

09/12/2005

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

RIGHT NUMBER: 22-2147

NAME AND ADDRESS: TETON NEWDALE CEMETERY DIST
PO BOX 266
TETON ID 83451

SOURCE: GROUND WATER ✓

TRIBUTARY:

QUANTITY: 0.160 CFS ✓
28.000 AFY ✓

PRIORITY DATE: 01/07/1953 ✓

POINT OF DIVERSION:

T06N R41E S6 ~~SE~~SWSE Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION ✓

PERIOD OF USE
05/01 10/01

QUANTITY
0.160 CFS ✓
28.00 AFY ✓

PLACE OF USE: IRRIGATION Within MADISON County

T06N R41E S06 SWSE 8.0 ✓

4/1 - 10/31

8 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 - License



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
22-2147

Point(s) of Diversion:
T6N, R41E Sec. 6 SESWSE

Place of Use: (part of)
T6N, R41E Sec. 6 SWSE

LEGEND

- Point of Diversion
- SESE
- Place of Use
- Section
- Quarter-Quarter

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: September 2005



AUG 15 2007

Water Right No(s). A 22-02147

See Attached photo

GPS Lat & - 2687704
1410295

GPS File # 222147

GPS DATA:

Existing Tag # A0008448 Location: over Door Jam

Diversion Data:

Source: Groundwater Trib to: _____

MOTOR

Make: Submersed Model: _____ Hp: 20
SN: _____

PUMP

Make: Submersed Model: _____ Disch: _____
SN: _____

NOTES:

New address + contact person - P.O. Box 81, Teton, ID 83451.
C/O Lisa Richey. well + pump inside building on
East edge of Cemetery. New phone # also - 208-458-4912.

Field Exam Date: 9-2-2005 Agent: H. W. Jones

Checked AS per ⇒ So Recomm -

SCANNED

AUG 15 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

November 6, 1989

James T. Moore, Board Chairman
Teton-Newdale Cemetery
Box 266
Teton, ID 83451

RE: Notice of Water Right Claim

Dear Mr. Moore:

The Idaho Department of Water Resources (IDWR) is currently reviewing Notices of Claim to a Water Right submitted for the Snake River Basin Adjudication. The initial review has uncovered some discrepancies between the Teton-Newdale Cemetery Notice of Claim and the existing Water Right License. Please compare the copy of your Notice of Claim, received 8/26/1988, with the Water Right License.

Enclosed is a typed Notice of Claim with the licensed information. If you wish to change the information previously claimed on 8/26/1988, to the licensed information, please sign, notarize, and return the typed Notice of Claim to the IDWR. Make any necessary changes directly to the typed notice.

If the information previously claimed was correct, in order to accurately update the IDWR records, please submit an explanation of any changes that have occurred to the licensed information highlighted in yellow. For example, "the well was moved from the SW 1/4 SE 1/4 to the SE 1/4 SE 1/4 of Section 6 in June, 1979."

If you have any questions, please give me a call at 1-525-7161.

Sincerely,

Tony Olenichak
Tony Olenichak
Water Right Agent

Enclosure

MICROFILMED

SCANNED

OCT 29 1992

AUG 15 2007

THIS INDENTURE, Made the 12th day of November in the year of our Lord one thousand ^{nine} ~~eight~~ hundred and one between John Richman (a widower) of Fremont Co. Idaho the party of the first part, and The Trustees of the Village of Cotton City in Fremont Co. Idaho the parties of the second part,

WITNESSETH: That the said party of the first part, for and in consideration of the sum of Two hundred and 00 DOLLARS, lawful money of the United States of America, to him in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, do hereby these presents Grant, Bargain, Sell and Convey and Confirm unto the said parties of the second part, and to their ^{successors} heirs and assigns, forever:

the following described real estate situated in Fremont Co. Idaho. and described as follows, to-wit:

Commencing at a point 22 chains and 33 inches west from the south east corner of the E 1/4 of Section 14 in (S) T 14 N 14 (S) R 4 E Range forty one (N) 3 E M. thence running West ten (10) chains thence North eight (8) chains, thence East ten (10) chains, thence South eight (8) chains to the place of beginning, and containing eight (8) acres more or less: the land hereby conveyed is intended for a cemetery

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rent, issues and profits thereto.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances and privileges thereunto incident, unto the said parties of the second part, and to their ^{successors} heirs and assigns, forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, their ^{successors} heirs and assigns, against the said part of the first part, and his heirs, and against all and every person or persons whomsoever lawfully claiming or to claim the same, shall and will warrant any, and by these presents forever defend.

And the said

wife of the said

hereby releases all her right of dower in and to said premises.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal, the day and year first above written.

Signed, Sealed and Delivered in Presence of

J. H. Carter
J. C. Davis

John Richman

Seal

Seal

Seal

County of IDAHO,

County of Fremont,

personally appeared before me, P. E. Davis, on this 12 day of Nov 1901, John Richman

day of Nov 1901, as a Notary Public

his wife known to me to be the identical person described in and who executed the foregoing instrument, and who acknowledged to me that he executed the same freely and voluntarily, and for the uses and purposes therein mentioned.

And she said ^{having been by me first made acquainted with the contents of} said instrument, acknowledged to me, on examination ^{and} ~~and~~ ^{and} without the hearing of her husband, that she subscribed to the same freely and voluntarily, without fear or compulsion, or undue influence of her husband, and that she has no wish to retract the ~~execution of the same.~~

(L. S.)

above written.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at the day and year in this certificate first above written.

P. E. Davis

P. E. Davis
Notary Public

My com. exps 12-31-04

Recorded at the request of J. H. Carter and J. C. Davis

of Dec. 10 minutes past 4 o'clock P. M.

By P. E. Davis

Deputy.

SCANNED

AUG 15 2007

MICROFILMED

OCT 29 1992

State of Idaho

License and Certificate of Water Right

Water License No. G-23131

Amount .16 second feet

Water District No.

Priority January 7, 1953

THIS IS TO CERTIFY that TETON NEWDALE CEMETERY DISTRICT #5
 of Newdale, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated October 7, 1952; that Permit No. G-23131
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 .16 second feet, was issued thereunder on September 6, 1956, showing that said works
 were completed on the 21st day of January, 1956; and that on the 21st
 day of January, 1956,

TETON NEWDALE CEMETERY DISTRICT # 5
 of Newdale, 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
~~subterranean flow~~ (subterranean flow), for the purpose of irrigation

, under Use Permit No. G-23131 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
 9 of Licenses at page 5788, on the 6th day of September, 1956;

The right hereby confirmed dates from January 7, 1953;

The Point of Diversion is located
 in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, Tp. 6 N R. 41 E, B. M. Madison County

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 .16 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N.	41 E.	6	SW $\frac{1}{4}$ SE $\frac{1}{4}$	8	8

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
 6th day of September, 1956.

MARK R. KILP

State Reclamation Engineer.

(SEAL)

22 2147

SCANNED

AUG 15 2007

22-2147

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-30898
Permit No. G-23131
District No.

Lavell Schwendiman, Secy.
Box # 64, Newdale, Idaho

1. Name of Applicant: **TETON NEWDALE CEMETERY DISTRICT # 5**
Postoffice address: **Newdale** County: **Madison** State: **Idaho**
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. **0.16** or Idaho
Miners' inches **8** or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Well on property**
4. Location of point of diversion or well is in the **SW 1/4 of the SE 1/4 of Section 6**
Twp. 6 N., Rge. 41 E., B.M., County of Madison
5. Water is to be used for: **Irrigation**
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the **1/4 of the 1/4 of Section**, Twp.
Rge., B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the **1/4 of the 1/4 of Section**, Twp., Rge., B.M.
7. Kind of works: **Pumping system**
8. Estimated cost of works: **\$5,000.00**
9. (a) Is reservoir to be used? **No**
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is **Three(3)** years.
11. If applicant is a corporation, give: **Cemetery District Taxing Unit**
organization
I. (a) Date and place of incorporation: **Teton Village, Idaho, 1901 (See Remarks)**
(b) Amount of capital stock: \$ **None** (c) Amount paid in: \$ **None**
(d) Names and addresses of directors: **C. V. Rackham, Chairman, Teton, Idaho; Lavell Schwendiman, Secy. & Treas., Newdale, Idaho; Stanton Howard, Newdale, Idaho; Harry Graham, Sugar City; Harry Grain, Teton.**
II. The financial resources of the applicant are (a) Cash on hand: \$ **1,000.00**
(b) Treasury stock: **None** (c) Bonds to be issued: **None**
(d) Other resources: **2 mill Cemetery District property tax of \$2,446.35 per annum.**
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **None of record**
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

SCANNED

AUG 15 2007

On the 12th day of November, 1901 the Village of Teton secured a deed to the herein described property amounting to 8 acres for the establishment of a cemetery. On June 15, 1932, the Teton Cemetery District, a taxing unit, was formed by the Village of Teton for the purpose of administering the affairs of the cemetery. In August, the Newdale area was added to the district and the name changed to Teton Cemetery District # 5, which is administered by the trustees herein named. Revenues are obtained by lot sales and direct taxes as provided by law. The pumping plant as applied for herein is to be financed as follows: (Continued below)

Remarks:

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

TETON, NEWDALE CEMETERY DIST. # Applicant.

By E. V. Rackham Agent.
Chairman

Date of first receipt at Department of Reclamation: 9:00 A. M. October 7, 1952

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-23131

Recorded in Book 82 Page 23131 Approved October 21, 1952

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 21, 1952

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before April 21, 1954

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before October 21, 1955

Witness my hand this 21st day of October, 1952

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho, and IRA H. MASTERS, 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 21st day of October, 1952.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS
Secretary of State.

By LEN JORDAN
Governor

12.

Twp.	Range	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	
6 N.	41 E.	6													8				8
REMARKS (Continued)			Estimated Cost-																
			Sprinkling system paid for and on hand - - - - \$1,000.00																
			One drilled well 181 ft. deep provided and paid for 1,100.00																
			Pump to be purchased from tax revenue - - - - 2,100.00																
			Pump building to be constructed from tax revenue - - - 800.00																
			Total - - - - - \$5,000.00																
			Cash on hand - - - - - 1,000.00																
			Estimated tax receipts \$2446.35 per year for three years - 7,339.05																
			Total - - - - - \$8,339.05																
			Estimated operating expenses \$1,831.01 per year for 3 years - - - 5,439.05																
			Pump - - - - - 2,100.00																
			Building - - - - - 800.00																
			\$8,339.05																

SCANNED

AUG 15 2007

Permit No. G-23131
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that TETON NEWDALE CEMETERY DISTRICT #5 of Newdale, County of Madison, and State of Idaho, the holder of Permit No. G-23131, issued upon Application No. G-30898 bearing date of priority of October 7, 1952, authorizing the diversion of 0.16 second foot of the waters of a well (subterranean flow), County of Madison, 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 .16 second foot of the waters of said well; that the point of diversion of said waters is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 6, Township 6 North, Range 41 East, B.M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 6, Township 6 North, Range 41 East, B.M.

Witness my hand this 6th day of September, A. D. 1956.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made January 21, 1956
Certificate of Completion of works issued September 6, 1956.

LICENSE ISSUED FOR 0.16 CFS FT.
Page 5788

SCANNED

APR 15 2007

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-23131

This proof is for Completion of works & Beneficial Use In Water District No. _____

1. Name of applicant C. V. Rackham (Teton Newdale Cemetery Dist. # 5)

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

3. Location of point of diversion: Is in the SW 1/4 SE 1/4 of Section 6

T. 6 N. R. 41 E. B.M. County of Madison

4. Describe works as they exist, giving dimensions and capacities of same: This is a sprinkler system supplying water for the Teton Cemetery. There is a 20 hp U. S. Motor serial No. 894994 operating a Fairbanks Morse Pomona Turbine, No serial No. This system operated at approximately double speed being 3600 RPM. There are 7 large sprinkler heads size 1/4 by 3/16 which will normally deliver 18 gpm and 3 smaller heads 1/8 by 3/16 which will normally deliver 1" of water per head. The delivery at present is 17". Mr. Rackham will submit a map giving the exact dimensions of the Cemetery.

5. Water is used for: Overhead irrigation of cemetery

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):

SW 1/4 SE 1/4 of Sec. 6, Twp. 6 N., Rge. 41 EBM. 8 acres.

See the Map.

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

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

Remarks: _____

This examination was made on the 23 day of Aug, 19 56

(Signed) E. J. Humphrey Examiner.

23131

SCANNED

AUG 15 2007

well = 181' x 8"

h = 90' L = 170'

Pump Capy = 180' gpm

170' x 4' 1/2' lat.

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

C. V. Rackham

Payable

Teton, Idaho

3321

Permit No. G-23131

mark by

Examination for Completion of works & Beneficial use

County Madison

6-GN.-41E.

Qz 0.16 cts.

S. Well

P.A. = SW. SE. Sec. 6, T.6N.-R.41E.

Wm. Emigration

7 large heads 1/4 x 3/16"
3 - 1/8" x 3/16"

20 hp U.S. motor

229/440V 50/250

894 924 3600 rpm

J. Moore Personae Inc.

Corn brake 4' x 4'

Well horse 10' x 10' x 4'

Shed type (wood)

Cutter Anna Carter

C. E. Wall

Pumping approx 17'

4" del. to w

4" x 4" 100' buried steel main

3" x 300' "

2" x 150' "

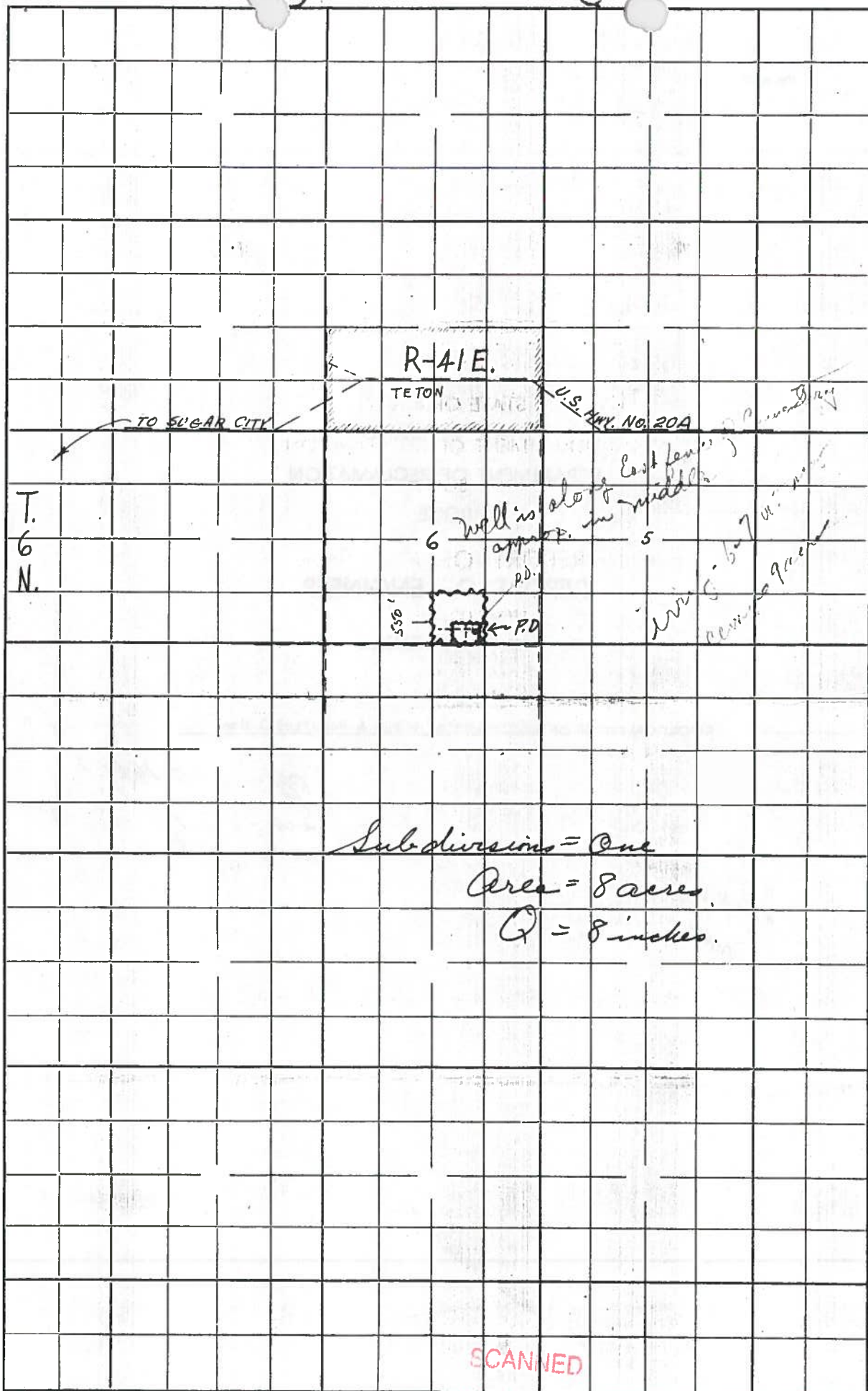
Balance is 1 1/2 inch and 1" lines
Then enough heavy 1" lines
to make whole counting

Filed - Oct. 7, 1952

Due - Oct. 21, 1955

SCANNED

AUG 15 2007



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

SCANNED

AUG 15 2007

23131

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-23131

~~REPORT ON PROOF OF Completion of works & Beneficial Use~~

• 16 cfs
mkk

app. 0.16 cfs
ent - 1
acres - 8

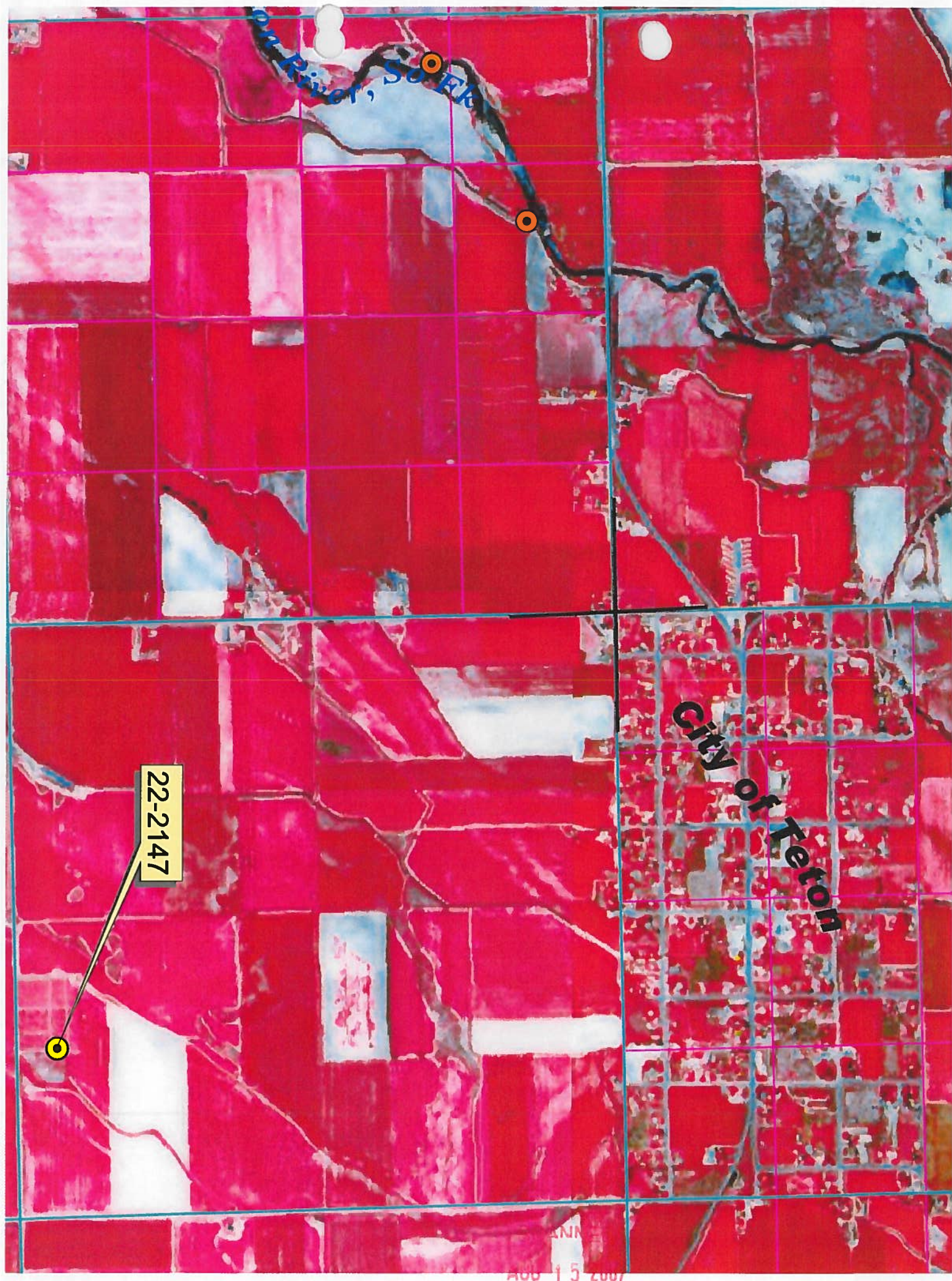
SCANNED

AUG 15 2007



A 22-02147, well house, Looking East

SCANNED
AUG 15 2007



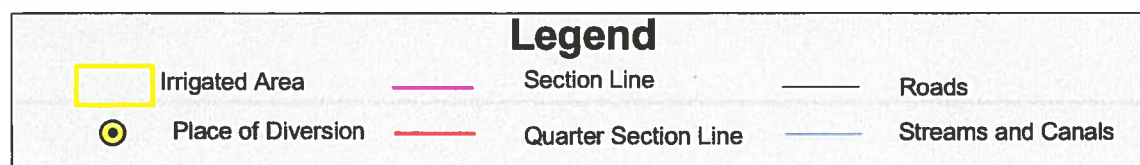
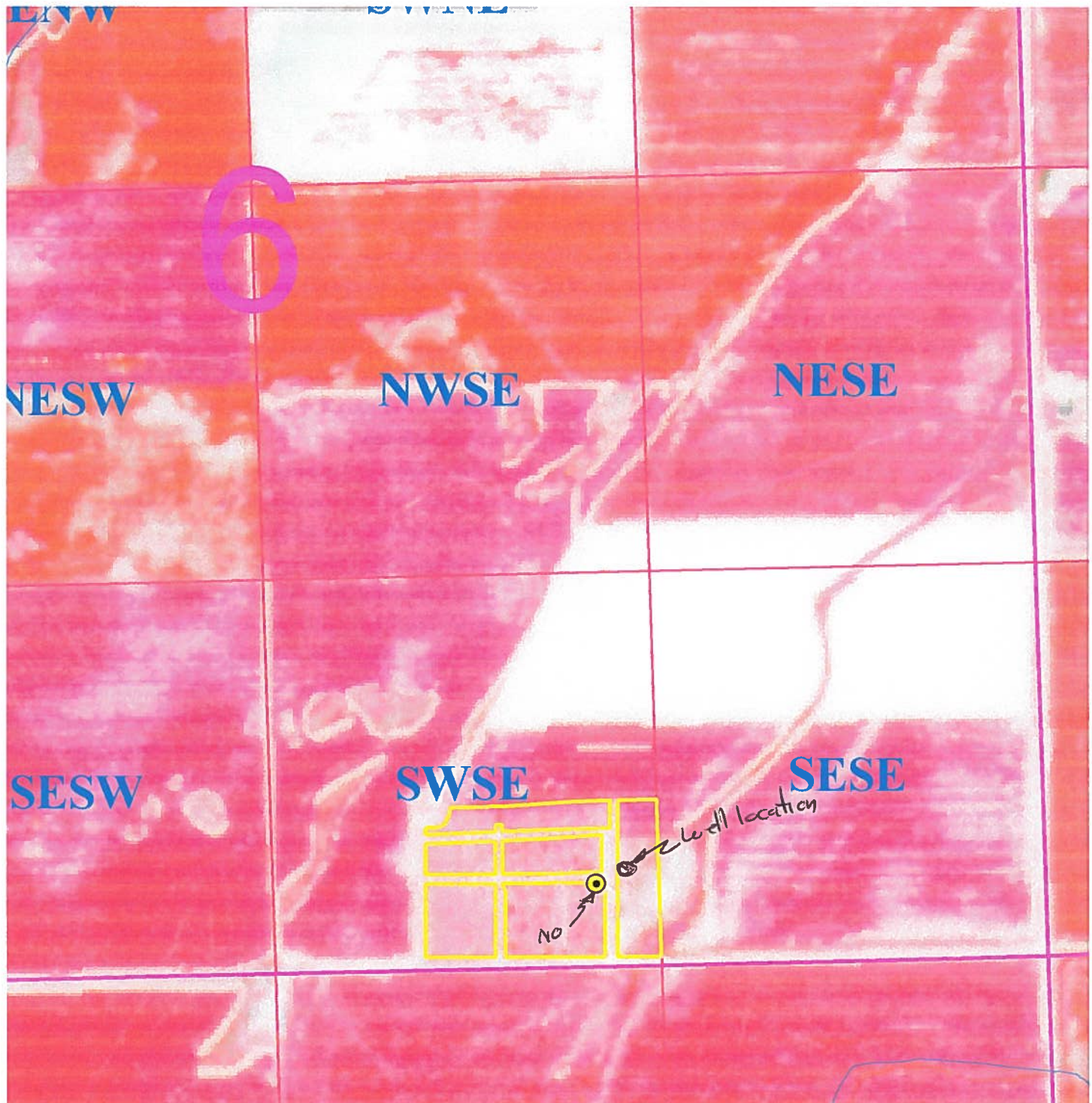
22-2147

City of Fenton

ANN
AUG 15 2007

Water Right Claim Number 22-02147
Township , 6N41E

07/27/2001



Township 06N Range 41E Section 6



Notes:



Water Right #: 2202147

Examiner:

Date:



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 22-2147

Date Received:
Receipt Nos:
Received By:

AMENDED
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Name of Claimant TETON NEWDALE CEMETERY DIST
PO BOX 266
TETON, ID 83451
(208)458-4309

Priority Date: 06/01/1884
Basis: Decreed/License
Status: Active

<u>Source</u>	<u>Tributary</u>
Ground Water	
Teton River	Snake River

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	10/01	0.16 CFS	28 AFA

Total Diversion

0.16 CFS

Location of Point(s) of Diversion:

GROUND WATER SESWSE Sec. 6 Township 06N Range 41E MADISON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION MADISON County

<u>Township</u>	<u>Range</u>	<u>Sect</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
06N	41E	06		SWSE	8									

Total Acres: 8

Remarks: This water right includes the right to divert water which is recovered ground water resulting from recharge for irrigation and/or water resulting from irrigation under the Teton Irrigation & MFG Co. irrigation works for use on lands within said irrigation entity's authorized place of use. Diversion of this right for the purpose of irrigation is authorized for a maximum acreage equivalent to the authorized place of use for this right. This right includes an accomplished change in place of use pursuant to Section 42-1425, Idaho Code. § I.C. 42-1425 and/or I.C. 42-228. This right includes an accomplished change in point of diversion pursuant to Sections 42-1425 and/or 42-228, Idaho Code. In the event recharge or recovered water is not available, the priority date shall revert to the previously licensed priority date.

1. C18 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.

Describe any other water rights used at the same place and for the same purposes as describe above: Those water rights recommended as of the date of this amended claim.

Basis of Claim: Decreed/License

Signature(s)

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: A22-02147
Date Received: 9/27/1988
Receipt No: E002674
Received By: _____

RECEIVED

NOV 28 1988

Department of Water Resources
AMENDED
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: TETON NEWDALE CEMETARY
Address: BOX 266
TETON, ID 83451
208-458-4309

2. Date of Priority: JAN 07, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	41E	6	SW	SE			MADISON

5. Description of diverting works:
WELL, 181' DEEP, 20 HP PUMP, 2" LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	10/01	0.160		

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

8. Total consumptive use is 20.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	41E	6	SW	SE		IRR	8.0

Section Acres 8.0

A22-02147

Page 1

Date: 11/06/89

SCANNED

SCANNED 2007

AUG 14 2007

MICROFILMED

OCT 29 1992

10. Place of Use: Continued

Total Acres 8.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 23131

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 board chairman of
Title
Leton Newdale Cemetery, that I have signed the foregoing
Organization
document in the space below as board chairman of
Title
Leton Newdale Cemetery and that the statements contained in the
Organization
foregoing document are true and correct.

James T. Moore
Signature of Authorized Agent

board chairman-Leton Newdale Cemetery
Title and Organization

Nov. 27, 1988
Date

State of Idaho)
County of Madison) SS.

Subscribed and sworn (or affirmed) before me this 27th day
of November 19 88

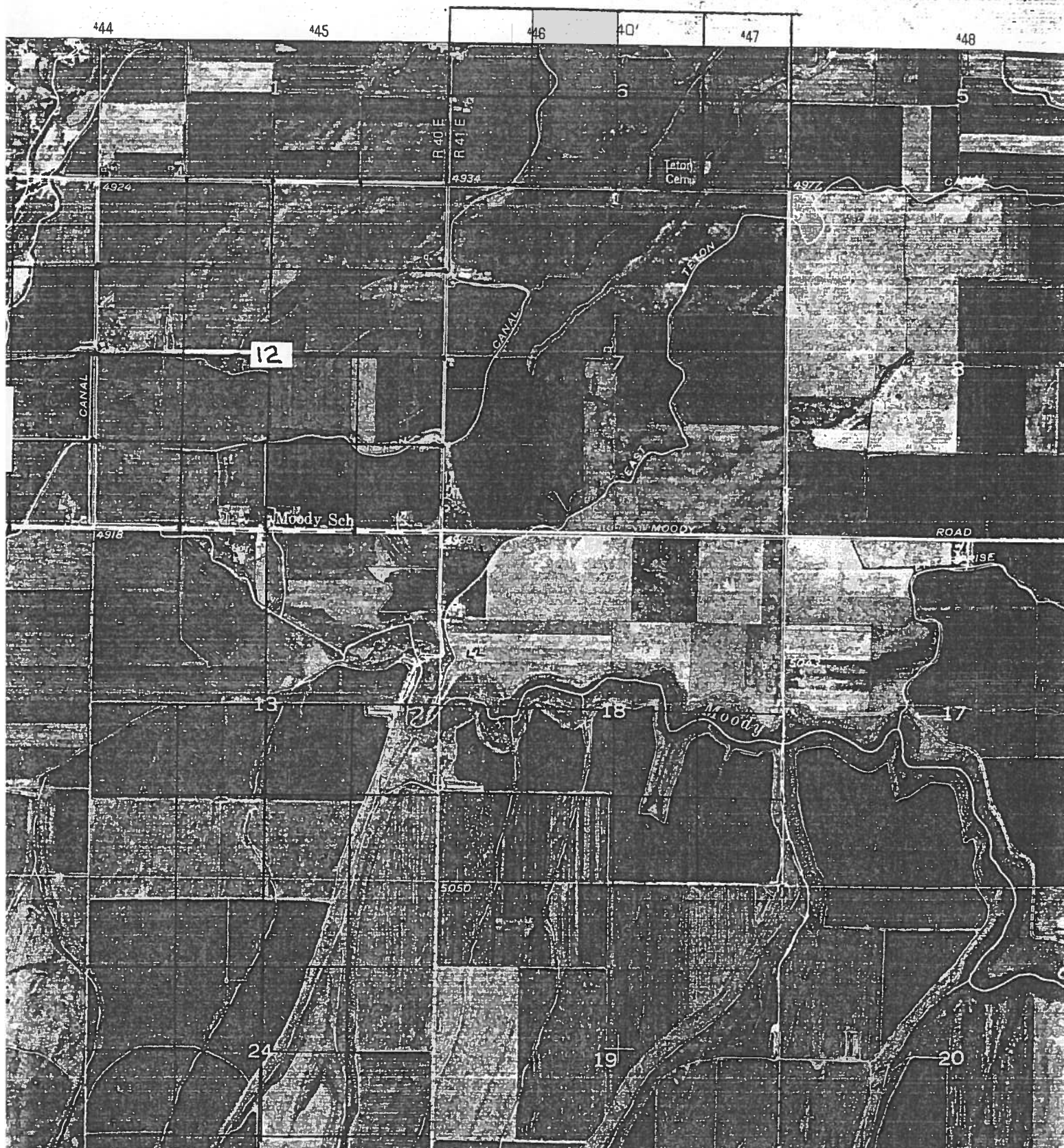
Paul G. Galt
Notary Public

Seal

Residing at Reidman St.
My Commission Expires 2-5-92

R.40E. R.41E.

MC



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:

Ident. Number

Date Received

Receipt Number

39356

A 22 - 02147

8-26-88

E 002674

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 26 1988

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Teton Newdale Cemetery Phone (208) 458-4309Mailing Address Box 266 Teton Id Zip 834512. Date of Priority (Only one (1) per claim) Oct 29, 1952 (date of permit for well)3. Source of water supply (a) groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 6N Range 41E Section 6,
SE 1/4 of SE 1/4 of SE 1/4, Govt. Lot, E B.M., County of Madison

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. 20 HP pump 2" lines 181' deep we

SCANNED

AUG 15 2007

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from May 1 to Oct 1 amount .16 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .16 cfs (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 20 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.

legal deed attached

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	
6N	41E	6																	8

Total number of acres irrigated 8

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

12. Do you own the property listed above as place of use? Yes _____ No X

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 (X)

14. Remarks: Water right is owned by the Teton Newdale Cemetery Dist.
& is being claimed by myself acting as chairman of
the cemetery board

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Last Name Teton Newdale Cem Ident No. 39356 AUG 15 2007 Copies: White State, Yellow Claimant

Scale: 2 inches equals 1 mile

RNG 41E Sec 6

AUG 15 2007
Copies: Wh

Ident No. 39356

Copies: White-State, Yellow-Claimant

Yellow-Claimant

OCT 29 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit ☒ G-23131
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) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am chairman of the board
of Teton Newdale Cemetery , that I have signed the foregoing
document in the space below as chairman of the board of Teton Newdale Cemetery
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent James T. Moore
Title and Organization Board chairman - Teton Newdale Cemetery Date 8-24-88

State of Idaho/or Idaho)
County of Laramie) SS.

Subscribed and sworn (or affirmed) before me this 24th day of August 19 88

SEAL

Notary Public Norman Dean

Residing at Teton, Idaho

My Commission Expires 5-10-92

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 Teton Newdale Cem Ident. Number 39356

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AUG 15 2007

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Copies White-State, Yellow-Claimant
OCT 29 1992

9/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Teton N. & Dale Cemetery CLAIM IDENT. NO. A 22-0214DATE RECEIVED 8-26-88 CK # 2099 AMOUNT \$ 58.00

YES

NO

1. Is the name and address complete with zip code? ✓2. Is a priority date entered? ✓

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS. ✓3. (a) Is a source entered? ✓(b) Is a tributary to entered? (if required) N/A ✓4. Is the legal description of the p.d. sufficient? ✓5. Is there a description of the diverting works? ✓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. ✓Is the period of use included? ✓Is a quantity claimed for each use? ✓7. Is a total quantity claimed entered? ✓8. If required is a consumptive use entered? N/AIs the consumptive use correct? N/A9. 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, each household must file a separate claim. See Adjudication Memo # 4. NA10. Is (are) the place(s) of use entered? ✓11. Is (are) the county(ies) entered? ✓12. Is the ownership of p.u. checked? ✓13. Are other water rights listed or "none" checked? ✓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.) N/A15. Is the basis of the claim checked? ✓16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ✓Has the claim been signed, sealed, and dated by a notary? ✓Is the fee enclosed correct? ✓If this claim is based on an existing water right, has the identification number been entered? N/AShould this claim be receipted and data entered? ✓

(12) CODED "YES"

CHECK P/D + P/U

Claim checked by: CAComments: G-2313/ = 22-02147

SCANNED

(2) CODED 1-7-1953 (FROM License), P/D & P/U AUG 15 2007 on License are SWSE
ITEM #10: CODE P/U IN SESE, MADISON CO.

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