

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

T28N R01E S22 NESE

EXPLANATORY MATERIAL: Beneficial Use

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: A79-10115
Date Received: 7/05/1988
Receipt No: MO00274
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WHITEBIRD CEMETERY DISTRICT 208-839-2336
Address: HC-01, BOX 60 B
WHITEBIRD, ID 83554

2. Date of Priority: APR 20, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
28N	01E	22	SE	SE			IDAHO

5. Description of diverting works:
WELL 1, COLLAPSED W/PUMP SET AT 113', 1/2 HP PUMP. SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/01	0.030		

7. Total Quantity Appropriated is:
0.150 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
28N	01E	22	SE	SE		IRR	5.0

Section Acres 5.0

Total Acres 5.0

A79-10115

Page 1

Date: 07/05/88

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AUG 08 1994

State of Idaho)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 5 day

of July 19 88

Seal

John Dale Carlson
Notary Public

Residing at Bainbridge

My Commission Expires 6/4/94

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: 39356

Ident. Number

A79-10115

Date Received

7-5-88

Receipt Number

LW

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

- Name of Claimant (s) Whitebird Cemetery District Phone (208) 839-2336
Mailing Address HC-01, Box 60 B, Whitebird, ID Zip 83554
- Date of Priority (Only one (1) per claim) Apr. 20, 1979
- Source of water supply (a) Well
which is tributary to (b) _____
- a. Location of existing point of diversion is: Township 28N Range 1E Section 22,
_____ 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of IDAHO
Additional points of diversion if any: 2nd well T28N, R1E, Sec 22, SE 1/4, SE 1/4
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
- 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 #1 Collapsed @ Pump set @
113' 1/2 HP Pump
Well #2 - 450' Deep 1 1/2 HP Pump

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Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For 01 purposes from 4-1 to 10-1 amount 0.03 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.15 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ 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	
28N	1E	22																5	5

Total number of acres irrigated 5

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

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: because cs collapsed on 1st well.
2nd well drilled to supplement 1st well. Date of
first usage is the same.
Cemetery owned by county district.

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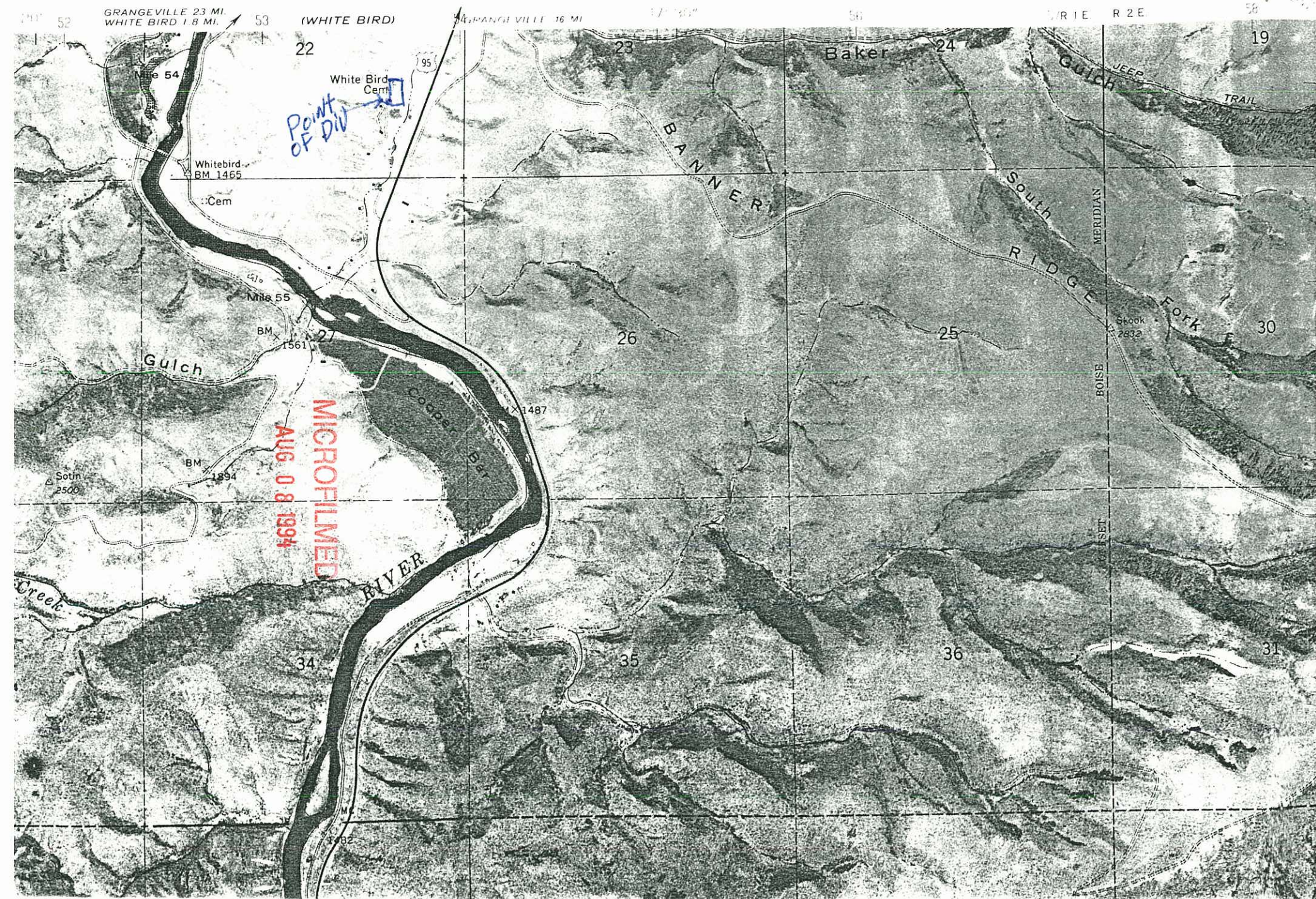
Last Name Whitebird Cemetery Ident No. _____

Copies: White -State, Yellow-Claimant

POOR ORIGINAL

T. 28 N, R 1 E, Sec 22
SE 1/4, SE 1/4

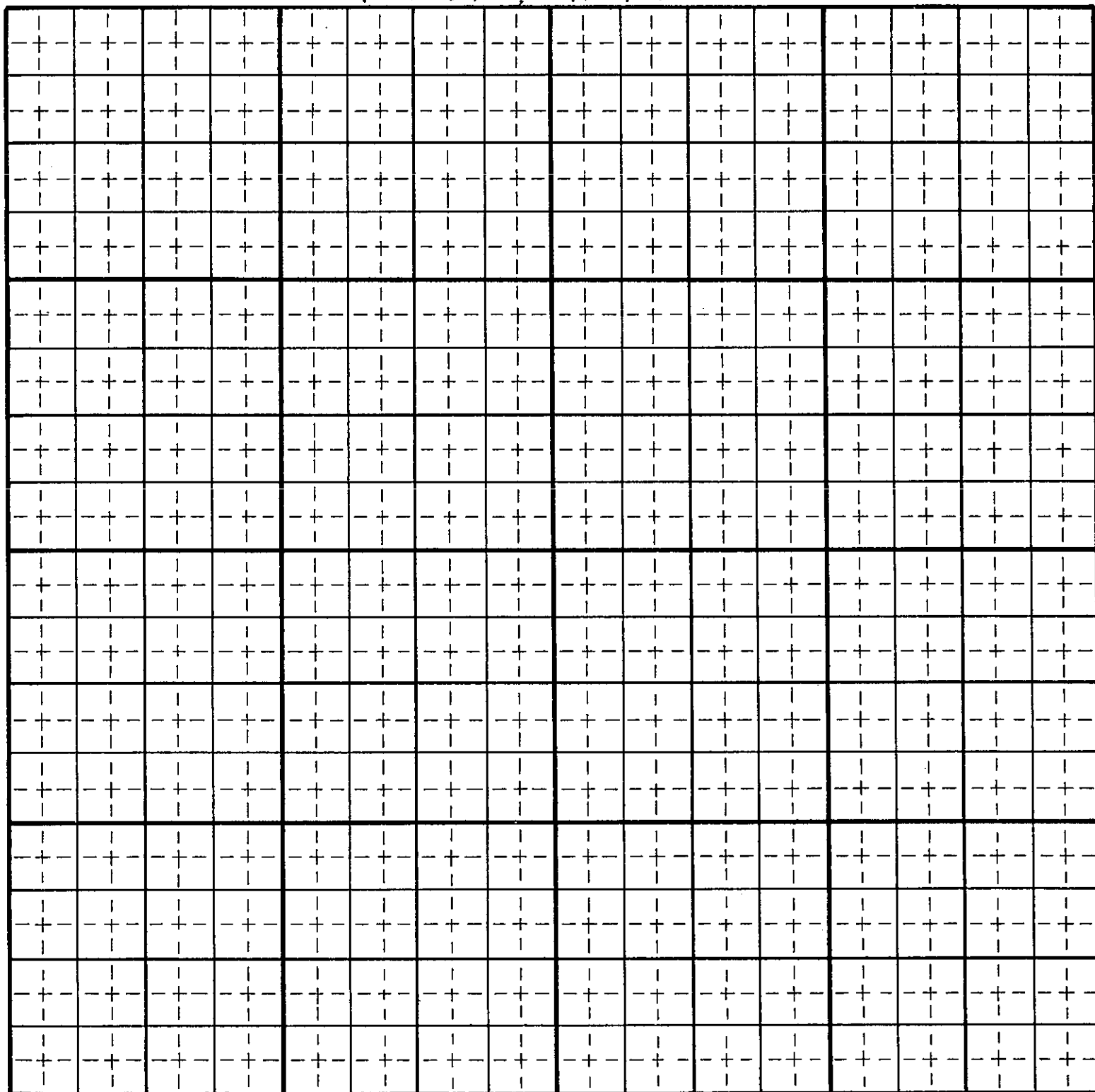
SLATE CREEK QUADRANGLE
IDAHO
7.5 MINUTE SERIES (ORTHO PHOTOQUAD)



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 28 N, R 1 E



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Last Name Whitebird Cemetery 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 _____
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) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____ Organization _____, that I have signed the foregoing
document in the space below as _____ Title _____ of _____ 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 _____) SS.

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

SEAL

Notary Public _____
Residing at _____
My Commission Expires _____

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

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Last Name Whitebird Cemetery Ident. Number _____

Copies White-State, Yellow-Claimant



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

August 2, 1988

Ronald S. Mahurin
Whitebird Cemetery District
HC-01, Box 60 B
Whitebird, ID 83554

Dear Mr. Mahurin;

Subject: Whitebird Cemetery District, claim number A79-10115

While reviewing your notice of claim to a water right, I noticed your priority date was April 20, 1979. Since this is after the cutoff date of March 25, 1963 for groundwater sources, it is necessary that an application for permit be applied for rather than a notice of claim.

I am enclosing the application form, which I filled out, and after looking this over, please sign at the bottom of page 3. It is not necessary to complete the map as the previous map will suffice. If there are additions to be made, please do so.

The application fee for this will come to \$30.00; however, after you return this form, we will issue you a refund of \$25.00 and transfer the amount you previously paid us from your notice of claim to the application for permit.

Please return this application as soon as possible because the date we receive this will be your priority date (date of first usage). I apologize for any inconvenience this may have caused. If you have any questions, feel free to call me.

Sincerely,

Linda A. Werner
Sr. Water Resources Agent

Enclosure

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AUG 08 1994