

01/21/2003

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

RIGHT NUMBER: 29-2288

NAME AND ADDRESS: FALLS IRRIGATION DIST
310 VALDEZ ST
AMERICAN FALLS ID 83211

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.000 CFS

USE OF THIS RIGHT WITH RIGHT NO. 29-11168 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 2.58 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 565.6 AF.

PRIORITY DATE: 05/19/1950

POINT OF DIVERSION:

T07S R31E S11 SWSENE Within POWER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.000 CFS

PLACE OF USE:

IRRIGATION Within POWER County

T07S R31E S02	SESW	19.0	T07S R31E S11	NENW	36.8
T07S R31E S11	NWNW	6.7	T07S R31E S11	SWNW	27.0
T07S R31E S11	SENE	32.8	T07S R31E S11	NESW	6.1
T07S R31E S11	NWSW	13.0			

141.4 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 29-11168 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 141.4 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 130 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

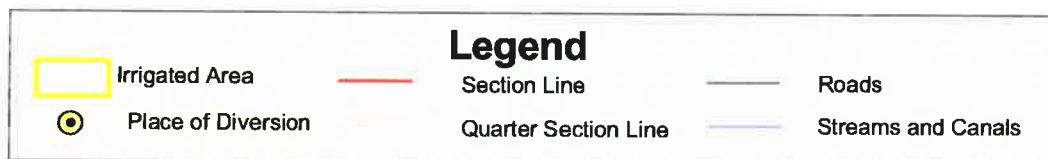
This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: License

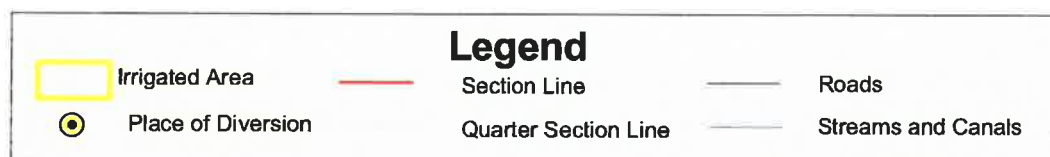
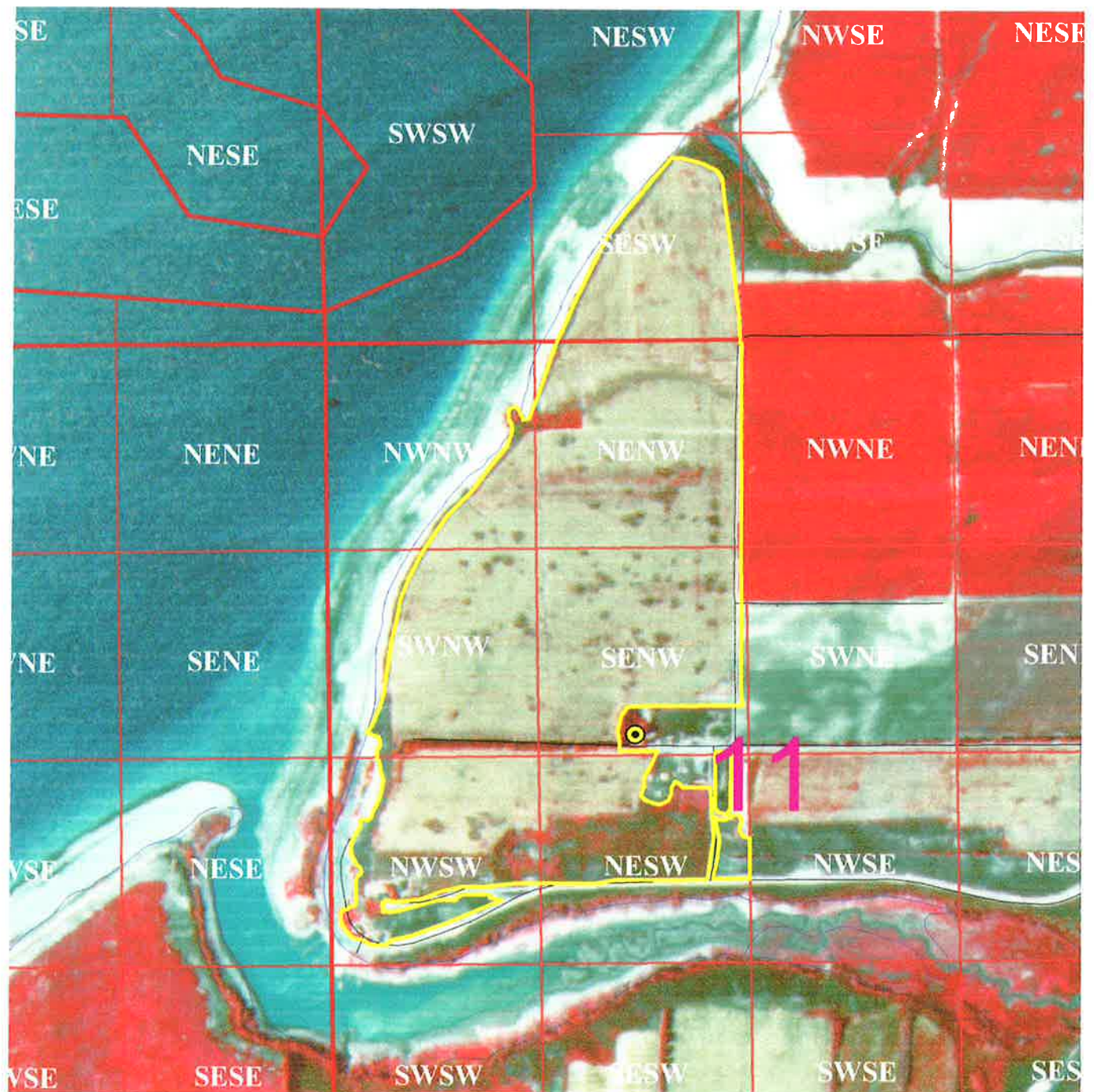
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

RIGHT NO. 29-11168 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

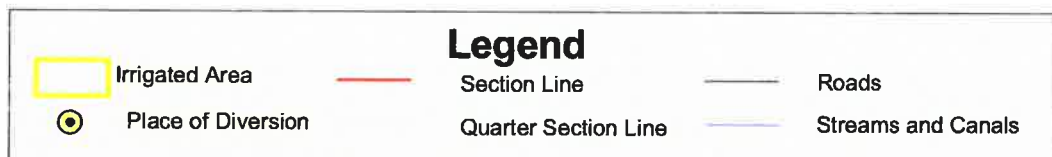
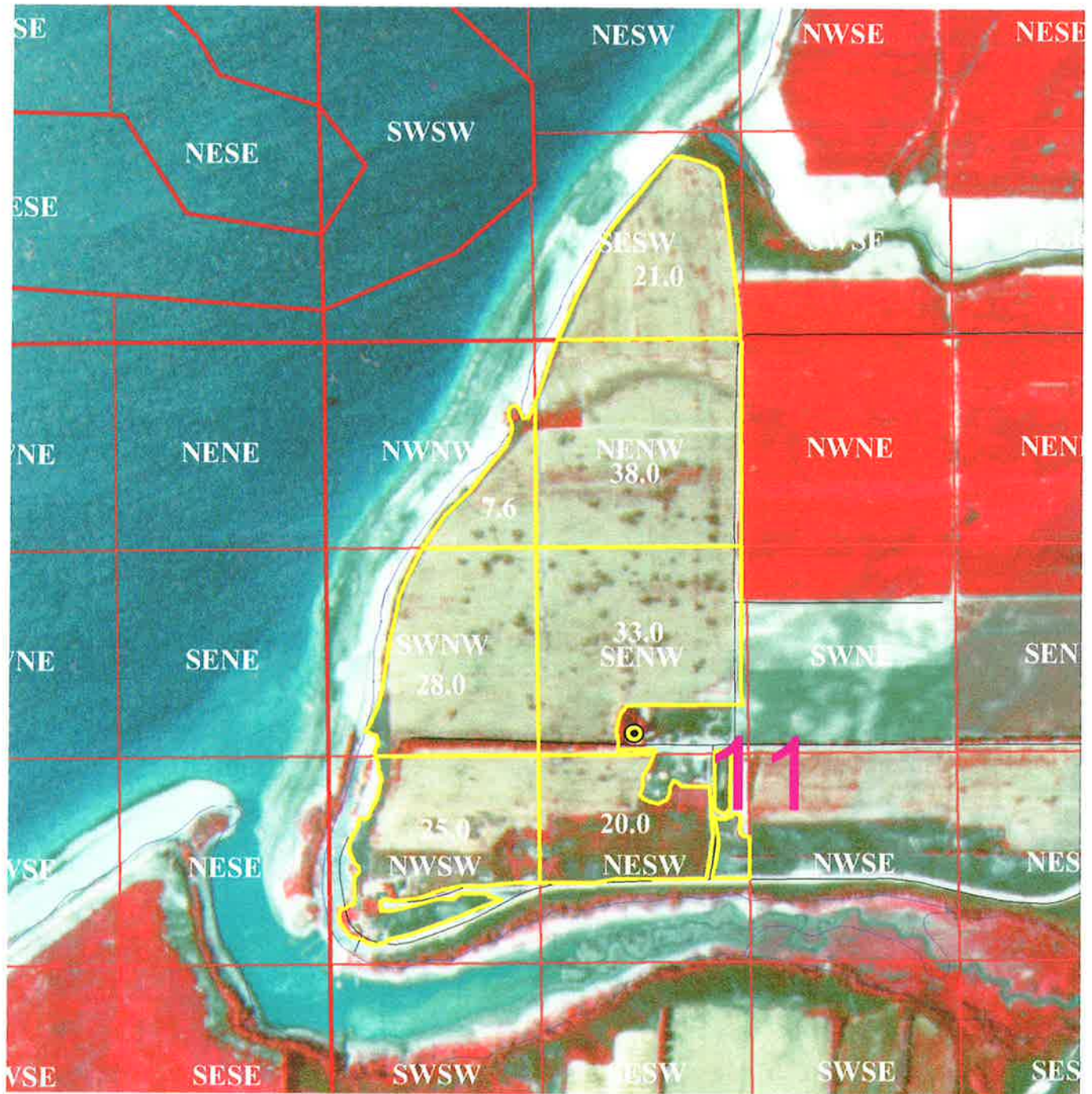
Township , 7S31E



Township , 7S31E



Township , 7S31E



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2288 V1

WATER RIGHT NUMBER: 29-2288 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	TOM PARIS
Current Owner	AMERICAN FALLS, ID 83211 UNITED STATES OF AMERICA ACTING THROUGH REGIONAL DIRECTOR PN REGION BUREAU OF RECLAMATION 1150 N CURTIS RD SUITE 100 BOISE, ID 83706-1234 (208)378-5322
Attorney	LING & ROBINSON C/O ROGER D LING PO BOX 396 RUPERT, ID 83350-0396 (208)436-4717
Present Owner	FALLS IRRIGATION DISTRICT 310 VALDEZ ST AMERICAN FALLS, ID 83211 (208)226-5227

Priority Date: 05/19/1950

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	2.000 CFS	520.00 AF
	<u>Total Diversion:</u>	2.000 CFS	520.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4NW1/4	Sec. 11, Twp 07S, Rge 31E, B.M.
POWER 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	
06S	31E	35									X				X			X	
06S	31E	36	X	X	X	X	X		X	X	X	X	X	X	X	X	X	X	
							L 1		L 2										
06S	32E	29			X	X			X	X	X	X	X	X	X	X	X	X	
					L 2	L 6					L 7	L 3	L 4	L 8					

[illegible]

Adjudication Recommendation Report 29-2288 V1

[illegible]

Adjudication Recommendation Report 29-2288 V1

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2288 V1

08S 31E 9	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08S 31E 10		X			X	X	X			X	X						
08S 31E 16	X	X															
08S 31E 17	X	X			X	X	X	X	X	X	X	X				X	
08S 31E 18	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
						L 1	L 2			L 3	L 4						
08S 31E 19						X	X			X	X						
						L 1	L 2			L 3	L 4						
08S 31E 30										X	X						
										L 3	L 4						
08S 31E 31							X			X							
							L 2			L 3							
09S 30E 1	X	X			X	X											
	L 1	L 2			L 3	L 4											
09S 30E 2	X	X			X												
	L 1	L 2			L 3												

Total Acres: 12621

Conditions of Approval:

1. 127 Place of use is within the boundary of Falls Irrigation District pursuant to Section 43-323, Idaho Code.
2. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

1. Name/Address The beneficial use of the water represented hereby is for the landowners within the Falls Irrigation District pursuant to Contract No. 14-06-100-851, dated December 9, 1955 (as may be supplemented or amended) between the United States of America through the U.S. Bureau of Reclamation and the Falls Irrigation District for irrigation and other permitted purposes as authorized by the Act of August 31, 1954, Ch. 1159, 68 Stat. 1026, of the Michaud Flats Project.
2. Place of Use - Irrigation The rights listed below are limited to the irrigation of a combined total of 12,621 acres in a single irrigation season. Combined right nos. 01-13, 01-2061, 01-2064, 01-2068, 01-4051, 29-2262, 29-2267, 29-2288, 29-2306, 29-2307, 29-2310, 29-2341, 29-2380, 29-2568, 29-2614, 29-10044, 29-11167, 29-11168, 29-11169, 29-11170, 29-13388, 29-13389, 29-13426, 29-13427.
3. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NO. 29-11168 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 141.4 ACRES IN A SINGLE IRRIGATION SEASON.
4. Quantity USE OF THIS RIGHT WITH RIGHT NO. 29-11168 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.58 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 565.6 AF.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2288 V1

5. Explanatory RIGHT NO. 29-11168 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
6. Place of Use This right is limited to the irrigation of 130 acres within the place of use described above.
- Irrigation

Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	6/10/2002 3:16:05 PM	pmeyer			Active
POU	1/21/2003 6:26:58 PM	pmeyer			Active
Source	1/21/2003 6:27:43 PM	pmeyer			Active
POD	1/21/2003 6:27:49 PM	pmeyer			Active
Priority Date	1/21/2003 6:28:16 PM	pmeyer			Active
Use	1/21/2003 6:28:40 PM	pmeyer			Active
Season	1/21/2003 6:30:29 PM	pmeyer			Active
Quantity	1/21/2003 6:31:25 PM	pmeyer			Active
Summary			01/21/2003	pmeyer	Active
POU	5/21/2003 3:11:14 PM	dshaff			Active
Summary			05/21/2003	dshaff	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2288 V1

Priority Date	6/10/2002 3:16:06 PM	pmeyer	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	6/10/2002 3:19:55 PM	pmeyer	Edited point location
POU	6/10/2002 3:28:11 PM	pmeyer	Edited shape boundary
POU	6/10/2002 3:28:55 PM	pmeyer	Edited PLS
POU	6/12/2002 10:44:51 AM	pmeyer	Edited shape boundary
POU	6/12/2002 10:45:57 AM	pmeyer	Edited PLS
POD	1/21/2003 6:14:33 PM	pmeyer	Edited point location
POD	1/21/2003 6:14:53 PM	pmeyer	Edited PLS
POU	1/21/2003 6:27:00 PM	pmeyer	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file? (Yes) 7. Is there evidence that there has been a change in the POU? (No) 8. Can the claim be verified as an accomplished transfer? (Yes) 9. Does the claim include an enlargement in the POU? (Yes) 10. Was an enlargement claim filed? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 9 - Description for Question 13 - True... Maybe...
Source	1/21/2003 6:27:45 PM	pmeyer	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POD	1/21/2003 6:27:50 PM	pmeyer	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (Yes) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2288 V1

Priority Date	1/21/2003 6:28:17 PM	pmeyer	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Use	1/21/2003 6:28:42 PM	pmeyer	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	1/21/2003 6:30:30 PM	pmeyer	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (No) 5. Can the claimed Period of Use be verified using the water right file? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	1/21/2003 6:31:27 PM	pmeyer	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 10 - 141.4 acres (combined with 29-11168) * 4.0 afa/ac. = 565.6 afa.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2288 V1

Summary	1/21/2003 6:32:02 PM	pmeyer	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
POU	5/21/2003 3:11:16 PM	dshaff	(Yes) 1. Is the basis of this claim a Decree or License? (No) 2a. Is the POU required? (Yes) 14. Is a POU remark and/or condition required?
Summary	5/21/2003 3:43:15 PM	dshaff	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

June 17, 2003

FALLS IRRIGATION DISTRICT
310 VALDEZ ST
AMERICAN FALLS ID 83211

KATHLEEN CARR
US DEPARTMENT OF THE INTERIOR
OFFICE OF THE SOLICITOR
550 W FORT ST
BOISE ID 83724-0020

RE: Snake River Basin Adjudication (SRBA)
Preliminary Director's Reports – Basin 29
Notices of Claim #29-2262, 29-2288, 29-2267, 29-2306, 29-2307, 29-2310,
29-2341, 29-2380, 29-2568, 29-2614, 29-11167, 29-11168, 29-11169,
29-13388, 29-13389, 29-13426 and 29-13427

Dear Claimants:

The Preliminary Director's Reports for water rights claimed by both BOR and Falls Irrigation District were sent to you under separate cover. Please review these reports and reply before June 30, 2002, to Ernie Carlsen in the Idaho Falls office of IDWR (208/525-7161 or ecarlsen@idwr.state.id.us).

Your prompt reply to Mr. Carlsen will allow the staff to move forward with the task of compiling and publishing the many parts of the Director's Report.

Sincerely,

Donald V. Shaff
Manager
Adjudication Technical Section

DVS:ss:region
cc: Dala Walton, BOR
E. Carlsen, IDWR
R. Ling

PROCESSED

SCANNED

JAN 13 2006

02/18/2003

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-2288

FALLS IRRIGATION DIST

310 VALDEZ ST

AMERICAN FALLS ID 83211

Telephone Number: (208)226-5227

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: 4/21/03

SIGNATURE:

Please print your name:

Terrell Sorenson

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

SCANNED

JAN 13 2006

RECEIVED

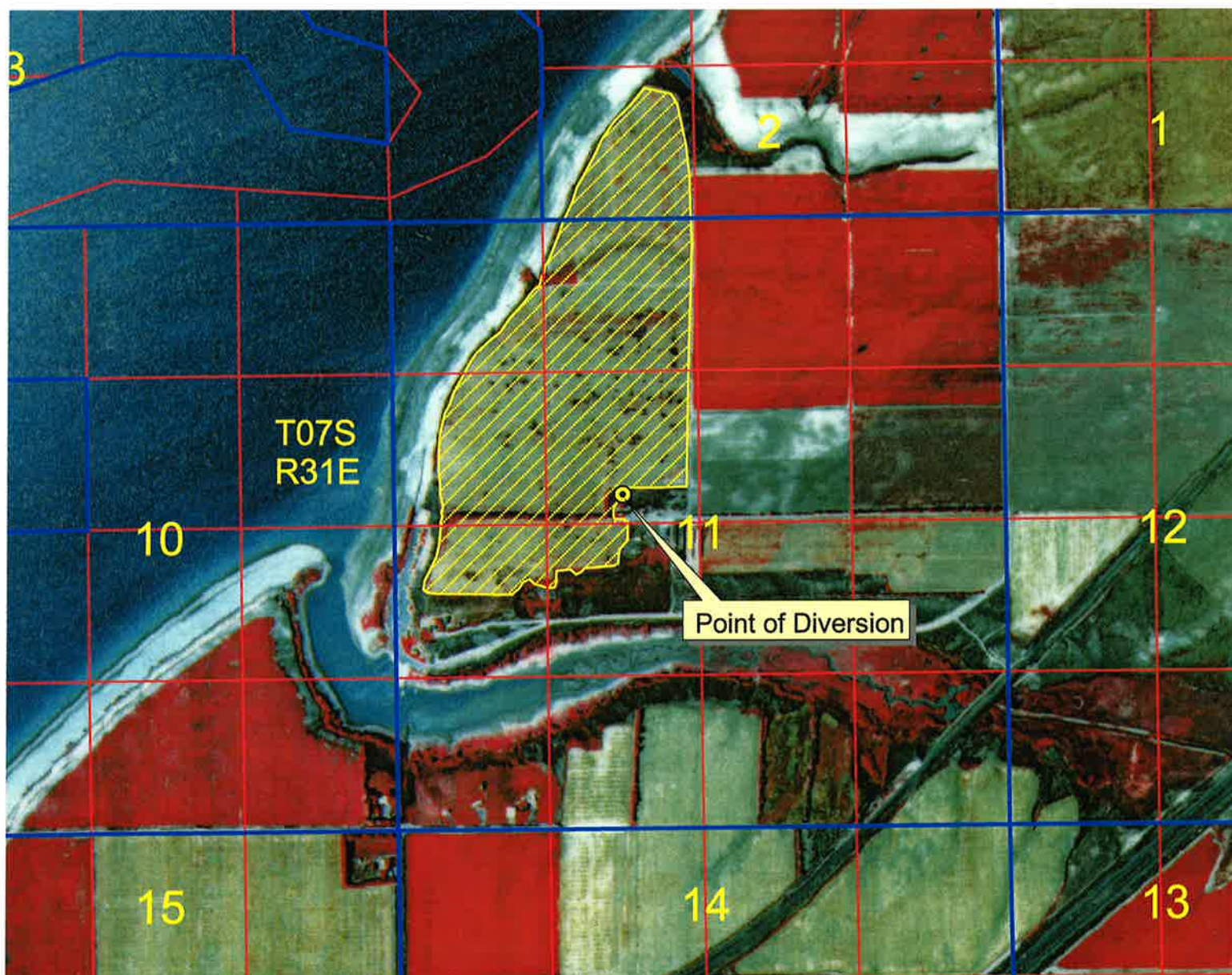
APR 22 2003

Department of Water Resources
Eastern Region

PROFILED



State of Idaho
Department of Water Resources
Eastern Region
Water Rights 29-02288, 29-11168



0.5 0 0.5 1 Miles

1:16000



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

PROVIDED

SCANNED

JAN 13 2006

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: P. Meyer
Date: January 2003

SCANNED
MAY 10 2001

Log for claim A29-02288

Spatial Dynamics AMH

6/7/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s31e	2	SESW	11	21	
07s31e	11	NENW	32	38	
07s31e	11	NWNW	2	7.6	
07s31e	11	SWNW	21	28	
07s31e	11	SENW	37	33	
07s31e	11	NESW	19	20	
07s31e	11	NWSW	16	25	
Totals:			138	172.6	

AJ5809NP
No. A29-02288

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/23/00
PAGE: 6

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FALLS IRRIGATION DISTRICT 310 VALDEZ ST AMERICAN FALLS ID 83211 (208) 226-5227	05/19/1950	IRRIGATION	04-01 11-01	2.000 CFS	
TOTAL DIVERSION:					2.000 CFS	
CONSUMPTIVE USE:						424.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07S R31E S11

SENW

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	31E	2	:													11				:	11.8
07S	31E	11	:							32	02	21	37			19	16			:	129.6
TOTAL ACRES																				:	141.4

POU County: POWER

Non-Irrigation Uses: NONE

Other Rights: 29-02380

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-10563 A01-04051 A29-10563 A29-11168 A29-11337

Other Water Rights Listing Overlapping Place(s) of Use:
A29-02380A A29-11168

Remarks: GEN TRANS. 840.
P/U 156.7 ACRES WITHIN FALLS IRRIGATION DISTRICT
CONSUMPTIVE USE 3.0 ACRE FEET/ACRE
***THE PLACE OF USE UNDER THIS LICENSED RIGHT WAS CHANGED BY
TRANSFER OF RIGHT NO.840. ADDITIONAL WATER BY BENEFICIAL USE IS
SHOWN IN ANOTHER CLAIM, ON THIS SAME LAND.***JT

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 04/28/89 BOR2 02/24/93 FRAZEE 09/20/93 THOMPSON

State of Idaho
License and Certificate of Water Right

Water License No. 21508

Amount Two Second feet

Water District No. _____

Priority May 19, 1950

THIS IS TO CERTIFY that **TOM PARIS**
of **American Falls, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **May 19**, 19 **50**; that Permit No. **21508**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
Two second feet, was issued thereunder on **January 27**, 19 **54**, showing that said works
were completed on the **14th** day of **October**, 19 **52**; and that on the **14th**
day of **October**, 19 **52**,

D. G. TAYLOR, Assignee of Tom Paris,
of **Rexburg**, 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 (subter-**
ranean flow), a tributary of _____, for the purpose of **irrigation**
_____, under Use Permit No. **21508** 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
nine of Licenses at page **5222**, on the **27** day of **January**, 19 **54**;
The right hereby confirmed dates from **May 19**, 19 **50**;

The Point of Diversion is located
in the **SE** $\frac{1}{4}$ **NW** $\frac{1}{4}$ Sec. **11**, Tp. **7 S.**, R. **31 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 **Two (2)** 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.	31 E.	11	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	15
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	35
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			Number of Acres Actually irrigated -	-	130

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 **January**, 19 **54**.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

29 2288

To Appropriate the Public Waters of the State of Idaho 29-2288

APPLICATION No. 29211
PERMIT No. 21508
DISTRICT No.

Al. G. Taylor
Reg. Eng. - Ida

1. Name of Applicant: TOM PARIS

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: Two (2)

cubic feet per second $\frac{1}{4}$

3. Source of water supply: Subterranean flow from a well

which is a tributary of

4. Location of point of diversion: 200

feet distant from the Southeast

of the NW $\frac{1}{4}$ NW $\frac{1}{4}$

corner of Section 11, T. 7 S., R. 31 E., B.M., and is in the NW $\frac{1}{4}$ NW $\frac{1}{4}$

of Section 11, T. 7 S., R. 31 E., B.M., County of Power

5. Water is to be used for Irrigation purposes

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: \$ 3,500.00

8. Kind of works: Well 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 4 feet; width at water line 6

feet; depth of water 1.5

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 Five (5) years.

13. The time required for the complete application of the water to the proposed use is Two (2)

additional years.

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

distant from the

corner of Section

, T. , R.

B.M., in the

of Section

, T.

, R.

, B.M.

7. Estimated cost of works: \$ 3,500.00
8. Kind of works: Well 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 4 feet; width at water line 6 feet; depth of water 1.5 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 Five (5) years.
13. The time required for the complete application of the water to the proposed use is Two (2) 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? **No** If so, fill in (b) and (c) below:
 (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.

TOM PARIS Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. May 19, 1950

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21508

Recorded in Book 77 Page 21508 Approved May 20, 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 20, 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 November 20, 1952

The whole of said work to be completed on or before May 20, 1955

Beneficial use of water appropriated in accordance herewith, to be made on or before May 20, 1957

WITNESS My hand this 20th 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 20th

day of May, 19 50

STATE OF IDAHO

Countersigned:

(SEAL)

By C. A. ROBINS

Governor.

By J. D. "CY" PRICE

Secretary of State.

REMARKS: Well to be drilled on applicant's property, Tax No. 49, Section 11, Township 7 South, Range 31 E., B. M. A part of the above quarter section is owned by the American Falls Irrigation Company.

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.	31 E.	11		x x x x			100
<u>A S S I G N M E N T</u>							
			For value received, I hereby assign all my right, title, and interest in and to Permit to the Public Waters of the State of Idaho, No. 21508 to D. G. Taylor, of Rexburg, Idaho.				Appropriat
			<u>TOM PARIS</u> Permit holder. <u>MARIE PARIS</u> Wife of Permit holder.				
State of Idaho) County of Power)ss							
On this 12th day of March, 1951, before me, a Notary Public for the State of Idaho, residing at American Falls, Idaho, personally appeared Tom Paris and Marie Paris, husband and wife, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same.							
In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written.							
(SEAL) My commission expires Dec. 8, 1953.			<u>W. C. LOOFBOURROW</u> Notary Public, residing at American Falls, Idaho				

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
7 S.	31 E.	11		x	x		100
<u>A S S I G N M E N T</u> For value received, I hereby assign all my right, title, and interest in and to Permit to Appropriation No. _____ of the Public Waters of the State of Idaho, No. 21508 to D. G. Taylor, of Rexburg, Idaho. TOM PARIS Permit holder. MARIE PARIS Wife of Permit holder. On this 12th day of March, 1951, before me, a Notary Public for the State of Idaho, residing at American Falls, Idaho, personally appeared Tom Paris and Marie Paris, husband and wife, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same. In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written. W. C. LOOFBOURROW Notary Public, residing at American Falls, Idaho (SEAL) My commission expires Dec. 8, 1953. Received and filed for record in the Department of Reclamation, at Boise, Idaho, at 9:00 A. M. July 19, 1951. MARK R. KULP State Reclamation Engineer							

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 21508.

Comes now D. G. Taylor 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. 21508;

That the point of diversion is described in said Permit as being located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11, Twp. 7 S., Range 31 E., B.M., as per map filed therewith.

That he now requests that the point of diversion be changed to a point located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11, Twp. 7 S., Range 31 E., B.M., as per map above referred to.

That his reasons for desiring to make such change are as follows: It has been found more suitable to drill the well in this latter location.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho, this 28th day of June, 1951.

D. G. TAYLOR

Date of receipt at Department of Reclamation June 28, 1951.

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, 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. 21508. 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.

MARK R. KULP
State Reclamation Engineer

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that D. G. TAYLOR of Rexburg, County of Madison, and State of Idaho, the holder of Permit No. 21508, issued upon Application No. 29211 bearing date of priority of May 19, 1940, authorizing the diversion of Two (2) second feet of the waters of a well (subterranean flow) 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 Two (2) second feet of the water of said well; that the point of diversion of said waters is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11, Township 7 South, Range 31 East, B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Northwest Quarter Section 11, Township 7 South, Range 31 East, B. M.

Witness my hand this 27th day of January, A. D. 1954

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made October 14, 1952
Certificate of Completion of Works Issued January 27, 1954

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 840.

THIS IS TO CERTIFY, That Delbert G. Taylor is the owner of and using a certain water right for two (2) cubic feet per second of subterranean water from a well in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11, Township 7 South, Range 31 East B.M. with priority of May 19, 1950, said water right being evidenced by License No. 21508, dated January 27, 1954 and being appurtenant to the following described lands to-wit:

Northwest Quarter (NW $\frac{1}{4}$) Section 11
Township 7 South, Range 31 East B.M.

That said License is entered in the records of the Department of Reclamation of the State of Idaho, in Volume 9 of Licenses at Page 5222.

And that now, upon the application of Seth I. Neibaur, Authorized Agent for Delbert G. Taylor, for a transfer of two (2) cubic feet per second of said subterranean water made before the State Reclamation Engineer of the State of Idaho and said application having been granted, the right to the use of two (2) cubic feet per second of the above described water upon the above described land is hereby abandoned, and the land to which the water right hereby confirmed shall, by this certificate, become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

NW $\frac{1}{4}$ Section 11
SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2
Township 7 South, Range 31 East B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

Two (2) cubic feet per second with priority of May 19, 1950

That the water right hereby transferred has heretofore been conducted to the first above described lands from a well through private ditches with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11, Township 7 South, Range 31 East B.M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through the same ditches and with the same point of diversion.

That the right of use of said water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed at Boise, Idaho, this 16th day of December, 1954.

MARK R. KULP
State Reclamation Engineer

T-840
29-2288

COPY

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of)

Seth I. Nelbaur, Authorized
Agent for Delbert G. Taylor,
Rexburg, Idaho)

ORDER GRANTING TRANSFER

NO. 840

For a Transfer of Water Right in Water
District No. 28, Power, County, Idaho)

WHEREAS, On the 6th day of August, 1954, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Seth I. Nelbaur, Authorized Agent for Delbert G. Taylor, of Rexburg, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED, That the said application be, and the same is hereby GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 16th day of December, 1954.

MARK R. KULP
State Reclamation Engineer

T-840
29-2288

Examination for...Completion of works
and Beneficial Use

$$D = 2.0 \text{ eV}$$
$$S = \mathbb{R} \times \mathbb{N}$$

16-5-44 18-2-45

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.

11. 7. 7.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21508

REPORT ON PROOF OF Completion of Works and Beneficial Use

D. G. TAYLOR (C/o Seth I. ^{//} Melbaur), American Falls

2.0 efs
mark

SCANNED

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: A29-02288
Date Received: 8/11/1989
Receipt No: E012943
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FALLS IRRIGATION DISTRICT 208-226-5227
Address: 310 VALDEZ ST
AMERICAN FALLS ID 83211

2. Date of Priority: MAY 19, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	31E	11	SE	NW			POWER

5. Description of diverting works:
WELL G FALLS IRRIGATION DISTRICT PROJ. CONSISTING OF A WELL & PUM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

8. Total consumptive use is 424.2 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	31E	2	SE	SW		IRR	11.8

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	11.8
		11	NE	NW	IRR	32.4
			NW	NW	IRR	2.7
			SW	NW	IRR	21.4
			SE	NW	IRR	37.5
			NE	SW	IRR	19.0
			NW	SW	IRR	16.6
					Section Acres	129.6
					Total Acres	141.4

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:
29-02380

14. Remarks:

TRANS. 840.

P/U 156.7 ACRES WITHIN FALLS IRRIGATION DISTRICT
CONSUMPTIVE USE 3.0 ACRE FEET/ACRE

***THE PLACE OF USE UNDER THIS LICENSED RIGHT WAS CHANGED BY
TRANSFER OF RIGHT NO.840. ADDITIONAL WATER BY BENEFICIAL USE IS
SHOWN IN ANOTHER CLAIM, ON THIS SAME LAND.***JT

15. Basis of Claim: LICENSE

Water Right Number: 21508

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

MICROFILMED

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
_____, Print Name
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

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: A29-02288
Date Received: 4-5-90-P.M.
Receipt No: E012943
Received By: SV

APR 6 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: Falls Irrigation District Phone: (208) 226-5227
Address: 310 Valdez Street
American Falls, ID 83211
2. Date of Priority: September 19, 1950
3. Source: Groundwater Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
7S	31 EBM	11		SE	NW		Power
5. Description of diversion works:
Well G of the Falls Irrigation District Project consisting
of a deep well and pump
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or) A.F.
Irrigation	April 1	Nov. 1	2	
7. Total Quantity Claimed is:
2 (C.F.S.) (and/or) (Acre Feet)
8. Total consumptive use claimed is:
424.2 Acre Feet Per Annum.
9. Non-irrigation uses:
None

A2902288



MICROFILMED
APR 12 1994

10. Description of place of use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
7S	31 EBM	11	NE	NW			32.4
			NW	NW			2.7
			SW	NW			21.4
			SE	NW			37.5
			NW	SW			16.6
			NE	SW			19.0
		2	SE	SW			11.8

Total number of acres irrigated. 141.4

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

Power

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

13. Other water rights used at the same place and for the same purposes as describe above.

See claim for beneficial use; ~~G-26603~~ 29-02380

14. Remarks:

The place of use under this licensed right was changed by Transfer of Right No. 840. Additional water by beneficial use is shown in another claim, on this same land.

15. Basis of Claim: License 29-2288
Water Right Number: ~~G-21508~~ and Transferred right No. 840, 29-2288

16. Signature(s)

- (a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication."
(b.) I/We do do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

For Organizations:

I do solemnly swear or affirm that I am President (Title), of Falls Irrigation District (Organization), that I have signed the foregoing document in the space below as President

MICROFILMED

APR 12 1994

Last Name Falls Irrigation District

Ident. No.

(Title) of Falls Irrigation District (Organization) and that the statements contained in the foregoing document are true and correct.

Steve W. Isaak
Signature of Authorized Agent

President-Falls Irrigation Dist.
Title and Organization

April 4, 1990
Date

State of Idaho)
) ss.
County of Power)

Subscribed and sworn (or affirmed) before me this 4th day of April, 1990.

(SEAL)

Roger D. Ling
Notary Public for Idaho
Residing at: Rupert, Idaho
My Commission Expires: 10/30/94

17. Notice of Appearance:

Notice is hereby given that I, Roger D. Ling, will be acting as attorney at law on behalf of the claimant signing the 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: Roger D. Ling
Roger D. Ling

Address: P. O. Box 396, Rupert, ID 83350

Date: April 4, 1990

MICROFILMED
APR 12 1994

Last Name Falls Irrigation District

Ident. No. _____