

09/01/2005

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

RIGHT NUMBER: 22-10971

NAME AND ADDRESS: BEESLEY FARMS INC
PO BOX 154
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.790 CFS
211.750 AFY

The rights listed below are limited to a total combined diversion rate of 4.89 cfs and to a total combined annual diversion volume of 1632.75 AF. Combined Right Nos.: 22-7021 and 22-10971.

PRIORITY DATE: 03/20/1969

POINT OF DIVERSION:

T06N R41E S30 SWNENW 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	0.790 CFS 211.75 AFY

PLACE OF USE: IRRIGATION Within MADISON County

T06N R41E S19 Lot 4 SWSW	37.0	T06N R41E S19	SESW	16.0	
T06N R41E S19	NWSE	4.5	T06N R41E S19	SWSE	20.0
T06N R41E S30	NWNE	22.0	T06N R41E S30	SWNE	25.0
T06N R41E S30	NENW	23.0	T06N R41E S30 Lot 1	NWNW	27.0
T06N R41E S30 Lot 2	SWNW	9.0	T06N R41E S30	SENW	39.0
T06N R41E S30	NESW	40.0	T06N R41E S30 Lot 3	NWSW	16.0
T06N R41E S30 Lot 4	SWSW	15.0	T06N R41E S30	SESW	38.0
T06N R41E S30	NWSE	25.0	T06N R41E S30	SWSE	25.0
T06N R41E S31	NWNE	9.0	T06N R41E S31	NENW	38.0
T06N R41E S31 Lot 1	NWNW	38.0			

466.5 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 466.5 acres in a single irrigation season. Combined Right Nos.: 22-7021 and 22-10971.

This right is limited to the irrigation of 60.5 acres within the place of use described above in a single irrigation season.

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.

09/01/2005

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is for an enlargement of 60.5 acres within the place of use described for this right.

Right No. 22-7021 is also diverted through point of diversion described above.



State of Idaho

Department of Water Resources

Eastern Region



750 0 750 1500 2250 3000 3750 4500 5250 6000 6750 7500 8250 9000 9750 10500 Feet

Water Right(s):
22-07021,
22-10971

Point(s) of Diversion:
T6N, R41E
Sec. 30 SWNENW

Place of Use: (parts of)
T6N, R41E
Sec. 19 S2SW, W2SE,
Sec. 30 W2, W2NE,
Sec. 31 N2NW, NWNE

LEGEND



Point of Diversion



Place of Use



Section



Quarter-Quarter



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

09/02/2005

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 22-10971

BEESELY FARMS INC

PO BOX 154

REXBURG ID 83440

Telephone Number: (208)356-9726

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

1 I AGREE with this proposed recommendation: no changes need to be made.

DATE:

10/26/06

SIGNATURE:

Beesley Farms by
Richard Beesley

Please print your name:

Richard Beesley

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

KMS
10/27

Claim no. A22-7021
A22-10971

Claimant Contact Log

Date 8-5-05 Remarks Agent initials

1/ Check & see if 66 acres had water right & had an accomplished transfer of P.O.D.

2/ Name, address & phone still good according to Richard Bradley.

9/1/05 22-10971 claimant BASIS is 'LICENSE' BUT REMARKS STATES "... EXPANSION (ENLARG...) OF 22-7021. LAND LICENSOR UNDER 22-2187.

Recommend as ENLARG... OF 22-7021. Limited to 60S ac
Q, AF, & AC Limits apply
SEE NOTES IN 22-7021.

Kevin Webster
April 22, 2004

RECEIVED

APR 27 2004

Department of Water Resources
Eastern Region

To Whom It May Concern:

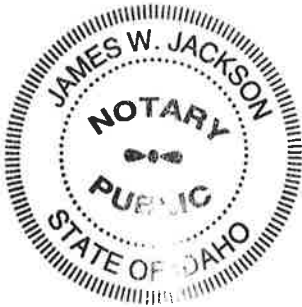
I, Kevin Webster a former resident of Madison County, Idaho bear witness that Beesley Farm Inc. has been watering 66 acres located at Township 06 N Range 41E Section 31 the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ for 26 acres and the NW $\frac{1}{4}$ at MW $\frac{1}{4}$ for 40 acres since the spring of 1969.

Furthermore, the point of diversion for said irrigation is Township 06N Range 41E, Section 30 of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Madison County.

Diversion Identification number: A22-10971.

Thank you,

Kevin Webster



Kevin Webster appeared before me on this 23 day of April 2004, I do attest of his signature on this document. My license expires 1/28/06.



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

February 25, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

**BEESLEY FARMS INC
PO BOX 154
REXBURG ID 83440**

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-10971

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 23, the Swan Valley area. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

Your claim, as referenced above, claims a Priority Date of MAY 20, 1969, from A WELL. This claim appears to be an enlargement of 22-07021.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

MAILED 2/25/04

February 25, 2004

**BEESLEY FARMS INC
PO BOX 154
REXBURG ID 83440**

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-10971

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 23, the Swan Valley area. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

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It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

.....
The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.
.....

Please submit the documentation supporting the priority date within 30 days of the date of this letter, referencing all documents with the corresponding claim number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact this office.

Respectfully submitted,

Nick L. Olson
Special Contract Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"
Notice of Claim (copy)

Claim no. A 22/10971

Claimant Contact Log

Date _____

Remarks

Agent initials

2/25/04 Priority EVIDENCE REQUEST SENT

Contacts Data Entry Form

Water Right No. A2210971

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	<u>BEESLEY</u>	<u>FARMS</u>	<u>INC.</u>			
Name connector: and						
Current Owner						
Current Owner						

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

CLAIM BASIS IS LICONS - #14 REMARKS DISCUSSES AN
EXPANSION (ENLARGEMENT) OF 22-7021.
PRIORITY DATE 3/20/1969 SUGGESTS AN ENLARGEMENT
RATHER THAN A WATER RIGHT.

- Q. What is the RELATIONSHIP OF 22-7021 (IF SPLIT) AND
22-2187?
- ② Is THIS PART OF A LICONS OR AN ENLARGEMENT?

FE INDICATED: ENLARGEMENT, POD/POU, PHOTO/GPS TAG,
CONVEYANCE/SYSTEM

Reviewer: _____

Date: _____

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: Mar 20, 1969 Claimed Basis: LICONSU

Recommended Priority Date: _____ Recommended Basis: _____

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

CLAIM BASIS STATES LICONSU. SUSPECT THIS IS AN
ENLARGEMENT, CONSIDERING THE 1969 PRIORITY AND
REFERENCE TO 22-7021 AND 22-2187.
EVIDENCE REQUESTED.

Reviewer: _____

Date: _____

Water Right No(s). A 2210971

GPS DATA:

Tag # _____ Location: _____

Diversion Data:

Source: _____ Trib to: _____

MOTOR

Make: _____ Model: _____ Hp: _____

SN: _____

PUMP

Make: _____ Model: _____ Disch: _____

SN: _____

NOTES:

Field Exam Date: _____ Agent: _____

Point of Diversion and Source Data Entry Form

Claim Number: A2210921

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T 6N, R 41E, Sec. 30, SW, NE, NW. County: MadisonSource: Ground Water Tributary: _____

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? GPS. T124 #

Document how the POD and Source were verified and/or Pump and Motor data:

Transfers Changing POD _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number: A2210 971☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
6N	41E	31	NE NW		MADISON		26	Irrigation
"	"	"	SW NW		"		40	"

Total Acres 66

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry FormClaim Number: A2210921☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity**Water Right Period of Use and Diversion Rate**

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	11/1		

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

IDWR STD S04. 4/1 - 10/31

Reviewer: _____

Date: _____

RECEIVED
DEC 7 1984

DEC 7 1964

NOTICE OF HEAR OF COMPLETION OF WORKS
and DEC 7 1964
APPLICATION OF WATER TO BENEFICIAL USE ~~Deferral~~ of Reclamation

Notice is hereby given that at 6:00 P. M. on the 22nd day of January

8.63 at Reynolds County of Yallam State of Tasmania

Notary Public at (address) W. E. Carlson

proof will be sufficient for the completion of works for

The name and post office address of the person or corporation holding said permit.

Charles E. Trenley, Rexburg, Idaho

Said works of diversion had to be fully completed on the date set for such work.

and the amount of labor which said works are capable of conveying to the place of

16.38 cubic feet per second

The use to which said water has been applied is irrigation

purposes, and the amount applied to beneficial use is 14.28

Cubito Test for second

The point of reference in said order is the SLIPING of Sec. 30 and ENCLOSURE

Sec. 31, in Twp. 3 North, Range 41 East, Boise Meridian, Madison County.

The films were said materials used is on 7/4 series in NT-366, SN-6567, BE-3567.

ON DEC. 25, 1966, M. WEINER, NADOLZ, SWANEY, SEATED OF SEC. 36

NE 1/4, S 1/4, SE 1/4, SW 1/4, SW 1/4, Sec. 30, T. 6 N., R. 4 E.,

DATE OF PREVIOUS TIRCH SAID USER IS PREPARED TO ESTABLISH IS OCTOBER 20, 1960

Strava Redlands, CA Engineer

Permit No. 5-23093

Comes now Charles E. Beasley

of (address)

Residing in the State of Idaho, and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriation the Public Waters of the State of Idaho

No. 5-23093 and requests that the permit and permit map be changed as follows:

1. Point of diversion 1/4 Sec

2. Other points of diversion

3. Period and nature of use (irrigation, domestic, stockwatering, industrial, etc.)

no. day

4. Purposes from _____ to _____ (both dates incl.)

5. Purposes from _____ to _____ (both dates incl.)

6. Purposes from _____ to _____ (both dates incl.)

7. Place of use or land to be irrigated:

Range	Sec	NE 1/4	NW 1/4	SW 1/4	SE 1/4	SW 1/4	SE 1/4	SW 1/4	SE 1/4	TOTAL
-------	-----	--------	--------	--------	--------	--------	--------	--------	--------	-------

1	2	3	4	5	6	7	8	9	10	11
---	---	---	---	---	---	---	---	---	----	----

12	13	14	15	16	17	18	19	20	21	22
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23	24	25	26	27	28	29	30	31	32	33
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34	35	36	37	38	39	40	41	42	43	44
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45	46	47	48	49	50	51	52	53	54	55
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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
-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----

own property limited as shown on map

1961

1812-22/66065-9

1812-22/66065-9

1812-22/66065-9

1812-22/66065-9

1812-22/66065-9

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.

By: Charles E. Beesley

Applicant

By: W. B. Kennedy

Agent

Date of receipt at Department of Reclamation: 9:00 A.M. October 20, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-2993

Recorded in Book 102 Page 29093 Approved October 21, 1960

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

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 30, 1963

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith to be made and proof offered on or before October 31, 1965

Witness my hand this 31st day of October, 1960

S. J. MOORE, JR.
STATE RECLAMATION ENGINEER

IN TESTIMONY WHEREOF We

ROBERT S. SWYLLIE

Governor of the State of Idaho

and ARNOLD WILLIAMS

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 31st

day of October, 1960

Court signed

STATE OF IDAHO

(SEAL)

By: ARNOLD WILLIAMS

By: S. J. MOORE, JR.

Governor

Secretary of State

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	100 E	25													11.8	11.1	37.8		60.7
		36	10	11.9	23.1	10													45.0
6 N	11 E	19													8.5	21.5			30.0
		20		21.1	21.3		20.2		8.6	30	10	36.3	10	10	11.3	21.1			80.0
		31		11.6			19	10	10	18	20								68.6

Comes now

5 That he is

Pořím (

2. Period

3. Place

TIME	TANG	BC
6N	40.5	7.5
6N	41.5	3.6
6N	41.5	3.1
6N	40.5	2.7

Don't see Basilids

The Department of Recitation has conducted a field examination of the land and works covered by the above referenced permit and has

[illegible]

enclosed is a partially completed application for award. If you agree with the findings of the Department, please return the application with a \$5.00 fee.

The Department is prepared to license Permit No. S-2093 for 3.30 acre of water of the sub-irrigation system in Steeples, Sec. 30, T. 6N, R. 61E, S. 40E, Sec. 34, T. 6N, R. 61E, S. 40E, in Madison County. The water quantity is diverted shall not exceed 1400 acre foot per season and the permits are established in October 20, 1960. If you agree with these findings, please remit licensing fee of \$38.00 within 30 days of the date of this letter.

Please sign and return the application for amendment and a copy of \$5.00 fee as soon as possible.

Very truly yours,

Dean ~~W. Reynolds~~
-501d Examiner

DNR/oh

Enroll today

and that on January 22, 1965

1-100 of the beneficial use of...

31.90

Tributary of

April 5

—

10

of Idaho, a

Department

10

22

Type: _____

2010-05-10

SOCIOECONOMIC

10

2

11

1

1

1

36	34
----	----

10

10

100

1

3

10

10

Log for claim 22-10971

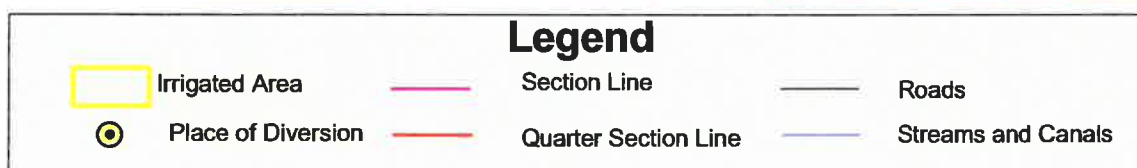
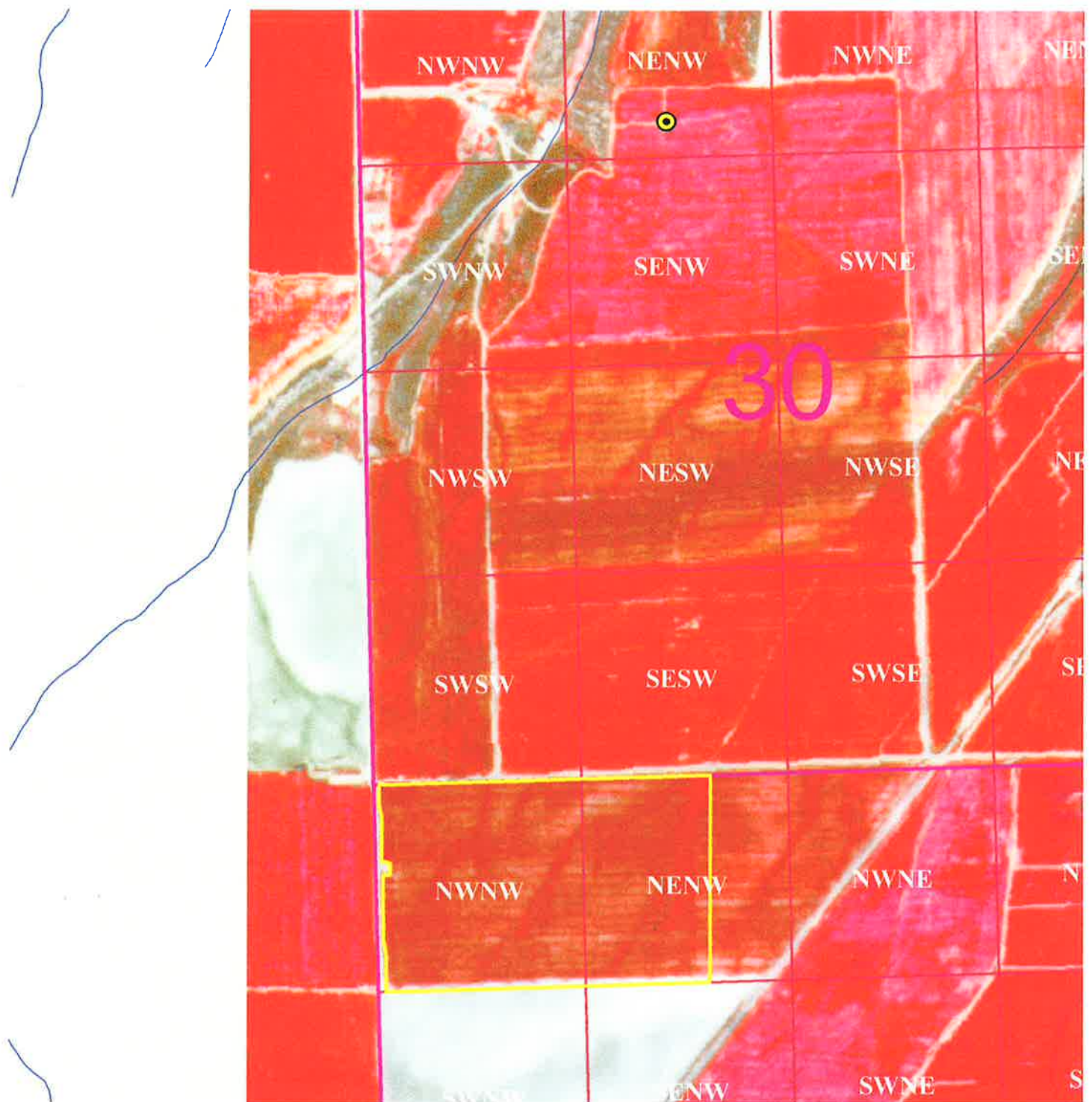
Spatial Dynamics BTD

8/21/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06n41e	31	NENW	26	24	
06n41e	31	NWNW	40	38	
Totals:			66	62	

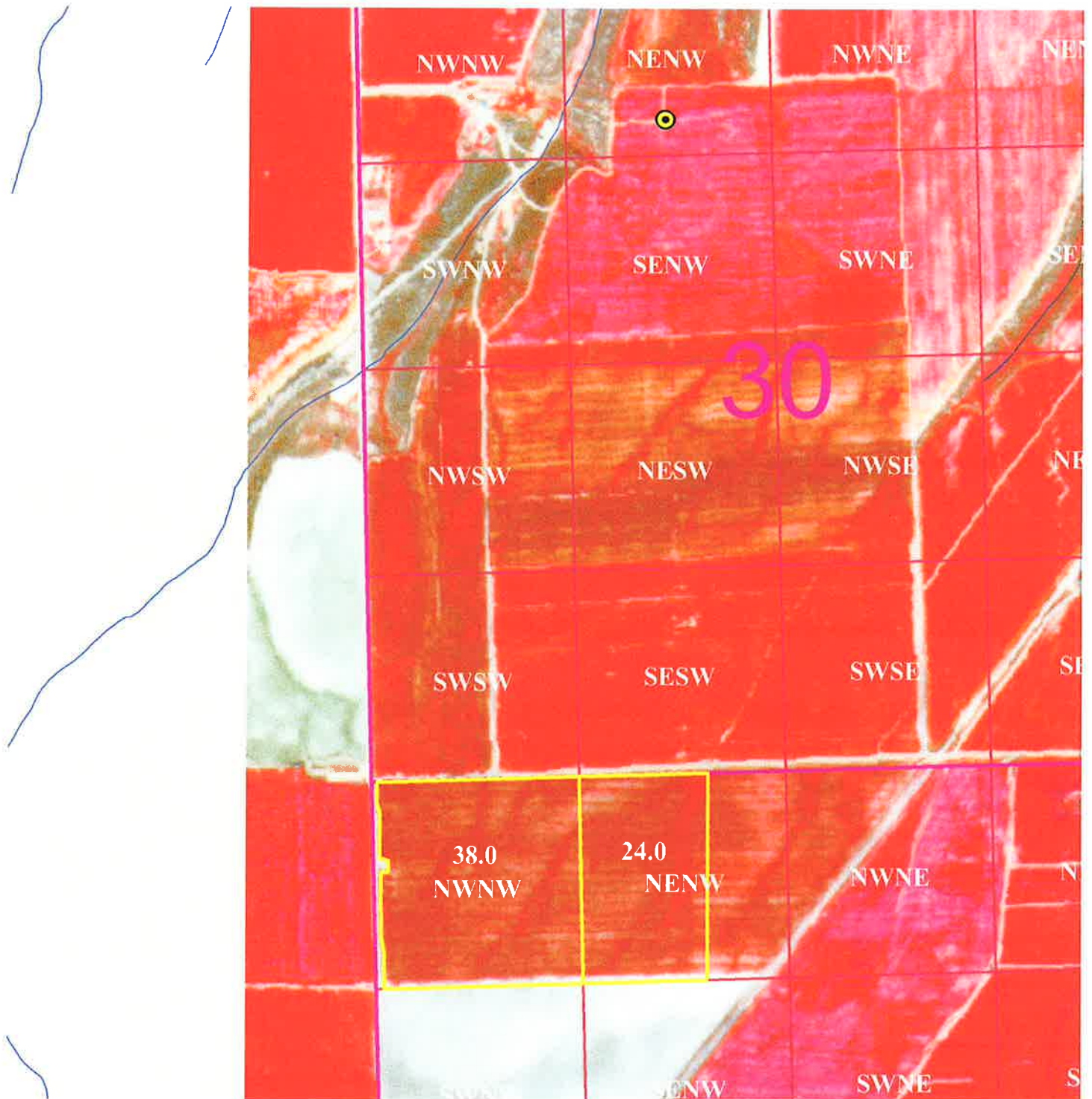
Water Right Claim Number 22-10971
Township , 6N41E

08/21/2001



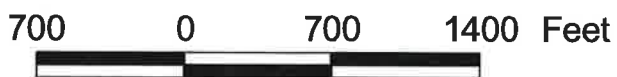
Water Right Claim Number 22-10971
Township , 6N41E

08/21/2001



Legend

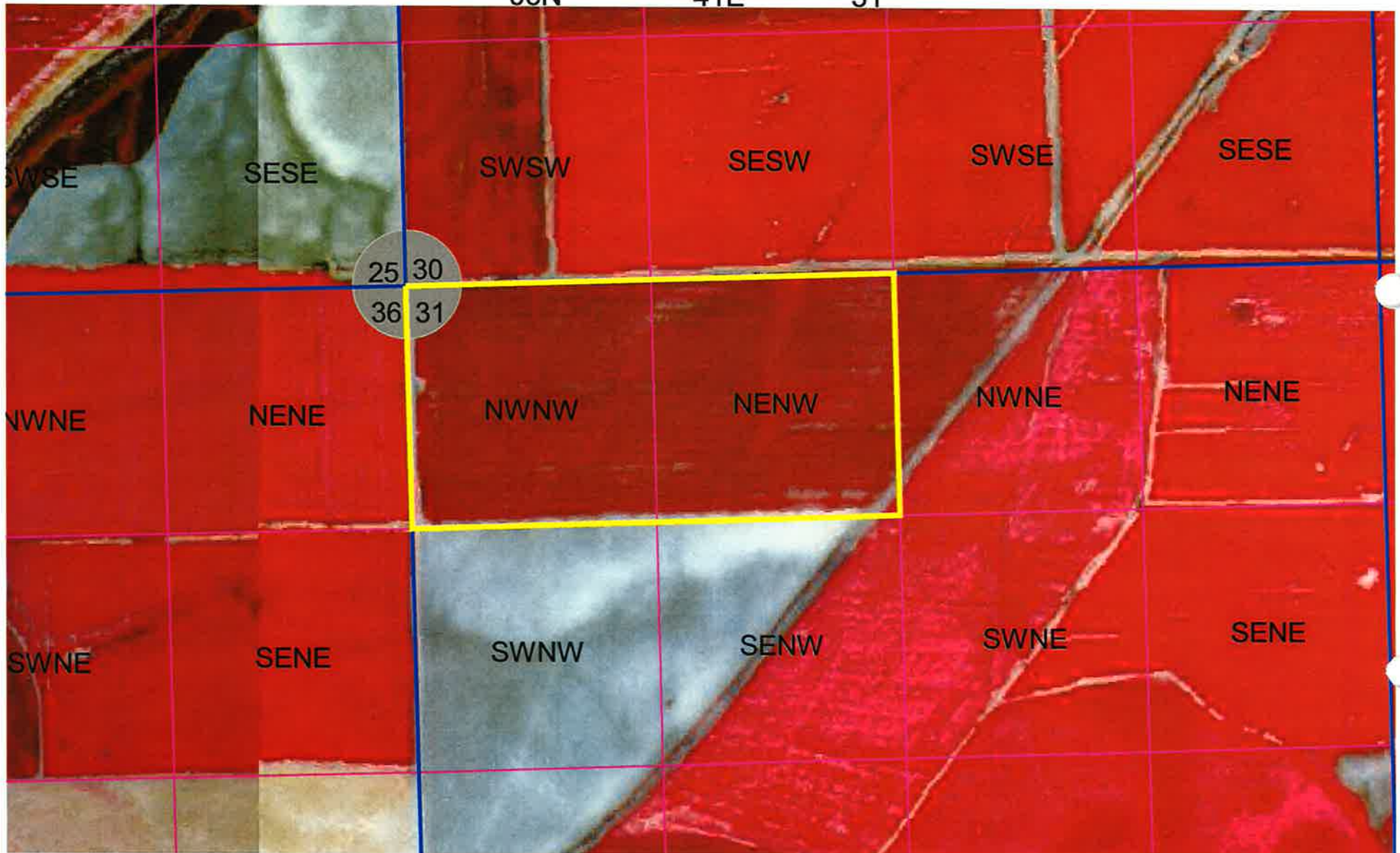
 Irrigated Area	 Section Line	 Roads
 Place of Diversion	 Quarter Section Line	 Streams and Canals



Township
06N

Range
41E

Section
31



Notes:



0.2 0 0.2 0.4 Miles

Water Right #: 2210971

Examiner:

Date:

CA

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: A22-10971
Date Received: 8/17/1988
Receipt No: E002728
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BEESLEY FARMS, INC. 208-356-9726
Address: P.O. BOX 154
REXBURG, ID 83440

2. Date of Priority: MAR 20, 1969

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	30	SW	NE	NW		MADISON

5. Description of diverting works:
WELL, 580' DEEP, 400 HP MOTOR, 2.5 MI. U.G. MAINLINE, HANDLINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.790		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	41E	31	NE	NW		IRR	26.0
			NW	NW		IRR	40.0
						Section Acres	66.0

A22-10971

Page 1

Date: 09/29/88

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10. Place of Use: Continued

Total Acres 66.0

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:
NOT CHECKED

14. Remarks:

CLAIM BEING FILED AS EXPANSION OF LICENSE 22-07021. LAND WAS COVERED BY LICENSE 22-02187, BUT THE WATER IS PROVIDED BY THE WELL UNDER LICENSE 22-07021.

***** MEMO TO FILE *****
THIS WATER RIGHT APPEARS TO BE A SPLIT FROM 22-02187 RATHER THAN AN EXPANSION OF 22-07021. A PRIORITY DATE OF OCT. 20, 1960 MAY BE MORE APPROPRIATE FOR THIS WATER RIGHT. CLF 9-29-88

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____,
Organization document in the space below as _____ of
_____,
Title and that the statements contained in the
_____,
Organization foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A22-10971Date Received 17 Aug 1988Receipt Number E002728

A2210971

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Beesley Farm Inc. Phone (208) 356-9726Mailing Address Box 154 Rexburg, Idaho Zip 834402. Date of Priority (Only one (1) per claim) March 28, 19693. Source of water supply (a) ground water
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 6N Range 41E Section 30,
Sec 1/4 of NE 1/4 of NW 1/4, Govt. Lot, _____ 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 6N Range 41E Section 30, SW 1/4 of NE 1/4 of
NW 1/4, Govt. Lot _____ B.M., County of Madison5. 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. Well 580' depth400 hp motor - 2 1/2 mi buried steel main line
Hand lines

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Nov. 1 amount .79 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .79 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6N	41E	31					26	40											66

Total number of acres irrigated 66

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None ()

14. Remarks: Claim being filed as expansion of license 22-7021.
Land was covered by license 22-2187 but water is
provided by well under license 22-7021.

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Last Name Beesley Farm Inc. Ident No. A22-10971

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ✓ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 22-7021 expansion
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 President
of Beesley Farm Inc. Organization, that I have signed the foregoing
document in the space below as President Title of Beesley Farm Inc. Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Richard Beesley
Title and Organization Beesley Farm Inc. Date 8/17/88

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 17 day of Aug 19 88

SEAL

Notary Public Ernest Carlson

Residing at Idaho Falls, ID

My Commission Expires 14 June 1994

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 _____

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Last Name Beesley Ident. Number A22-10971

Copies White-State, Yellow-Claimant

A22-10973

House

A22-10974

A22-07021

Well

A22-02187

A22-10971

Well

A22-10972

A22-07136

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10/11/83

9/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Beesley Farms, Inc.CLAI. DENT. NO. A 22-10971DATE RECEIVED 8-17-88CK # 108AMOUNT \$ 335⁰⁰7 claims
payment plan

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/A

Is the consumptive use correct?

N/A

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. See Adjudication Memo # 4.

☒

10. 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/A

☒

15. 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/A

☒

Should this claim be receipted and data entered?

☒Claim checked by: CA

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Comments: _____