

06/18/2002

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

RIGHT NUMBER: 29-348E
NAME AND ADDRESS: MARCIA NIELSEN
PO BOX 135
DOWNEY ID 83234
REX NIELSEN
PO BOX 135
DOWNEY ID 83234

SOURCE: CHERRY CREEK
QUANTITY: 2.40 CFS
PRIORITY DATE: 11/13/1888
POINT OF DIVERSION:

TRIBUTARY: MARSH CREEK

T12S R37E S32 SENWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	04/01 10/31	2.400 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T12S R37E S19	SESE	7.0	T12S R37E S20	NESW	3.0
T12S R37E S20	SWSW	40.0	T12S R37E S20	SESW	14.0
T12S R37E S29	NENW	29.0	T12S R37E S29	NWNW	39.0

STOCKWATER same as IRRIGATION

132 ACRES TOTAL

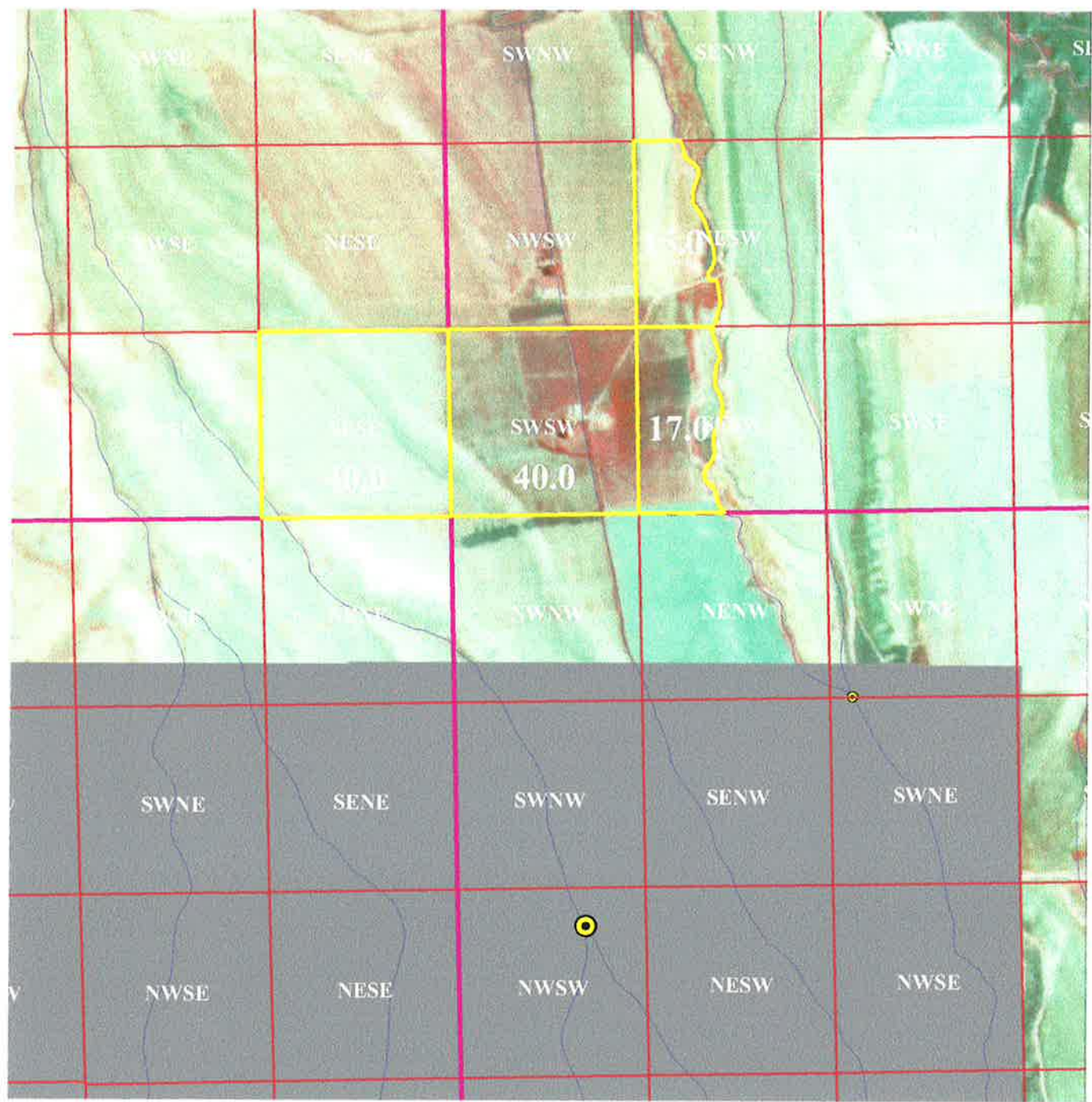
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 110 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

EXPLANATORY MATERIAL: Decreed

Township , 12S37E



 Irrigated Area

 Section Line

 Roads

 Place of Diversion

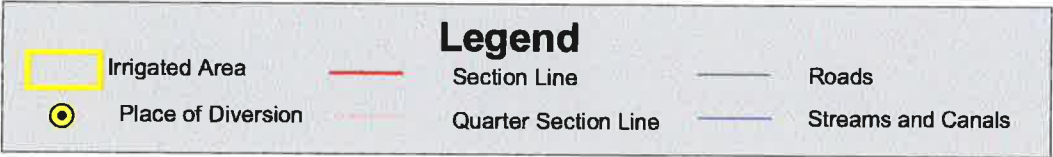
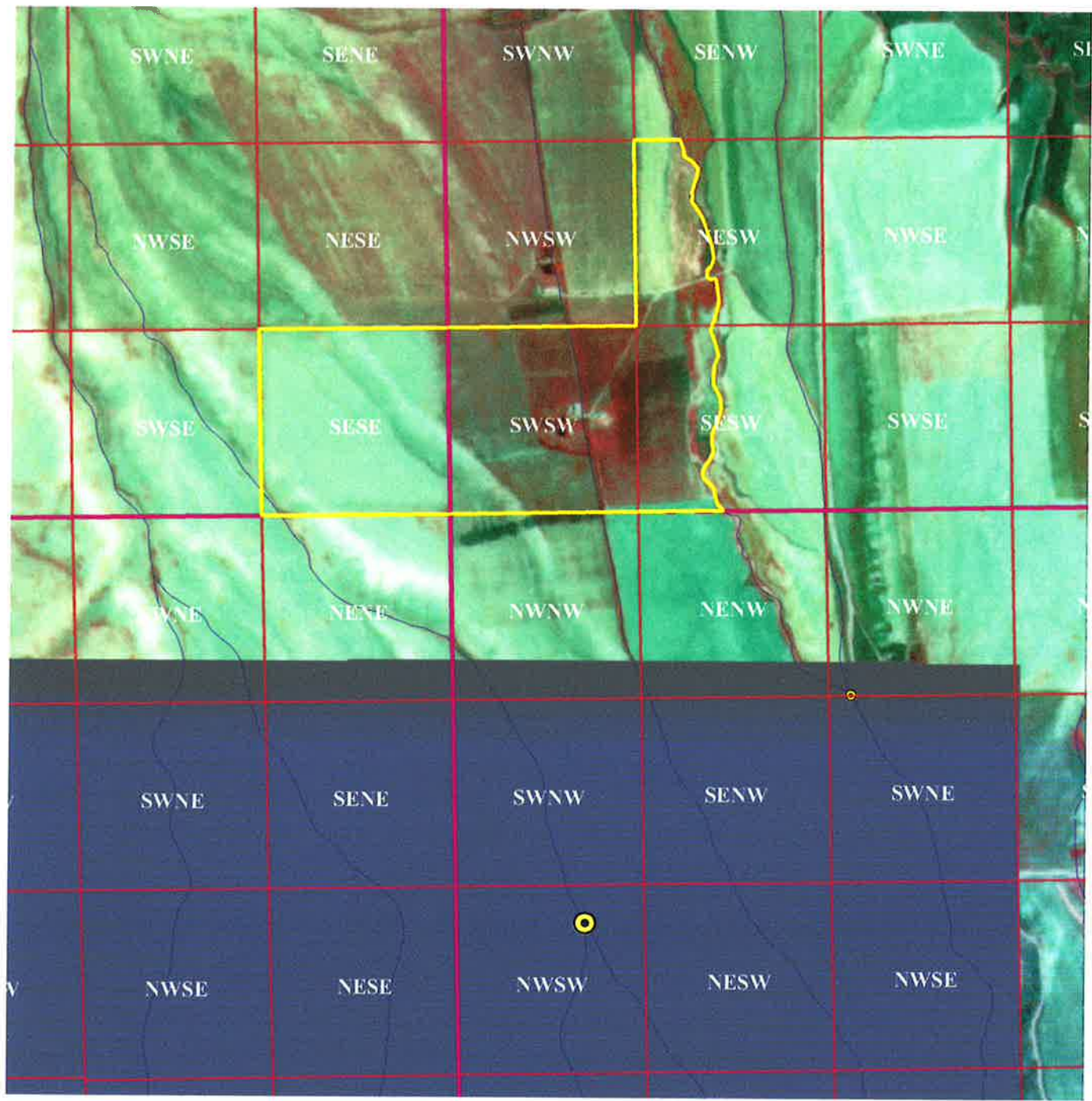
 Quarter Section Line

 Streams and Canals

Legend



Township , 12S37E



Township , 12S37E



 Irrigated Area

 Section Line

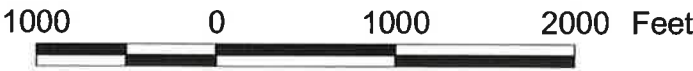
 Roads

 Place of Diversion

 Quarter Section Line

 Streams and Canals

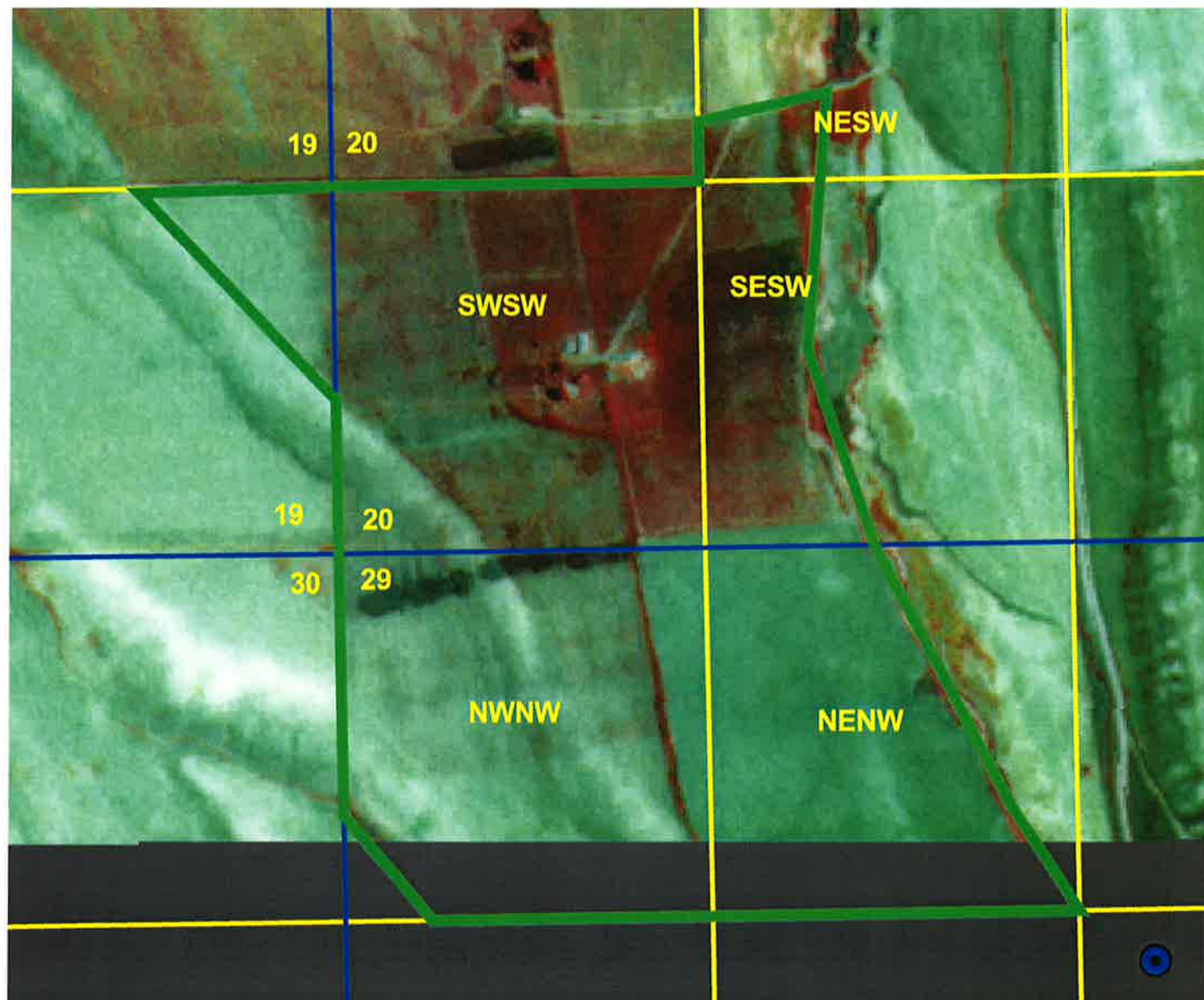
Legend



IDAHO DEPARTMENT OF WATER RESOURCES

29-00348E

T12S, R37E SEC. 20,29



POINT OF DIVERSION



PLACE OF USE

ACRES IRRIGATED- 110

SCANNED

NOV 02 2005

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**GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
DAVE CARLSON**

02/21/2003

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: April 21, 2003

Water right number: 29-348E

MARCIA NIELSEN
PO BOX 135
DOWNEY ID 83234
Telephone Number: (208)897-5953

REX NIELSEN
PO BOX 135
DOWNEY ID 83234
Telephone Number: (208)897-5953

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: 3-12-03 SIGNATURE: Rex Nielsen
Please print your name: Rex Nielsen

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

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RECEIVED
APR 21 2003
IDWR REGIONAL OFFICE
IDAHO FALLS, ID

SCANNED
NOV 02 2005

Ralph

2. That the parties hereto are the successors in interest of the water rights and the lands to which said rights were appurtenant under the Decree, to wit:

PARTY	PREDECESSOR	SHARE OF WATER	REAL PROPERTY
11 Carl R. Evans STEPHANS	Charles R. Evans	1/9 (u)	40 SW1/4NE1/4, Section 19, Township 12 South Range 37 E.B.M.
16.6 (Geraldine McNea)	Thomas Barnes	1/6 L	W1/2SW1/4, Section 8, Township 12 South, Range 37 E.B.M.
16.6 Randy Jones (LISH)	Joseph Bloxham	1/6 (u)	SE1/4, Section 18 Township 12 South, Range 37 E.B.M.
11 Dunford Weston NIELSEN	Charles R. Evans	1/9 (u)	40 SE1/4SE1/4, Section 20, Township 12 S., Range 37 E.B.M.
11 Jan B. Evans PAULSON	Charles R. Evans	1/9 1/60 (u)	Tract in NE1/4, Section 19 and Tract in Section 20, both in Township 12 South, Range 37 E.B.M.
16.6 Von G. Bloxham	Isaac Bloxham	1/6 L	E1/2NW1/4, Section 18, Township 12 South, Range 37 E.B.M.
8 Robert Baxter VAUGHN	Ralph Douglass	1/12 L	NE1/4NE1/4, Section 8, Township 12 South, Range 37 E.B.M.
8 (Carl Barnes)	John Barnes	1/12 L	SW1/4SW1/4, Section 4 and SE1/4SE1/4 of Section 5, Township 12 South, Range 37 E.B.M.

* 210

60AC

44AC

200AC

145AC

60AC

140AC

NONE
40AC

3. The parties represent and state that they and their predecessors have used their share of all the waters of Cherry Creek continuously during each irrigation season upon the lands owned by them, as above described in paragraph 2.

4. The parties represent and state that the entire flow of Cherry Creek is not adequate to satisfy all the irrigation needs of the respective parties and that there is no water in Cherry Creek available for further appropriation.

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17000000
1954
Total 11,000,000
239

STATE	Idaho	PROJECT	Cherry Creek Irrigation Group		
BY	R.E.D.	CHECKED BY	PJH	DATE	6-22-77
SUBJECT	Gravity Sprinkler System			JOB NO.	Eng Class I 7 Farm Units
				SHEET	1 OF 5

Date:

Shareholder Groups with Photo GPM @ Water right
Irrigated Ac. Measured Acres 6.36 gpm/ac

D. Weston 60 110 381.6

C. Evans 60 86 381.6

C. Mock 60 70 381.6

V. Jones 80 80 508.8

V. Bloxham 80 52 508.8

R. Stewart 40 40 254.4

Everett McNee 80 80 508.8

460

538

508.8

Acres @ 2800 gpm

$= \frac{6.36 \text{ gpm}}{\text{acre}}$

Id-40 = 2927 gpm required for 460 acres

Design for each to receive their share of water

Nozzle requirement: Peak daily use 0.212"

$S_m = 40'$ $S_L = 40'$ 23 dist = 40" net = 0.174"

$Gpm = \frac{(40') (0.174" \text{ net})}{24.3 (\text{unit})} = 6.67 \text{ gpm}$

Because of some irregular fields nozzle capacity will vary somewhat to utilize the proposed metered flow

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PROFIT, ID

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12640
Eric Olson 5/80
DWS 5-1-80
Sherry Creek Water Group
Request & Background 11

Through their agent, Donford Weston, in a
pooling agreement with AGS, the group has
requested technical assistance in installing
3100 ft of pipe. This is part of a
larger gravity sprinkler system the group
is installing in stages. The request is
for the initial section from about 250 ft
downstream of their diversion structure
to the top of Donford Weston's farm.
(Refer to layout sketch - the request for
3100 ft was based on previous drawings -
this appears to be in error - my estimate
is 2400 ft).

The present ditch was made about 1930 with
a horse pulled plow. According to Carl Evans,
his grandfather helped in construction.
Then started at the present diversion site
& allowed the water to follow them to
make sure the water would flow. After
about 4000' they made it to the ridge
top & stayed on the ridge the rest
of the distance - about 8500 ft. The
average grade of the ditch is about
1.7 ft per 100 ft - 700, 500 - & the
group has had erosion & distribution
problems since.

In 1968 Donford Weston installed a pump &
pipeline system on his property with about
1600 ft of 8" & 1000 ft of 6" steel mainline.
His system is still in good condition &
he wants to continue to use it in
conjunction with the gravity pipeline.

Jon Evans showed initial interest in a gravity
system in 1975, but he couldn't get all
members interested. Preliminary estimates
by the AGS indicated the project was feasible.

(continued)

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Idaho
Eric Olson 5/80
OWS 5-1-80
Cherry Creek Upper Group 1980 ACP #11
Background (continued)
2
11

The drought year of 1977 sparked renewed interest in a gravity system. Members of both the upper & lower groups - seven members in all - made an application for drought funds through ASAs to do the system. Evidently financial constraints on some members prevented the project from being started.

In the spring of 1979 Randy Jones went ahead - on his own - & installed about 3800 ft of 6" PIP-100 psi pipe, from Carl Evans' pond into his own field 1300'

Later in the autumn of '79 I was first introduced to the group. Carl Evans called & said he wanted to install some 10" PIP-100 psi pipe through Dunford Westons' property. He asked me if it would work OK as part of the group's pipeline. After meeting with him, his son Jon, Dunford Weston and contractor Gerdeil Williams, on alternatives for a possible group system, I agreed the 10" would be alright, but would limit the number of acres that could be irrigated. The group said this was OK as cherry creek flow was so low later in the year. At his own expense Carl installed the 10" three Westons & Williams was contractor on this - as well as Randy Jones' installation earlier.

This spring the group - Dunford Weston, Carl Evans, Jan Evans, & Randy Jones - applied for & was approved ACP cost-sharing for installing 12" pipe from Westons to the top. This leaves a section of 8" through Carl's & Jan's with no definite plans for being installed.

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Idaho Cherry Creek Upper Group
Eric Olson 5/80 DWS 5-1-80 1950 ACP #11
Inventory of resources 3 11

Water rights : Cherry creek divided in half at division between upper & lower groups. Upper group split has changed since previous designs due to land & water right trades. Split is now one-quarter to each of the four members. This will be done by using flow control nozzles. Best division appears to be 4 gpm per nozzle at Westons and 6 gpm per nozzle at each of the others. To attain equal split Weston will run 50% more nozzles.

Because decision has been made by members on pipeline sizes — use 5 fps velocity limitation for maximum flow condition & number of acres to be irrigated:

Pipe diam.	Flow at 5 fps	Members	GPM/member
12"	1660	4	415
10"	1150	3	383
8"	740	2	370
6"	420	1	420

Most limiting is 8" at 740 gpm, this will supply 2 members, so use 370 gpm per individual.

Sheet 4 indicates a 6.35 gpm per acre requirement

$$\frac{370 \text{ gpm}}{6.35 \text{ gpm/acre}} = 58 \text{ Acres/member}$$

Each member has well over 58 irrigable acres.

Present ditch will be retained to utilize early run-off by surface irrigation.

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ID-ENG-40
Rev. 3
11/77

UNITED STATES DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE
SPRINKLER SYSTEM DESIGN DATA

NAME Cherry Creek Irr. Co. DATE 4/80 PREPARED BY Eric Olson
SCD Portland COUNTY Bonneville ENGN. JOB CLASS 11
Reviewed by DW 5/1/80

I. INVENTORY Elevation: 5000 - 5150 ; Northern aspect.

Total Acres _____ Crop Acres _____ Climatic Area III
Water Source creek Amt. Available 1/2 of Seasonal Variation yes
Energy Source (Creek Flow) X
(Electric) (Int. Comb - Fuel) (Gravity)

II. SOILS DATA

USDA Soils Class Majority	Total Available WHC (in/ft.)					Depth To		Maximum Intake Rate in/hr.
	0-1	1-2	2-3	3-4	4-5	Inhibiting Layer (ft)	Water Table	
<u>Rexburg sil</u>	<u>2.2</u>	<u>2.2</u>	<u>2.2</u>	<u>2.2</u>	<u>2.2</u>	<u>none</u>	<u>none</u>	<u>0.8</u>

III. DETERMINATION OF WEIGHTED CONSUMPTIVE USE

Crop	Acres (A)	June	July	August
<u>Alfalfa - grass</u>	<u>1/2</u>			
<u>Barley</u>	<u>1/2</u>			

IV. WATER MANAGEMENT INFORMATION

Crop	Root Zone Depth (ft)	Total WHC (Inches)	Stress Point (%TWHC)	Max. Net Replacement (Inches)	Peak Daily C.U.	Max. Freq. @ Peak C.U. @ Max. Net.
<u>Alfalfa - grass</u>	<u>5'</u>	<u>11.0</u>	<u>30</u>	<u>5.5</u>	<u>0.23</u>	<u>24</u>
<u>Barley</u>	<u>4'</u>	<u>8.8</u>	<u>50</u>	<u>4.4</u>	<u>0.19</u>	<u>23</u>

V. DESIGN DATA -

Based on weighted consumptive use, 65% Eff., 5-10 MPH winds, 0.6 Wind Factor

	Application		Peak Daily C.U. * (Weighted)	Frequency (F) (Days)	System Requirements	
	Net (D)	Gross			(Total gpm) (Q)	gpm/ac
Maximum	<u>4.4</u>	<u>6.8</u>	<u>0.21</u>	<u>21</u>		<u>6.35</u>

(1)(9.4)
 $Q = \frac{453 A D}{F H \text{ Eff.}}$
(2)(23)(65\%)
H = Total operating hours/day
Use 23 hours

* Use controlling weighted monthly
consumptive use and determine peak
daily consumptive use from Table
XIV in Idaho Irrigation Guide.

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Stations	Length in Feet	Pipe Size & Type	Flow in GPM	Velocity in ft/sec	Fric. Loss in ft/1000 ft	Sect. Loss ft	E Head Loss ft	Ground Elevation ft	Dynamic Pressure ft	Static Pressure ft
0+00		(All Pipe)								
	5400	12" dia. SDR 41	1488 (3.3 CFS)	4.5	4.7	25.4	25.4	5240		0
54+00	2700	10" dia.	1116 (2.5 CFS)	4.8	6.8	18.4	43.8	5160	54.6 (24 psi)	80
81+00	600	SDR 41	1056 (2.35 CFS)	4.5	6.0	3.6	47.4	5095	101.2 (44 psi)	145
87+00	900	—	744 (1.66 CFS)	5.0	9.4	8.5	55.9	5085	107.6 (47 psi)	155
94+00	800	8" dia.	744	5.0	9.4	7.5	63.4	5075	109.1 (47 psi)	165
104+00	600	SDR 41	744	5.0	9.4	5.6	69.0	5060	116.6 (50 psi)	180
110+00	700	—	558 (1.24 CFS)	3.9	5.8	4.1	73.1	5050	121.0 (52 psi)	190
117+00	1000	6" dia.	372 (0.83 CFS)	4.4	10.2	10.2	83.3	5035	131.9 (57 psi)	205
127+00	600	SDR 41	372	4.4	10.2	6.1	89.4	5020	136.7 (59 psi)	220
133+00	700	—	180 (0.4 CFS)	2.0	2.7	1.9	91.3	5010	140.6 (61 psi)	230
140+00								5000	148.7 (64 psi)	240

Idaho
Mainline
Hydraulics
Cherry Creek
Upper Group
5-1-80
100 psi
Static
104 psi
Static

Elevations from USGS Quads: Molad Summit & Downey West
Friction losses from chart 4-C Idaho Irrigation Guide

No quick closing valves to be installed in system -
Working pressure maximum = 64 psi, no velocities
over 5 fps, so 100 psi pipe OK. Static pressure = pressure rating
Pipeline will follow ditch grade.

Mallo

Eric Olson

3/80

Pipeline

Thrust blocks Designs

Cherry Creek Upper Group

1980 ADP #11
Revised 6/11

$$A = 98 H D^2 \left(\sin \frac{a}{2} \right) K C$$

where: A = Thrust block bearing area reqd

H = max. working pressure in ft.

D = inside diam. of pipe in ft.

B = allowable bearing pressure of

soil in lb/ft² - use 3000 as

which can be spaced.

a = deflection angle of pipe bend

K = 1.6 for installation depth

C = 0.7 for dead ends & tees -

using a = 90°, otherwise = 1

Std
430 DD
P. 283

Station
54+00 - 12"-10" tee, H = 55 ft

$$A = \frac{(98)(55)(1.0^2)}{3000} \sin \frac{90^\circ}{2} (1.6)(0.7) = 2.1 \text{ ft}^2$$

Use 24" x 24" x 8" ground
10" tee

87+00 10"-8" reducer (after 8" installed)
10" dead end (before " "

$$A = \frac{(98)(108)(0.83^2)}{3000} \sin \frac{90^\circ}{2} (1.6)(0.7)$$

= 3.9 ft² use 24" x 24" x 8" ground
10"

Other blocks to be installed after
8" pipe is put in.

Use same design 24" x 24" x 8"
at stations 117+00, 127+00, 140+00

Idaho
Eric Olson 5/80
Cherry Creek Upper Group
DWS 5-1-80 1980 ADP #11
Pipe Inlet Struct. Design 8 11

Data: Max. flow = 1500 gpm = 3.3 cfs
Pipe - 12" DIP SDR #1
Area = 0.739 ft²

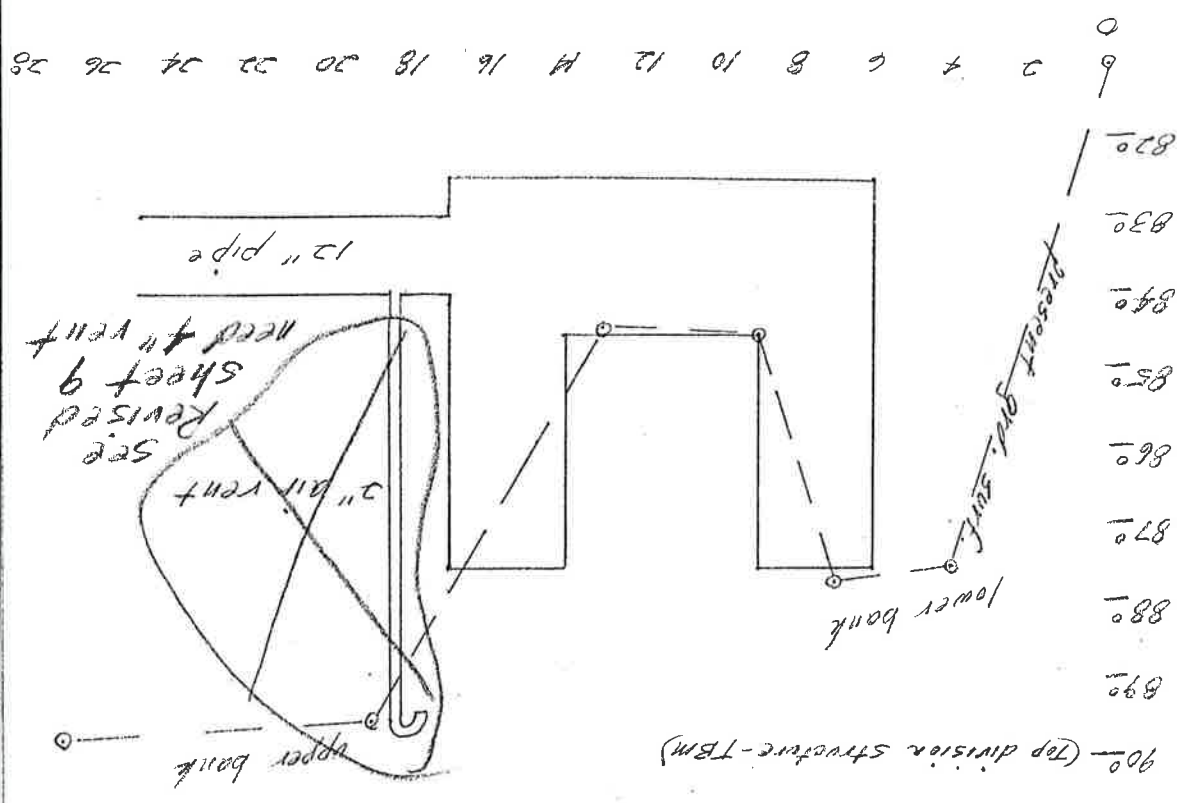
Entrance $K_e = 0.5$ for flush,
sharp corner inlet

$$\text{Entrance head loss} = (K_e + K_v) \left[\frac{(Q/A)^2}{2g} \right]$$

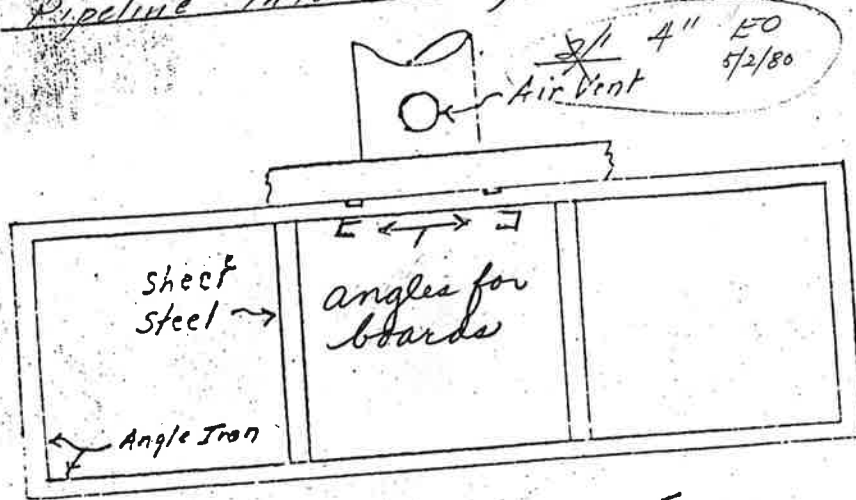
$$= 1.5 \left(\frac{4.47^2}{64.4} \right) = 0.31 \text{ ft use } 6''$$

Screen Area Req'd
Assume 0.5 fpm thru screen &
50% clogged - $A = Q/V (2) = 3.3(4) = 13.2 \text{ ft}^2$
40 ft provided - OK

Inlet Layout (Cross Section Sketch)



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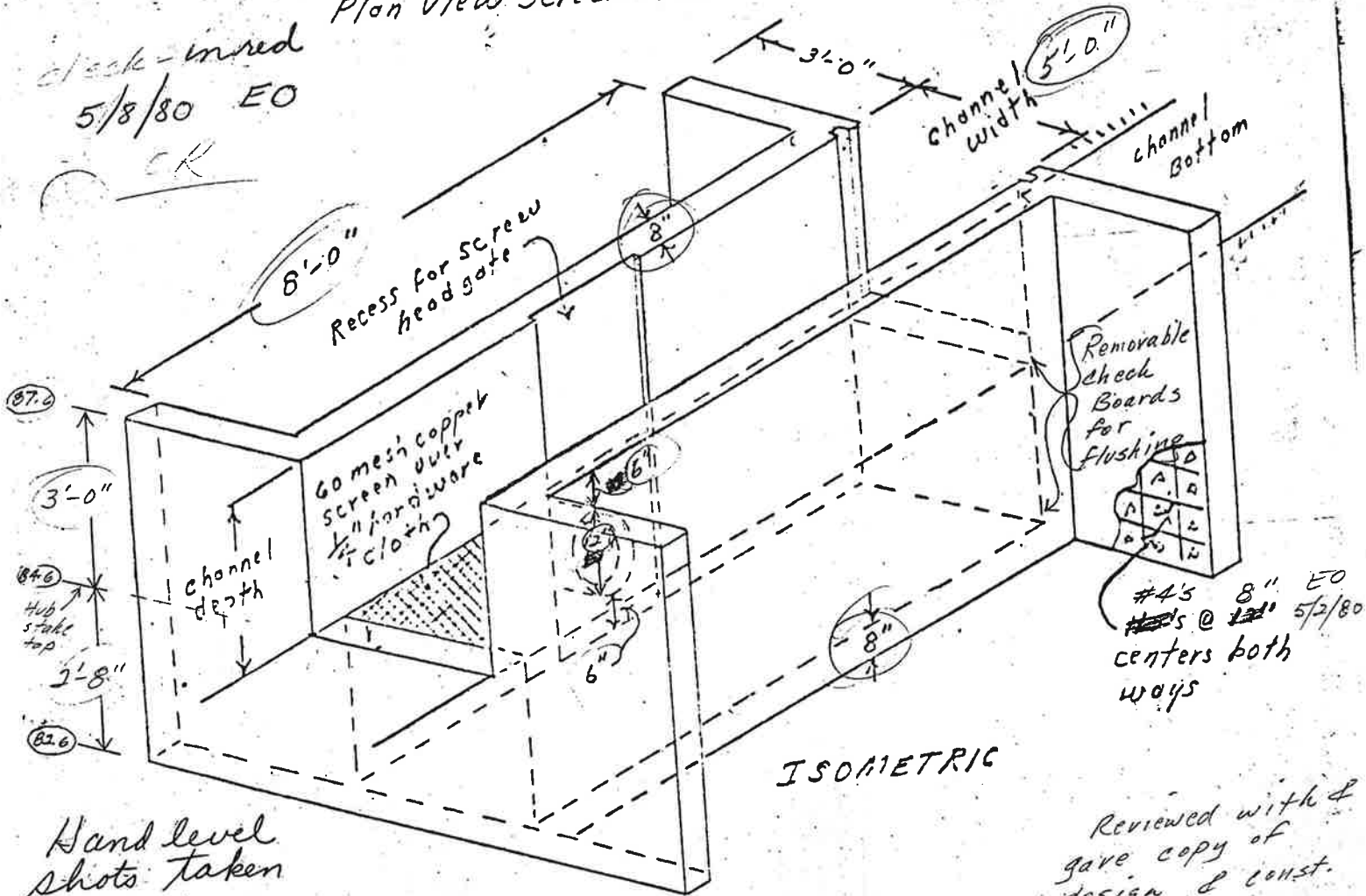


Notes: Distance from top of pipe to bottom of screen = $\frac{V^2}{2g} (1.5) + 0.5'$

Supports for screen frame can be steel dowels or bolts imbedded into conc. walls. 18" center to center maximum

Plan View Screen Frame

check-in red 5/8/80 EO



Hand level shots taken to check elev. OK

Flow Thru Intake Structure For Gravity Flow Sprinkler Systems

Reviewed with & gave copy of design & const. spec 587 to contractor - he understands design OK. EO 5/2/80

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Idaho Cherry Creek Upper Group
 Eric Olson 5/80 DWS 5-1-80 1980 ACP #11
 Dunford Weston-on Farm system design 10 11

Refer to sheet A for design data.

Nozzle spacing $S_L = 40$ ft, $S_M = 30$ ft

Min. wetted diam = $30 / 0.6 = 50$ ft

Spr. Head - Rainbird 20 L TNT
 or equivalent - $1/64"$,
 4 gpm flow control, 25 psi
 wetted diam. = 55 ft.

Application rate = $\frac{96.3 (4)}{30 (40)} = 0.321$ in/hr

Application time = 23 hrs/set

Net application = $(0.321)(23)(0.65) = 4.80"$

Max. Irr. Cycle = $\frac{4.8}{0.12} = 22$ days

Actual frequency = 17 days

Laterals minimum = $\frac{87 \text{ sets}}{22 \text{ days}} = 3.9$ (3" dia.)

System capacity: 93 nozzles @ 4 gpm
 = 372 gpm

Friction loss in main (steel, $\pi = 0.012$)
 Irr Guide Chart 4-b

0+00 - 6+00	- 372 gpm	- 8"	- 4.5 ft/1000'	= 2.7 ft loss
6+00 - 11+00	- 272	- 6"	- 3.5	1.2
11+00 - 16+00	- 192	- 6"	- 1.3	0.6
16+00 - 21+00	- 124	- 6"	- 2.4	1.2
21+00 - 26+00	- 76 gpm	- 6"	- 1.0	0.5
				$\Sigma = 6.2$ ft Loss

60 ft elev diff. - OK

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Idaho
Eric Olson

Cherry Creek Upper Group
5/80 DWS 5-1-80, 1980 ACP #11
C. Evans, J. Evans, R. Jones systems design 11 11

Refer to Sheet 4 for design data

Nozzle spacing: $5L = 40 \text{ ft}$, $5M = 60 \text{ ft}$.
Min. wetted diam. $60 \text{ ft} / 0.6 = 100 \text{ ft}$.

Spr. Heads - Rain bird 30 EW TNT
or equivalent - "1/64"
6 gpm flow control
50 psi, W.D. = 100 ft.

Application rate = $\frac{96.3 (6)}{40 (60)} = 0.241 \text{ in./hr}$

Time = 23 hrs. / set

Net application = $(0.241)(23)(0.65) = 3.6 \text{ "}$

Max. Irr. Cycle = $\frac{3.6}{0.21} = 17 \text{ days}$

Actual frequency: C. Evans = 17 days
J. Evans = 17 days
R. Jones = 16 days

Laterals minimum: C. Evans = $\frac{60 \text{ sets}}{17 \text{ days}} = 3.5 (4")$
(All laterals -
4" Alum hard) J. Evans = $\frac{60 \text{ sets}}{17 \text{ days}} = 3.5 (4")$

R. Jones = $\frac{32 \text{ sets}}{17 \text{ days}} = 2.0 (4")$

System capacities (each)

62 nozzles @ 6 gpm = 372 gpm

All laterals run downhill -
Longest lateral with least drop will
be on San Evans:

38 nozz @ 6 gpm = 9 psi loss

$P_m = 50 \text{ psi} (20\%) = 10 \text{ psi}$ permissible
loss > 9 psi
OK

Rain Bird
slide.

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CHERRY CREEK IRRIGATION GROUP

Funding Request

for

EMERGENCY IRRIGATION WATER FOR CROPLAND

PURPOSE:

As a result of a drought situation, the shareholders on the Cherry Creek drainage are requesting funding for a pipeline project which will consolidate scarce water into one system. The pipeline will eliminate $3\frac{1}{2}$ miles of gravel-bottom ditch and 3 miles of soil-bottom ditch.

APPLICABILITY:

During normal seasons, Cherry Creek provides water for two main ditches. By the end of April we were forced to use only one ditch and to alternate turns. The gravel-bottom ditch loses approximately 70% from the source to the first irrigated fields. The soil-bottom ditch loses approximately 40%.

The pipeline will also eliminate reliance on seven motorised pump stations and allow all farms to benefit from a gravity irrigation system.

All shareholders have sprinkling facilities to transport water from main pipeline to cropland.

IMPLEMENTATION OF PROJECT:

Surveys, specifications, costs, and technical data have been assembled by shareholder's group and immediate commencement has been assured by the pipeline contractor. Water resources available by July could be in use on cropland.

Summary of costs, specifications, and other data follow.

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CHERRY CREEK GROUP

FROM: SPRINKLER SYSTEM DESIGN BY ERIC OLSON (1980)

Four members in group

372 gpm/member % Total $Q = 1488 \text{ GPM}$ (3.32 CFS)

WESTON SYSTEM: 93 Nozz. @ 4 gpm/Nozz.

$S_m = 30'$ 6 laterals (17n, 11n, 15n, 21n, 24n, 5n)

S_m = riser spacing
on mainline n = Nozzles

CARL EVANS SYSTEM: 62 Nozz. @ 6 gpm/Nozz.

$S_m = 60'$ 3 laterals (15n, 8n, 39n)

JAN EVANS SYSTEM: 62 Nozz. @ 6 gpm/Nozz.

$S_m = 60'$ 2 laterals @ 31n each

RANDY JONES SYSTEM: 62 Nozz. @ 6 gpm/Nozz.

$S_m = 60'$ 2 laterals (30n & 32n)

Summary of Mainline:

0+00: Inlet structure

start 12" dia. PVC 100 psi SDR 41 PIP $L = 5400'$

Elev. 5240' $\rightarrow$ 5160' $Q = 1488 \text{ gpm}$

54+00: Tee ... 8" steel to Weston Farm

10" dia. PVC 100 psi SDR 41 PIP to Group $L = 2700'$

Elev. 5160' $\rightarrow$ 5140' $Q = 1116 \text{ gpm}$

81+00: start of Carl Evans' system

10" dia. PVC 100 psi SDR 41 PIP $L = 600'$

Elev. 5140' $\rightarrow$ 5085' $Q = 1116 \text{ gpm}$

87+00: Reducer 10" $\times$ 8"

8" dia. PVC 100 psi SDR 41 PIP $L = 700'$

Elev. 5085' $\rightarrow$ 5075' $Q = 1056 \text{ gpm}$

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NOV 02 2005

STATE	Idaho	PROJECT	Cherry Creek Irrigation Group		
BY	R.E.D.	CHECKED BY	PJN	DATE	6-22-77
SUBJECT	Gravity Sprinkler System			JOB NO.	Eng Class I 7 Farm units
				SHEET	1 OF 5

Date:

Shareholder Groups with Irrigated Ac. Photo MEASURED Acres GPM @ 6.36 gpm/ac

D. Weston 60 110 381.6

C. Evans 60 86 381.6

C. Mock 60 70 381.6

V. Jones 80 80 508.8

V. Bloxham 80 52 508.8

R. Stewart 40 40 254.4

Everett McNee 30 80 508.8
460 538 508.8

Acres gpm was based on 2800 gpm

$$= \frac{6.36 \text{ gpm}}{\text{acre}}$$

Id-40 = 2927 gpm required for 460 acres

Design for each to receive their metered water

Nozzle requirement: Peak daily use 0.212"

See ID-40

$$S_m = 40' \quad S_L = 40' \quad 23 \text{ dist} = 410' \text{ Alt} = 0.174'$$

Ref Sec 15
Chpt 11 sec
WEHD

$$\text{Gpm} = \frac{(40') (6.36) (0.174' \text{ per } 1')}{24.3 (\text{conversion})} = 6.67 \text{ gpm}$$

Because of some irregular fields nozzle capacity will vary somewhat to utilize the proposed metered flow

SCANNED

NOV 02 2005

PROFILED

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

PROJECT <i>Cherry Creek Irrigation Group</i>	
DATE <i>5-24-77</i>	CHECKED BY <i>PJN</i>
DATE <i>6-22-77</i>	JOB NO. <i>1</i>
SHEET <i>2</i> OF <i>5</i>	

SUBJECT *Gravity Sprinkler System*

Min. Net H₂O Dia = $60 \div 6 = 100'$
 Nozzle selection: use Rainbird Model 360 (940)

30 EWTWT → D. Weston = 4.35 gpm use = 13/64 @ 27 psi
 30 W → C. Evans = 4.93 gpm " = 3/16" @ 46 psi 78'
 W.D. = 98' @ .22"/hr " = 4.2" net
 30 W → C. Mock = 7.22 gpm " = 3/16" @ 51 psi
 W.D. = 100' @ .24"/hr " = 4.3" net
 30 W → V. Jones = 7.7 gpm " = 3/16" @ 59 psi
 W.D. = 102'
 30 E → V. Bloxham = 6.6 gpm " = 11/64" @ 61 psi
 W.D. = 103'
 30 E → R. Stewart = 4.89 gpm " = 11/64 @ 67 psi
 W.D. = 104'
 30 W → E. Mc Nee = 7.7 gpm " = 3/16" @ 59 psi
 W.D. = 102'

3" laterals Weston P_m = 57 psi - 0.75 (73 psi) = 32.48 psi = 75.0 ft
 4" lateral C. Evans P_m = 46 psi + 0.75 (34 psi) = 48.5 psi = 112.2 ft
 " C. Mock P_m = 51 psi + 0.75 (50 psi) = 54.75 psi = 126.5 ft
 " V. Jones P_m = 59 psi + 0.75 (70 psi) = 65.75 psi = 151.9 ft
 own main 20' drop + 20' own main line loss = 171.9 ft
 " V. Bloxham = 61 psi + 0.75 (21 psi - 10 psi) = 69.25 psi = 160 ft
 " R. Stewart P_m = 67 psi + 0.75 (83 psi + 60 psi) = 77.73 psi = 179.6 ft
 + 10.0' own main loss = 189.6 ft
 " E. Mc Nee P_m = same as V Jones less than Stewart

All laterals meet 20% operating pressure
 Except R Stewart and it = 14.3 psi ≅ 13.5 psi ok
 Lateral losses from Rainbird calculator

SCANNED
NOV 02 2005

PROFILES

Cherry Creek Irrigation Group
Funding Request

<u>Shareholders</u>	<u>Percentage of cost & Percentage of Water</u>	<u>Irrigated Acres *</u>	
C. Evans	11.11%	60 acres	104
V. Jones	16.67	80	160
E. McNee	16.67	80	80
C. Mock	11.11	60	160
D. Weston	11.11	60	90
R. Stewart	8.33	40	70
V. Floxham	16.67	80	300
Totals	100.00	460	904 Ac

*Acresage based on source intake of 2,800 gallons/minute and 7 gallons/minute output per sprinkler head.

Materials:

- a. Pipe
- 7,920 feet of 15 inch plastic pipe (50 lb.)
 - 1,485 feet of 12 inch plastic pipe (60 lb.)
 - 2,640 feet of 10 inch plastic pipe (80 lb.)
 - 2,640 feet of 8 inch plastic pipe (100 lb.)

Total length of pipe 14,685 feet

- b. Flow Meters 7
- c. Settling Pond, cement intake and gravel duct
- d. Joints, valves, and air release valves

Costs:

Pipe	\$57,000
Flow Meters	7,000
Valves, etc.	1,000
Pond	2,000
Installation	13,000
Total	\$80,000

Cost per Acre \$80,000 ÷ 460 acres = \$173 (figures based on land currently under irrigation)

SCANNED

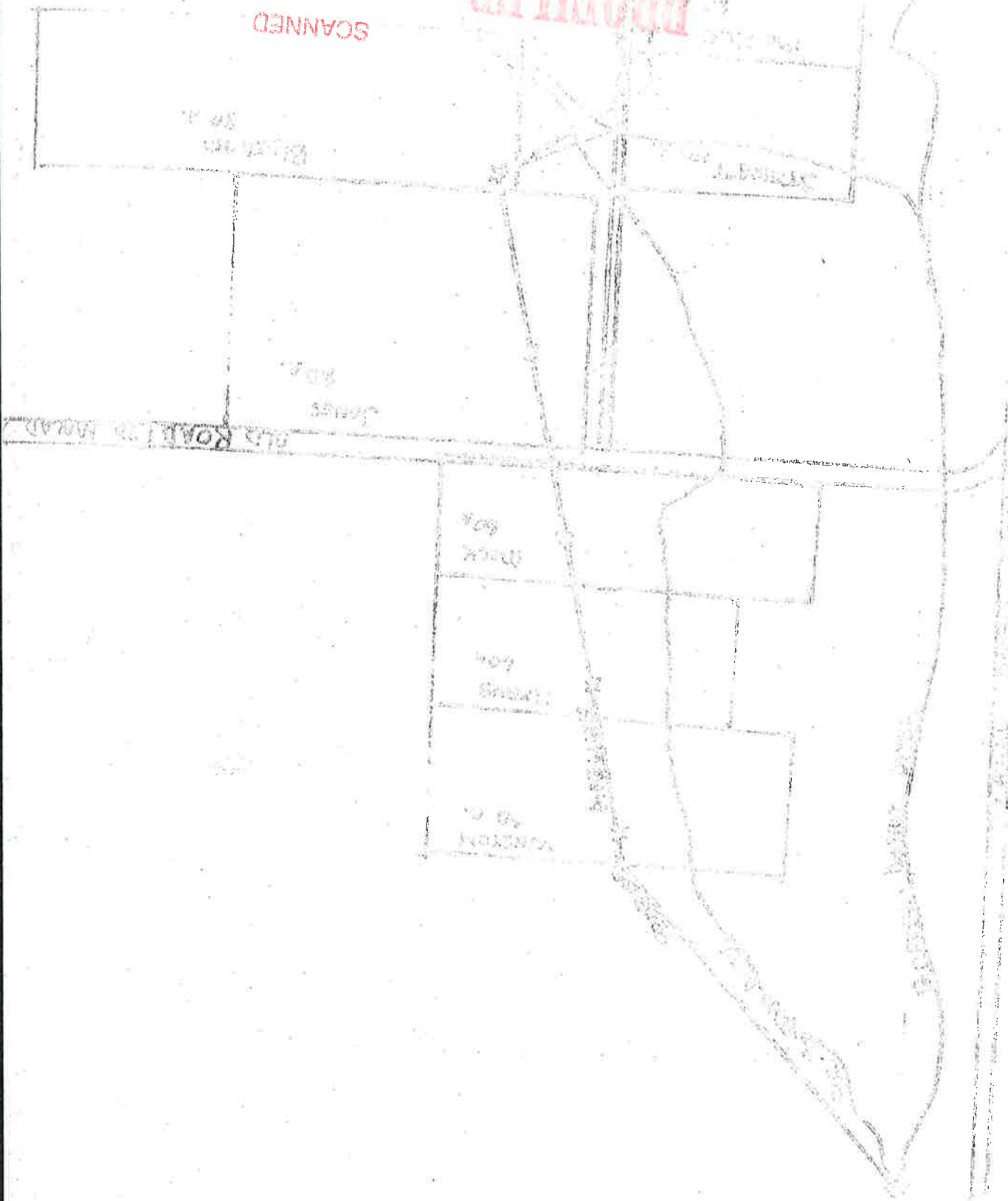
NOV 02 2005

PROFILE

NOV 02 2005

SCANNED

PROTECTED



PROTECTED

THESE ARE THE ONLY TWO
PARCELS IN THE AREA

EXHIBIT C

Idaho Cherry Creek Upper Group
Eric Olson - 5/80 OW'S 5-1-80 1150 ACP #11
Inventory of resources 3

Water rights: Cherry creek divided in half at division between upper & lower groups. Upper group split has changed since previous designs due to land & water right trades. Split is now one-quarter to each of the four members. This will be done by using flow control nozzles. Best division appears to be 4 gpm per nozzle at Weston's and 6 gpm per nozzle at each of the others. To attain equal split Weston will run 50% more nozzles.

Because decision has been made by member on pipeline sizes - use 5 fps velocity limitation for maximum flow condition number of acres to be irrigated:

Pipe diam.	Flow at 5 fps	Members	GPM/member
12"	1660	4	415
10"	1150	3	383
8"	740	2	370
6"	420	1	420

Most limiting is 8" at 740 gpm, this will supply 2 members, so use 370 gpm per individual.

Sheet 4 indicates a 6.35 gpm per acre requirement

$$\frac{370 \text{ gpm}}{6.35 \text{ gpm/acre}} = 58 \text{ Acres/member}$$

Each member has well over 58 irrigable acres.

Present ditch will be retained to utilize carry run-off by surface irrigation.

PROFILED

NOV 02 2005



0 1Km 0 .5Mi

Image courtesy of the US Geological Survey.

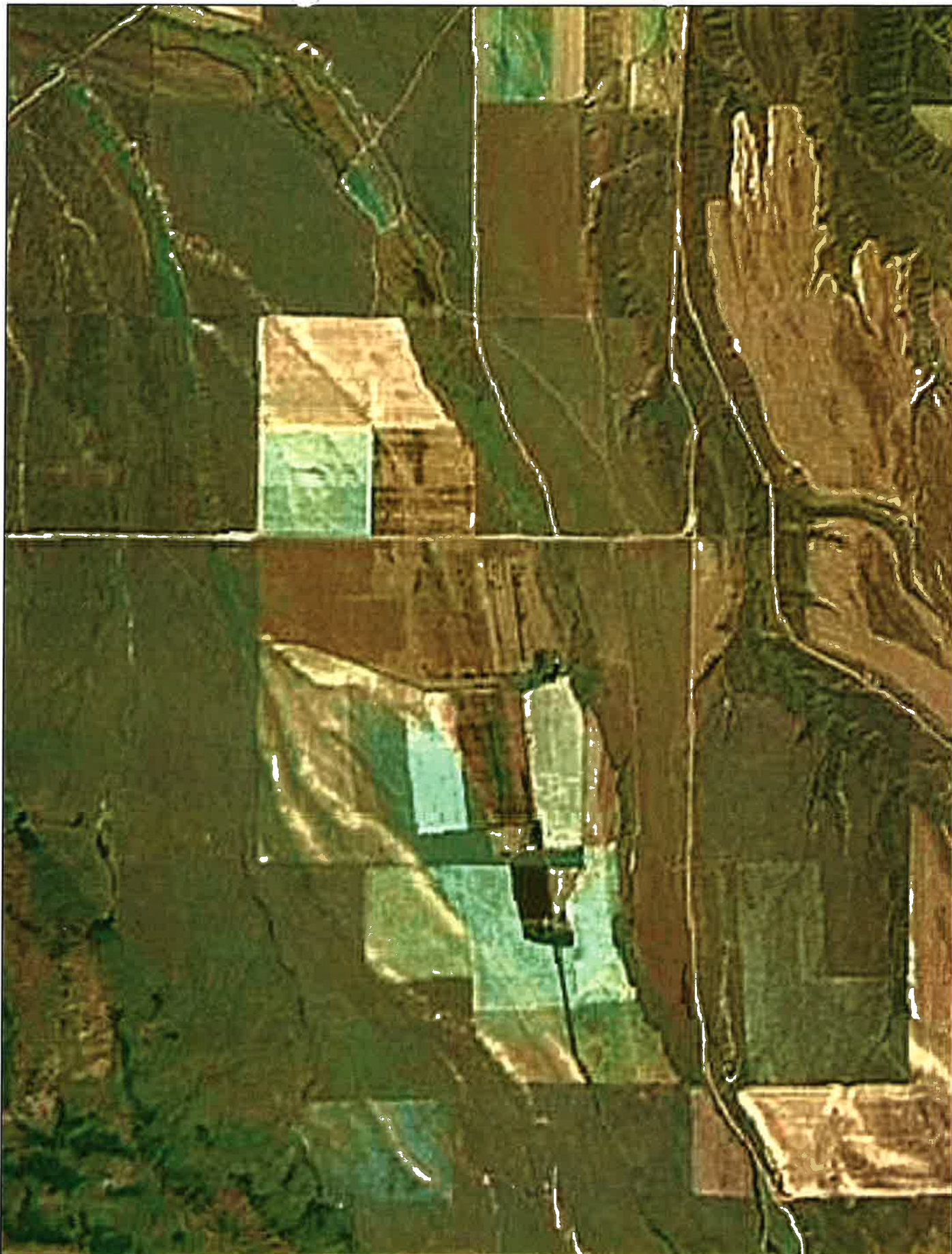
PROFILE

SCANNED
NOV 02 2005

SE R37E

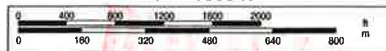
MALAD SUMMIT OR
IDAHO





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www.delorme.com

Scale 1 : 19,200
1" = 1600 ft



SCANNED

TN
MN
14.0°E

NOV 02 2005

JUN 04 2001

Log for claim A29-00348E

Spatial Dynamics TWB

7/11/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
12s37e	19	SESE	40	40	
12s37e	20	NESW	10	15	
12s37e	20	SWSW	40	40	
12s37e	20	SESW	10	17	
Totals:			100	112	

AJ5809NP
No. A29-00348E

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 21

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LOIS C WESTON	11/13/1888	IRRIGATION	04-01 11-01	6.800 CFS	
C	M DUNFORD WESTON					
	716 S 6TH EAST					
	LOGAN UT 84321					
	(801) 752-6732					
				TOTAL DIVERSION:	6.800 CFS	

Water Source: CHERRY CREEK

Tributary to: MARSH CREEK

Stage: DECREED

Point(s) of Diversion:

T12S R37E S32

BANNOCK County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
12S	37E 19	:		:		:		:		:		:		:		:		40.0
12S	37E 20	:		:		:	40	:	10	:	10	:		:		:		60.0
																	TOTAL ACRES	100.0

POU County: BANNOCK

Non-Irrigation Uses: DOMESTIC; ONE HOME, STOCKWATER; 80 CATTLE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-11631

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00348C A29-00348D

Remarks: GEN CLAIMANT PAID \$150.00 FOR THIS CLAIM. THE POU ON THE ORIGINAL
CLAIM INDICATES 340 ACRES, HE PAID FOR ONLY 100 ACRES.
RECEIPT E014795

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 05/13/94 DCARLSON 06/15/94 COX 03/29/95 POST-STD



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

27 May 1994

M DUNFORD WESTON
LOIS C WESTON
716 S 6TH E
LOGAN UT 84321

RE: Notice of Claim
A29-00348E

Dear Mr. and Mrs. Weston:

The Idaho Department of Water Resources (IDWR) is returning your Notice of Claim to a Water Right because of insufficient information and/or fees. All items identified below must be completed and the correct amount for filing fees submitted before the IDWR can process the notice in the Snake River Basin Adjudication (SRBA).

- Item 4.** The Township, Range, Section and 1/41/4 (40- acre tract) describing the location of the diversion on Cherry Creek must be listed. If you are unable to determine the 40 acre tract, indicate the location of the diversion on the enclosed map or submit a detailed map showing the location within the section.
- Item 6.** The amount of water historically used for irrigation must be entered in cubic feet per second (cfs), miners inches or gallons per minute (gpm). You will need to convert the decreed fractions of the stream to one of the above flow rate
- Item 7.** The total amount claimed must be entered in cubic feet per second (cfs), miners inches or gallons per minute (gpm). This total amount is usually the sum of the amounts listed in Item #6.
- Item 8.** Enter the Consumptive Use volume calculated by multiplying the irrigated acreage by 2.5.
- Filing Fee.** In addition to the \$50.00 filing fee there is a \$1.00/acre fee on notices for irrigation purposes. Based on the acreage identified in Item 10 the filing fee for this notice would be \$390.00. Since IDWR already received a check for \$150.00, either the irrigated acreage needs to be reduced to 100 acres or the difference of \$240.00 needs to be paid.

MICROFILMED
NOV 13 1996

WESTON
Page 2

Please return the completed notice to the IDWR by June 27, 1994. Failure to either return the corrected notice or request additional time will be cause for initiating a refund of moneys received and subsequent removal of the notice from the IDWR records. Notices returned after the refund process has been initiated will be subject to a \$50.00 late fee plus the regular filing fees. Be aware that water rights, other than domestic and stockwater, must be adjudicated by the court in the SRBA to remain valid.

If you wish to discuss the corrections or make an appointment for assistance, please call the IDWR at (208) 525-7161.

Respectfully submitted,



Ernest Carlsen
Water Rights Supervisor, Adjudications

EC:

Enclosure: notice of claim

MICROFILMED
NOV 13 1996

referral irr

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Weston CLAIM IDENT. NO. A29-00348

DATE RECEIVED May 5, 1990 - CK # 495 AMOUNT \$ 150.00 YES NO Required Info?

1. Is the name and address complete with zip code? YES X NO — *
2. Is a priority date entered? YES X NO — *
Is the priority date acceptable in view of mandatory filing dates? YES X NO — *
See Adjudication Memos #1 and #4 to determine if a Permit is required. YES X NO — *
3. (a) Is a source entered? YES X NO — *
(b) Is a tributary to entered? (if required) N/A X NO — *
4. Is the legal description of the p.d. sufficient? YES X NO — *
5. Is there a description of the diverting works? YES X NO — *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. YES X NO — *
Is the period of use included? YES X NO — *
Is a quantity claimed for each use? needs to be in terms of cfs. YES X NO — *
7. Is a total quantity claimed entered? YES X NO — * <7a>
8. If required is a consumptive use entered? N/A X NO — *
Is the consumptive use correct? N/A X NO — *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A X NO — *
10. Is (are) the place(s) of use and purpose(s) indicated? YES X NO — *
11. Is (are) the county(ies) entered? YES X NO — *
12. Is the ownership of p.u. checked? YES X NO — *
13. Are other water rights listed or "none" indicated? YES X NO — *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A X NO — *
15. Is the basis of the claim indicated? YES X NO — *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A X NO — *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. YES X NO — *
18. Has the claim been signed, sealed, and dated by a notary? YES X NO — *
19. Was this claim filed on time, or was an extension granted? YES X NO — *
20. Is the fee enclosed correct? Exempt X NO — *
21. If this claim is based on an existing water right, has the identification number been entered? N/A X NO — *
22. Should this claim be data entered? YES X NO — *

Claim checked by: Eme Date: 15 JUNE 90

Claim must be returned to claimant: — (Yes) — (No)

Claimant must be notified of modifications: — (Yes) — (No)

Receipt Prepared by: — Date: —
Claim data entered by: — Date: — Checked by: — Date: —
Sent to claimant by: — Date: —

Comments: Needs letter & copy of orthophoto - Claimant needs to identify location(s) of diversion(s) & indicate quantity of water diverted under his portion of right. **RECEIVED** **JUN 15 1996**

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Should be fee of
340
50
390 - Has Paid
150
240 - owes plus
late fee of
\$58.50

Receipt No: E014795

Date: 06/08/90
Time: 11:55:35

POOR ORIGINAL

Received
From: WESTON, M. DUNFORD

Type of Payment	Program Acct Class	Amount
ADJUDICATION FEE	0410162 9337 6490	\$150.00

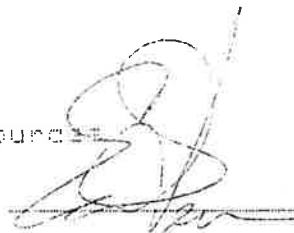
Total

\$150.00

CHECK 362

Idaho Department of Water Resources

Region: EASTERN

Signature: 

MICROFILMED
NOV 13 1996

POOR ORIGINAL

Dated
orded Nov. 13/88, in Book "A" of Judgments, Page 145.
A. L. Richardson, Clerk

H. R. Evans, Deputy.

ATE OF IDAHO

nty of Oneida

ss.

I, John J. Evans, Clerk of the District Court, Auditor and
order in and for said County and State, hereby certify the within
foregoing to be a full, true and correct copy of the original Decree
Court of record in my office.

WITNESS MY HAND AND OFFICIAL SEAL, THIS 11th day of June, 1912.

al)
John J. Evans, Clerk, Auditor &
Recorder

Recorded at the request of Junior Real Estate Co. June 14, 1912,
O 16 A.M.

Edith Bushey, Deputy

Fee 60¢

E. G. Gallet, Recorder

- - - -

ATE OF IDAHO

nty of Bannock

ss.

I, ANNA KEEFE, Clerk of the District Court, Ex-Officio Auditor and Recorder in and for said County and
e, hereby certify that the above and foregoing is a full, true and correct copy of the original

Decree of Court - "J. W. Morgan et al. vs. Chas. R. Evans et al."

Book 21 of Deeds, Page 554

the same appears of record or on file in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Pocatello, Idaho,

22 day of June, 1916

Guerra W. Chambers
Deputy

ANNA KEEFE
Clerk, District Court, Ex-Officio Auditor and Recorder

WATER OWNER'S AGREEMENT

THIS AGREEMENT entered into between VON G. BLOXHAM and MARY LOIS BLOXHAM, husband and wife, GERALDINE B. McNEE, a widow, ROBERT BAXTER, CARL BARNES and ANAVAL M. BARNES, husband and wife, CARL R. EVANS and FLORENCE T. EVANS, husband and wife, JAN B. EVANS and SHERAL A. EVANS, husband and wife, and M. DUNFORD WESTON and _____ WESTON, husband and wife;

WHEREAS, some have recently been filed upon claims to certain of the waters of Cherry Creek, which are situate in Township 12 South, Range 37 E.B.M., Bannock County, Idaho; and

WHEREAS, the parties hereto are the owners of all the waters flowing from Cherry Creek and desire to enter into this agreement for the mutual protection of their respective water rights;

NOW, THEREFORE, THE PARTIES MUTUALLY COVENANT AND AGREE among themselves, as follows:

1. That on the 3rd day of November, 1888, the Honorable C. H. Beery, Judge of the District Court of the Third Judicial District of Idaho, in and for the County of Oneida, entered a Consent Decree which provided as follows:

"The the defendants Chas. R. Evans, Ralph Douglass, Joseph Blocksom, John Barnes, Thomas Barnes, and Isaac Blocksom, have the exclusive right to the use of the water of the stream mentioned in Plaintiffs' Complaint, to wit: Cherry Creek, forever; and of the ditch or ditches conveying the same to and upon the lands of the Defendants; and it is decreed that the right and title of the defendants, as against the plaintiffs and each of them be, and the same are, hereby forever quieted and that the Plaintiffs hereto and each of them is perpetually enjoined and restrained from interfering with any of the water rights of said Cherry Creek, and that the Defendants pay the costs of this action."

That said Decree of the Court was thereafter recorded on the 13th day of November, 1888 in Book A of Judgments at page 145; further, said Decree was likewise recorded in Book 21 of Deeds at page 545 on the 22nd day of June of 1936.

2. That the parties hereto are the successors in interest of the water rights and the lands to which said rights were appurtenant under the Decree, to wit:

<u>PARTY</u>	<u>PREDECESSOR</u>	<u>SHARE OF WATER</u>	<u>REAL PROPERTY</u>
Carl R. Evans	Charles R. Evans .11	1/9	SW1/4NE1/4, Section 19, Township 12 South, Range 37 E.B.M.
Geraldine McNee	Thomas Barnes .167	1/6	W1/2SW1/4, Section 8, Township 12 South, Range 37 E.B.M.
Randy Jones	Joseph Bloxham	1/6	SE1/4, Section 18, Township 12 South, Range 37 E.B.M.
Dunford Weston	Charles R. Evans	1/9	SE1/4SE1/4, Section 20, Township 12 S., Range 37 E.B.M.
Jan B. Evans	Charles R. Evans	1/9	Tract in NE1/4, Section 19 and Tract in Section 20, both in Township 12 South, Range 37 E.B.M.
Von G. Bloxham	Isaac Bloxham	1/6	E1/2NW1/4, Section 18, Township 12 South, Range 37 E.B.M.
Robert Baxter	Ralph Douglass .083	1/12	NE1/4NE1/4, Section 8, Township 12 South, Range 37 E.B.M.
Carl Barnes	John Barnes	1/12	SW1/4SW1/4, Section 4 and SE1/4SE1/4 of Section 5, Township 12 South, Range 37 E.B.M.

3. The parties represent and state that they and their predecessors have used their share of all the waters of Cherry Creek continuously during each irrigation season upon the lands owned by them, as above described in paragraph 2.

4. The parties represent and state that the entire flow of Cherry Creek is not adequate to satisfy all the irrigation needs of the respective parties and that there is no water in Cherry Creek available for further appropriation.

5. The parties hereby agree with each other that no adverse claim to the waters of Cherry Creek owned by another party is now made, nor shall hereafter be made by any party hereto.

6. This agreement shall be binding upon the parties, their heirs, successors and assigns and shall not be modified or amended except by a written instrument signed by all parties their heirs, successors or assigns.

DATED this ____ day of Jan, 1983.

Von G. Bloxham

Mary Lois Bloxham

Geraldine B. McNee

Robert Baxter

Carl Barnes

Anaval M. Barnes

Carl R. Evans

Florence T. Evans

Jan B. Evans

Sheral A. Evans

M. Dunford Weston

Weston

CLAIM TO A WATER RIGHT

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

(Name of Claimant)

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(4) 3.38 cfs TOTAL QUANTITY USED,
(cfs, gpxl, AFA)

- Additional points of diversion:

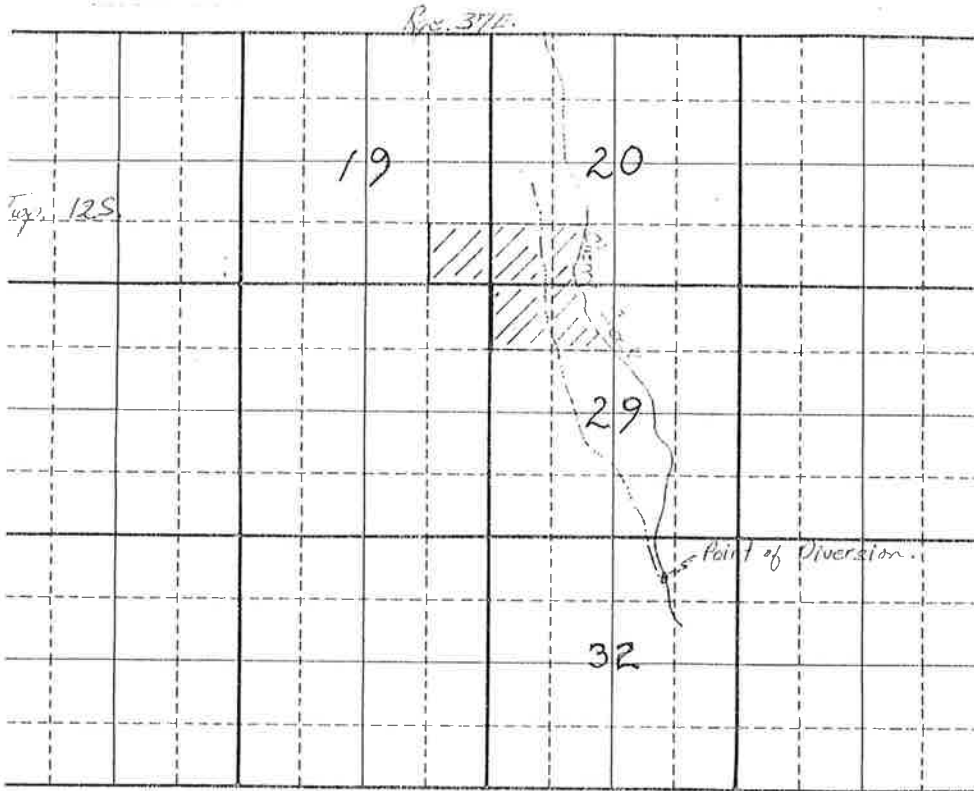
(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

No. of acres 167

- NOTE:** Include here the type and number of stock watered: 60 beef cattle

- (7) If you are claiming water as a member of an organization, list name of organization:

POOR ORIGINAL



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of ~~Idaho~~ UtahCounty of Cache

) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 21 day of January

(Claimant)

19 82.

Wanda L. Stephenson
Notary Public
Residing at Logan, Ut.

My commission expires

11-22-82

FOR DEPARTMENT USE ONLY

Received by CWDate 1-22-83

Exception filed by:

Forwarded to

Date

Prelim. check by CW

Date

claimant by:

\$0.00 fee received by CW

Date

Published in Idaho State JournalDates 6-5 & 6-10-1982

Von G. Bloxham

CW

6-9-82

Carl Barnes

CW

6-24-82

Carl R. & Florence Evans

Geraldine McNee

Dante A. S. Jones

NOV 15 1976

Cherry Cr. File 11H-2
Department of Water Resources
Eastern District Office

29-G-2
T12 113 9
37E

INSTRUMENT NO. 24403

IN THE DISTRICT COURT 3RD JUDICIAL DISTRICT OF
IDAHO, IN AND FOR THE COUNTY OF
ONEIDA

J. W. Morgan, J. N. Ireland,
W. H. Evans, Jas. E. Jones,
John E. Jones & H. W. Smith,

Plff.

vs.

Chas. R. Evans, Ralph Douglass,
Joseph Blocksom, John Barnes,
Thomas Barnes & Isaac Blocksom,

Defts

DECREE OF COURT

RECEIVED
JUN 24 1976
DEPARTMENT OF WATER RESOURCES

This cause having come on for hearing this day and the parties plaintiff appearing in Court by their attorneys Smith & Smith, the Defendants appearing by their Counsel, D. W. Standrod, Esq. by consent of parties the demurrer of the defendants to the complaint, is withdrawn, and none of the parties wishing further to plead, and this case having been settled by the parties hereto; it is adjudged and decreed by the Court by consent of the parties hereto, and in accordance with the terms of said settlement as follows:

29-0348 That the defendants, Chas. R. Evans, Ralph Douglass, Joseph blocksom, John Barnes, Thomas Barnes, & Isaac Blocksom have the exclusive right to the use of the water of the stream mentioned in plaintiff complaint, to-wit: Cherry Creek, forever; and of the ditch or ditches conveying the same to and upon the lands of the defendants; and it is decreed that the right and title of the defendants as against the plaintiffs and each of them be, and the same are, hereby forever quieted, and that the plaintiffs hereto and each of them is perpetually enjoined and restrained from interfering with any of the waters of said Cherry Creek, and that defendants pay the costs of this action.

Done in open court, this Nov. 3rd, 1888.

C. H. Berry
Judge District Court 3rd Dist. of Idaho.

JUN 04 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: **A29-00348E**

Date Received: 6/ 8/1990

Receipt No: E019929

Received By: _____

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

- AMENDED -

1. Name: REX NIELSEN

Address: PO BOX 135

DOWNEY ID

83234

208-897-5953

AND/OR

Name: MARCIA NIELSEN

Address: PO BOX 135

DOWNEY ID

83234

208-897-5953

2. Date of Priority: NOV 13, 1888

3. Source: CHERRY CREEK

Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	37E	32	NW	NE			BANNOCK

5. Description of diverting works:
HEADGATES/ DITCHES, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.380		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	37E	19	SE	SE		IRR	40.0
						Section Acres	40.0
		20	SE	NW		IRR	5.0
			NE	SW		IRR	20.0
			SW	SW		IRR	40.0
			SE	SW		IRR	20.0
						Section Acres	85.0
		29	NE	NW		IRR	35.0
			NW	NW		IRR	40.0
						Section Acres	75.0
						Total Acres	200.0

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:

14. Remarks:

STOCKWATER, 80 CATTLE

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 11/13/1888

MORGAN

Decree Plaintiff

CHAS EVANS

vs

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): Rex Nielsen Date: 5-18-2000

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of May 20 00

Jennifer Crabtree
Notary Public

Seal



Residing at Idaho Falls Idaho
My Commission Expires 9/23/03

NOT LATE IF
SUBMITTED BY

27 JUN 94

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

CIVIL CASE NUMBER: 39576

Case Number: 429-00319 E

Date Filed: 6/15/94

Case Name: ECH 795

Case Name: ECH 795

Case Name: ECH 795

Case Name: ECH 795

Case Name: ECH 795

Case Name: ECH 795

Case Name: ECH 795

Case Name: ECH 795

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Case Name: ECH 795

Case Name: ECH 795

RECEIVED

JUN 15 1994

Department of Water Resources
Eastern District Office
Boise, Idaho 83725

Phone (208) 332-6732

Fax (208) 332-6732

Address 1000 N. Myrtle

Boise, ID 83725

Boise, ID 83725

Boise, ID 83725

Boise, ID 83725

Boise, ID 83725

Boise, ID 83725

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Boise, ID 83725

Boise, ID 83725

Boise, ID 83725

25x10

32x10

Users of ProQuest should clearly give point of observation, place of use, section number, township, and range number.

Section 2, Township 10 N, Range 12 E, T10N12E



Section 2, Township 10 N, Range 12 E, T10N12E

25x10

32x10

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: A29-00348E

Date Received: 5/13/1994

Receipt No: E014795 \$ E09929

Received By:

*-Electronic record is in
Temp. Host.*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: M DUNFORD WESTON 801-752-6732
Address: 716 S 6TH EAST
LOGAN UT 84321

AND/OR

Name: LOIS C WESTON 801-752-6732
Address: 716 S 6TH EAST
LOGAN UT 84321

2. Date of Priority: NOV 13, 1888

3. Source: CHERRY CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
12S	37E	19			BANNOCK
		20			BANNOCK
		29			BANNOCK
		32			BANNOCK

5. Description of diverting works:
HEADGATES/ DITCHES, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC; ONE HOME, STOCKWATER; 80 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	37E	19	SW	SE		IRR	40.0
						Section Acres	40.0
		20	NE	NW		IRR	40.0
			NW	NW		IRR	10.0
			SW	NW		IRR	10.0
						Section Acres	60.0
						Total Acres	100.0

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:

14. Remarks:

CLAIMANT PAID \$150.00 FOR THIS CLAIM. THE POU ON THE ORIGINAL CLAIM INDICATES 340 ACRES, HE PAID FOR ONLY 100 ACRES.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 11/13/1888

MORGAN

Decree Plaintiff

CHAS EVANS

vs

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
NOV 13 1996

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A29-00348E	12S	37E	32		NW	NE			BANNOCK		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A29-00348C NONE
A29-00348D
A29-00348G

WR RECORDS IN SAME 40 ACRE TRACT
29-04232

SOURCE: CHERRY CREEK

TRIB: MARSH CREEK

B. WR POINT OF DIVERSION AND SOURCE:

2900348 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: CHERRY CREEK

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM) NAME OF EXAMINER) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

TWP. 12S	RGE. 37E	SEC. 32	1/4	1/4 NW	1/4 NE	LOT	POD FLAG	COUNTY BANNOCK	DIVERSION NAME	DIVERSION NBR
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: _____ TRIB: _____

REVIEWED BY: _____ DATE: _____

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (___)

A. ROOT WATER RIGHT NUMBERS:

A29-00348A
A29-00348B
A29-00348C
A29-00348D
A29-00348E
A29-00348F
A29-00348G

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12S	37E	19	SE	SE		NIELSEN, REX WESTON, M. DUNFORD	A29-00348E / 40.0	- / 29-04232 / 40.0		3.0	
12S	37E	20	SE	NW		NIELSEN, REX	A29-00348E / 5.0	- /			
12S	37E	20	NE	SW		NIELSEN, REX	A29-00348E / 20.0	- /			
12S	37E	20	SW	SW		NIELSEN, REX WESTON, M. DUNFORD	A29-00348E / 40.0	- / 29-04232 / 40.0		23.0	
12S	37E	20	SE	SW		NIELSEN, REX WESTON, M. DUNFORD	A29-00348E / 20.0	- / 29-04232 / 20.0		10.0	
12S	37E	29	NE	NW		NIELSEN, REX WESTON, M. DUNFORD	A29-00348E / 35.0	- / 29-04232 / 27.0		17.0	
12S	37E	29	NW	NW		NIELSEN, REX WESTON, M. DUNFORD	A29-00348E / 40.0	- / 29-04232 / 40.0		10.0	

ADDITIONAL POU FOUND

TOTAL ACRES	A29-00348E	200.00	63.00
-------------	------------	--------	-------

POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 29-00348

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE	EXAMINER	CFS
-----------------------------------	----------	----------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
29-00348	A29-00348A	3.800	-		29-00348	
A29-00348	A29-00348B	0.680	-			
-	A29-00348C	2.900	-			
-	A29-00348D	2.900	-			
-	A29-00348E	3.380	-			
-	A29-00348F	1.200	-			
-	A29-00348G	1.200	-			
TOTAL CFS		16.060				

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE	FIELD EXAMINER
N	Y() N()

NOTES:

NOT LATE IF
SUBMITTED BYIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

27 JUNE 94

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

A29-00378 E

Date Received

May 5 1990

Receipt Number

E014795

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAWRECEIVED
JUN 15 1994Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) M Duntford & Lois Weston Phone (801) 752-6132
Mailing Address 7116 South 600 East Logan, Utah Zip 84321
2. Date of Priority (Only one (1) per claim) Nov. 13, 1888
3. Source of water supply (a) Cherry Creek
which is tributary to (b) Marsh Creek
4. a. Location of existing point of diversion is: Township 12 S Range 37 E Section 32,
SE 1/4 of NW 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 12 S Range 37 E Section 32, SE 1/4 of NW 1/4 of NE 1/4,
Govt. Lot - B.M., County of Bannock

ending point is: Township 12 S Range 37 E Section 30, NW 1/4 of NE 1/4 of
NW 1/4, Govt. Lot - B.M., County of Bannock

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.

Headgates, Ditches, Pipeline, PumpsMICROFILMED
NOV 13 1996

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Nov. 1 amount 4 or _____
For House & Stock Water purposes from Jan 1 to Dec. 31 amount .5 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.5 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 500 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic, 1 Household, Stockwater 80 Head

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	
12S	37E	19																40	40
12S	37E	20								5	20		40	20					85
12S	37E	29					35	40											75

Total number of acres irrigated 200

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. _____ or None ()

14. Remarks:

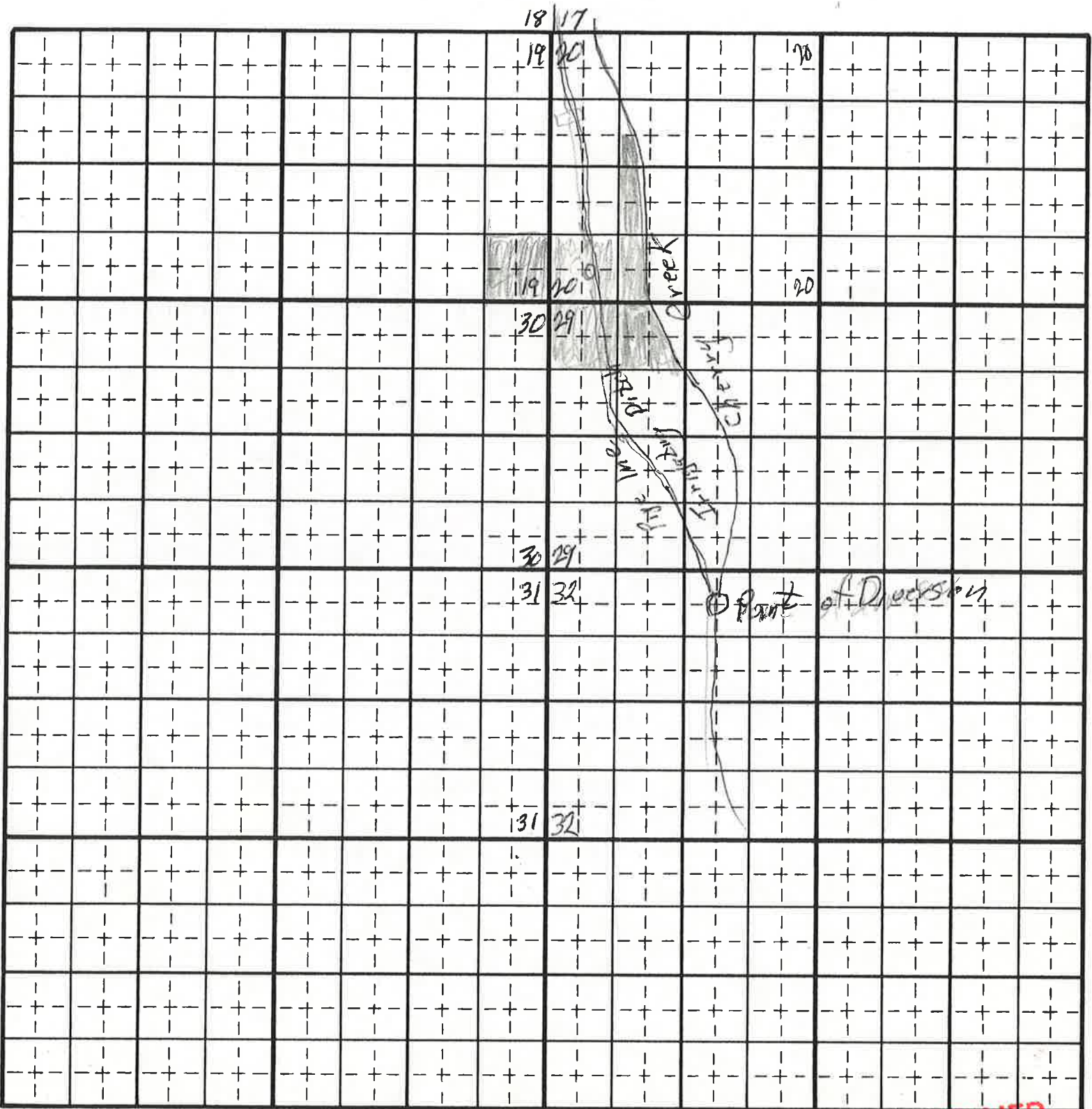
MICROFILMED
NOV 13 1996

Last Name Weston Ident No. A29-00348E

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile TWP 12 S. 37 E Range



MICROFILMED
NOV 13 1996

Last Name Weston

Ident No. A79-00348E Copies: White-State, Yellow-Claimant

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

Date Received

Receipt Number

A29-00348E

E014795

RECEIVED

MAY - 5 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s)

Lois C. Wyszom
M. Dunford Weston

Phone (801)

752-6732

Mailing Address

716 So. 6th EastKOPAN
UT.

Zip

84321

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

Nov. 13, 1888

3. Source of water supply (a)

Cherry Creek

which is tributary to (b)

Marsh Creek

4. a. Location of existing point of diversion is: Township

12S

Range

37E

Section

32²⁰
19

1/4 of

1/4 of

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

12S

Range

37E

Section

32

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.

Headgates, Ditches, Pipeline

A2900348E

MICROFILMED
NOV 13 1996

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Nov. 1 amount 1/6 Cherry Creek or 1/9 Cherry Creek
 For Irrigation purposes from April 1 to Nov. 1 amount 1/9 Cherry Creek or 1/9 Cherry Creek
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1/9 + 1/6 flow (cfs) and/or (b) Cherry Creek (acre feet)

8. Total consumptive use claimed is 1/8 Stream Flow acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic, 1 Household, Stockwater 80 Head

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
			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	
<u>14S</u>	<u>37E</u>	<u>19</u>															<u>40</u>		<u>40</u>
		<u>20</u>	~~40~~			~~40~~	<u>40</u>	<u>10</u>	<u>10</u>	<u>40</u>	<u>40</u>	~~40~~	<u>40</u>	<u>40</u>					<u>220</u>
		<u>29</u>						<u>40</u>		<u>40</u>									<u>80</u>

Total number of acres irrigated 340

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. _____ or None ()

14. Remarks:

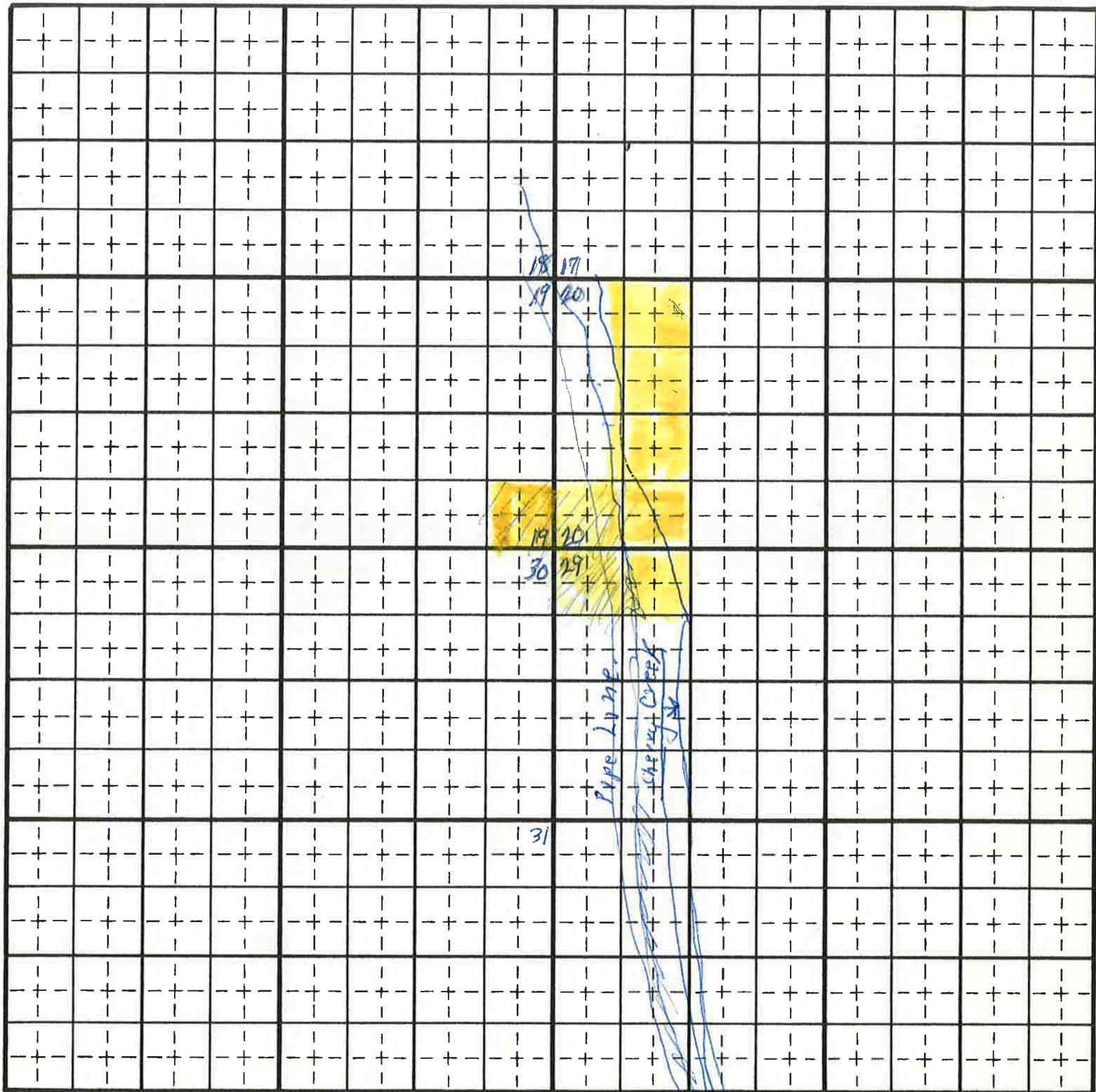
MICROFILMED
NOV 13 1996

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



Last Name

Weston

Ident No.

Point of Diversion
MICROFILMED
NOV 13 1996
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 _____

Court 3rd District Court Case Number _____ Decree Date Nov. 13, 1888
Plaintiff vs Defendant J.W. Morgan - Chase R. Evans Back 2107 Pool
Page 554

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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____

Date May 1, 1990

Louis Weston

Date May 1, 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 Utah)
County of Cache) SS.

Subscribed and sworn (or affirmed) before me this 1st day of May 1990

SEAL

Notary Public Joni L. Andersen

Residing at Logan, Utah

My Commission Expires 05-01-91

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 1996

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