

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: A45-02275
Date Received: 2/16/1989
Receipt No: S006311
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DARRELL FUNK 208-432-5386
Address: 3173 N 4900 E
MURTAUGH ID 83344

2. Date of Priority: OCT 5, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	20E	26	NW	SW	NE		TWIN FALLS
			NE	NE	NW		TWIN FALLS

5. Description of diverting works:
WELLS AND PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.510		

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

8. Total consumptive use is 600.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	20E	26	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	20E	26	NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0

Section Acres 320.0

Total Acres 320.0

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A45-04103, APPLIC. #45-07463.

14. Remarks:
2 P/D AT NW,SW,NE SEC. 26
COMBINED WITH OTHER WR LISTED UNDER ONE SYSTEM.

15. Basis of Claim: LICENSE
Water Right Number: 20686

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): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) Assigned by IDWR: A45-02275, A45-04103, A45-02326, A45-04102
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Double Eagle Inc.
Rt. 1
Murtaugh ID 83344
- ☐ New Owner/Claimant (Purchaser): _____
- ☐ New Mailing Address: Darrell Funk
+373 N. 3173 N 4900 E
Murtaugh, ID 83344
- ☐ New Telephone Number: () 432 - 5386
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: _____
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) _____ Date _____
- ☐ Signature of Former Owner/Claimant(s): Double Eagle Inc. by Darrell Funk Date 2-18-93

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data Entry

Date: 2/18/93 By: AD

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data Entry

Date: 2/18/93 By: AD

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED
MAR 08 1993

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: A45-02275
Date Received: 2/16/1989
Receipt No: S006311
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOUBLE EAGLE INC. 208-432-5270
Address: RT. 1
MURTAUGH, ID 83344

2. Date of Priority: OCT 05, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	20E	26	NW	SW	NE		TWIN FALLS
			NE	NE	NW		TWIN FALLS

5. Description of diverting works:
WELLS AND PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.510		

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

8. Total consumptive use is 600.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11S	20E	26	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0

A45-02275

Page 1

Date: 02/16/89

PROFILMED

MAR 08 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	20E	26	SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
							Section Acres	320.0
							Total Acres	320.0

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A45-04103, APPLIC. #45-07463.

14. Remarks:
2 P/D AT NW,SW,NE SEC. 26
COMBINED WITH OTHER WR LISTED UNDER ONE SYSTEM.

15. Basis of Claim: LICENSE
Water Right Number: 20686

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 Organizations:

I do solemnly swear or affirm that I am Pres. of _____ Title

Double Eagle Inc. Organization, that I have signed the foregoing document in the space below as Pres. of _____ Title

Double Eagle Inc. Organization and that the statements contained in the foregoing document are true and correct.

Carroll Lunt
Signature of Authorized Agent

Pres. Double Eagle Inc.
Title and Organization

2-16-89
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of February 1989

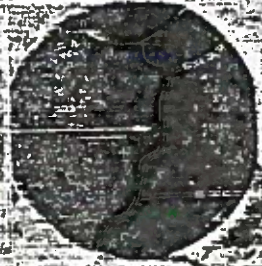
Steve Carroll
Notary Public

Seal

Residing at Twin Falls

My Commission Expires Dec 7, 1994

115.
20E



40	40	40	40
40	40	40	40

pu. →

2-PRG

A45-02275
MICROFILMED
MAR 8 1993

02/19/2003

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

RIGHT NUMBER: 45-2275
NAME AND ADDRESS: DARRELL M FUNK
3173 N 4900 E
MURTAUGH ID 83344

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 2.510 CFS
800.000 AFY

USE OF THIS RIGHT WITH RIGHT NO. 45-4103 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.51 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 800 AF.

PRIORITY DATE: 10/05/1948

POINT OF DIVERSION:

T11S R20E S26 NWSWNE Within TWIN FALLS County Source: GROUND WATER
T11S R20E S26 NWSWNE Within TWIN FALLS County Source: GROUND WATER
T11S R20E S26 NENENW Within TWIN FALLS County Source: GROUND WATER

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	2.510 CFS 800.00 AFY

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R20E S26	NENE	39.0	T11S R20E S26	NWNE	35.0
T11S R20E S26	SWNE	40.0	T11S R20E S26	SENE	35.0
T11S R20E S26	NENW	39.0	T11S R20E S26	NWNW	38.0
T11S R20E S26	SWNW	39.0	T11S R20E S26	SENW	40.0

305 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 480 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-4103, 45-7478

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 200 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: License

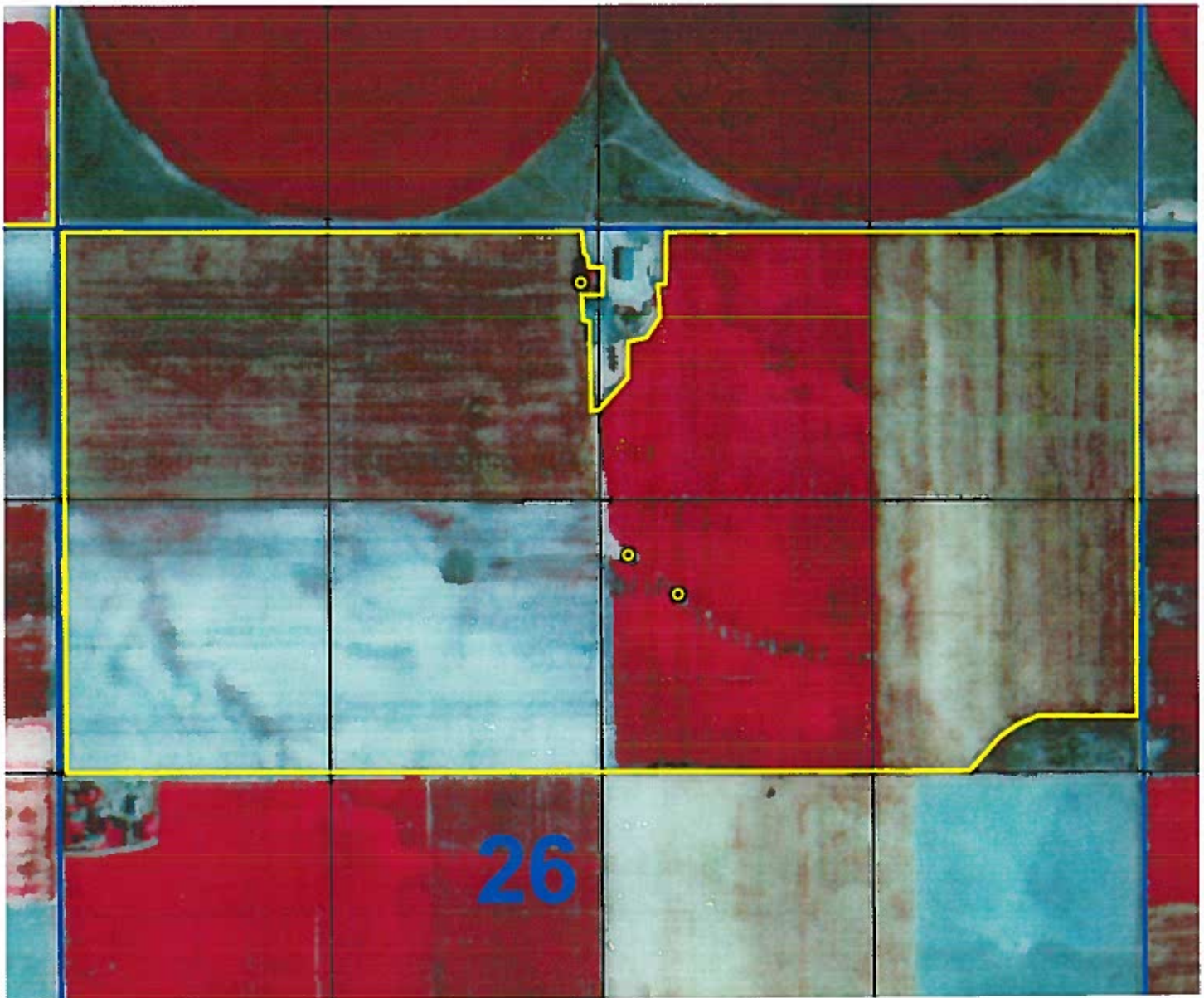
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT NO.45-4103 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
SECTION 42-1416B, IDAHO CODE.

Idaho Department of Water Resources

RIGHTS: 45-2275 & 45-4103

RECOMMENDED PLACE OF USE
TWP 11S, RNG 20E, SEC 26
PREPARED JUNE 10, 2002



0 1320 2640 3960 Feet



-  RECOMMENDED POINT OF DIVERSION
-  RECOMMENDED PLACE OF USE
-  SECTION LINES
-  QUARTER SECTION LINES

GIS PLACE OF USE PRESENTATION
1987 NAPP AERIAL PHOTOGRAPHY
PREPARED BY VIKIE HANCOCK

COMMUNICATION DOCUMENTATION

From: Vikie Hancock

February 19, 2003

Regarding:

Customer:

45-2275, 45-4103

Darrell Funk

Mr. Funk came into the office on February 18th to discuss his SRBA claims and the draft recommendations that I had prepared.

I explained the reasoning behind my determination that his claim 45-4103, based upon a statutory claim filed in 1980, could only be recommended as an expansion of licensed right 45-2275. We looked at the original licensing field exam as well as 1964 and 1969 photos of the property, and discussed the dates of the closing of the CGWA and the mandatory permit statute for ground water. Although he had always thought the land in question was irrigated much earlier, at this time Mr. Funk agreed that it appeared development of the additional 105 acres did not occur until after 1964. I also explained our policy of recommending the expansion and licensed portions of the right as a PPU, which gave him flexibility as to which acres he would have to dry up if it came to that, but also pointed out that both rights were appurtenant to each acre if a portion of the farm was sold at some future date.

At this time Mr. Funk pointed out that neither of these rights should have the remark concerning co-mingling with TFCC as he did not use any canal shares on this property. I removed the remarks.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 25, 2002

Darrell Funk
3173 N 4900 E
Murtaugh, Idaho 83344

RE: Snake River Basin Adjudication (SRBA)
Various Claim Nos.

Dear Darrell:

I have finished a secondary review and prepared preliminary recommendations of your various claims in the Snake River Basin Adjudication. A summary of my findings follows, and I have organized the claims into the several separate farms. Except for the first group, my review is based upon water use as it existed in November 1987.

45-2249, 45-2443, 45-4102, 45-12433 (*ground water*) & 45-2326 (*surface water*): These claims are on the farm located in Section 22, T11S, R20E, and I believe you indicated this was next to your residence. The ground water claims were involved in Transfer 5023, approved 1-13-1998, which tied the five wells and places of use into one system covering 443 acres. In my investigation to verify beneficial use claim 45-4102, historical photos and documents in the files indicated a possible additional 0.84 cfs of delivery capacity and 35 acres had been developed after the licensing field exams for 45-2249 & 45-2443, and prior to the 1963 enactment of statutes requiring permits for additional development from ground water. Therefore, claim 45-4102 should be recommended for 35 acres, 0.84 cfs and 138 afa (4 af X 35 ac). My investigation also determined that the 13 acres represented by claim 45-12433 were developed prior to 1987 but after 1963. Under Statute IC 42-1426 no additional diversion rate is allowed, but additional volume of 52 afa is, it will also be advertised as an Enlargement Claim just prior to the Director's Report. As listed in transfer 5023, the ground water rights above are all limited to a total of 443 acres, 7.82 cfs and 1772 afa. They are also overlapping of licensed right 45-2326, for 203 acres in the S½ Section 22 with a source of Unnamed Stream. Therefore, the ground water and surface water rights are all limited to 443 acres.

45-2275 & 45-4103: These claims are appurtenant to the north half of section 26 T11S, R26E. This place of use is within the Artesian City Critical Ground Water Area, closed January 1962. License 45-7478 is also appurtenant to these acres but use under that right began after commencement of the Adjudication

and will not be included in or superceded by SRBA decree. I believe that you also have TFCC shares and are considering a transfer to simplify water delivery on this farm. Claim 45-4103 was filed for diversion and acres developed in addition of license 45-2275. I found, however, that the licensing field exam was conducted in June of 1962, after the closure of the CGWA, and that the right was licensed for the production capacity of the two existing wells. In addition, the field examiner did not find as many acres irrigated as had been applied for in the permit, which indicates that greater development had been planned but not acheived at the time of licensing. It appears that later a third well was drilled on the property, and included as a point of diversion on claim 45-4103, but water diversion from that well would be limited to any amount licensed for the land. Based upon my investigation, 45-4103 does represent 104 additional acres developed prior to the 1987 commencement of the Adjudication. Under IC 42-1416B, 45-4103 would have a priority date of June 30, 1985. The two rights together would allow you to irrigate 304 acres, but would be limited to 2.51 cfs and 800 afa based on water diversion developed under 45-2275.

45-7274: I found this use to be just as licensed in 1976. This is the farm purchased from Wade Baker.

45-2173: This is the claim on your land located just east of Murtaugh Lake and has a source of Glen Coulee. Per our conversation, I recommended it as 40 acres within a 131 acre permissible place of use. Post Adjudication license 45-7478 is also appurtenant to this land and includes 122 overlapping acres in Section 16. In addition, right 45 10237 for 0.04 cfs claimed the domestic use that was originally included in this license, so those two rights combined are limited to the original licensed amount of 0.8 cfs. I also noted that there were Milner Irrigation District shares appurtenant to this property.

45-7504: This is for the Riggs Dairy. I will recommend this right as licensed, however as you have not operated the dairy since your purchase in 1995, there may be considerations if you should wish to transfer any elements of this right.

45-2211A, 45-240³~~6~~, 45-2337A, 45-~~2~~517A: These rights are appurtenant to nine quarters in T11s, R20E, Section 33. All four rights were included in Transfer 4657, approved in November 1995, which tied three wells into a common system and created a permissible place of use of 321 acres. As transferred, the rights are limited in two of the corners - to the irrigation of 29 acres in the SWNE and to 12 acres in the SWSE. Utilizing your pivot may make it difficult to adhere to ground water use as described in the transfer, and as described in my preliminary recommendation, even though you are also using 28 shares of TFCC water in the SWSE.

45-2290, 45-2291, 45-2292, 45-2317, 45-2319, 45-4142, 45-4143: These are the claims for ground water at the farm at Dry Creek. As we discussed, the

licensed rights are appurtenant to a combined total of 670 acres of your approximately 900 acres irrigated there. You are reasonably certain that all the land was irrigated with ground water prior to 1962. If you find evidence to support that, claims 45-4142 and 45-4143 will represent enlargement claims under IC 42-1426 and will have additional volume and a priority date equal to the year of development. If evidence supports irrigation of the additional lands after 1962, claims 45-4142 and 45-4143 will represent expansion claims of approximately 230 acres with no additional diversion rate or volume, and under IC 42-1416B will have a priority date of June 30, 1985.

I have not done any further review of the claims based upon decreed rights from Dry Creek. I anticipate contacting others in the area, including Ted Mason, to see if they can provide any additional information to help explain the historical delivery of those rights.

As you requested, I reviewed the rights appurtenant to the Glendale Farms property in Sections 13, 14, 23 and 24 T11S, R20E. As you said, it appears clear that the ground water rights originally used for the exchange of irrigation surface water from Milner Irrigation District have not been used for a number of years. If they were not used for five years prior to the filing of claims in the Adjudication in 1989 by Glendale Farms, there may be issues of forfeiture of these rights. I found no notations that the ground water was supplemental to existing surface water on the place of use. I would carefully investigate the historical use of these rights. Also, two other claims for water on that property are from surface waste water. One of those sources of waste water is the Heyburn potato processing plant, I have not had an opportunity to investigate either of the waste water claims. A permit for Snake River water based upon waste water from the Burley sewage treatment plant is appurtenant to the property but has never been investigated or licensed by the Department. I do not know if that use was ever developed.

I have included preliminary recommendations for all of your above-mentioned rights with the exception of the farm by Dry Creek. Please review them at your convenience and if you believe changes are in order, get back to me with any additional information you have that may be relevant to the eventual recommendation and decree, or if you wish to file the transfers discussed.

Sincerely,

Vikie Hancock
Sr. Water Resource Agent
Southern Adjudication Unit

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 45-2275

WATER RIGHT NUMBER: 45-2275

Owner Type Name and Address

Current Owner DARRELL FUNK
3173 N 4900 E
MURTAUGH, ID 83344
(208)432-5386

Original Owner DOUBLE EAGLE INC
RT 1
MURTAUGH, ID 83344
(208)432-5270

Priority Date: 10/05/1948

Basis: License

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

2.510 CFS

Annual Volume

800 af

Total Diversion:

2.510 CFS

Location of Point(s) of Diversion

GROUND WATER

NE1/4NE1/4NW1/4

Sec. 26, Twp 11S, Rge 20E, B.M.

TWIN FALLS County

GROUND WATER

NW1/4SW1/4NE1/4

Sec. 26, Twp 11S, Rge 20E, B.M.

TWIN FALLS County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
11S	20E	26	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	320.0
			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0									

Total Acres: 320

Conditions of Approval:Remarks:

1. General 2 P/D AT NW,SW,NE SEC. 26 COMBINED WITH OTHER WR LISTED UNDER ONE SYSTEM.

CIP
K06 limited to 200 ac

TFCC Appurtenant
4103 is Expansion
of...

Comb limits with 4103 > 304 ac on n1/2 26
7478 480 ac total

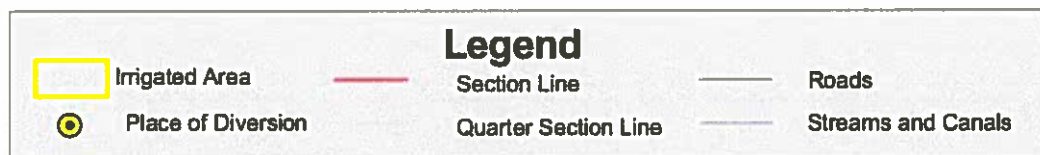
$$2.51 \times 1.9835 \times 244 = 1,214.7$$

$$4 \times 200 = 800 \text{ af}$$

2 wells
swne
1 added
post Lic FE

(5)
304 ac
see
gis &
1992 FE
45-7478

Township , 11S20E



500 0 500 1000 Feet



40 1962 Field Exam 200 ac
 (40) Claim 1989 320 ac
 140 1992 F.E for 45-7478 304 ac

State of Idaho

License and Certificate of Water Right

Water License No. 20686 45-2275 Amount 2.51 c.f.s.
 Water District No. _____ Priority October 5, 1948

THIS IS TO CERTIFY that TRUMAN R. DAVIDSON
 of Hurtaugh, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated October 5, 1948; that Permit No. 20686
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.1 second feet, was issued thereunder on November 25, 19 53, showing that said works
 were completed on the 20th day of October, 19 53; and that on the 17th
 day of September, 19 59,
TRUMAN R. DAVIDSON

of Hurtaugh, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. 20686 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7584, on the 28 day of May, 19 63;
 The right hereby confirmed dates from October 5, 19 48;

The Point of Diversion is located SW¹/₄ NE¹/₄, NE¹/₄ NW¹/₄
 in the - - 1/4 - - 1/4, Sec. 26, Tp. 11 S, R. 20 E., B. M. County Twin Falls
 That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 2.51 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11S	20 E.	26	NW ¹ / ₄ NE ¹ / ₄	40	40
			SW ¹ / ₄ NE ¹ / ₄	40	40
			NE ¹ / ₄ NW ¹ / ₄	40	40
			SW ¹ / ₄ NW ¹ / ₄	40	40
			SE ¹ / ₄ NW ¹ / ₄	40	40
			Total number of acres to be irrigated:	200	

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
 of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
20th day of May, 19 63.

RALPH W. THOMAS
 Deputy State Reclamation Engineer.

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 20686

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Truman R. Davidson

2. Source of water supply: Subterranean flow from a well

3. Location of point of diversion: Is in the SW 1/4, NE 1/4, NW 1/4 of Section 26

T. 11 S R. 20 E.B.M. County of Twin Falls

4. Describe works as they exist, giving dimensions and capacities of same: NEW 50 HP Fairbank

Morse Motor "F93162", F-M Pump #PN 2460, 200'x6" Column

10" bands - 6" discharge to 8" x 300' buried Main line - 2.4" x 80' laterals to

open ditch - this is sometimes used with Sprinkler system. Well 600' x 10' x 8" h: 130'

SW 1/4 40 HP US Motor #92862X, Layre-Bank pump #20563, Column 200'x6"

Well 580' - (300'x6" - 280'x12") h: 130' - dd - 48' - 800'x8" buried main to open ditch
south - 400' x 8" steel and 1000' x 10" concrete to open ditch east

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof 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, NE 1/4 NW 1/4 and SW 1/4 of Sec. 26., Twp. 11 S., Rge. 20 E.B.M.

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

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

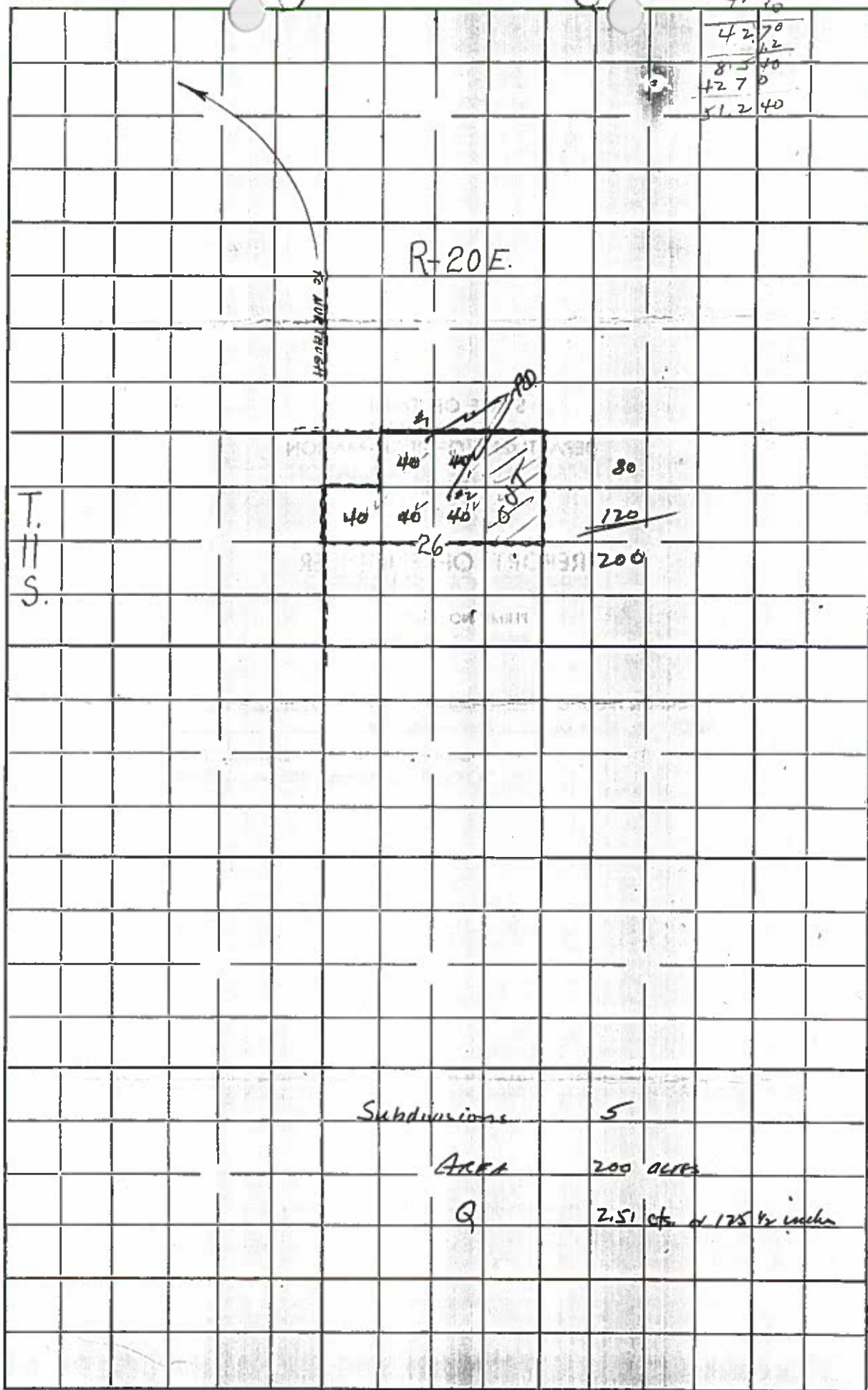
Remarks: Mr. Davidson along

Measured with Current Meter - #1 well = 1.32 cfs - #2 well = 1.19 cfs

This examination was made on the 27th day of June, 1962

(Signed) [Signature] Examiner.

20686



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

20680

RECEIVED
SEP 2 1959

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20686

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. TRUMAN R. DAVIDSON, residence and post office address: Murtaugh, Idaho; occupation farmer.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. Permit No. 20686 - date of priority: October 5, 1948.

Ques. 4. State source of water supply and give exact location of point of diversion. Subterranean water from 2 wells - Well No. 1 located 280 feet south from the Northeast corner of NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 26, Twp. 11 S., Rge. 20 E. B. M. - Well No. 2 located 400 ft. East from the west line and about 190 feet south from the north line of SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 26 Twp. 11 S., Rge. 20 E. B. M. - wells are points of diversion

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Well #1: 600 feet deep - 10 inch hole for 200 feet - 8 inch hole for 400 feet, no casing, equipped with 50 H.P. Fairbanks Elec. motor and turbine pump, pump setting 200 feet, 200 feet of 8 inch steel pipe and 500 feet of 6-inch pipe (steel) for sprinklers, also private ditches to place of use - depth to water 130 feet; Have 96 sprinklers: 11/64ths and 1/16ths size with 40 to 50 pounds of pressure; pump discharges 80 inches of water - water amount by pump estimates and from experience in judging flow of water. Works would safely conduct 100 inches of water.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water from 2 wells is used for irrigation of 40 acres of NE $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres of NW $\frac{1}{4}$ NE $\frac{1}{4}$, 70 acres of SW $\frac{1}{4}$ NE $\frac{1}{4}$ and 80 acres of S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 26, Twp. 11 S., Rge. 20 E. B. M. Land is all cultivated land. Improvements: Land cleared from sage brush, fences constructed, also built 5 room home, barn, granary, machine shed and corrals. Constructed pipe lines and ditches for irrigation of above-described land.

20686

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. Water used for irrigation

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. Land requires about 3/4ths of one inch per acre for profitable cultivation.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Water from Well No. 1 used during all of crop season of 1949 and every crop season since that time. Water from Well No. 2 used during all crop season of 1953 and every crop season since.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. No other water available for above described land.

(Sign)

Thomas A. Davidson

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Twin Falls, County of Twin Falls, State of Idaho, on this 17th day of September, A. D. 1959.

My commission expires June 22, 1962

Carolyn P. Velling
Notary Public for Idaho,
Residing at Twin Falls, Idaho

20686

45-22

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 28327
PERMIT No. 20686
DISTRICT No.

1. Name of Applicant: TRUMAN R. DAVIDSON

Postoffice address: 203 Buchanan, ^{Martinsburg} Twin Falls

County: Twin Falls

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (b) Treasury stock:
- (d) Other resources:

- (a) Cash on hand:
- (c) Bonds to be issued:

2. Quantity of water claimed: 5.6

cubic feet per second.

3. Source of water supply: Subterranean (well)

which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
of Section 26 , T. 11 S. , R. 20 E. , B.M., County of Twin Falls

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 15,000.00

8. Kind of works: Wells, pump and pipe and ditch

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet
dimensions of flume:

Diameter of pipe inches; length of conduit miles

Average grade per mile feet.

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is Six (6) additional years

8. Kind of works: Well pump and pipe and ditch

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height fee

11. Ditch: Width at bottom feet; width at water line feet; depth of water fee

dimensions of flume:

Diameter of pipe inches; length of conduit mile

Average grade per mile feet.

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is Six (6) additional year

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

TRUMAN DAVIDSON

By

Date of first receipt at Department of Reclamation: 9:00 A. M. October 5, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20686

Recorded in Book 74 Page 20686 Approved October 11, 1948

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before December 11, 1948 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before April 11, 1951

The whole of said work to be completed on or before October 11, 1953

Beneficial use of water appropriated in accordance herewith, to be made on or before **October 11, 1959**

WITNESS My hand this 11th day of October, 1948

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho,
and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 11th
day of October, 19 48.
Countersigned: STATE OF IDAHO
(SEAL) By C. A. ROBINS
J. D. "CY" PRICE Governor.
Secretary of State.

REMARKS: I am going to drill wells. The first well on NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, T. 11 S., Rge. 20 E., B.M. As many more wells as is necessary to water the full 280 acres.

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11 S.	20 E.	26	40	40	40	40	40		40	40								280	
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 20686																			
Comes now Truman Davidson and represents to the State Reclamation Engineer of the State of Idaho:																			
That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 20686																			
That the point of diversion is described in said permit as being located NE¼ NW¼ Section 26, Township 11 South, Range East, B.M.																			
That he now requests that an additional point of diversion be added in the SW¼ NE¼ Section 26, Township 11 South, Range East, B.M.																			
That his reasons for desiring to make such change are as follows: No. 1 well didn't produce water granted in Permit No. 2 well was added to supplement water.																			
That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.																			
Signed at _____, this 7th day of November, 1953.																			
Truman Davidson																			

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 20686. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that TRUMAN R. DAVIDSON of Murtaugh,, County of Twin Falls, and State of Idaho, the holder of Permit No. 20686, issued upon Application No. 28327 bearing date of priority of October 5, 1948, authorizing the diversion of 5.6 second feet of the waters of a well (subterranean flow) County of Twin Falls, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 3.1 second feet of the waters of said well; that the points of diversion of said waters are located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26, Township 11 South, Range 20 East, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 26, Township 11 South, Range 20 East, B.M.

Witness my hand this 25th day of November, A.D. 1953.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made October 20, 1953.
Certificate of Completion of Works issued November 25, 1953.

LICENSE ISSUED FOR 2.51 SEC. FT.

Page 7584