

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that James N. Bodily (Name of Claimant)
Star Rt. Box 9A Declo, ID 83323 (Mailing Address) Telephone No. 349-5751 (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) January 17, 1961

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Groundwater tributary to _____

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	icfs, af	Use	Period of Use From		To	
			(Mo., Day)	(Mo., Day)	(Mo., Day)	(Mo., Day)
1.0		Irrigation	3/15		11/15	
		Use				
		Use				
		Use				
		Use				
		Use				
1.0		TOTAL QUANTITY USED.				

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 SE 1/4, Sec. 36 Twp. 10S Rge. 26E B.M., County of Cassia
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 16" X 447' Well with electric pump.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10S	26E												40	40			40	40	160

No. of acres 160

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

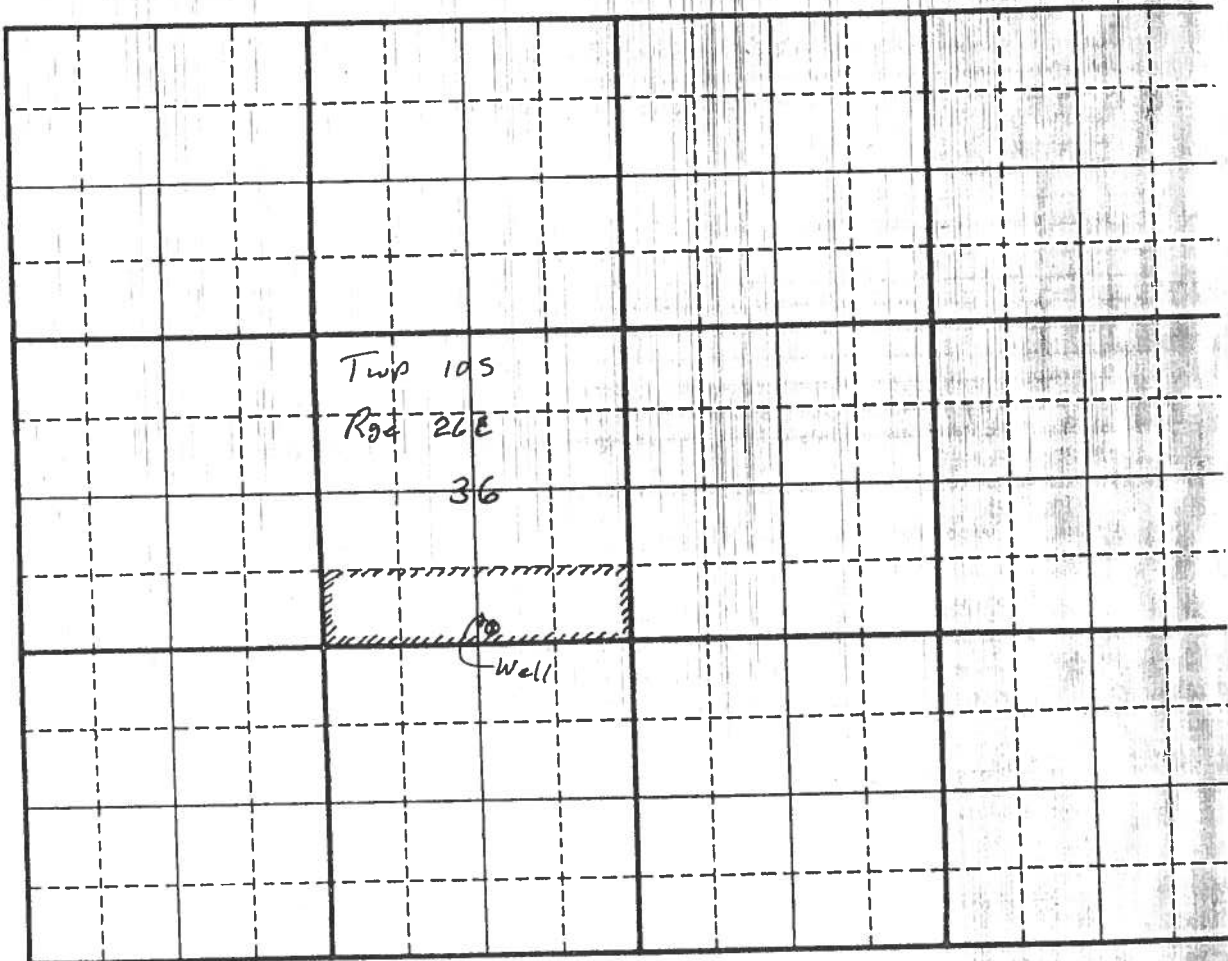
NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: _____

Claimed in SRBA as 45-10028 then renumbered to 45-025704

45-4243

(8) Remarks This is additional water, from a different well, not claimed under
Claim 43-4081



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Butte) ss.

Twin Falls

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

James Norman Bodily
(Claimant)

Sworn to before me this 28 day of December, 1984.

Loren O. Halmer
Notary Public
Residing at Twin Falls, ID

My commission expires _____

FOR DEPARTMENT USE ONLY

Received by LH Date 12/28/84 Exception filed by: _____ Date _____
Prelim. check by LB Date 1-7-85 Forwarded to claimant by: _____
\$200.00 fee received by LH Date 12/28/84 # 35248
Published in Butte, Idaho Press
Dates 1/24 + 3/1/85

Water Right Number - R43-10028

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
RENUMBERED RIGHT

VERIFIED BY: KHC

*** O - ORIGINAL OWNER ***
BODILY

JAMES N.

1 -
2 -
3 -
City- Z
Phone - 208-000-0000
1 - STAR RT. BOX 768
2 -
3 -
City- DECLD
Phone - 208-349-5751

State- ID Zip- 0
State- ID Zip- 83323

Priority Date - +
01/17/1961

Region - +
17 SOUTHERN

Stage - +
Tributary

Status - +
Z - SEE REMARKS

GROUNDWATER
RENUMBERED RIGHT

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
10S	26E	36	SW SE			(31)	CASSIA

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01	IRRIGATION	03/15	11/15		1.000	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.000 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
10S	26E	36	SW SW		40.0	01	IRRIGATION	(31) CASSIA
10S	26E	36	SE SW		40.0	01	IRRIGATION	(31) CASSIA
10S	26E	36	SW SE		40.0	01	IRRIGATION	(31) CASSIA
10S	26E	36	SE SE		40.0	01	IRRIGATION	(31) CASSIA

Total Acres: 160.0

+ - - Diversion Means - WELL, PUMP
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use - A43-04081

MICROFILMED
MAR 14 1992

Water right number - R43-10028

Prefix Translation: RESEARCH

SEE NO. 43-02370A.

4304243

Old Water Right Numbers

Conditions of Approval
No Conditions of Approval found.

Decree Plaintiff

Decree Defendant

Decree Date
00/00/0000Date: 02/14/1992 User Id: CHRISTEN Subject: COPIED FROM REMARKS
WAS PREVIOUSLY LICENSED IN BASIN 45 AS 45-4243.

Date: 02/14/1992 User Id: CHRISTEN Subject: RENUMBERED CLAIM REASON.

CLAIM IS RENUMBERED AS CLAIMANT DID NOT ORIGINALLY CLAIM THE LICENSED RIGHT IN ORIGINAL FILING. THIS CLAIM REFLECTS THE
ACRES LICENSED UNDER 43-02370A. THE PRIORITY AND DIVERSION RATE WERE AMENDED TO REFLECT THE LICENSE INFORMATION. THIS CLAIM WAS
DETERMINED TO BE UNNECESSARY AFTER THE LICENSES WERE CLAIMED. KKCAudit Fields
03/20/92 CHRISTEN

Court Report Filing		Field Inspection Made		Civil Case Number	
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	- 39576
Response Filed Date	- 00/00/0000	Verified Date	- 03/20/1992	Old Judicial District	-
Claim Received Date	- 03/07/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
MAR 04 1993

Water Right Number - R43-10028

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Old (D) Number -

*** C - CURRENT OWNER ***
RENUMBERED CLAIM

*** O - ORIGINAL OWNER ***
BODILY

JAMES N.

1 -
2 -
3 -
City- Z
Phone - 208-000-0000
1 - STAR RT. BOX 768
2 -
3 -
City- DECLO
Phone - 208-349-5751

State- ID Zip- 0

State- ID Zip- 83323

Priority Date - +
01/17/1961

Region - +
17 SOUTHERN

Stage - +

Status - +
Z - SEE REMARKS

Source - +
GROUNDWATER
RENUMBERED CLAIM

Point of Diversion - +
Twn Rng Sec Tract Lot Rflg County
10S 26E 36 SW SE (31) CASSIA

Code Description

Period From Period To

Water Use

Diversion Rate

Diversion Volume

01 - IRRIGATION
Total Div. Rate - + Total Div. Volume - +
1.000

1.000
Total Consumptive Use - + KW Usage - +
0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
10S	26E	36	SW SW		40.0	01 IRRIGATION		(31) CASSIA	
10S	26E	36	SE SW		40.0	01 IRRIGATION		(31) CASSIA	
10S	26E	36	SW SE		40.0	01 IRRIGATION		(31) CASSIA	
10S	26E	36	SE SE		40.0	01 IRRIGATION		(31) CASSIA	

Total Acres: 160.0

+ - - Diversion Means - WELL, PUMP
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use - A43-04081

MICROFILMED
MAR 0 4 1993

Water right number - R43-10028

Prefix Translation: RESEARCH

Remarks - - - - - SEE NO. 43-02370A.

4304243 - - - - - Old Water Right Numbers - - - - -

- - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

- - - - - Decree Plaintiff - - - - - + - - - - - Decree Defendant - - - - - + - - - - - Decree Date - - - - -
00/00/0000

Comments - - - - -
Date: 02/14/1992 User Id: CHRISTEN Subject: COPIED FROM REMARKS
WAS PREVIOUSLY LICENSED IN BASIN 45 AS 45-4243.
Date: 02/14/1992 User Id: CHRISTEN Subject: RENUMBERED CLAIM REASON.
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DETERMINED TO BE UNNECESSARY AFTER THE LICENSES WERE CLAIMED. KKC

- - - - - Audit Fields - - - - -
02/14/92 CHRISTEN

- - - - - 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 - 00/00/0000 Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 03/07/1989 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - S006466 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - Presumption Flag -
Notice of Error Flag -

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MAR 0 4 1993

2-14-92

Bodily Claims

A43-2370A (originally A43-10028)

A43-2464A

A43-04081

need proof of priority as of this late
2P/Ds exist since late 50s (covered under the
two licenses) ~~that~~ but the div
rate from those wells extended onto all
acres within Sec 36. Licensing field
exams indicate that the 2 wells were
capable of delivering 2.8 CFS & 1.66 CFS.

If these wells were used exclusively
on the 5 1/2 of the 5 1/2 prior to mandatory
permit date for G.W. then an increase
to an in per acre is demonstrated.
If after permit date, recommend disallow

KKC

MICROFILMED

MAR 04 1993