

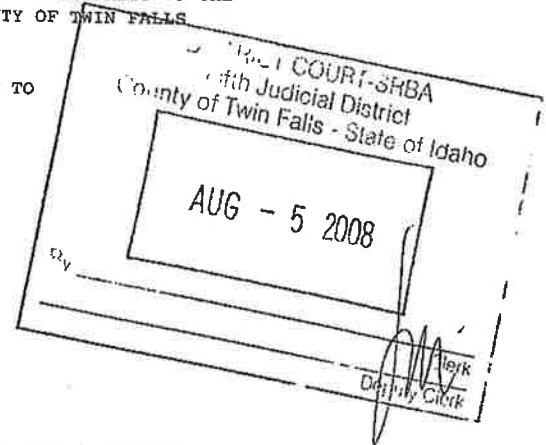
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 22-07311



NAME AND ADDRESS: EARL WILCOX
9169 S 400 W
REXBURG, ID 83440

SOURCE: UNNAMED SLOUGH

QUANTITY: 1.37 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 12/26/1979

POINT OF DIVERSION: T04N R39E S01 LOT 6 (SENEENW) Within Madison County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.37 CFS

PLACE OF USE:	Irrigation	Within Madison County
	T04N R39E S01 LOT 7 (SWNE) 28.0	LOT 6 (NENW) 34.0
	LOT 5 (NWNW) 2.5	LOT 6 (SENE) 4.4
	68.9 Acres Total	

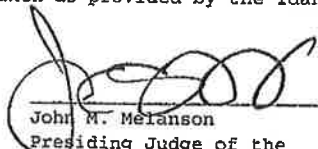
The rights listed below are limited to the irrigation of a combined total of 68.9 acres in a single irrigation season. Combined Right Nos.: 22-4020 and 22-7311. Place of use does not include federal public lands.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

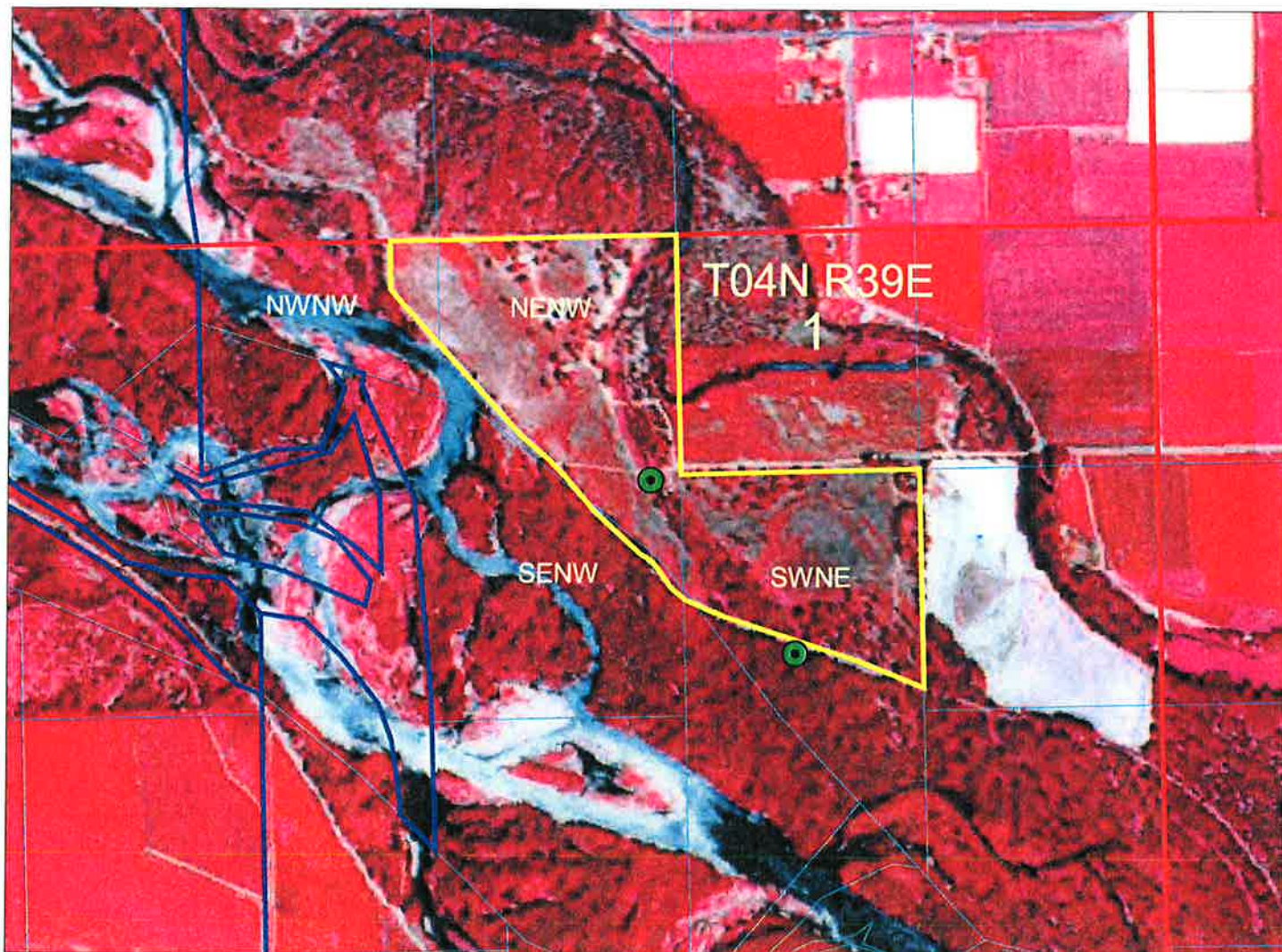

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

Department of Water Resources

Eastern Region



Claim No.: 22-4020 and 22-7311

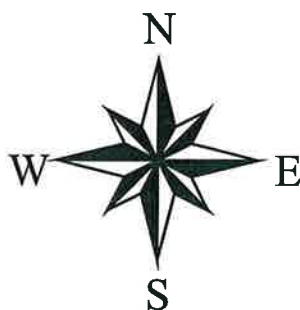


0 660 1320 1980 2640 Feet

SCANNED

AUG 09 2007

- 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

RECEIVED

JUL 25 2007

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case No. 39576

A. Subcase 22-07311
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Earl Wilcox
Address: 9169 S 400 W; Rexburg, Idaho 83440

Name:
Address: ;

Name:
Address: ;

Name:
Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☐ **Priority Date**
Should be:
5. ☐ **Point(s) of Diversion**
Should be:
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☒ **Place of Use**
Should be: See attached.

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which a portion of the use is claimed. The claimant's use of Federal land is unauthorized. Claimant's water right should not include federal public land. POUs also describe mixed ownership, therefore the claim should be clarified to make it clear only private land is intended.

E.

VERIFICATION (Must be Completed)

State of Idaho)

) ss.

County of ADA)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

Larry A. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: July 24, 2007

Linda C. Buck
Linda C. Buck



Notary Public for State of Idaho

Residing at: Mountain Home, ID.

My Commission Expires: 12-21-2011

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on July 24th, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

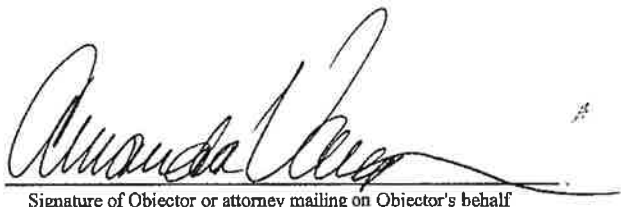
Name: Earl Wilcox
Address: 9169 S 400 W; Rexburg, Idaho 83440
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449.

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

12/20/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-7311 **Mixed POU:**
NAME AND ADDRESS: EARL WILCOX
9169 S 400 W
REXBURG ID 83440
-Places of Use described below contains both private and public land.
-Please clarify such that only private land is intended.
-See attached map for more details.

SOURCE: UNNAMED SLOUGH TRIBUTARY:

QUANTITY: 1.400 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 12/26/1979

POINT OF DIVERSION: T04N R39E S1 SENENW Lot 6 Within MADISON County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.400 CFS

PLACE OF USE: IRRIGATION in MADISON County

Mixed	T04N R39E S01 Lot 7 SWNE	28.00	T04N R39E S01 Lot 6 NENW	39.00
	T04N R39E S01 Lot 5 NWNW	2.50	T04N R39E S01 SENW	0.50
70 ACRES TOTAL				

The rights listed below are limited to the irrigation of a combined total of 70 acres in a single irrigation season. Combined Right Nos.: 22-4020 and 22-7311.

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

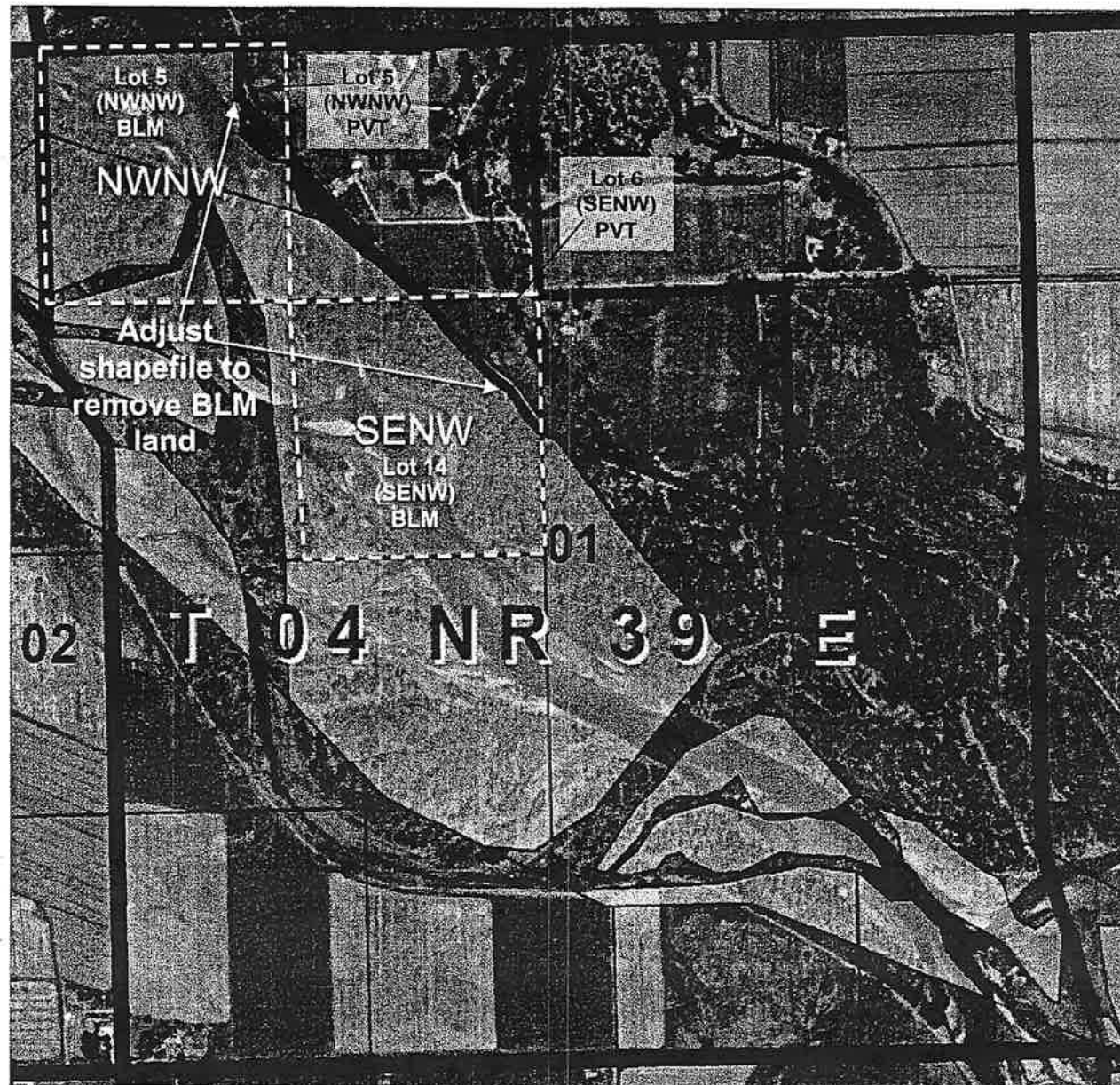
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This slough is normally tributary to the Snake River except during the irrigation season.

Right No. 22-4020 is rediverted through point of diversion described above.

22-04020 & 22-07311; Wilcox



Mixed POU:

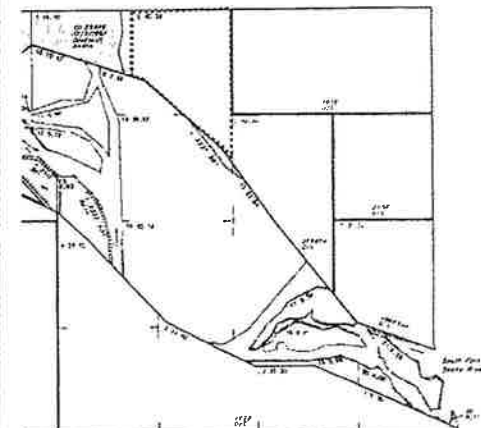
-The recommended Place of Use T04N R39E S01 SENW contains both private and public land.

-Please adjust shapefile and clarify such that only private land is intended by describing the Place of Use as T04N R39E S01 Lot 6 (SENE).

-The recommended Place of Use T04N R39E S01 Lot 5 (NWNW) contains both private and public land.

-Please adjust shapefile and insert the following language under Place of Use:

"Place of Use does not include federal public land."



MTP
SUPPL Sec 1, 2

INDEX TO SEGREGATED TRACTS

[illegible]

1. The letter is dated 1941, and is a reference to the plaintiffs' lawsuit to the U.S. District Court in New York.

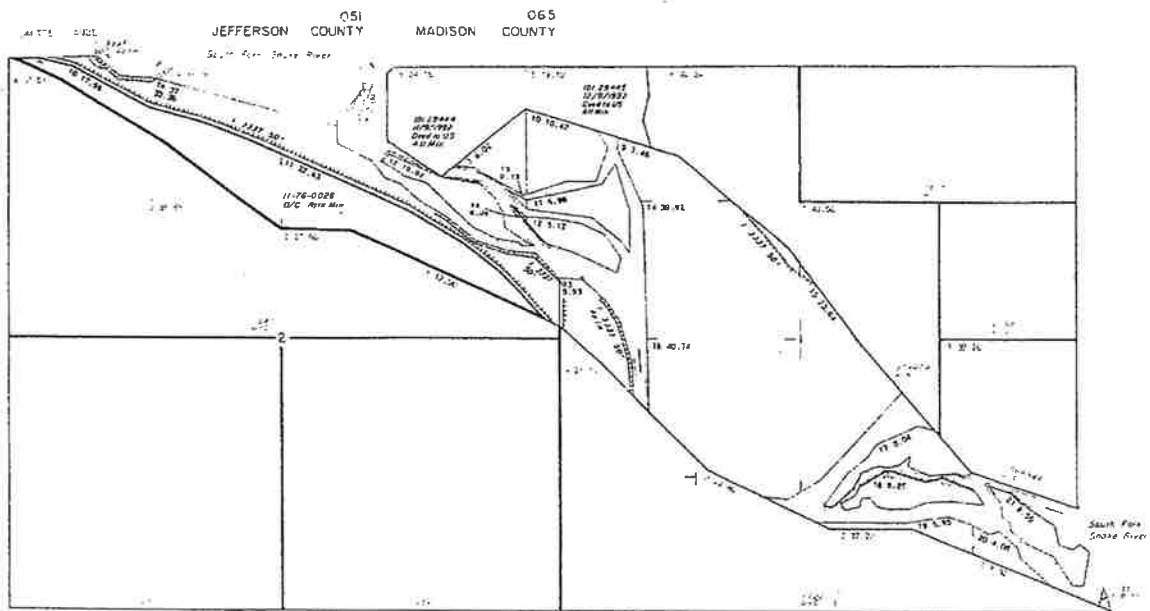
8. 2. 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839

[illegible]

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

| | |
|------------|------------|
| CURRENT TO | CURRENT TO |
| | |
| USE PLATE | |

DRAWALS REPRESENT THE LAST
EFFECTIVE DATE. SEE
DATE OF THE ORIGINAL WITH-



02

12

SC 06-08 1997 CIP 0-000

12

www.oup.com

THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION
PUBLISHED WEEKLY
535 N. Dearborn Ave. Chicago 10, Ill.
Subscription price: \$5.00 per year in advance.
Single copies: 15¢.
Entered as Second-Class Matter, June 26, 1925
Postpaid at Chicago, Ill., and at additional mailing offices.
Postmaster: Send address changes in U.S.A. to JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION, 535 N. Dearborn Ave., Chicago 10, Ill.
Acceptance for mailing at special rate of postage provided for in U.S. Post Office Act of October 3, 1917, authorized on July 13, 1960.
Copyright © 1961 by American Medical Association

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITHDRAWAL ORDER

RSCG 3487

• 634

1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 26

2000

MT PLAT

| INDEX TO SEGREGATED TRACTS | | | |
|----------------------------|---------|------------|---------|
| TRACT NO. | SECTION | SUBSECTION | REMARKS |
| 1 | 1 | 1 | |
| 2 | 1 | 1 | |
| 3 | 1 | 1 | |
| 4 | 1 | 1 | |
| 5 | 1 | 1 | |
| 6 | 1 | 1 | |
| 7 | 1 | 1 | |
| 8 | 1 | 1 | |
| 9 | 1 | 1 | |
| 10 | 1 | 1 | |
| 11 | 1 | 1 | |
| 12 | 1 | 1 | |
| 13 | 1 | 1 | |
| 14 | 1 | 1 | |
| 15 | 1 | 1 | |
| 16 | 1 | 1 | |
| 17 | 1 | 1 | |
| 18 | 1 | 1 | |
| 19 | 1 | 1 | |
| 20 | 1 | 1 | |
| 21 | 1 | 1 | |
| 22 | 1 | 1 | |
| 23 | 1 | 1 | |
| 24 | 1 | 1 | |
| 25 | 1 | 1 | |
| 26 | 1 | 1 | |
| 27 | 1 | 1 | |
| 28 | 1 | 1 | |
| 29 | 1 | 1 | |
| 30 | 1 | 1 | |
| 31 | 1 | 1 | |
| 32 | 1 | 1 | |
| 33 | 1 | 1 | |
| 34 | 1 | 1 | |
| 35 | 1 | 1 | |
| 36 | 1 | 1 | |
| 37 | 1 | 1 | |
| 38 | 1 | 1 | |
| 39 | 1 | 1 | |
| 40 | 1 | 1 | |
| 41 | 1 | 1 | |
| 42 | 1 | 1 | |
| 43 | 1 | 1 | |
| 44 | 1 | 1 | |
| 45 | 1 | 1 | |
| 46 | 1 | 1 | |
| 47 | 1 | 1 | |
| 48 | 1 | 1 | |
| 49 | 1 | 1 | |
| 50 | 1 | 1 | |
| 51 | 1 | 1 | |
| 52 | 1 | 1 | |
| 53 | 1 | 1 | |
| 54 | 1 | 1 | |
| 55 | 1 | 1 | |
| 56 | 1 | 1 | |
| 57 | 1 | 1 | |
| 58 | 1 | 1 | |
| 59 | 1 | 1 | |
| 60 | 1 | 1 | |
| 61 | 1 | 1 | |
| 62 | 1 | 1 | |
| 63 | 1 | 1 | |
| 64 | 1 | 1 | |
| 65 | 1 | 1 | |
| 66 | 1 | 1 | |
| 67 | 1 | 1 | |
| 68 | 1 | 1 | |
| 69 | 1 | 1 | |
| 70 | 1 | 1 | |
| 71 | 1 | 1 | |
| 72 | 1 | 1 | |
| 73 | 1 | 1 | |
| 74 | 1 | 1 | |
| 75 | 1 | 1 | |
| 76 | 1 | 1 | |
| 77 | 1 | 1 | |
| 78 | 1 | 1 | |
| 79 | 1 | 1 | |
| 80 | 1 | 1 | |
| 81 | 1 | 1 | |
| 82 | 1 | 1 | |
| 83 | 1 | 1 | |
| 84 | 1 | 1 | |
| 85 | 1 | 1 | |
| 86 | 1 | 1 | |
| 87 | 1 | 1 | |
| 88 | 1 | 1 | |
| 89 | 1 | 1 | |
| 90 | 1 | 1 | |
| 91 | 1 | 1 | |
| 92 | 1 | 1 | |
| 93 | 1 | 1 | |
| 94 | 1 | 1 | |
| 95 | 1 | 1 | |
| 96 | 1 | 1 | |
| 97 | 1 | 1 | |
| 98 | 1 | 1 | |
| 99 | 1 | 1 | |
| 100 | 1 | 1 | |

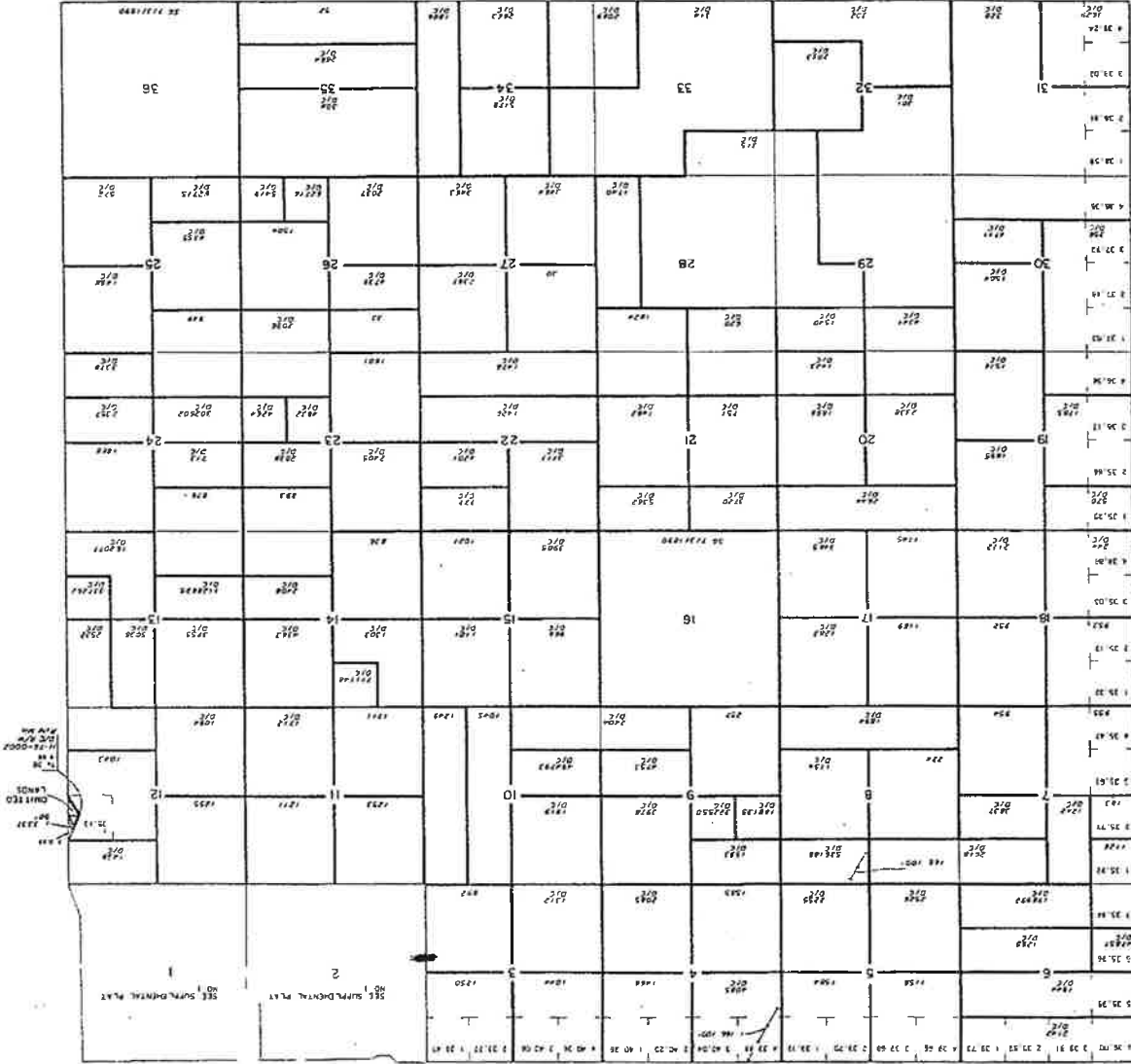
1. 3525 Order of United Lands to Preference
Right Claimants pursuant to Act of Congress
5/21/1962
Sec 12, portion lot 2

FOR CURRENT EFFECTING DISPOSAL OR USE OF
MISCELLANEOUS DOCUMENTS
UNDEVELOPED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS
COMMENT TO
DATE 3-3-1975
USE PLATS:

Blank Map
1. 49
R. 393

THIS PLAT IS THE OFFICIAL RECORD OF THE
ACTION TAKEN BUT MAY NOT BE THE EXISTING DATE. SEE
THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-
DRAWAL ORDER

SCALE IN CHAINS
0 10 20 30 40 50



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-07311

Priority: December 26, 1979

Maximum Diversion Rate: 1.40 CFS
Maximum Diversion Volume: 245.0 AF

It is hereby certified that EARL WILCOX
9169 S 400 W
REXBURG ID 83440 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated December 26, 1979; and has
submitted Proof of Beneficial Use on December 17, 1984. An examination indicates that the works have
a diversion capacity of 3.0 cfs of water from:

SOURCE

UNNAMED SLOUGH

Tributary: SNAKE RIVER

and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL
DIVERSION VOLUME</u> |
|-----------------------|----------------------|-----------------------|------------------------------------|
| IRRIGATION | 04/01 to 10/31 | 1.40 CFS | 245.0 AF |

LOCATION OF POINT(S) OF DIVERSION:UNNAMED SLOUGH L6 (SE $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 1, Twp 04N, Rge 39E, B.M. MADISON 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 | |
| 04N 39E 1 | | | 29.0 | | 32.0 | 2.0 | | 7.0 | | | | | | | | | 70.0 |
| | | | L 7 | | L 6 | | | L 6 | | | | | | | | | |

Total Acres: 70

CONDITIONS OF APPROVAL

1. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. When water is not available to fill this right, the right holder shall cease diversion, shall rent water from Water District 01 Rental Pool, or shall otherwise mitigate the depletion of water caused by this water use.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

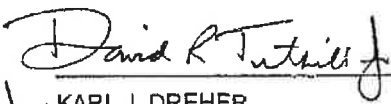
State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-07311

5. The right holder is entitled to use water from the proposed source when it is not tributary to the Snake River. When water from the slough is tributary the right holder must replace water diverted with storage water.
6. Some or all of the water use authorized by this right is claimed with an earlier priority date on Snake River Basin Adjudication Claim No. 22-4020. If Claim No. 22-4020 is decreed as it is claimed, then this right shall be eliminated or reduced by the amount necessary to avoid redundancy of water rights.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 1st day of August, 2005.


for **KARL J. DREHER**
Director

Method of Determination:

3. ☐ Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.
- ☒ Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.
- ☐ Aerial Photo Attached (required for irrigation of 10+ acres).
- ☒ Photo of Diversion and System Attached

4.

| <u>Well or Diversion ID No.*</u> | <u>Motor Make</u> | <u>Hp</u> | <u>Motor Serial No.</u> | <u>Pump Make</u> | <u>Pump Serial No. or Discharge Size</u> |
|----------------------------------|-------------------|-----------|-------------------------|------------------|--|
| | Commis | 80hp | | Cornell | |
| | | | | | |
| | | | | | |

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

| <u>Measurement Equipment</u> | <u>Type</u> | <u>Make</u> | <u>Model No.</u> | <u>Serial No.</u> | <u>Size</u> | <u>Calib. Date</u> |
|------------------------------|-------------|-------------|------------------|-------------------|-------------|--------------------|
| | | | | | | |
| | | | | | | |

2. Measurements:

$$CFS = \frac{80hp \times 6.16}{25' + 2.31(60psi)} = 3.00 CFS$$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

Measured Method:

capacity would be more than one inch/acre.

SCANNED

AUG 09 2007

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 70 \times 3.5 = 245$$
$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 =$$
$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 245$$

2. Volume Calculations for Other Uses:

G. NARRATIVE/REMARKS/COMMENTS

commins power product diesel motor B3-0p-80 hp/ cornell pump 24478. to mainline and sprinklers.
hour meter on motor used as measuring device by water district 01.

Have conditions of permit approval been met? ☒ Yes ☐ No

H. RECOMMENDATIONS

1. Recommended Amounts

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION | 04/01 to 10/31 | 1.400 CFS | 245.00 AF |
| <u>Totals:</u> | | 1.400 CFS | 245.00 AF |

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name DAVE Carlson Date 3/25/2004
Reviewer _____ Date _____

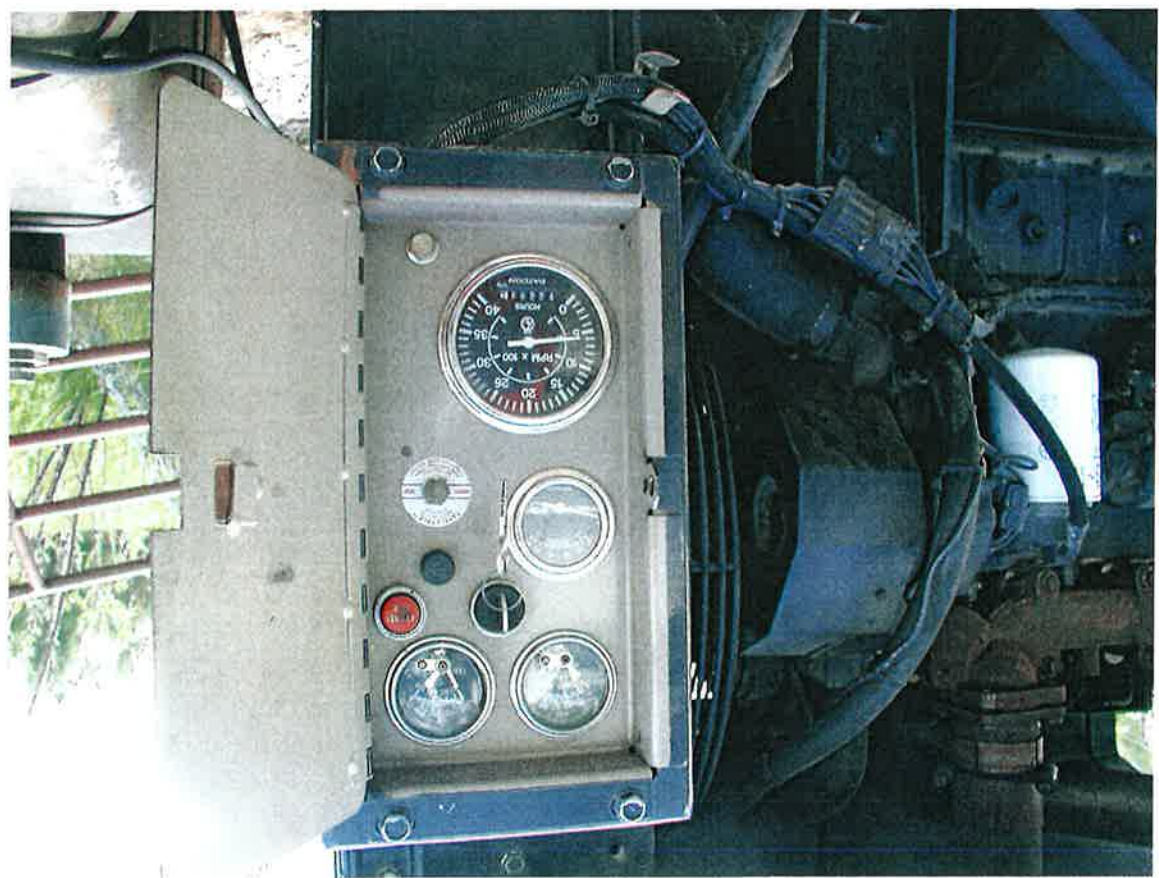
SCANNED
AUG 09 2007

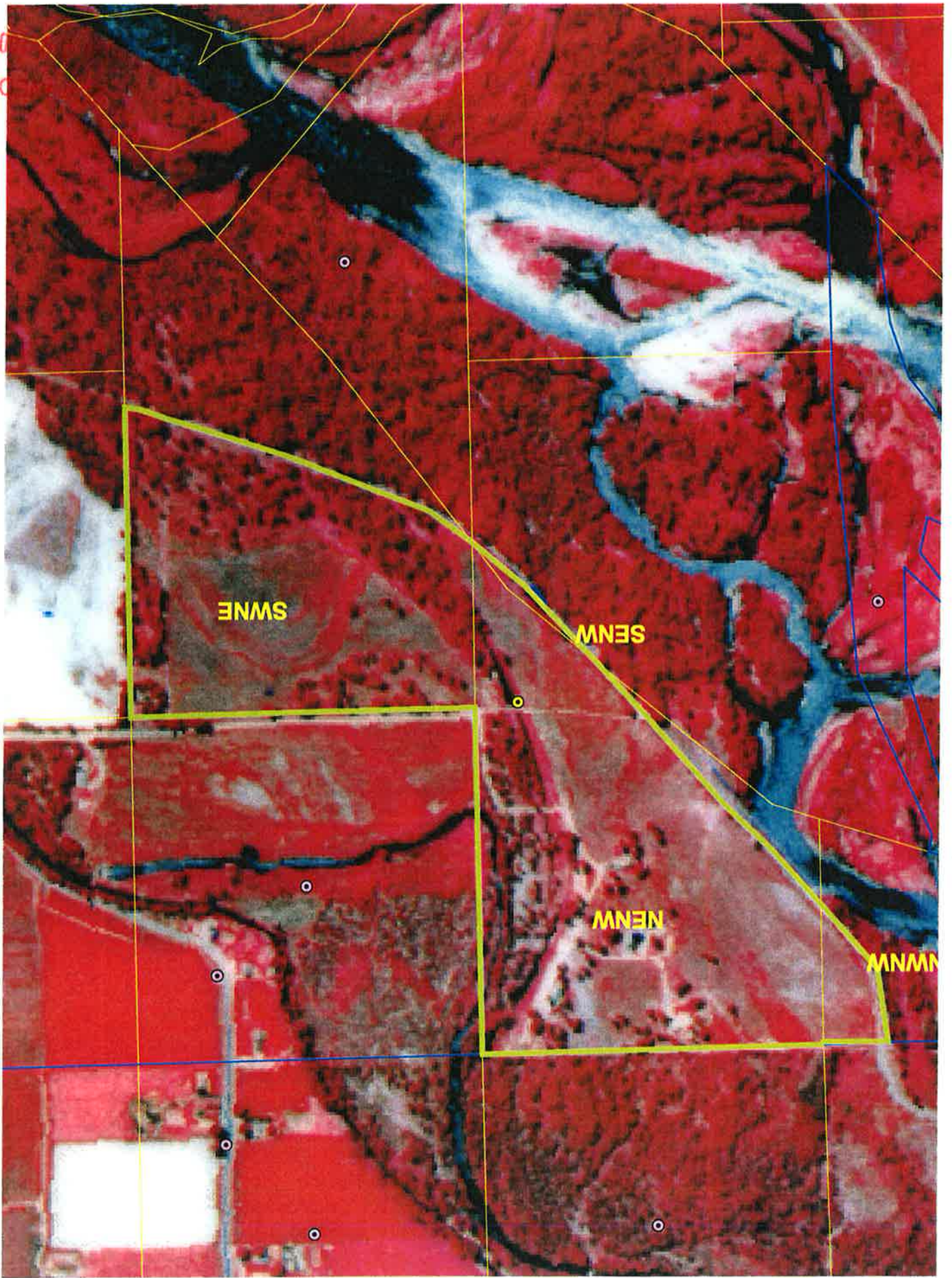
SCANNED
AUG 09 2007

DC 5/2004

hour meter.

22-7311 Control panel with





22-7311 Rod/Fou



22-7311 Motor/pump

Commings PP - B3-OP-80hp

Cornell pump

DC 5/2004

SCANNED
AUG 09 2007

WATERMASTER COMMENTS

I have reviewed application for permit No. 22-7311 and have

☒ (1) no objections to the approval of this permit.

☐ (2) the following objections to the approval of this permit:

*It does not appear that the water
diverted from this slough is
normally tributary to the river
during the irrigation season.*

1/31/80

DATE



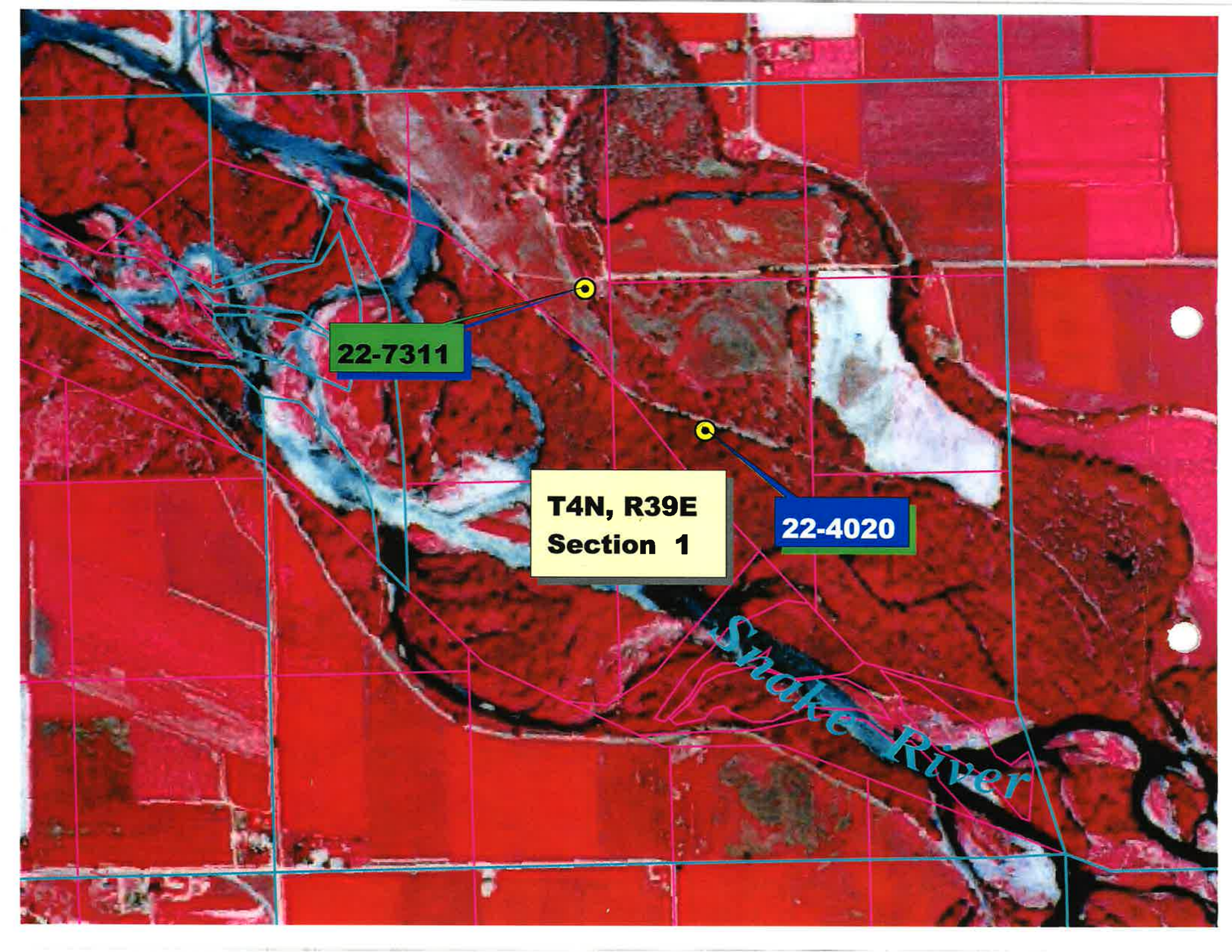
RONALD D. CARLSON - WATERMASTER

WATER DISTRICT # 01

MICROFILMED

SCANNED

AUG 09 2007

An aerial photograph of a river area, likely the Snake River, with a red tint. A grid of blue and pink lines is overlaid on the image. Two yellow circular markers with black outlines are placed on the map. One marker is connected by a blue line to a green label '22-7311'. The other marker is connected by a blue line to a blue label '22-4020'. A yellow label 'T4N, R39E Section 1' is also present. The river is labeled 'Snake River' in blue text.

22-7311

**T4N, R39E
Section 1**

22-4020

Snake River

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 22-7311
Date Received: 8/19/1988
Receipt No: E031346
Received By: KWT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)
EARL WILCOX Phone: (208)356-6460
9169 S 400 W
REXBURG ID USA 83440
2. Date of Priority: 12/26/1979
3. Source: UNNAMED SLOUGH Trib. to: SNAKE RIVER
4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|---------|------|
| 04N | 39E | 1 | NE SE NW | MADISON | |
5. Description of diverting works:
PUMP AND PIPELINE.
6. Water is used for the following purposes:

| Purpose | From | To | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 4/01 | 11/01 | 1.5 | |
7. Total Quantity Appropriated is:
1.5 C.F.S.
8. Total consumptive use:
9. Non-irrigation uses:
10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use | Acres |
|----------|-------|---------|----------------|---------------|-------|
| 04N | 39E | 1 | SW NE | IRRIGATION | 30 |
| | | | NE NW | IRRIGATION | 30 |
| | | | NW NW | IRRIGATION | 5 |
| | | | SE NW | IRRIGATION | 5 |
| | | | NW SE | IRRIGATION | 5 |
| | | | | Section Acres | 75 |
| | | | | Total Acres | 75 |
11. Place of use in counties: MADISON
12. Do you own the property listed above as place of use? Yes

SCANNED
AUG 09 2007

13. Other Water Rights Used:

14. Remarks:

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

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): x Earl Hixox Date: 11-17-05

Date: _____

State of Idaho)
County of Madison) SS.

Subscribed and sworn (or affirmed) before me this
of 10/17 2005

Shauntel Bell

Notary Public

Residing at Rexburg ID

My commission Expires 6-21-10



SCANNED

AUG 09 2007