04/21/2003

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-172

NAME AND ADDRESS: KATHY D ARCHIBALD
10408 E THUNDER MTN RD
PO BOX 338
LAVA HOT SPRINGS ID 83246

THOMAS J ARCHIBALD
10408 E THUNDER MTN RD
PO BOX 338
LAVA HOT SPRINGS ID 83246

SOURCE: DEMPSEY CREEK TRIBUTARY: PORTNEUF RIVER

QUANTITY: 2.400 CFS

THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER DESCRIBED ABOVE AT THE POINT OF MEASUREMENT IN T10S, R38E, S04, NESWSW; WEST DEMPSEY DITCH HEADING.

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 29-173 AND 29-13527 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 04/01/1881

POINT OF DIVERSION:

T10S R38E S4 NESWSW Within BANNOCK County Source: DEMPSEY CREEK

WATER DIVERTED FROM DEMPSEY CREEK DELIVERED THROUGH WEST DEMPSEY CANAL.

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 09/15	2.240 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R38E S33	SWNW	37.0	T09S R38E S33	SENW	15.0
T09S R38E S33	NESW	23.0	T09S R38E S33	NWSW	37.0

112 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 29-173 AND 29-172 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 112.0 ACRES 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.

EXPLANATORY MATERIAL: Decreed

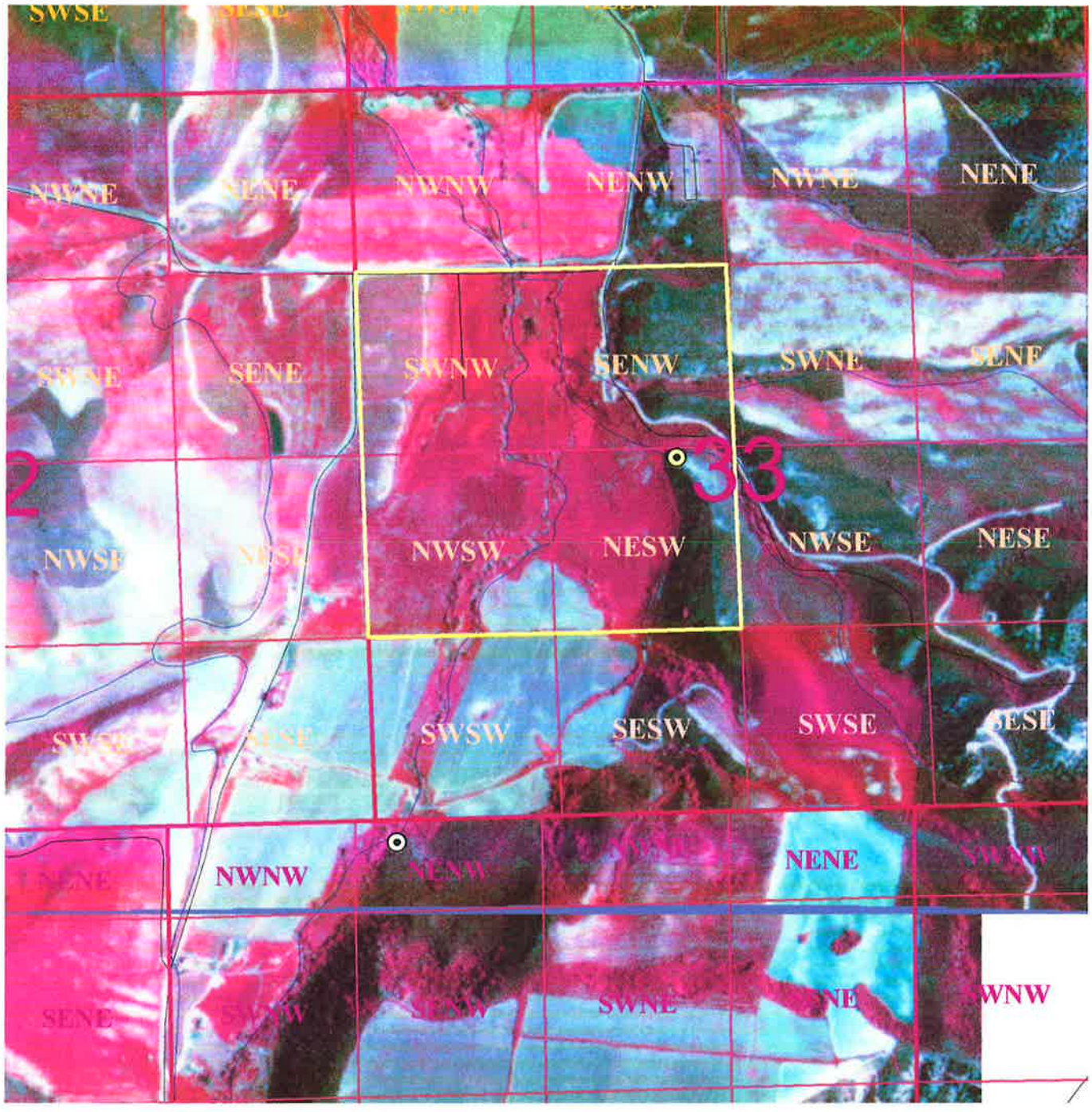
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT NOS. 29-173 AND 29-13527 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Water Right Claim Number A29-00172

08/07/2000

Township , 9S38E



Legend

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

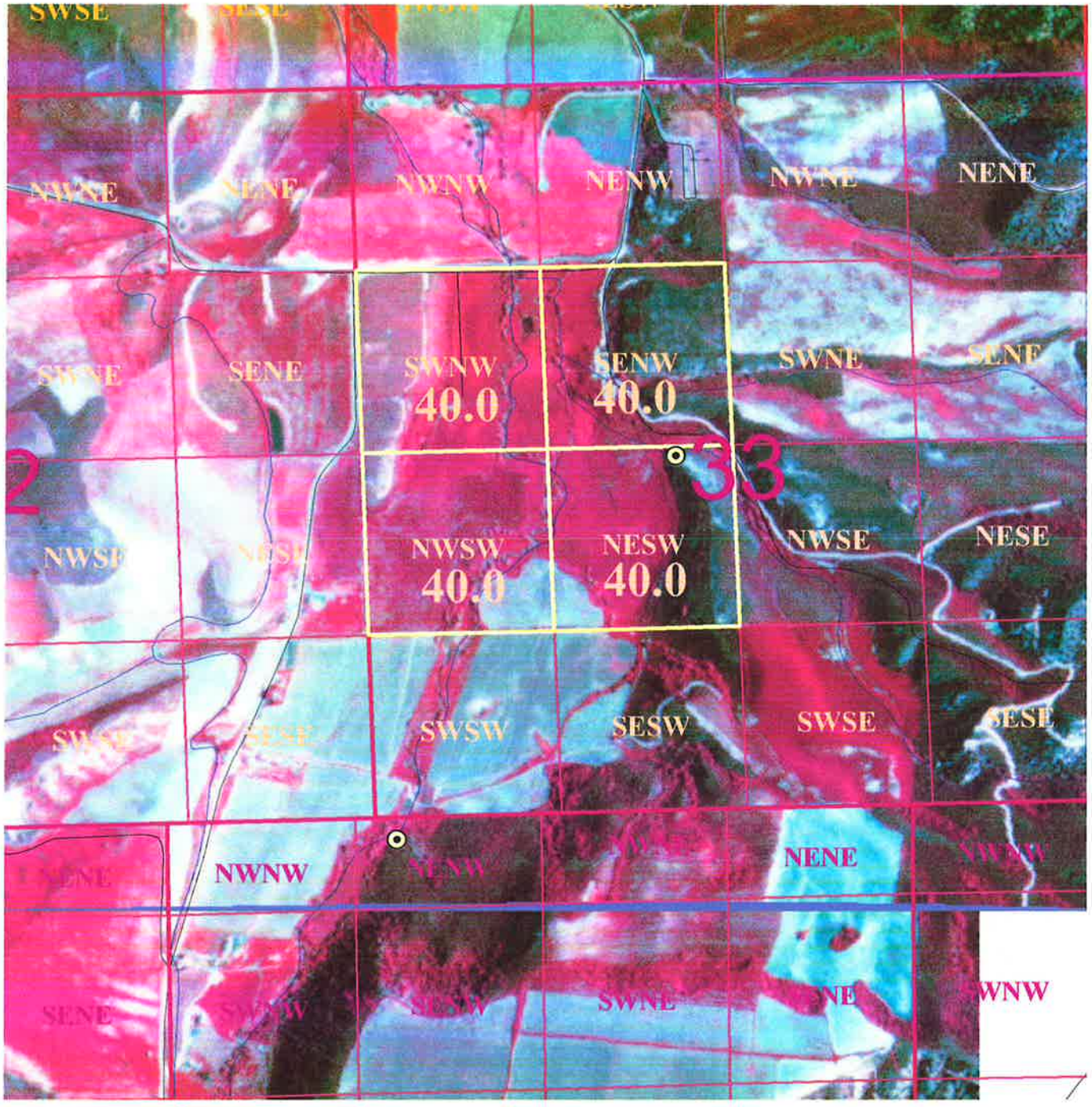
N

700 0 700 1400 Feet

Water Right Claim Number A29-00172

08/07/2000

Township , 9S38E



Legend

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

N

700 0 700 1400 Feet

04/18/2003

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: 29-172

KATHY D ARCHIBALD
10408 E THUNDER MTN RD
PO BOX 338
LAVA HOT SPRINGS ID 83246
Telephone Number: (208)776-5339

THOMAS J ARCHIBALD
10408 E THUNDER MTN RD
PO BOX 338
LAVA HOT SPRINGS ID 83246
Telephone Number: (208)776-5339

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: 4/18/03 **SIGNATURE:** Thomas J Archibald

Please print your name: Thomas J Archibald

IDWR Regional Office,

SCANNED
JUL 07 2005

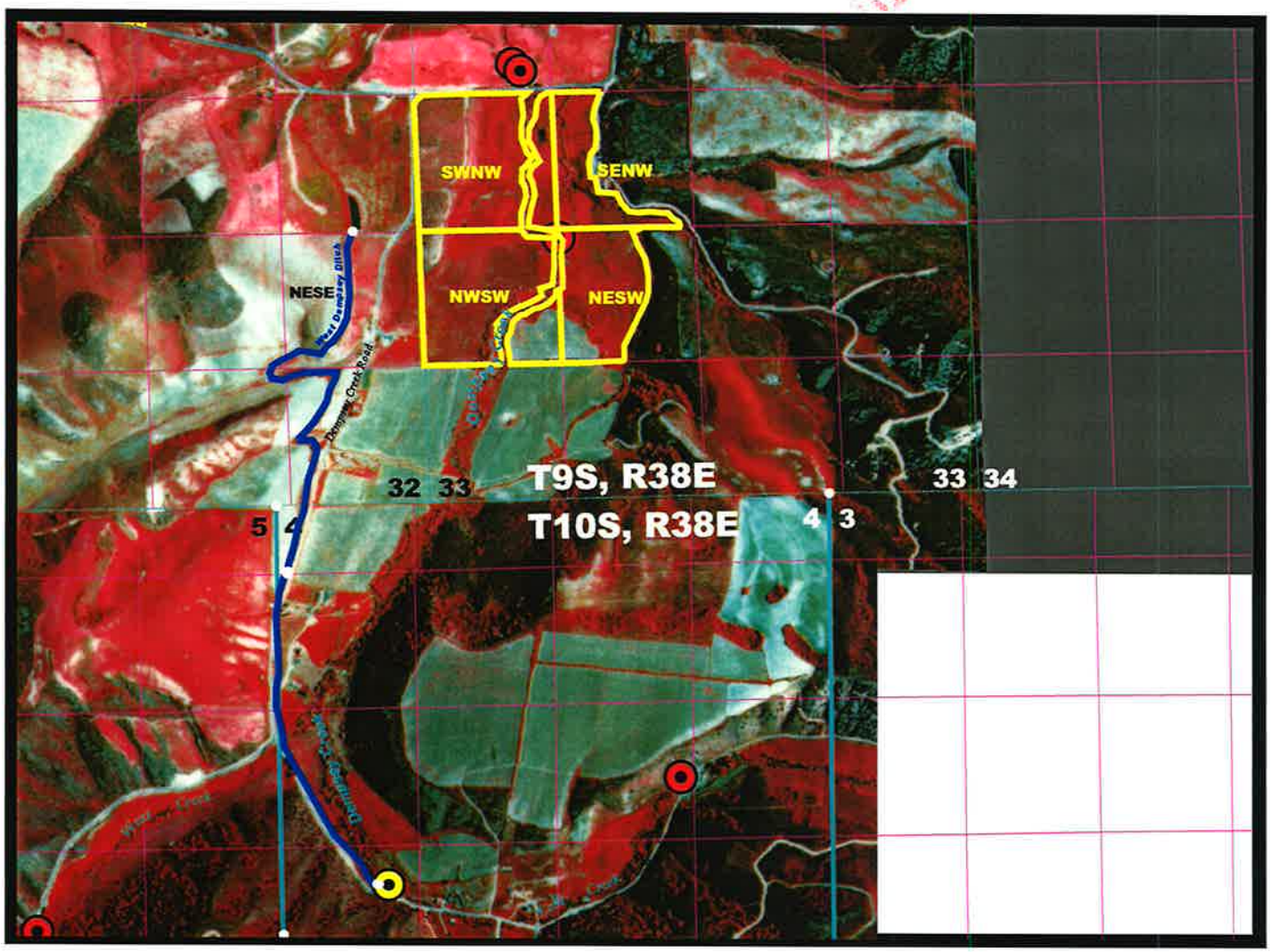
PROFILE

State of Idaho

Department of Water Resources

Eastern Region

PROOF
SCANNED
JUL 07 2005



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

Water Right(s):
29-172, 29-173, 29-13527

Place of Use: (parts of): T9S, R38E
Sec. 33 S2NW, N2SW

Point(s) of Diversion: T10S, R38E
Sec. 4 NESWSW

N
W E
S

LEGEND

- Point of Diversion
- SESE — Place of Use
- Section
- Quarter-Quarter

GIS Place of Use illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: March 2003

Yard by yard, it's very hard. But inch by inch, it's a cinch.
— Anonymous

Monthly Focus: Planning— *Effective planning doesn't limit freedom; effective planning promotes it*

KAREN 851-1565 cell
747-3989 HM

28
Wednesday
November 2001

Daily Record of Events 332nd Day 110 33 Left Week 48

	IN OFFICE	CALLED
920	CALLED KAREN NEALEY - RE: U Rock Ch WR. LEFT MSG TO CALL	
855	EARL MAGES CALLED - DISCUSSION ON CANDICE'S LETTER AND ASSOC VS INDEPENDENT RIGHT holders.	
1050	CALLED CANDICE MCH - DISCUSSION OF REDUCING Q OF DEEDS TO EIT AC. RE: 42-202, 42-220	
1110	LYNN THOMASSON - RE: DISCUSSION OF THE END. Priority Letter and WADE JOHNSON taking care of it. WADE called sometime ago - All is well - LYNN DO NOTHING - If a prob. ANISOS I'll call - FOR NOW, OK	
1155	KAREN NEALEY (CELL 851-1565, 747-3989 HM) DISCUSSED DOCS She has AND She will send cc's.	
115	Tom Archibald called - Lengthy discussion about the evidence or lack thereof in his letter. I sent having to do with the high tops of mine behind his houses. I requested affidavits stating personal knowledge or basis prior to 1987. He will get stuff together and call for Appt.	
200	CALLED KAY WALKER - MSSG	
207	KAY CALLED BACK. RESPONDED TO cc OF ASCAM (93) proj. for KNUDSON & Frank	

© 1998 FranklinCovey Co. www.franklinpwb.com Day-Timer Compact

CALLED 4th SECTION MAPS

3/21/02 1517 HRS. NO RESPONSE TO THIS TELEPHONE CALL

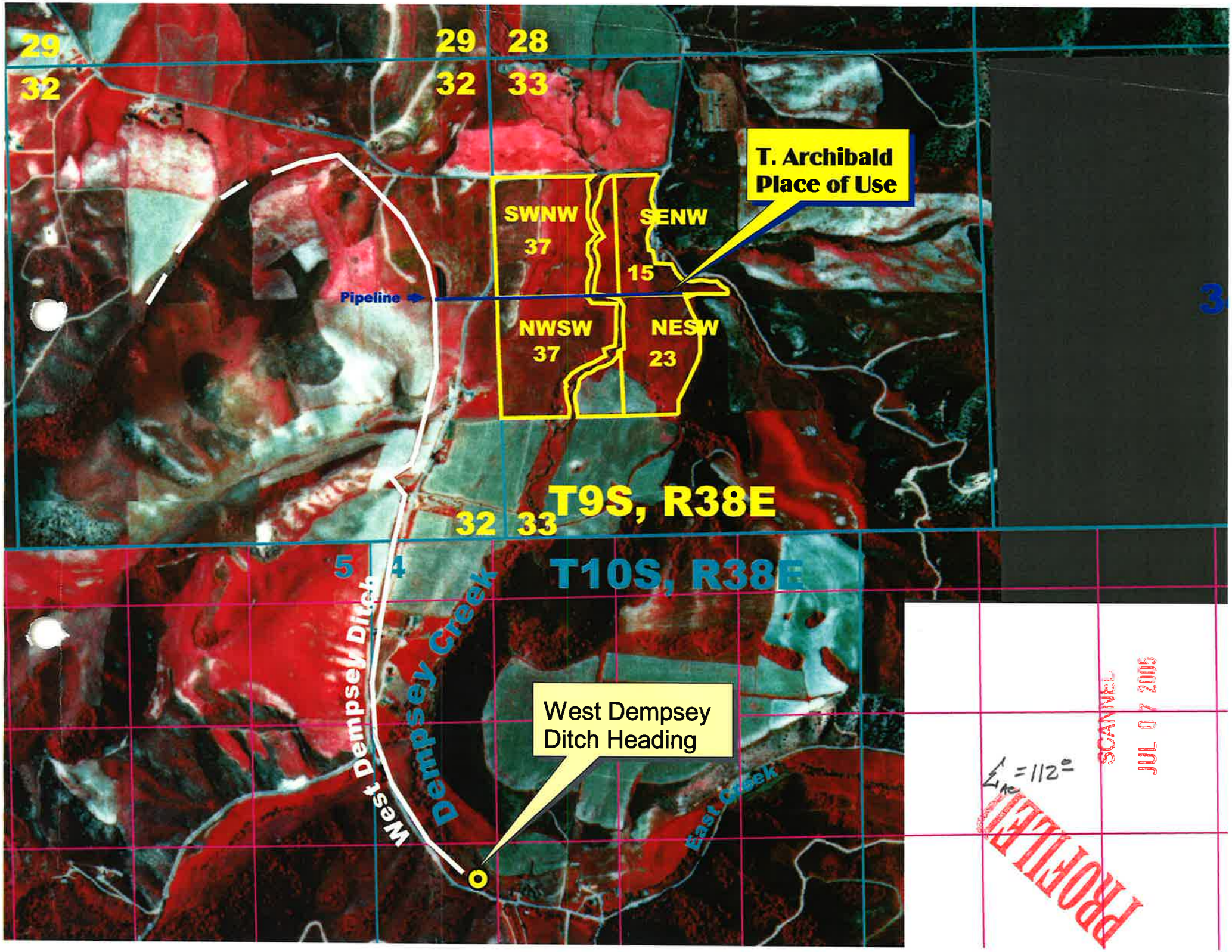
ABR

SEE RECOMM NOTES NO 29-173.

NOTE: Highlighted Statement.

PROFILE

SCANNED
JUL 07 2005


29
32
29
32
28
33
T. Archibald
Place of Use
SWNW
37
SENW
15
Pipeline
NWSW
37
NESW
23
T9S, R38E
32
33
5
4
T10S, R38E
West Dempsey Ditch
West Dempsey Creek
East Creek
West Dempsey
Ditch Heading
PROTEST
SCANNED
JUL 07 2006

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

05/22/01 14:08:53
Page 1

Water Right Number - 29-00172 Prefix Translation: WATER RIGHT Old (D) Number -

Last Name	First Name	Address
*** C - CURRENT OWNER *** HEMENWAY	NEPHI	1 - 2 - 3 - City- State- Zip- Phone -

Priority Date	Region	Stage	Status
04/01/1881	15 EASTERN	D - DECREED	

Source	Tributary
DEMPSEY CREEK	PORTNEUF RIVER

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County	Diversion Name	Diversion Rate	Diversion No.
09S	38E	33	SW SW			(5) BANNOCK			
10S	38E	4	NW NW	4		(5) BANNOCK			

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01	IRRIGATION	04/15	09/15	2.400	

Total Div. Rate	Total Div. Volume	Total Div. Capacity	Total Consumptive Use	KW Usage
2.400			0.0	

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09S	38E	33	SW NW			01	IRRIGATION	(5) BANNOCK
09S	38E	33	SE NW			01	IRRIGATION	(5) BANNOCK
09S	38E	33	NE SW			01	IRRIGATION	(5) BANNOCK
09S	38E	33	NW SW			01	IRRIGATION	(5) BANNOCK

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

Remarks

GEN P/U INCOMPLETE.

Old Water Right Numbers

No Old Water Right Numbers found.

Conditions of Approval

No Conditions of Approval found.

6/28/01 Rec'd Letter w/ Mr. Hemenway Sign

127. MERRICK, LEE.
9-0169 1880 April 1. .4 c.f.s. Said water to be diverted through a ditch having intake North 53 degrees East, 1550 feet from the Southwest corner of Section 4, Township 10 South, Range 38 E.B.M.

9-0170 1881. July 1. .4 c.f.s. Said water to be diverted in Lot 4 of Section 4, Township 10, South, Range 38 E.B.M.

9-0171 1882. April 1. .3 c.f.s. And in ditch having intake near where Demps Creek crosses the line between Townships 9 and 10 Sath, Range 38 E.B.M., for the irrigation of the East half of the Northeast quarter, Section 32; the Southeast quarter of the Southeast quarter, Section 29, Township 9 Suth, Range 38 E.B.M.

128. HEMENWAY, NEPHI
9-0172 1881. April 1. 2.4 c.f.s.
9-0173 1881. June 1. .8 c.f.s. Said water to be diverted by means of a ditch having intake in the Southwest quarter of Section 4, Township 10 South, Range 38 E.B. also by means of another ditch having intak in Lot 4 of said Section 4, Township 10, South, Range 38 E.B.M.; also by means of a ditch having intake in the Southwest quarte of the Southwest quarter, Section 33, Township 9 South, Range 38 E.B.M., for the irrigation of the South half of the Northwest quarter, and the North half of the Southwes quarter, Section 33, Township 9 South, Rang 38 E.B.M.

129. MAUGHAN BROTHERS,
George Harrison Maughan,
John Raymond Maughan.
9-0174 1915. Sept 4. .6 c.f.s.
9-0175 1919. Dec. 31. .6 c.f.s. Said water to be diverted by means of ditch having intake North 53 degrees East, 1550 feet from the Southwest corner, Section 4, Township 10 South, Range 38 E.B.M., for the irrigation of the East half of the Southeas quarter, Section 30, Township 9 South, Rang 38 E.B.M.

130. MAUGHAN, George Harrison
John Raymond,
Joseph Howard
9-0176 1915. Sept 4. .6 c.f.s.
9-0177 1919. Dec 31 .6 c.f.s. Said water to be diverted by means of a ditch having intake North 53 degrees East, 1550 feet from the Southwest corner Section 4, Township 10, South, Range 38 E.B.M., for the irrigation of the West half of the Southeast quarter; the Southeast quarter of the Southwest quarter, Section 30, Township 9 South, Range 38 E.B.M.

131. JENSEN, E. C.
9-0178 1882 May 1. 1.24 c.f.s. Said water to be diverted at a point which bears South, 53 degrees EAST, 400 feet from the South quarter corner of Section 3, Township 10 South, Range 38 E.B.M.; also at a point which bears South, 48 degrees East, 190 feet, from the South quarter corner, Section 3, Township 10 South, Range 38 E.B.M.; also at a point which bears North 53 degrees West, 1200 feet from the outh corner, Secti 3 Township 10 South Range 38 E.B.M. also

PRINT

Tillotson

SCANNED
JUL 07 2005

SCANNED

MAY 18 2001

Log for claim A29-00172 **Spatial Dynamics AMH** **8/7/00**

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s38e	33	SWNW	40	40	
09s38e	33	SENW	40	40	
09s38e	33	NESW	40	40	
09s38e	33	NWSW	40	40	
Totals:			160	160	

See Notes in 29-00173

FEBRUARY 16, 1993

TOM ARCHIBALD
2501 MIRAMAR
OXNARD CA 93035

RE: NOTICE(S) OF CLAIM: A29-00172 AND A29-00173

Dear Mr. Archibald:

Thank you for the marked maps. They have been very helpful in determining the points of diversion on the enclosed irrigation claims.

Please review the claim forms for accuracy. I have made some minor modifications based on the maps and our telephone conversations. I feel these modifications more accurately describe your irrigation water rights.

Please have your signature(s) notarized on these two documents. Once these are received in this office all of your claims will be properly filed. If there are any further changes to be made this can be done and verified at the time of a field exam.

As indicated on a Notice, you wish to receive a copy of the SRBA Docket Sheet. A copy is enclosed for your perusal. If after review, you still wish to receive the monthly Docket Sheet, an annual fee of $7.50 is required for the subscription.

you should have any questions regarding this matter please feel free to contact me at (208) 525-7161.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Agent - Adjudications

Enclosures: Notices of Claim A29-00172, 29-00173

MICROFILMED
APR 12 1994

A29-00172
A29-00173

JANUARY 20, 1993

THOMAS ARCHIBALD
PO BOX 338
LAVA HOT SPRINGS ID 83246

RE: NOTICES OF CLAIM/FEES TOTALING $445.00

Dear Mr. Archibald:

The Department received three Notices of Claim to water rights from you today and three (3) checks, $25.00 for your Domestic claim and two checks each in the amount of $210.00 for your irrigation water rights. I have receipted the Domestic claim and one of the irrigation claims (copy of receipt enclosed). I am returning the third claim and check for $210.00. It is only necessary to pay for the acreage once (you paid for the same acreage twice). Please return this Notice of Claim with a check for $50.

Since you are the new owner of this property, it is important we have documentation in the file. Please enclose a copy of the Warranty Deed with your check and Notice of Claim.

If you have questions regarding this matter, please call 525-7161 and ask for me.

Also, please note our return address. We have recently moved to 900 N Skyline.

Respectfully,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of CLaim/Receipt/Check for $210.

MICROFILMED
APR 12 1994

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

POOR ORIGINAL

Receipt No: E018220

Date: 1/20/1993
Time: 15:05:37

Received
From: ARCHIBALD, T J

Type of Payment		Program	Acct	Amount
ADJUDICATION FEES	41503	337	1155	235.00
			Total	
CHECK 1849				$235.00

Water Right Numbers

A29-00172 A29-12554 - - -

(1) IRRIGATION Domestic

Region: EASTERN Signature: Thompson

MICROFILMED
APR 12 1994

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

Receipt No: E018220

RECEIVED
FEB - 1 1993
Department of Water Resources
Eastern District Office

Date: 1/20/1993
Time: 15:05:37

Received
From: ARCHIBALD, T J

Type of Payment	Program	Acct		Amount
ADJUDICATION FEES	41503	337	1155	235.00

Total $235.00

CHECK 1849

Water Right Numbers

A29-00172 (1) IRRIGATION
A29-12554 Domestic

Region: EASTERN

Signature: Thompson

MICROFILMED
APR 12 1994

Pls note this submission was for A 29-00173 vice 00172. There was 3 submissions with the one being .00172. Also enclosed is warranty deed and another submission for the domestic water from the spring. T J Archibald

IDWR - 29-00173

T. J. ARCHIBALD
2501 MIRAMAR PL.
OXNARD, CA 93035

1848

1/15 19 93

90-8083/3222

PAY TO THE ORDER OF Idaho Dept of Water Resource $ 210.00

Two Hundred & Ten xx/100 DOLLARS

Point Mugu Federal Credit Union
6028 Telephone Road
Ventura, California 93003

FOR

Thomas J Archibald

⑆322280838⑆ 1848 ⑈ 236500670036⑈

FOR ORIGINAL

CT OF THE
FALLS

BER: 39576
A29-00173

Rec'd 1-20-93

TO A WATER RIGHT ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Thomas J Archibald and/or Kathy D Archibald Phone (208) 776-5464

   Mailing Address P.O. Box 338 Lava Hot Springs ID Zip 83246

2. Date of Priority (Only one (1) per claim) June 1 1881

3. Source of water supply (a) Dempsey Creek

   which is tributary to (b) Portneuf River

4. a. Location of existing point of diversion is: Township 9S Range 38E Section 33,

   SW 1/4 of SW 1/4 of ____ 1/4, Govt. Lot, ____ B.M., County of Bannock

   T10S; R38E; S4 NW1/4 of SW 1/4 LOT4

   Additional points of diversion if any: T 10S; R 38E; S 4 SW

   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. WEST Dempsey CANAL Head gates, piping into irrigation area; submerged pump into Dempsey Creek with piping to irrigation area, ditch in SW quarter

MICROFILMED

APR 12 1994

DECEMBER 23, 1992

KATHY ARCHIBALD
PO BOX 338
LAVA HOT SPRINGS ID 83246

RE: NOTICE OF CLAIM

Dear Kathy:

Enclosed is information identifying the irrigation rights appurtenant to portions of the land you are puchasing, along with two Notices of Claims forms for irrigation and one for claiming domestic (household) use.

As I mentioned in our telephone conversation, you still need to obtain aerial photos of the land from the ASCS and determine the location of your ditch headings.

Feel free to contact this office if you have any questions 525-7161.

Respectfully submitted,

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

10-25-93
In reviewing this notice + 173, I find no warranty Deed attached to either claim.
go

MICROFILMED
APR 12 1994

SCANNED
MAY 18 2001

RECEIVED
MAR 12 1993
Department of Water Resources
Eastern Region

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: **A29-00172**
Date Received: 1/20/1993
Receipt No: E018220
Received By: _____

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

1. Name: THOMAS J. ARCHIBALD 776-5339 ~~208-776-5464~~
Address: P.O. BOX 338
LAVA HOT SPRINGS ID 83246
AND/OR
Name: KATHY D. ARCHIBALD ~~208-776-5464~~
Address: P.O. BOX 338
LAVA HOT SPRINGS ID 83246

2. Date of Priority: APR 1, 1881

3. Source: DEMPSEY CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	38E	33		NE	SW		BANNOCK
10S	38E	4		NE	NW	3	BANNOCK
				SE	SW		BANNOCK

5. Description of diverting works:
1)W.DEMPSEY CANAL 2)SUBMERGED PUMP IN DEMPSEY CK 3) DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	09/15	2.400		

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

8. Total consumptive use is 400.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED
APR 12 1994

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
09S	38E	33	SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
					Section Acres		160.0
					Total Acres		160.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-00173

14. Remarks:
THE WEST DEMPSEY CANAL IS PART OF THE ORIGINAL DIVERSION SYSTEM. 29-00173 ALSO IRRIGATES THE SAME ACREAGE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

UNION GRAIN & ELEVATOR CO.
Decree Plaintiff

vs

MCCAMMON DITCH CO. ET. AL.
Decree 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: _____

MICROFILMED
APR 12 1994

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): Thomas J Archibald Date: 2/26/93

Date:

State of ~~Idaho~~ California)
) SS.
County of Ventura)

Subscribed and sworn (or affirmed) before me this 26th day of February 19 93

Esperanza S. Nunag
Notary Public

Seal

OFFICIAL SEAL
ESPERANZA S NUNAG
NOTARY PUBLIC - CALIFORNIA
PRINCIPAL OFFICE IN
VENTURA COUNTY
My Commission Exp. Aug. 8, 1994

Residing at PMFCU Pt. Mugu, Ca.

My Commission Expires Aug. 8, 1994

MICROFILMED
APR 12 1994

Form No. 42-1409 (2) a 1/88

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 A29-00172
Date Received 1-20-93
Receipt Number E018220
Recd 1-20-93 $210

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) THOMAS J Archibald And/or KATHY D Archibald Phone (208) 776-5464
   Mailing Address P.O BOX 338 LAVA HOT Springs ID Zip 83246
2. Date of Priority (Only one (1) per claim) April 1 1881
3. Source of water supply (a) Dempsey Creek
   which is tributary to (b) Portneuf River
4. a. Location of existing point of diversion is: Township 6S Range 38E Section 33, SW 1/4 of SW 1/4 of ____ 1/4, Govt. Lot, ____ B.M., County of BANNOCK
   Additional points of diversion if any: T10S; R38E; S 4; NW 1/4 of SW 1/4 LOT 4
   T10S; R38E; S 4 SW
   b. If instream flow, beginning point of claimed instream flow is:
   Township ____ Range ____ Section ____, ____ 1/4 of ____ 1/4 of ____
   Govt. Lot ____ B.M., County of ____
   ending point is: Township ____ Range ____ Section ____, ____ 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. WEST Dempsey CANAL, H gates PIPING INTO IRRIGATION AREA, SUBMERGED PUMP INTO Dempsey CREEK WITH PIPING TO IRRIGATION AREA; DITCH

A2900172

MICROFILMED
APR 12 1994

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For IRRIGATION purposes from 4-15 to 9-15 amount 2.40 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.40 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 400 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	
9S	38E	33							40	40	40	40							160

Total number of acres irrigated 160

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

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.
IDWR WATER RIGHT # 29-00173 WDempsey CANAL/Dempsey Crk. or None ( )

14. Remarks: This WATER is being diverted IN A different manner Than The 1881 APPLICATION. The WATER is being used For The SAME purpose (irrigation) on The SAME PARCEL of LAND. The west dempsey CANAL is part of The original diversion system. The pumping is AN APPROACH. To deliver The WATER For IRRIGATION From The SAME original WATER SOURCE dempsey creek

MICROFILMED
APR 12 1994

Last Name ARCHIBALD Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ____ Posted Notice ____ License ____ Permit ____
Decree X
If applicable provide IDWR Water Right Number 29-00172
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 X 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) Thomas J Archibald Date 1/15/93

____ Date ____

For Organizations: I do solemnly swear or affirm that I am ____ (Title)

of ____ (Organization), that I have signed the foregoing document in the space below as ____ (Title) of ____ (Organization)

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

Signature of Authorized Agent ____

Title and Organization ____ Date ____

State of ~~Idaho~~/or CALIFORNIA)
) SS.
County of VENTURA)

Subscribed and sworn (or affirmed) before me this 15TH day of JANUARY 19 93

SEAL

Notary Public [signature]

Residing at 221 W GONZALES RD OXNARD, CA 93030

My Commission Expires SEP 2, 1996

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 ____

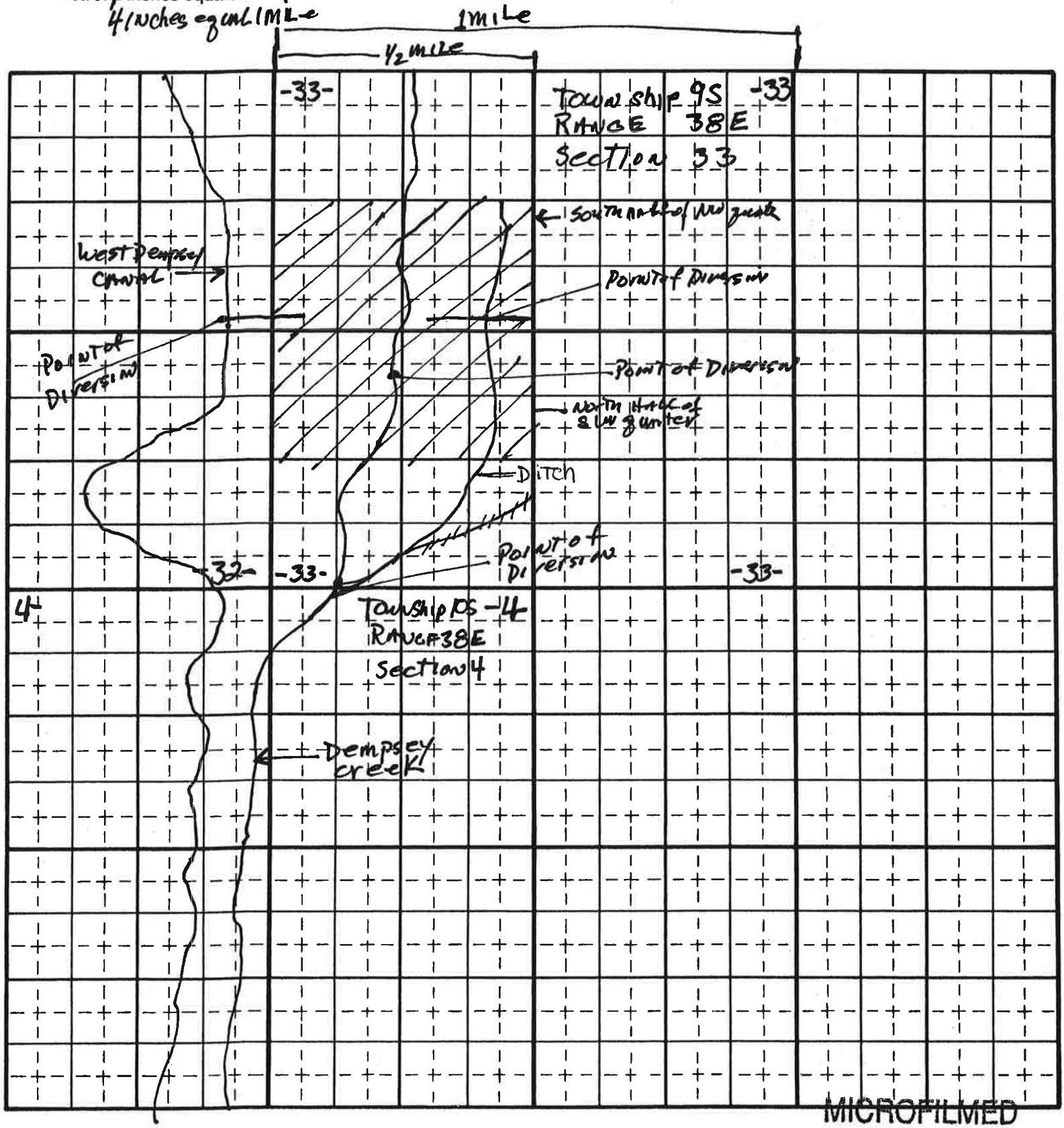
MICROFILMED
APR 1 2 1994

Last Name ARCHIBALD Ident. Number ____

Copies White-State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 4 inches equals 1 mile



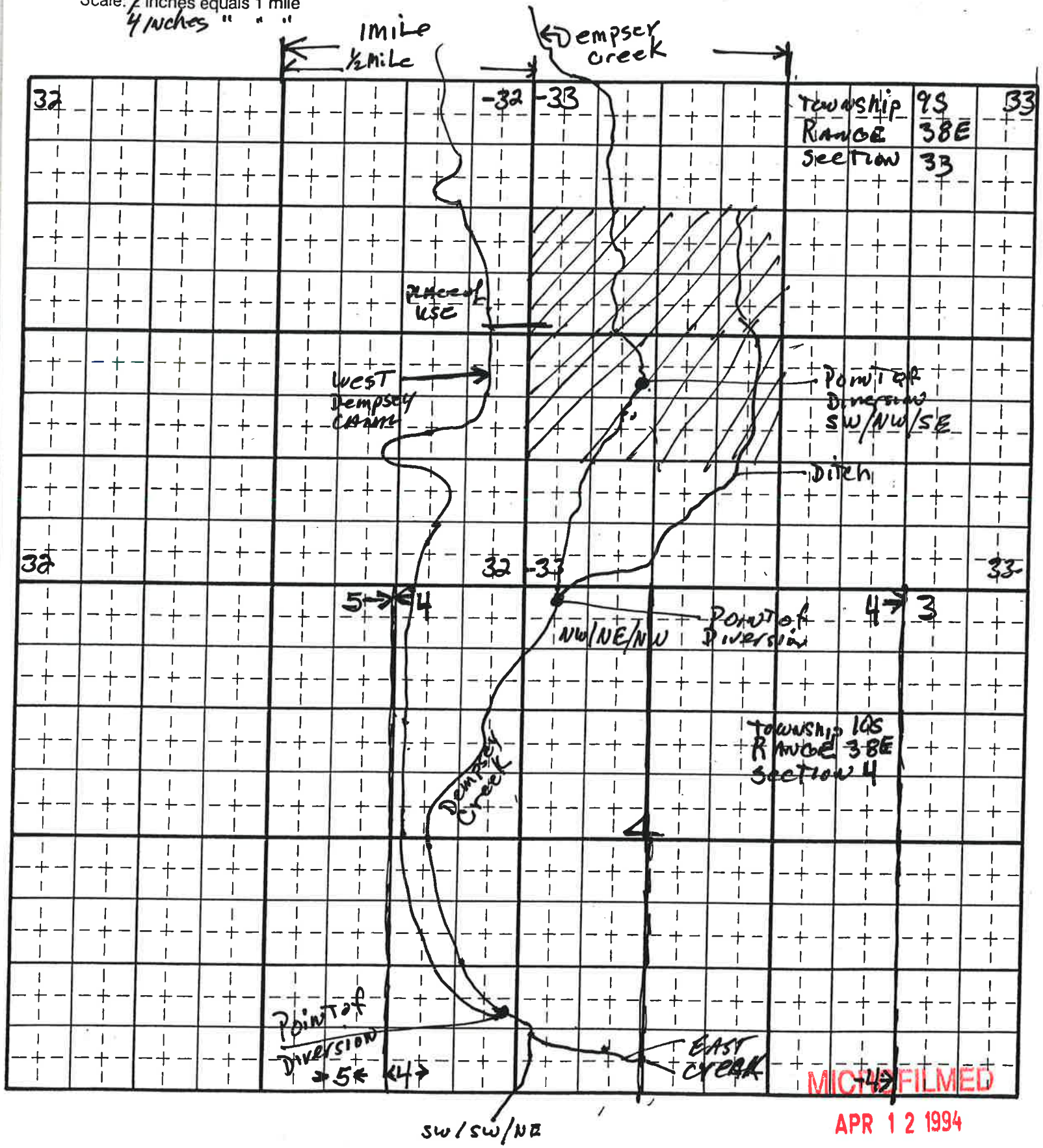
MICROFILMED
APR 12 1994

Last Name ARCHIBALD Ident No. _____ *Copies: White-State, Yellow-Claimant*

Redmond 2/6/93

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

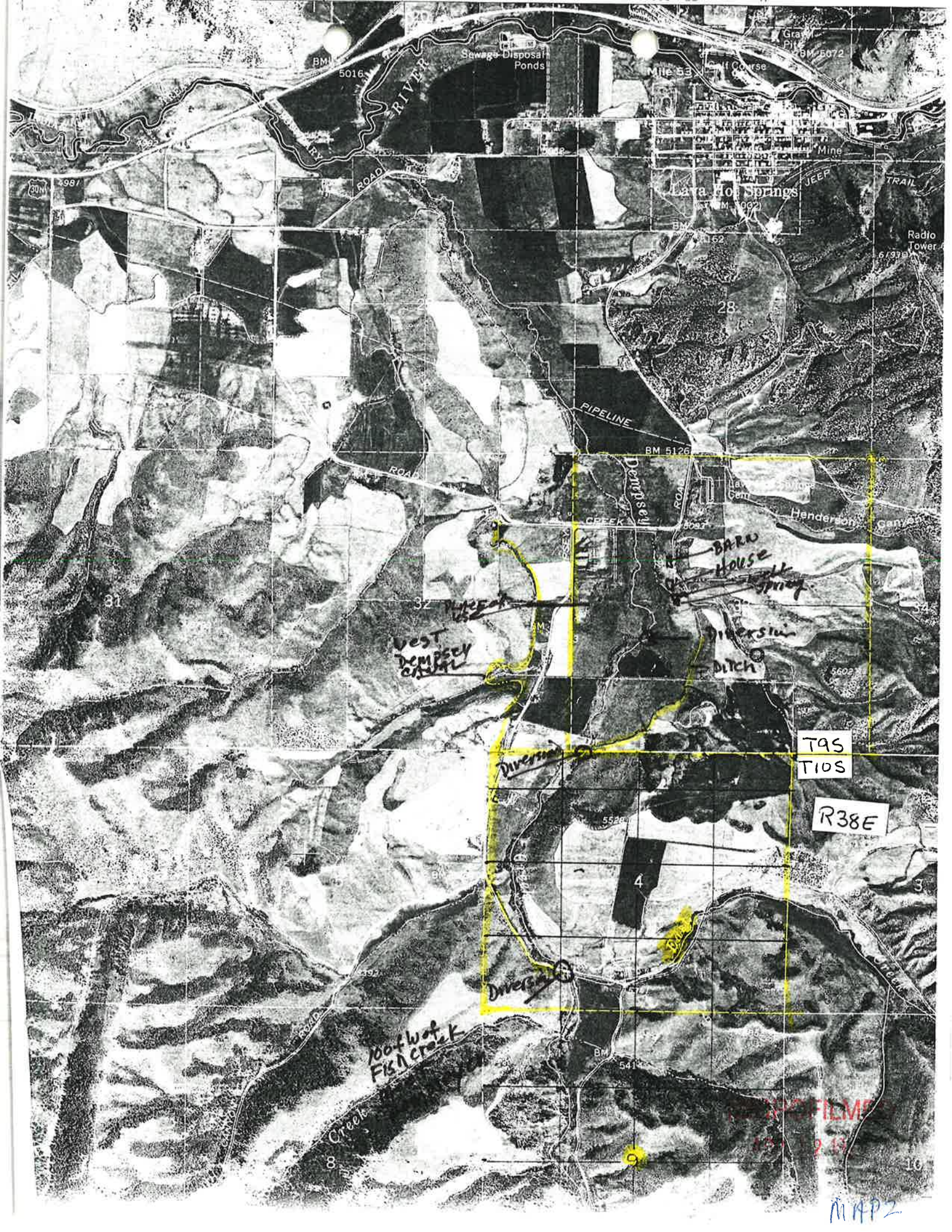
Scale: 2 inches equals 1 mile
4 inches " " "



MICROFILMED
APR 12 1994

Last Name Archibald Ident No. _____

Copies: White-State, Yellow-Claimant


Sewage Disposal Ponds
Mile 53
Gravel Pit
BM 5072
Golf Course
Mine
Lava Hot Springs
JEEP TRAIL
Radio Tower
RIVER
ROAD
PIPELINE
BM 5126
CREEK
Henderson Canyon
BARN
HOUSE
Spring
Diversion
DITCH
WEST DEMPSEY CREEK
T9S
T10S
R38E
100 ft W of Fish Creek
Creek
28
31
32
33
34
4
8
9
10

MAP 2