

11/13/2006

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

RIGHT NUMBER: 1-10246

NAME AND ADDRESS: JOSEPH M OLER
505 SUGAR AVE
SHELLEY ID 83274

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.560 CFS

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION:

T02N R37E S12 NWNENW Within BONNEVILLE County

T04N R37E S35 NENENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
1.560 CFS

PLACE OF USE: IRRIGATION in BINGHAM County

T01S R36E S01 Lot 4 NWNW	2.80	T01S R36E S01	SWNW	21.00
T01S R36E S01 NWSW	15.00	T01S R36E S01	SWSW	0.10
T01S R36E S02 Lot 1 NENE	3.40	T01S R36E S02 Lot 2 NWNE	1.20	
T01S R36E S02 SWNE	25.00	T01S R36E S02	SENE	37.00
T01S R36E S02 NESE	40.00	T01S R36E S02	NWSE	33.00
T01S R36E S02 SWSE	29.00	T01S R36E S02	SESE	31.00

238.5 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 238.5 acres in a single irrigation season. Combined Right Nos.: 1-162D, 1-163D, 1-164D, 1-165D, 1-10131, 1-10246, and 1-10511.

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 1-35B.

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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-10246

WATER RIGHT NUMBER: 1-10246

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOSEPH M OLER 505 SUGAR AVE SHELLEY, ID 83274 (208) 357-3669
Original Owner	DEAN L SEARLE 547 E 1250 N SHELLEY, ID 83274 (208)357-3050
Original Owner	S & S FARMS 547 E 1250 N SHELLEY, ID 83274 (208)357-3050

Priority Date: 06/01/1885

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	1.560 CFS	
	<u>Total Diversion:</u>	1.560 CFS	

Location of Point(s) of Diversion

SNAKE RIVER	NE1/4SE1/4SE1/4	Sec. 2, Twp 01S, Rge 36E, B.M.
BINGHAM County	(Rediversion)	
SNAKE RIVER	NE1/4NE1/4NE1/4	Sec. 35, Twp 04N, Rge 37E, B.M.
BONNEVILLE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	36E	1						2.5	19.0			17.0	2.0						40.5
								L 4											
01S	36E	2	5.0	2.5	17.0	37.0									40.0	32.0	32.0	33.0	198.5
			L 1	L 2															

Total Acres: 239

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-10246

1. THIS APPLICATION (A35-11328) IS DERIVED FROM RIGHT 01-0035B VIA TRANSFER 645 AND TRANSFER 278. RIGHT 01-0035B WAS SPLIT THREE WAYS BY TRANSFER 645. I DON'T BELIEVE THAT WE ASSIGNED THESE SPLITS A SUFFIX OR UPDATED OUR RECORDS. DMD

Remarks:

Comments:

Water Supply Bank:



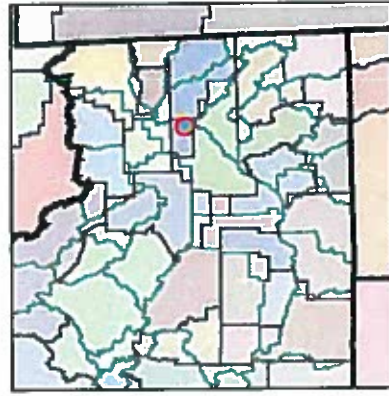
Idaho Department of Water Resources

SRBA Recommendation:

1-162D
1-163D
1-164D
1-165D
(Irrigation)

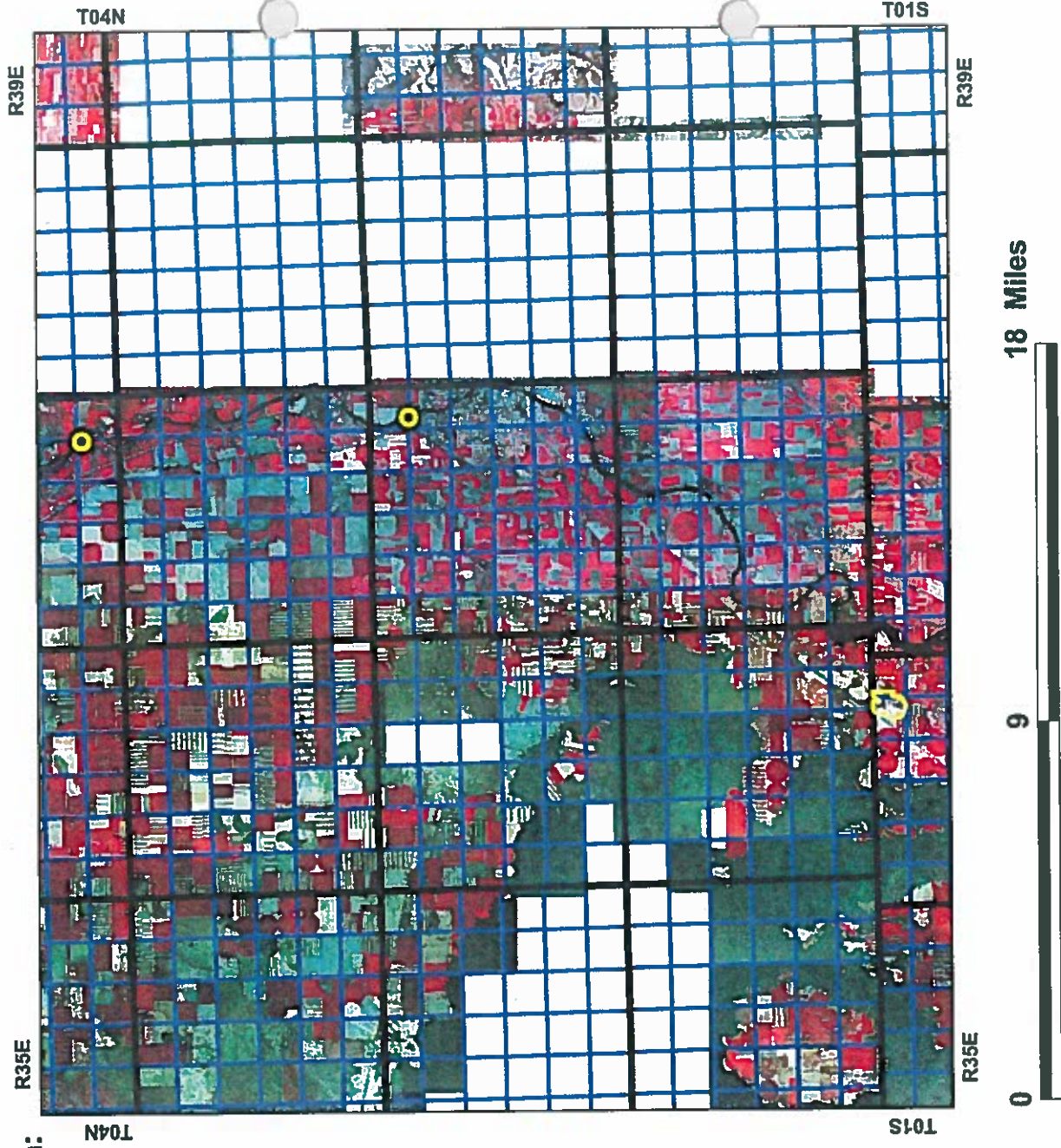
Legend

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

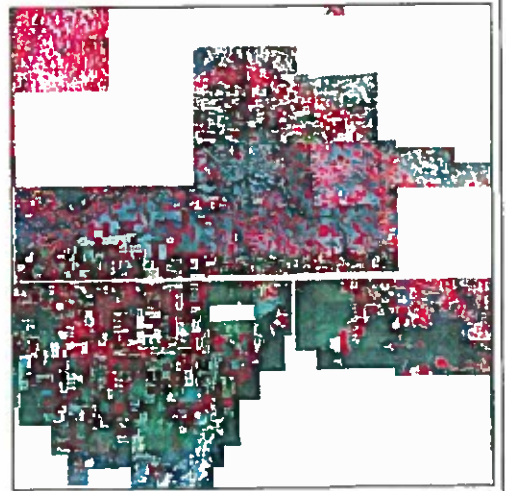
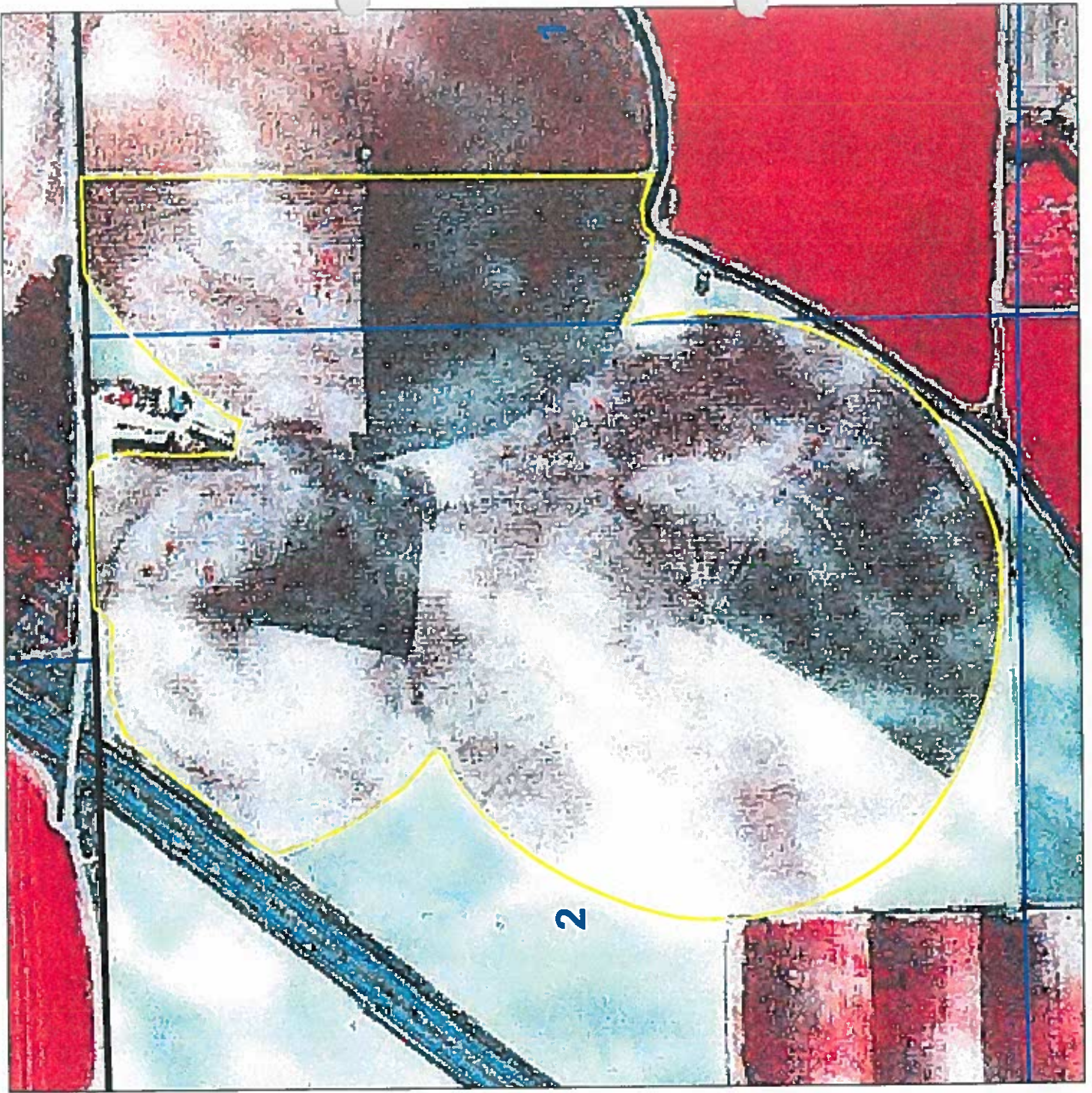


Bonneville, Bingham Counties
IDWR Basin 1

Prepared by K. Moore
On Monday, November 6, 2006
1987/88 Aerial Photography



1-162D
1-163D
1-164D
1-165D
1-10131
1-10246
1-10511



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 1-35B

WATER RIGHT NUMBER: 1-35B

Owner Type Name and Address
 Original Owner BUTLER ISLAND CANAL CO
 C/O ANN FERGUSON
 15533 E RIRIE HWY
 RIRIE, ID 83443
 (208)538-7949
 Current Owner N O NYE
 RIGBY, ID 83442

Right split 3 ways by Tx 645

1.56 cfs to Morris

1.66 cfs to Hansen

1.66 cfs to Snarr

Priority Date: 06/01/1885

Basis: Decreed

Status: Active

Source
 SNAKE RIVER

Tributary
 COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	5.140 CFS	
	<u>Total Diversion:</u>	5.140 CFS	

Location of Point(s) of Diversion

SNAKE RIVER
 JEFFERSON County

NE1/4NE1/4

Sec. 35, Twp 04N, Rge 37E, B.M.

Place of Use

IRRIGATION

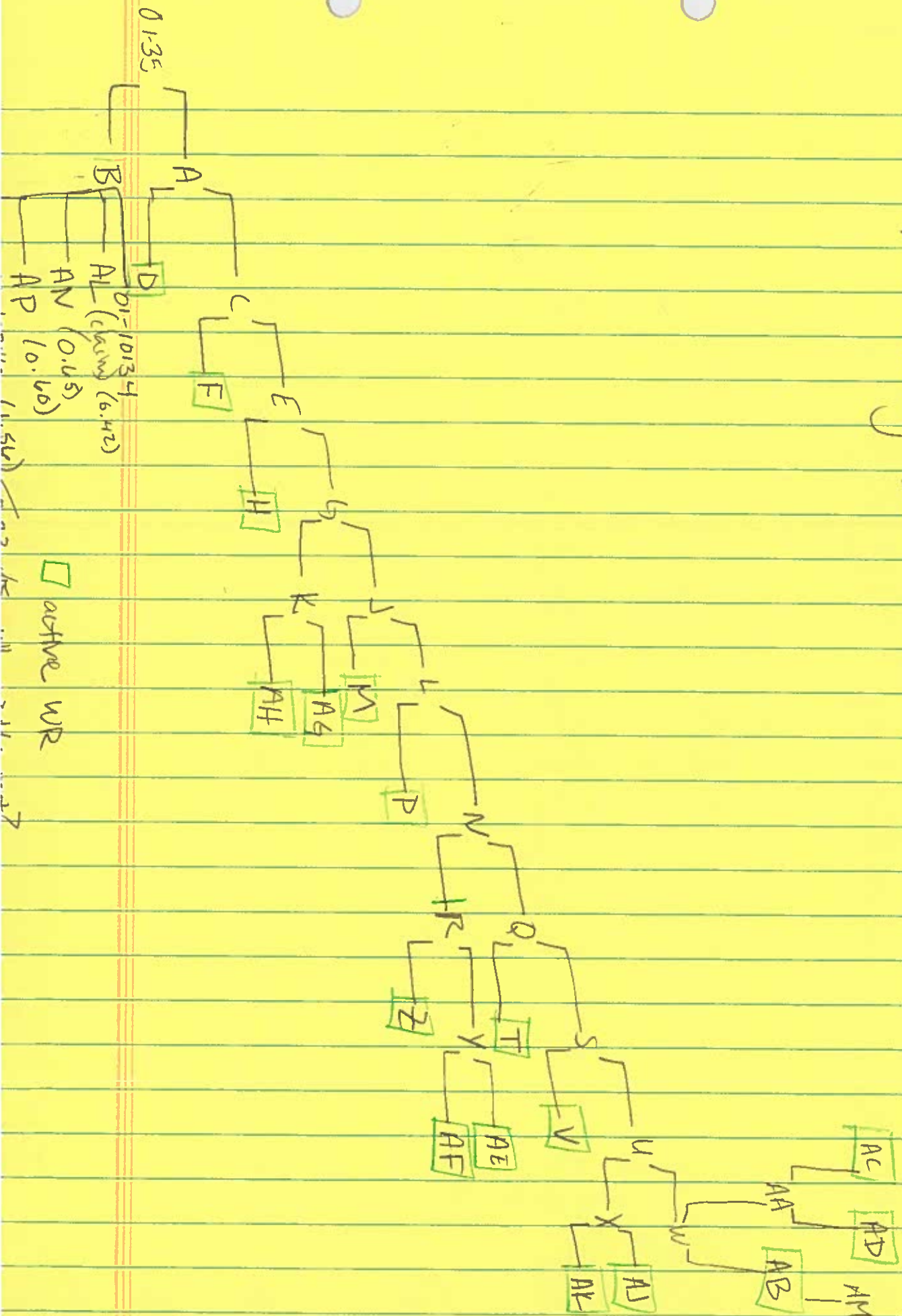
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	36E	1					X	X	X	X	X	X	X	X					
01S	36E	2	X L1	X L2	X	X	X			X L3	X				X	X	X	X	
02N	37E	3	X L1	X L2	X	X	X	X	X	L3	L4		X	X	X	X			
02N	37E	4	X L1	X L2	X	X													
02N	37E	9	X	X	X	X									X	X	X	X	

Conditions of Approval:

1. TRANS. 278.
P/D GREAT WESTERN CANAL.

Remarks:

Split history for 01-35





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

September 21, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JOSEPH OLER
505 SUGAR AVE
SHELLEY ID 83274

RE: CHANGE IN WATER RIGHT OWNERSHIP FOR 01-162D, 01-163D, 01-164D, 01-165D, 01-10131, 01-10246, 35-4115

Dear Mr. Oler:

It has come to our attention that you may have recently purchased a tract of land in Bingham County. The property to which I am referring was most recently owned by S&S Farms (Dean Searle). The water rights are enclosed.

We recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention, along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have questions regarding this matter, please call 525-7161.

Respectfully submitted,

Jennifer Crabtree

Technical Records Specialist

Enclosure(s)

ROUTED

SCANNED
SEP 27 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources
 Eastern Region

OK JC 12-8-05

RECEIVED

DEC 05 2005

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

<u>Claims</u>			<u>Claims</u>		
<u>Water</u>	<u>Adjudication</u>		<u>Water</u>	<u>Adjudication</u>	
<u>Right No(s)</u>	<u>Claim No(s)</u>	<u>Split</u>	<u>Right No(s)</u>	<u>Claim No(s)</u>	<u>Split</u>
<u>1-10246</u>	_____	___	<u>1-164D</u>	_____	___
<u>1-10131</u>	_____	___	<u>1-165D</u>	_____	___
<u>1-94F</u>	_____	___	<u>35-4115 - split</u>	_____	___
<u>1-162D</u>	_____	___	<u>water right</u>	_____	___
<u>1-163D</u>	_____	___	_____	_____	___

I sent
 copy to
 KL 12-5-05

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$100-
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) S+S Farms and Donn L Searle
547 E 1256 N, Shelley ID 83274
4. New Owner/Claimant(s) Joseph M Oler
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 505 Sugar Ave.
 City, State and ZIP Code Shelley, ID 83274
 New Telephone Number 208-357-3669
5. Date you acquired the property 9-15-05

SCANNED

DEC 08 2005

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Joseph M. Dele

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee <u>\$100 -</u>
Received by <u>jc</u>	Date <u>12-5-05</u>	Receipt No. <u>E031481</u>
Processed by _____ AJ	Date _____	WR _____ Date _____

SCANNED

DEC 08 2005

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Certificate of Water Right
Transferred Right No. 645

THIS IS TO CERTIFY THAT N. O. Nye, of Rigby, State of Idaho, is the owner of and using certain water rights described as being 5.14 cubic feet per second of the waters of Snake River, County of Jefferson, State of Idaho, with a priority of June 1, 1885, decreed to the Butler Island Canal Company, confirmed by decree of Judge Stevens, of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, in the case of

HEXBURG IRRIGATION COMPANY, Plaintiff,

TETON IRRIGATION COMPANY, ET AL., Defendants

Decree bearing date of December 16, 1910

being appurtenant to the following described real property, situate, lying and being in the County of Jefferson, State of Idaho (Water District No. 36), to-wit:

SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28,
Township 4 North, Range 39 East, B. N.

and is the person to whom such rights so issued, and has become the owner thereof in the following manner:

01-0035 B By Transferred Water Right No. 278 on record in the
Department of Reclamation.

5.14 ac ft
June 11885

That he is also the owner of and using a certain water right for 1.36 cubic feet per second of the waters of Snake River, County of Jefferson, State of Idaho, bearing the following dates of priority:

01-0162 D 55.51 c - August 15, 1888 (0.755)
01-0163 D 14.78 c - June 1, 1889 (0.227)
01-0164 D 7.78 c - June 1, 1900 (0.106)
01-0165 D 17.98 c - June 1, 1905 (0.272)

decreed to the Rudy Canal Company, by decree of Judge Stevens, of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, State of Idaho, in the case of

HEXBURG IRRIGATION COMPANY, Plaintiff,

TETON IRRIGATION COMPANY, ET AL., Defendants,

Said decree bearing date of December 16, 1910,

for the purpose of further irrigating the real property hereinabove described.

Applicant is the owner of Stock Certificate No. 663 for 22.59 shares of stock in said Rudy Canal Company, and as such is the owner of, and the person for whom such water was decreed, in trust, to said Canal Company.

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 NOW, Upon the application of N. O. Nye, of Rigby, Idaho, for a 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 6.50 cubic feet per second of the waters of Snake River is hereby abandoned upon the lands above described, and the place of use of water under such right, and to which the water hereby confirmed shall by this certificate become

85 1.66 ~~1.66~~ cubic feet per second, dated June 1, 1885
 Section 9, and ~~SW~~ Section 3, Township 2 North,
 Range 37 East, N. M., Bonneville County, Idaho

1.66 ~~1.66~~ cubic feet per second, dated June 1, 1935
Lots 1, 2, 3 & 4 and S $\frac{1}{2}$ N $\frac{1}{2}$ Section 3, and Lots 1 & 2
and S $\frac{1}{2}$ N $\frac{1}{2}$ Section 4, Township 2 North, Range 37
East, B. M., Bonnaville County, Idaho

1.563
1.563 cubic feet per second, dated June 1, 1885 (T. of 01-00358)
717 cubic feet per second, dated August 13, 1888
216 cubic feet per second, dated June 1, 1890
101 cubic feet per second, dated June 1, 1900
252 cubic feet per second, dated June 1, 1905
All that part of the West Half Section 1, Township 1 South, Range 36 East, B. M., lying and being West of the canal of the New Sweden Irrigation District; also Lots 1, 2 & 3 Section 2; the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ & NE $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 3, excepting therefrom that portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the canal of the New Sweden Irrigation District; all in Township 1 South, Range 36 East, B. M., Blaine County, Idaho
THAT the above described water has heretofore been diverted in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 20, Township 4 North, Range 40 East, B. M., through the Rudy Irrigation Company's canal, and will hereafter, by authority of this Certificate, be diverted in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 35, Township 4 North, Range 37 East, B. M., through the Great Western Canal of the New Sweden Irrigation District.

THAT 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 the State of Idaho; and is also subject to a certain agreement between the applicant and the Rude Irrigation Canal Company, said instrument being recorded in Jefferson County, Idaho.

WITNESS, The seal and signature of the State Reclamation Engineer
of the State of Idaho, this 14th day of April, A. D. 1943, U. S. second sheet of

original Interior Lands water and a quantity of 1935, conveyed with an 1896 surface right of the Big Lost Co., a division of water was turned thereby to the water users under the Big Lost Co. It is not known, and it is not known, whether right in 1896 whether such. There is not a 1935 right in this case for the transfer would simply return the Big Lost Co. State Reclamation Engineer, the amount of water diverted is increased and the rights of the water users are increased. The fact that the water was diverted in 1896 rights and the Interior Big Lost Co. Alaska.

1-10054?

James Spofford
JAMES SPOFFORD
State Reclamation Engineer

Notes

A01-1620, -1630, -1640, -1650, -94F, -10131, & -10246

1/ On-site place of use verification exam done with Dean Searle on 4-28-04

2/ New owners are S&S Farms. Dean Searle has sold to his son Ron Searle & nephew, Allan Searle. Change of ownership form & instructions given to Ron Searle.
(Cell phone 313-5838) (Home 357-5813)

3/ Point of Division is Great Western Canal - New Sweden Irrig. District & then to relief pump on place of use.

4/ Map in File A01-001650

Morris portion
of T 645
split between
S&S and
Paul Searle

SEE 140054-55

SCANNED
NOV 18 2004

PROFILED

SCANNED

AUG 27 2001

NOVEMBER 12, 1992

DEAN SEARLE
547 E 1250 N
SHELLEY ID 83274

RE: NOTICE OF CLAIMS

Dear Mr. Searle:

The Department has changed the identification number of Notice of Claims #A35-11328 and A35-12173. The new numbers are #A01-10246 and A01-00093G. We have also modified the receipt #E009317 to reflect the new numbers.

It has also come to our attention that a signed and notarized copy of your Notices are not in our files. Although the Notice of Claims to your water rights have been data entered in our computer system, it is necessary that we have a signed and notarized copy. Please sign the enclosed copies in the presence of a Notary Public and return them to our office.

Regarding Notice of Claim A35-04115 (Claim for well in Sec 2 T1S R36E). It appears from my review of the Claim that a portion of the place of use that is irrigated has not been included on the Notice of Claim. I have enclosed an aerial photo of the farm showing in "orange" the lands that have been included as the place of use and in "yellow" the lands that appear to be irrigated from the well, but have not been claimed. I would suggest you contact me to discuss what can be done to correct your claim if need be.

We would appreciate a response from you by November 23, 1992, so that we can complete our review of these claims. Your prompt attention is appreciated.

Respectfully Submitted,

Eric Verner
Senior Water Agent

EV:sc

MICROFILMED

APR 08 1994

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: A01-10246
Date Received: 6/21/1989
Receipt No: E009317
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: DEAN SEARLE
Address: 547 E. 1250 N.
SHELLEY ID

208-357-3050

83274

OR

Name: S&S FARMS
Address: 547 E. 1250 N.
SHELLEY ID

208-357-3050

83274

2. Date of Priority: JUN 1, 1885

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	35	NE	NE	NE		BONNEVILLE
01S	36E	2	NE	SE	SE	R	BINGHAM

5. Description of diverting works:
HEAD WORKS OF THE GREAT WESTERN CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.560		

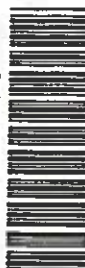
7. Total Quantity Appropriated is:
1.560 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is 497.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A010246



MICROFILMED

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	36E	1	NW		NW	4	IRR	2.5
			SW		NW		IRR	19.0
			NW		SW		IRR	17.0
			SW		SW		IRR	2.0
			Section Acres					40.5
		2	NE		NE	1	IRR	5.0
			NW		NE	2	IRR	2.5
			SW		NE		IRR	17.0
			SE		NE		IRR	37.0
			NE		SE		IRR	40.0
			NW		SE		IRR	32.0
			SW		SE		IRR	32.0
			SE		SE		IRR	33.0
			Section Acres					198.5
			Total Acres					239.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

A35-12173, 010165D, 010115T, 010094F, 010162D, 01163D, 010164D,

14. Remarks:

THIS APPLICATION (A35-11328) IS DERIVED FROM RIGHT 01-0035B VIA TRANSFER 645 AND TRANSFER 278. RIGHT 01-0035B WAS SPLIT THREE WAYS BY TRANSFER 645. I DON'T BELIEVE THAT WE ASSIGNED THESE SPLITS A SUFFIX OR UPDATED OUR RECORDS. DMD

15. Basis of Claim: DECREED

Water Right Number: 010035

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRRIGATION

Decree Plaintiff

TETON IRRIGATION

vs Decree Defendant

(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.

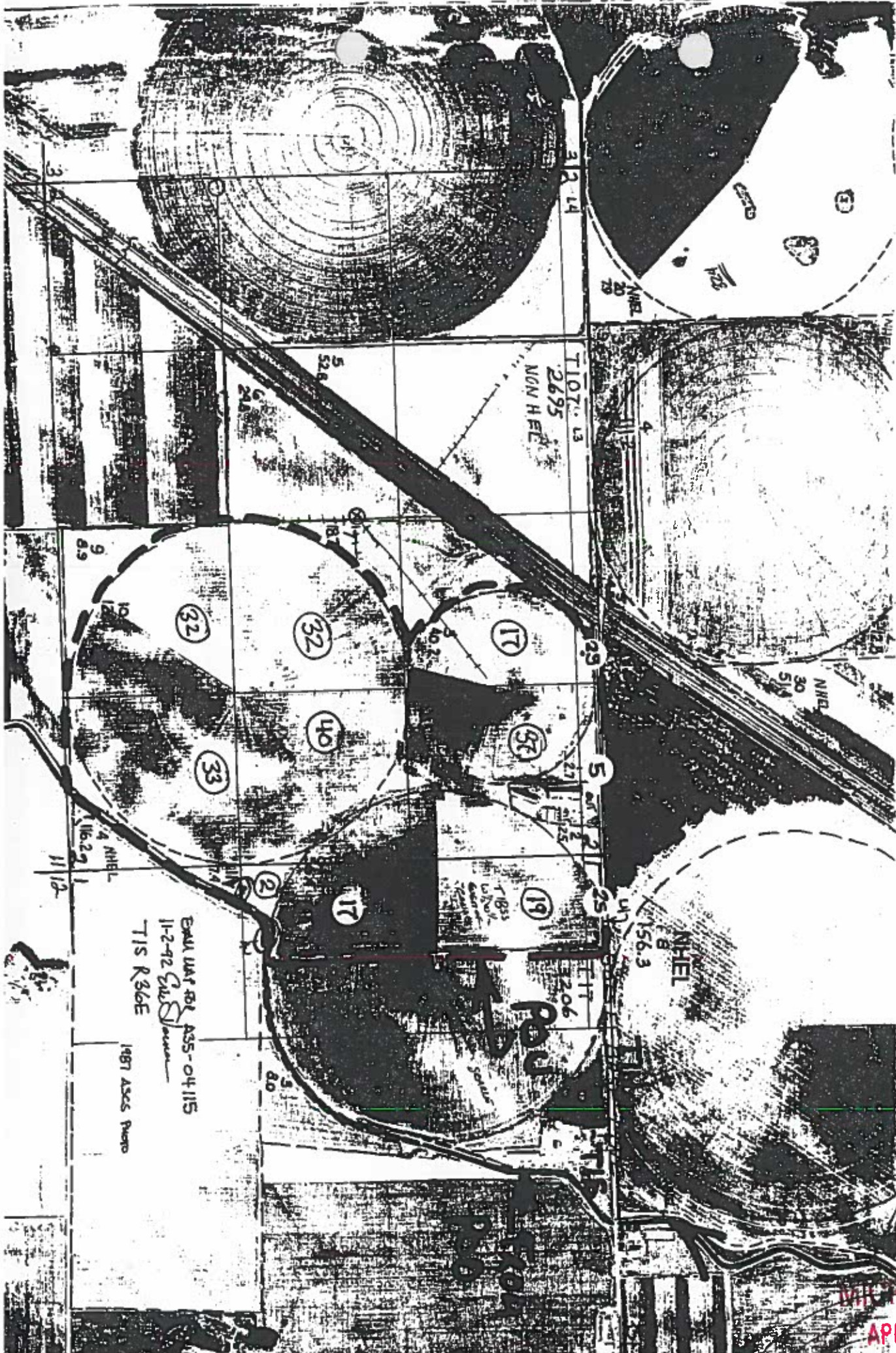
APR 08 1994

AD-00093G; 00094F; 001620; 001630; 001640; 001650; 10246

POOR ORIGINAL

REFILMED

APR 08 1994



50°

239 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

A01-10246

Ident. Number: ~~A35-11328~~
Date Received: 6/21/1989
Receipt No: E009317
Received By: DMD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEAN SEARLE 208-357-3050
Address: 547 E. 1250 N.
SHELLEY, ID 83274

OR
Name: S&S FARMS 208-357-3050
Address: 547 E. 1250 N.
SHELLEY, ID 83274

2. Date of Priority: JUN 01, 1885

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	35	NE	NE	NE		BONNEVILLE
01S	36E	2	NE	SE	SE	R	BINGHAM

5. Description of diverting works:
HEAD WORKS OF THE GREAT WESTERN CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.560		

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

8. Total consumptive use is 497.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	36E	1	NW		NW		IRR	3.0
			SW		NW		IRR	25.0
			NW		SW		IRR	22.0
			SW		SW		IRR	2.0
			Section Acres					52.0
		2	NE		NE		IRR	5.0
			NW		NE		IRR	4.0
			SW		NE		IRR	30.0
			NE		NW		IRR	5.0
			SE		NW		IRR	33.0
			NE		SW		IRR	30.0
			NE		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres					187.0
			Total Acres					239.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

A35-12173,010165D,010115T,010094F,010162D,01163D,010164D,

14. Remarks:

THIS APPLICATION (A35-11328) IS DERIVED FROM RIGHT 01-0035B VIA TRANSFER 645 AND TRANSFER 278. RIGHT 01-0035B WAS SPLIT THREE WAYS BY TRANSFER 645. I DON'T BELIEVE THAT WE ASSIGNED THESE SPLITS A SUFFIX OR UPDATED OUR RECORDS. DMD

15. Basis of Claim: DECREED

Water Right Number: 010035

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRRIGATION
Decree Plaintiff

vs

TETON IRRIGATION
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): Neane Seale Date: 6-28-89

Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of June 19 89

Betty J. Thompson
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires EXPIRES 12-31-94

Y 91

35-
Claim 4115

Seale Dean

547 E 1250 N

Shelley Id, 83274 357-3050

or

S's farms

1/2 E 361	DAWD	30
	DAWD	25.0
	DAWD	220
	DAWD	2.0
2 1/2 E	DAWD	60
	DAWD	40
	DAWD	30.0
	DAWD	40.0
	DAWD	5.0
	DAWD	35.0

Total
239.0
ACRES

1 E 361 25.0
1 E 361 40.0

R36E R37E

