

06/19/2001

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

RIGHT NUMBER: 29-2162

NAME AND ADDRESS: MOUNTAIN VIEW FARMS INC
C/O GERALD JOHNSON
9112 W TWO & A HALF MILE RD
POCATELLO, ID 83202

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.2 CFS

PRIORITY DATE: 03/24/1913

POINT OF DIVERSION: T05S R35E S29 SWNNWN Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	0.20 CFS
STOCKWATER	01-01 12-31	0.04 CFS
DOMESTIC 1 HOMES	01-01 12-31	0.04 CFS

PLACE OF USE:

IRRIGATION Within BANNOCK County
T05S R35E S29 NWNW 7.4
STOCKWATER Use same as IRRIGATION DOMESTIC Use same as IRRIGATION
7.4 ACRES TOTAL

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

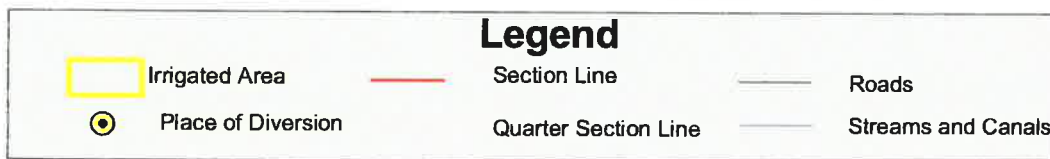
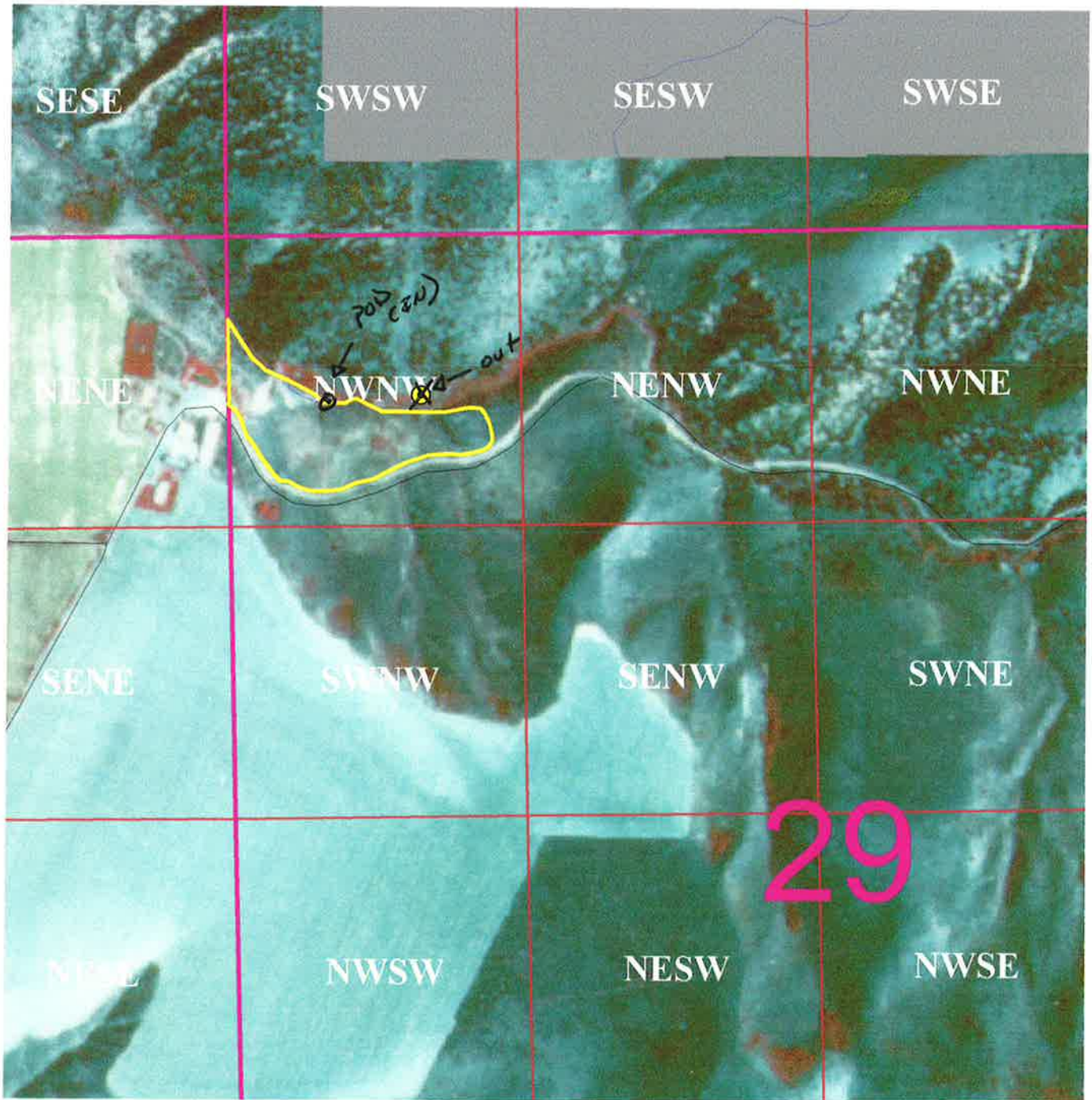
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

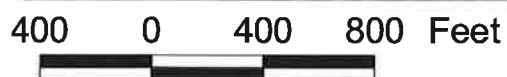
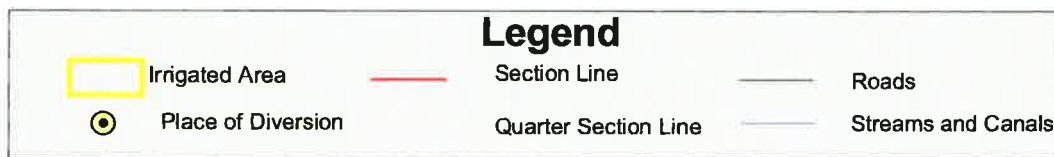
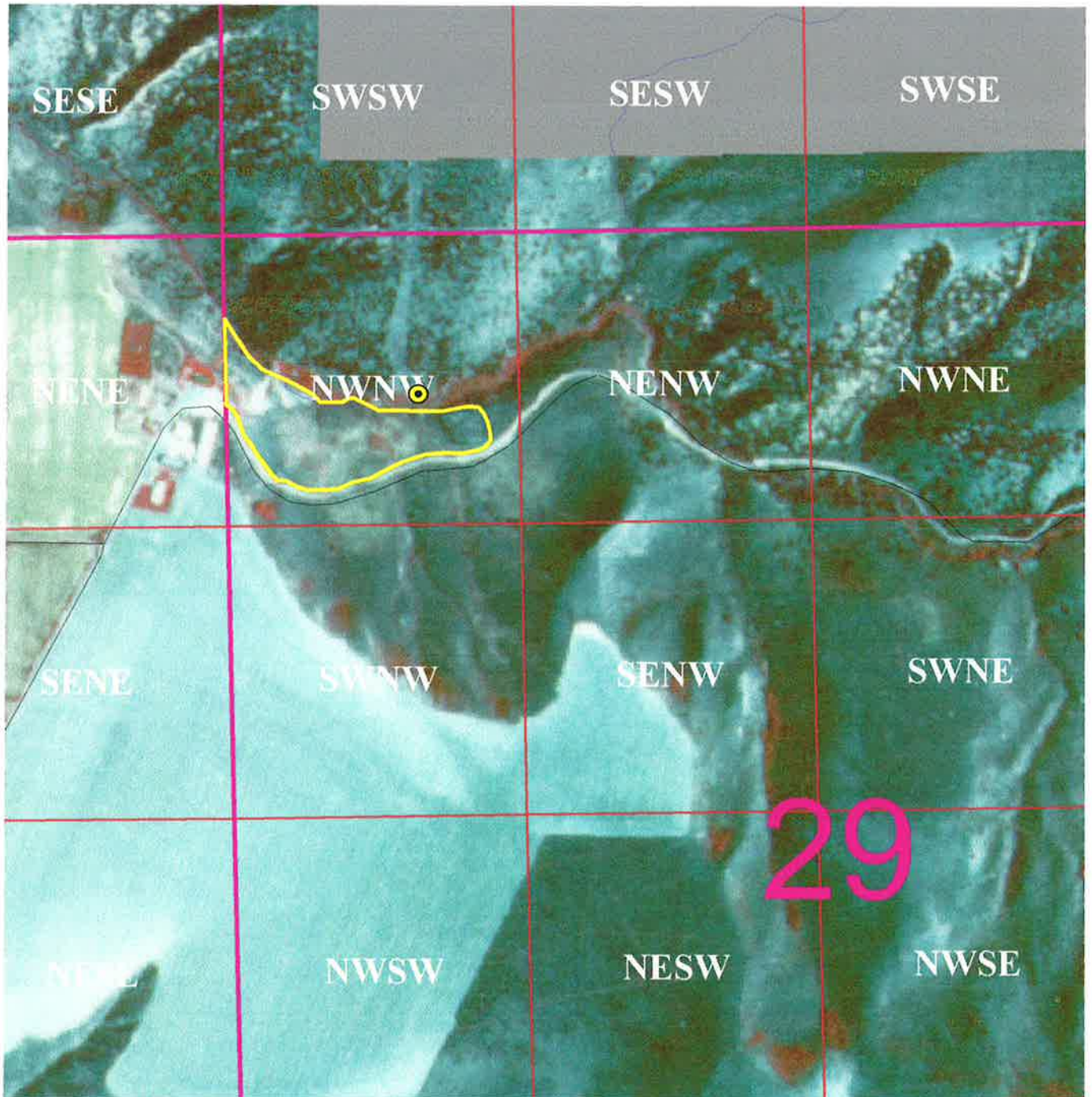
Water Right Claim Number A29-02162
Township , 5S35E

09/18/2000



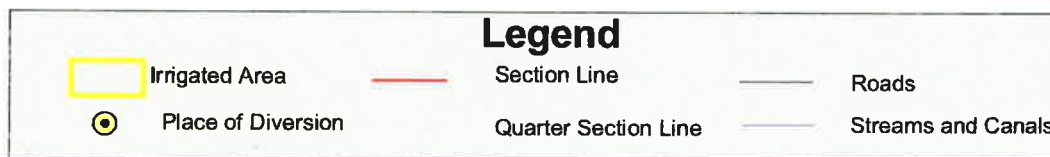
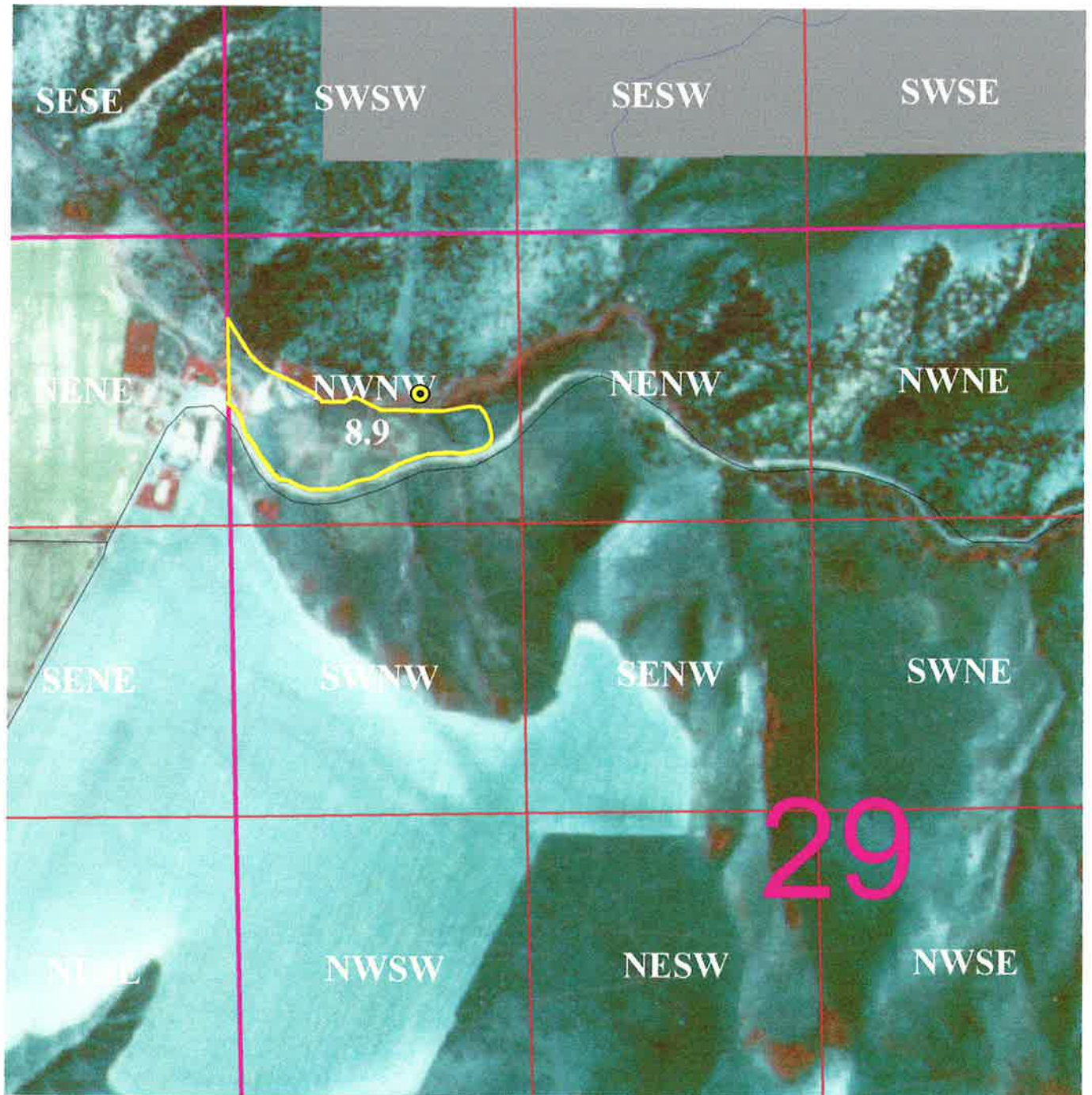
Water Right Claim Number A29-02162
Township , 5S35E

09/18/2000



Water Right Claim Number A29-02162
Township , 5S35E

09/18/2000



NOTICE OF ERROR
REPLY

02/18/2003

Paul
RECEIVED
MAR 13 2003
Department of Water Resources
Idaho Falls, Idaho

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: 29-2162

MOUNTAIN VIEW FARMS INC
C/O GERALD JOHNSON
9112 W 2 1/2 MILE RD
POCATELLO ID 83202-5206
Telephone Number: (208)237-1885

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:

3-7-03

SIGNATURE:

Gerald Johnson

Please print your name:

Gerald Johnson

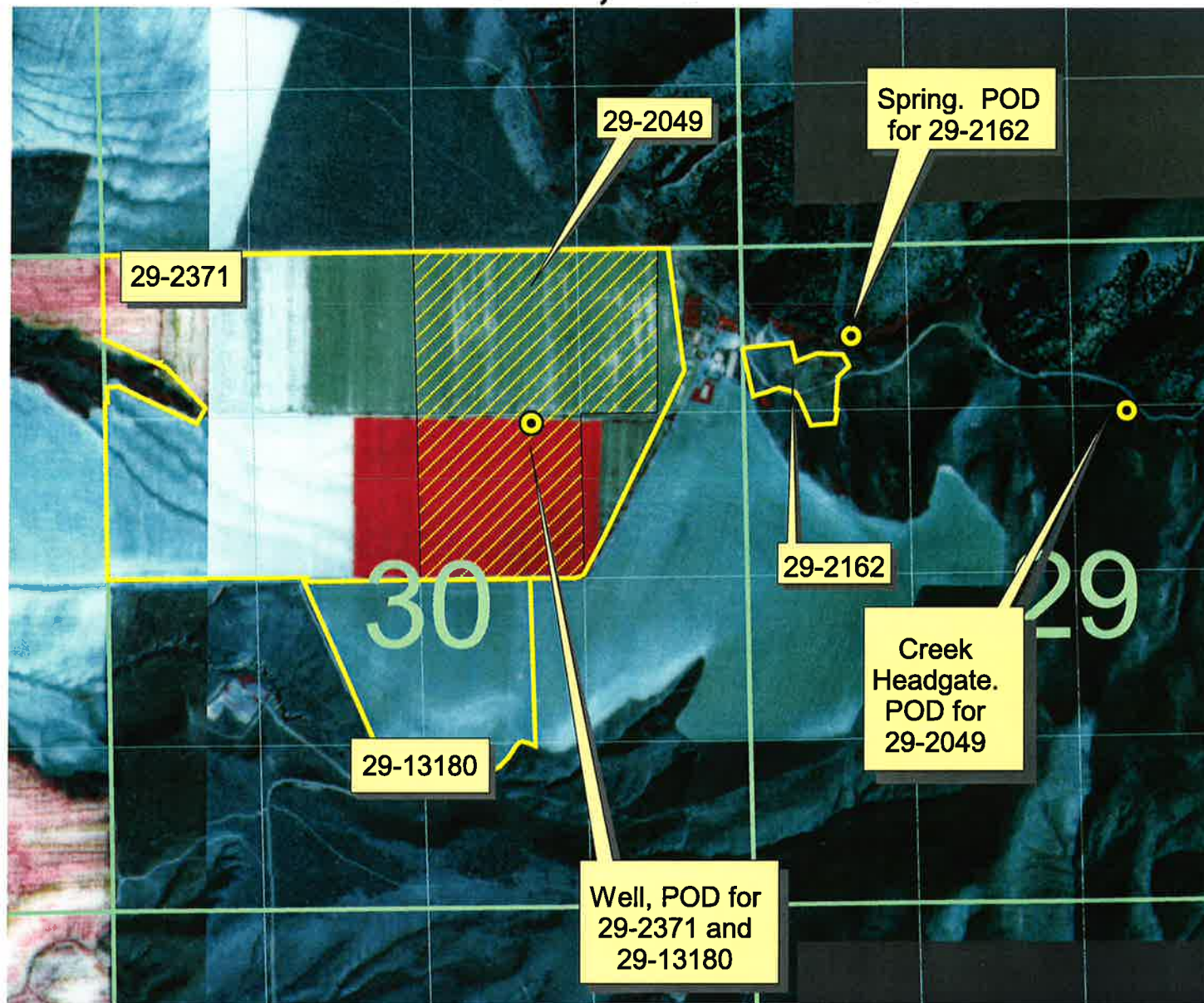
IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

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DEC 30 2005

Idaho Department of Water Resources

Water Right 29-2049, 29-2162, 29-2371, 29-13180



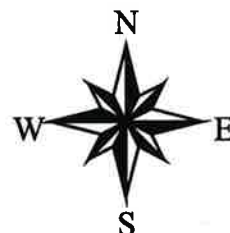
- Point of Diversion - This Right
- Point of Diversion - Other Rights
- Place of Use - This Right
- Place of Use - Other Rights
- Township
- Section
- Quarter-quarter Section

Township 5S Range 35E

1320 0 1320 Feet

Place of Use 29-2049
overlaps Place of Use
29-2371.

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DEC 30 2005



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Prepared from 1987/1988 NAPP photography by B. Contor, 6/2001.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 29-2162

Owner Type Name and Address
Current Owner MOUNTAIN VIEW FARMS INC
 C/O GERALD JOHNSON
 9112 W TWO & A HALF MILE RD
 POCATELLO, ID 83202
 (208)237-1885

Original Owner JAMES J WEATHERMAN
 POCATELLO, ID 83201

Priority Date: 03/24/1913
Basis: License
Status: Active

Source Tributary to
SPRING SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	0.2 CFS		
STOCKWATER	01/01	12/31	0.04 CFS		
DOMESTIC	01/01	12/31	0.04 CFS		
Total Diversion			0.2 CFS		

Location of Point(s) of Diversion:

SPRING SWNWNW Sec. 29 Township 05S Range 35E BANNOCK County

IRRIGATION Use:
Acre Limit: 7.4

STOCKWATER Use:
Number of other uses: 100

DOMESTIC Use:
Number of homes: 1

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

<u>Townshi</u>	<u>Rang</u>	<u>Sectio</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
05S	35E	29		NWNW	7.4									

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Place of Use Legal Description: DOMESTIC same as IRRIGATION

Total Acres: 7.4

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
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.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
bcontor	6/18/2001	recommendation	POU recommended per GIS and phone conversation with claimant. All other elements as claimed and licensed. Note FSA map in 29-13180 appears to indicate about the same POU as recommended but not enrolled in FSA programs.
bcontor	6/18/2001	diversion rate	diversion rate not reduced as it still is within 0.03/acre on less than ten acre parcel.
bcontor	6/18/2001	N11, N13	Not used because domestic was licensed use. N05 and N08 used because stockwater was not an original licensed use.

Dates:

Licensed Date: 08/14/1979
Claim Received Date: 04/09/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Review Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
POD	6/19/2001 8:27:15 AM	bcontor			In Process
POU	6/18/2001 4:09:52 PM	bcontor			In Process
Summary	6/19/2001 8:27:17 AM	bcontor			In Process
	6/18/2001 4:15:28 PM		6/18/2001 4:15:28 PM	bcontor	Complete

Other Information:

Receipt Number(s): E012980
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:C
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log Text</u>
POD	6/19/2001 8:27:13 AM	bcontor	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a Point of Diversion. 3. (NO) The claimed Point of Diversion can not be verified using the

POD	6/19/2001 8:20:07 AM	bcontor
POD	6/19/2001 8:19:28 AM	bcontor
POD	6/18/2001 4:09:50 PM	bcontor
POD	6/18/2001 4:09:19 PM	bcontor
POD	6/18/2001 4:09:03 PM	bcontor
POU	6/19/2001 8:27:16 AM	bcontor
POU	6/19/2001 8:24:13 AM	bcontor
POU	6/18/2001 4:11:23 PM	bcontor
Summary	6/18/2001 4:15:25 PM	bcontor

water right file.

4. (YES) There is evidence that there has been a change in the Point of Diversion.

5. (YES) The change can be verified as an accomplished transfer.

8. (NO) Point of Diversion remark was not required.

Edited PLS

Edited point location

1. (NO) The basis is not beneficial use.

2. (YES) Parent right has a Point of Diversion.

3. (NO) The claimed Point of Diversion can not be verified using the water right file.

4. (YES) There is evidence that there has been a change in the Point of Diversion.

5. (YES) The change can be verified as an accomplished transfer.

Comment for 5: GIS

Edited PLS

Edited point location

1. (YES) The POU is required.

Edited shape boundary

Edited shape boundary

1. (NO) The basis of the claim is not beneficial use.

3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture.

5. (NO) General remark was not required.

6. (NO) Explanatory remark was not required.

7. (YES) Additional condition was required.

8. (YES) Wanted to view the recommended right.

9. (NO) This is not a split right.

10. (NO) This is not a combined right.

11. (NO) Documents were not linked or attached to this file.

12. (YES) Set the verification date.

CLAIM NO. 29 - 2162

IDWR SUPPLEMENTAL CLAIM VERIFICATION REPORT
FOR DOCUMENTING CHANGES TO CVR

1. ☒ NAME - No change
☐ NEW OWNER: _____
 (SUPPORTING DOCUMENTATION REQUIRED - ATTACH COPY)
☒ ADDRESS - No change
☐ NEW ADDRESS: _____

2. ☐ SOURCE - No change
☒ CHANGE - New source and/or tributary is: From ~~the~~ Flood Irrigation to Pump.

3. ☒ QUANTITY - No change
☐ CHANGE - New amounts: _____ CFS and/or _____ AFY

4. ☐ PRIORITY DATE - No change
☐ CHANGE - Priority date to: _____
 (EVIDENCE OF PRIORITY REQUIRED - ATTACH COPY)

5. ☐ POINT OF DIVERSION - No Change
☒ CHANGE - New point of diversion is: T _____, R _____, S _____, _____ 1/4, _____ 1/4, _____ 1/4
See map (Notes)
When del = _____ T _____, R _____, S _____, _____ 1/4, _____ 1/4, _____ 1/4
 (LOCATION OF POD(S) SHOULD BE SHOWN ON MAP)

6. ☒ PURPOSE AND PERIOD OF USE - No change
☐ CHANGE New purpose of use _____ New period of use _____ New amount(s) _____
 _____ from _____ to _____ cfs _____ af
 _____ from _____ to _____ cfs _____ af
 _____ from _____ to _____ cfs _____ af

7. ☒ PLACE OF USE - No change
☒ CHANGE New place(s) of use: (LOCATION(S) AND ACRES SHOULD ALSO BE SHOWN ON MAP)

T	R	S	N E				N W				S W				S E				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

REMARKS _____

CONDITIONS _____

Reviewer _____ Date _____

03/19/98

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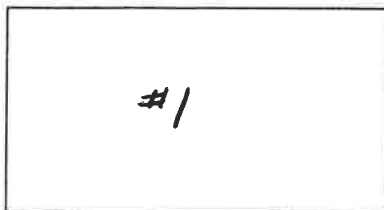
DEC 30 2005

WR #: 29-2162

DATE: _____

GPS File: 2162 OR _____

Northing: _____
Easting: _____



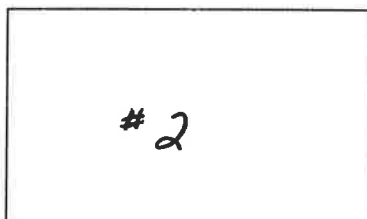
Notes: Facing North, Looking at Pump (Pond in Background)

WR #: 29-2162

DATE: _____

GPS File: 2162 Or _____

Northing: _____
Easting: _____



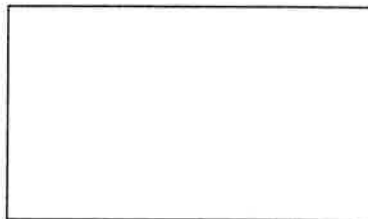
Notes: Facing West, Looking at Pond.

WR #: _____

DATE: _____

GPS File: _____ Or _____

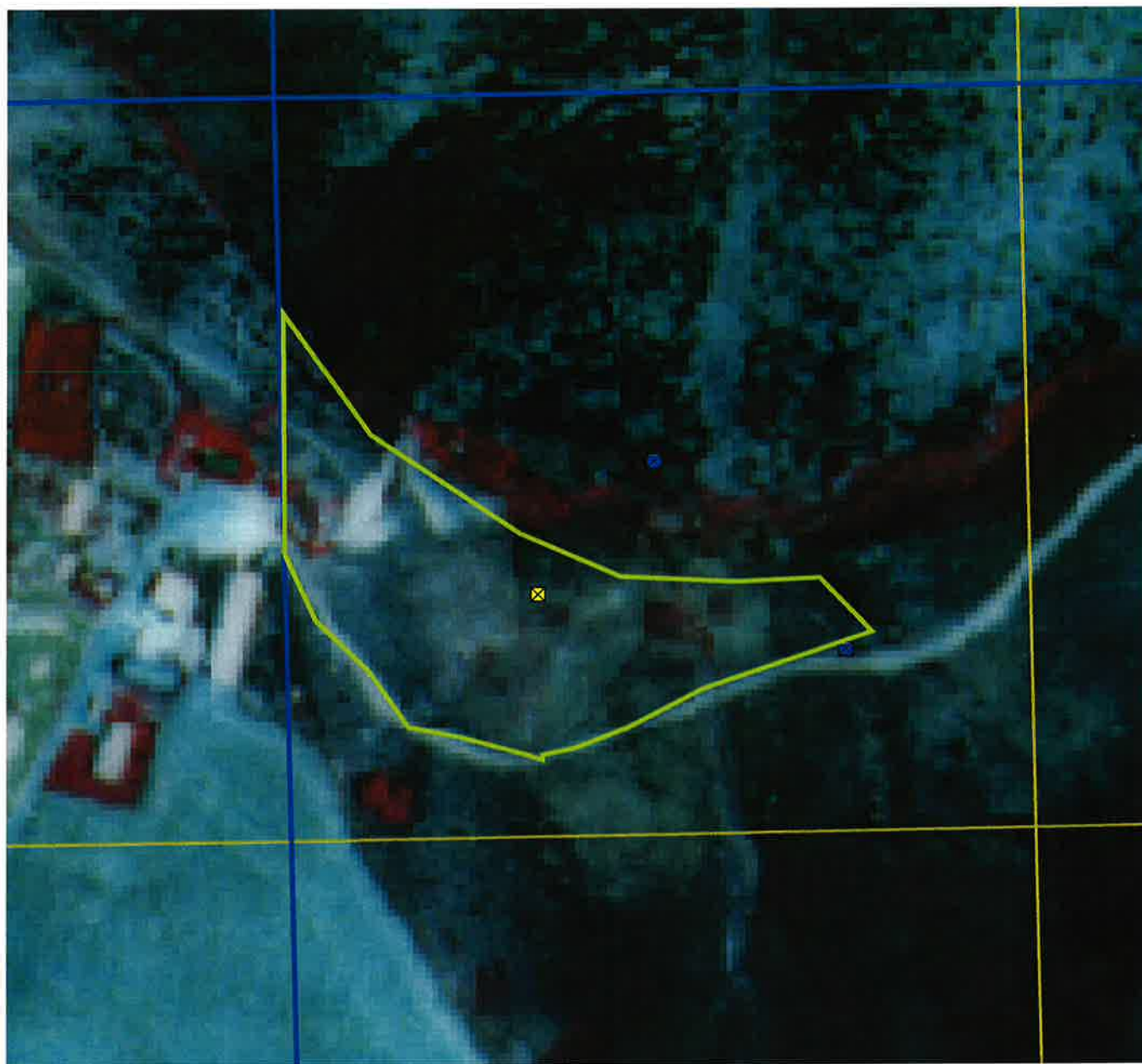
Northing: _____
Easting: _____



Notes: _____

SCANNED
DEC 30 2005

Revised Place of Use and Point of Diversion
for 29-2162 from
Dean Byington Field Inspection



SCANNED
DEC 30 2005

MEMORANDUM

To: 29-2049
29-2162
29-2371
29-13180
Fr: Bryce A. Contor
Date: 6/18/2001
Re: Phone conversation with Mr. Johnson



Today I talked with Mr. Johnson on the phone about several issues:

1. Transfer of POD. Harold Jones indicates that this transfer application has completed the advertising period without protest and has been sent to Boise for processing. He expects it to be considered within six months.
2. POU for 29-2162. This water is used uphill (east) of the ranch buildings, as claimed and licensed.
3. Permissible Place of Use for 29-2049 and 29-2371. Mr. Johnson indicates this would not be appropriate, as there is no common distribution system. The GW can be applied to the entire place as licensed and claimed, but the SW only is applied where licensed on the approximately 100 acres.
4. Continued use of enlargement 29-13180. This practice continues, though not every year.

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DEC 30 2005

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. 29-2162

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Dean Byington Date _____

Contact Person(s) Gerald Johnson

Nature of Contact Called setup Appointment

Substance of Communication Gerald Said That PoD was changed a

Few years ago. Went from Flood Irrigation to Pump.

* Said that he is still using Irrigation for Stock.

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DEC 30 2005

MAY 10 2001

Log for claim A29-02162

Spatial Dynamics LTD

9/18/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
05s35e	29	NWNW	10	8.9	
Totals:			10	8.9	

1) Talked To Gerald Johnson, said that POD was moved
A FEW years ago. He was Flood irrigat^{ing} but switched to Pump.
(See map for changes)

AJ5809NP
No. A29-02162

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 38

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MOUNTAIN VIEW FARMS INC C/O GERALD JOHNSON 9112 W TWO AND A HALF MILE RD POCATELLO ID 83202 (208) 237-1885	03/24/1913	IRRIGATION	04-01 11-01	0.200 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	0.200 CFS	25.00 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion:

T05S R35E S29

NENWNW

BANNOCK 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	: SUM	
05S	35E	29	:								:	10							:						:	10.0
																							TOTAL ACRES	10.0		

POU County: BANNOCK

Non-Irrigation Uses: INCIDENTAL LIVESTOCK WATERING FOR 100 HEAD OF RANGE CATTLE

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 04/11/90 VERNER 06/02/94 COX 03/29/95 POST-STD

County: Bannock
Stream: unnamed springs
Amount: 2/10 of one sec. ft.
Use: Irrig. & Domestic
Priority: Mar. 24, 1913.

STATE OF IDAHO

Water License No. 9357.....

WHEREAS, On the 24th day of March , A. D. 1913,
James J. Weatherman

of Pocatello , County of Bannock State of Idaho , duly made application
(No. 13919) to me for a permit to use 2/10 of 1 cubic foot per second of the waters
of unnamed springs,
County of Bannock , State of Idaho, for Irrigation & Domestic purposes, and,

WHEREAS, On the 16th day of June , A. D. 1913, Permit No. 9357 was issued
to said applicant for the diversion of said water and providing for the completion of the works of diversion
therein described on or before the 16th day of June , A. D. 1914, and for the application to ben-
eficial use of said water on or before the 16th day of June , A. D. 1915, and,

WHEREAS, On the 15th day of June , A. D. 1914,
James J. Weatherman

the holder of said permit, duly made proof of the completion of adequate works for the diversion of
2/10 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 9357
dated June 20, 1914 , confirming the completion of works of sufficient capacity for diverting and
conveying to the place of intended use 2/10th of 1 cubic foot per second of said water,
with date of priority of March 24, 1913, , and

WHEREAS, On the 10th day of June , A. D. 1915,
James J. Weatherman

the holder of said permit, duly made proof of the application to beneficial use of 2/10 of 1 cubic
foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I
hereby grant and confirm to James J. Weatherman

of Pocatello , County of Bannock , State of Idaho , the holder and owner
of said Permit No. 9357 , a perpetual right, dating from March 24, 1913,
to the use of 2/10 of 1 cubic foot per second of the waters of Unnamed spring

in the County of Bannock and State of Idaho, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point in the NE¹/₄ of NW¹/₄ Sec. 29; and
NW¹/₄ of NW¹/₄ Sec. 29, T. 5 S., R. 35 E.B.M.

and conducted to and upon about 10 acres in NW¹/₄ of NW¹/₄ Sec. 29, T. 5 S., R. 35 E.B.M.

for the purpose of Irrigation & Domestic use , subject, however, to the laws of the
State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local
or community customs, rules and regulations which have been or may be adopted from time to time by
a majority of the users from a common source or supply, canal or lateral from which such water may
be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 16th day of September
A. D. nineteen hundred and Fifteen.

J.H. Smith.

(Seal)

State Engineer:

29 2102

No. 13919

APPLICATION FOR PERMIT

To Appropriate, the Public Waters of the State of Idaho

1. Name of applicant: **James J. Weatherman,**

Postoffice address: **Pocatello** County: **Bannock** State: **Idaho.**

I. If applicant is a corporation, give

(a) Date and place of incorporation;

(b) The amount of capital stock;

(c) The 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;

2. The quantity of water claimed is $\frac{1}{10}$ cu. ft. from Point No. 1 cubic feet per second.
 $\frac{1}{10}$ cu. ft. from point No. 2

3. Source of water supply: **Unnamed Springs.**

4. Location of point of diversion: **No. 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 29, and No. 2 in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 29, Twp. 5 S., R. 35 E. B. M.,**

5. To be used for: **Agricultural and domestic purposes.**

County of **Bannock.**

I. Irrigation and domestic use: (a) Amount of land to be irrigated: **ten** acres.

(b) In the following legal subdivisions: **NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 29, Twp. 5 S., R. 35 E. B. M.**

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point:

[b] Amount of power to be generated:

H. P. under **ft.** head

[c] Is water to be returned to any stream?
return;

(d) If so, name stream and locate point of

6. Estimated cost of works: **\$50.00**

7. Description of works for diversion:

I. Kind of works: **Dam, ditch.**

II. Dimensions of works:

[a] Height of dam **2** feet, length of dam at top **5** feet,

length of dam at bottom **1** feet. Material used in construction: **Earth.**

[b] Capacity of reservoir **acre feet.** [c] Size of headgate, width **feet,**

Height **feet.** (d) Conduit **ditch** width at bottom **1** feet,

width at water line **1 $\frac{1}{2}$** feet, depth of water **1/3** feet; diameter of pipe

inches; average grade per mile is 20 feet. Length of conduit is $\frac{1}{2}$ miles, and it crosses the following quarter sections, NE $\frac{1}{4}$ NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 29, Twp. 5 South, Range 35 East Boise Meridian.

8. The time required for the completion of the construction of such work is **1** years.

9. Time required for the complete application of the water to the proposed use is **1** additional years.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

James J. Weatherman Applicant.

By

Agent,

Date of first receipt at office of State Engineer 9.00 A.M. March 24, 1913.

Returned to applicant for correction March 24, 1913.

Corrected application received May 23, 1913.

APPROVAL OF STATE ENGINEER.

The number of this permit is 9357

Recorded in Book 31

Page 9357

Approved June 16, 1913.

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 August 15, 1913, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before December 16, 1913.

The whole of said work to be completed on or before June 16, 1914.

Beneficial use of water appropriated in accordance herewith, to be made on or before June 16, 1915.

Witness my hand this 16th day of June, 1913.

F.P. King,

State Engineer.

Remarks:

Point of diversion No. 1 and the spring at the same point are located on Government land, and point of diversion No. 2, and the spring at that place are located on my own land.

Proof of Completion of Works made January 15, 1914.

Certificate of Completion of Works issued June 20, 1914.

PERMIT NO. 9357

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that James J. Weatherman of Pocatello, County of Bannock, and State of Idaho, the holder of Permit No. 9357, issued upon Application No. 13919, bearing date of priority of March 24, 1913, authorizing the diversion of .2 second feet of the waters of unnamed springs, County of Bannock, State of Idaho, for irrigation and domestic 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 .2 second-feet of the waters of unnamed springs; that the point of diversion of said waters is as follows: No. 1, at a point in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ Sec. 29, and No. 2, at a point in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ Section 29, Tp. 5 S. R. 35 E. B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 29, Tp. 5 S. R. 35 E. B. M., containing 10 acres.

Witness my hand this 20th day of June, A. D. 1914.

F. P. KING,

State Engineer of the State of Idaho.

License issued for 2/10 second feet

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REPORT OF ENGINEER

1. State name of applicant and number of permit: Jas. J. Weatherman- Permit 9357.
2. State source of water supply: Unnamed spring- 2/10 sec. ft.
3. Location of point of diversion: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 29, and NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 29,
T. 5 S., R. 35 E.B.M.

4. State whether or not the works of diversion are *fully* completed and in accordance with terms of permit:

5. Describe works as they exist, giving dimensions of same as follows:

- (a) Width of conduit at bottom: 0.5 foot
- (b) Width at water line: .5 foot
- (c) Depth of water: 3 inches
- (d) Grade per mile: about 4 feet.
- (e) Capacity of ditch: about 3/10 second feet.

6. State whether or not water has been turned into works of diversion and if so, to what extent:

All the water from the springs has been turned into the ditches.

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 29, T. 5 S., R. 35 E.B.M. -- 2 acres.

NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 29, 2 $\frac{1}{2}$ acres in crop. Seven acres cleared and all under ditch.

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks: These springs were not flowing 2/10 second foot when examination made. Provision is made to care for and use all the water the springs will yield. 10 acres or more has been fenced and cleared and mostly put in or crop and irrigated. The license should issue for 2/10 second foot.

Examination made June 5, 1915.

Lud A. Wilkie
Deputy State Engineer.

STATE OF IDAHO,

County of _____ } ss.

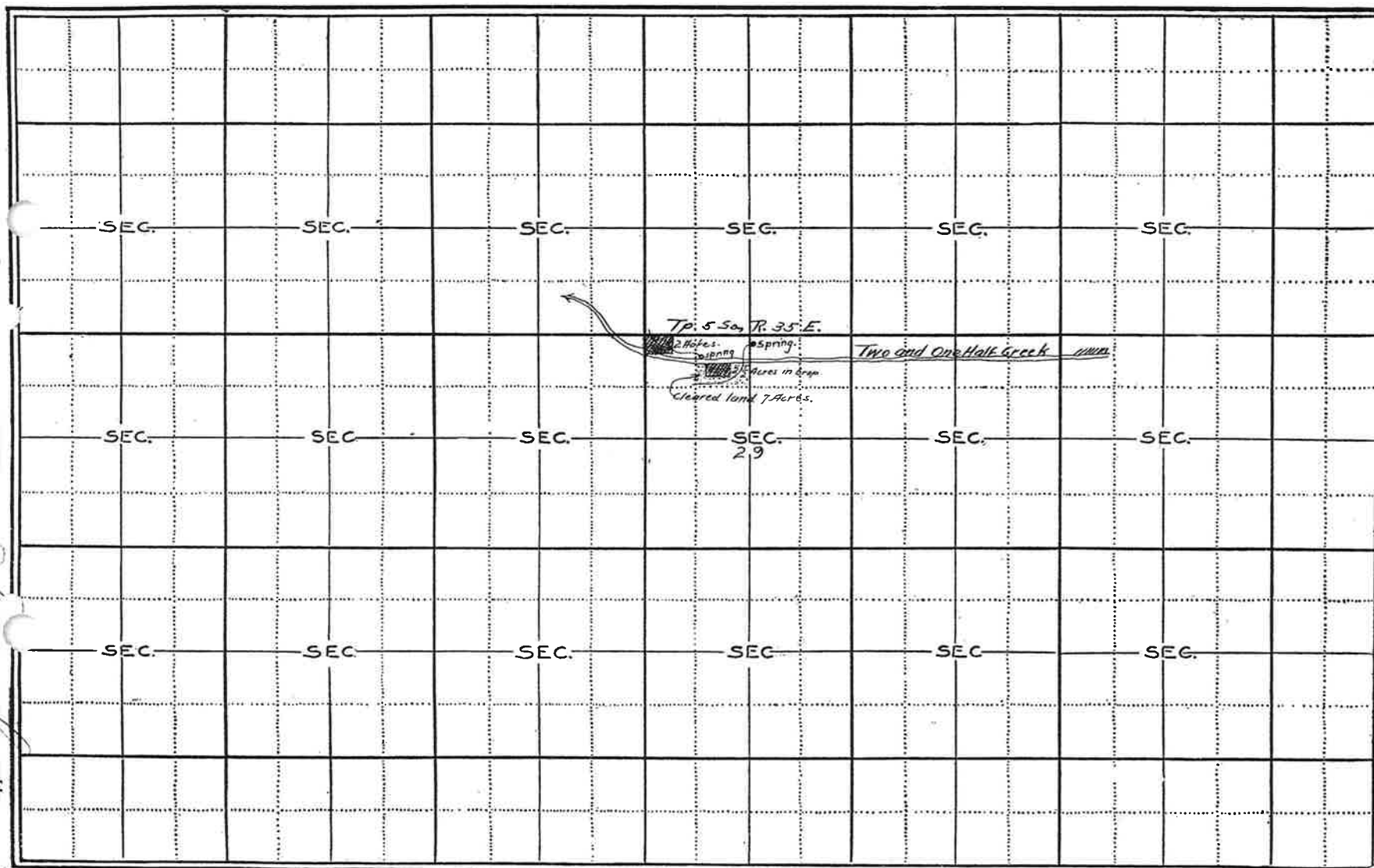
_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 191_____

My Commission Expires _____

Notary Public.

Name of Applicant *W. C. Thompson*



SCALE: 2 INCHES=1 MILE DRAW PLAN IN INK.

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 29-2162
Date Received: 4/9/1990
Receipt No: E012980
Received By:

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

1. Name of Claimant(s)

MOUNTAIN VIEW FARMS INC Phone: (208)237-1885

C/O GERALD JOHNSON
9112 W TWO & A HALF MILE RD
POCATELLO ID USA 83202

2. Date of Priority: 03/24/1913

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	35E	29	NE NW NW	BANNOCK	

5. Description of diverting works:

SPRING FLOW COLLECTED INTO DITCHES AND SMALL POND. FLOOD IRRIGATI

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.2	
STOCKWATER	01/01	12/31	0.04	
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 100
Number of homes: 1

10. Place of use:

PROFILED

**SCANNED
DEC 30 2005**

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	35E	29	NW	NW	IRRIGATION	10
					Section Acres	10
					Total Acres	10

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:

Claim amended 5/21/2001 to include domestic and stockwater uses. Note that domestic use was included on original license.

15. Basis of Claim: License

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.

SCANNED

DEC 30 2005

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am President of _____ of _____

Mt View Farm's Inc Title
Organization that I have signed the foregoing
document in the space below as President of _____ of _____

Mt View Farm's Inc Title
Organization and that the statements contained in the
foregoing document are true and correct. Gerald Johnson
Signature of Authorized Agent

Mt View Farm's Inc
Title and Organization

5-21-01
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 21st Day
of May 2001 Bryce A. Contor
Notary Public

Residing at Mud Lake ID
My commission Expires 10/14/2005



SCANNED

DEC 30 2005

MAY 10 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: A29-02162

Date Received: 4/09/1990

Receipt No: EO12980

Received By: EV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MOUNTAIN VIEW FARMS, INC. 208-237-1885
Address: C/O GERALD JOHNSON
9112 W. TWO AND A HALF MILE RD
POCATELLO, ID 83202

2. Date of Priority: MAR 24, 1913

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	35E	29	NE	NW	NW		BANNOCK

5. Description of diverting works:
SPRING FLOW COLLECTED INTO DITCHES AND SMALL POND. FLOOD IRRIGATI

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		

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

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL LIVESTOCK WATERING FOR 100 HEAD OF RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	35E	29	NW	NW		IRR	10.0
						Section Acres	10.0

A29-02162

Page 1

Date: 04/09/90

A2902162



MICROFILMED

NOV 13 1992

10. Place of Use: Continued

Total Acres 10.0

11. Place of use in counties: BANNOCK

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

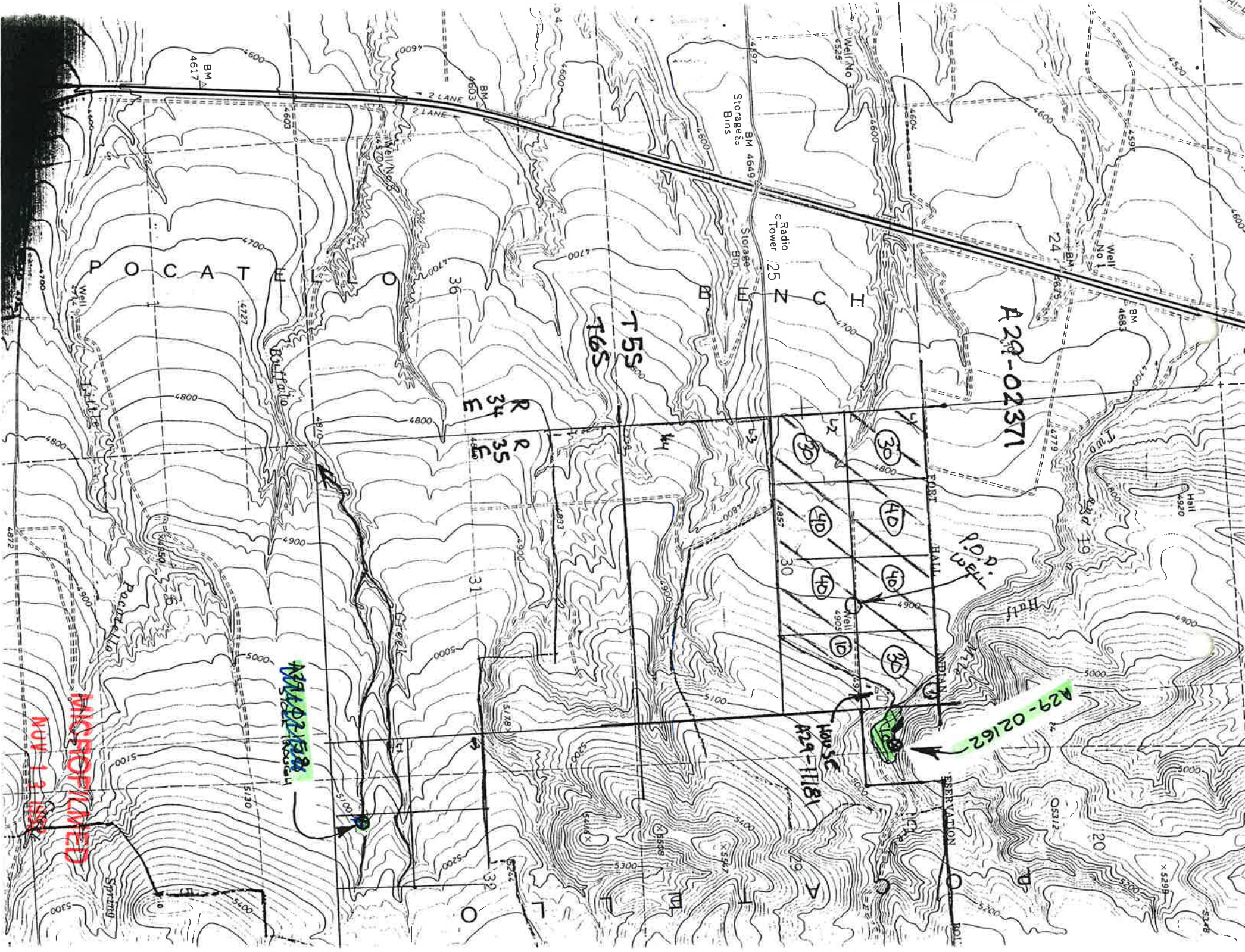
13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 9357

(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.

NOV 13 1992



A29-02371

A29-02162

A29-11181

NOV 12 1981

A29-02162