

11/08/2006

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

RIGHT NUMBER: 1-2077

NAME AND ADDRESS: BURLEIGH TOMCHAK
202 BASSETT RD
ROBERTS ID 83444

BRAZO VALLEY FARMS
C/O BURLEIGH TOMCHAK
ROBERTS ID 83444

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 2.000 CFS

PRIORITY DATE: 05/24/1949

POINT OF DIVERSION:
T04N R37E S3 NESW Lot 14 Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	4/01 11/01	2.000 CFS
PLACE OF USE:	<u>IRRIGATION in JEFFERSON County</u>		
	T04N R37E S04 Lot 1 NENE	40.00	T04N R37E S04 Lot 2 NWNE 40.00
	T04N R37E S04 SWNE	40.00	T04N R37E S04 SENE 40.00
	T04N R37E S04 NWSE	30.00	T04N R37E S04 SWSE 30.00
	220 ACRES TOTAL		

Right Nos. 1-2077 and 1-2078 are limited to the irrigation of a combined total of 220 acres in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 329 acres in a single irrigation season. Combined Right Nos.: 1-2077, 1-2078, and 35-7744.

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: BASIS OF CLAIM - License

The right holder shall maintain a totalizing measuring device of a type approved by the Department as a part of the diverting works.

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Use of water under this water right will be regulated by the watermaster of State Water District No. 1.

Water is delivered through Tomchak B pump #1.

December 8, 2006

FROM: Michael Holliday
TO: Files 1-2077 and 1-2078
RE: Notices of error from claimant

Burleigh Tomchak, in his notice of error for claims 1-2077 and 1-2078, wrote that the p/d for these claims should have been the same as that of 1-36K. However the p/d for 1-36K (the Tomchak B #2 pump) is over 3 miles from the place of use for 1-2077 and 1-2078. I believe that Mr. Tomchak intended to refer to the p/d for 1-7017 (the Tomchak B #1 pump) rather than 1-36K. The p/d recommendation for 1-7017 is based on a license which was further confirmed by a gps location. However, the recommendations for 1-2077 and 1-2078 were based on transfer 3855, which was processed in 1991. Therefore the p/d was recommended as transferred, even though it is believed that the legal description of the p/d on the transfer is incorrect.

I attempted to contact Mr. Tomchak by phone but his number had been disconnected. There was no new listing found in the phone book.

11/08/2006

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:

Water right number: 1-2077

BURLEIGH TOMCHAK
202 BASSETT RD
ROBERTS ID 83444
Telephone Number: (208)228-6871

BRAZO VALLEY FARMS
C/O BURLEIGH TOMCHAK
ROBERTS ID 83444
Telephone Number: (208)228-6871

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:

CHANGE POINT OF DIVERSION
TO SAME AS 2.800 CFS - WATER RIGHT 1-36K
TOWN R37E S22 NESESE Lot 3
WITH IN AFFERSON CO.

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: _____ SIGNATURE: _____

Please print your name: Burleigh Tomchak

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

KMO
11/30



Idaho Department of Water Resources

Adjudication Claim:

1-2077

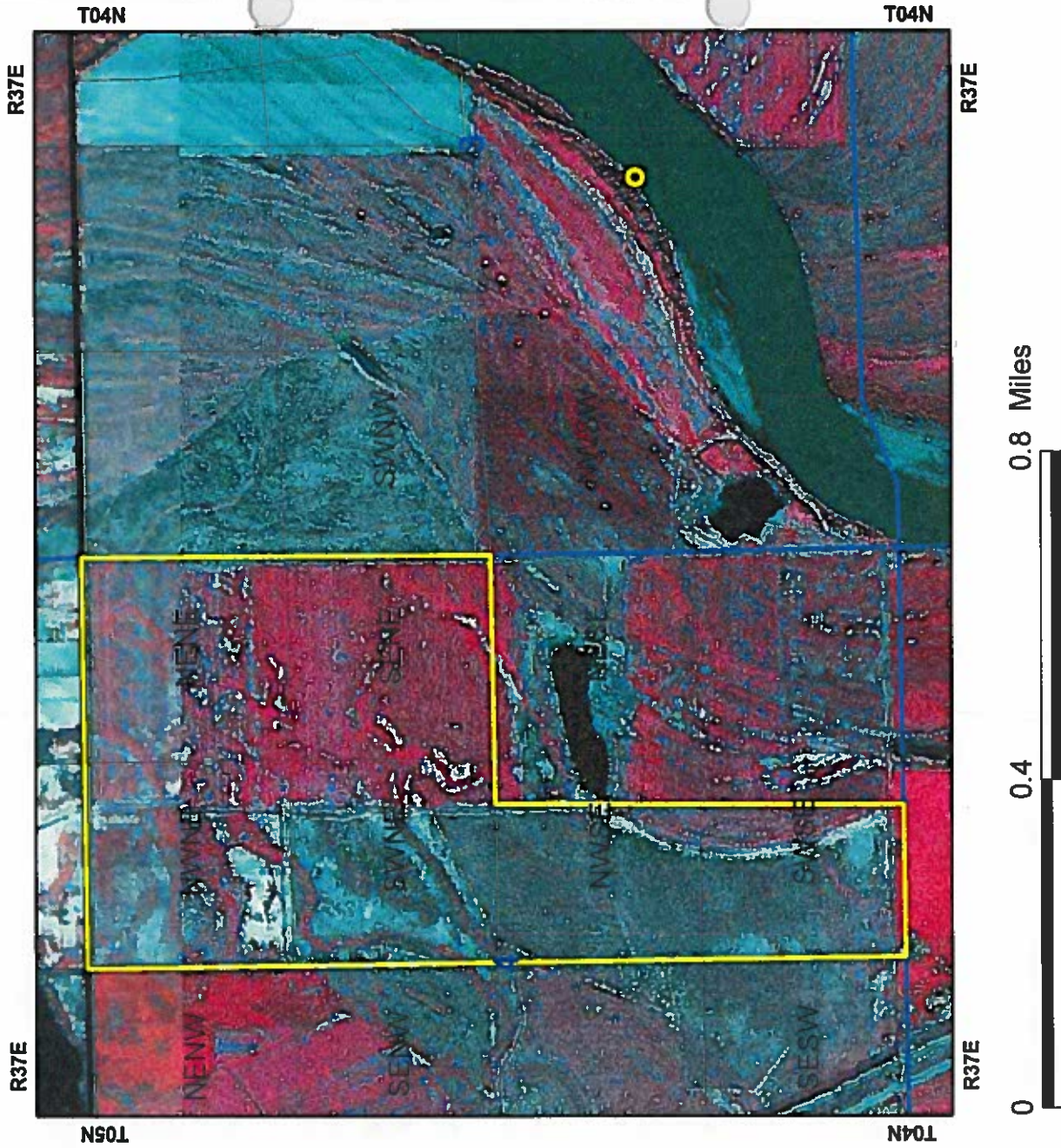
Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Jefferson County
IDWR Basin 1

Prepared by D. Dunn
On Tuesday, April 4, 2006
1987/88 Aerial Photography





Notes

Claims A01-2077 + A01-2078

1/ Exam done with New Owner, Carl Zittlau;
on 5-21-04. Mr. Zittlau was given a
Change of Ownership form + instruction.

2/ GPS data - 2653861
1390953 USR

File # Zittlau

Existing GPS tag on Power Pole - # A0008404
System has a 50hp pump in the Snake River
to mainline. P.O.D. is different from trans 3855*

3/ Map in file A01-2077

4/ Exam done by Harold Jones of Water Rights
Contracting Services.

PROFILED

SCANNED

NOV 22 2004

Claims A01-2077 & A01-2078



Existing GPS Tag # A0008404

PROFILED
SCANNED

NOV 22 2004

AOI-2077 + AOI-2078



Pump name plate

PROFILED
SCANNED

NOV 22 2004

AOI-2077 + AOI-2078



River Pump

PROFILED
SCANNED

NOV 22 2004

REC-50

OCT - 7 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Transfer No. 3855

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RIGHT
APPROVED

Name of applicant Bravo Valley farms c/o Burleigh Tomchak Phone 228-6871
Post Office address Roberts Idaho 83444

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use

2. Describe the reason for the proposed changes unable to divert water at the present location

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>01-2077</u> <u>35-02147</u>	<u>May 24, 1949</u>	<u>2.00</u>	<u>Irrigation</u>	<u>April 1</u> to <u>November 1</u>
<u>35-02149</u> <u>01-2078</u>	<u>June 10, 1949</u>	<u>1.54</u>	<u>Irrigation</u>	<u>April 1</u> to <u>November 1</u>
				to
				to

2. Total amount of water being transferred 3.54 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Snake River tributary to Columbia River

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

MICROFILMED

OCT 20 1992

RECEIVED

OCT - 7 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Eastern District Office

Transfer No. 3855

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APPROVED

Name of applicant Braço Valley farms c/o Burleigh Tomchat Phone 228-6871Post Office address Roberts Idaho 83444

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes unable to divert water at the present location

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>01-2077</u>				
<u>35-02147</u>	<u>May 24, 1949</u>	<u>2.00</u>	<u>Irrigation</u>	<u>April 1</u> to <u>November 1</u>
<u>35-0249</u>	<u>June 10, 1949</u>	<u>1.54</u>	<u>Irrigation</u>	<u>April 1</u> to <u>November 1</u>
<u>01-2078</u>				

2. Total amount of water being transferred 3.54 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Snake River tributary to Columbia River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		<u>NE</u>	<u>SW</u>	<u>3</u>	<u>4N</u>	<u>37E</u>	<u>Jefferson</u>	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
<u>04N</u>	<u>37E</u>	<u>4</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>										<u>30</u>	<u>30</u>		<u>220</u>

MICROFILMED
NOV 05 1990

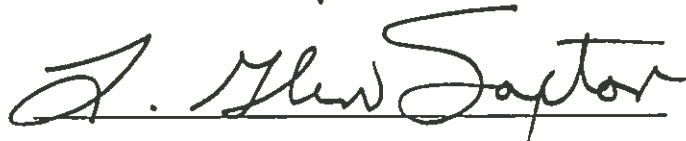
ATTACHMENT
CONDITIONS OF APPROVAL

Transfer of Water Right Nos. 01-02077 & 01-02078

Transfer No. 38554

1. Pursuant to this transfer, water right identification numbers 35-02147 and 35-02149 are hereby changed to 01-02077 and 01-02078.
2. Use of water under this water right is subject to control by the watermaster of State Water District No. 01, Snake River and tributaries.
3. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
4. A totalizing measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
5. The change authorized by this transfer shall be accomplished within (1) year of the date of this approval.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 27th day of September, 1991.



L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED
NOV 05 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 35-02149 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Roberts Slough tributary to _____

4. Date or priority June 10 1949

5. Water is used for the following purpose:

amount 1.54 for Irrigation purposes from April to November
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.54 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	<u>NE</u>	<u>SW</u>	<u>SE</u>	<u>33</u>	<u>39E</u>	<u>5N</u>	<u>Jefferson</u>	
					<u>5N</u>	<u>37E</u>		

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
<u>04N</u>	<u>37E</u>	<u>4</u>		<u>40</u>	<u>40</u>											<u>30</u>	<u>30</u>		<u>140</u>

Total acres 140

9. Describe any other water rights used for the same purpose as described above 35-02149

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 35-02147 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Roberts Slough tributary to _____

4. Date or priority May 24 1949

5. Water is used for the following purpose:

amount 2.0 for Irrigation purposes from 1 April to 1 November
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.0 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SW	SE	33	37E	5N	Jefferson	

8. Lands irrigated or place of use:

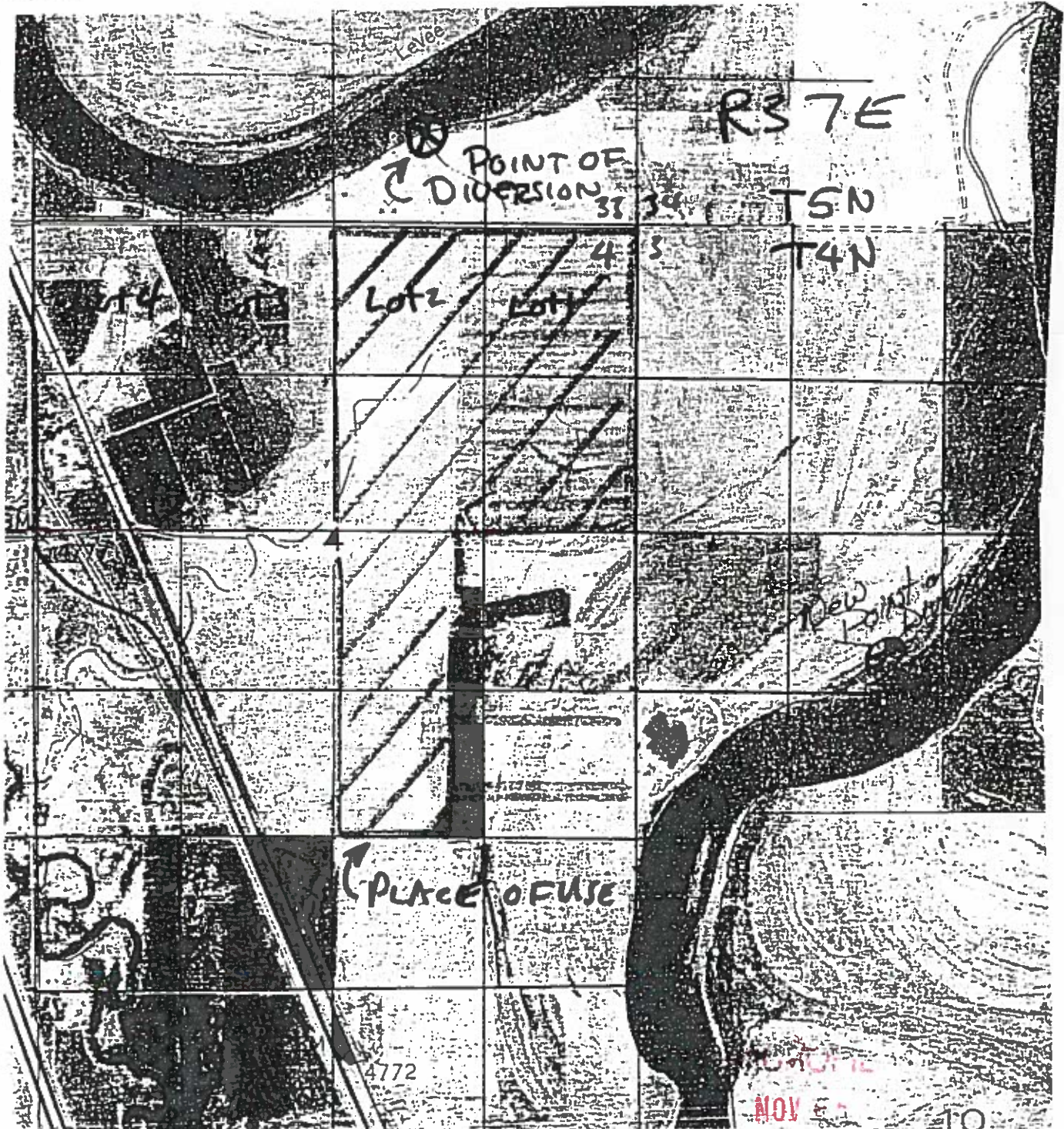
Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	37E	4	40	40	40	40										30	30		220

Total acres 220

9. Describe any other water rights used for the same purpose as described above 35-02149

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCANNED

AUG 24 2001

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: A01-02077
Date Received: 1/27/1992
Receipt No: E005009
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRAZO VALLEY FARMS
Address: C/O BURLEIGH TOMCHAK
ROBERTS ID

83444

Name: BRLEIGH TOMCHAK
Address: ROBERTS ID

208-228-6871

83444

2. Date of Priority: MAY 24, 1949

3. Source: SNAKE RIVER

Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	37E	3	NE	SW			JEFFERSON

5. Description of diverting works:
PUMP/MAINLINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

7. Total Quantity Appropriated is:
2.000 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
04N	37E	4	NE	NE		IRR	40.0

A01-02077

Page 1

Date: 01/27/92

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OCT 20 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	37E	4	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NW	SE		IRR	30.0
			SW	SE		IRR	30.0

Section Acres 220.0

Total Acres 220.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
A01-2078

14. Remarks:
Pursuant to this transfer, water right identification numbers
35-02147 and 35-02149 are hereby changed to 01-02077 and
01-02078.

15. Basis of Claim: LICENSE

Water Right Number: 21092

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: _____

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OCT 20 1992

Page 1 of 8OCT - 7 1991
STATE OF IDAHODEPARTMENT OF WATER RESOURCES
Eastern District OfficeTransfer No. 3855APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

APPROVED

Name of applicant Braigo Valley farms c/o Burleigh Tomchak Phone 228-6871
Post Office address Roberts Idaho 83444

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes unable to divert water at the present location

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>01-2077</u>	<u>May 24, 1949</u>	<u>2.00</u>	<u>Irrigation</u>	<u>April 1</u> to <u>November 1</u>
<u>35-02147</u>	<u>June 10, 1949</u>	<u>1.54</u>	<u>Irrigation</u>	<u>April 1</u> to <u>November 1</u>
<u>35-02149</u>				
<u>01-2078</u>				

2. Total amount of water being transferred 3.54 cubic feet per second and/or _____ acre-feet per annum.3. Source of water S Snake River tributary to Columbia River

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
<u>04N</u>	<u>37E</u>	<u>4</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>										<u>30</u>	<u>30</u>		<u>220</u>

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OCT 20 1992

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

Renumbered: A01-02077

Ident. Number: A35-02149

Date Received: 12/06/1988

Receipt No: E005009

Received By: KCW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BURLEIGH TOMCHAK 208-228-6871
Address:

ROBERTS, ID 83444

OR

Name: BRAZO VALLEY FARMS 208-228-6871

Address: C/O BURLEIGH TOMCHAK
ROBERTS, ID 83444

2. Date of Priority: JUN 10, 1949

3. Source: ROBERTS SLOUGH Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	37E	33	NE	SW	SE		JEFFERSON

5. Description of diverting works:
PUMP MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.540		

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

8. Total consumptive use is 350.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	37E	4	NW		NE	2	IRR	40.0
			SW		NE		IRR	40.0
			NW		SE		IRR	30.0
			SW		SE		IRR	30.0
Section Acres								140.0
Total Acres								140.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
A35-02147

14. Remarks:
ORIGIONAL ADJUDICATION CLAIM RECEIVED ON NOV 28, 1988

15. Basis of Claim: LICENSE
Water Right Number: 21104

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): Betty J. Thompson Date: 12/6/88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of Dec 19 88

Betty J. Thompson
Notary Public



Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires EXPIRES: 6-30-94

R37E

Airway Beacon

BM

4773

BM

4773

BM

4772

33

Roberts

34

Levee

POINT OF DIVERSION

T5N

T4N

Lt 2

BM

4

Actual
POD

PLACE OF LIFE

A 35-02149

MICROFILMED

OCT 20 1992

4772

Levee

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: A01-02077
Ident. Number 39576
Date Received A35-02149
Receipt Number 11-28-1988
45005009
KCW

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

NOV 28 1988

Department of Water Resources
Eastern District Office

A0102077

Please type or print clearly

1. Name of Claimant (s) Burke & Tom Clark Phone () 228-1
Mailing Address 6600 S. 20th Zip 83404
2. Date of Priority (Only one (1) per claim) _____
3. Source of water supply (a) Ground water
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 3 Range 37 Section 22-24
NW 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Jackson
Additional points of diversion if any: yes 1 1/2 mile west
- 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. TD Burke & Doug H
which involves 150 acres

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OCT 20 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (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.) Stockwater

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	

Total number of acres irrigated 300

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

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:

Leas - property

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Last Name

Tomchak

Ident No.

A35-02149

LE005009

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Scale: 2 inches equals 1 mile

A 16x16 grid of 256 squares. Each square contains a small crosshair pattern, which is a central point with four lines extending outwards to the edges of the square, forming a cross shape. The grid is composed of 16 rows and 16 columns of these squares.

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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) Burleigh Tomchak Date 11/28/88

Mabel Tomchak Date 11-28-88

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 _____)
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 Tomchak Ident. Number A35-02149

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