Form No. 42-1409 (2) a 1/88

DOCS PD. BY AGS, CANAL CO.

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 A35-13073
Date Received 11-23-93
Receipt Number E019334

A3513073

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) HAROLD E OR SHIRLEY A. ISAAK Phone (208) 397-4227

   Mailing Address 2854 W 1800 S ABERDEEN ID. Zip 83210

2. Date of Priority (Only one (1) per claim) FEB. 15, 1957

3. Source of water supply (a) GROUND WATER

   which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 5S Range 31E Section 32,

   SW 1/4 of SE 1/4 of SW 1/4, Govt. Lot, 3 B.M., County of BINGHAM

   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 _____ 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 _____

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. 10HP MOTOR AND PUMP ON 80' WELL (H₂O @ 30') INTO DITCHES FOR FLOOD IRRIGATION. CAN BE CO-MINGLED W/ CANAL WATER.

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APR 18 1994

6. Water is claimed for the following purposes:

		(both dates are inclusive)		(cfs)		(acre feet)
For IRRIGATION	purposes from 4/1	to 10/31	amount 2.00	or		
For	purposes from	to	amount	or		
For	purposes from	to	amount	or		
For	purposes from	to	amount	or		

7. Total quantity claimed (a) 2.00 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 306 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

10. Description of place of use:
   a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
   b. 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	
5S	31E	32									39	11		L3 23		22	L2 7		102

Total number of acres irrigated 102

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

12. Do you own the property listed above as place of use? Yes Y 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.
ABERDEEN SPRINGFIELD CANAL CO. or None ( )

14. Remarks: PROPERTY LICENSED W/1 SW NE (4 ACRES) WAS SOLD IN 1981 TO ADJACENT LAND OWNER. NONE OF THIS RIGHT WAS CONVEYED WITH THE PROPERTY. CLAIMING THAT THE 4 ACRES WAS TRANSFERRED TO LANDS I OWN W/1 S½ SEC. 32. DATE OF CHANGE, 1981.
THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 35-02337 AND 35-02495.

Last Name ISAAK Ident No. A35-13073

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APR 18 1994

Copy-White - State Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 35-02377 + 35-02495
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) Hazel E Isaak Date 11/23/93

_____ 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 _____)
) SS.
County of Bonneville)

Subscribed and sworn (or affirmed) before me this 23 day of November 19 93

SEAL

Notary Public _____

Residing at Idaho Falls, Id.

My Commission Expires 22 Aug. 1994

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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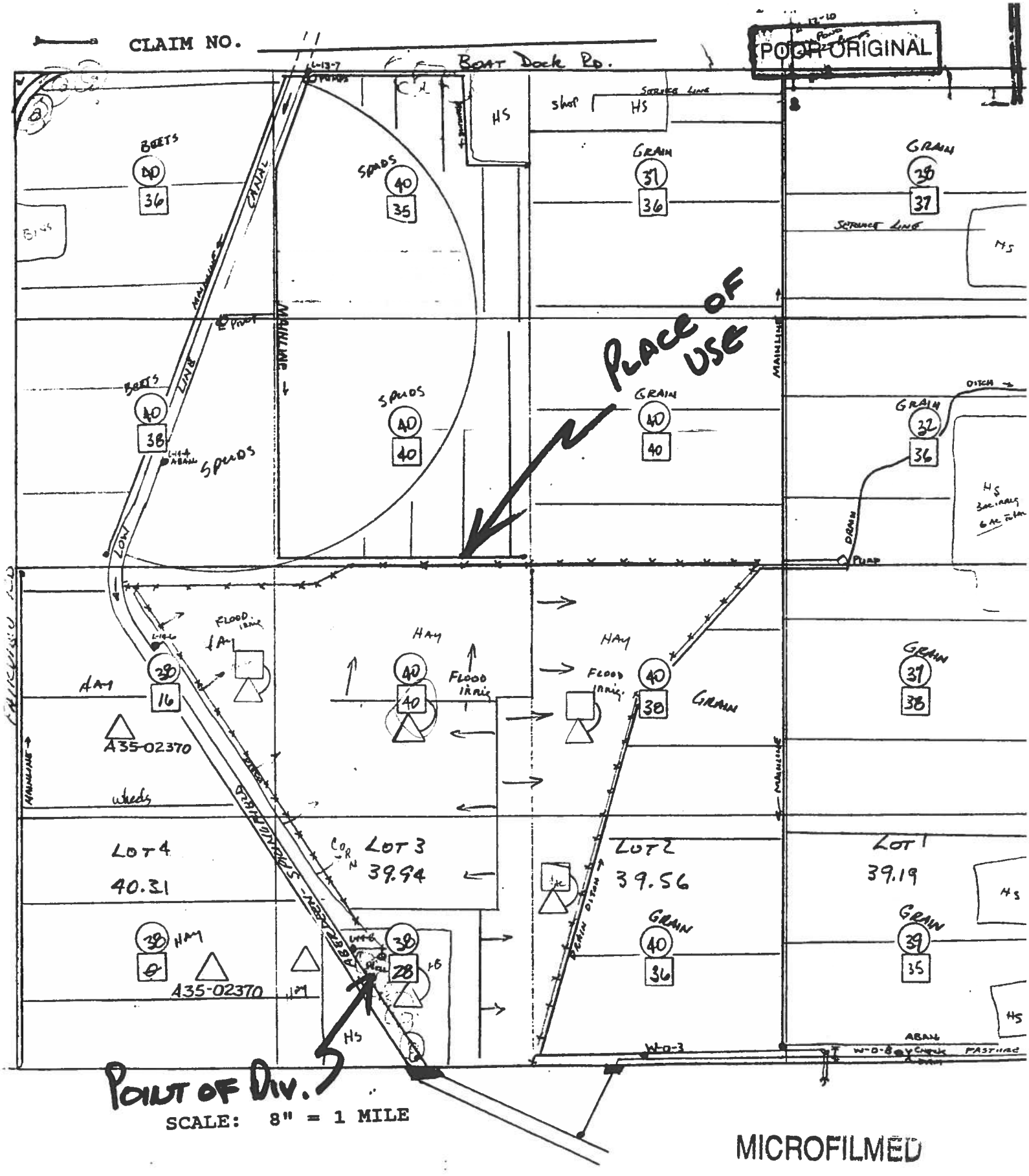
APR 18 1994

Last Name ISAAK Ident. Number A35-13073

Copies White-State, Yellow-Claimant



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T. 5S R. 31E SEC. 32 DATE 8/18/93 AGENT

OQ MAP REF. AA-36 NAPP REF.

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: **A35-13073**
Date Received: 11/24/1993
Receipt No: E019334
Received By: _____

COPY FOR YOUR FILES — **NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW** — **COPY FOR YOUR FILES**

1. Name: HAROLD E ISAAK 208-397-4227
   Address: 2854 W 1800 S
   ABERDEEN ID 83210
   OR
   Name: SHIRLEY A ISAAK 208-397-4227
   Address: 2854 W 1800 S
   ABERDEEN ID 83210

2. Date of Priority: FEB 15, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4	1/4	1/4	Lot	County
05S	31E	32	SW	SE	SW	3	BINGHAM

5. Description of diverting works:
   10HP MORTOR & PUMP IN 80' WELL (30' STATIC), FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	2.000		

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

8. Total consumptive use is 306.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

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10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
05S	31E	32	NE	SW		IRR	39.0
			NW	SW		IRR	11.0
			SE	SW	3	IRR	23.0
			NW	SE		IRR	22.0
			SW	SE	2	IRR	7.0
						Section Acres	102.0
						Total Acres	102.0

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 CO.

14. Remarks:
PROPERTY LICENSED WITHIN THE SWNE (4 ACRES) WAS SOLD IN 1981 TO ADJACENT LAND OWNER. NONE OF THIS RIGHT WAS CONVEYED WITH THE PROPERTY. CLAIMING THAT THE 4 ACRES WAS TRANSFERED TO LANDS I OWN WITHIN THE S1/2 SEC 32. DATE OF CHANGE, 1981.
THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 35-02337 AND 35-02495.

15. Basis of Claim: LICENSE

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APR 18 1994

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HAROLD E ISAAK	02/15/1957	IRRIGATION	04-01	10-31	2.00 CFS	408.00 AFA
C	SHIRLEY A ISAAK 2854 W 1800 S ABERDEEN ID 83210 (208) 397-4227				TOTAL DIVERSION:	2.00 CFS	408.00 AFA

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

Point(s) of Diversion: T05S R31E S32 Lot02(SWSESW) BINGHAM County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
05S	31E	32									39	15	01-01	02-25		18	03-04		102.0
																TOTAL ACRES			102.0

POU County: BINGHAM

Other Rights: ABERDEEN SPRINGFIELD CANAL CO.

Conditions of Approval:
E02 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- ABERDEEN SPRINGFIELD CANAL CO.

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

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

Comments: Date: 01/31/1994 User-ID: RUBERRY Subject: COPIED FROM REMARKS
PROPERTY LICENSED WITHIN THE SWNE (4 ACRES) WAS SOLD IN 1981 TO ADJACENT LAND OWNER. NONE OF THIS RIGHT WAS CONVEYED WITH THE PROPERTY. CLAIMING THAT THE 4 ACRES WAS TRANSFERED TO LANDS I OWN WITHIN THE S1/2 SEC 32. DATE OF CHANGE, 1981.
THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 35-02377 AND 35-02495.

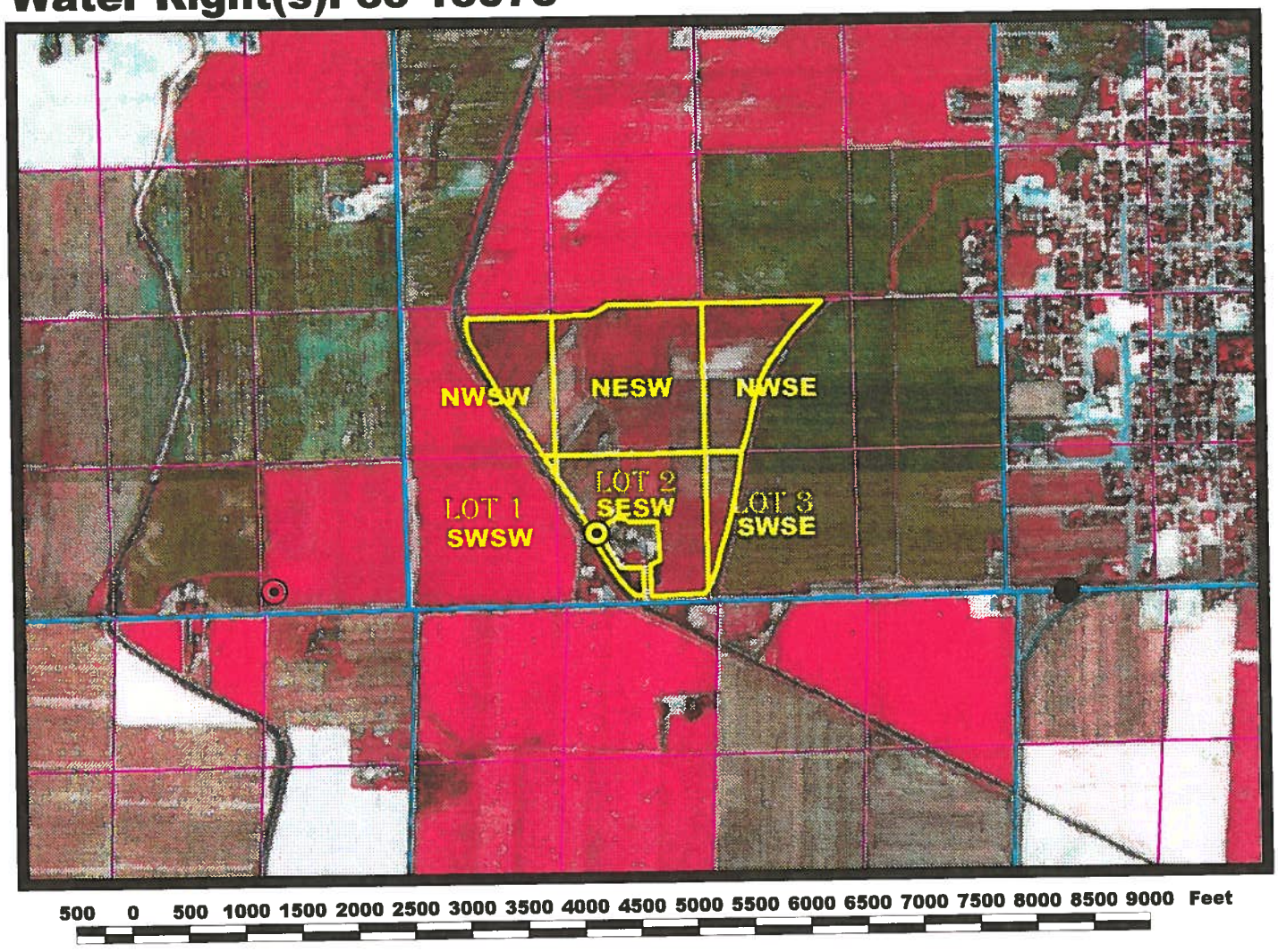
EXP -P-15

Audit: 10/22/98 ARUBERRY

STATE OF IDAHO
Department of Water Resources
Eastern Region

Claimant: H.E. Isaak

Water Right(s): 35-13073



LEGEND

- Point of Diversion
- SESE — Place of Use
- Section Line
- Quarter-section line

Legal Description: T.5S., R.31E.
Sec. 32 (parts of) SW, W2SE

Point(s) of Diversion: T.6S., R.31E.,
Sec. 17 Lot 2 (NENESE)

N
W E
S

GIS Place of Use illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: October 1998

ADR
(R)

[illegible]

[illegible]

[illegible]

PAGE: 2

FIELD EXAMINATION INFORMATION

CLAIM NUMBER: ADV 10072

CONTACT PERSON: _____ PHONE NUMBER: (___) _____

DATE OF FIELD EXAM: __/__/____ APPOINTMENT MADE: YES(__) NO(__) NOTE: ____/____ AM(__) PM(__)

ACCOMPANIED BY: _____ PHONE NUMBER: (___) _____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Visited by Mr. Isaak during the Aerodrom Springfield Canal Co. mapping project. He acknowledged that he was late in filing and needed to do that. Circa 8/18/93.

COMMENTS: Documents from 35-02377 and 35-02495 (microfilm) Support Feb. 15, 1957 as Priority Date.

02 15 1957

ENTERED BY A B Rubinsky DATE 01/31/94

SS	31S	32		SW	SE	SW	32		BINGHAM	

SOURCE: G.W.

PREPARED BY: ABRubenzer DATE: 01/31/94

WELL PUMPS INTO OPEN DITCH FOR DISTRIBUTION ACROSS FARM. ABERDEEN SPRINGFIELD CANAL CO. WATER IS ALSO DELIVERED THROUGH THIS SAME DITCH SYSTEM FROM L-14-8 HEADBOX. WATERS CAN co-mingle AT the pump HOUSE.

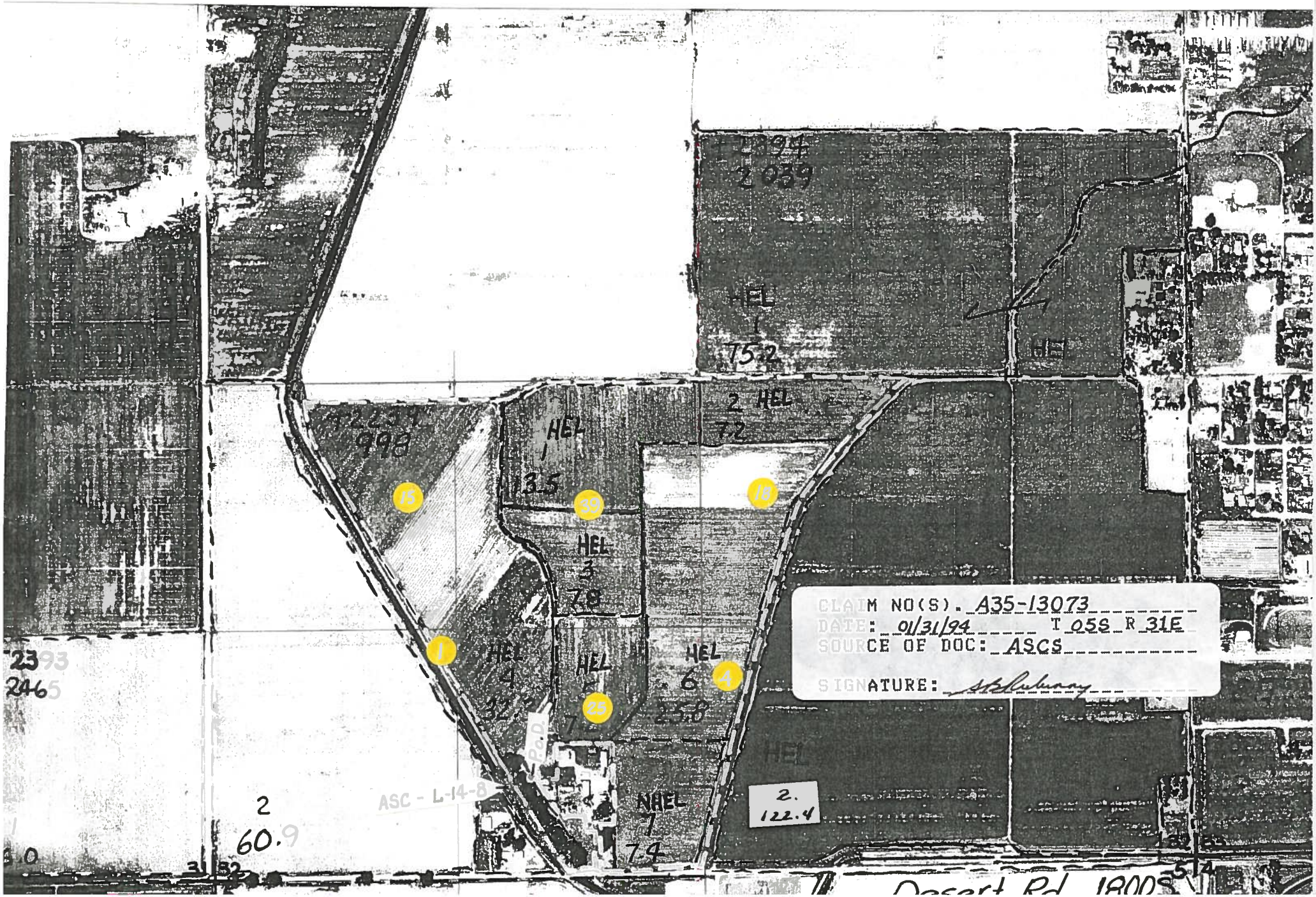
39.0 ✓

15.0

25.0

Lot 3 ⇒ 2
39.94 ac

LISTED NEXT PAGE


HEL
T5.2
2 HEL
72
HEL
1
3.5
HEL
3
28
HEL
4
32
HEL
5
7
HEL
6
25.8
HEL
NHEL
7
74
2.
122.4
CLAIM NO(S). A35-13073
DATE: 01/31/94 T 05S R 31E
SOURCE OF DOC: ASCS
SIGNATURE:
ASC - L-14-8
60.9
Desert Rd

18.0

4.0

LOT 2 = 3
39.56 ac

55, 31E, Sec. 32 NESWSW (LOT 1 40.31 AC) 1.0

102.0

Dot Count method 102 ac

ASCS TOTAL 101.2 ac DOES NOT CONSIDER PASTURE(S) AROUND Mr. ISAACS HOMESTEAD

102

ABLaubhan

01/31/94

OK

Recommend as claimed. Dept. Std.

PUB DD CHARGE TO STRUCTURE DATE DISCREPANCY (V1)

[redacted]

[redacted]

[redacted]

1. IRRIGATION RATE

ACRES: 102 x 0.02 CFS/ACRE = 2.04 CFS
(Taken from p/u review)

FARM AVERAGE EXCEEDS 0.02 CFS/ACRE? Y(___) N(✓)

2. CONSUMPTIVE USE

PLANTED CONSUMPTIVE USE = 306.0 AF/A

ACRES: 102 x CONSUMPTIVE USE AFA PER ACRE: 3

TOTAL CONSUMPTIVE USE 306.0 AF/A

3. IRRIGATION WITHDRAWAL VOLUME

PLANTED DURATION VOLUME = AF/A

ACRES: 102 x DURATION USE, AF/A PER ACRE: 4

TOTAL IRRIGATION VOLUME 408.0 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

ARE ADDITIONAL CROPS? Y(___) N(✓)

NOTES: (Include list of calculations for CONSUMPTIVE USE for ...)

15. CALCULATIONS

2.04 CALC.
2.00 CLAIMED

$102\overline{)2.0} = .0196$ AF/AC

November 20, 1998

RECEIVED
DEC 16 1998
Department of Water Resources
Eastern Region

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: 35-13073

HAROLD E ISAAK
SHIRLEY A ISAAK
2854 W 1800 S
ABERDEEN ID 83210

Daytime Telephone Number:
Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

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

3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 12/8/98 **SIGNATURE:** Harold E Isaak
Please print your name: Harold E. Isaak

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

IRRIG	04-01	10-31	2.0 CLAIMED	306.0	408.0

DELIVERED BY: [signature] DATE: 01/31/94

1.0 cfs
1.0 cfs

4

COMBINED RIGHTS; 02377+02495:

02377 = 1.0 cfs

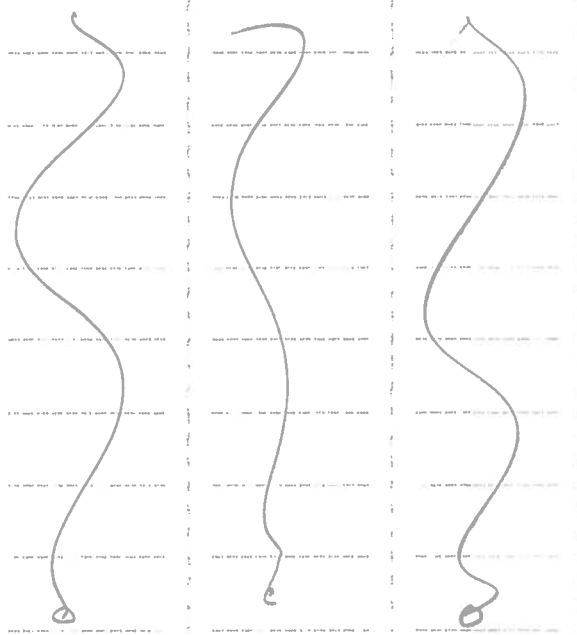
02495 = 1.0 cfs

2.0 cfs

SIGNATURE: S B Rubenny DATE: 01/31/94

NAME OF STAFF MAKING: Arlen B Rubenny POST: Sr. Agt.

			ASR 8/18/93 ABERDEEN - SPRINGFIELD CANAL CO. PROJECT.			ASR 01/31/94	ASR 01/31/94	ASR 01/31/94
	V			N	6			
	V			N	5,1,2			
	V			N	6,5			
	V			N	5,1,2			
	V			N	6			
	V			N	6			
	V			N	5,6			
	V			N	6			
	V			N	6			
	V			Y cc/comments	6			



PRESUMPTION CODE: NONE

BAR CODE:

RR 72 01/31/94 ASR

CONDITION/REMARKS CODE

E02

35-02377