

10/29/2002

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

RIGHT NUMBER: 29-2287B

NAME AND ADDRESS: JEROME CLINGER
2568 JOY LN
AMERICAN FALLS ID 83211

TINA CLINGER
2568 JOY LANE
AMERICAN FALLS ID 83211

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.880 CFS
376.000 AFY

PRIORITY DATE: 04/29/1950

POINT OF DIVERSION:

T07S R32E S7 SENESE Within POWER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

IRRIGATION

PERIOD OF USE

04/01 10/31

QUANTITY

1.880 CFS
376.00 AFY

PLACE OF USE:

IRRIGATION Within POWER County

T07S R32E S07	SENE	5.0	T07S R32E S07	NESW	14.0
T07S R32E S07	SESW	20.0	T07S R32E S07	NESE	36.0
T07S R32E S07	NWSE	21.0	T07S R32E S07	SWSE	33.0
T07S R32E S07	SESE	33.0			

162 ACRES TOTAL

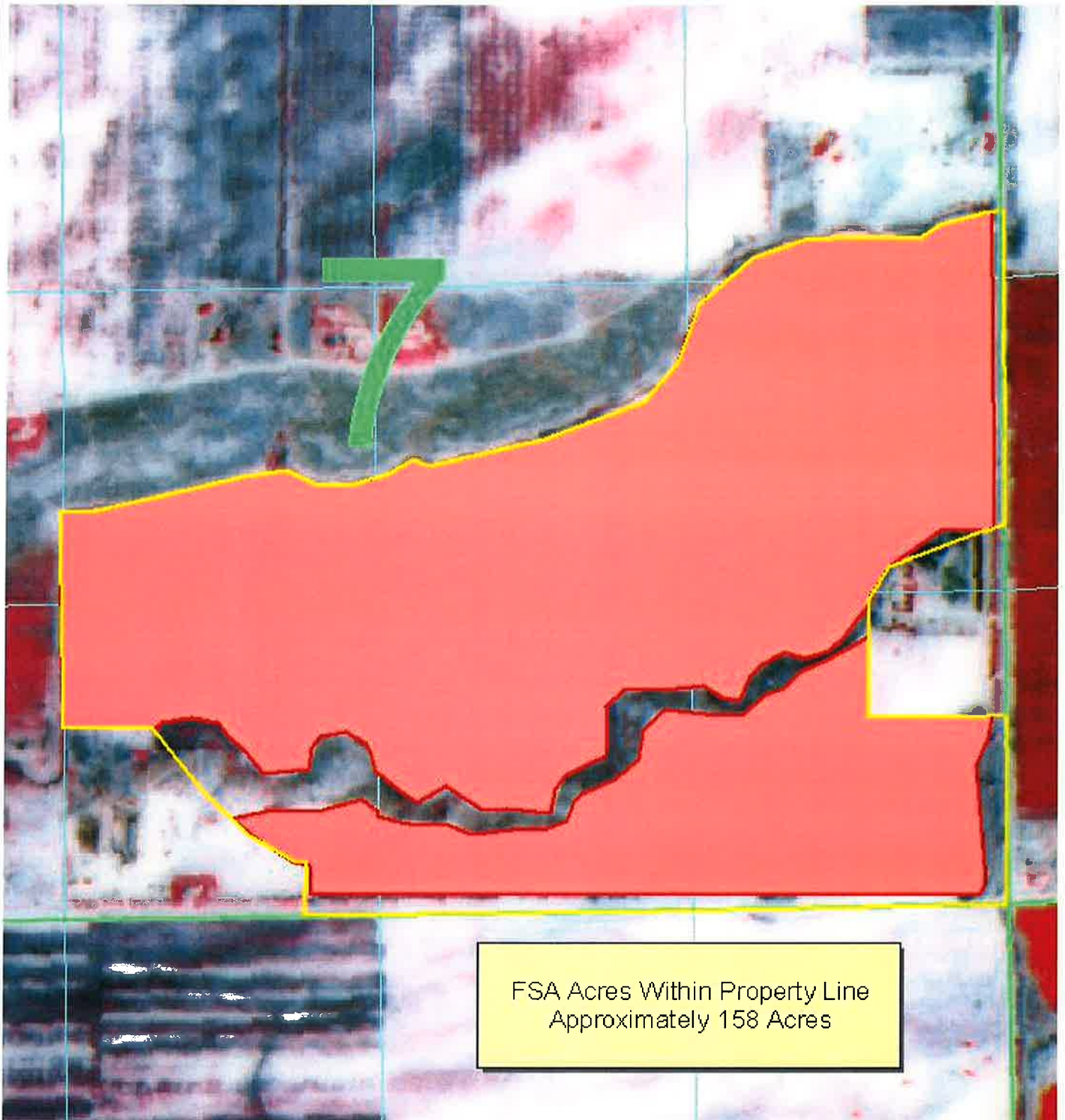
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 94 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.

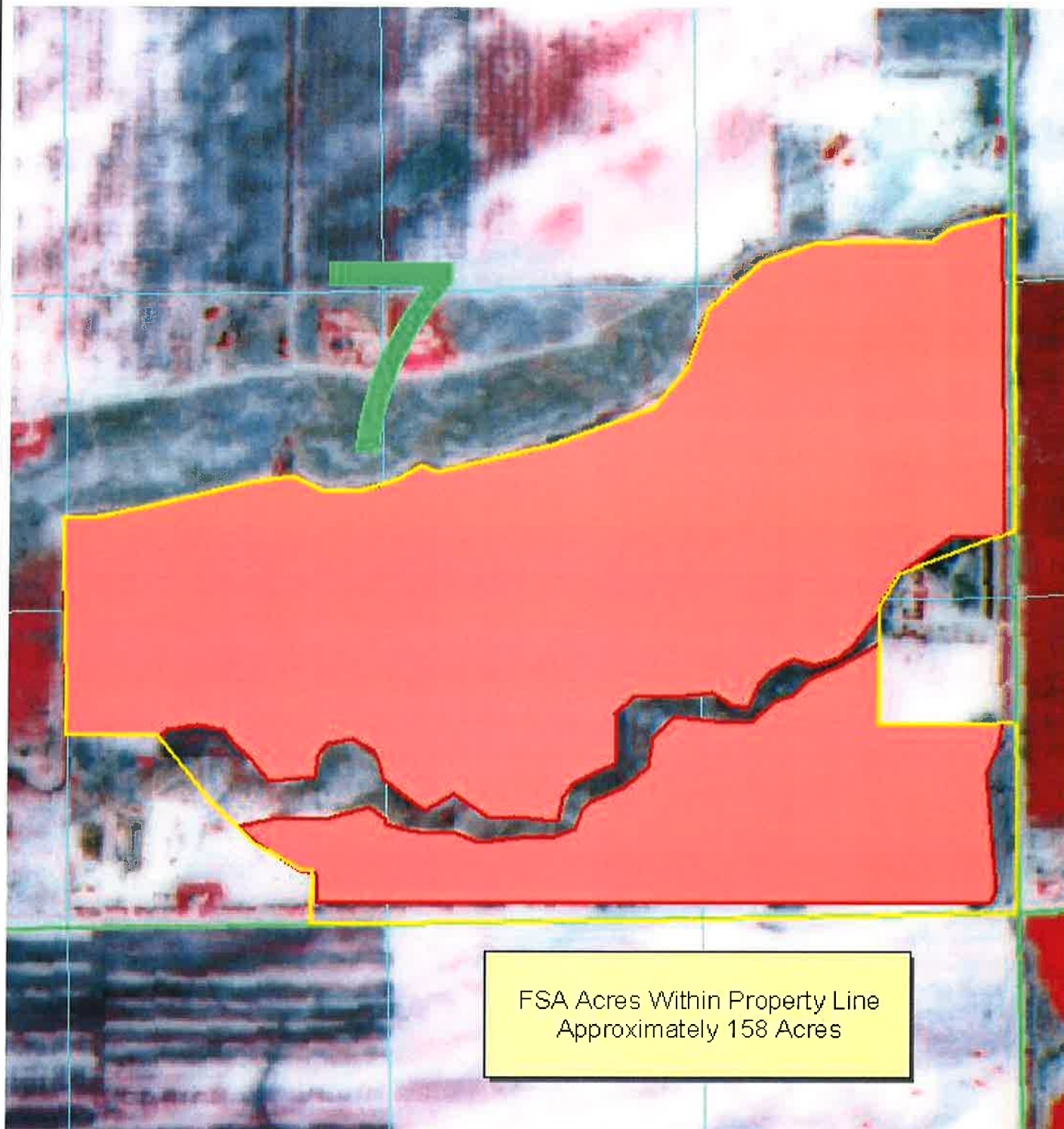
EXPLANATORY MATERIAL: License

Place of Use Analysis #2 29-2287A and 29-2287B



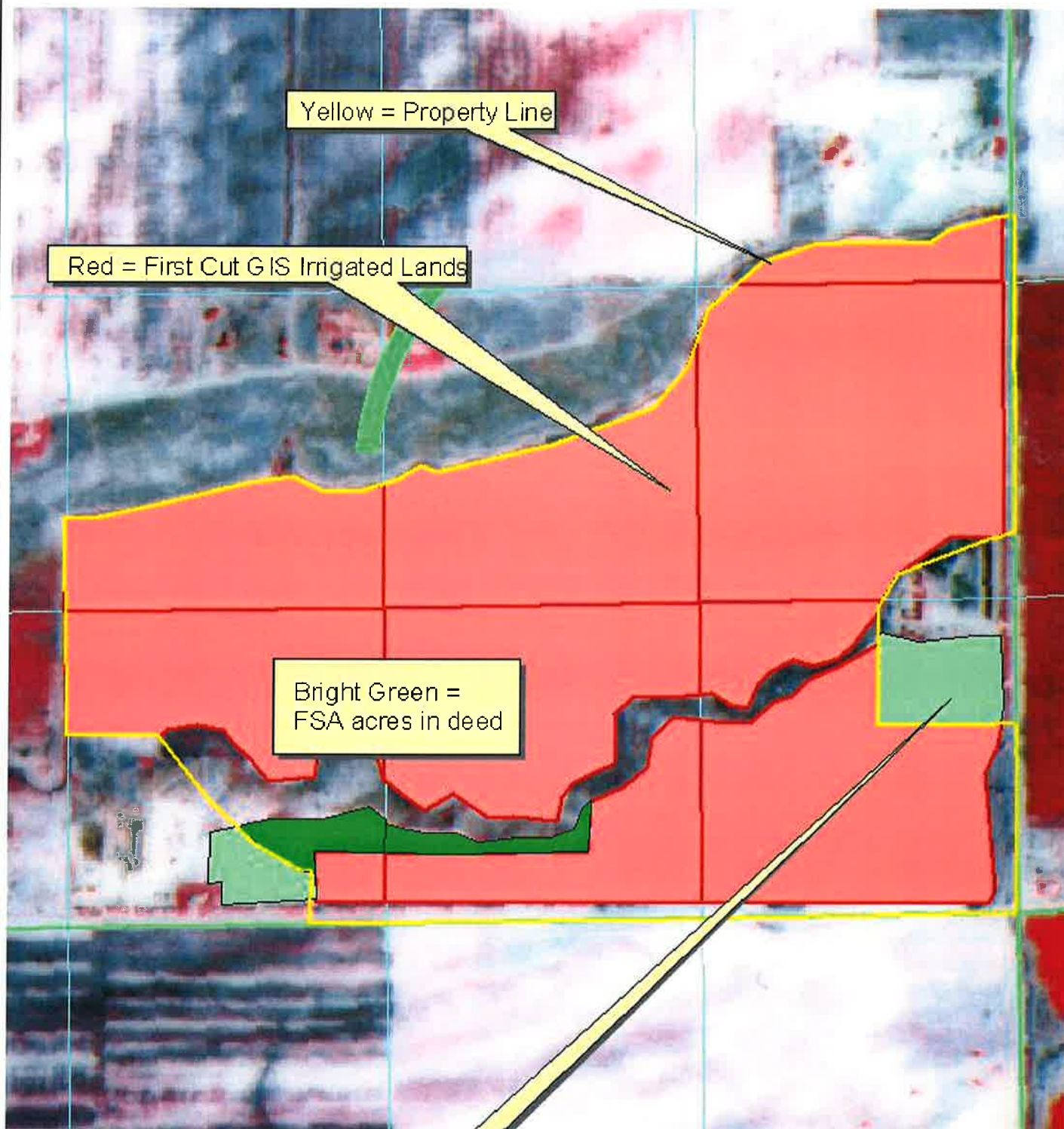
7S 32E 7

Place of Use Analysis #2 29-2287A and 29-2287B



7S 32E 7

Place of Use Analysis 29-2287A and 29-2287B



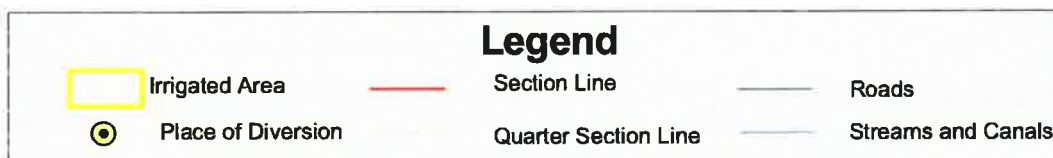
Log for claim A29-02287B

Spatial Dynamics AMH

6/13/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s32e	7	NESW	13	14	
07s32e	7	NESE	35	37	
Totals:			48	51	

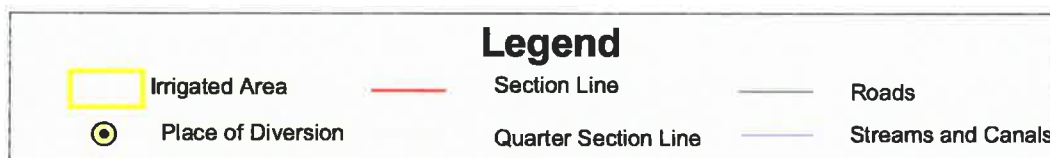
Township , 7S32E



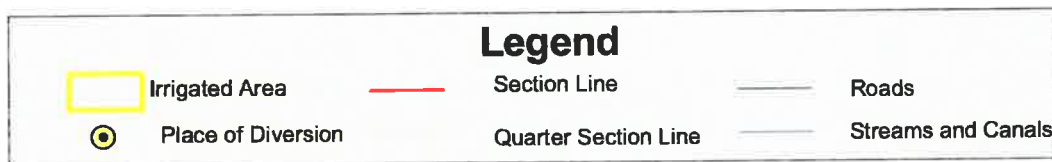
1000 0 1000 2000 Feet



Township , 7S32E



Township , 7S32E



02/08/2003

Paul

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: 29-2287B

JEROME CLINGER
2568 JOY LN
AMERICAN FALLS ID 83211

TINA CLINGER
2568 JOY LN
AMERICAN FALLS ID 83211

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: 3/10/03

SIGNATURE:

Please print your name:

Jerome Clinger

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

ORIGINAL

SCANNED
DEC 23 2005

RECEIVED
FEB 17 2003
Department of Water Resources
Eastern Region

RECEIVED

APR 05 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern Region**Notice of Security Interest in a Water Right**And Request for Notification of a Change in Ownership or Any Proposed
Or Final Action to Amend, Transfer, or Otherwise Modify a Water Right

RECEIVED

APR 08 2004

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

Department of Water Resources
Eastern Region1. Water Right No(s): 29-2281, 29-13624, A29-02287A, A29-02287B

Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:A) Evidence of the security interest. This may be a copy of a **DEED of TRUST, MORTGAGE, CONTRACT OF SALE** or other legal document indicating your interest in the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**B) A **FEE** of \$25.00 per water right or adjudication claim.

3. Name and Mailing Address of Person or Company holding Security Interest

Idaho AgCredit, FLCAP O Box 300American Falls, ID 83211

4. Name of Water Right Owner/Claimant(s)

Jerome Clinger5. Expiration Date of Notification Period July 1, 20246. Is this a Renewal of Request for Notification? ☐ YES ☒ NO

7. Signature(s) (and title if applicable)

Assistant Vice President**For Office Use Only**Received by gcDate 4-8-04Fee \$100 -Receipted by gcDate 4-8-04Receipt No. E029694

Processed by _____

Date _____

WR _____ Date _____

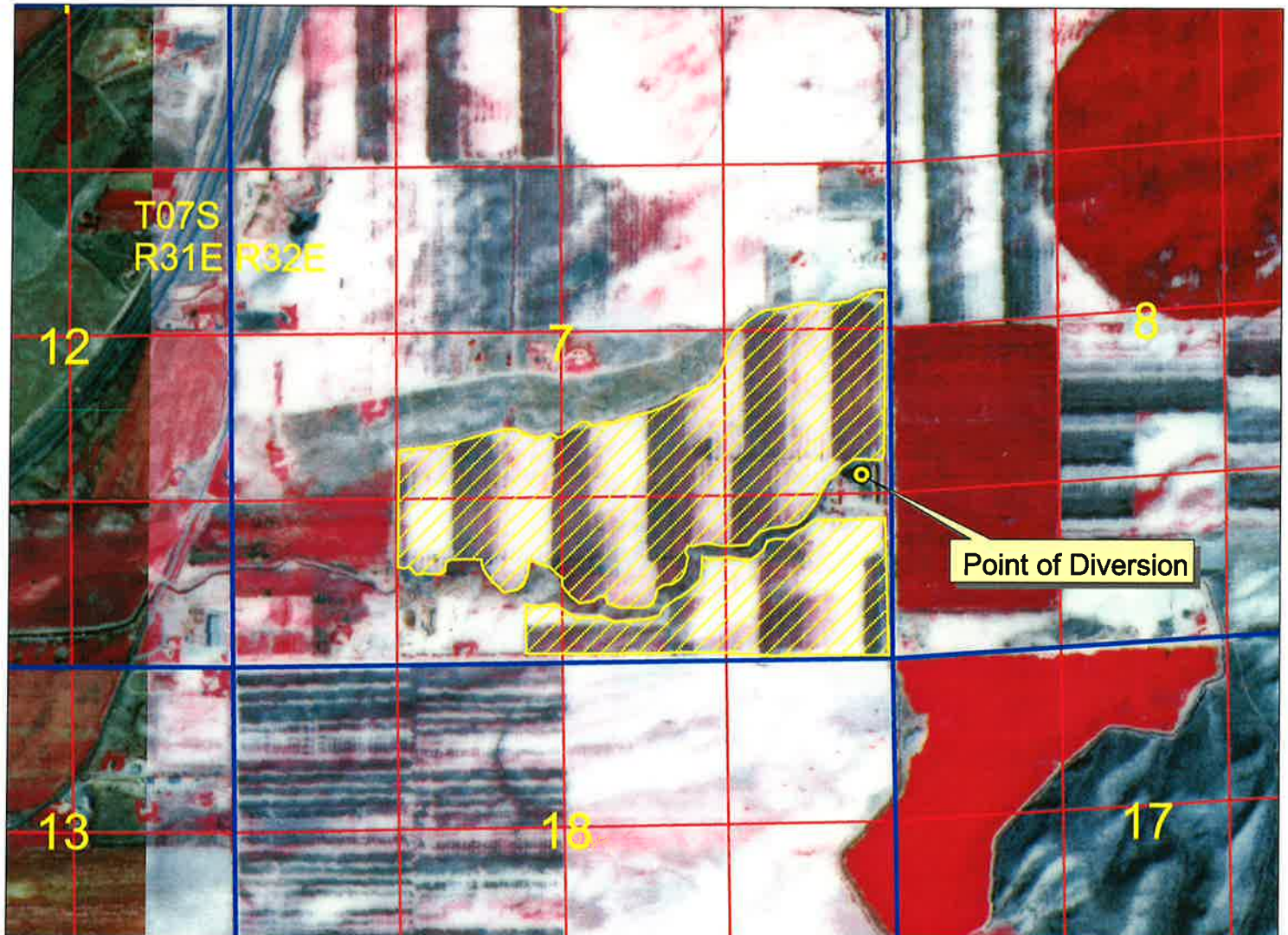
PROFILED

SCANNED
DEC 23 2005Added Security Interest
4-14-04
gc



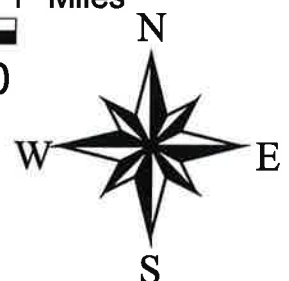
State of Idaho
Department of Water Resources
Eastern Region

Water Right: 29-02287A, 29-2287B



0.5 0 0.5 1 Miles

1:16000



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

SCANNED
DEC 23 2005

RECEIVED

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: P. Meyer
Date: July 2002

SCANNED *Ownership OK*
 JUN 19 2001 *BAC 6/16/01*
 STATE OF IDAHO

DELOG BC 7/4/01
DELOG BC 4/12/01
 RECEIVED
 JAN 02 2001

DEPARTMENT OF WATER RESOURCES
 NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources
 Eastern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
A29-02287A					
A29-02287B					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) David Zimmerman
- 2625 Daves Road American Falls, ID 83211
4. New Owner/Claimant(s) Jerome Clinger Tina Clinger
- Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 2568 Joy Lane
- City, State and ZIP Code American Falls, ID 83211
- New Telephone Number (208) 226-5296
5. Date you acquired the property July 27, 2000

*no split req. per phone call to Mrs
 Zimmerman 6/16/01 BAC*

WARRANTY DEED

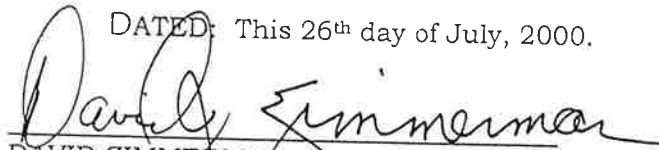
For value received, DAVID ZIMMERMAN and LORENE ZIMMERMAN, the Grantors, of American Falls, Power County, Idaho, do hereby grant, bargain, sell and convey unto JEROME CLINGER and TINA CLINGER, whose current address is: 2568 Joy Lane, American Falls, Power County, Idaho, the Grantees, the following described real property, in Power County, Idaho, to-wit:

As contained on Exhibit A, attached hereto and incorporated by reference.

SUBJECT TO all easements and rights of way of record, covenants, restrictions, reservations, applicable building and zoning ordinances, use regulations and restrictions, and accruing taxes.

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

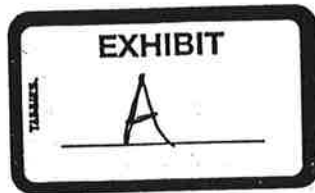
DATED: This 26th day of July, 2000.


DAVID ZIMMERMAN


LORENE ZIMMERMAN

STATE OF IDAHO, COUNTY OF POWER

On this 23rd day of July, 1998, before me, a Notary Public in and for said State, personally appeared DAVID ZIMMERMAN and LORENE ZIMMERMAN, known to me to be the persons whose names are subscribed to the within instrument, and



That part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ lying South and East of Falls Irrigation District drain or overflow ditch; and all of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, Township 7 South, Range 32 East, Boise Meridian, Power County, Idaho.

EXCEPTING THEREFROM: A tract of land in the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 7, Township 7 South, Range 32 East, Boise Meridian, described as follows: Beginning at the Southeast corner of said Section 7; thence North along the East line of said section, 785.36 feet; thence North 89°38'00" West, 80.0 feet to the true point of beginning (a point on the West side of a drain easement); thence North 89°38'00" West, 498.94 feet; thence North 492.94 feet; thence North 31°21'00" East, 151.85 feet; thence North 69°03'30" East, 449.17 feet to the West side of said drain easement; thence South 786.35 feet to the true point of beginning.

TOGETHER WITH an easement for ingress and egress, 60 feet in width, the center line of which is described as follows: Beginning at a point on the East line, 1176.36 feet North of the Southeast corner of said Section 7; thence West 80 feet to the East line of above described tract of land.

ALSO EXCEPTING THEREFROM: A tract of land in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, Township 7 South, Range 32 East, Boise Meridian, Power County, Idaho, described as follows: Beginning at a point from which the Southwest corner of said Section 7 bears South 89°36'00" West a distance of 1306.40 feet, said point being the Southwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence North 00°11'13" West along the West line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 787.97 feet; thence North 89°45'15" East a distance of 293.97 feet; thence from a tangent bearing South 37°43'35" East along a curve to the left, having a radius of 1770.00 feet; through a central angle of 30°03'57", for an arc length of 928.80 feet; thence South 01°02'13" West a distance of 226.49 feet to a point on the South line of said Section 7; thence South 89°36'00" West, along said South line a distance of 1018.28 feet to the point of beginning. EXCEPTING THEREFROM: The South 30.00 feet of above described tract for a County road easement.

ALSO EXCEPTING THEREFROM: A tract of land in the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 7, Township 7 South, Range 32 East, Boise Meridian, Power County, Idaho, more particularly described as follows: Beginning at a point on the West line of the County road (Smith Road) that is North along the East line of said Section 7 a distance of 785.36 feet and North 89°38'00" West a distance of 35 feet; thence continuing North 89°38'00" West 45 feet to the Southeast corner of the land of John L. and Vicki L. Gibbs, described on the conveyance to them recorded March 15, 1989, as Instrument No. 149990, records of Power County, Idaho; thence North parallel to the East section line, along the East line of the last described Gibbs tract, 786.35 feet to the Northeast corner of the Gibbs tract; thence North 69°03'30" East to a point of intersection with the West line of the County road (Smith Road); thence South along said West road line to the point of beginning. Said tract being bounded on the East by the West line of Smith Road; on the West by the East line of the tract described in the Gibbs Deed, referred to above; on the South by the South line of said Gibbs tract extended East; and on the North by the Northerly line of said tract extended North 69°03'00" East, and is shown on the Record of Survey, certified by J.E. Burcham, Jr., recorded May 7, 1979, in Record of Surveys, Book 1, Page 12, records of Power County, Idaho, Instrument No. 161973.

2.24.4
1 America

#1913
Clinger Inc.

87.7

1-3.5

#1577

34.2

T-2687

#2042

D. Zimmerman

NHEL

1.8

#1562

K. Word

107.7

8.8

2105
#1135
Gibbs

1-4.4

SEE 0-10

7 8

18 19

#2042
in letter



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

June 18, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Jerome and Tina Clinger
2568 Joy Lane
American Falls, Idaho 83211

Re: Adjudication Claims 29-02287A, 29-02287B

Dear Water Users:

Enclosed are copies of adjudication claims for the irrigation of lands you purchased last year from Zimmermans. Please review these carefully and notify me if there has been an error in names or addresses.

This summer, we are reviewing claims in Basin 29 to make recommendations to the court. To make an accurate recommendation for your rights I need some help. The Farm Service Agency no longer allows me access to the crop report maps, to protect your privacy. Could you please send me a copy of the most recent crop report map for this farm (7N 32E section 7, the SE ¼ and parts of the NE and SW ¼ sections)? Be sure the FSA technician stamps it with an FSA stamp, indicates the year of the crop report, and signs or initials the map. This is very important.

Please call me if you have questions about the change of ownership, or the adjudication claims review process. I am difficult to contact, but I do (eventually) return voice-mail messages.

Sincerely,

Bryce A. Contor
Senior Water Resource Agent

enclosures

AJ5809NP
No. A29-02287B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/23/00
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID J ZIMMERMAN	04/29/1950	IRRIGATION	04-01 11-01	1.880 CFS	
C	LORENE ZIMMERMAN 2625 DAVES RD AMERICAN FALLS ID 83211 (208) 226-2792					
TOTAL DIVERSION:					1.880 CFS	
CONSUMPTIVE USE:						144.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07S R32E S07

NESE

POWER 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	:	SUM				
07S 32E 7 :												13								35				:	48.0
																				:	48.0				

TOTAL ACRES

POU County: POWER

Non-Irrigation Uses: NONE

Other Rights: A29-02287A

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-02287A

Other Water Rights Listing Overlapping Place(s) of Use:

A01-00013 A01-02061A A01-02064E A01-02068E A29-02310 A29-02568 A29-07452 A29-11337

Dates: Exam Made Date: Verified Date: 01/18/1994 Objection Filed Date:

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

Audit: 01/15/90 JONES 01/18/94 THOMPSON 03/29/95 POST-STD

State of Idaho

License and Certificate of Water Right

Water License No. 21492/28-2287B

Amount, 1.88 second feet

Water District No.

Priority April 29, 1950

THIS IS TO CERTIFY that **WILLIAM D. SMITH** of **American Falls, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **April 29**, 19 **50**; that Permit No. **21492** was issued under said application; that Certificate of Completion of works, with a carrying capacity of **four second feet**, was issued thereunder on **November 24**, 19 **50**, showing that said works were completed on the **20th** day of **November**, 1950; and that on the **20th** day of **July**, 19 **53**,

WILLIAM D. SMITH

of **American Falls**, 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, ~~under~~ (subterranean flow), for the purpose of **irrigation**, under Use Permit No. **21492** 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 **9** of Licenses at page **5415**, on the **27th** day of **November**, 19 **54**;

The right hereby confirmed dates from **April 29**, 19 **50**;

The Point of Diversion is located in the **NE 1/4 SE 1/4, Sec. 7**, Tp. **7 S.**, R. **32 E.**, B. M. **Power** 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 **1.88** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	32 E.	7	SE NE	40	3
			NE SW	40	17
			NE SE	40	40
			NW SE	40	27
			SE SE	40	7
			Number of Acres Actually Irrigated - -		94

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 **27th** day of **November**, 19 **54**.

(SEAL)

MARK R. KULP
State Reclamation Engineer.

28-2287B

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29182
PERMIT No. 21492
DISTRICT No.

1. Name of Applicant: WILLIAM D. SMITH

Postoffice address: American Falls

County: Power

State: Idaho

I. If applicant is a corporation, give:

- (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:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: Four (4)

cubic feet per second.

3. Source of water supply: Underground water from wells

which is a tributary of

4. Location of point of diversion: 100 ft. Northwest

feet distant from the Southeast

of NE $\frac{1}{4}$ SE $\frac{1}{4}$

corner of Section 7, T. 7 S., R. 32 E., B.M., and is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 7, T. 7 S., R. 32 E., B.M., County of Power

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water:

feet distant from

corner of Section

T., R., B.M., in the

of Section

, T.

, R.

, B.M.

(b) Amount of power generated:

H.P., under

feet head.

(c) Water is to be returned to

at a point

feet

distant from the

corner of Section

, T.

, R.

, B.M., in the

of Section

, T.

, R.

, B.M.

7. Estimated cost of works: \$ 5,000

8. Kind of works: Wells and ditches

9. Height of dam

feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width

feet; height

feet.

11. Ditch: Width at bottom

feet; width at water line

feet; depth of water

feet;

dimensions of flume:

Diameter of pipe

inches; length of conduit

miles.

Average grade per mile

feet.

12. The time required for the completion of such work is Nov. 1, 1950 ~~XXXXXX~~

13. The time required for the complete application of the water to the proposed use is June 1, 1951

~~additional years~~

14. The land to be irrigated is described in the following tabulation: See remarks.

4. Location of point of diversion: 100 ft. Northwest feet distant from the Southeast
of NE $\frac{1}{4}$ SE $\frac{1}{4}$
corner of Section 7 , T. 7 S. , R. 32 E. , B.M., and is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$
of Section 7 , T. 7 S. , R. 32 E. , B.M., County of Power

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section , T. , R. , B.M.
(b) Amount of power generated: H.P., under feet head.
(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 5,000

8. Kind of works: Wells and ditches

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is Nov. 1, 1950 1950

13. The time required for the complete application of the water to the proposed use is June 1, 1951 additional years

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

16. (a) Is reservoir to be used: _____
(b) Name of Reservoir and number of Storage Permit: _____
(c) Date of filing of Application for Storage Permit and Name of Applicant: _____

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

WILLIAM D. SMITH

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. April 29, 1950

Returned to applicant for correction: May 4, 1950

Corrected application received: May 10, 1950

Approval of State Reclamation Engineer

The number of this permit is 21492

Recorded in Book 77 Page 21492 Approved May 15, 1950

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 15, 1950 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 August 15, 1950

The whole of said work to be completed on or before November 15, 1950

Beneficial use of water appropriated in accordance herewith, to be made on or before June 1, 1951

WITNESS My hand this 15th day of May, 1950

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho, and J. D. "CY" PRICE, 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 15th

day of May, 1950.

STATE OF IDAHO

Countersigned:

By C. A. ROBINS

Governor.

(SEAL)

By J. D. "CY" PRICE

Secretary of State.

REMARKS:

14.

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 $\frac{1}{4}$	
7 S.	32 E.	7	40		40	40 40 40	200
Permit No. 21492 CERTIFICATE OF COMPLETION OF WORKS							
TO ALL WHOM IT MAY CONCERN:							
This is to certify that WILLIAM D. SMITH of American Falls, County of Power, and State of Idaho, the holder of Permit No. 21492, issued upon Application No. 29182 bearing date of priority of April 29, 1950, authorizing the diversion of Four (4) second feet of the waters of underground water from wells, County of Power, 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 Four (4) second feet of the waters of said well; that the point of diversion of said waters is 100 feet Northwest from the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, Township 7 South, Range 32 East, B.M., and in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 7; and that the lands proposed to be irrigated by the said water are described as follows, to-wit: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, Township 7 South, Range 32 East, B.M.							
Witness my hand this 20th day of November, A. D. 1950.							
Proof of Completion of Works made November 14, 1950. Certificate of Completion of Works issued November 20, 1950.							
MARK R. KULP State Reclamation Engineer							

Application for Amendment ✓✓
LAND LIST
Permit No. 21492

Comes now William D. Smith, 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. 21492, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

$E\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}$, $SE\frac{1}{4}NE\frac{1}{4}$, Sec. 7, T. 7 S., R. 32 E., B.M., making a total of 199.2 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, Idaho this 14th day of June, 1965

/s/ William D. Smith

Date of receipt at office of Department of Reclamation: June 14, 1965

APPROVAL OF STATE RECLAMATION ENGINEER

I, CARL E. TAPPAN, 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. 21492. 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/ CARL E. TAPPAN
State Reclamation Engineer

Recorded: June 15, 1965

LICENSE ISSUED FOR 2.12 SEC. FE.
LICENSE PAGE NO. 8272

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

Permit No. 21492This proof is for Beneficial Use In Water District No. _____

1. Name of applicant William D. Smith, Box 54, American Falls, Idaho
2. Source of water supply: Subterranean from a well NE $\frac{1}{4}$ SE $\frac{1}{4}$
3. Location of point of diversion: Is about 100 ft. N.W. of the SE corner of Section 7
T. 7 S. R. 32 E. County of Power
4. Describe works as they exist, giving dimensions and capacities of same. Well is 297' by 16" diameter, cased 200'. Pump is down 85'. 10" column, 2 stage, 12" bowls. H=26' draw down 55'. 30 HP G. E. Motor 220 V., 74.2 Amps. 1760 RPM, Serial No. 2D 6783444. Peerless Turbine Pump No. 85546. 8' by 10" delivery to the South into a sheet metal sump to ditches to fields by gravity..

5. Water is used for: Irrigation
6. 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):

SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, Twp. 7 South, Range 32 East, B. M.
See the map.

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

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

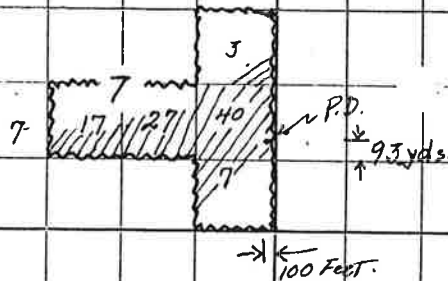
Remarks: _____

This examination was made on the 28 day of June, 1954(Signed) N. Humphrey Examiner.

21492

R-32E.

T.
7
S.



Five subdivisions

Acres = 94

Q = 145 inches thru Sparling Meter

T = 58°F

with 100 cc, 100 cc

allow 94 inches

C/w for 145 inches.

JANUARY 19, 1994

DAVID J ZIMMERMAN
2625 DAVES RD
AMERICAN FALLS ID 83211

RE: CHANGE IN OWNERSHIP FOR A29-02287A & A29-02287B

Dear Mr. Zimmerman:

The request for Change in Ownership concerning your Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owners.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Secretary, Adjudications

Enclosure: Notice(s) of Claim

MICROFILMED
APR 12 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: Oct 27-1993

DEC 1993

LEGAL DESCRIPTION OF PROPERTY: Township 7 Range 31E
Parcel 1 Section 13, NE 1/4 of NE 1/4 of 1/4 Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____

Department of Water Resources
Eastern District Office

If you have additional legal descriptions, please attach separate sheet.

Parcel #2 Sec 7 Township 7R-32 E SE 1/4 NE 1/4 SE 1/4 NE 1/4 SW 1/4 Lying S of FALLS IDAHO DRAIN
[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

RECEIVED

[] Water Right Number(s)
Assigned by IDWR: A29-02287A and A29-02287B DEC 20 1993

[] Name and Address of Former Owner/Claimant(s)(Seller): Kerry and C. Jane Ward
Department of Water Resources
Eastern District Office

2365 Bonner Rd.
[] New Owner/Claimant (Purchaser): American Falls, Idaho 83211
DAVID J. and LORENE ZIMMERMAN

[] New Mailing Address: 2625 DAVE'S RD
AMERICAN FALLS IDAHO 83211

[] New Telephone Number: (208) 226-2792

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

X Please NOTE, The water rights were filed in Terry & Jane Ward's name for some reason but they never owned the land, these rights are appurtenant to his father and mother, Gary & Della Ward who owned the land as is evidenced by the Sheriff's deed to me.

[] Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s) David J. Zimmerman Date 12-16-93

Lorene Zimmerman Date 12-16-93

[] Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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APR 12 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

SCANNED
JUN 19 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 29-2287B
Date Received: 1/15/1990
Receipt No: E011685
Received By:

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

1. Name of Claimant(s)

JEROME CLINGER Phone:

2568 JOY LANE
AMERICAN FALLS ID USA 83211

Tina CLINGER Phone: (208) 226 5296

2568 JOY LANE
AMERICAN FALLS ID USA 83211

2. Date of Priority: 04/29/1950

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	32E	7	NE SE	POWER	

5. Description of diverting works:

WELL AND PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.88	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	32E	7	NE	SE	IRRIGATION	35
			NE	SW	IRRIGATION	13
					Section Acres	48
					Total Acres	48

11. Place of use in counties: POWER

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

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: **A29-02287B**
Date Received: 1/15/1990
Receipt No: E011685
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DAVID J ZIMMERMAN 208-226-2792
Address: 2625 DAVES RD
AMERICAN FALLS ID 83211

OR

Name: LORENE ZIMMERMAN 208-226-2792
Address: 2625 DAVES RD
AMERICAN FALLS ID 83211

2. Date of Priority: APR 29, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	32E	7	NE	SE			POWER

5. Description of diverting works:
WELL AND PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.880		

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

8. Total consumptive use is 144.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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APR 12 1994

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	32E	7	NE		SW		IRR	13.0
			NE		SE		IRR	35.0
							Section Acres	48.0
							Total Acres	48.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:
A29-02287A

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 21492

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APR 12 1994

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: A29-02287B
Date Received: 1/15/1990
Receipt No: E011685
Received By: HWT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KERRY WARD 208-226-2272
Address: 2365 BARNES RD.
AMERICAN FALLS, ID 83211

Name: C. JANE WARD 208-226-2272
Address: 2365 BARNES RD.
AMERICAN FALLS, ID 83211

2. Date of Priority: APR 29, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	32E	7	NE	SE			POWER

5. Description of diverting works:
WELL AND PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.880		

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

8. Total consumptive use is 144.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A29-02287B

Page 1

Date: 01/15/90

MICROFILMED

NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	32E	7	NE	SW	IRR	13.0
			NE	SE	IRR	35.0
Section Acres						48.0
Total Acres						48.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:

A29-02287A

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 21492

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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Kerry Ward Date: 1-15-90

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 15th day

of Jan 19 90

Betty J. Thompson
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires 6-30-94