

04/26/2006

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

RIGHT NUMBER: 22-7167A
NAME AND ADDRESS: RALPH R POCOCK
2964 N 5000 E
SUGAR CITY ID 83448

BETH POCOCK
2964 N 5000 E
SUGAR CITY ID 83448

SOURCE: GROUND WATER
QUANTITY: 5.380 CFS
2,212.00 AFY

TRIBUTARY:

The rights listed below are limited to a total combined diversion rate of 8.96 cfs and to a total combined annual diversion volume of 2,212 AF. Combined Right Nos.: 22-2271B, 22-7167A, and 22-7052A.

PRIORITY DATE: 10/29/1975

POINT OF DIVERSION:
T06N R41E S24 NENESW Within MADISON County
T06N R41E S24 SESESW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	5.380 CFS 2,212.00 AFY

PLACE OF USE: IRRIGATION Within MADISON County

T06N R41E S24	NENE	40.00	T06N R41E S24	NWNE	40.00
T06N R41E S24	SWNE	40.00	T06N R41E S24	SENE	40.00
T06N R41E S24	NENW	40.00	T06N R41E S24	NWNW	40.00
T06N R41E S24	SWNW	40.00	T06N R41E S24	SENW	40.00
T06N R41E S24	NESW	40.00	T06N R41E S24	NWSW	40.00
T06N R41E S24	SWSW	38.00	T06N R41E S24	SESW	38.00
T06N R41E S24	NESE	40.00	T06N R41E S24	NWSE	40.00
T06N R41E S24	SWSE	38.00	T06N R41E S24	SESE	38.00

632 ACRES TOTAL

632 The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 22-2271B, 22-7167A, and 22-7052A.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The following rights are also diverted through points of diversion described above: 22-2271B, 22-7167A, and 22-7052A.

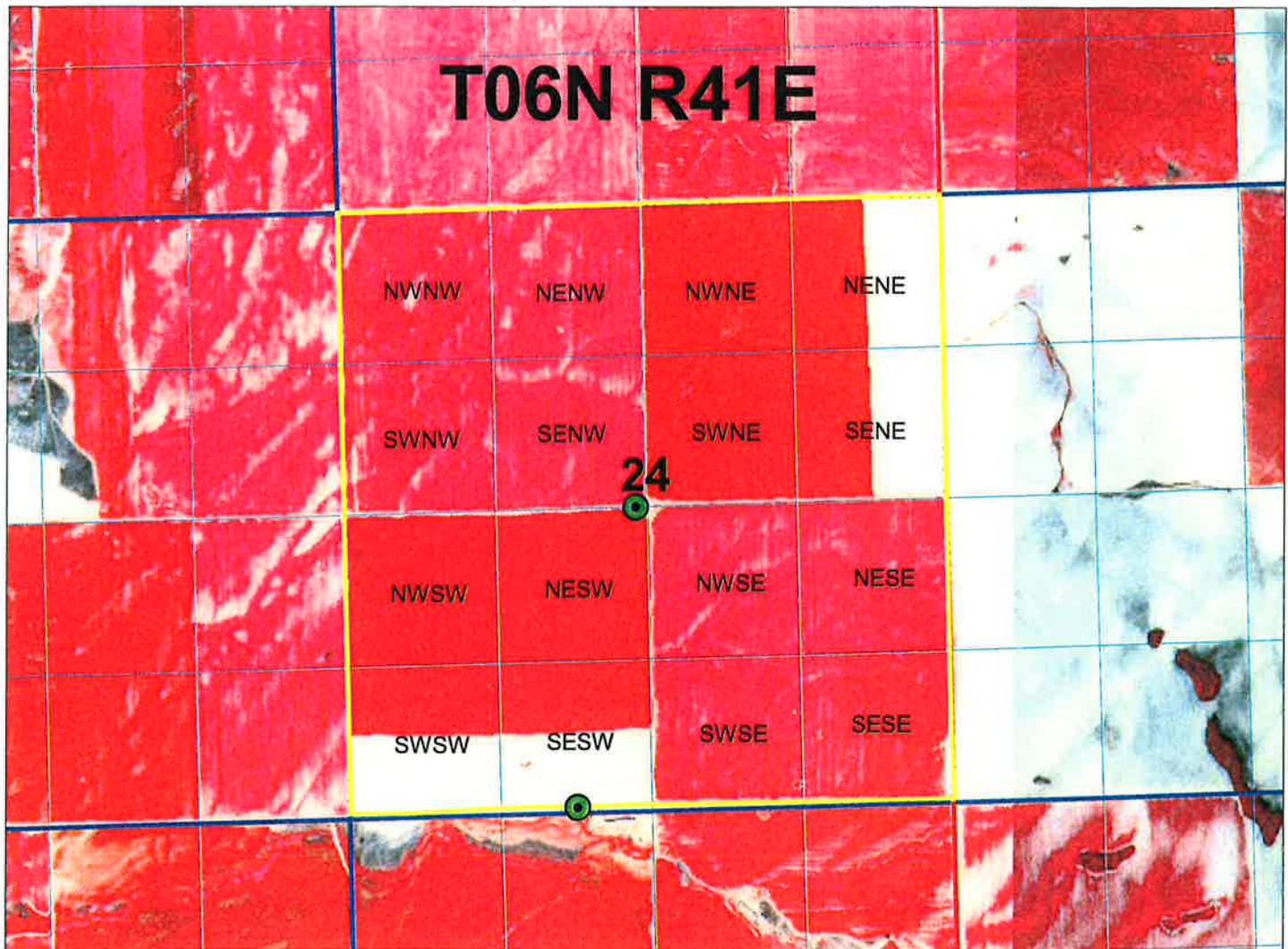
Right includes accomplished change in place of use pursuant to Section
42-1425, Idaho Code.



Department of Water Resources

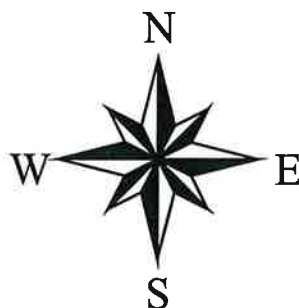
Eastern Region

Claim No.: 22-2271B, 22-7167A,
& 22-7052A



0 1320 2640 3960 5280 Feet

- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: October 2005



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 25, 2006

RALPH & BETH POCOCK
2964 N 5000 E
SUGAR CITY ID 83448

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 22-2271B, 22-
7052A, 22-7167A

Dear Mr. & Mrs. Pocock:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

Jennifer Crabtree

Technical Records Specialist

Enclosure

JK JC
4-19-06

RECEIVED
APR 11 2006
Department of Water Resources
Eastern Region

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.

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.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	A22-70524	N			
	A22-71674	N			
	A22-227113	N			

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

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)

Ralph Pocock or Val S. Charndiman
2720 N. 5000 E. Sugar City, ID

4. New Owner/Claimant(s)

Ralph and Beth Pocock

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

2964 N. 5000 E Sugar City, ID 83448

City, State and ZIP Code

New Telephone Number

208-356-3555

5. Date you acquired the property

10-05-1992

Claim no. _____

Claimant Contact Log

Date Remarks Agent initials

1/ Place of use ok

2/ Ownership Change Status

22-71167 { Trans. 2728
 A 5.38 ds
 B 6.15 ds
 1800

Transfer 2728 split original WR into A + B shown above.
Recommending according to Transfer and w/combined use w/
22-2271B and 22-7052A.

3

227167

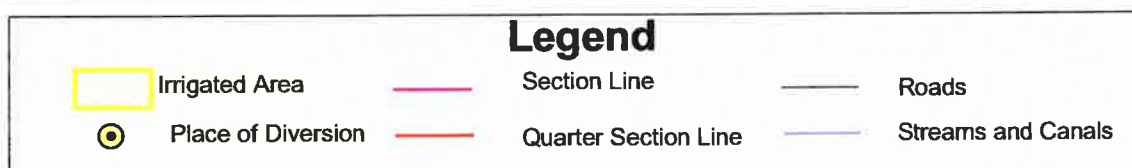
24

227052

Water Right Claim Number 22-07167A

Township , 6N41E

08/14/2001



TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Howard & Robinson		5.53	22-7167
2728	Schwendiman, Val E.		0.15	22-7167B
	Howard & Robinson		5.38	22-7167A

TELEPHONE R

A

N

S

H

E

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7167 Priority October 29, 1975 Amount 5.53 cfs

THIS IS TO CERTIFY, that HOWARD & ROBINSON
of Newdale, Idaho, has complied with the terms and conditions of Permit
No. 22-7167 issued pursuant to Application for Permit dated October 29, 1975,
and has submitted proof to the Department of Water Resources on February 9, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 5.53 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>5.53 cfs</u>	and <u>2275 acre feet</u>
	from _____ to _____	at _____ cfs	and _____
	from _____ to _____	at _____ cfs	and _____

(both dates inclusive)

Subject, however, to the condition that no more than 5.53 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2275 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24,
Twp. 6N, Rge. 41E, B.M. in the County of Madison

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	41E	13																18	18
		24	39	40	40	39	40	40	40	40	40	39	39	39	40	39	38		632

Total number of acres irrigated 650

This right when combined with all other rights shall provide no more than .02 cfs
per acre nor more than 3.5 afa per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

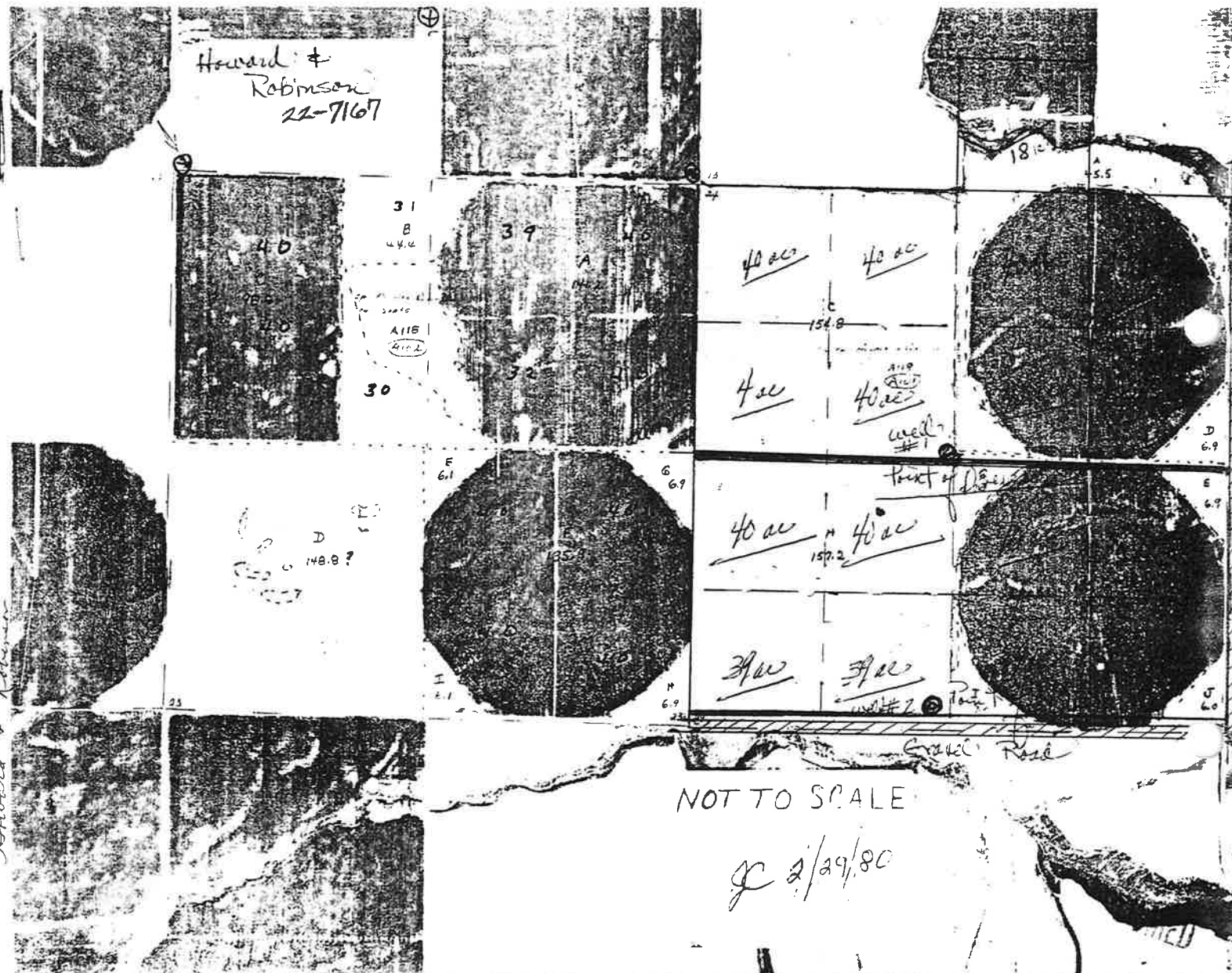
The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30th day of
April, 19 81.

Director

Howard & Robinson

Howard &
Robinson
22-7167



Transfer No. 2728
 22-7167
 Water Right No. 22-7234
 22-7016
 22-2271
 22-2257
 22-2196
 22-7052

APPROVED

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant Val E. Schwendiman Phone 458-4261
 Post Office address Newdale, Idaho 83436

A. DESCRIPTION OF RIGHT AS RECORDED**1. Right evidenced by:**

a. Decree No. _____ Decreed to _____ (Name)
 in case of _____ vs _____
 dated in _____ in _____ county of _____
 (Name of court)

b. License No. 22-7234 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Groundwater tributary to _____

4. Date of priority 5-6-1977

5. Water is used for the following purposes:

amount 7.0cfs for Irrigation purposes from 4-1 to 10-31
 amount _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (month/day — both dates inclusive)

6. Total amount of water under right: a. 7.00 cubic feet per second
 &/or
 b. _____ acre feet per annum

7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 1
 Township 6N Range 41E, B.M., in Madison County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	41E	1			40	39	39	39	40	40	40	40	39	40	32	40	15		483
		2	39	33	38	36	17			17	17			17	38	40	40	40	372
		11	40	40	40	40									40			40	240
		12					39	39	40	40	40	40	40	40					318
	41E	36										15	37	20					72

Total number of acres to be irrigated 1485

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information *See Remarks
 - a. Amount of water to be diverted 19.14 c.f.s. &/or 595.0 acre feet
 - b. Description of diverting works Wells, to mainline to sprinkler system
 - c. Describe the reasons for the proposed changes The proposed changes will reflect actual usage of the water.

2. Change in point of diversion

Point of diversion NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1 Township 6N
Range 41E, B.M., Madison County
Additional points SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 1, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, T. 6N
R. 41E.

3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Val E. Schwendiman Phone 458-4261Post Office address Newdale, ID 83436**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)

in case of _____ vs _____

dated in _____ in _____ county of _____ (Name of court)

b. License No. 22-7016 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Groundwater tributary to _____4. Date of priority Dec. 3, 1968

5. Water is used for the following purposes:

amount 4.15cfs for Irrigation purposes from 4-1 to 11-1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)6. Total amount of water under right: a. 4.15 cubic feet per second
&/or
b. _____ acre feet per annum7. Location of original point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 12
Township 6N Range 41E B.M. in Madison County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	41E	1			39	39	38.5			38.5					32	38	15		240
		12														40	40		80
		11	40																40
		13	39	37.5	37.5	40	38								40	40	20	28	320

Total number of acres to be irrigated 680

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of the right been exercised for a period of five or more consecutive years _____

If yes, describe in item D. REMARKS

DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (omit part B)

22-7052

right is owned by the applicant,

1. Amount of water, a. 0.1 cubic feet per second
b. 8.01 acre feet per annum

2. Point of diversion SE SE Section 14 Township 6N
Range 41E B.M. Madison County
Additional points

3. Place of use:

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	
6N	41E	13															20		20

Total number of acres to be irrigated 20

FILED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Val E. Schwendiman Phone 458-4261Post Office address Newdale, Idaho 83436

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ VS _____

dated in _____ in _____ county of _____
(Name of court)

b. License No. 22-2271 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant

Applicant obtained his portion of the water right thru purchase of the land

3. Source of water Groundwater tributary to _____4. Date of priority April 25, 1966

5. Water is used for the following purposes:

amount 6.76 for Irrigation purposes from 4-1 to 10-31
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. _____ cubic feet per second
&/or
b. 2,730 acre feet per annum

7. Location of original point of diversion is NE 1/4 of SW 1/4 of Section 14

Township 6N Range 41E B M. in Madison County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

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	
6N	41E	13					28	39	39	28	32	39	39	32					276
		14	39	37	37	37					37	39	40	40	39	37	39	39	460
		24					28	16											44

Total number of acres to be irrigated 780

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse?
If yes, describe in item D. REMARKS

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the right is owned by the applicant, omit part B). (22-227)

1. Amount of water: a. 1.47 cubic feet per second
b. 595.0 acre feet per annum &/or
2. Point of diversion NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 14 Township 6N
Range 41E B.M. Madison County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	41E	13					28				32	39	39	32					170

Total number of acres to be irrigated 170

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Val E. Schwendiman Phone 458-4261
Post Office address Newdale, ID 83436

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)

b. License No. 22-7167 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant

Applicant obtained water right through purchase of the land

3. Source of water groundwater tributary to _____

4. Date of priority October 29, 1975

5. Water is used for the following purposes:

amount 5.53 cfs for irrigation purposes from 4/1 to 11/1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 5.53 cubic feet per second
b. _____ &/or
acre feet per annum

7. Location of original point of diversion is SE 1/4 of NW 1/4 of Section 24
Township 6N Range 41E B.M. in Madison County

Additional points of diversion, if any SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, T. 6N, R. 41E

8. Lands irrigated or place of use:

TWP	RANGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	41E	13															18		18
		24	39	40	40	39	40	40	40	40	40	40	39	39	39	40	39	38	632

Total number of acres to be irrigated 650

Describe any other water rights used for the same purpose as described above

To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No

If yes, describe in item D, REMARKS

MICROFILMED

DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the right is owned by the applicant, omit part B) No. 167

1 Amount of water a 0.15 cubic feet per second & or
b acre feet per annum

2 Point of diversion SE NW 24 Township 6N
Range 41E B.M. Madison County
Additional points SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, T. 6N, R. 41E

3 Place of use:

TWP	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	41E	13															18		18

Total number of acres to be irrigated 18

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Val E. Schwendiman Phone 458-5261Post Office address Newdale Idaho 83436**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)

in case of _____ vs _____

dated in _____ in _____ county of _____
(Name of court)b. License No. 22-2257 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Groundwater tributary to _____4. Date of priority 8-19-1965

5. Water is used for the following purposes:

amount 2.57 for Irrigation purposes from 4-1 to 11-1

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)6. Total amount of water under right: a. 2.57 cubic feet per second
&/or
b. _____ acre feet per annum7. Location of original point of diversion is NW of SW 12 % of Section
Township 6N Range 41E B.M. in Madison County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
6N	41E	11			37.5	37.5									38.5		36		149.5
		12					34							36					291.5

Total number of acres to be irrigated 441

9. Describe any other water rights used for the same purpose as described above _____

To your knowledge, has any portion of _____ right undergone a period of five or more consecutive years of nonuse? _____

If yes, describe in item D, REMARKS _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Val E. Schwendiman Phone 458-4261Post Office address Newdale, Idaho 83436**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____

dated in _____ in _____ county of _____
(Name of court)

b. License No. 22-2196 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Groundwater tributary to _____

4. Date of priority 2-25-1961

5. Water is used for the following purposes:

amount 3.7cfs for Irrigation purposes from 4-1 to 10-31
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 3.7 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NW of NW 1/4 of Section 1
Township 6N Range 41E, B.M. in Madison County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL S
			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	
6N	41E	1					38	38	38	38	39.5	32	34	39					296.5
		2	39	38	39	36	16			16	16			16	37	39	38	38	368

Total number of acres to be irrigated 664.5 or 665

Describe any other water rights used for the same purpose as described above _____

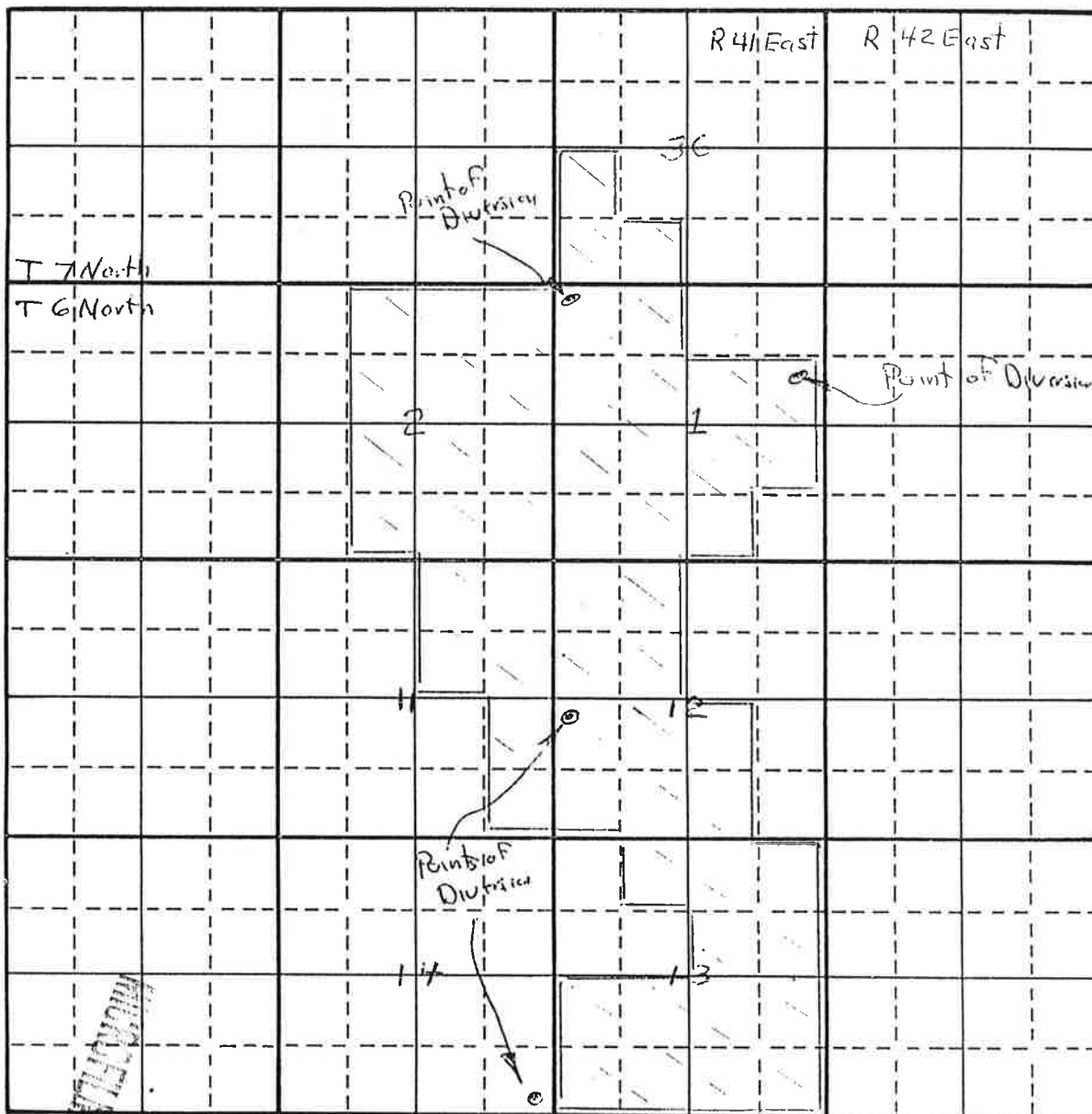
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? _____
If yes, describe in item D, REMARKS

c. Describe the location of use to which the right will be applied:

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	
6N	41E	1			40	39	39	39	40	40	40	40	39	40	32	40	15		483
		2	39	38	39	36	17			17	17			17	38	40	40	40	378
		11	40	40	40	40									40			40	240
		12					39	39	40	40	40	40	40	40		40	40		398
		13	39	37.5		40	38				32	39	39	32	40	40	40	28	482
7N	41E	36										15	37	20					72

Total number of acres to be irrigated 2053

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 1 inch equals 1 mile. Draw plan in ink.

D. REMARKS

* Section C reflects the cumulative total of all rights involved in transfer

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Vae E. Schindlerman
(Signature of Applicant)

Subscribed and sworn to before me this 15th day of July, 19 82

Lee B. Byle
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 22-7167B, 22-2271B, 22-7052D, 22-7234, 22-7016, 22-2257, 22-2196 and said application is hereby APPROVED, subject to the following limitations and conditions:

1. These water rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre to the 2053 acres identified in the final land list.

Witness my hand this 10th day of March, 19 83

L. Glen Sayton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by SMA Date 7-16-82 Protest filed by _____
Prelim. check by HWS Fee 50.00 _____
Receipted by BP Date 7-16-82 #22393 _____
Published in Standard Journal Copies of protest forwarded by _____
Pub. dates 9/9 & 9/16/82 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial _____
_____ rec'd. _____ by J. D. R

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: A22-07167A
Date Received: 8/15/1988
Receipt No: E001290
Received By: Kew

AUG 24 1988

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RALPH R. POCKOCK 208-356-3555
Address: 2720 NORTH 5000 EAST
SUGAR CITY, ID 83448
OR
Name: VAL E. SCHWENDIMAN 208-458-4285
Address: STAR ROUTE
NEWDALE, ID 83436

2. Date of Priority: OCT 29, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	41E	24	SE	SE	NW		MADISON
			SE	SE	SW		MADISON

5. Description of diverting works:
TWO WELLS PUMPS MAINLINE TO LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.380		

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

8. Total consumptive use is 1264.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-07167A

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Date: 08/15/88

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OCT 29 1992

A2207167A

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	41E	24	NE		NE		IRR	39.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	39.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	39.0
			SE		SW		IRR	39.0
			NE		SE		IRR	39.0
			NW		SE		IRR	40.0
			SW		SE		IRR	39.0
			SE		SE		IRR	38.0
							Section Acres	632.0
							Total Acres	632.0

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:
A22-02271B/07052

14. Remarks:
TRANS. 2728.

15. Basis of Claim: LICENSE

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): Ralph G. Proctor Date: 8-22-88

Date: _____

State of Idaho)
County of Madison) SS.

Subscribed and sworn (or affirmed) before me this 22 day
of August 19 88

Clara Schuman
Notary Public

Seal

Residing at 3381 N 5000 East, Sugar City
My Commission Expires 1-31-93 8345



POINT OF DIVERSION

T 6 N
R 41 E R 42 E

PLACE OF USE

POINT OF DIVERSION

Hollow

MICROFILMED
OCT 29 1982

A22-07167A