

01/22/2003

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

RIGHT NUMBER: 29-2306

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.800 CFS
770.000 AFY

PRIORITY DATE: 07/02/1951

POINT OF DIVERSION:

T06S R31E S36 SWSWNE Within POWER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
2.800 CFS
770.00 AFY

PLACE OF USE: IRRIGATION Within POWER County

T06S R31E S36	NWNE	0.2	T06S R31E S36	SWNE	37.0
T06S R31E S36	SENE	36.0	T06S R31E S36 Lot 1	NENW	2.0
T06S R31E S36 Lot 2	SWNW	0.3	T06S R31E S36	SENE	35.0
T06S R31E S36	NESW	27.0	T06S R31E S36	NWSW	11.0
T06S R31E S36	NESE	17.0	T06S R31E S36	NWSE	27.0

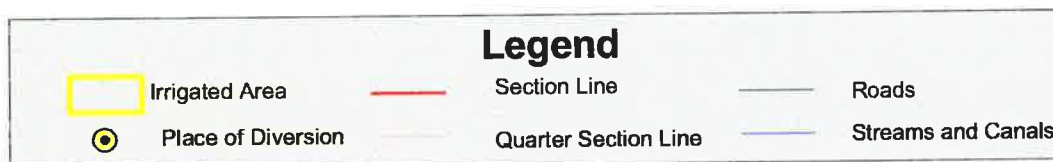
192.5 ACRES TOTAL

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

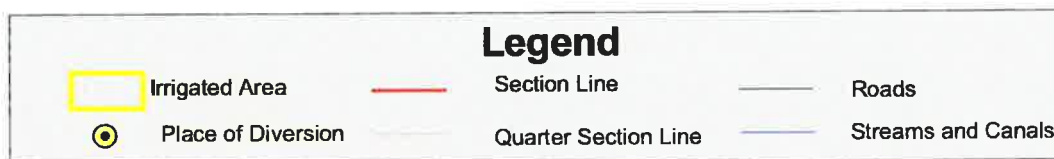
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: License

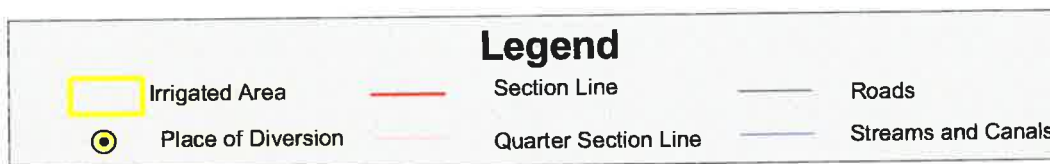
Township , 6S31E



Township , 6S31E



Township , 6S31E



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2306 V1

WATER RIGHT NUMBER: 29-2306 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	D G TAYLOR
Attorney	REXBURG, ID 83440 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
Current Owner	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

Priority Date: 07/02/1951

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	2.800 CFS	770.00 AF
	<u>Total Diversion:</u>	2.800 CFS	770.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4NE1/4	Sec. 36, Twp 06S, 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	
							L1		L2										
06S	32E	29			X	X				X	X	X	X	X	X	X	X	X	
					L2	L6									L7	L3	L4	L8	

[illegible]

Adjudication Recommendation Report 29-2306 V1

[illegible]

Adjudication Recommendation Report 29-2306 V1

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2306 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
						L1	L2			L3	L4						
08S 31E 19						X	X			X	X						
						L1	L2			L3	L4						
08S 31E 30										X	X						
										L3	L4						
08S 31E 31							X			X							
							L2			L3							
09S 30E 1	X	X			X	X											
	L1	L2			L3	L4											
09S 30E 2	X	X			X												
	L1	L2			L3												

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. 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 This right is limited to the irrigation of 192.5 acres within the place of use described above.
3. 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.

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2306 V1

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	1/22/2003 11:59:53 AM	pmeyer			Active
POD	1/22/2003 12:00:15 PM	pmeyer			Active
Source	1/22/2003 12:00:51 PM	pmeyer			Active
POU	1/22/2003 12:01:04 PM	pmeyer			Active
Use	1/22/2003 12:01:31 PM	pmeyer			Active
Season	1/22/2003 12:05:06 PM	pmeyer			Active
Quantity	1/22/2003 12:05:39 PM	pmeyer			Active
Summary			01/22/2003	pmeyer	Active
Summary			05/21/2003	dshaff	Active
POU	5/21/2003 4:13:22 PM	dshaff			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	1/22/2003 11:57:15 AM	pmeyer	Edited shape boundary
POU	1/22/2003 11:57:45 AM	pmeyer	Edited PLS
POD	1/22/2003 11:58:52 AM	pmeyer	Edited PLS
POD	1/22/2003 12:00:15 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? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2306 V1

Source	1/22/2003 12:00:51 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?
POU	1/22/2003 12:01:04 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? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	1/22/2003 12:01:31 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?
Priority Date	1/22/2003 11:59:54 AM	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?
Season	1/22/2003 12:05:06 PM	pmeyer	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (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?

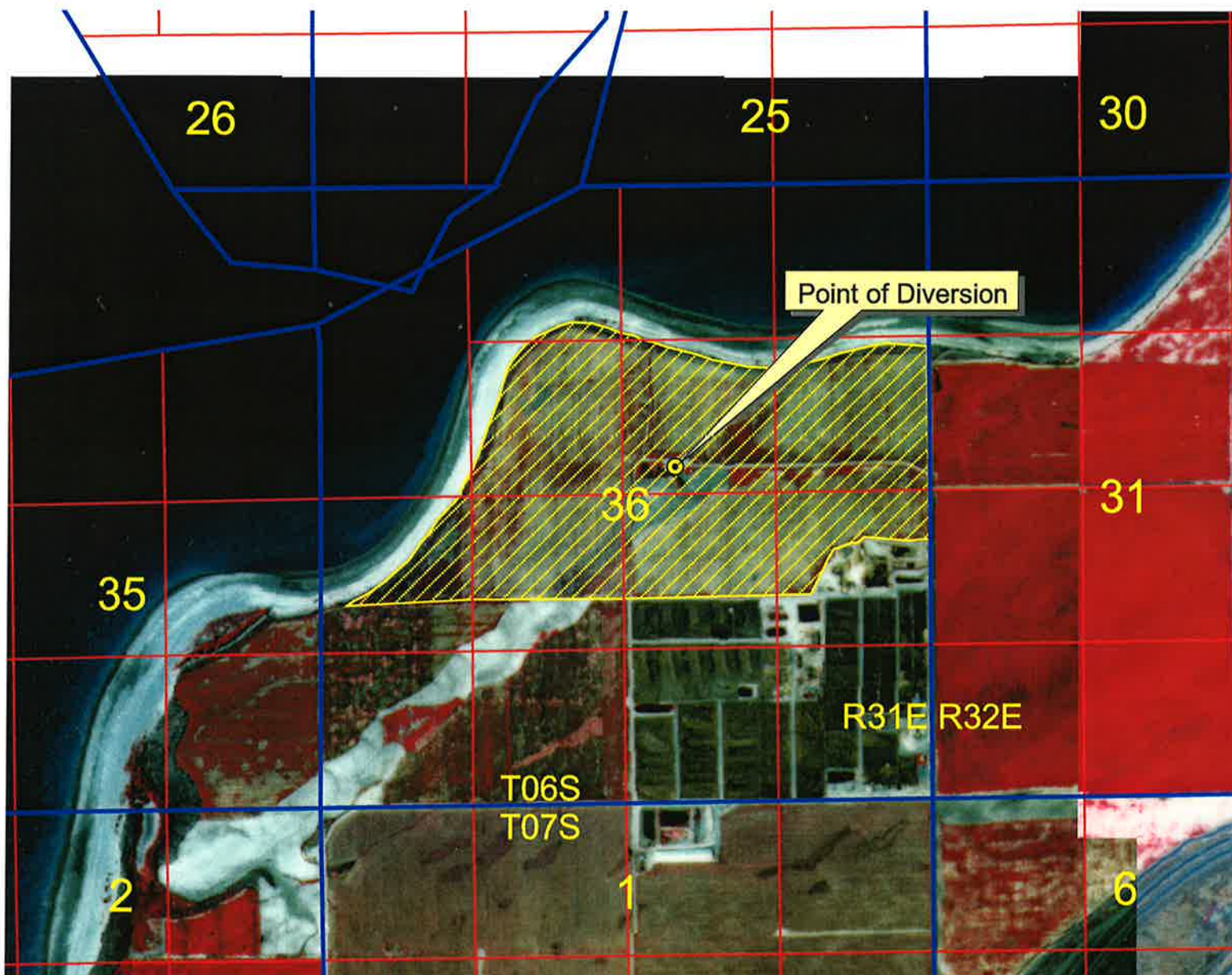
IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2306 V1

Quantity	1/22/2003 12:05:40 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? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - 192.5 acres * 4.0 afa = 770 afa.
Summary	1/22/2003 12:07:22 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?
POD	1/22/2003 11:58:32 AM	pmeyer	Edited point location
POU	5/21/2003 4:04:56 PM	dshaff	Edited shape boundary
POU	5/21/2003 4:13:24 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?
POU	5/21/2003 4:02:08 PM	dshaff	Edited shape boundary
Summary	5/21/2003 4:12:57 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?
POU	5/21/2003 4:24:57 PM	dshaff	Edited shape boundary
POU	5/21/2003 4:25:19 PM	dshaff	Edited shape boundary



State of Idaho
Department of Water Resources
Eastern Region
Water Right 29-02306



0.5 0 0.5 1 Miles

1:16000



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

PROTECTED
SCANNED
JAN 23 2006

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

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

SCANNED

JAN 23 2006

SCANNED

MAY 10 2001

Log for claim A29-02306

Spatial Dynamics AMH

7/11/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s31e	36	NWNE	0.3	0.3	
06s31e	36	SWNE	36	34	
06s31e	36	SENE	36	34	
06s31e	36	NENW	2	2.4	
06s31e	36	SWNW	0.5	0.3	
06s31e	36	SENW	36	34	
06s31e	36	NESW	27	40	
06s31e	36	NWSW	12	24	
06s31e	36	NESE	27	39	
06s31e	36	NWSE	27	40	
Totals:			203.8	248	

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

D. G. Taylor
(C/o Seth Neibaur)
American Falls, Idaho
Permit No. G-22223

Examination for Completion of Works
and Beneficial Use

County _____ Power _____

3.26 - 65 - 31E

$Q = 4.5 \text{ a.f.s.}$

$S = 10.11$

INSTRUCTIONS TO EXAMINERS

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

440V 89a 07.1.22

Section 10

Section 10 110'

10" column 110'

10' section

well 16" x 250'

old 8" water. Perf at 181' under

E. M. Smith's land 3260

checked by G. Taylor, Neibaur
has the log

2.8 cfs
mark

app. 4.5 c/s.

State of Idaho

License and Certificate of Water Right

Water License No. G-22223

Amount 2.8 Second Feet

Water District No. _____

Priority July 2, 1951

THIS IS TO CERTIFY that D. G. TAYLOR
of Rexburg, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 2,, 1951; that Permit No. G-22223
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.8 second feet, was issued thereunder on January 27, 1954, showing that said works
were completed on the 14th day of October, 1952; and that on the
day of 14th, October, 1952,

D. G. TAYLOR

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 (sub-
terranean flow) a tributary of _____, for the purpose of irrigation and domestic
use, under Use Permit No. G-22223 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 5221, on the 27 day of January, 1954;

The right hereby confirmed dates from July 2, 1951;

The Point of Diversion is located

in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Tp. 6 S., R. 31 E., B. M. County Power

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 2.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S.	31 E.	36	E $\frac{1}{2}$ NE $\frac{1}{4}$	---	40
			W $\frac{1}{2}$ NE $\frac{1}{4}$		40
			E $\frac{1}{2}$ NW $\frac{1}{4}$		40
			W $\frac{1}{2}$ NW $\frac{1}{4}$		4
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	25
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	25
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	25
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	25
			Number to be irrigated		224

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, 1954.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT
To Appropriately the Subterranean Waters of The State of Idaho

Application No. G- 29951
Permit No. G- 22223
District No.

1. Name of Applicant: D. G. TAYLOR

Postoffice address: Rexburg

County: Madison

State: Idaho

2. Quantity of water claimed: 4.50 cubic feet per second

(a) Rate of withdrawal in cubic feet per second.
Miners' inches

or Idaho

or gallons per minute.

(b) Annual withdrawal in acre feet per annum

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

4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 36
Twp. 6 S. , Rge. 31 E. , B.M., County of Power

5. Water is to be used for: Irrigation and domestic purposes.

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.

7. Kind of works: Well, pump and sprinkler system.

8. Estimated cost of works: \$ 20,000.00

9. (a) Is reservoir to be used?

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is Five (5) years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the applicant are (a) Cash on hand: \$

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

12. The land to be irrigated is described in the following tabulation:

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

(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) (cubic feet per second, inches or gallons per minute) is for new lands.

Field
m For
acres.
KW
2-27-85

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

D. G. TAYLOR

Applicant.

Bv

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. July 2, 1951

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-22223

Recorded in Book 79 Page 22223 Approved July 7, 1951

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 September 7, 1951 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before January 7, 1954

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before July 7, 1956

Witness my hand this 7th day of July, 1951

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho,
and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 7th
day of July, 1951

Countersigned:

STATE OF IDAHO

(SEAL)

By _____ IRA H. MASTERS

By LEN JORDAN

Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6 S.	31 E.	36	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	320	
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. G-22223																			
Comes now Seth I. Neibaur 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. G-22223.																			
That the point of diversion is described in said permit as being located SE¼ NW¼, Section 36, Township 6 South, Range 31 East.																			
That he now requests that the point of diversion be changed to a point in the SW¼ NE¼ Sec. 36, Township 6 South, Range 31 East.																			
That his reasons for desiring to make such change are as follows:																			
That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.																			
Signed at American Falls, Idaho, this 19th day of May, 1953.																			
ate of receipt at Department of Reclamation June 1, 1953.																			
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. G-22223. 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																			

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-22223

Comes now SETH I. NEIBAUR, 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. G-22223, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: N $\frac{1}{2}$ S $\frac{1}{2}$ and all that portion of the N $\frac{1}{2}$ Section 36, Township 6 South, Range 31 East, B.M., lying South of the line of the American Falls Reservoir, making a total of _____ 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 American Falls, Idaho, this 19th day of May, 1953.

SETH I. NEIBAUR

Date of receipt at Office of Department of Reclamation June 1, 1953.

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. G-22223. 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. G-22223, issued upon Application No. G-29951 bearing date of priority of July 2, 1951, authorizing the diversion of 4.5 second feet of the waters of a well (subterranean flow) County of Power, 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 2.8 second feet of the waters of said well; that the point of diversion of said waters is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Township 6 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: North Half Section 36, Township 6 South, Range 31 East, B. M. (That portion lying south of the line of the American Falls Reservoir), and North half of the South Half Section 36, Township 6 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

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: A29-02306

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: JUL 2, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	31E	36	SW	NE			POWER

5. Description of diverting works:
WELL B, DEEP WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.800		

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

8. Total consumptive use is 618.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	31E	36	NW	NE		IRR	0.3
			SW	NE		IRR	36.2
			SE	NE		IRR	36.7
			NE	NW	1	IRR	2.4

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	31E	36	SW	NW	2	IRR	0.5
			SE	NW		IRR	36.2
			NE	SW		IRR	27.3
			NW	SW		IRR	12.0
			NE	SE		IRR	27.3
			NW	SE		IRR	27.1

Section Acres 206.0

Total Acres 206.0

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:

P/U 206.3 ACRES WITHIN FALLS IRRIGATION DISTRICT
CONSUMPTIVE USE 3.0 ACRE FEET/ACRE

***THIS WELL IS A PART OF THE IRRIGATION WORKS OF FALLS IRR.
DIST., HELD IN TRUST FOR THE LANDS WITHIN THE DIST. IF ANY PART
OF THIS CLAIM IS DENIED, A CONSTITUTIONAL RIGHT BY DIVERSION AND
APPLICATION OF BENEFICIAL USE WAS ESTABLISHED BY THE DISTRICT ON
APRIL 1, 1958.***

15. Basis of Claim: LICENSE

Water Right Number: 22223

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: _____

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For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____, and that the statements contained in the
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
_____ 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 _____

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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: A29-02306
Date Received: Post Mark 4-5-90
Receipt No: 6012943
Received By: SP

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: July 2, 1951
3. Source: Groundwater Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
6S	31 EBM	36		SW	NE		Power
5. Description of diversion works:
Well B-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	2.8	
7. Total Quantity Claimed is:
2.8 (C.F.S.) (and/or) (Acre Feet)
8. Total consumptive use claimed is:
618 Acre Feet Per Annum.
9. Non-irrigation uses:
None

A2902306



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APR 12 1994

10. Description of place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
6S	31 EBM	36	SW	NE		36.2	
			SE	NE		36.7	
			SW	NW		2	.5
			SE	NW		36.2	
			NE	SW	27.3		
			NW	SW	12.0		
			NE	SE	27.3		
			NW	SE	27.1		
			NE	NW	1	2.4	
			NW	NE	.3		

Total number of acres irrigated. 206.0

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.

G-26603 29-02380

14. Remarks:

This well is a part of the irrigation works of Falls Irrigation District, held in trust for the lands within the District. If any part of this claim is denied, a constitutional right by diversion and application of beneficial use was established by the District on April 1, 1958.

15. Basis of Claim: License

Water Right Number: ~~G-22223~~ 29-2306

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: None

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APR 12 1994

Last Name Falls Irrigation District

Ident. No.

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

Stenue 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

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APR 12 1994

Last Name Falls Irrigation District

Ident. No. _____