

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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

TRIBUTARY:

USE OF THIS RIGHT WITH RIGHT NO. 29-11167 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 724 AF.

POINT OF DIVERSION:

T07S R31E S11 SWNE Within POWER County

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

2.000 CFS

IRRIGATION Within POWER County

T07S R31E S11	NENE	39.0	T07S R31E S11	NWNE	39.0
T07S R31E S11	SWNE	37.0	T07S R31E S11	SENE	37.0
T07S R31E S11	NESE	17.0	T07S R31E S11	NWSE	12.0

181 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

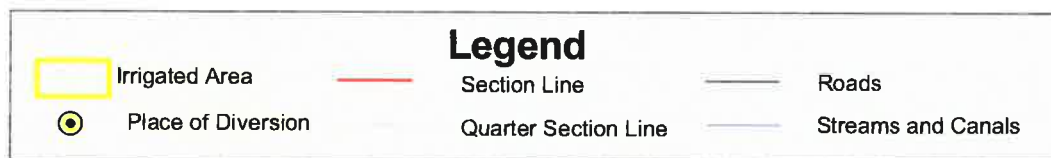
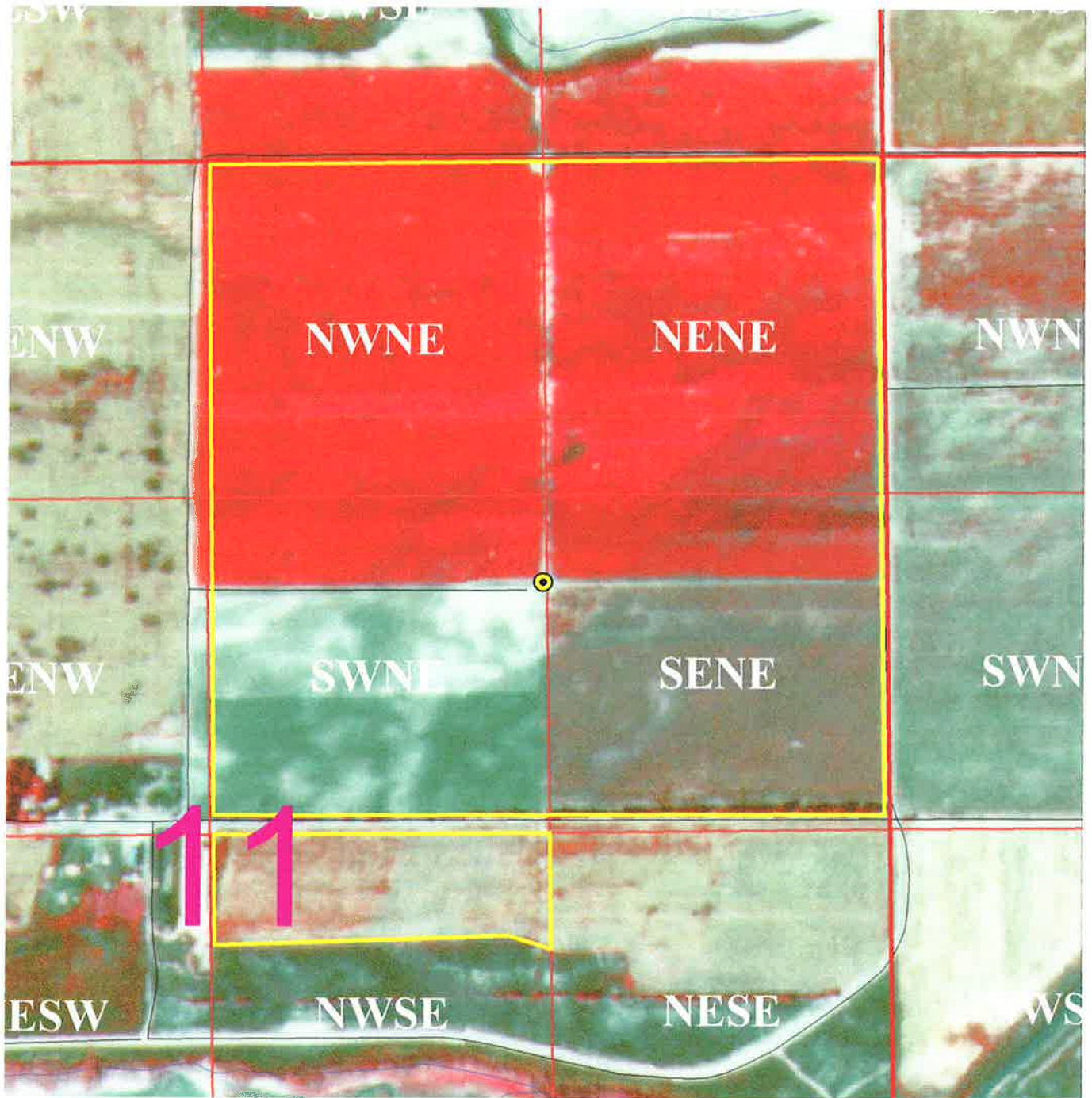
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 NO. 29-11167 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

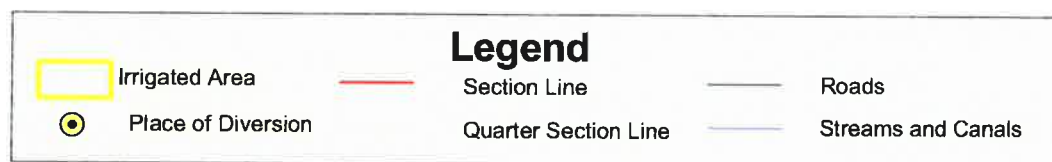
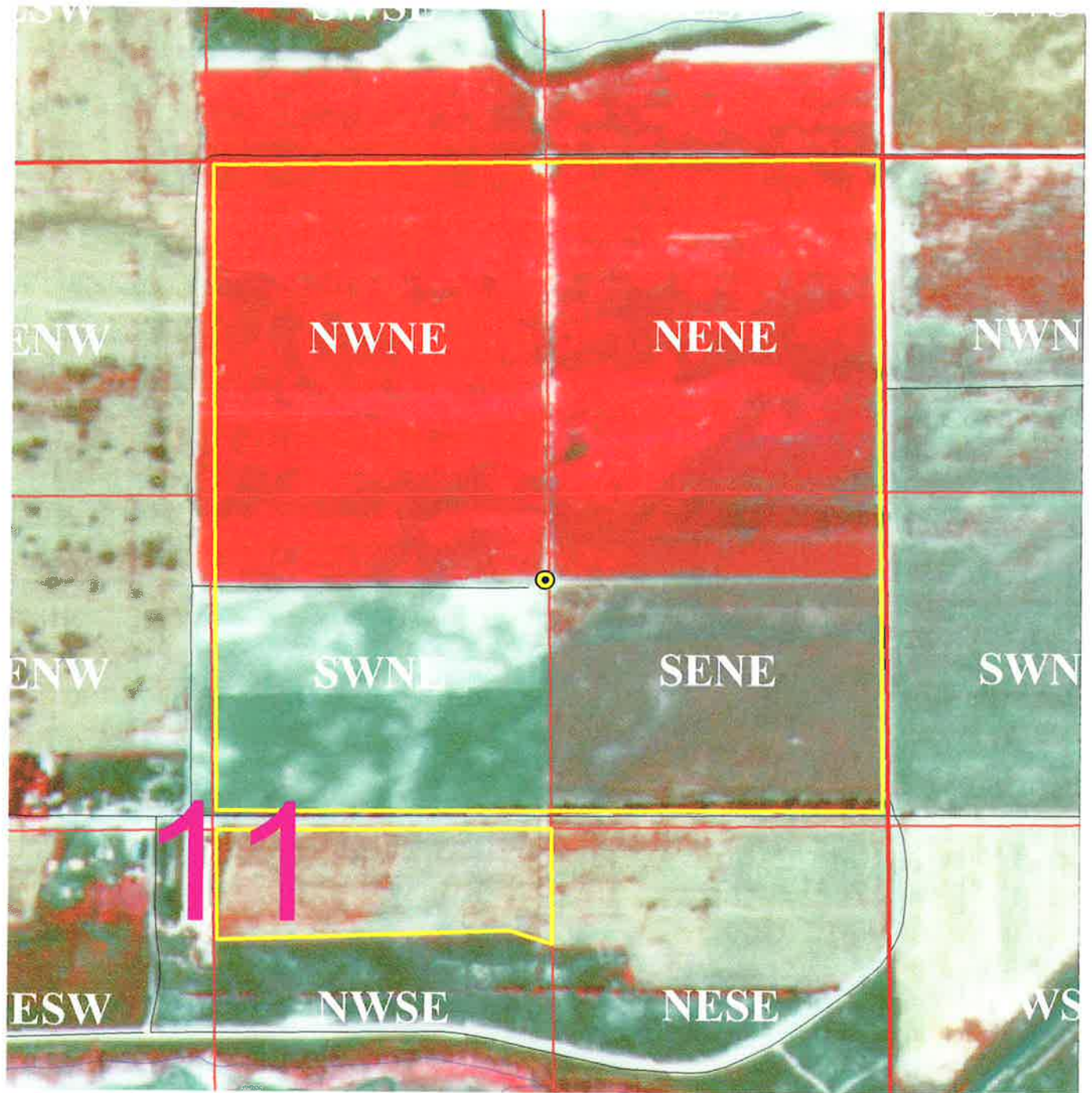
Township , 7S31E



300 0 300 600 Feet



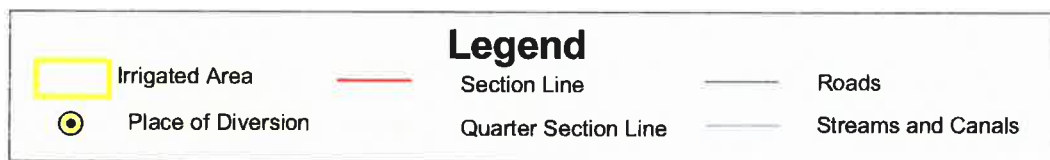
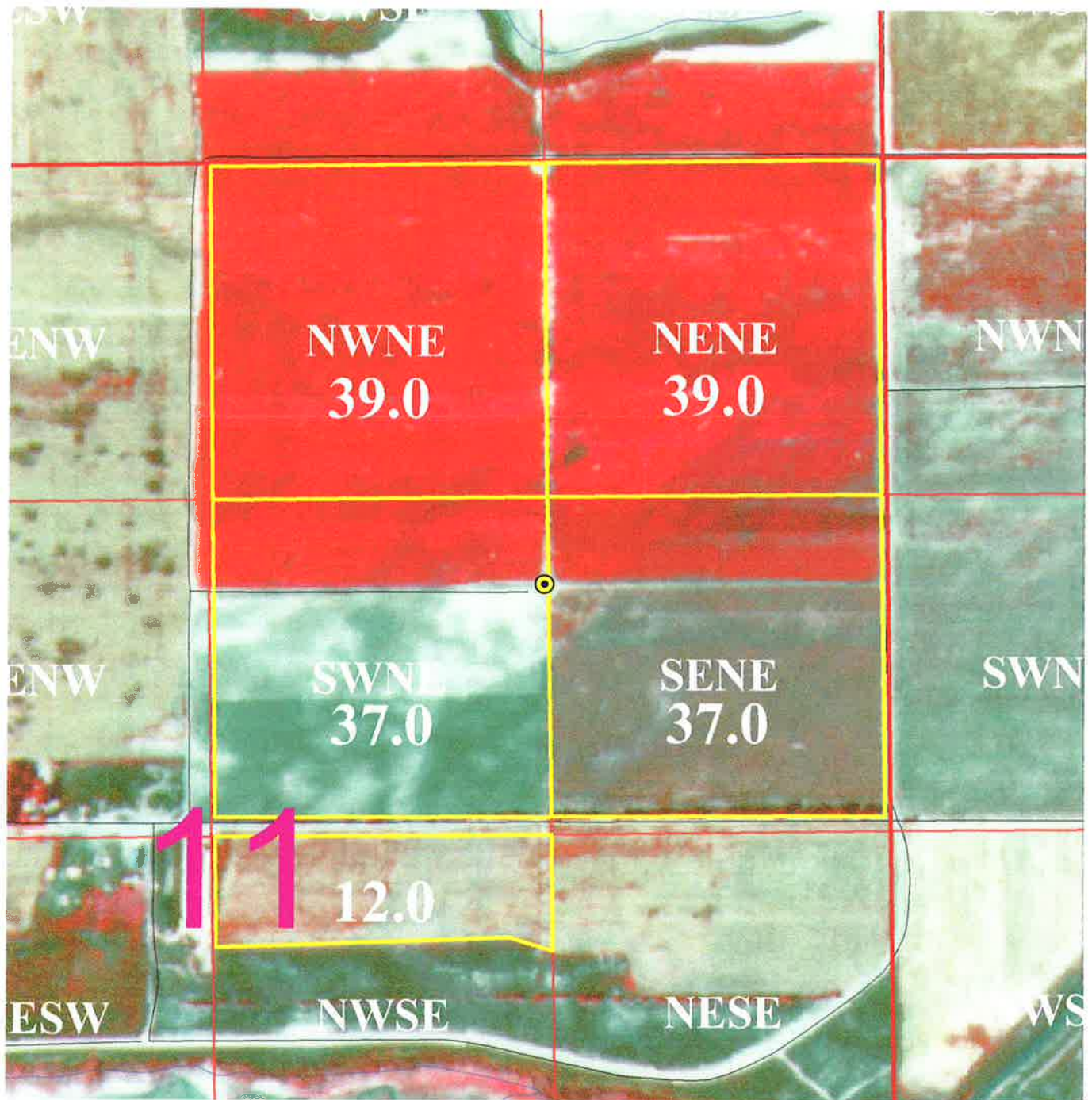
Township , 7S31E



300 0 300 600 Feet



Township , 7S31E



300 0 300 600 Feet



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2307 V1

WATER RIGHT NUMBER: 29-2307 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	D G TAYLOR REXBURG, ID 83440
Attorney	LING & ROBINSON C/O ROGER D LING PO BOX 396 RUPERT, ID 83350-0396 (208)436-4717
Original Owner	US DEPT OF INTERIOR BUREAU OF RECLAMATION 1150 N CURTIS RD STE 100 BOISE, ID 83706-5155 (208)378-5085
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	2.000 CFS	640.00 AF
	<u>Total Diversion:</u>	2.000 CFS	640.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4	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																	
06S	31E	36	X	X	X	X	X		X	X	X	X	X	X	X	X	X	X	
							L 1		L 2										

Adjudication Recommendation Report 29-2307 V1

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2307 V1

07S 31E 28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07S 31E 29	X	X	X	X	X			X	X	X	X	X	X	X	X	X	X
07S 31E 30												X				X	
												L3				L4	
07S 31E 31	X			X								X	X	X	X	X	X
	L1			L2										L3			
07S 31E 32	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07S 31E 33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07S 31E 34	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07S 31E 35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07S 31E 36					X	X			X	X							
07S 32E 5	X	X	X		X	X	X	X	X	X	X		X	X			
	L7	L4	L3		L5	L6							L2	L1			
07S 32E 6	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
	L1	L2			L3	L4	L5			L6	L7						
07S 32E 7	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
					L1	L2			L3	L4							
07S 32E 8		X	X		X	X	X	X	X	X	X	X		X	X		
		L1	L2											L3	L4		
07S 32E 17		X	X		X	X	X	X	X	X	X						
		L1	L2														
07S 32E 18	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
					L1	L2			L3	L4							
07S 32E 19		X	X		X	X	X	X	X	X	X		X	X			
					L1	L2			L3	L4							
07S 32E 20					X												
07S 32E 30					X	X											
					L1												
08S 30E 1												X	X	X	X		
												L2	L3				
08S 30E 10																	
08S 30E 11								X	X	X	X	X	X	X	X	X	X
								L3	L4			L1	L2				

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2307 V1

08S 30E 12	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
					L1		L2										
08S 30E 13	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08S 30E 14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08S 30E 15	X		X	X					X			X	X	X	X	X	X
	L1		L2						L3			L4					
08S 30E 21															X	X	X
															L2	L1	
08S 30E 22	X	X	X	X					X		X	X	X	X	X	X	X
									L3		L4						
08S 30E 23	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08S 30E 24	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08S 30E 25	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08S 30E 26	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08S 30E 27	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08S 30E 28	X	X	X	X					X	X	X	X	X	X	X	X	X
										L3	L4						
08S 30E 34		X		X	X								X				
08S 30E 35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08S 30E 36	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08S 31E 2	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
	L1	L2			L3	L4											
08S 31E 3	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
	L1	L2			L3	L4											
08S 31E 4	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
	L1	L2			L3	L4											
08S 31E 5	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
	L1	L2			L3	L4											
08S 31E 6	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
	L1	L2			L3	L4	L5			L6	L7						
08S 31E 7	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
						L1	L2			L3	L4						

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2307 V1

08S 31E 8	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
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. 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. Quantity USE OF THIS RIGHT WITH RIGHT NO. 29-11167 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 724 AF.
4. Place of Use - Irrigation Use of this right with right no. 29-11167 is limited to the irrigation of a combined total of 181 acres in a single irrigation season.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2307 V1

5. Explanatory RIGHT NO. 29-11167 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
6. Place of Use This right is limited to the irrigation of 160 acres within the place of use described above in a
- Irrigation single irrigation season.

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	12/3/2002 4:54:32 PM	pmeyer			Active
POD	12/3/2002 6:08:15 PM	pmeyer			Active
Source	12/3/2002 6:08:31 PM	pmeyer			Active
POU	12/3/2002 6:11:05 PM	pmeyer			Active
Use	12/3/2002 6:11:43 PM	pmeyer			Active
Season	12/3/2002 6:13:41 PM	pmeyer			Active
Quantity	12/3/2002 6:14:55 PM	pmeyer			Active
Summary			12/03/2002	pmeyer	Active
POU	5/21/2003 4:27:00 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 29-2307 V1

Summary	5/21/2003 4:40:31 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 4:25:57 PM	dshaff	Edited shape boundary
POU	5/21/2003 4:27:01 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	12/3/2002 4:50:41 PM	pmeyer	Edited shape boundary
POD	12/3/2002 4:53:02 PM	pmeyer	Edited point location
POU	12/3/2002 4:51:02 PM	pmeyer	Edited shape boundary
Priority Date	12/3/2002 4:54:32 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	12/3/2002 6:08:17 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?
Source	12/3/2002 6:08:32 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	12/3/2002 6:10:07 PM	pmeyer	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2307 V1

POU	12/3/2002 6:11:07 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? (Yes) 14. Is a POU remark and/or condition required?
Use	12/3/2002 6:11:45 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	12/3/2002 6:13:43 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?
Quantity	12/3/2002 6:14:56 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 - Combined afa with 29-11167 = 181 acres * 4.0 = 724 afa

IDAHO DEPARTMENT OF WATER RESOURCES

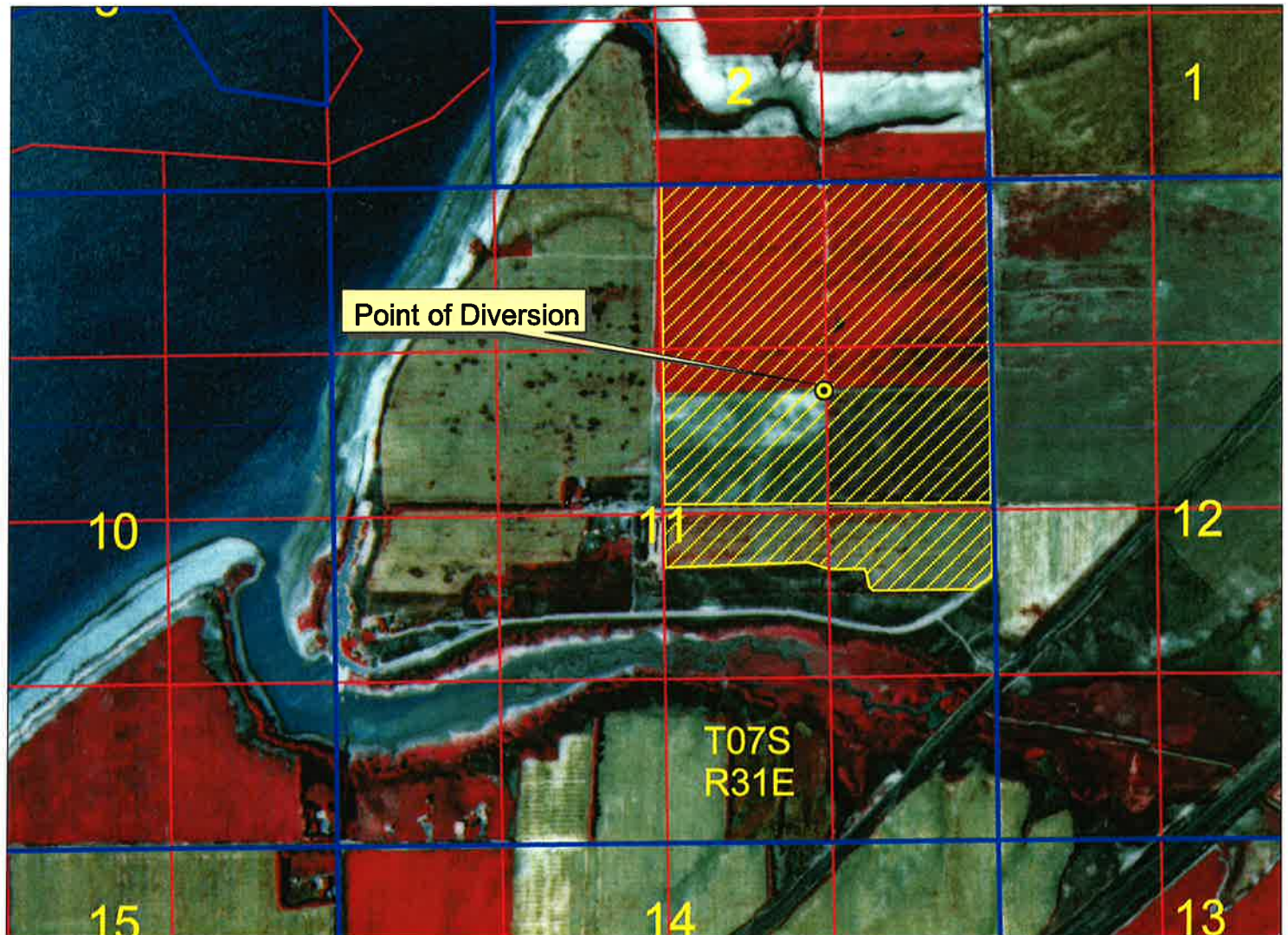
Adjudication Recommendation Report 29-2307 V1

Summary	12/3/2002 6:17:56 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?
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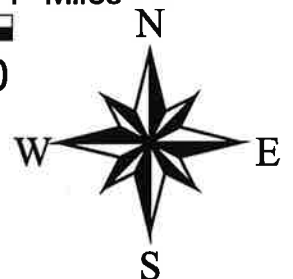
State of Idaho
Department of Water Resources
Eastern Region

Water Rights 29-2307, 29-11167



0.5 0 0.5 1 Miles

1:16000



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

SCANNED
JAN 23 2006

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

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 ecarlson@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 2 2003

PROCESSED

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: 29-2307

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):

quantity pumped.

2. Describe the changes you wish to make in the proposed recommendation:

Increase acreage

3. Give a brief explanation as to why you disagree with these portions:

We have it irrigating 194.5 acres

____ I AGREE with this proposed recommendation: no changes need to be made.

DATE: *4/21/03*

SIGNATURE:

Terrell Sorensen

Please print your name:

Terrell Sorensen

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

SCANNED

JAN 23 2006

RECEIVED
APR 22 2003

Department of Water Resources
Eastern Region

SCANNED

MAY 10 2001

Log for claim A29-02307

Spatial Dynamics AMH

6/7/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s31e	11	NENE	38	39	
07s31e	11	NWNE	39	39	
07s31e	11	SWNE	38	37	
07s31e	11	SENE	37	37	
07s31e	11	NWSE	5	12	Permissible place of use?
Totals:			157	164	

AJ5809NP
No. A29-02307

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/23/00
PAGE: 9

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	07/02/1951	IRRIGATION	04-01 11-01	2.000 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	2.000 CFS 480.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07S R31E S11

SWNE

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	11	:	38		39		38		37										:		
																				05		160.0
																				TOTAL ACRES		160.0

POU County: POWER

Non-Irrigation Uses: NONE

Other Rights: 29-02380 AND CONSTITUTIONAL CLAIM FOR WATER FROM THIS WELL.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A01-04051 A29-11167 A29-11337

Other Water Rights Listing Overlapping Place(s) of Use:
A29-02380A A29-11167

Remarks: GEN P/U 202.7 ACRES WITHIN FALLS IRRIGATION DISTRICT
CONSUMPTIVE USE 3.0 ACRE FEET/ACRE
***THE PLACE OF USE FOR THE 160 ACRES IN THE ORIGINAL LICENSE HAS
BEEN SLIGHTLY CHANGED AS INDICATED. IN ADDITION, THE DIVERSION
AND NUMBER OF ACRES HAS BEEN INCREASED, FOR A TOTAL DIVERSION OF
3.46 CFS FOR THE IRRIGATION OF 194.5 ACRES.***
CONFORMED ATTORNEY MAILING ADDRESS DMS

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 03/31/95 DSMITH

State of Idaho

License and Certificate of Water Right

Water License No. G-22226

Amount Two second feet

Water District No. _____

Priority July 2, 1951

THIS IS TO CERTIFY that **D. G. TAYLOR**

of **Reburg, Idaho**

, made application for a permit to appropriate the

public waters of the State of Idaho, dated **July 2,** , 19 **51** ; that Permit No. **G-22226** was issued under said application; that Certificate of Completion of works, with a carrying capacity of

Two second feet, was issued thereunder on **November 4** , 19 **54** , showing that said works were completed on the **20th** day of **August** , 19 **54** ; and that on the **20th** day of **August** , 19 **54** ,

SETH I. NEIBAUER, Agent for **D. G. Taylor**,

of **Reburg**

, 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**

(**subterranean ~~water~~ flow**)

, for the purpose of **irrigation and do-**

mestic use , under Use Permit No. **G-22226**

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 **5394** , on the **4th** day of **November** , 19 **54** ;

The right hereby confirmed dates from **July 2**

, 19 **51** ;

The Point of Diversion is located

In the **SW 1/4 NE 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 $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			Number of Acres Actually Irrigated		

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

4th day of **November**

, 19 **54** .

MARK R. KULP

State Reclamation Engineer.

(SEAL)

To Appropriation the Subterranean Waters of The State of Idaho

Application No. G- 29954
Permit No. G- 22226
District No.

1. Name of Applicant: D. G. TAYLOR
Postoffice address: Rexburg County: Madison State: Idaho
2. Quantity of water claimed: 2.30 cubic feet per second
(a) Rate of withdrawal in cubic feet per second. or Idaho
Miners' inches or gallons per minute.
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow from wells
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 11 and center of the NE $\frac{1}{4}$
Twp. 7 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.

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-22226

Recorded in Book 79 Page 22226 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

Secretary of State.

Bv LEN JORDAN

Governor

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	
7 S.	31 E.	11	40 40 40 40				160
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. G-22226 Comes now Seth Neibaur and represents to the State Reclamation Engineer of the State of Idaho: That he is the authorized agent for the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-22226. That the point of diversion is described in said permit as being located in the center of the NE$\frac{1}{4}$ Section 11, Twp. 7 S., Range 31 E., B.M. That he now requests that the point of diversion be changed to a point located in the SW$\frac{1}{4}$NE$\frac{1}{4}$ Sec. 11, Twp. 7 S., Rge. 31 E. B.M. That his reasons for desiring to make such change are as follows: The latter is a higher point and better location for the well. 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 18th day of June 1954. SETH I. NEIBAUR Date of receipt at Department of Reclamation June 18, 1954 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-22226. 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							

~~MARK R. KULP~~

State Reclamation Engineer

Permit No. G-22226
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-22226, issued upon Application No. G-29954 bearing date of priority of July 2, 1951, authorizing the diversion of 2.3 second feet of the waters of subterranean flow from wells 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 Two (2) second feet of the waters of one well; that the point of diversion of said waters is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ 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: Northeast Quarter Section 11, Township 7 South, Range 31 East, B.M.

Witness my hand this 4th day of November, A. D. 1954.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made August 20, 1954.
Certificate of Completion of Works issued November 4, 1954.

LICENSE ISSUED FOR 2 SEC. E1.

Page 5394

D. G. Taylor
Rexburg, Idaho

Permit No. 22226

Examination for Beneficial use proof

County Power

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
SEP 7 1954

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 22226

REPORT ON PROOF OF Beneficial Use

DELBERT G. TAYLOR, Rexburg, Idaho
Seth Neibauer, American Falls, Agent

app-2,300

*2 eff
max*

160 acres

11-40'±

P-22226

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: A29-02307

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 of	Lot	County
07S	31E	11	SW	NE			POWER

5. Description of diverting works:
WELL F FALLS IRRIGATION DISTRICT PROJ; DEEP WELL & PUMP

6. Water is used for the following purposes:

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

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

8. Total consumptive use is 480.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	31E	11	NE	NE		IRR	38.6
			NW	NE		IRR	39.9
			SW	NE		IRR	38.5
			SE	NE		IRR	37.6

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	31E	11	NW SE		IRR	5.4

Section Acres 160.0

Total Acres 160.0

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 AND CONSTITUTIONAL CLAIM FOR WATER FROM THIS WELL.

14. Remarks:

P/U 202.7 ACRES WITHIN FALLS IRRIGATION DISTRICT
CONSUMPTIVE USE 3.0 ACRE FEET/ACRE

***THE PLACE OF USE FOR THE 160 ACRES IN THE ORIGINAL LICENSE HAS
BEEN SLIGHTLY CHANGED AS INDICATED. IN ADDITION, THE DIVERSION
AND NUMBER OF ACRES HAS BEEN INCREASED, FOR A TOTAL DIVERSION OF
3.46 CFS FOR THE IRRIGATION OF 194.5 ACRES.***

15. Basis of Claim: LICENSE

Water Right Number: 22226

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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APR 12 1994

For Organizations:

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

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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: A29-02307
Date Received: Postmark 4-5-90
Receipt No: EO12943
Received By: EV

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
7S	31 EBM	11	SW	NE			Power

5. Description of diversion works:

Well F--Falls Irrigation District Project--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:

480 Acre Feet Per Annum.

9. Non-irrigation uses:

None



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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	NE			38.6
			NW	NE			39.9
			SW	NE			38.5
			SE	NE			37.6
			NW	SE			5.4

Total number of acres irrigated. 160.0

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.

29.02380

License No. ~~26603~~ and constitutional claim for water diverted and placed to beneficial use from this well. See additional claim.

14. Remarks:

The place of use for the 160 acres in the original license has been slightly changed as indicated. In addition, the diversion and number of acres has been increased, for a total diversion of 3.46 c.f.s. for the irrigation of 194.5 acres

15. Basis of Claim: License

Water Right Number: G-22226 29.02307

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

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APR 12 1994

Last Name Falls Irrigation District

Ident. No. _____

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.

Steve W. Isak
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. _____