

11/27/2006

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

RIGHT NUMBER: 1-10035

NAME AND ADDRESS: TRAN R KING
910 SUMMERSET CT
IDAHO FALLS ID 83404

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.190 CFS

PRIORITY DATE: 04/30/1900

POINT OF DIVERSION:

T04N R40E S36 SENWSE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.190 CFS

PLACE OF USE: IRRIGATION in JEFFERSON County

T04N R40E S36	SWNW	9.90	T04N R40E S36	SENW	0.40
---------------	------	------	---------------	------	------

10.3 ACRES TOTAL

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 - Decreed

This right is a split from former right 1-125A.

Water is delivered through Nelson Pump.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 22 2007

Department of Water Resources
Eastern Region

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

RECEIVED

MAR 19 2007

Department of Water Resources
Eastern Region

[] Water Right Number(s):

01-10035

[] Name(s):

TRAD R. King

[] Old Mailing Address:

[] New Mailing Address:

64N 5050 E

Rivier, Id. 83443

record updated
NCAP prepared
3-8-07

Telephone Number:

(208) 243-0909

[] Signature(s) of Owner(s)



OWNER
(Include your title if on behalf of company or organization)

Date: 2-7-07

SCANNED

MAR 15 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

JAMES E. RISCH
Governor

KARL J. DREHER
Director

December 12, 2006

TRAN R KING
64 N 5050 E
RIRIE ID 83443

RE: CHANGE OF ADDRESS FOR 01-10035

Dear Mr. King:

Please fill out the enclosed change of address form and mail back to me. We need signed permission to update your address in our database.

Sincerely,

COPY

Jennifer Crabtree
Technical Records Specialist

Enclosure

United States
Department of Water Resources

2002 10 30

RECEIVED

U.S. POSTAGE
PB
1281
8972 \$00.630 NOV
5733 MAILED FROM ZIP CODE

ADDRESS SERVICE
REQUESTED

*Mail from this
in yr. 2000*

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Eastern Regional Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED

TRAN R KING
910 SUMMERSET CT
IDAHO FALLS, ID 83404

*hang
address*



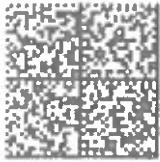
TRAN R KING
64 N 5050 E
Ririe ID
83443

POCATELLO ID 837
15 NOV 2006
U.S. POSTAGE
PB3523907
1971
8982 \$00.390 NOV 15 2006
5390 MAILED FROM ZIP CODE 83402

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

FIRST CLASS



UNITED STATES POST
02 1A
000438939
MAILED FRC

RECEIVED

DEC 26 2005

DEPARTMENT OF
WATER RESOURCES

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

TO
JAN
FALLS

TRAN R KING
910 SUMMERSET CT
IDAHO FALLS ID 83404

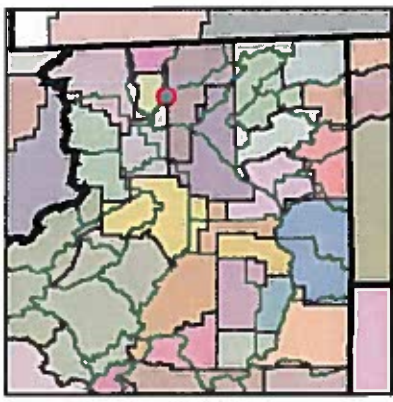


Idaho Department of Water Resources

SRBA Recommendation:
1-10035
(Irrigation)

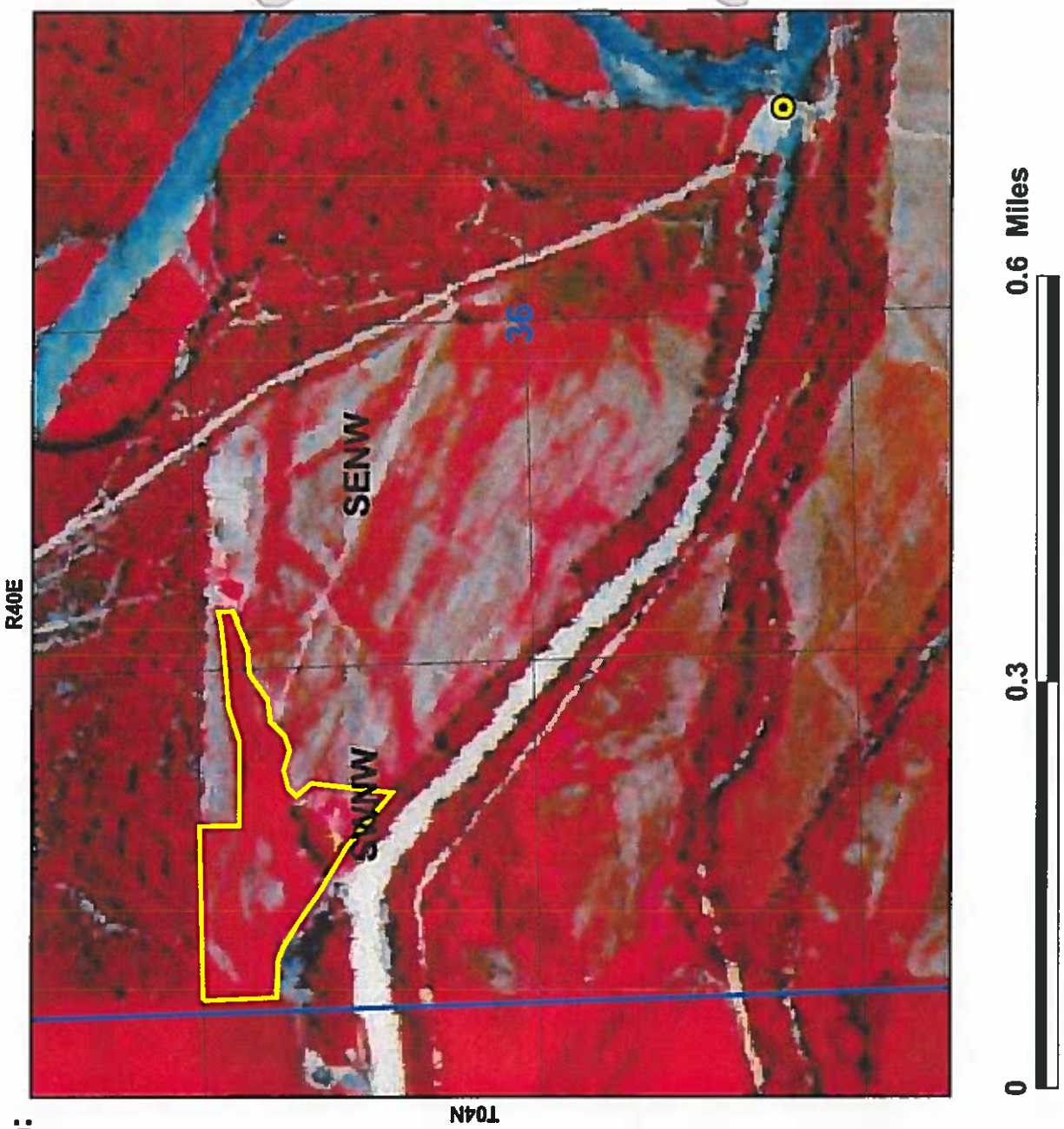
Legend

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



Jefferson County
IDWR Basin 1

Prepared by M. Holliday
On Monday, November 27, 2006
1987/88 Aerial Photography



0.025 CFS/AC

1-125 A

~~15.32 CFS~~
MATTSON, BC+CG
15.44 CFS

1-125

MATTSON, BC+CG

4/30/1900

20 CFS

SNAKE RIVER

P.O.U.

B.G. MATTSON

4N 40E 35 NW 1/4

160 AC

C.G. MATTSON

4N 40E 25 SW 1/4

26 SE 1/4

36 NW 1/4

35 NE 1/4

640 AC

* XFR 809

0.58 CFS ABANDONED TO

COMPENSATE FOR

TRANSMISSION LOSSES

WATER MOVED OFF OF

SENW + E 1/2 SWNW

OF SECTION 36

1-125 B

2.05 CFS

W.G. BURKE

P/D: GREAT WESTERN HEAD

POH: 2N 37E 7 NE 1/4

E 1/2 NW 1/4

LOTS 1+2

1-125 C

2.05 CFS

C.W. BURKE

P/D GREAT WESTERN HEAD

POH: 2N 37E 5 LOTS 3+4

5 1/2 NW 1/4

6 LOT 1

SENE

XFR 1025 LEFT

P/D UNCHANGED

1-125 D

PARREL W BURKE

0.80 CFS

127.7 AC

W/IN 2N 37E 5

1-125 E

C.W. BURKE

0.20 CFS

3N 37E 33 SWSW

1-125 F

A. N. 150M

1.05 CFS

2N 37E 16 N 1/2 NE 1/4

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 809.

THIS IS TO CERTIFY That W. G. BURKE and C. W. BURKE, of Idaho Falls, Idaho, are the owners of and using the following water rights from Snake River: 1.16 cubic feet per second with priority of June 1, 1886, decreed to the Long Island Irrigation Company; and 4.75 cubic feet per second with priority of April 30, 1900, decreed to B. C. and C. G. Mattson, by decree of Judge J. M. Stevens of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, in the case of

Rexburg Irrigation Company, et al.,
Plaintiffs,

vs.

Teton Irrigation Canal Company, et al.,
Defendants.

said decree bearing date of December 16, 1910, and by said decree and by Transfer Certificate No. 579, being appurtenant to the following described lands, to-wit:

SE $\frac{1}{4}$ NW $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 36, Township 4 North,
Range 40 East, B.M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 3 of Decrees, beginning at Page 450, and that said Transfer Certificate No. 579 has been recorded in Volume 2 of Transfers at Page 579.

That said applicants have become the owners of said land and water right by mesne conveyance.

And that now upon the application of W. G. Burke and C. W. Burke, of Idaho Falls, Idaho, for the transfer of 5.72 cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use 5.72 cubic feet per second of the waters of Snake River upon the above described lands is hereby abandoned and the place of use of 5.14 cubic feet per second of the waters under such right hereby confirmed shall, by this Certificate, become appurtenant for irrigation and domestic purposes, after a deduction of ten per cent (10%) or .58 cubic feet per second of said water right has been abandoned to Snake River to compensate other water users for the transmission loss caused by the change in point of diversion, is described as follows, to-wit:

For W. G. Burke, 1.04 cubic feet per second with June 1, 1886, priority, and 2.05 cubic feet per second with April 30, 1900 priority, for use on the NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Lots 1 and 2, Section 7, Township 2 North, Range 37 East, B.M.

For C. W. Burke, 2.05 cubic feet per second with April 30, 1900 priority, for use on Lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 5, Lot 1 and SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6, all in Township 2 North, Range 37 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

1.04 cubic feet per second of the waters of Snake River, with priority of June 1, 1886, and 4.10 cubic feet per second with priority of April 30, 1900.

That the water right hereby transferred has heretofore been conducted from Snake River to the first above described lands through the Nelson Ditch, with point of diversion near the center of Section 36, Township 4 North, Range 40 East, B.M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through the Great Western Canal, with point of diversion in the NE $\frac{1}{4}$ Section 35, Township 4 North, Range 37 East, B.M.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed at Boise, Idaho, this 19th day of May, 1953.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

THIS IS TO Certify that MRS. PEARL COLE, Trustee for MINNIE EGGLESTON, PEARL COLE, J. D. BROWNING, RAY BROWNING and HAZEL SMUIN, of Idaho Falls, Idaho, is the owner of and using a certain water right bearing date of priority of June 1, 1886 for 1.16 cubic feet per second of the waters of the SNAKE RIVER, in the County of Jefferson, State of Idaho, said water being decreed to Long Island Irrigation Co. by decree of Judge J. M. Stevens of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, in the case of

REXBURG IRRIGATION COMPANY, et al vs. TETON IRRIGATION CANAL CO., et al

said decree bearing date of December 16, 1910, for the purpose of irrigating the following described lands, situate, lying and being in Water District No. 36 in the County of Jefferson, State of Idaho, to-wit:

A tract of land beginning at a point 160 rods west of the Northeast Corner of Section 31, Township 5 North, Range 39 East, B. M., and running thence south 80 rods, thence west 80 rods, thence north 40 rods, thence east 29 rods, thence north 15 rods, thence east 8 rods, thence north 25 rods, thence east 43 rods to place of beginning, containing 32 acres more or less;

THAT THE SAID Decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Book 3 of Decrees, at Page 450;

THAT THE SAID Applicant has become the owner of the said land and water right by ownership of Stock Certificate Nos. 521 and 603 in the Long Island Irrigation Co., each for 256.64 shares, each share representing 0.42 inches of water.

THAT NOW, UPON THE Application of MRS. PEARL COLE, Trustee, for a Certificate of Transfer of Water Right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of 1.16 cubic feet per second of the waters of the SNAKE RIVER upon the lands above described, is HEREBY ABANDONED, and the lands to be irrigated under such right and to which the water right hereby confirmed shall become appurtenant, by this Certificate, for irrigation and domestic purposes are described as follows:

SE $\frac{1}{4}$ NW $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36, Township 4 North, Range 40 East, B.M.;

situate, lying and being in the County of Jefferson, State of Idaho, and said water to be limited at any time to an amount actually needed and beneficially used for such purpose, and shall not exceed the following amount to-wit:

1.16 cubic feet per second of the waters of Snake River,
with date of Priority of June 1, 1886;

THAT THE WATER Hereby transferred has heretofore been conducted to the first above described lands through the Long Island Canal, having its point of diversion from Snake River at a point in the

SW $\frac{1}{4}$ of Section 10, Township 4 North, Range 39 East, B. M.;

THAT THE WATER Hereby transferred will hereafter be conducted to the new place of use through the Nelson Ditch, having its point of diversion from Snake River at a point

Near the center of Section 36, Township 4 North, Range 40 East, B. M.;

THAT THE LAST Above described lands already have appurtenant to them a water right for 4.75 cubic feet per second of the waters of the Snake River, with a date of priority of April 30, 1900, which is a flood water right only;

THAT THE RIGHT To the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the Laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 20th day of July, 1937.

R. W. FARIS
Commissioner of Reclamation

By

Paul H. Berg

Supervisor of Water Distribution

SCANNED

AUG 27 2001

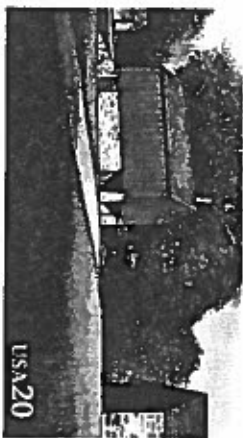
YOUR WATER RIGHT NUMBER (A01-10035 & A25-12085) HAS
BEEN CHANGED TO REFLECT THE ADDRESS ON THE FRONT OF
THIS CARD.

RESPECTFULLY,

Autumn Jones

AUTUMN JONES

DEPT. OF WATER RESOURCES



TRAN KING
910 SUMMERSET COURT
IDAHOFALLS ID 83404

RECEIVED

AUG 28 1997

Department of Water Resources
Eastern Region

A01-10035, A25-12085

Mail this postcard to people and businesses that send you mail.

Please send mail to new address beginning: 06/01/97
Month Day Year

TRAN King

My Name (Last name, first name, middle initial)

OLD Address

OLD Complete Street Address or PO Box or Rural Route and RR Box

Apt./Suite #

98 N. 5050 E

City or Post Office

State

ZIP or ZIP+4 Code

King, Ida 83443

NEW Address

NEW Complete Street Address or PO Box or Rural Route and RR Box

Apt./Suite #

City or Post Office

State

ZIP or ZIP+4 Code

NEW Telephone Number (Optional)

Account Number (If applicable)

Signature

Today's Date: Month Day Year

208-529-6667

TRAN & CHRISTINE KING
910 SUMMERSET COURT
IDAHO FALLS, IDAHO 83404

08/01/97



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED
SEP 12 1996
Department of Water Resources

August 8, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

98 TRAN R KING
~~100~~ N 5050 E
RIRIE ID 83443

Re: Snake River Basin Adjudication (SRBA)
Notices of Claim No. A01-10035 & A25-12085
Change of Address

*A & R words changed 09-12-96
& 'R' on A01 claim. ss*

Dear Claimant,

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claim can be sent only to the address on your claim or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

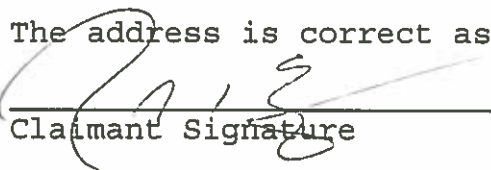
Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

The address is correct as shown above or as otherwise changed.


Claimant Signature

9/10/96

MICROFILMED

NOV 05 1996

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF TWIN FALLS**

**In Re Snake River Basin Adjudication Case
No. 39576**

**Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.**

**TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:**

**THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH
THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT.
THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PRO-
CEEDINGS ON THESE WATER RIGHT CLAIMS.**

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

32673
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

L C!
AD1-10035
Kx A25-12085

FORWARDING ORDER EXPIRED

**RECEIVED
APR 21 1995**

Department of Water Resources

TRAN R KING
~~102 N 5050 E~~
RIRIE ID 83443

100 N 5050 E

**MICROFILMED
NOV 05 1996**

Date Received

RECEIVED

State of Idaho
Department of Water Resources

RECEIVED

DEC 2 1988

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

DEC 09 1988

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Tran R. King

Name of Claimant

P.O. Box 588

Post Office Address

Rigby, Id. 83442

City, State, Zip Code

Jefferson

County(s) where Place of Use is located

11-30-88

Date Claim Originally Due

Nelson Ditch

Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

We need Dept. records To complete forms, and we ^{are} not
able To get an appt. that fit with your dept. until
Dec-15th.

Claimant requests an extension to Jan. 15th, 1989.

[Signature]
Signature

OWNER

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby

X granted denied,
and the filing deadline extended to 12/30, 1988.

Signed this 13 day of December, 1988.

[Signature]
Director or his designated agent

DAVID B. SHAW

MICROFILMED

DEC 20 1992

AUG 24 2001

#101-2 X

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: A01-10035
Date Received: 12/15/1988
Receipt No: ~~E00-347~~
Received By: 3363

Assisted by Euro

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TRAN R. KING
Address: 102 N. 5050 E.
RIRIE, ID

208-538-7337

83443

2. Date of Priority: APR 30, 1900

3. Source: SNAKE RIVER, SOUTH FORK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04N	40E	36	NW SE		JEFFERS

5. Description of diverting works:
NELSON DITCH - CONCRETE HEADING WITH METAL SCREW GATE AND PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.190		

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

8. Total consumptive use is 125.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	40E	36	SW NW		IRR	12.0
			SE NW		IRR	29.0
			NE SW		IRR	10.0
Section Acres						51.0

A01-10035

Page 1

Date: 12/15/88

RECEIVED

DEC 23 1988

MICROFILMED

OCT 20 1992

Department of Water Resources
Eastern District Office

10. Place of Use: Continued

Total Acres 51.0

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:
STORAGE WATER IN PALISADES RESERVIOR.

14. Remarks:

15. Basis of Claim: DECREED
Water Right Number: 00125
Case Number:
Court :
Decree date: 12/16/1910

REXBURG IRR. CO. ET AL
Decree Plaintiff

vs

TETON IRR. CANAL CO. ET AL
Decree 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 X 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): [Signature] Date: 12-15-88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 15 day
of Dec 19 88

Ernest Carlson
Notary Public

Seal

Residing at Blake Falls, W.

My Commission Expires 14 June 1994

DATE: 09/04/97
PAGE: 1

DIVERSION
VOLUME

125.00 AFA

Stage: DECREED

JEFFERSON County

ME

TOTAL ACRES

Other Rights: STORAGE WATER IN PALISADES RESERVIOR.

REMARKS: GEN THIS RIGHT IS A PORTION OF 01-00125. IT WAS THE REMAINDER LEFT AFTER TRANSFER 809.

ADDRESS CHANGE BY CLAIMANT LETTER.

Objection Filed Date:

Field Inspection Flag:
Presumption Flag:

DATE: 09/04/97
PAGE: 1



Nelson Ditch)

Z-13

MICROFILMED

OCT 28 1992

NOT TO SCALE