

03/05/2004

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

RIGHT NUMBER: 25-2025

NAME AND ADDRESS: S & S FARMS INC
C/O STEVEN JUDY
2330 S AMMON RD
AMMON ID 83406

SOURCE: BADGER CREEK

TRIBUTARY: WILLOW CREEK

QUANTITY: 0.520 CFS

PRIORITY DATE: 03/08/1911

POINT OF DIVERSION:

T01N R39E S14 SESW Within BONNEVILLE County

T01N R39E S14 NESE Within BONNEVILLE County

T01N R39E S14 NESE Within BONNEVILLE County

T01N R39E S14 NWSE Within BONNEVILLE County

T01N R39E S14 SWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.520 CFS
STOCKWATER	01/01 12/31	0.010 CFS

Stockwater use is for 25 range cattle.

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R39E S14	NESE	19.0	T01N R39E S14	NWSE	1.2
T01N R39E S14	SWSE	5.0	T01N R39E S14	SESE	0.1

STOCKWATER same as IRRIGATION

25.3 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

Water Right 25-2025

1

SCANNED
AUG 18 2004

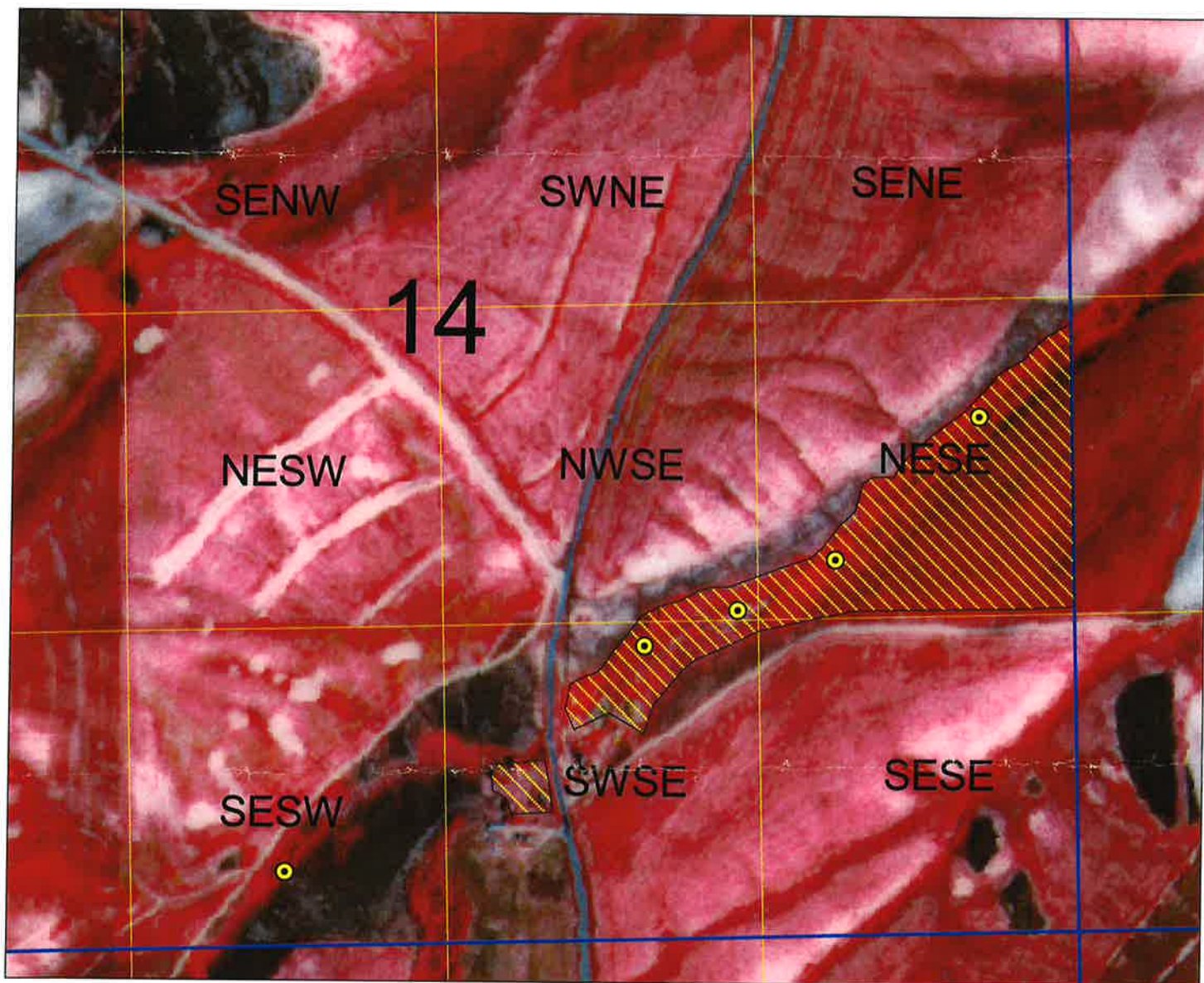


State of Idaho

Department of Water Resources

Eastern Region

Water Right(s): 25-02025



1320

0

1320 Feet

PROFILED

SCANNED

SEP 24 2004



- Point of Diversion
- Place of Use
- Sections
- QQ

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: March 2004

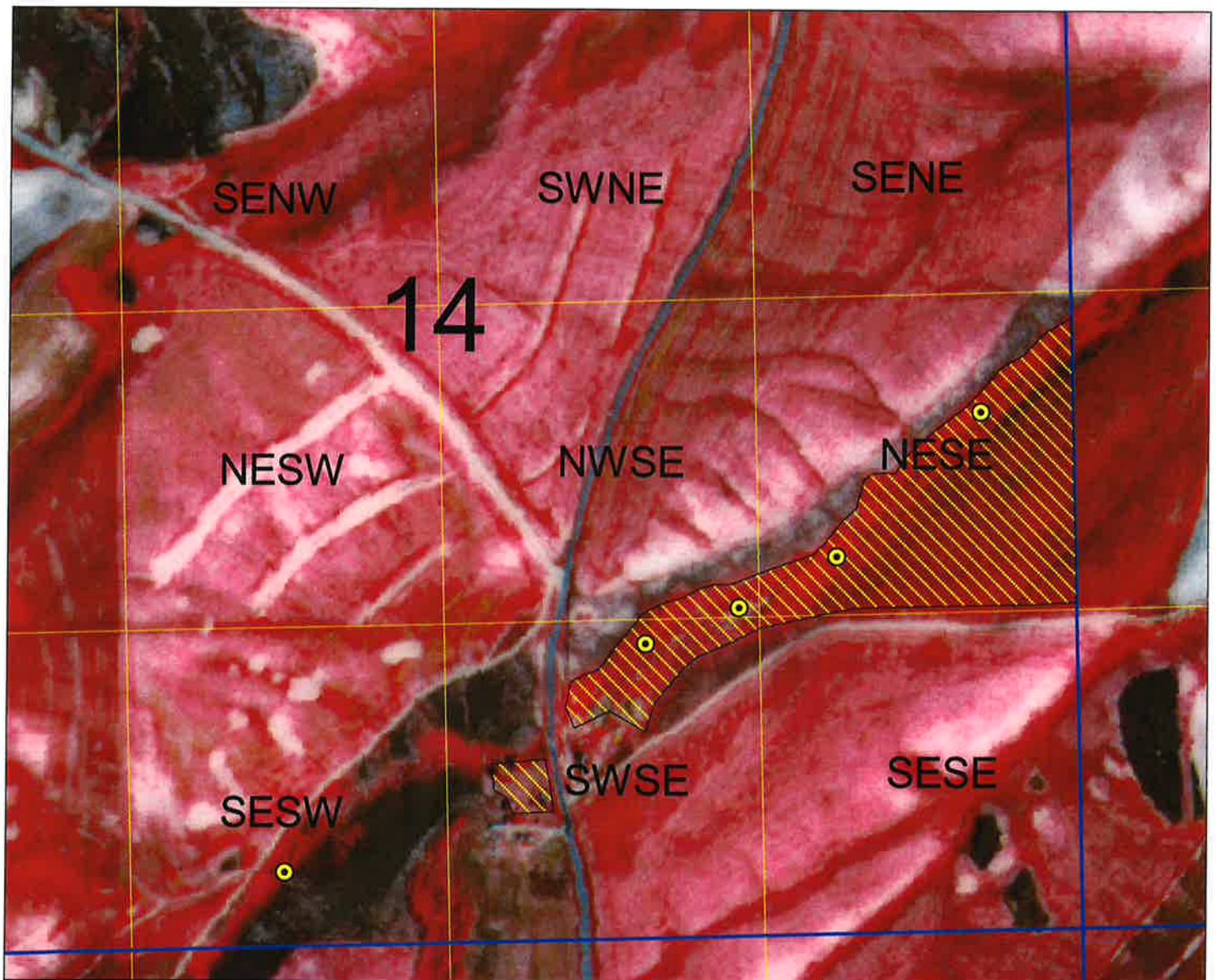


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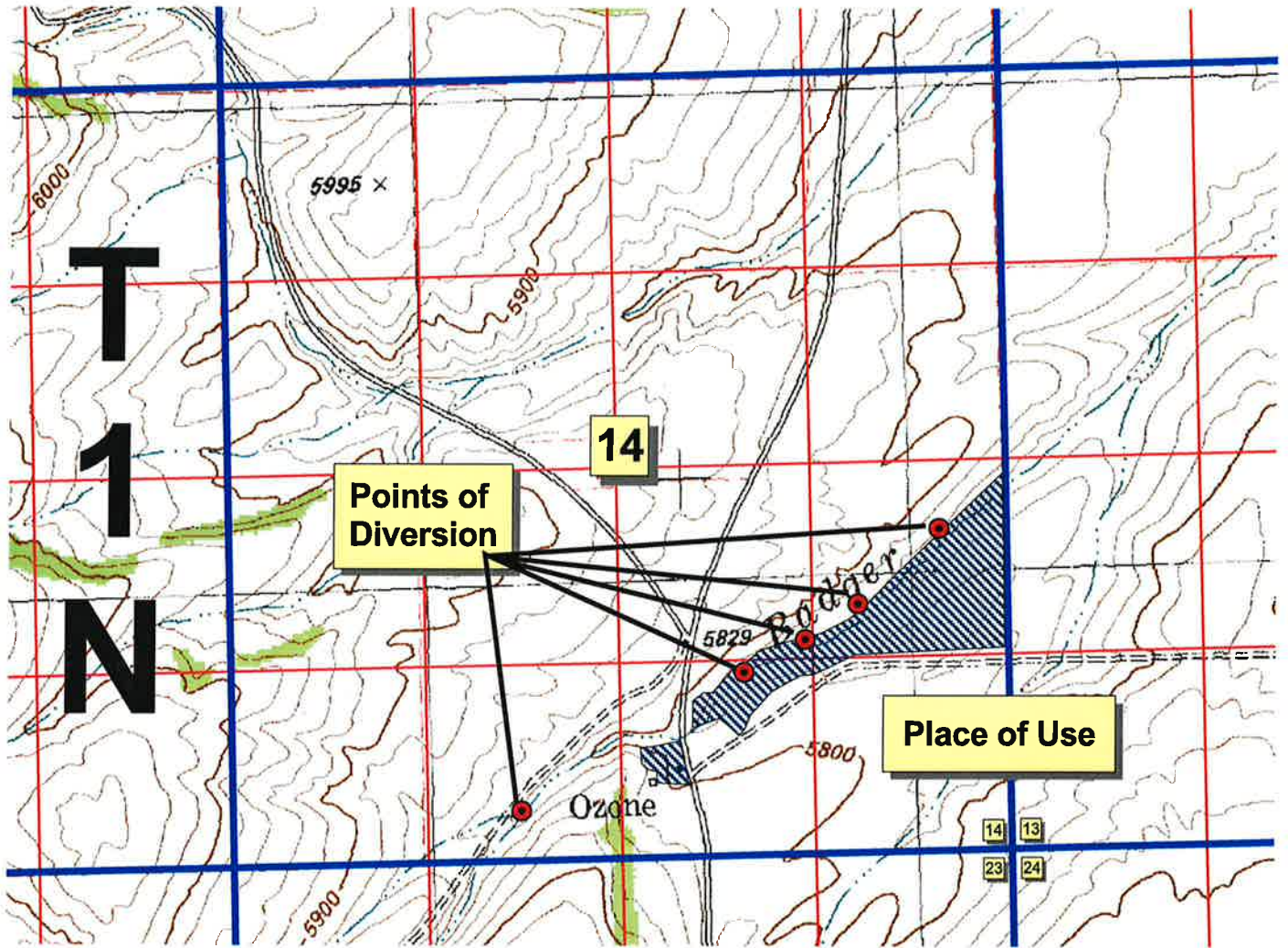
1320 0 1320 Feet

- Point of Diversion
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SCANNED
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GIS Place of Use Illustration
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 Judypou2.shp
 S01n39e.shp
 T01n39e.shp

R39E

25-2025

S¹/S Farms INC

03/05/2004

**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: 25-2025

S & S FARMS INC
C/O STEVEN JUDY
2330 S AMMON RD
AMMON ID 83406
Telephone Number: (208)589-0992

RECEIVED
SEP 24 2004
Department of Water Resources
Eastern Region

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:

☒ I AGREE with this proposed recommendation; no changes need to be made.

DATE:

9-15-04

SIGNATURE:

Steven G Judy

Please print your name:

STEVEN G JUDY

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

PROFILED

SCANNED

SEP 24 2004

03/05/2004

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EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

FILED
SCANNED

SEP 24 2004

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 25-2025
Date Received: 1/29/2004
Receipt No:
Received By:

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

1. Name of Claimant(s)

S & S FARMS INC Phone: (208)589-0992
C/O STEVEN JUDY
2330 S AMMON RD
AMMON ID USA 83406

2. Date of Priority: 03/08/1911

3. Source: BADGER CREEK Trib. to: WILLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	39E	14	SW SE	BONNEVILLE	
01N	39E	14	NW SE	BONNEVILLE	
01N	39E	14	NE SE	BONNEVILLE	
01N	39E	14	SE SW	BONNEVILLE	

5. Description of diverting works:

DIVERSION DAM TO DITCH FOR FLOOD AND SPRINKLER IRRIGATION AND NUMEROUS SMALL
DITCHES FROM CREEK AND PORTABLE PUMP FOR FLOOD AND SPRINKLER IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.52	
STOCKWATER	01/01	12/31	0.01	

7. Total Quantity Appropriated is:
0.52 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
01N	39E	14	NE		SE	IRRIGATION	18.2
			NW		SE	IRRIGATION	0.9
			SW		SE	IRRIGATION	6.2
			SE		SE	IRRIGATION	0.3
						Section Acres	25.6
						Total Acres	25.6

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

25-4310

14. Remarks:

STOCKWATER, 25 CATTLE

15. Basis of Claim: License

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 25-2025Date Received 1-29-2004Receipt Number E0 29496

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) S & S Farms Inc % Steven Judy Phone (208) 589-0992Mailing Address 2330 S Ammon Rd Ammon Id Zip 834062. Date of Priority (Only one (1) per claim) 03/08/19113. Source of water supply (a) Badger Creek
which is tributary to (b) Willow Creek4. a. Location of existing point of diversion is: Township 1 N Range 39 E Section 14,
_____ 1/4 of SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of BonnevilleAdditional points of diversion if any: NESE, NWSE, & SWSE Sec 14, T1N, R39E

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.Diversion dam to ditch for flood & sprinkler irrigation and numerous
small ditches from creek and portable pump for flood and sprinkler irrigation

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/15 to 10/31 amount 0.52 or _____
 For STOCKWATER purposes from 1/1 to 12/31 amount 0.01 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.52 cfs (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.) Stockwater 25head Range cattle

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
<u>1N</u>	<u>39E</u>	<u>14</u>													<u>18.2</u>	<u>0.9</u>	<u>6.2</u>	<u>0.3</u>	<u>25.6</u>

Total number of acres irrigated 25.6

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
25-4310 for Stockwater or None ()

14. Remarks:

Last Name Sis Farms & Steven Red Ident No. 25-2025

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

S; S forms

Ident No.

25-2025

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 25-2025
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 1

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 Title _____
of SJS Farms INC. Organization _____, that I have signed the foregoing
document in the space below as President Title _____ of SJS Farms INC Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent * Steven Judy
Title and Organization Pres. SJS Farms Date 1-29-04

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

Subscribed and sworn (or affirmed) before me this 29th day of January 19 2004



Notary Public Jennifer Crabtree
Residing at Idaho Falls, ID
My Commission Expires 9/23/09

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____
Address _____
Date _____

Last Name SJS Farms INC Ident. Number 25-2025

County: Bonneville.
Stream: Badger Creek
Amount: 26/60 of 1 cu.ft.
Use: Irrigation.
Priority: March 8, 1911.

STATE OF IDAHO

Water License No. 7161.

WATER DISTRICT NO. 16.

WHEREAS, On the 8th day of March, A. D. 1911, GEORGE GOULD,

of Idaho Falls, County of Bonneville, State of Idaho, duly made application (No. 10390) to me for a permit to use one (1) cubic foot per second of the waters of Badger Creek, in Water District No. 16.

County of Bonneville, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 20th day of March, A. D. 1911, Permit No. 7161 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 20th day of March, A. D. 1913, and for the application to beneficial use of said water on or before the 20th day of March, A. D. 1916, and,

WHEREAS, On the 20th day of March, A. D. 1913, GEORGE GOULD,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of one (1) cubic foot per second of said waters, as evidenced by my Certificate No. 7161 dated May 7, 1913, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use one (1) cubic foot per second of said water, with date of priority of March 8, 1911, and

WHEREAS, On the 8th day of March, A. D. 1916, GEORGE GOULD,

the holder of said permit, duly made proof of the application to beneficial use of 26/60 of 1 cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to

GEORGE GOULD,

of Idaho Falls, County of Bonneville, State of Idaho, the holder and owner of said Permit No. 7161, a perpetual right, dating from March 8, 1911 to the use of 26/60 of 1 cubic foot per second of the waters of Badger Creek;

In the County of Bonneville and State of Idaho, or so much thereof as may be necessary for the purposes hereinbefore mentioned, to be diverted as follows: Upper Ditch- S. 9 W., 860 feet from S.E. Cor. of 1/4 Sec. 14, T. 1 N., R. 39 E., B.M., Lower Ditch- N. 9° E., 700 feet from S. E. cor. 1/4 Sec. 14, T. 1 N., R. 39 E., B.M.,

and conducted to and upon: 26 acres as follows: 20 acres in SE 1/4 SW 1/4, 6 acres in NE 1/4 SW 1/4 and 1 acre in NW 1/4 SE 1/4 Sec. 14, T. 1 N., R. 39 E., B.M.

for the purpose of irrigation and domestic use. subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject also to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 7th day of August A. D. nineteen hundred and sixteen.

J. R. SMITH

(Seal)

State Engineer

25 202