

11/13/2006

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

RIGHT NUMBER: 1-10066
NAME AND ADDRESS: KARL SEARLE
860 E 1200 N
SHELLEY ID 83274

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 4.500 CFS

The rights listed below are limited to a total combined diversion rate of 10.1 cfs. Combined Right Nos.: 1-1R, 1-10064, 1-10066, 1-10067, 1-10068, and 1-10508.

PRIORITY DATE: 06/01/1883

POINT OF DIVERSION:
T02N R37E S12 NWNENW Within BONNEVILLE County
T04N R37E S35 NENE 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		4.500 CFS
PLACE OF USE:	<u>IRRIGATION in BINGHAM County</u>				
	T01N R36E S22	NESE	39.00	T01N R36E S22	NWSE 40.00
	T01N R36E S22	SWSE	39.00	T01N R36E S22	SESE 40.00
	T01N R36E S23	SWSW	40.00	T01N R36E S26	NWNW 39.00
	T01N R36E S26	SWNW	40.00	T01N R36E S26	NWSW 40.00
	T01N R36E S26	SWSW	39.00	T01N R36E S27	NENE 40.00
	T01N R36E S27	SENE	40.00	T01N R36E S27	NESE 40.00
	T01N R36E S27	SESE	40.00	T01N R36E S35	NWNE 1.10
	T01N R36E S35	NENW	37.00	T01N R36E S35	NWNW 35.00
	T01N R36E S35	SWNW	40.00	T01N R36E S35	SENW 14.00
	T01N R36E S35	NWSW	25.00	T01N R36E S35	SWSW 1.60

669.7 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 652 acres within the place of use described above in a single irrigation season. Combined Right Nos.: 1-1R, 1-10064, 1-10066, 1-10067, and 1-10068.

The rights listed below are limited to the irrigation of a combined total of 669.7 acres in a single irrigation season. Combined Right Nos.: 1-1R, 1-10064, 1-10066, 1-10067, 1-10068, and 1-10508.

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

Water is delivered through the Great Western and Porter Canals.

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

Right No. 1-10508 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

This right is a combination of portions of old Right Nos. 1-68 and 1-136B.

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

11/13/2006

RECEIVED

NOV 24 2006

NOTICE OF ERROR
REPLY

Department of Water Resources
Eastern Region

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: 1-10066

KARL SEARLE

860 E 1200 N

SHELLEY ID 83274

Telephone Number: (208)357-7102

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:

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: 11-17-06 SIGNATURE: Karl Searle

Please print your name: Karl Searle

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

MS
11/30



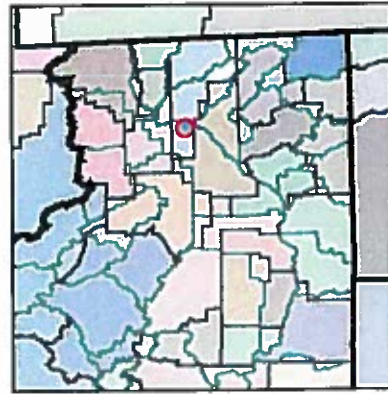
Idaho Department of Water Resources

SRBA Recommendation:

1-1R
1-10064
1-10066
1-10067
1-10068
1-10508
(Irrigation)

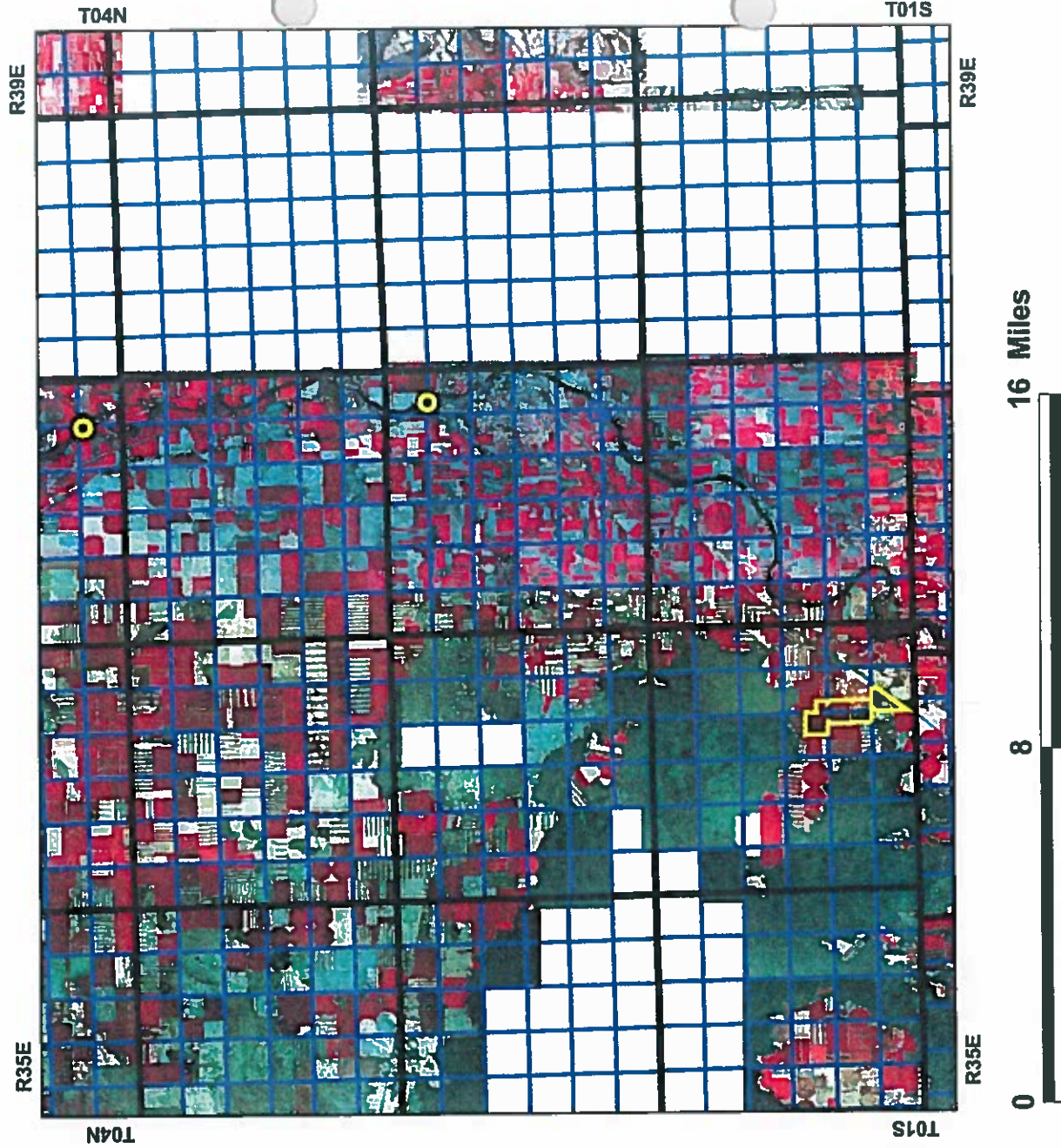
Legend

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

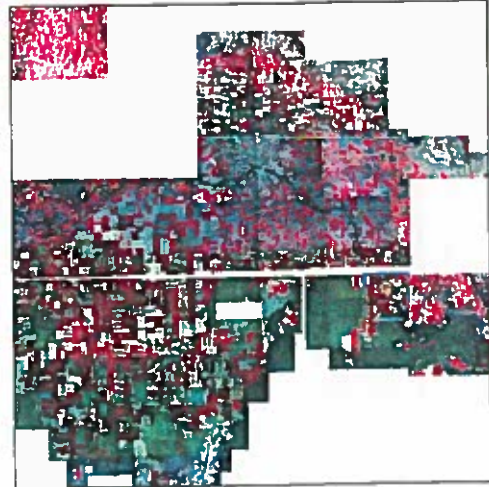
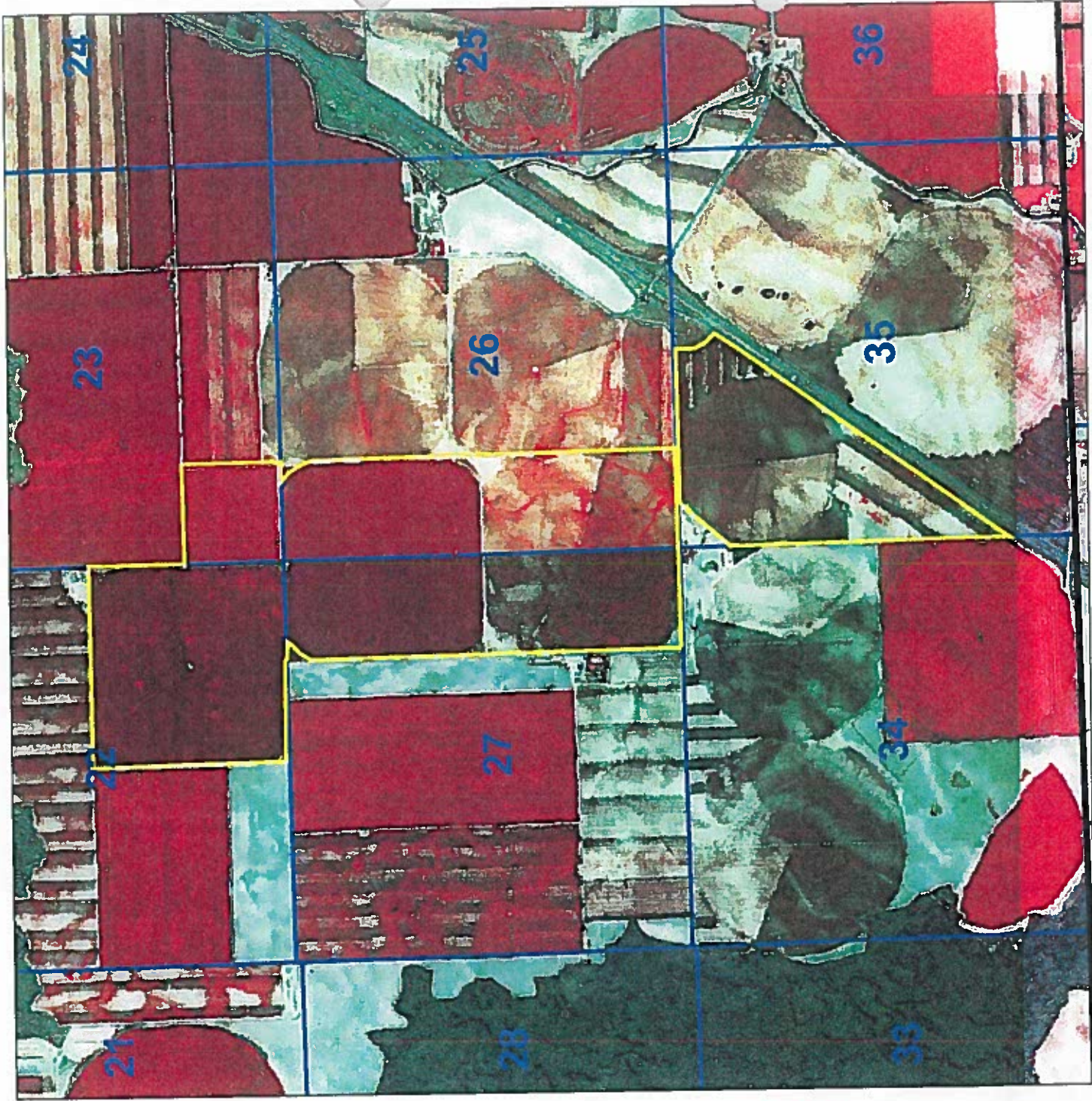


Bonneville, Bingham Counties
IDWR Basin 1

Prepared by K. Moore
On Thursday, November 2, 2006
1987/88 Aerial Photography



1-1R
1-10064
1-10066
1-10067
1-10068
1-10508



DATE RECEIVED 6-1-89 AMOUNT \$ YES NO Required Info?

1. Is the name and address complete with zip code? YES NO *

2. Is a priority date entered? YES NO *

Is the priority date acceptable in view of mandatory filing dates? YES NO *

See Adjudication Memos #1 and #4 to determine if a Permit is required. YES NO *

3. (a) Is a source entered? YES NO *

(b) Is a tributary to entered? (if required) YES NO *

4. Is the legal description of the p.d. sufficient? YES NO *

5. Is there a description of the diverting works? YES NO *

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. YES NO *

Is the period of use included? YES NO *

Is a quantity claimed for each use? YES NO *

7. Is a total quantity claimed entered? YES NO *

8. If required is a consumptive use entered? YES NO *

Is the consumptive use correct? YES NO *

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. YES NO *

10. Is (are) the place(s) of use and purpose(s) indicated? YES NO *

11. Is (are) the county(ies) entered? YES NO *

12. Is the ownership of p.u. checked? YES NO *

13. Are other water rights listed or "none" indicated? YES NO *

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) YES NO *

15. Is the basis of the claim indicated? YES NO *

16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) YES NO *

17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. YES NO *

18. Has the claim been signed, sealed, and dated by a notary? YES NO *

19. Was this claim filed on time, or was an extension granted? YES NO *

20. Is the fee enclosed correct? YES NO *

21. If this claim is based on an existing water right, has the identification number been entered? YES NO *

22. Should this claim be data entered? YES NO *

see 1-1 R
for field maps

Claim checked by: ESJ Date: 7-7-89
Claim must be returned to claimant: (Yes) (No)
Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: Date:
Claim data entered by: 35-7-24-89 Date: Checked by: Date:
Sent to claimant by: Date:

Comments: Old Water Right No. - 01-00068 / 00136B
Point of Diversion is incorrect. Will need field exam.

MICROFILMED
OCT 20 1992

AUG 27 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: A01-10066
Date Received: 6/01/1989
Receipt No: E008632
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KARL SEARLE 208-357-7102
Address: 860 E. 1200 N.
SHELLEY, ID 83274

2. Date of Priority: JUN 01, 1883

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
02S	36E	7	NE	NW	SE		BINGHAM

5. Description of diverting works:
HEADWORKS OF GREAT WESTERN AND PORTER CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	01/01	12/31	4.500		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	36E	22	NE	SE		IRR	39.0
			NW	SE		IRR	38.0
			SW	SE		IRR	38.0

A01-10066

Page 1

Date: 07/24/89

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OCT 20 1992

10. Place of Use: Continued

Township 01N	Range 36E	Section 22	1/4 SE	of 1/4 SE	Lot	Use IRR	Acres 40.0
						Section Acres	155.0
		23	SW	SW		IRR	40.0
						Section Acres	40.0
		26	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	39.0
						Section Acres	159.0
		27	NE	NE		IRR	39.0
			SE	NE		IRR	39.0
			NE	SE		IRR	39.0
			SE	SE		IRR	38.0
						Section Acres	155.0
		35	NE	NW		IRR	34.0
			NW	NW		IRR	35.0
			SW	NW		IRR	39.0
			SE	NW		IRR	12.0
			NW	SW		IRR	22.0
			SW	SW		IRR	1.0
						Section Acres	143.0
						Total Acres	652.0

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

26401-0001. T399-0118, T49201-0116, T398-0117

14. Remarks:

THE PROPERTY LISTED ABOVE IS OWNED BY THE KARL SEARLE FAMILY
LIMITED PARTNERSHIP OF WHICH I AM A GENERAL PARTNER.

INCLUDED IS A COPY OF THE TRANSFER OF WATER RIGHT FROM THE IDWR.

15. Basis of Claim: DECREED

Case Number:
Court :
Decree date:

Decree Plaintiff

vs

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 _____ 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)
County of _____) SS.

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

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

A01-10066

Date Received

6-1-89

Receipt Number

E008632

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

A010066



Please type or print clearly

1. Name of Claimant (s) Karl Searle Phone (208) 359-7102Mailing Address 860 E 1200 N Shelley, Ida. Zip 832742. Date of Priority (Only one (1) per claim) June 01, 18833. Source of water supply (a) Snake River
which is tributary to (b) Columbia River4. a. Location of existing point of diversion is: Township 25 Range 36E Section 7,
NE 1/4 of NW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Bingham

Additional points of diversion if any: _____

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.

Headworks of Great Western
and Porter Canals

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from _____ to _____ amount 4.5 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.5 (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.) _____

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	
1N	36E	22													39	38	38	40	155
		26						40	40			40	39						159
		27	39			39									39			38	155
		35					34	35	39	12		21	1						143
		23											40						40

Total number of acres irrigated 652

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

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.

T 264 01-0001, T398-0117, T399-0118, T49201-0116 or None ()

14. Remarks:

The property listed above is owned by
The Karl Searle Family limited
Partnership of which I am a General
Partner.
Included is a copy of the Transfer of
Water Right From the IDWR

Last Name Searle Ident No. _____

Copies: White, State, Yellow, Green

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15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐

Decree ☒

If applicable provide IDWR Water Right Number T247 01-0068

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 4

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Karl Searle Date 6/1/89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

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 X)

County of Bonneville) ss.

Subscribed and sworn (or affirmed) before me this 1st day of June 19 89

SEAL

Notary Public Thomas R. French

Residing at Idaho Falls Idaho

My Commission Expires 1-1-92

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 _____

Last Name Searle Ident. Number _____

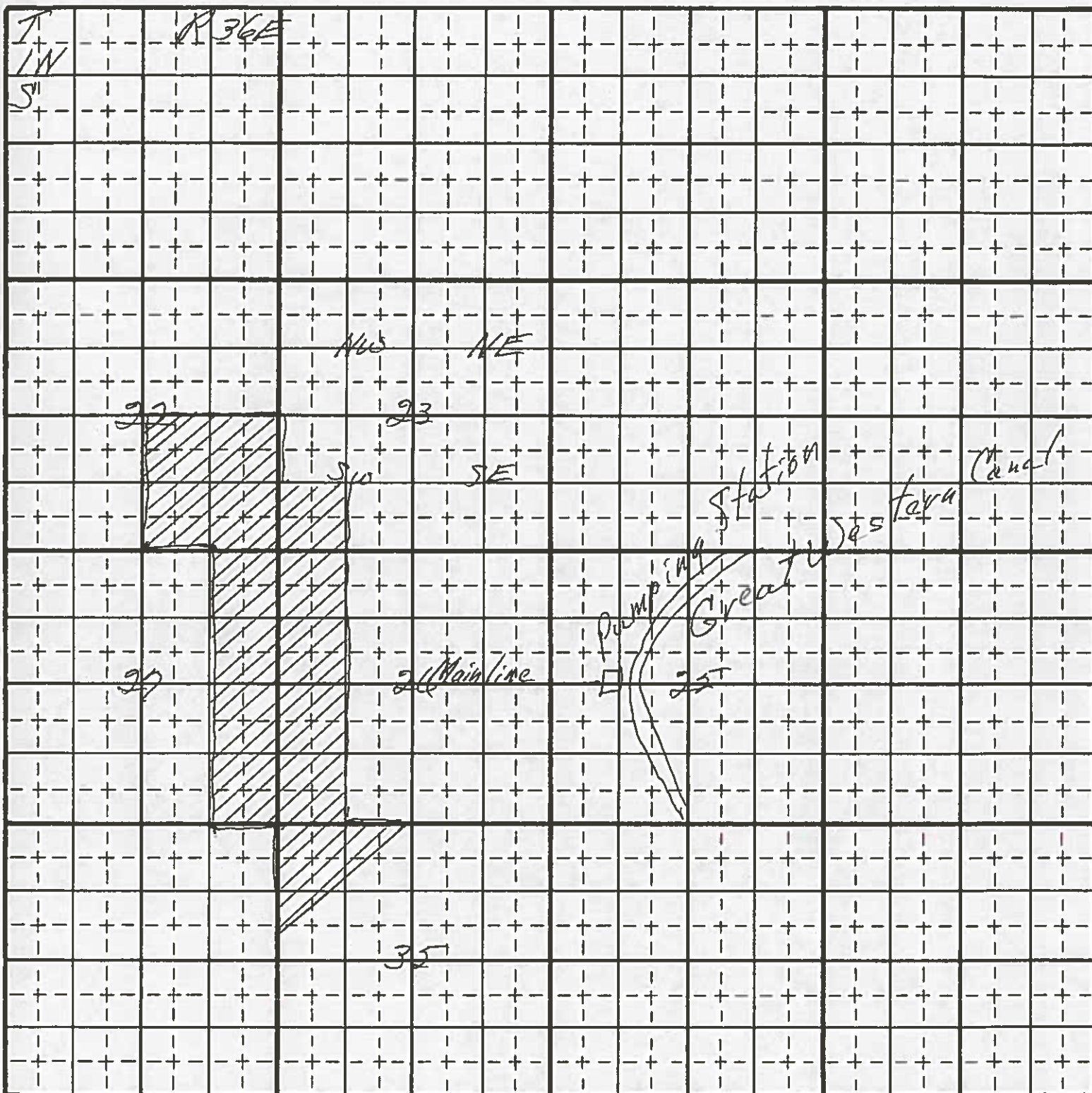
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Copies White-State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



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Last Name

Searle

Ident No.

Copies: White-State, Yellow-Claimant

KARL SEARLE

RIGHT #	AMT. (cfs)	Kelly Bros. 19% cfs	Remainder cfs	Merwyn Searle 34% cfs	Karl Searle 37% cfs	Earl Searle 29% cfs
(F-01-0004A) T264/01-0001B	8.67	1.65	7.02	2.39	2.60	2.03
A01-00068 T247/01-00068	10.00	1.90	8.10	2.75	3.00	2.35
2/01-0136B	5.00	0.95	4.05	1.38	1.50	1.17
A01-00118A } T398/01-0116M	1.16	0.22	0.94	0.32	0.35	0.27
01-0117R						
01-0118K						
A01-00118B } T399/01-0116P	0.835	0.159	0.676	0.23	0.25	0.196
01-0117T						
01-0118M						
A01-00118C T492/01-0116AR	8.00	1.52	6.48	2.20	2.40	1.88
TOTALS	33.67	6.399	27.266	9.27	10.10	7.896

Claims Done For Earl

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