

12/19/2002

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

RIGHT NUMBER: 29-294G  
NAME AND ADDRESS: KAREN B DAVIS  
2047 INKOM RD  
INKOM ID 83245  
ARNOLD L DAVIS  
2047 INKOM RD  
INKOM ID 83245

SOURCE: RAPID CREEK TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.020 CFS

USE OF THIS RIGHT WITH RIGHT NO. 29-13379 IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF 0.60 CFS.

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION:

T07S R36E S22 NENENE Within BANNOCK County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 10/31          | 0.020 CFS       |

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R36E S22 SESE 2.0

2 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 29-13379 IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 2.0 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

Water Right Claim Number A29-00294G  
Township , 7S36E

08/24/2000



 Irrigated Area

 Place of Diversion

**Legend**

 Section Line

 Quarter Section Line

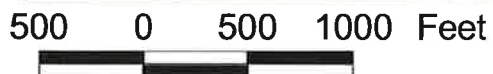
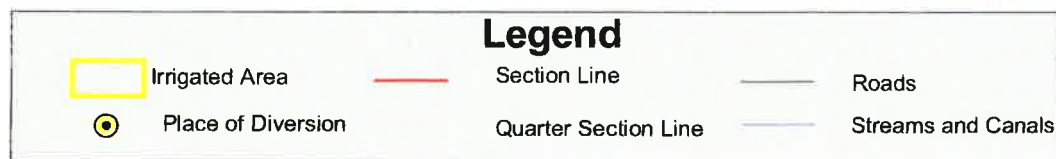
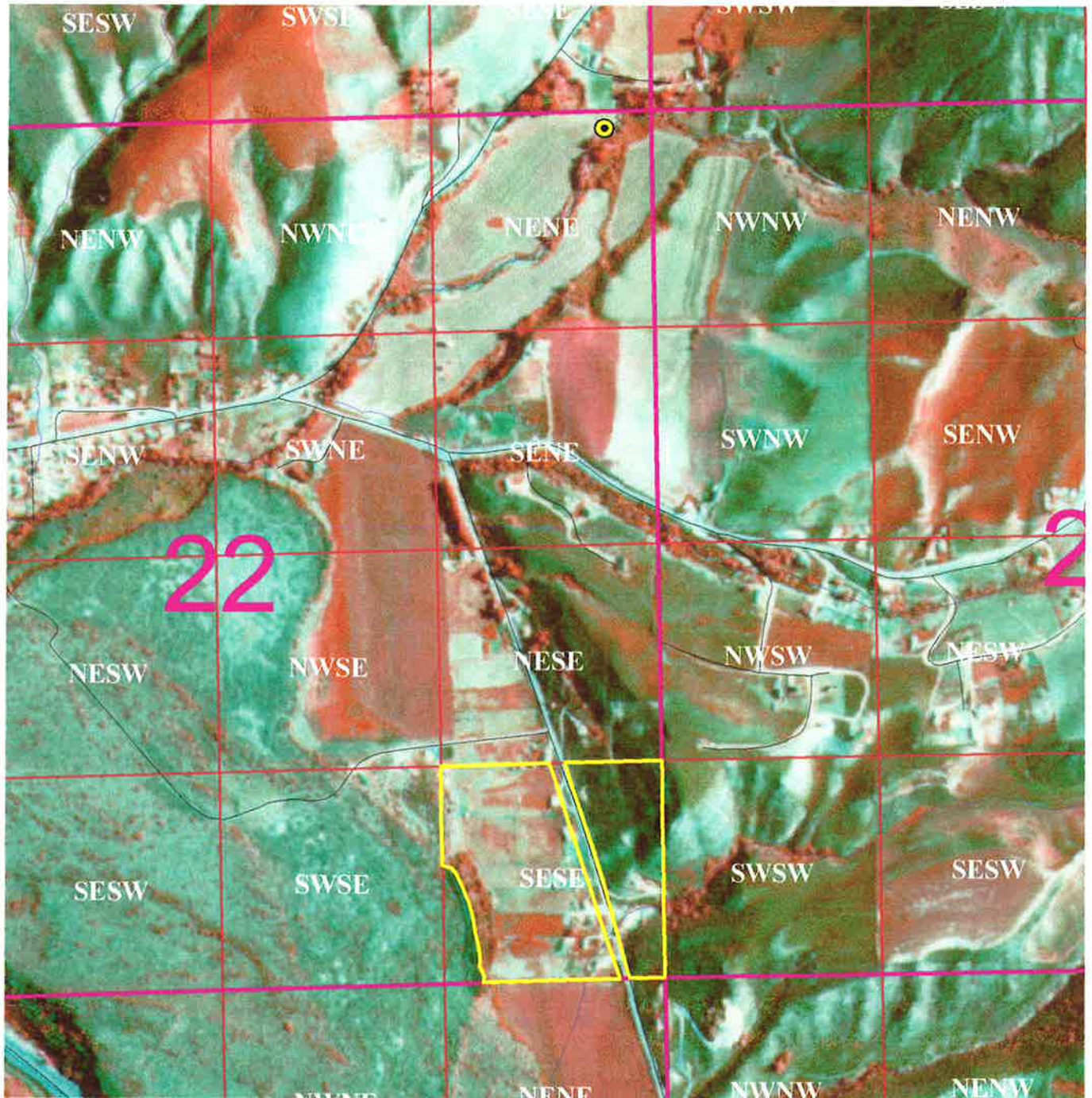
 Roads

 Streams and Canals



Water Right Claim Number A29-00294G  
Township , 7S36E

08/24/2000



## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-294G V1

WATER RIGHT NUMBER: 29-294G V1

| <u>Owner Type</u> | <u>Name and Address</u>                                             |
|-------------------|---------------------------------------------------------------------|
| Current Owner     | KAREN B DAVIS<br>2047 INKOM RD<br>INKOM, ID 83245<br>(208)775-3609  |
| Current Owner     | ARNOLD L DAVIS<br>2047 INKOM RD<br>INKOM, ID 83245<br>(208)775-3609 |
| Original Owner    | WEGECATA JACKSON<br><br>, ZZ                                        |

Priority Date: 06/01/1885

Basis: Decreed

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| RAPID CREEK   | PORTNEUF RIVER   |

| <u>Beneficial Use</u>   | <u>From To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-------------------------|----------------|-----------------------|----------------------|
| IRRIGATION              | 04/01 to 10/31 | 0.020 CFS             |                      |
| <u>Total Diversion:</u> |                | 0.020 CFS             |                      |

Location of Point(s) of Diversion

|                |                 |                                 |
|----------------|-----------------|---------------------------------|
| RAPID CREEK    | NE1/4NE1/4NE1/4 | Sec. 22, Twp 07S, Rge 36E, B.M. |
| BANNOCK County |                 |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |     | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE  |        |
| 07S | 36E | 22  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 2.0 | 2.0    |

Total Acres: 2

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. Quantity USE OF THIS RIGHT WITH RIGHT NO. 29-13379 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.60 CFS.

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 29-294G V1

2. Place of Use USE OF THIS RIGHT WITH RIGHT NO. 29-13379 IS LIMITED TO THE IRRIGATION OF A  
 - Irrigation COMBINED TOTAL OF 2.0 ACRES IN A SINGLE IRRIGATION SEASON.

Comments:

1. csaxton 12/19/2002 Diversion Rate

Comment: This right was over claimed. Deeds were requested from all claimants. Some claimants were deeded 1 inch per acre, some claimants were deeded ½ inch per acre, and some of the claimant deeds were silent. If the deed shows a duty of water, that amount recommended. Claimants that did not provide a deed will be recommended ½ inch per acre. Jackson creek water is used on this property (co-mingled with Rapid Creek). However Jackson Creek water was not decreed. Use of Jackson creek water is treated as a beneficial use right. Some users of Rapid Creek would not file a claim on Jackson Creek. When Jackson Creek water is being delivered, they will not have right to be on the rotation.

2. csaxton 12/19/2002 POD

Comment: POD not defined in Decree. No C03.

3. csaxton 12/19/2002 Deeded Water

Comment: Deeded 1/2 per acre.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector:

Water District Number: 29F

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Contacts       | 12/19/2002 12:42:46 PM    | csaxton         |                           |                 | Active        |
| Contacts       | 12/19/2002 12:42:54 PM    | csaxton         |                           |                 | Active        |
| Priority Date  | 12/19/2002 12:43:13 PM    | csaxton         |                           |                 | Active        |
| POD            | 12/19/2002 12:43:41 PM    | csaxton         |                           |                 | Active        |
| Source         | 12/19/2002 1:49:48 PM     | csaxton         |                           |                 | Active        |
| POU            | 12/19/2002 1:50:13 PM     | csaxton         |                           |                 | Active        |
| Use            | 12/19/2002 1:51:04 PM     | csaxton         |                           |                 | Active        |
| Season         | 12/19/2002 1:51:19 PM     | csaxton         |                           |                 | Active        |
| Quantity       | 12/19/2002 1:52:55 PM     | csaxton         |                           |                 | Active        |
| Summary        |                           |                 | 12/19/2002                | csaxton         | Active        |

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 29-294G V1

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                                                                                                                                                                                                                                                                  |
|----------------|------------------------|-----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POD            | 12/19/2002 1:49:18 PM  | csaxton         | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                            |
| POU            | 12/19/2002 1:50:30 PM  | csaxton         | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                            |
| POU            | 12/19/2002 1:50:49 PM  | csaxton         | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                       |
| Use            | 12/19/2002 1:51:04 PM  | csaxton         | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a Purpose of Use?<br>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?<br>(No) 13. Is a Purpose of Use remark and/or condition required?                                                                                                                                                      |
| Contacts       | 12/19/2002 12:42:45 PM | csaxton         | (No) 1. Do you want to schedule an appointment?<br><br>Comment for 1: FE 7/16/02                                                                                                                                                                                                                                                                                                                                                 |
| Contacts       | 12/19/2002 12:42:53 PM | csaxton         | (No) 1. Do you want to schedule an appointment?<br><br>Comment for 1: FE 7/16/02                                                                                                                                                                                                                                                                                                                                                 |
| Priority Date  | 12/19/2002 12:43:12 PM | csaxton         | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(Yes) 4. Is the basis of claim decree or license?<br>(Yes) 5. Does the decree or license have a Priority Date?<br>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required? |
| POD            | 12/19/2002 12:43:40 PM | csaxton         | (Yes) 1. Is the basis of this claim a Decree or License?<br>(No) 4. Does the Decree or License have a POD?<br>(No) 6. Is there evidence that there has been a change in the POD?<br>(Yes) 9. Does the file contain all the necessary information to verify the POD?<br>(No) 10. Is a POD remark and/or condition required?                                                                                                       |
| Source         | 12/19/2002 1:49:47 PM  | csaxton         | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a source?<br>(Yes) 5. Can the claimed source be verified using the water right file?<br>(No) 11. Is a Source remark and/or condition required?                                                                                                                                                                                     |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 29-294G V1

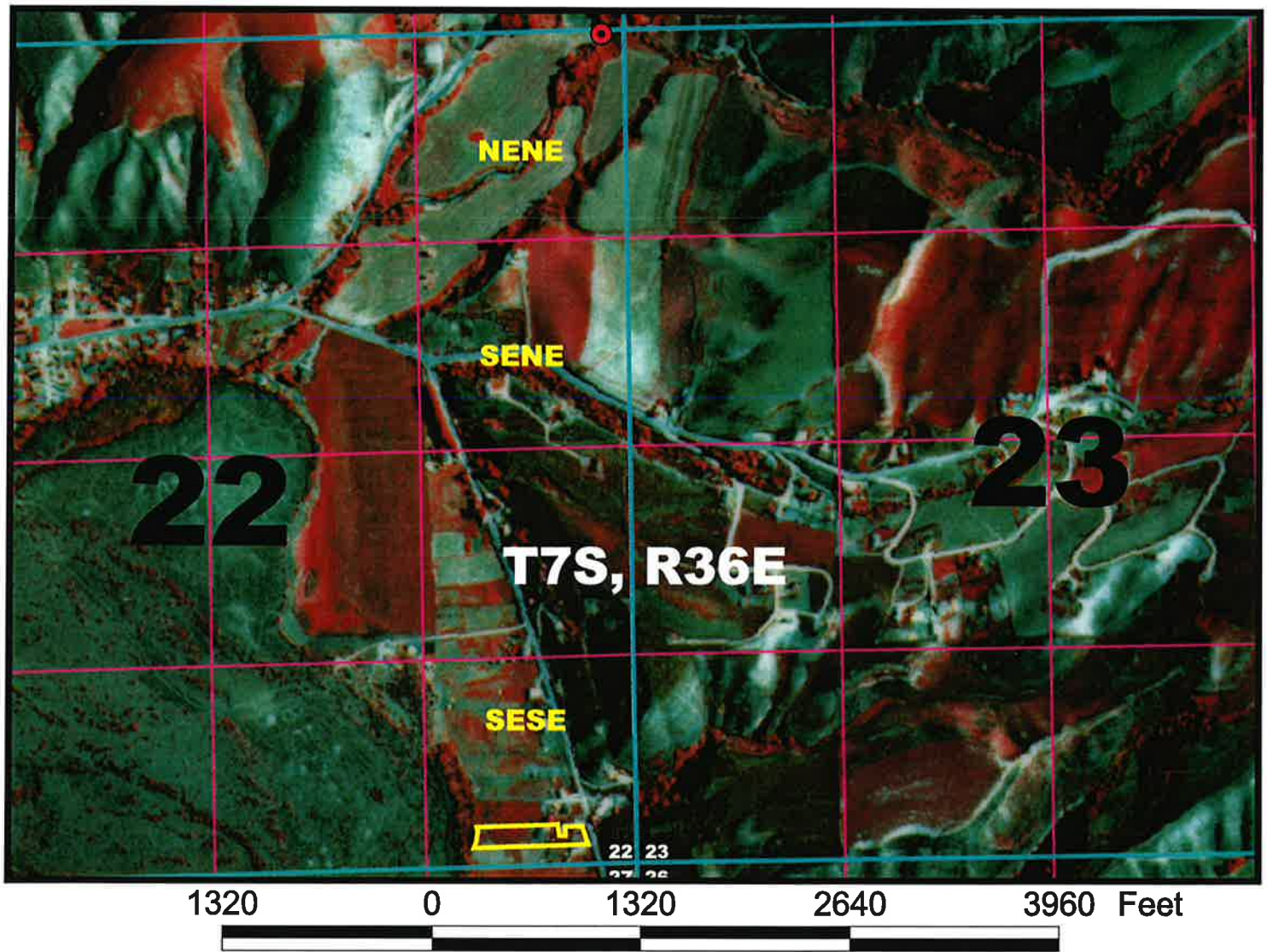
|          |                       |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|----------|-----------------------|---------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POU      | 12/19/2002 1:50:12 PM | csaxton | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 2a. Is the POU required?</p> <p>(Yes) 5. Does the Decree or License have a POU?</p> <p>(Yes) 6. Can the claimed POU be verified using the water right file?</p> <p>(Yes) 14. Is a POU remark and/or condition required?</p>                                                                                                                                                                                                                                                                                                                    |
| Season   | 12/19/2002 1:51:19 PM | csaxton | <p>(Yes) 1. Is the basis of claim Decree or License?</p> <p>(No) 4. Does the Decree or License have a Period of Use?</p> <p>(No) 6. Is there evidence that there has been a change in the Period of Use?</p> <p>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?</p> <p>(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?</p> <p>(Yes) 15. Is irrigation claimed as a Purpose of Use?</p> <p>(No) 18. Is a Period of Use remark and/or condition required?</p>              |
| Quantity | 12/19/2002 1:52:54 PM | csaxton | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?</p> <p>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?</p> <p>(No) 8. Does the parent right have an annual diversion volume limit?</p> <p>(No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?</p> <p>(No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?</p> <p>(Yes) 12. Is a Quantity remark or condition required?</p> |
| Summary  | 12/19/2002 1:54:57 PM | csaxton | <p>(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?</p> <p>(Yes) 5. Is an additional remark and/or condition required?</p> <p>(Yes) 6. Would you like to view the recommended right?</p> <p>(Yes) 7. Is this a split or combined right?</p> <p>(No) 8. Do you have documents you would like to attach or link to the file?</p> <p>(Yes) 9. Would you like to set the verification date?</p>                  |



# STATE OF IDAHO

Department of Water Resources  
Eastern Region

Water Right(s): 29-00294G



**Total Irrigated Acres: 2.0**

**PROFILE**

SCANNED

JUL 25 2005



-  Point(s) of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines

GIS Place of Use Illustration  
1987/1988 NAPP Photography  
Prepared by: C. Saxton  
Date: December 2002

4-18-02; Should probably amend to 1 in per acre

7-15-02: ↑ no - decided  $\frac{1}{2}$ " per acre

7-16-02: 1975 - Bought Place. Concerned with the  
FE Fact that Muddock has Prior Jackson  
Creek Right. Use two Ditches to deliver  
Water

: Am told the water is used when Available.

: Saw signs of Irrigation

SCANNED

JUL 25 2005

PROFILER

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Claim Report 29-294G

WATER RIGHT NUMBER: 29-294G

Owner Type                      Name and Address  
Current Owner                      KAREN B DAVIS ✓  
                                                 2047 INKOM RD  
                                                 INKOM, ID 83245  
                                                 (208)775-3609  
  
Current Owner                      ARNOLD L DAVIS ✓  
                                                 2047 INKOM RD  
                                                 INKOM, ID 83245  
                                                 (208)775-3609

Priority Date: 06/01/1885 ✓  
Basis: Decreed ✓  
Status: Active ✓

Source                                              Tributary  
RAPID CREEK                                      PORTNEUF RIVER

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>      | <u>Diversion Rate</u>                                   | <u>Annual Volume</u> |
|-----------------------|----------------------------|---------------------------------------------------------|----------------------|
| IRRIGATION            | 3/15 to 11/15<br>4/1 10/31 | 0.030 CFS<br>0.02<br>Total Diversion: 0.030 CFS<br>0.02 | N/A                  |

Location of Point(s) of Diversion  
RAPID CREEK ✓                      NE1/4NE1/4NE1/4                      Sec. 22, Twp 07S, Rge 36E, B.M.  
BANNOCK County

Place of Use  
IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals     |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|------------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |            |
| 07S | 36E | 22  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 3.0<br>2.0 |

Total Acres: 3 ✓ 2.0

Conditions of Approval:

*This right with 29-13379 limited to 2ac  
0.06 cfs*

Remarks:Comments:Dates and Other Information:

Claim Received Date: 5/23/1990  
State or Federal: S  
Water District Number: 29F  
Mitigation Plan: False

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JUL 25 2005

As of 7/15/02

Split history for Decreed Right 29-00294

29-00294  
0.8  
Decree Silent  
Assumed 40

Claimed

|           |                      |                    |
|-----------|----------------------|--------------------|
| 29-00294A | Murdock, Norris M    | Not in Decreed POU |
|           | 0.3                  |                    |
|           | 28                   |                    |
| 29-00294B | Lish, Sam            | 29-13372, Sam      |
|           | 0.086                | 0.074              |
|           | 4.3                  | 3.7                |
|           |                      | 29-13373, Monte    |
|           |                      | 0.012              |
|           |                      | 0.6                |
| 29-00294C | Turman, Dennis       |                    |
|           | 0.03                 |                    |
|           | 3                    |                    |
| 29-00294D | Murdock, Norris Kent |                    |
|           | 0.1                  |                    |
|           | 5                    |                    |
| 29-00294E | Whitworth, John      |                    |
|           | 0.1                  |                    |
|           | 5                    |                    |
| 29-00294F | Chavers, Ben         |                    |
|           | 0.06                 |                    |
|           | 3                    |                    |
| 29-00294G | Davis, Arnold        |                    |
|           | 0.03                 |                    |
|           | 3                    |                    |
| 29-00294H | Owens, Delbert       |                    |
|           | 0.06                 |                    |
|           | 3                    |                    |
| 29-00294J | Foltz, Michael       |                    |
|           | 0.1                  |                    |
|           | 5.3                  |                    |
| 29-10071  | Wagner, Ronald       |                    |
|           | 0.08                 |                    |
|           | 2                    |                    |

Recommend

|         |                                                 |
|---------|-------------------------------------------------|
| 0.3 *   |                                                 |
| 24      |                                                 |
| 0.074 * | deed - silent from Murdock to Morris 1" ok      |
| 3.7     |                                                 |
| 0.012 * | deed - silent from Murdock to Morris 1" ok      |
| 0.6     |                                                 |
| 0.02 *  | deed 1/2 per acre                               |
| 1.8     |                                                 |
| 0.1 *   | deed 1" per acre                                |
| 5       |                                                 |
| 0.1 *   | deed 1" per acre                                |
| 5       |                                                 |
| 0.017 * | deed silent - no deed trail - 1/2 inch per acre |
| 1.3     |                                                 |
| 0.02 *  | deed 1/2 per acre                               |
| 2       |                                                 |
| 0.02 *  | deed 1/2 per acre                               |
| 1.8     |                                                 |
| 0.04    | no deed submitted - 1/2 " per acre              |
| 4       |                                                 |
| 0.02    | deed 1/2" per acre                              |
| 2       |                                                 |
| 0.723   |                                                 |
| 0.077   |                                                 |

Sum of claimed CFS =  
Sum of claimed Acreage =

0.946

Sum CFS=  
Sum Acre=

Un-accounted for CFS=  
Un-accounted for Acres=

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JUL 25 2005

# Split History For 29-00294

A) Murdock, Norris M <sup>4M</sup> not decreed POW

0.30 cfs  
28 ac

B) Lish, Sam not decreed POW

0.086 cfs  
4.3 ac

C) Turnman, Dennis

0.03 cfs  
3 ac

D) Murdock, Norris Kent

0.08 cfs  
4 ac

E) Witworth, John

0.10 cfs  
5 ac

F) Chavers, Ben

0.06  
? ac No acreage claimed

G) Davis, Arnold

0.03 cfs  
3 ac

H) Owens, Delbert

0.06  
3 ac

I) Foltz, Michael

0.10 cfs  
5.3 AC

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JUL 25 2005

$\frac{1}{2}$  cfs claimed = 0.846 - Right overclaimed  
 $\frac{1}{2}$  acreage = 55.6

If decreed POW was 55.6 acres - diversion  
Rate per acre is 0.0144 cfs/acre

PROFILED

29-00294

0.80 cfs  
Max 80 ac

C Saxton 9/7/01

29-002946 + 29-13379  
July 16, 2002  
FE



Irrigation ditch System

PROFILED

SCANNED  
JUL 25 2005

Charlton 7-22-02

29-002946 + 29-13379

July 16, 2002

FE



Arnold Davis Showing me Irrigation ditch that carries water

PROFILED

SCANNED  
JUL 25 2005



Looking SE, ditch runs along Base of Wire Fence line.

29-002946 + 29-13377  
July 16, 2002  
FE



Culvert that leads to Chavers place



Irrigation + Ditch System

<Warton 7-22-02>

PROFILED

SCANNED  
JUL 25 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

July 2, 2002

ARNOLD L DAVIS  
KAREN B DAVIS  
2047 INKOM RD  
INKOM ID 83245

RE: New Snake River Basin Adjudication (SRBA) claim for Jackson Creek water

Dear Arnold and Karen,

The Idaho Dept. of Water Resources is currently in the process of reviewing SRBA claims in your area. My initial review indicates that water used for irrigation purposes on the ditch that services Murdock Subdivision is both Rapid Creek and Jackson Creek water.

You claimed a portion of original decreed right 29-00294. The decree states that this right is to be delivered from the main channel of Rapid Creek. In order to continue use of Jackson Creek water to irrigate your property, a separate claim for the Jackson Creek water needs to be filed.

For your convenience enclosed is a claim for the use of Jackson Creek for irrigation purposes. Please look over the claim and initial any changes you wish to make. When satisfied, sign the claim in front of a notary and return it to this office with the filing fee of \$50. Note, that I am soliciting claims for Jackson Creek water from all the users on the ditch.

In addition, I will be heading to the filed the week of July 15 - 19 to perform field exams and verify use of the water. You are not required to be there but if you would like to feel free to contact me.

Please feel free to contact me if you have any questions.

Respectfully submitted,

Craig L. Saxton  
Sr. Water Resource Agent  
Adjudication Bureau

PROFILED

SCANNED  
JUL 25 2005

## IDAHO DEPARTMENT OF WATER RESOURCES

## Water Right Report 29-294

WATER RIGHT NUMBER: 29-294

|                   |                         |
|-------------------|-------------------------|
| <u>Owner Type</u> | <u>Name and Address</u> |
| Current Owner     | WEGECATA JACKSON        |

, ZZ

Priority Date: 06/01/1885

Basis: Decreed

Status: Active

|               |                  |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| RAPID CREEK   | PORTNEUF RIVER   |

|                       |                       |                       |                      |
|-----------------------|-----------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION            | / to /                | 0.800 CFS             |                      |

|                         |           |
|-------------------------|-----------|
| <u>Total Diversion:</u> | 0.800 CFS |
|-------------------------|-----------|

Location of Point(s) of Diversion  
RAPID CREEK

Place of Use  
IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
| 07S | 36E | 22  | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    | X  |    |    | X  |        |

Total Acres: 0

Conditions of Approval:Remarks:

- General P/D & P/U INCOMPLETE.^^^

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-294

Dates and Other Information:

Licensed Date:  
Decreed Date: 6/22/1906  
Water Supply Bank Enrollment Accepted:  
Water Supply Bank Enrollment Removed:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
State or Federal:  
Owner Name Connector:  
Water District Number: 29F  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Decree Defendant:  
Decree Plaintiff:  
Civil Case Number:  
Judicial District:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

SCANNED

JUN 11 2001

Log for claim A29-00294G

Spatial Dynamics LTD

8/24/00

| TR      | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT       |
|---------|-----|------|------------------|----------------|---------------|
| 07s36e  | 22  | SESE | 3                | 35             | Indiscernible |
| Totals: |     |      | 3                | 35             |               |

DATE: 05/18/00  
PAGE: 51

Audit: 05/24/90 DCARLSON 04/04/94 THOMPSON 03/29/95 POST-STD

JUN 11 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: A29-00294G

Date Received: 4/30/1990

Receipt No: E614658

Received By: EC

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: ARNOLD L. DAVIS 208-775-3609  
Address: 2047 INKOM ROAD  
INKOM, ID 83245  
AND  
Name: KAREN B. DAVIS 208-775-3609  
Address: 2047 INKOM ROAD  
INKOM, ID 83245

A2900294G

2. Date of Priority: JUN 01, 1885

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 | Lot | County  |
|----------|-------|---------|-------------------|-----|---------|
| 07S      | 36E   | 22      | NE NE NE          |     | BANNOCK |

5. Description of diverting works:  
HEADGATE/ DITCHES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.030 |      |        |

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

A.F.A.

8. Total consumptive use is 7.5 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 07S           | 36E   | 22      | SE     | SE  |     | IRR | 3.0   |
| Section Acres |       |         |        |     |     |     | 3.0   |
| Total Acres   |       |         |        |     |     |     | 3.0   |

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:  
NONE

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

CHARLES E. STEWART, ET. AL.

Decree Plaintiff

vs

A. J. DAMRON, 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: \_\_\_\_\_

**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): \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ 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 A29-00244E

Date Received 4/30/90

Receipt Number E014658

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

RECEIVED

APR 30 1990

Department of Water Resources  
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Arnold L. & Karen B. Davis Phone ( 208 ) 775-3609

Mailing Address 2047 Inkorn Road, Inkorn, Idaho Zip 83245

2. Date of Priority (Only one (1) per claim) \_\_\_\_\_

3. Source of water supply (a) Rapid Creek  
which is tributary to (b) Fortneuf

4. a. Location of existing point of diversion is: Township 7 South Range 36 East Section 22,  
NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of Bannock

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 \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

\_\_\_\_\_ 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. Headgate diversion to  
Lateral ditch.

That portion of the SE 1/4 SE 1/4, Section 22, T 7S,  
R 36, EBM, Bannock County, Idaho, described as follows:  
Beginning at the Southwest corner of said SE 1/4 SE 1/4;  
thence North 0°02' West along the East 1/16 line, 126.5 feet  
to the true Point of Beginning; thence continuing along said  
East 1/16 line, 126.5 feet to the true Point of Beginning;  
thence continuing along said East 1/16 line, 131.0 feet;  
thence South 88°59' East, 965.9 feet, more or less, to the  
Westerly right-of-way line of the Inkorn Road; thence South  
14°51' East, along said right-of-way, 136.2 feet; thence  
North 88°59' West, 1,000.8 feet more or less, to the true  
Point of Beginning; and Water Right, not to exceed 1/2" (one-  
half inch) of water to each acre of irrigable ground from my  
water rights in Rapid Creek and the tributaries of Rapid  
Creek as such water is available.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from MAR 15 to NOV 15 amount .03 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) .03 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 7.5 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 |                |
| <u>7S</u> | <u>36E</u> | <u>22</u> |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       | <u>3 acres</u> |
|           |            |           |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |                |
|           |            |           |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |                |
|           |            |           |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |                |
|           |            |           |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |                |
|           |            |           |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |                |
|           |            |           |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |                |
|           |            |           |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |                |

Total number of acres irrigated 3 Acres

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

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: We Are lot #2 in the Murdock Subdivision

MICROFILMED

NOV 13 1992

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

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 29-00294 Portion of  
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)

Arnold L. Davis  
Karen B. Davis

Date April 27, 1990

Date April 27-1990

**For Organizations:** I do solemnly swear or affirm that I am \_\_\_\_\_

Title

of \_\_\_\_\_, that I have signed the foregoing  
Organization

document in the space below as \_\_\_\_\_ of \_\_\_\_\_  
Title 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 \_\_\_\_\_ )  
County of Bannock ) SS.

Subscribed and sworn (or affirmed) before me this 27 day of April 19 90

SEAL

Notary Public

Residing at

My Commission Expires

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

NOV 13 1992

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant