

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: **A63-02938**
Date Received: 4/13/1990
Receipt No: W011963
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DAVID VASTINE
Address: 297 ST JAMES DR
PIEDMONT CA

415-444-0603

94611

2. Date of Priority: APR 24, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	02W	25		SW	NW		CANYON

5. Description of diverting works:
DRILLED WELL, PUMP AND MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.980		486.00

7. Total Quantity Appropriated is:
0.980 C.F.S. (and/or) 486.00 A.F.A.

8. Total consumptive use is 378.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	25	NW	NW		IRR	3.0
			SW	NW		IRR	30.0
			NE	SW		IRR	10.0
			NW	SW		IRR	8.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	51.0
		26	NE	NE	IRR	15.0
			NW	NE	IRR	15.0
			SE	NE	IRR	17.0
			NE	SE	IRR	10.0
					Section Acres	57.0
					Total Acres	108.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

DATA ENTRY ERRORS FOR POU CORRECTED. 12/01/1995 MM.

15. Basis of Claim: LICENSE

Water Right Number: 24032

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.

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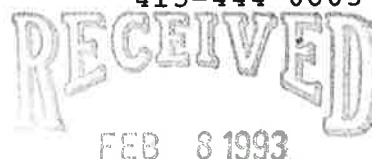
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: DAVID VASTINE
Address: 297 ST JAMES DR
PIEDMONT CA

94611

415-444-0603



2. Date of Priority: APR 24, 1953

3. Source: GROUNDWATER

Trib. to:

Department of Water Resources
Western Regional Office

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	02W	25	SW	NW			CANYON

5. Description of diverting works:
DRILLED WELL, PUMP AND MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.980		486.00

7. Total Quantity Appropriated is:
0.980 C.F.S. (and/or) 486.00 A.F.A.

8. Total consumptive use is 378.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	25	SW	NW		IRR	30.0
			NE	SW		IRR	10.0
			NW	SW		IRR	8.0

A63-02938

Page 1

Date: 02/02/93

MICROFILMED
JUL 25 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	48.0
		26	NE	NE	IRR	15.0
			NW	NE	IRR	15.0
			SE	NE	IRR	20.0
			NE	SE	IRR	10.0
					Section Acres	60.0
					Total Acres	108.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 24032

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 463-02938

Date Received

Receipt Number W011963

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
APR 13 1990

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) David Vastine Phone (415) 444-0603
Mailing Address 297 St. James Drive, Piedmont, CA Zip 94611
2. Date of Priority (Only one (1) per claim) 4/24/53
3. Source of water supply (a) Groundwater
which is tributary to (b) N/A
4. a. Location of existing point of diversion is: Township 1S Range 2W Section 25,
1/4 of SW 1/4 of NW 1/4, Govt. Lot, B.M., County of Canyon
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is: N/A
Township _____ Range _____ Section _____, 1/4 of 1/4 of 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, 1/4 of 1/4 of
1/4, Govt. Lot B.M., County of
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Drilled well, pump and mainline.

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JUL 25 1994

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount .98 or 486

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .98 (cfs) and/or (b) 486 (acre feet)

8. Total consumptive use claimed is 378 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	
1S	2W	25						3	30		10	8							51
1S	2W	26	15	15		17									10				57

Total number of acres irrigated 108

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

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.

63-02256; 63-02711

or None ()

14. Remarks:

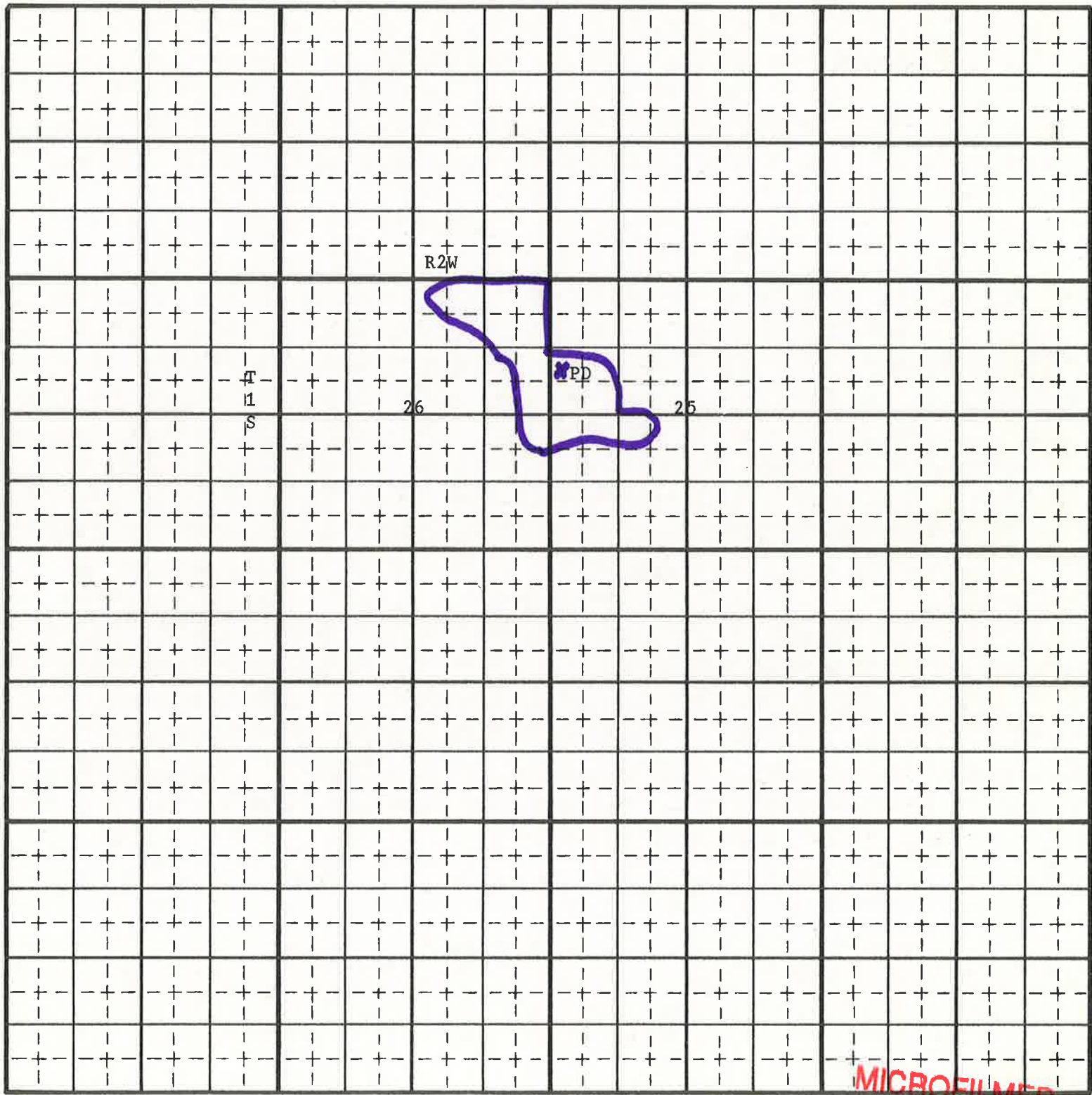
MICROFILMED

JUL 25 1994

Last Name Vastine Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile



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JUL 25 1994

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-02938
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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 0

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

Signature of Claimant (s) David W. Vastine Date 4/12/90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

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 Ada) SS.

Subscribed and sworn (or affirmed) before me this 12 day of April 19 90

Notary Public Sheryl L. Chapman

Residing at 2889 Cobble Way, Meridian, ID 83642

My Commission Expires 6/14/94

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
JUL 25 1994

Last Name Vastine Ident. Number _____

Copies White-State, Yellow-Claimant

Date Received

RECEIVED
APR 13 1990

**State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)**

Department of Water Resources
Western Regional Office

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

David Vastine (415) 444 0603
Name of Claimant Phone Number

297 St James Drive Piedmont Ca 94611
Mailing Address City State Zip

Canyon March 1 1990
County(s) where place of use is located Date claim originally due

All lands owned by Mr Vastine in T15 R2W (Three Ranches)
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

The property has recently been purchased by Mr Vastine.
The previous owner, Mr Evans has most of the
actual water right data and use information. Mr
Evans is out of state and will not return until
after March 9, 1990.

Claimant requests an extension to April 15, 19 90

Shelby Chapman 2/13/90, 19 90
Signature Date of request

Agent
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to April 16, 19 90

Signed this 11 day of March, 19 90

Director or his designated agent

DAVID B. SHAW

MICROFILMED
JUL 25 1994

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

MAR 13 1990

10/09/2006

NOTICE OF ERROR
REPLY

RECEIVED

NOV 03 2006

DEPARTMENT OF
WATER RESOURCES

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 its recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 10/31/2006

Water right number: 63-2938

DAVID VASTINE
105 FLORADA AVE
PIEDMONT CA 94611
Telephone Number: (510) 847-8944

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: 10/26/06 SIGNATURE: David W. Vastine

Please print your name: DAVID W. VASTINE

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

NOV 06 2006

10/17/2006

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

RIGHT NUMBER: 63-2938

NAME AND ADDRESS: DAVID VASTINE
105 FLORADA AVE
PIEDMONT CA 94611

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.980 CFS
486.00 AFY

Right Nos. 63-2256, 63-271163-2938, 63-3056 and 63-28282 are limited to a total combined diversion rate of 5.08 cfs.

PRIORITY DATE: 04/24/1953

POINT OF DIVERSION:
T01S R02W S25 SWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.980 CFS 486.00 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T01S R02W S25	NWNW	2.00	T01S R02W S25	SWNW	33.00
T01S R02W S25	NESW	8.00	T01S R02W S25	NWSW	12.00
T01S R02W S26	NENE	12.00	T01S R02W S26	NWNE	17.00
T01S R02W S26	SENE	18.00	T01S R02W S26	NESE	6.00

108 ACRES TOTAL

Right Nos. 63-2256, 63-2711, 63-2938, 63-3056 and 63-28282 are limited to the irrigation of a combined total of 254 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: BASIS OF CLAIM - License



Idaho Department of Water Resources

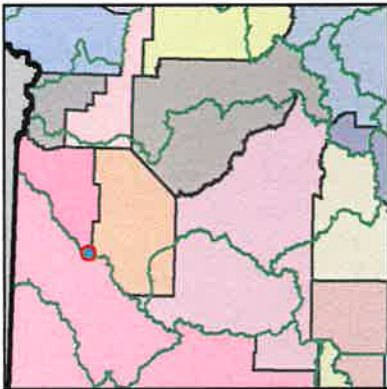
SRBA Recommendation:

63-2938

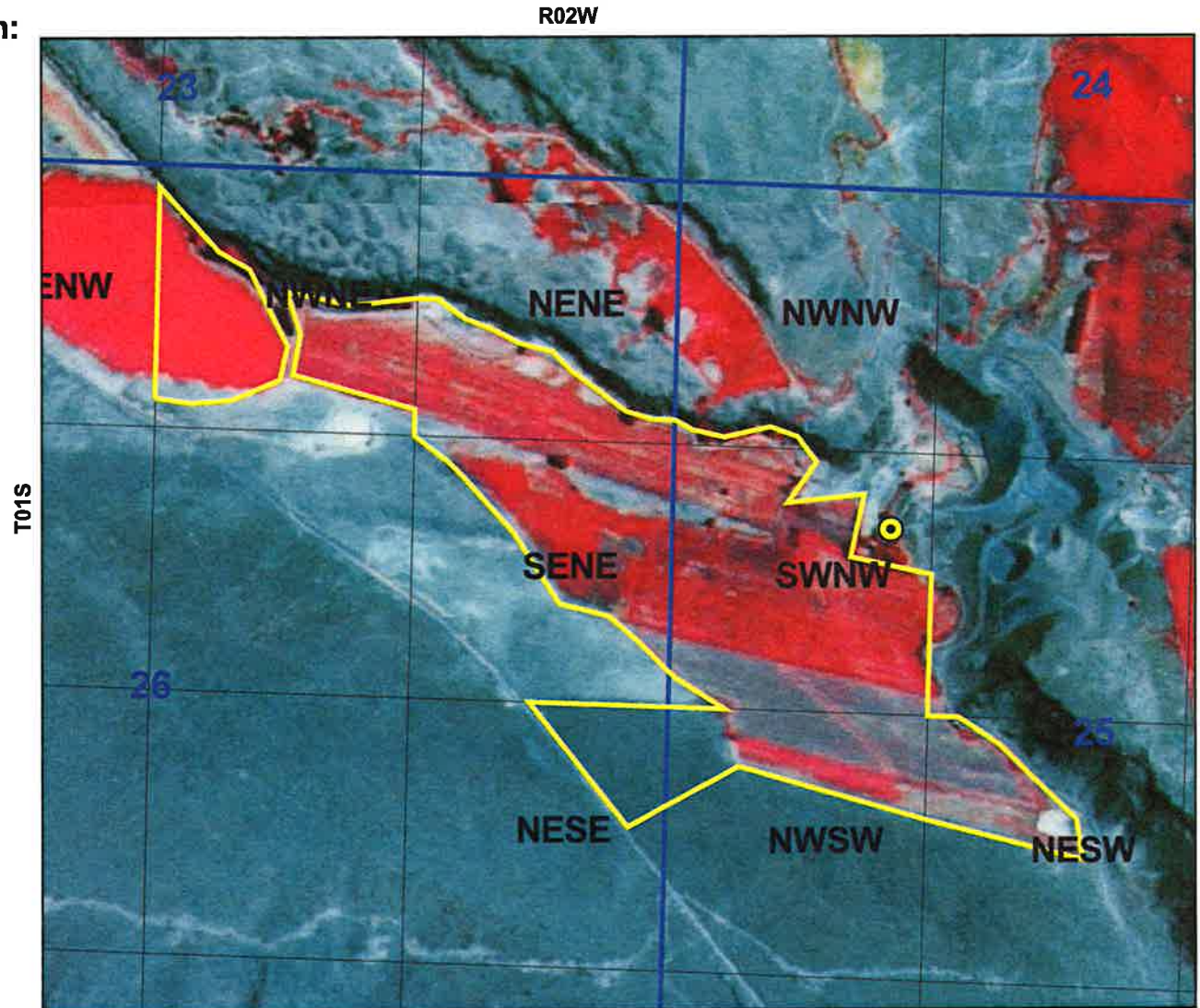
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



Prepared by M. Ciscell
On Tuesday, October 17, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2938 V1

WATER RIGHT NUMBER: 63-2938 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ROXY C JENSEN
	MELBA, ID
Current Owner	DAVID VASTINE 105 FLORADA AVE PIEDMONT, CA 94611 (510) 847-8944
Original Owner	GEORGE EDWARD MC DONOUGH
	, ID
Original Owner	REX S JENSEN RT 1 MELBA, ID 83641

Priority Date: 04/24/1953

Basis: License

Status: Active

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.980 CFS	486.00 AF
	<u>Total Diversion:</u>	0.980 CFS	486.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 25, Twp 01S, Rge 02W, B.M.
CANYON 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	
01S	02W	25						2.0	33.0		8.0	12.0							55.0
01S	02W	26	12.0	17.0		18.0									6.0				53.0

Total Acres: 108

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

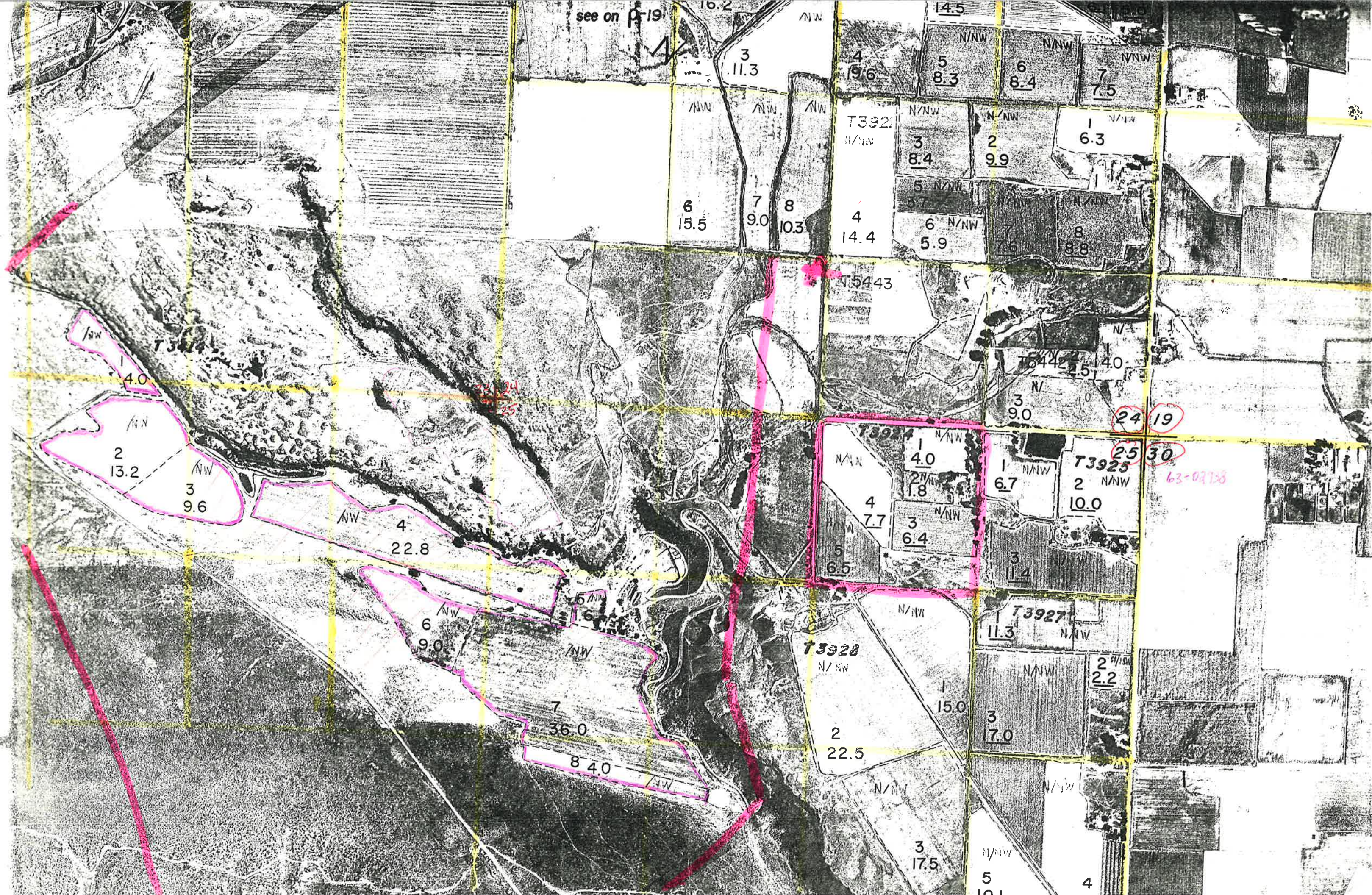
Adjudication Recommendation Report 63-2938 V1

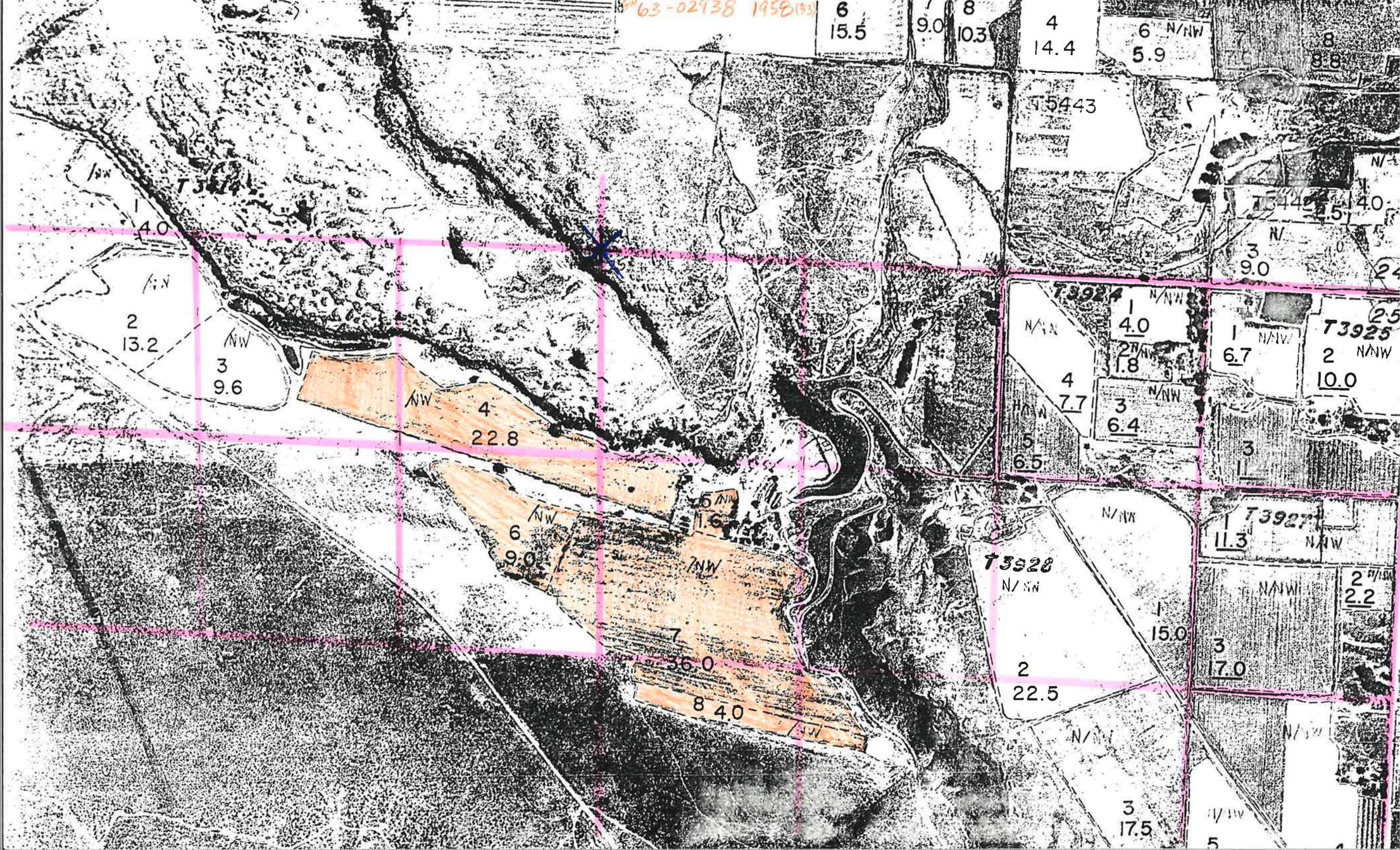
1. S39 The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. 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:

Comments:

Water Supply Bank:





ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. 463-02938

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>N</u>						
PT. OF DIV.							
SOURCE							DATA ENTRY COMPLETED BY _____ DATE _____
PL. OF USE							FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF							
CONSUMPTIVE USE							
NATURE OF USE							
PERIOD OF USE							
BASIS OF CLAIM							
REMARKS							

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS: Claimed as licensed. See also 463-02256, 463-02711

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

WR5809NP
No. 63-02938

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/20/95
PAGE: 13

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	REX S. JENSEN	✓04/24/1953	✓IRRIGATION	00-00 00-00	✓0.980 CFS	
C	ROXY C. JENSEN					
	MELBA ID			TOTAL DIVERSION:	✓0.980 CFS	

Water Source: GROUNDWATER ✓

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01S R02W S25 ✓ SWNW ✓

CANYON County

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE									
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: SUM
01S	02W	25	:										3		30					10		08							48.0 ✓
01S	02W	26	:	15	✓	15	✓			20	✓									✓		✓			10	✓			60.0 ✓
																										TOTAL ACRES	108.0 ✓		

Pou County: CANYON

Other Water Rights Listing Overlapping Place(s) of use:
63-02256 63-02631B 63-02632B 63-02711

Dates:	App. Received:	Priority Date:	04/24/1953
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	08/28/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 06/03/85 05/01/88 CONVERT

AJ5809NP

No. A63-02938

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/00

PAGE: 29

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID VASTINE 297 ST JAMES DR PIEDMONT CA 94611 (415) 444-0603	04/24/1953	IRRIGATION	03-15 11-15	0.980 CFS	486.00 AFA
					TOTAL DIVERSION:	0.980 CFS
					CONSUMPTIVE USE:	486.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01S R02W S25

SWNW

CANYON County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE						
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
01S	02W 25									03	30			10	08					51.0
01S	02W 26	15		15				17								10				57.0
																			TOTAL ACRES	108.0

POU County: CANYON

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
63-28280 A63-28280Other Water Rights Listing Overlapping Place(s) of Use:
A63-02256 A63-02631B A63-02632B A63-02711 A63-28282

Remarks: GEN DATA ENTRY ERRORS FOR POU CORRECTED. 12/01/1995 MM.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 02/02/93 MCCARTHY 03/30/95 POST-STD 12/01/95 MMINICUC

State of Idaho

License and Certificate of Water Right

Water License No. G-24032

Amount .98 c.f.s.

Water District No. _____

Priority April 24, 1953

THIS IS TO CERTIFY that GEORGE EDWARD McDONOUGH - Assignee - REX S. & ROXY C. JENSEN of Melba, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 24, 1953; that Permit No. G-24032 was issued under said application; that Certificate of Completion of works, with a carrying capacity of .98 second feet, was issued thereunder on September 11, 1959, showing that said works were completed on the 22 day of May, 1958; and that on the 22 day of May, 1958,

REX S. & ROXY C. JENSEN

of Melba, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-24032 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses at page 6754, on the 11 day of September, 1959; The right hereby confirmed dates from April 24, 1953; The Point of Diversion is located

in the SW 1/4 NW 1/4, Sec. 25, Tp. 1 S., R. 2 W., B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .98 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	2 W.	25	SW 1/4 NW 1/4	40	30
			NE 1/4 SW 1/4	40	10
			NW 1/4 SW 1/4	40	8
			NE 1/4 NE 1/4	40	15
		26	NW 1/4 NE 1/4	40	15
			SE 1/4 NE 1/4	40	20
			NE 1/4 SE 1/4	40	10
			Total number of acres to be irrigated:		108

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 11 day of September, 1959.

GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

63-2938

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 31810
Permit No. G- 24032
District No.

Assigned to

1. Name of Applicant: GEORGE EDWARD McDONOUGH (c/o Rex Jensen)
Postoffice address: Melba County: Canyon State: Idaho
2. Quantity of water claimed: 120 Miner's inches
(a) Rate of withdrawal in cubic feet per second. 2.4 or Idaho
Miners' inches or gallons per minute.
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean, to be raised through a drilled well.
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 25
Twp. 1 S , Rge. 2 W , B.M., County of Canyon
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled well, cased and equipped with turbine type pump and motor.
8. Estimated cost of works: \$ 4,000.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5
years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) . Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) (cubic feet per second, inches or gallons per minute) is for new lands.

The water included in this application will be obtained from subterranean sources by a well drilled on land owned by Rex S. Jensen. I have an easement for the drilling of this well and a right-of-way for the conduction of the water through a canal from his lands on to my desert land entry. I will hold this well jointly with Marion L. James and have given her right-of-way across my allowed desert entry to conduct water onto her land irrigated adjacent. The Remarks: land will be used for agricultural purposes and beneficial use of the water will serve as beneficial use of the land also.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

GEORGE EDWARD McDONOUGH *Applicant.*

By Harley M. McDowell *Agent.*

Date of first receipt at Department of Reclamation: 10:40 a.m. April 24, 1953

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-24032

Recorded in Book 85 Page 24032 Approved May 2, 1953

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before July 2, 1953 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before November 2, 1955

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before May 2, 1958

Witness my hand this 2nd day of May, 1953

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 2nd day of May, 1953.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

By LEN JORDAN
Governor

By Paula L. Fleenor
Secretary of State.

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1 S	2 W	25									40	40			40				80 40 120

A S S I G N M E N T

WARRANTY DEED

For Value Received R. ELIZABETH McDONOUGH and GEORGE EDWARD McDONOUGH, Wife and husband, the grantors, do hereby grant, bargain, sell and convey unto REX S. JENSEN and ROXY C. JENSEN, Husband and Wife, the grantees, the following described premises, in Canyon County Idaho, to wit: The East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$), and the Southwest Quarter (SW $\frac{1}{4}$) of Sec. 23; and the East Half of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$) of Sec. 22, all in Twp. 1 S., R. 2 W., B.M. Containing 320 acres; Also the North Half of the Southwest Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$) of Sec. 25; and the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Sec. 26, all in Twp. 1 S., R. 2 W., B.M., containing 120 acres. Subject to the reservations to the United States contained in the United States Patents, whereby the United States above named the property above described. And subject also to rights of way for any existing roads, ditches, pipe lines, or pole lines upon said property. The appurtenances to said property hereinafter mentioned and conveyed are intended to cover all water rights for irrigation connected with said lands.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: April 5, 1957

SGD/George Edward McDonough
SGD/R. Elizabeth McDonough

STATE OF IDAHO, COUNTY OF

On this 8th day of April, 1957 before me, a notary public in and for said State, personally appeared R. Elizabeth McDonough and George Edward McDonough, Wife and Husband, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same. J. F. Cromwell

Boise, Idaho Notary Public

STATE OF IDAHO, COUNTY OF Canyon

I hereby certify that this instrument was filed for record at the request of Edwin Snow at 36 minutes past 9 o'clock a.m., this 13 day of April 19 , in my office and duly recorded in Book 249 of Deeds at page 483.

S.D. Foote
Ex-Officio Recorder

By: Lavona Sayre
Deputy

Received and filed for record
in the Department of Reclamation April 14, 1958
MARK R. KULP
State Reclamation Engineer

Application for Amendment
To Permit to appropriate the Public Waters
of the State of Idaho, No. G24032

Comes now Rex S. Jensen, and represents to the State Reclamation Engineer of the State of Idaho. That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G24032, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: T 1 S - R 2 W., B.M. Sec. 25, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec 26, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, making a total of 280 acres. That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, this 27th day of May, 1958

/s/ Rex S. Jensen
Rex S. Jensen

Date of receipt at office of Department of Reclamation
June 13, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

I, E. N. HUMPHREY, Acting State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G 24032. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ E. N. Humphrey, Deputy
and Acting State Reclamation Engineer

Approved and recorded:
June 16, 1958.

Permit No. G-24032
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that GEORGE EDWARD McDONOUGH - Assignee - REX S. & ROXY C. JENSEN, of Melba, County of Canyon, and State of Idaho, the holder of Permit No. G-24032, issued upon Application No. G-31810 bearing date of priority of April 24, 1953, authorizing the diversion of 2.4 second feet of the waters of a well, County of Canyon, State of Idaho, for irrigation purposes has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use .98 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters is SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, T. 1 S., R. 2 W., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

108 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 25; N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 1 S., R. 2 W., B. M.

Witness my hand this 11th day of September, A. D., 1959.

s/ GEO. N. CARTER
State Reclamation Engineer

Proof of Completion of Works Made: May 22, 1958

WATER ISSUED FOR 2.4 SEC. FT.
Page 6754

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

Permit No. G-24032This proof is for C/W & Beneficial Use In Water District No. _____1. Name of applicant Rex S. Jensen Melba, Idaho2. Source of water supply: Subterranean3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 25T. 1 S. R. 2 W. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: Well 16" x 800'
H=50' Lift=100' Smith Way motor 300 Hp 440 V # 62534
Byron Jackson Vertical turbine # 287555 E & M controls
10" discharge 400' long to high point of land 8" x 120' column
#9 miners inches measured by sparkling meter

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: yes

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

Amend: Township 1 South, Range 2 West, B.M.Section 25: N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26: N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Total of 280 acres.

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

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

Remarks: Accompanied by Rex Jensen

The land is supplemented by water from an
unnamed drain applied for on another permit.

This examination was made on the 29 day of August, 1958(Signed) Daniel A. Stevenson

Examiner.

G-24032

Rex S. Jensen
Melba, Idaho

76518
Permit No. G-24032

Examination for C/W & Beneficial Use

County Canyon

26, 25- 15- 2 W

Q- 2.4

S- Wells

FD- SW NW 25- 15- 2 W

Filed 4- 24- 53

Due 5- 2- 58

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
MAR 4 1959

Department of Reclamation

16" x 800' well

2. 50

1.11 = 100'

30 H₂O

2000 = 62534

B... ..

... = 287555

Es 577 3. ...

... 2. = 0753807

AK = 48

... ..

4' x 120' ...

... ..

... ..

... ..

... ..

... ..

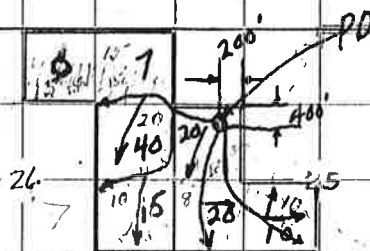
... ..

... ..

... ..

2 mi

TAS	K' 2 W.
-----	---------



Area = $1/2$ area

Subdivisions = 6

Q 49 ~~measured~~ inches

(4)

1914

[illegible]

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-24032

REPORT ON PROOF OF COMPLETION OF WORKS AND BENEFICIAL USE

Rex S. Jensen Melba, Idaho

Appl. 2.4 c.f.s.

AJ0749NP
No. A63-02938

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

DATE: 12/01/95
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID VASTINE 297 ST JAMES DR PIEDMONT CA 94611 (415) 444-0603	04/24/1953	IRRIGATION	03-15 11-15	0.98 CFS	486.00 AFA
TOTAL DIVERSION:					0.98 CFS	486.00 AFA
CONSUMPTIVE USE:						378.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01S R02W S25

SWNW

CANYON County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
01S	02W 25	:		:		:		03	30	:		10	08	:				51.0
01S	02W 26	:	15	:	15	:			17	:				:	10			57.0
TOTAL ACRES																	108.0	

POU County: CANYON

Remarks: DATA ENTRY ERRORS FOR POU CORRECTED. 12/01/1995 MM.

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Water Right Number - 63-02938

Prefix Translation: WATER RIGHT

Old (D) Number - 24032

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

JENSEN

REX S.

1 -
2 -
3 -

City- MELBA

State- ID Zip-

Phone -

JENSEN

ROXY C.

1 -
2 -
3 -

City- MELBA

State- ID Zip-

Phone -

*** O - ORIGINAL OWNER ***

MC DONOUGH

GEORGE EDWARD

1 -
2 -
3 -

City-

State- Zip-

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
04/24/1953 14 WESTERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

01S 02W 25 SW NW (27) CANYON

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

0.980

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.980+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

01S	02W	25	SW NW	30.0	01	IRRIGATION	(27) CANYON
01S	02W	25	NE SW	10.0	01	IRRIGATION	(27) CANYON
01S	02W	25	NW SW	8.0	01	IRRIGATION	(27) CANYON
01S	02W	26	NE NE	15.0	01	IRRIGATION	(27) CANYON
01S	02W	26	NW NE	15.0	01	IRRIGATION	(27) CANYON
01S	02W	26	SE NE	20.0	01	IRRIGATION	(27) CANYON
01S	02W	26	NE SE	10.0	01	IRRIGATION	(27) CANYON

Total Acres: 108.0

+ - - Diversion Means -

Prefix Translation: WATER RIGHT

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 06/03/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 08/28/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		