

IDAHO DEPARTMENT OF WATER RESOURCES

RIGHT NUMBER: 25-2139

NAME AND ADDRESS: REYNOLD TANNER
255 N 3700 E
RIGBY ID 83442

KATHY TANNER
255 N 3700 E
RIGBY ID 83442

TRIBUTARY:

POINT OF DIVERSION:

PURPOSE AND
PERIOD OF USE:

QUANTITY

1.540 CFS
152.00 AFY

T04N R38E S21 NESE 38.0

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

EXPLANATORY MATERIAL: License

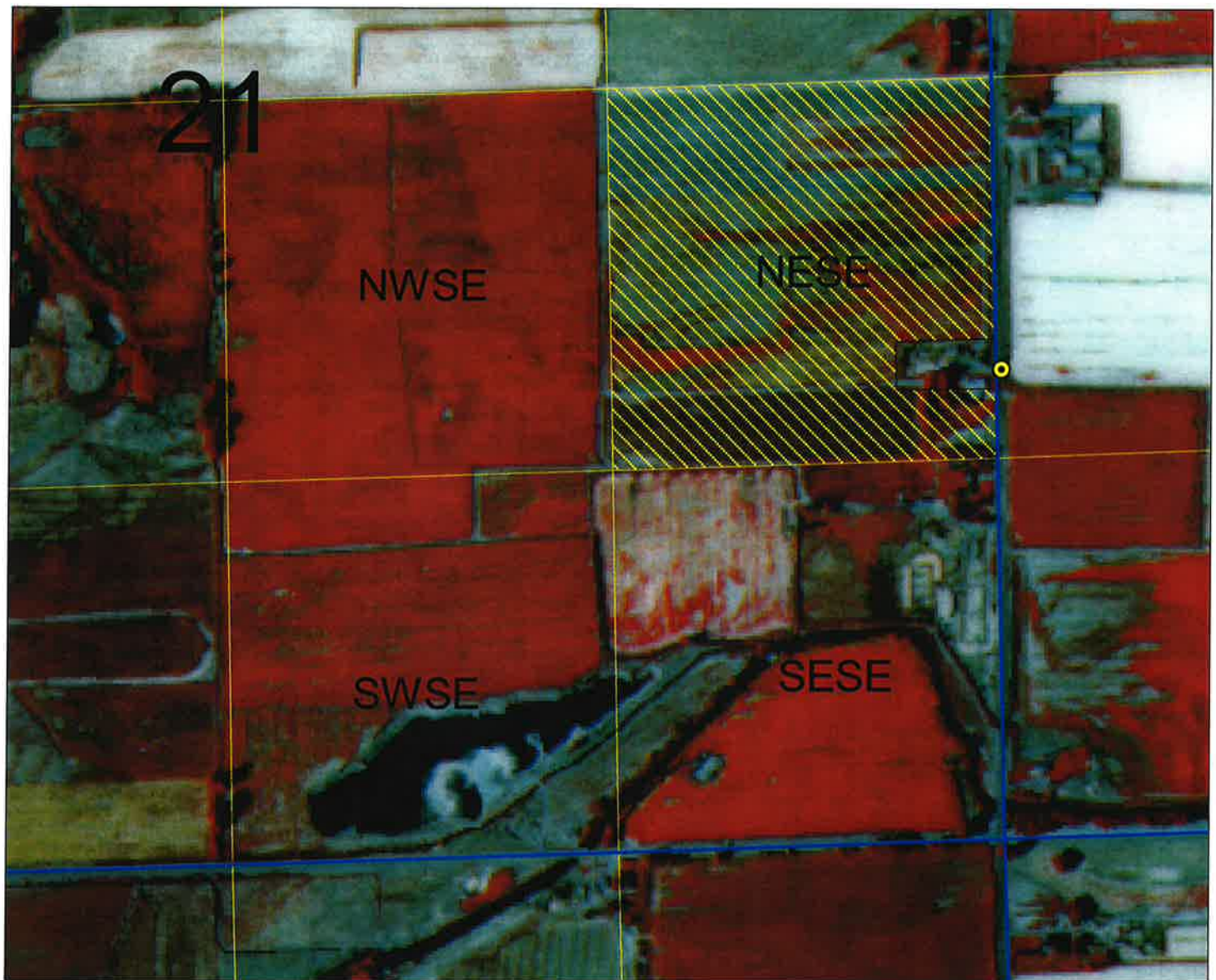


State of Idaho

Department of Water Resources

Eastern Region

Water Right(s): 25-02139



1320 0 1320 Feet

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

SCANNED
AUG 1 8 2004



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

RECEIVED

SEP 14 2004

NOTICE OF ERROR
REPLY

Department of Water Resources
Eastern Region

Rm 03/23/2004

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: 25-2139

REYNOLD TANNER
255 N 3700 E
RIGBY ID 83442
Telephone Number: (208)745-8522

KATHY TANNER
255 N 3700 E
RIGBY ID 83442
Telephone Number: (208)745-8522

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

0.760 CFS
152.00 AFY

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

1.54 CFS
269.5 AFY pump for 50 days

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

Thousands of dollars spent Laser Leveling improving Land
to be able to water it. Cost to change pump flow
prohibitive and loss of water causing inability
to water property.

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

DATE: 9-14-04

SIGNATURE:

Reynold Tanner

Please print your name:

Reynold Tanner

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

PROFILED

SCANNED

SEP 15 2004

1.54 cfs .02 cfs = 9 gpm = 693 gpm 1 ac/f = 3
325,850

50/80900

72411 1206.8 hours

50 days

Due to soil types the original water right (license)
was pulled back to give adequate flow and
ground saturation.

Agreed to give full cfs (1.54) and a
volume appropriate for 38 acres (152 ac ft) after
consulting with Susan

J. P. Dill

Reynold Tanner

Reynold Tanner

9-14-04

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

OK per Bryce
1-31-04

RECEIVED

NOV 21 2002

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources
 Eastern Region

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, 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
	25-2139				

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) are 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)

Viola Johnson

4. New Owner/Claimant(s)

Reynold or Kathy Tanner

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

255 N 3700 E

City, State and ZIP Code

Rigby, Idaho 83442

New Telephone Number

(208) 745-8522

5. Date you acquired the property

11-6-02

SCANNED

AUG 18 2004

R123514

318109

WARRANTY DEED

For Value Received **VMM Company, LLC**, an Idaho limited liability company

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Reynold Tanner and Kathy Tanner, husband and wifewhose address is: **255 North 3700 East, Rigby, Idaho 83442**

Hereinafter called the Grantee, the following described premises situated in Jefferson County, Idaho, to-wit:

Beginning at the E $\frac{1}{4}$ corner of Section 21, Township 4 North, Range 38 East of the Boise Meridian, Jefferson County, Idaho, thence S00°23'16"E along the East line of Section 21 for a distance of 40.00 feet to the True Point of Beginning, thence S00°23'16"E along the East line of Section 21 for a distance of 1030.74 feet; thence N66°03'08"W for a distance of 44.69 feet; thence N16°00'00"W for a distance of 2.50 feet; thence N89°25'00"W for a distance of 103.00 feet; thence S84°49'00"W for a distance of 103.00 feet; thence S00°48'00"W for a distance of 124.74 feet; thence N88°58'48"E for a distance of 249.62 feet to the East line of Section 21; thence S00°23'16"E along the East line of Section 21 for a distance of 124.00 feet to the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 21; thence S88°58'48"W along the South line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ for a distance of 1338.73 feet to the Southwest corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence N00°25'08"W along the West line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ for a distance of 1265.72 feet; thence N89°06'29"E for a distance of 1339.39 feet to the True Point of Beginning.

EXCEPTING THEREFROM: County Road.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: 2002

VMM Company, LLC

BY: Gladys Marie Rasch, Chairperson & Member
Gladys Marie Rasch, Chairperson & MemberBY: Vesta June Twitchell, Secretary & Member
Vesta June Twitchell, Secretary & Member

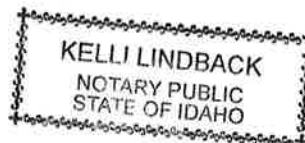
STATE OF IDAHO

COUNTY OF Turn Falls

Instrument # 318109
RIGBY, JEFFERSON, IDAHO
2002-11-08 12:06:00 No. of Pages: 2
Recorded for : FIRST AMERICAN TITLE
CONNIE M. KELLER Fee: 6.00
Ex-Officio Recorder Deputy
Index to: WARRANTY DEED

On this 6 day of November, 2002, before me, the undersigned, personally appeared Gladys Marie Rasch, known or identified to me (or proved to me on the oath of), to be the Chairperson and a member of the limited liability company that executed the instrument or the person who executed the instrument on behalf of said limited liability company and acknowledged to me that such limited liability company executed the same.

Kelli Lindback
Notary Public of Idaho
Residing at: Turn Falls
Commission Expires: 1-11-2006



RECEIVED BY
ASSESSOR
For PLATTING
Date 11/8/02 Time 12:06

Ownership sketch A25-02139 1/19/04

1" = 200'

E 1/4 corner
4N 38E 21
← 5 40 ft

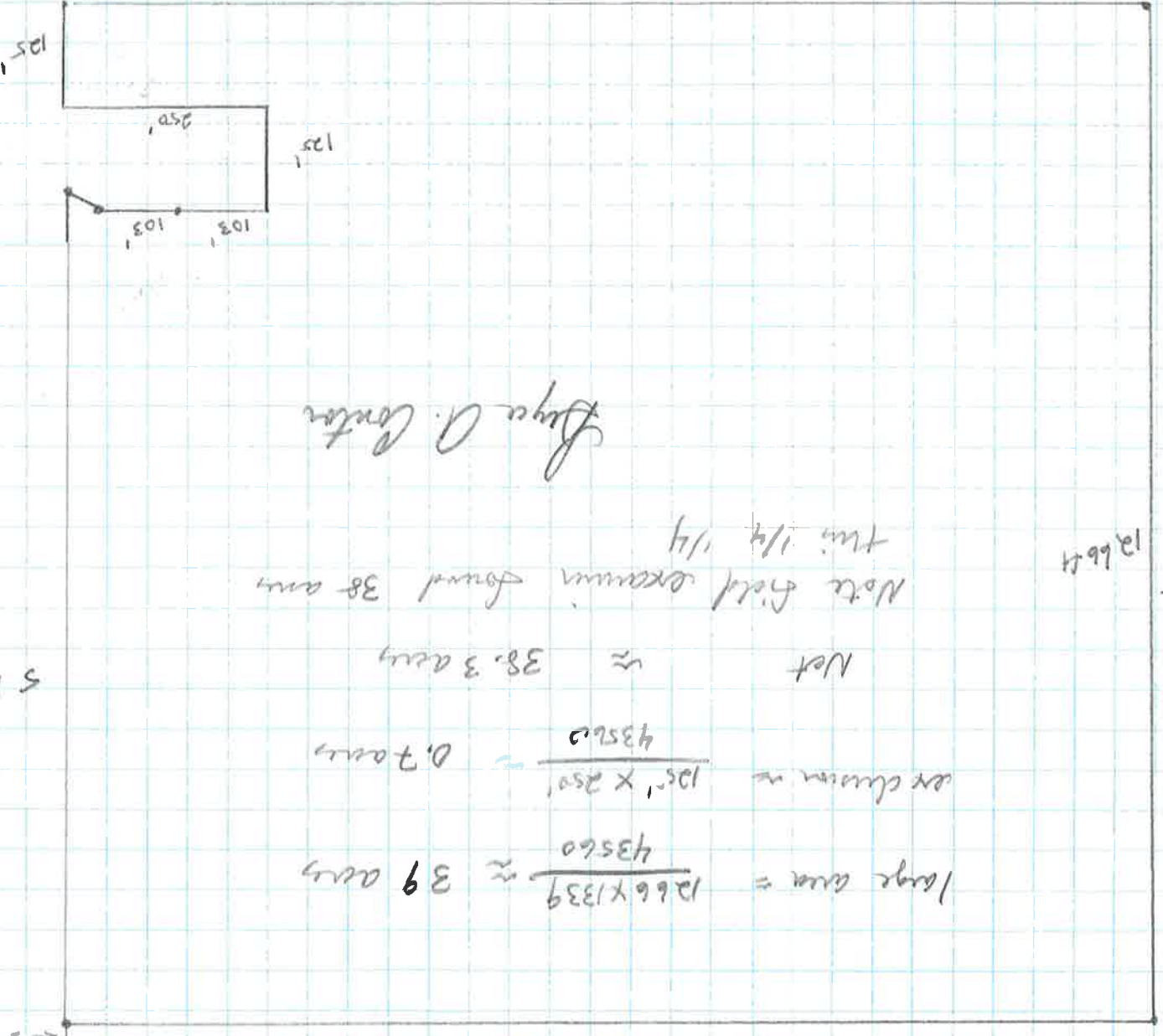
$$\text{large area} = \frac{1266 \times 1339}{43560} \approx 39 \text{ acrs}$$

$$\text{exclusion} = \frac{125' \times 250'}{43560} \approx 0.7 \text{ acrs}$$

Net $\approx 38.3 \text{ acrs}$

Note field exam on 1/4 1/4
found 38 acrs

Joyce A. Center



Water Resources
Field Services
208 663 4667

Field Exam Summary A25-02139

Bryce Contor

Water Resources Field Services

January 31, 2004**General Comments**

This claim is for half the original acres but all the original diversion rate of an old license. Because the application method is gravity border irrigation, this actually makes physical sense. I propose recommending as claimed, but preventing injury with a remark similar to the remark included in partial decree 31-63C (see printout in file). Note that one use of a transfer listed in the October 2002 administrative memo is to "concentrate" diversion rate on irrigated lands. This claim could represent an accomplished transfer that did just that.

Ownership

The enclosed change of ownership appears to be correct. Included in the blue folder is a sketch I made from the legal description and it matches the claim and my field inspection.

POD

The claim is correct. GPS location is waypoint 6, 662,657 E 286,298 N IDTM.

POU

The claim is correct.

Overlap

The claim notes that surface water is also used on this place, and a large ditch comes in from the east through a cement box at the well, where well water can be put into the same ditch system.

Conflict

None noted. The Internet does not show any competing claim for the lands that were originally irrigated from this license, west of the claimed POU.

Priority

Per license, 10/30/1961.

Quantity

I propose 1.54 cfs, with a two-week volume limitation equal to the volume produced at 0.02 cfs/acre on recommended acres. I propose recommending the limitation volume and total volume on based on GIS acres. Note that the licensing field exam and my sketch both suggest 38 acres irrigated in this parcel.

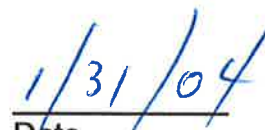
Water Use

Irrigation

List of Photos

A25-2139_1.jpg	POD looking North-northwest towards POU.
A25-2139_2.jpg	POD
A25-2139_3.jpg	Looking north along ditch over the top of the concrete box at the POD. POU is to the left of the ditch that runs up the center of the photo.
A25-2139_4.jpg	Looking SE across the POD. The ditch that comes in towards the pickup from the left comes under the road and connects with the concrete box.
A25-2139_Field_Notes.jpg	Field notes.


Bryce A. Contor


Date

AAS-02139 Review/Contact log

Review 1/19/04

- 1) Meet to check for claim to suit of WPC
- 2) Consider Hubbel analysis for increased diversion rate - accomplished after - consultation
- of about 3 y Transper Process # 24 -
- if soil type/properties appear to require
- add'l div rate. This may be tough in
- light of original license @ 0.02

3) See sketch fr. dead in ownership folder

- Per Internet no GC claims in NWSE
- See Quantity record 2 of 31-000632

1/19/03 12:22 745-8522 no answer

1/19/03 see field notes

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	36E	26		SWSW	1.3									
		27		SESE	5.1									

Total Acres: 6.4

Conditions of Approval:

1.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
----	-----	---

Remarks:

1.	Place of Use - Irrigation	USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 6.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-00062C, 31-00063C.
2.	Quantity	USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION VOLUME OF 5.33 ACRE FEET IN ANY 21 DAY PERIOD. RIGHT NOS.: 31-00062C, 31-00063C.
3.	Quantity	THE TOTAL COMBINED DIVERSION RATE FROM THE WELL LOCATED IN T7N R36E SECTION 27 NESESE IS LIMITED TO 1.75 CFS.
4.	Purpose of Use	THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MAY 1 AND AFTER SEPTEMBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
5.	Explanatory	THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 31-00062C, 31-00063C.

Dates:

Licensed Date:

Decreed Date: 02/22/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 31

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

August 18, 2003

Reynold or Kathy Tanner
255 N 3700 E
Rigby, ID 83442

Re: Water Right Adjudication Claim(s) A25-2139

Dear Water User:

Idaho Department of Water Resources (IDWR) is reviewing claims to water rights in the Snake River Basin Adjudication in your area. Water Resources Field Services has been retained to do field inspections to aid the Department in making correct recommendations to the court. In the next weeks and months I will be contacting you to make an appointment to look at your diversion works and uses of water.

I look forward to helping make sure your water right recommendation is correct. Please contact me if there is a particular time that would be convenient for you. You may call in the evenings, or leave a message on the answering machine.

Sincerely,

Bryce A. Contor

WATER LICENSE

25-2139

Water License No. G-30277 Priority October 30, 1961 Amount 1.54 c. f. s.

THIS IS TO CERTIFY, that Martin Alfred Johnson
 of Rigby, Idaho, made application for a permit to appropriate the public waters of
 the State of Idaho, dated October 30, 1961; that Permit G-30277 was issued pursuant
 to said application; that the proposed works were completed on or about 1962
 with a storage/or carrying capacity of 1.54 c. f. s., said works consisting of well, pump,
motor, concrete diversion works and earth ditches; and that on October 18, 1966
 proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 269.5
 acre feet per season, with a maximum rate of diversion of 1.54 c. f. s. cubic feet per second of the waters
 of a well, tributary of subterranean flow,
 for the purpose of irrigation from April 1 to October 31;
 and for _____ from _____ to _____; and for
 _____ from _____ to _____; and that the use
 of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
 mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
 located in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 4 N, R. 38 E, B.M., and
 other additional points _____, in the County of
Jefferson; and that the amount of water to which such right is
 entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
 used for said purposes and shall not exceed 269.5 acre feet per year.

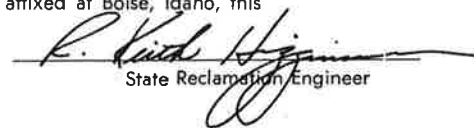
Description and location of place of use:

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 $\frac{1}{4}$	
4 N	38 E	21													38	39			77

Total number of acres irrigated 77

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

2nd day of October, 19 68.

 State Reclamation Engineer



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 23, 2000

VIOLA L JOHNSON
231 N 3600 E
RIGBY ID 83442

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A25-02139

Dear Viola L. Johnson:

The request for Change of Water Right Ownership concerning the above-referenced Notice 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 the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Crabtree
Technical Records Specialist

Enclosure

DELOG
5/15/00

RECEIVED

MAY 15 2000

Department of Water Resources
Eastern Region

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): A25-00139
Adjudication Claim No(s): _____
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
AND
 - B. **PLAT OF PROPERTY or SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
OR
 - C. If your water right or adjudication claim 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 Martin A. Johnson
Viola L. Johnson
4. New Owner/Claimant(s) Viola L. Johnson
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 231 3600 E
City, State and ZIP Code Rigby, Ida. 83442
New Telephone Number () _____
5. Date you acquired the property _____
6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____	Number and type of stock _____
Diversion rate in CFS _____	Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s) Viola L. Johnson

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE
CENTER FOR VITAL STATISTICS AND HEALTH POLICY

CERTIFICATE OF DEATH

DATE FILED: JANUARY 08, 1999

STATE FILE NUMBER: 98-08817

DECEDENT: MARTIN ALFRED JOHNSON

DATE OF DEATH: DEC. 29, 1998
TIME OF DEATH: 4:45 A.M.

PLACE OF DEATH: RIGBY, IDAHO

DATE OF BIRTH: MAR. 13, 1915

PLACE OF BIRTH: IDAHO

AGE: 83 YEARS

SEX: MALE

VETERAN? NO

MARITAL STATUS: MARRIED

SPOUSE (MAIDEN): VIOLA SANDERS

SOCIAL SECURITY NUMBER: 518-09-3194

RESIDENCE: RIGBY, IDAHO

FATHER: MARTIN JOHNSON, JR.

FATHERS BIRTHPLACE: IDAHO

MOTHER (MAIDEN): ADELINE KERSHAW

MOTHERS BIRTHPLACE: UTAH

MORTUARY: ECKERSELL MEMORIAL CHAPEL

MORTICIAN: GLEN W. BENNETT

RIGBY, IDAHO

DISPOSITION: BURIAL

CERTIFYING PHYSICIAN: LELAND K. (CHIP) KRANTZ II, MD

AUTOPSY: NO

1. CAUSE OF DEATH, UNDERLYING CAUSE LAST:

INTERVAL

PROSTATE CARCINOMA

4 YEARS

2. OTHER CONDITIONS CONTRIBUTING TO DEATH BUT UNRELATED TO ABOVE CAUSES:

NONE LISTED

MANNER OF DEATH: NATURAL

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO CENTER FOR VITAL STATISTICS AND HEALTH POLICY.

DATE ISSUED: JANUARY 11, 1999

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar

Jane S. Smith

JANE S. SMITH
STATE REGISTRAR





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 8, 2000

VIOLA JOHNSON
231 N 3600 E
RIGBY ID 83442

RE: CHANGE OF OWNERSHIP FOR A25-02139

Dear Ms. Johnson:

In order to remove Martin Johnson from the water right, we need a copy of the divorce decree or death certificate. These documents will be sufficient for the removal of his name.

If however you want a new spouses name added on the water right, we will need a copy of all the highlighted items on the enclosed NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP in addition to the divorce decree or death certificate.

So the two options are:

1) To remove Martin's name: Fill out the enclosed Change of Ownership form and provide a copy of the divorce decree or death certificate and return to our office.

2) To remove Martin's name and add a new spouse: Fill out the enclosed form, provide a copy of the divorce decree or death certificate, a copy of **all** highlighted items and return to our office.

*Note the deed must list the new spouse as an owner.

If you have any questions feel free to contact this office at (208) 525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk
Adjudication Bureau

WATER LICENSE

Water License No. G-30277 Priority October 30, 1961 Amount 1.54 c. f. s.

THIS IS TO CERTIFY, that Martin Alfred Johnson
of Bigby, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated October 30, 1961; that Permit G-30277 was issued pursuant
to said application; that the proposed works were completed on or about 1962
with a storage or carrying capacity of 1.54 c. f. s., said works consisting of well, pump,
motor, concrete diversion works and earth ditches; and that on October 18, 1966,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 269.5
acre feet per season, with a maximum rate of diversion of 1.54 c. f. s. cubic feet per second of the waters
of a well, tributary of subterranean flow
for the purpose of irrigation from April 1 to October 31;
and for from to ; and for
from to ; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in NE 1/4 SE 1/4, Sec. 21, T. 4 N, R. 38 E, B.M., and
other additional points ; in the County of
Jefferson; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 269.5 acre feet per year.

Description and location of 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	
4 N	38 E	21													38	39			77

Total number of acres irrigated 77

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

2nd day of October, 1968.

R. Keith Higgins
State Reclamation Engineer

25-2139

G-30277

25-2139

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38312
Permit No. G- 30277
District No.

1. Name of Applicant: Martin Alfred Johnson
Postoffice address: Rigby #1, Box 65 County: Jefferson State: Idaho
2. Quantity of water claimed: 80 inches or 1.6 c.f.s.
 - (a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 21
Twp. 4 N , Rge. 38 E , B.M., County of Jefferson
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Lineshaft turbine
8. Estimated cost of works: \$6,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 77 inches Burgess canal
 - (a) 720 GPM (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-30277

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

1. Name of applicant Martin Alfred Johnson

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the N¹SE¹ of Section 21
T. 4 N R. 38 E County of Jefferson

4. Describe works as they exist, giving dimensions and capacities of same:

15 HP US Elec MOTOR # 3211824
PERALISS PUMP # 195576
8" DISCHARGE 10' INTO CONCRETE DIVERSION
WORKS - THROUGH EARTH DITCHES.

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: YES

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

N¹SE¹, Sec. 21, T. 4 N, R. 38 E, B.M. (77 acres)
(80 acres)

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

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

Remarks: NO ONE HOME - U.F.C. HOBBS CONTACTED

SPARKING WATER USED

2 RE 195 SER. $2110'' Q = 1.54 c.f.s.$

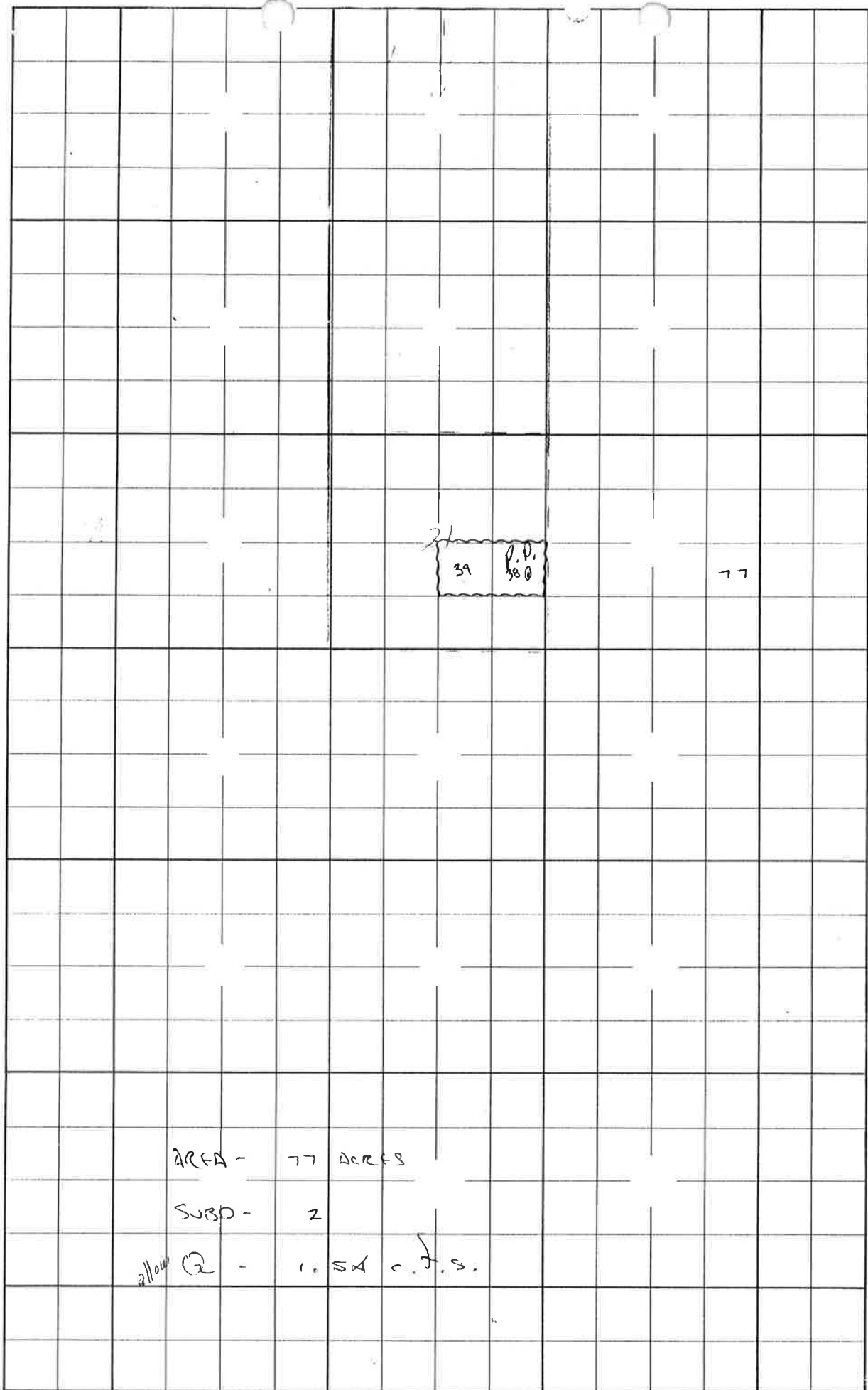
This examination was made on the 8th day of Sept, 1967

(Signed) DR

Examiner.

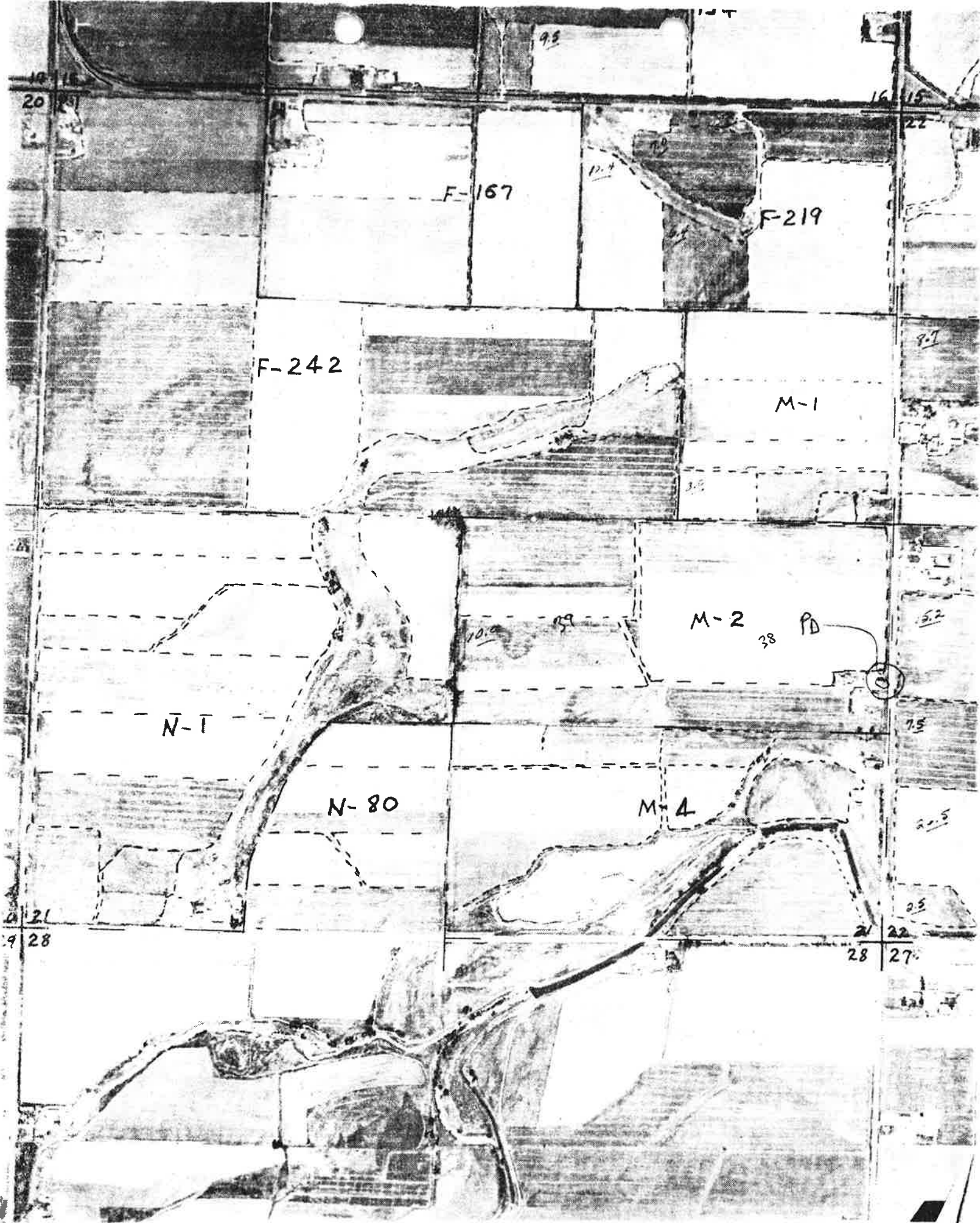
30277

DW
Plat ✓



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

30277



30277

03/23/2004

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

RIGHT NUMBER: 25-2139
NAME AND ADDRESS: REYNOLD TANNER
255 N 3700 E
RIGBY ID 83442

KATHY TANNER
255 N 3700 E
RIGBY ID 83442

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.760 CFS
152.000 AFY

PRIORITY DATE: 10/30/1961

POINT OF DIVERSION:

T04N R38E S21 SENESE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.760 CFS
152.00 AFY

PLACE OF USE: IRRIGATION Within JEFFERSON County

T04N R38E S21 NESE 38.0

38 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

SCANNED

AUG 18 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 25-2139
Date Received: 10/18/1988
Receipt No: E003274
Received By:

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

1. Name of Claimant(s)

REYNOLD TANNER Phone: (208)745-8522
255 N 3700 E
RIGBY ID USA 83442

KATHY TANNER Phone: (208)745-8522
255 N 3700 E
RIGBY ID USA 83442

2. Date of Priority: 10/30/1961

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	38E	21	SE NE SE	JEFFERSON	

5. Description of diverting works:

100' W/ 20 HP PUMP TO OPEN DISCHARGE INTO DITCH FOR FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.54	

7. Total Quantity Appropriated is:
1.54 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	38E	21	NE	SE	IRRIGATION	40
					Section Acres	40
					Total Acres	40

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

LAND IN NW SE HAS BEEN SOLD AND IS NO LONGER IRRIGATED FROM THE WELL.
OWNERSHIP CHANGED PER REQUEST/JC/5-23-00

15. Basis of Claim: License

SCANNED

JUL 27 2001

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: A25-02139
Date Received: 10/18/1988
Receipt No: E003274
Received By: ESJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARTIN A. JOHNSON 208-754-4290
Address: 231 N. 3600 E.
RIGBY, ID 83442
OR
Name: VIOLA L. JOHNSON 208-754-4290
Address: 231 N. 3600 E.
RIGBY, ID 83442

A2502139



2. Date of Priority: OCT 30, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	38E	21	SE	NE	SE		JEFFERSON

5. Description of diverting works:
100' W/ 20 HP PUMP TO OPEN DISCHARGE INTO DITCH FOR FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.540		

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

8. Total consumptive use is 192.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED

NOV 10 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	38E	21	NE SE		IRR	40.0
Section Acres						40.0
Total Acres						40.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
SHARES IN BURGESS CANAL

14. Remarks:
LAND IN NW SE HAS BEEN SOLD AND IS NO LONGER IRRIGATED FROM THE WELL.

15. Basis of Claim: LICENSE
Water Right Number: 30277

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 x wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Martin A. Johnson Date: 10-18-88
_____ Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18 day
of October 19 88

[Signature]
Notary Public

Residing at Idaho Falls, Id.

My Commission Expires 22 Aug 1994



AJ0749NP
No. A25-02139

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 05/23/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VIOLA L JOHNSON 231 N 3600 E RIGBY ID 83442 (208) 754-4290	10/30/1961	IRRIGATION	04-01 11-01	1.540 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					1.540 CFS	192.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T04N R38E S21

SENESE

JEFFERSON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
04N	38E	21	:																	:	
																			40	:	40.0
																			TOTAL ACRES	:	40.0

POU County: JEFFERSON

Non-Irrigation Uses: NONE

Other Rights: SHARES IN BURGESS CANAL

Remarks: GEN LAND IN NW SE HAS BEEN SOLD AND IS NO LONGER IRRIGATED FROM THE
WELL.
OWNERSHIP CHANGED PER REQUEST/JC/5-23-00

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

[illegible]