

#168

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: A35-02525
Date Received: 6/08/1989 *z.o.*
Receipt No: E009418
Received By: z.o.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EARL H. BARCLAY
Address: 1096 S. 2500 W.
ABERDEEN, ID

208-328-2347

83210

2. Date of Priority: FEB 12, 1958

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	31E	26		SE	SE		BINGHAM

5. Description of diverting works:
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	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:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	31E	26	SW	SW		IRR	5.0
			SE	SW		IRR	38.0
			SW	SE		IRR	38.0

A35-02525

Page 1

Date: 07/05/89

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DEC 10 1992



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	31E	26	SE	SE		IRR	37.0

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:

14. Remarks:

PLACE OF USE WAS MOVED AND EXPANDED WHEN IRRIGATION SYSTEM WAS
CHANGED FROM FLOOD TO SPRINKLER IN 1976.

15. Basis of Claim: LICENSE

Water Right Number: 27253

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

[illegible]

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Last Name Ident No.

Copies: White-State, Yellow-Claimant

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: 1

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): Earl H. Barclay Date: July 5, 1989

Date: _____

State of Idaho)
County of Bonneville) SS.

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

of July 19 89

Seal

Anthony S. Oberhol
Notary Public

Residing at Idaho Falls

My Commission Expires 9/12/1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Date: June 5, 1989

Earl H. Barclay
1096 S. 2500 W.
Aberdeen, ID 83210

RE: Water Right Claim Returned

Dear Mr. Barclay:

The Idaho Department of Water Resources (IDWR) is returning your check #948 (\$200.00) and Notices of Claim to a Water Right because of insufficient information and fees. All items on the claim forms must be correctly completed and fees submitted before the IDWR can process the claims.

Please correct the items identified below and return the forms to the IDWR within 30 days of the date of this letter. Failure to return the corrected claim within the 30-day period may result in an assessment of an additional \$50.00 late-fee for each claim.

Domestic Notices of Claim

- Item #2: The day and month water was first used must be entered. If you do not know the precise date, you must estimate the day and month, or apply the last day of the year, i.e. December 31, 1925.
- Items #4 and #10: The location of the well and place of use must be defined to at least the 1/4 of 1/4 Section (40-acre tract). If you do not know the precise legal description, you may enclose a map illustrating the locations.

Irrigation Notice of Claim

- A separate Notice of Claim must be completed for each water right (priority date). The acreage and amount not listed on License G-27253 (35-2525) must be claimed on a separate form. The priority date for the additional Notice of Claim should be the date the acreage and amount were expanded.
- Item #2: The priority date for License G-27253 (35-2525) is February 12, 1958 (see attached copy).

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DEC 10 1992

- Item #6: The licensed amount is 2.36 cfs.
- Item #8: The correct consumptive use can be calculated by multiplying the total acreage claimed in Item #10 by 3.
- Item #10: The licensed acreage is 118 acres.

The filing fee for each domestic/stock claim is \$25.00. The filing fee for each irrigation claim is \$50.00 plus \$1.00 per acre. If you have any questions, please call Tony Olenichak, Water Rights Agent, at (208)-525-7161.

Sincerely,

Tony Olenichak
for Ernest Carlsen
Ernest Carlsen
Adjudication Supervisor

Enclosure

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35-02525, 35-12248

TOWNSHIP 04S, RANGE 31E, SECTION 26



1320 0 1320 2640 Feet



POINT OF DIVERSION



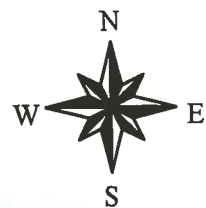
PLACE OF USE



SECTION LINE



QUARTER/QUARTER



ACRES IRRIGATED- 150

GIS PLACE OF USE ILLUSTRATION
1987/1988 NAPP PHOTOGRAPHY
PREPARED BY DAVE CARLSON
10/15/1998

DATE: 09/18/98
PAGE: 1

Dates:	Exam Made Date: 08/19/1993	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	C

1203

77.6

Bark

Sterling West Rd.

36

39

38

37

T 2271
1897

T 2303
1817

T 2378
1117

T 2361
1897

HEL
151.3

HEL
77.3

HEL
67.1

HEL

302

35
36

LAST: BARCLAY
ADDRESS: 1096 S. 2530 W.
CITY: ASERDEEN
PHONE NUMBER: 228-328-2347

FIRST: EARL H.
STATE: ID ZIP: 83210

OWNER CODE: C

FIELD EXAM REQUIRED?

FIELD
EXAMINER
DATABASE
Y

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: PLACE OF USE WAS MOVED AND EXPANDED WHEN IRRIGATION SYSTEM WAS
CHANGED FROM FLOOD TO SPRINKLER IN 1976.

FIELD EXAMINATION INFORMATION

CONTACT PERSON:

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 8/19/93

APPOINTMENT MADE: Y () N (X) TIME: : A () P ()

ACCOMPANIED BY:

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

Final office Review

A. AJ CLAIM: # A35-02525 PRIORITY DATE: 02-12-1958 STAGE: 1
B. WR RECORD: # 35-02525 PRIORITY DATE: 02-12-1958 STAGE: 1

C. FIELD EXAM REQUIRED?

DOE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? (Y) (N) (X)

REMARKS:

As per license

RECOMMENDED PRIORITY DATE:

02-12-1958

REVIEWED BY

DC

DATE

8/19/93

A. AD CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-02525	04S	31E	26		SE	SE		BINGHAM

OTHER AD CLAIMS WITH SAME AD POD

A PREFIX R PREFIX
A35-12249 NONE

NR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: GROUNDWATER

TRIB:

B. NR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
35-02525	04S	31E	26		SE	SE		BINGHAM

OTHER NR RECORDS WITH SAME NR POD

AD CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

A35-12249
A35-12250

NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
	Y		
	N		

REMARKS:

pod is ok

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. R6E. SEC. 1/4 1/4 LOT COUNTY

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

DATE:

8/19/93

A. ROOT WATER RIGHT NUMBERS: A35-02525

B. POI LISTING

TRP	RMS	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	HR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
045	31E	26	SE	SM	SE	BARCLAY, EARL H.	A35-02525 / 5.0	-	/	40.0	36 ~ HIGHWAY - ROAD - HOWESTAD (2 AC)
			SM	SM	SE	BARCLAY, EARL H.	A35-12249 / 32.0	-	/		
			SM	SM	SE	BARCLAY, EARL H.	A35-12249 /	-	/		
			SM	SM	SE	LING, ROGER D.	A01-0206460/36.0	-	/		
			SM	SM	SE	LING, ROGER D.	A01-0029710/36.0	-	/		
			SM	SM	SE	LING, ROGER D.	A01-0002320/36.0	-	/		
			SM	SM	SE	LING, ROGER D.	A35-0254320/36.0	-	/		
			SM	SM	SE	ABERDEEN SPRINGFIELD CANAL CO.	A35-0424620/36.0	-	/		
			SM	SM	SE	LING, ROGER D.	A01-0206860/36.0	-	/		
			SM	SM	SE	LING, ROGER D.	A01-0206800/36.0	-	/		
045	31E	26	SE	SM	SE	BARCLAY, EARL H.	A35-02525 / 36.0	-	/	37.0	39
			SE	SM	SE	LING, ROGER D.	A01-0206460/40.0	-	/		
			SE	SM	SE	LING, ROGER D.	A01-0002320/40.0	-	/		
			SE	SM	SE	LING, ROGER D.	A01-0029710/40.0	-	/		
			SE	SM	SE	LING, ROGER D.	A35-0254320/40.0	-	/		
			SE	SM	SE	ABERDEEN SPRINGFIELD CANAL CO.	A35-0424620/40.0	-	/		
			SE	SM	SE	LING, ROGER D.	A01-0206860/40.0	-	/		
			SE	SM	SE	LING, ROGER D.	A01-0206800/40.0	-	/		
			SE	SM	SE	BARCLAY, EARL H.	A35-02525 / 38.0	-	/	43.0	
			SE	SM	SE	LING, ROGER D.	A01-0029710/40.0	-	/		
045	31E	26	SE	SM	SE	BARCLAY, EARL H.	A35-02525 / 37.0	-	/	39.0	37
			SE	SM	SE	BARCLAY, EARL H.	A35-12250 /	-	/		
			SE	SM	SE	LING, ROGER D.	A01-0206460/39.0	-	/		
			SE	SM	SE	LING, ROGER D.	A01-0029710/39.0	-	/		
			SE	SM	SE	LING, ROGER D.	A01-0002320/39.0	-	/		
			SE	SM	SE	LING, ROGER D.	A35-0254320/39.0	-	/		
			SE	SM	SE	ABERDEEN SPRINGFIELD CANAL CO.	A35-0424620/39.0	-	/		
			SE	SM	SE	LING, ROGER D.	A01-0206860/39.0	-	/		
			SE	SM	SE	LING, ROGER D.	A01-0206800/39.0	-	/		
			SE	SM	SE	LING, ROGER D.	A01-0206800/39.0	-	/		
TOTAL ACRES							A35-02525	118.00	78.00	159.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N (X)

IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

FIELD EXAMINER

DUE TO POI DISCREPANCY? (Y/N)

Y

DATABASE

PRESUMPTION FLAG: 005

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

150

DC

8/19/93

A. AS CLAIMED USES:

PURPOSES
A35-02525 IRRIGATIONMONTH/DAY
FROM 04-01 TO 10-31

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
2.360 CFS
2.360 CFS

B. WR RECORDED USES:

PURPOSES
35-02525 IRRIGATIONMONTH/DAY
FROM TO

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
2.360 CFS
2.360 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)DATABASE EXAMINER
N
N
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

REMARKS:

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

EXPLAIN IN REMARKS, BELOW.

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y (X) N ()

AJ TOTAL CLAIMED DIVERSION RATE: 2.360 CFS
NR ROOT RIGHT TOTAL DIVERSION RATE: 2.360 CFS*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y FIELD
DATABASE EXAMINER

B. FLOW MEASUREMENT

MEASUREMENT METHOD: SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y () N () IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: - 35-12248 Expansion

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-02525	GROUNDWATER	BARCLAY, EARL H.	2.360	0.020		
A35-12248	GROUNDWATER	BARCLAY, EARL H.	0.540	0.020		
A01-0027120	SNAKE RIVER	LING, ROGER D.	230.000	0.006		
A01-0002320	SNAKE RIVER	LING, ROGER D.	1250.000	0.035		
A35-0254520	GROUNDWATER	LING, ROGER D.	5.000			
A35-0424520	GROUNDWATER	ABERDEEN SPRINGFIELD CANAL CO.	2.440			
A01-0205860	SNAKE RIVER	LING, ROGER D.			129940.00	3.66
A01-0205860	SNAKE RIVER	LING, ROGER D.			22850.00	0.64

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-12249	DOMESTIC	BARCLAY, EARL H.	FROM 01-01 TO 12-31	0.040 CFS	
A35-12249	STOCKWATER	BARCLAY, EARL H.	FROM 01-01 TO 12-31	0.020 CFS	
A35-12250	DOMESTIC	BARCLAY, EARL H.	FROM 01-01 TO 12-31	0.040 CFS	
A35-12250	STOCKWATER	BARCLAY, EARL H.	FROM 10-01 TO 05-01	0.020 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE
ACRES _____ X 0.02 CFS/ACRE = _____ CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 354.0 AF/A
ACRES 150 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 450 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A
ACRES 150 X DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 600 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

IRRIGATION

04-01 10-31

DATABASE EXAMINER
2.350

DATABASE EXAMINER

DATABASE EXAMINER
~~34.0~~ 450

TOTAL FOR THIS RIGHT

2.350

~~600~~

~~34.0~~

450

REVIEWED BY:

DC

DATE:

8/19/93

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREIGN/ABANDON
ADDITIONAL DIV. AMOUNTACCEPTED
AS CLOTHED
(X) () ()
NEEDS
REVIEW
() () ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-02525

TOTAL DIVERSION RATE OF HR SPLITS

DATABASE
2.360

EXAMINER

CFS

SPLITS:

OLD RIGHT
NUMBERSCURRENT
CLAIM NUMBERSDIVERSION
RATECURRENT "R"
CLAIM NUM."R" DIV.
RATEHR RIGHT
NUMBERSDIVERSION
RATE

-

A35-02525

2.360

-

35-02525

2.360

TOTAL CFS

2.360

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 SHEET ATTACHED? (Y/N)FIELD
EXAMINER
Y

REMARKS:

AUTHENTICATION:

SIGNATURE:

Steve Calk

DATE:

8/19/93

NAME OF FIELD EXAMINER:

Steve Calk

TITLE:

LPH

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY HHMM/DATE	FIELD EXAM BY HHMM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW HHMM/DATE	COMPLETED DATA ENTRY HHMM/DATE	VERIFIED DATE HHMM/DATE
PRIORITY DATE								
POINT OF DIV	Y		12/9/93	No				
SOURCE								
PLACE OF USE	Y			Yes				
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE	Y			No				
BASIS OF CLAIM								
REMARKS	Y			No				

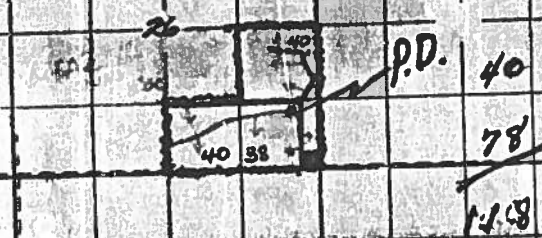
VERIFIED BYTM CODES

TOP3 MAP/DRTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PLOTS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

R-31E.

T.
4
S.



STATE HWY NO. 89
TO ABERDEEN

SUBDIVISIONS

4 3

area

11.8 acres



2.36 cfs or 11.8 inches

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 0-27253

This permit is for the installation of a well at the following location: Water District No. 1

1. Name of applicant: George Barclay

2. Source of water supply: Spring

3. Location of point of diversion: 1/2 mi. N. of

H.B. 208, 1/2 mi. S. of H.B. 208, 1/2 mi. E. of H.B. 208

Describe works to be done, giving dimensions and quantities of same: To install a well at the

location of the spring, 1/2 mi. N. of H.B. 208, 1/2 mi. S. of H.B. 208, 1/2 mi. E. of H.B. 208

4. 4" x 350' casing, 1/2" O.D. 21' well depth 15'

5. 8" x 15' discharge pipe into open ditch

6. Water is used for: Irrigation

7. State whether or not water has been turned into works of diversion: YES

8. List legal subdivisions of lands to be irrigated. If permit is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation)

NE 1/4 Sec. 26, Twp. 4 N., R. 3 E., S. 1 N.

NE 1/4 Sec. 26, Twp. 4 N., R. 3 E., S. 1 N.

(Submit map on attached plat, showing location and details of above description)

9. What large stream would the water here appropriated finally reach?

Remarks: Earl Barclay (son) participated in the examination

Measurement was made with a level and a 122' chain

This examination was made on the

day of June 1907

Signed: Earl Barclay