35-11038 / 38.0	-			
			NE	SW	SM	HEATH, AFTON	35-02596 / 38.0				
04S	33E	10	NE	SW	SM	HEATH, AFTON M	A35-13228 / 39.0	-			38.0
			NE	SW	SM	HEATH, AFTON M	A35-02730 / 32.0	35-02730 / 32.0			
			NE	SW	SM	HEATH, CLEM J	A35-07994 / 32.0	35-07994 / 32.0			
			NE	SW	SM	HEATH, CLEM J	A35-11038 / 32.0	-			
			NE	SW	SM	HEATH, AFTON M	R35-02730 / 32.0	-			
			NE	SW	SM	HEATH, CLEM J	R35-07994 / 32.0	-			
			NE	SW	SM	HEATH, CLEM J	R35-11038 / 32.0	-			
			NE	SW	SM	HEATH, AFTON	35-02596 / 32.0				

ADDITIONAL POU FOUND

TOTAL ACRES A35-13228

267.00

279.00

39

38

39

40

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

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

Y() N(X)

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-13228	GROUNDWATER	HEATH, AFTON M	0.420	0.001		
A01-0002320	SNAKE RIVER	LING, ROGER D	1250.000	0.035		
A01-0029720	SNAKE RIVER	LING, ROGER O	230.000	0.006		
A01-0206460	SNAKE RIVER	LING, ROGER D			57133.00	1.61
A01-0206860	SNAKE RIVER	LING, ROGER O			129940.00	3.66
A01-0206880	SNAKE RIVER	LING, ROGER D			22860.00	0.64
A35-0254320	GROUNDWATER	LING, ROGER D	6.000			
R35-0254320	GROUNDWATER	LING, ROGER D	6.000			
R35-02730	GROUNDWATER	HEATH, AFTON M	2.600	0.011		
A35-02730	GROUNDWATER	HEATH, AFTON M	2.600	0.011		
R35-0424620	GROUNDWATER	LING, ROGER O	2.440			
A35-0424620	GROUNDWATER	ABERDEEN SPRINGFIELD CANAL CO	0.400	0.001		
R35-07994	GROUNDWATER	HEATH, CLEM J	0.400	0.001		
A35-07994	GROUNDWATER	HEATH, CLEM J	0.520	0.002		
A35-11038	GROUNDWATER	HEATH, CLEM J	0.520	0.002		
R35-11038	GROUNDWATER	HEATH, CLEM J				

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-11693	DOMESTIC	HALE, ALDEN C	FROM 01-01 TO 12-31	0.080 CFS	
A35-11693	STOCKWATER	HALE, ALDEN C	FROM 01-01 TO 12-31	0.070 CFS	
A35-11040	DOMESTIC	HEATH, CLEM J	FROM 01-01 TO 12-31	0.040 CFS	
A35-11040	STOCKWATER	HEATH, CLEM J	FROM 01-01 TO 12-31	0.030 CFS	
35-11040	DOMESTIC	HEATH, CLEM J	FROM 01-01 TO 12-31	0.040 CFS	
35-11040	STOCKWATER	HEATH, CLEM J	FROM 01-01 TO 12-31	0.030 CFS	
A35-11039	DOMESTIC	HEATH, CLEM J	FROM 01-01 TO 12-31	0.040 CFS	
A35-11039	STOCKWATER	HEATH, CLEM J	FROM 01-01 TO 12-31	0.030 CFS	
35-11039	DOMESTIC	HEATH, CLEM J	FROM 01-01 TO 12-31	0.040 CFS	
35-11039	STOCKWATER	HEATH, CLEM J	FROM 01-01 TO 12-31	0.030 CFS	

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

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: 35-07994, 35-11038, 35-2730 ABERDEEN SPRINGFIELD CANAL

- E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?
N/A() Y() N(~~X~~)
- * 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(~~X~~) N()
- G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?
Y(~~X~~) 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(~~X~~)

CHECK DOCUMENTS USED TO VERIFY POU:

☒ ORTHOPHOTOQUAD, IDNR NO. _____; () TOPOGRAPHIC QUAD, IDNR NO. _____;
☒ NAPP, IDNR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES:

615 - 267 ACRES

This is an enlargement claim

267

234.4

32.6 acres

CONSISTENT WITH 35-02730, 7994, 11038

RECOMMENDATIONS:

TOTAL ACRES:

267

N/A ()

REVIEWED BY:

DC

DATE:

7/28/98

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A35-13228 IRRIGATION	FROM 04-01 TO 10-31	0.420 CFS	
TOTAL DIVERSION RATE/VOLUME		0.420 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 (X) 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 (X) N ()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y (X) N ()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

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

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A (X) 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 (X) N ()

NOTES:

$$\begin{array}{l} \text{CF5} \\ \text{EVALUATION} \end{array} = \frac{3.44 \text{ CF5}}{267 \text{ AC}} (32.6) = 0.42$$

AJ CLAIM TOTAL DIVERSION RATE: 0.420 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

- A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?
B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE?

* 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?

* 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?

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

1b. CALCULATIONS

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 DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES 267 x DIVERSION VOL. AF/A FOR AREA 4 = _____

TOTAL DIVERSION VOLUME 1068 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ = _____

TOTAL CONSUMPTIVE USE _____ AF/A

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

N/A() Y() N()
N/A() Y() N()

Y() N()

Y() N()

NOTES:

[illegible]

**REC. CONS.
USE**

DATABASE EXAMINER
0.0

1

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

DATE: 7/98

C11-ExhA segment

Combined with 35-2730, 7994

-11038

COA -
EXD -

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: 35-13228

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A35-13228	0.420	-	-	-	-
TOTAL CFS		0.420				

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 ()?

FIELD
EXAMINER
Y () N ()

NOTES:

AUTHENTICATION:
SIGNATURE: [Signature] DATE: 7/28/98
NAME OF FIELD EXAMINER: DAVE CRISOR TITLE: WR

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()
☐ MAPP	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		
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED		
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED		
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED		
☐ OTHER	DATE		
☐ OTHER	DATE		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A35-13228

07:55:12
07/28/98

MR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y	Dec 7	7/98	Yes				
POINT OF DIV	Y			No				
SOURCE	Y			No				
PLACE OF USE	Y			No				
DIV. AMOUNT CFS/VOLUME	Y			No				
CONSUMPTIVE USE	-			No				
PURPOSES OF USE	Y			No				
PERIOD OF USE	Y			No				
BASIS OF CLAIM	Y			No				
REMARKS	Y			No				

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:07:17
07/28/98
19

CLAIM NUMBER: A35-13228

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	AFTON M HEATH C CLEM J HEATH	04/01/1981	IRRIGATION	04-01 10-31	0.42 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04S R33E S10

SESNW

SUSENW

BINGHAM County

Place of use Legal Description for: IRRIGATION

NE NW SW SE											
T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	SUM
04S	33E	10	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: SUM
			: 39	: 34	: 38	: 40	: 39	: 38	: 39	: 39	: 267.0
											TOTAL ACRES
											: 267.0

POU County: BINGHAM

Other Rights: 35-07994, 35-11038, 35-2730 ABERDEEN SPRFLD CANAL

Conditions of Approval:

- E02 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM ABERDEEN SPRINGFIELD CANAL CO.
- C11 - THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED - AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS - BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR - RIGHT.

Remarks: GNT

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.44 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1068 AF.
COMBINED RIGHT NOS.: 35-11038, 35-07994, 35-02730

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 267 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-11038, 35-07994, 35-02730

GEN THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-02730, 35-07994, 35-11038 PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF DIVERSIONS DESCRIBED ABOVE: 35-11038, 35-07994, 35-2730

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:07:17
07/28/98
20
CLAIM NUMBER: A35-13228

Remarks: THIS RIGHT IS FOR AN ENLARGEMENT OF 32.6 ACRES WITHIN THE
PLACE OF USE DESCRIBED FOR THIS RIGHT.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

#50
ACRES → 3
#53

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: A35-13228
Date Received: 5/10/1989
Receipt No: E024294
Received By: DC

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

1. Name: AFTON M HEATH 208-684-4730
Address: 731 S 1500 W
PINGREE ID 83262

OR

Name: CLEM J HEATH 208-684-4730
Address: 731 S 1500 W
PINGREE ID 83262

2. Date of Priority: APR 1, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	33E	10	SE	SW	NW		BINGHAM
			SW	SE	NW		BINGHAM

5. Description of diverting works:
WELL/75 HP PUMP, 100' DEEP, 8" MAINLINE/ 2ND WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.420		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	33E	10	NE	NW		IRR	39.0
			SW	NW		IRR	34.0
			SE	NW		IRR	38.0
			NE	SW		IRR	40.0
			NW	SW		IRR	39.0
			SW	SW		IRR	38.0
			SE	SW		IRR	39.0
						Section Acres	267.0
						Total Acres	267.0

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:

35-07994, 35-11038, 35-2730 ABERDEEN SPRFLD CANAL

14. Remarks:

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.44 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1068 AF.

COMBINED RIGHT NOS.: 35-11038, 35-07994, 35-02730

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 267 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-11038, 35-07994, 35-02730

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-02730, 35-07994, 35-11038 PURSUANT TO SECTION 42-1426, IDAHO CODE.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF DIVERSIONS DESCRIBED ABOVE: 35-11038, 35-07994, 35-2730

THIS RIGHT IS FOR AN ENLARGEMENT OF 32.6 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.

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):

Clem J. Heath

Date: 7,27,98

Date: _____

State of Idaho)

County of Bingham)

) SS.

Subscribed and sworn (or affirmed) before me this

27 day

of July 19 98

Dana C. [Signature]
Notary Public

Seal

Residing at

Rigby, Id

My Commission Expires

2/26/2002

NOTICE OF ENLARGEMENT OF WATER RIGHT

The following claims to water rights have been filed in the Snake River Basin Adjudication as enlargements to existing water rights under Idaho Code §42-1426. Note that the places of use in Bingham County are shown to the nearest section -- more specific locations are available upon request.

Water Right: 35-04244

NAME & ADDRESS: LARRY D CALDWELL
472 S 1400 W
PINGREE ID 83262

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1979

POINT OF DIVERSION: T03S 33E 27 NWNESE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T03S R33E 27 NESW SESW NESE NWSE
SWSE SESE

This right is for an enlargement of 8.4 acres within the total 158.4 acres recommended.

Water Right: 35-04261

NAME & ADDRESS: DELWYN V & BARBARA ELLIS
904 W 200 N
BLACKFOOT ID 83221

SOURCE: GROUNDWATER

PRIORITY DATE: 05/15/1972

POINT OF DIVERSION: T02S R34E 21 NWNWSE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T02S R34E 21 SWNE NESE NWSE SWSE SESE

This right is for an enlargement of 94 acres within the total 179 acres recommended.

PLACE OF USE: T02S R35E 21 NWNW SWNW

This right is for an enlargement of 4 acres within the total 50 acres recommended.

Water Right: 35-13228

NAME & ADDRESS: AFTON M & CLEM J HEATH
731 S 1500 W
PINGREE ID 83262

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1987

POINT OF DIVERSION: T04S R33E 10 SESWNW
SWSNW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T04S R33E 10 NENW SWNW SENW
NESW NWSW SWSW SESW

This right is for an enlargement of 32.6 acres within the total 267 acres recommended.

Water Right: 35-13231

NAME & ADDRESS: DELOY & VIOLA WARD
1305 S 2ND E
REXBURG ID 83440

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1987

POINT OF DIVERSION: T02S R33E 11 NWSW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T02S R33E 11 NWNW SWNW SENW
NESW NWSW SWSW SESW

This right is for an enlargement of 24 acres within the total 184 acres recommended.

The water rights will be subject to all prior water rights. Those asserting injury from the enlargements may file petitions with the Director, Idaho Department of Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402-3653 on or before May 7, 1999.