

IDAHO DEPARTMENT OF WATER RESOURCES

RIGHT NUMBER: 29-2342B

NAME AND ADDRESS: SUSAN LARSEN
5758 W HWY 91
POCATELLO ID 83204

ERNEST J LARSEN
5758 W HWY 91
POCATELLO ID 83204

TRIBUTARY:

QUANTITY: 0.140 CFS
28.400 AFY

PRIORITY DATE: 11/28/1953

POINT OF DIVERSION:

T07S R35E S23 SESWNW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.140 CFS
28.40 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R35E S23	SWNW	3.4	T07S R35E S23	SENW	1.7
T07S R35E S23	NWSW	2.0			

7.1 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

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

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

1

Water Right Claim Number A29-02342B
Township , 7S35E

08/30/2000



 Irrigated Area

 Section Line

 Roads

 Place of Diversion

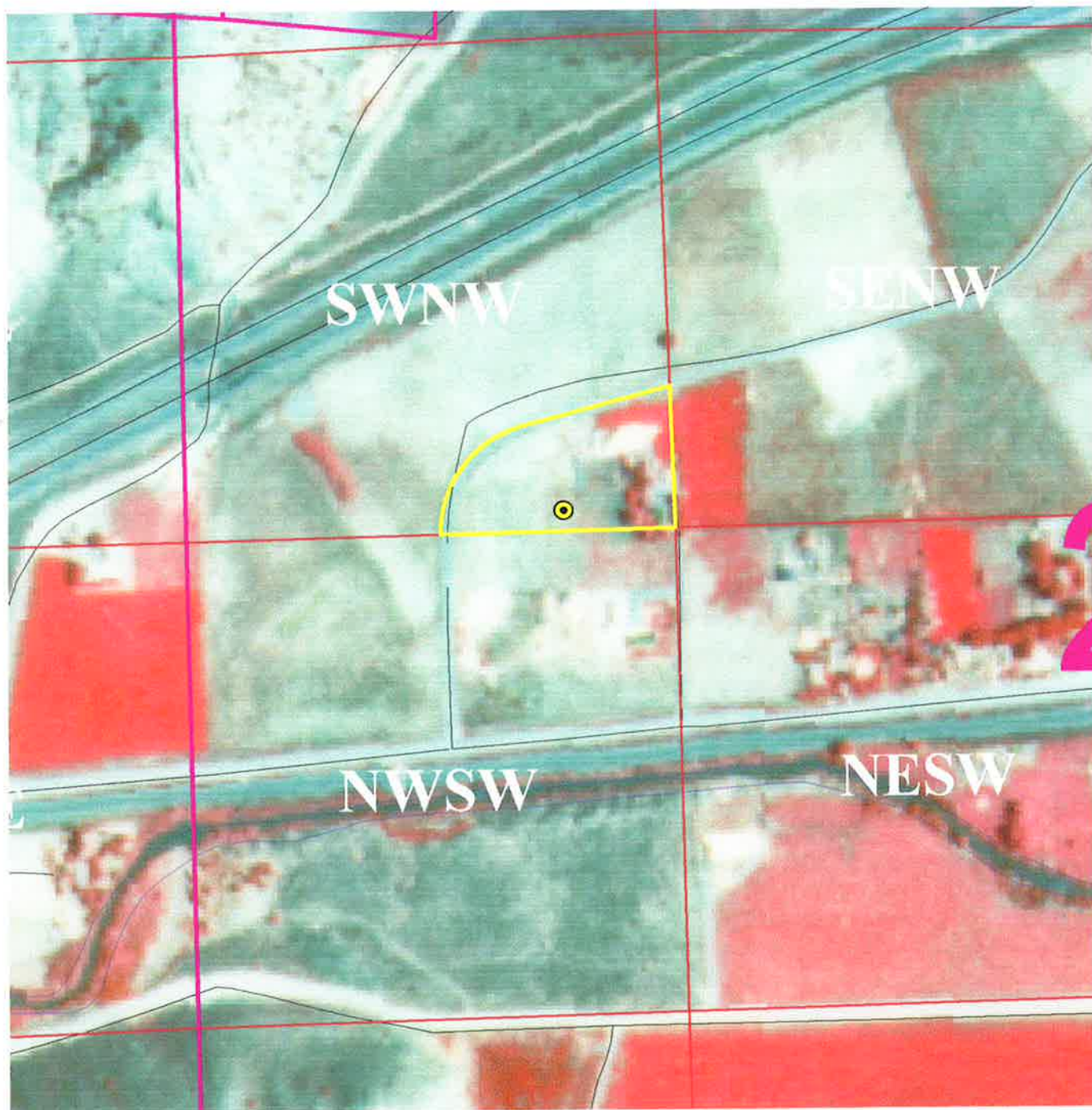
Quarter Section Line

 Streams and Canals



Water Right Claim Number A29-02342B
Township , 7S35E

08/30/2000

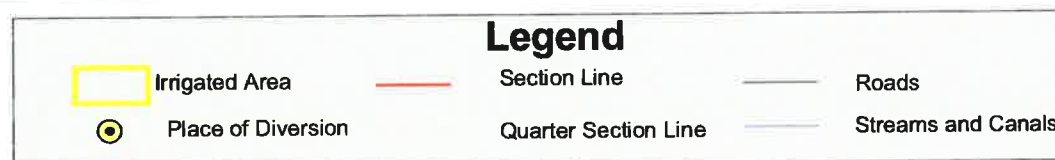
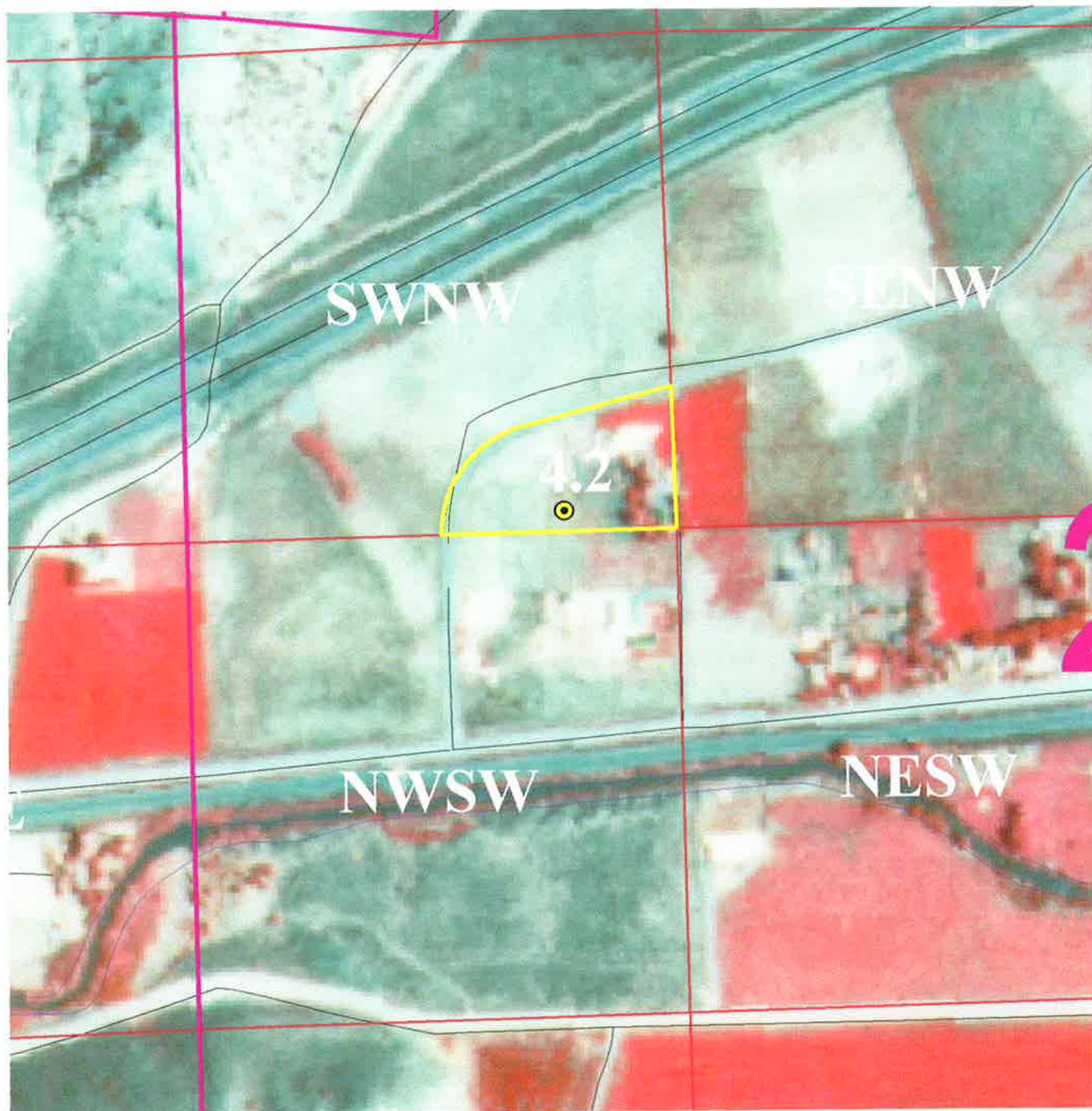


Legend		
	Irrigated Area	 Section Line
	Place of Diversion	 Roads
		 Streams and Canals
		 Quarter Section Line



Water Right Claim Number A29-02342B
Township , 7S35E

08/30/2000

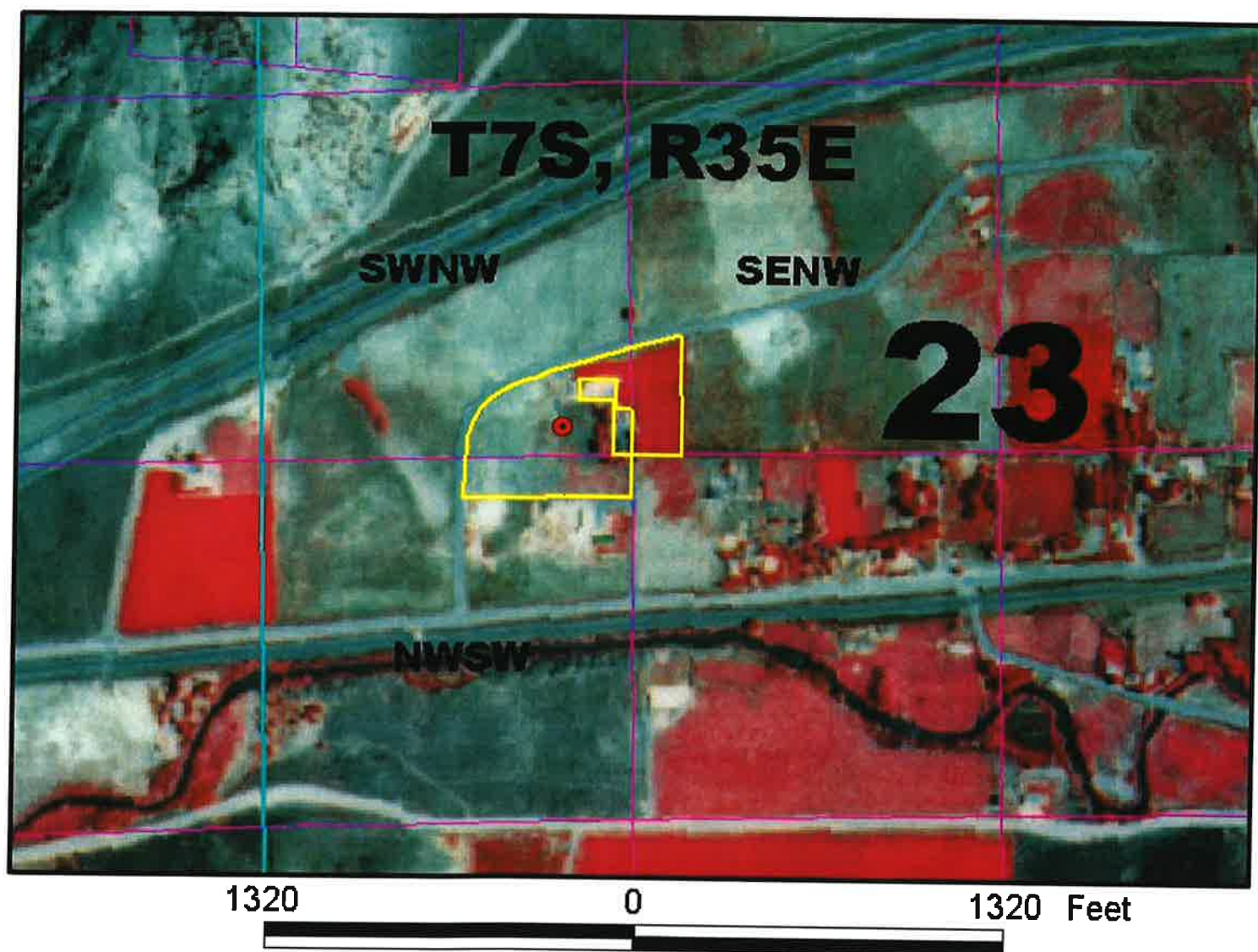




STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-02342B

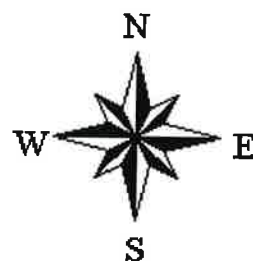


Total Irrigated Acres: 7.1

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

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GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: June 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 23, 2003

ERNEST J LARSEN
SUSAN LARSEN
5758 W HWY 91
POCATELLO ID 83204

RE: Notice of Error reply for Snake River Basin Adjudication (SRBA) claim 29-02342B.

The Idaho Dept. of Water Resources received the Notice of Error (NOE) reply you sent on 4/12/03. I reviewed the NOE and the file and will try to address your concerns.

29-02342B:

1) You stated that your name in the contact record was incorrect and should be changed from "Ernestate J Larsen" to "Ernest J. Larsen".

This change has been made in our database on the claim and recommendation. I apologize for this error. I believe there was some sort of "glitch" in the system since all available records show that the contact record should be "Ernest J. Larsen"

2) You stated that the total recommended acreage should be increased from 6.1 acres to 7.1 acres and thus increasing your diversion rate.

After reviewing the files and historical aerial photographs, I feel available evidence supports change. However, on 5/23/01 you signed an amended claim that reduced the claimed irrigated acreage to 6.1 acres from the original 8 claimed (copy enclosed). I solicited this amended claim from you to better define the irrigated POU and sent you a map of what I was potentially planning on recommending.

So, the unfortunate thing is now we need to amend the claim again to change the claimed acreage back. I have filled out the new amended claim for 7.1 acres as you requested. I also changed the claimed diversion rate to 0.14 cfs. I am including another map to show the acreage distribution. Please look over the amended claim and initial any changes you wish to make. When satisfied, sign the claim in front of a notary and return it to this office as soon as possible.

Please note that this is your claim and you paid for filing fees of up to 8 acres. You can fill out the claim however you want. I feel there was some confusion with the first

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amendment that might have lead to this issue. My recommendation will be based on what I can support and as I stated before I feel I can support recommending 7.1 acres of irrigation as you requested.

3) You asked about your domestic right and where the copy of that was.

Right 29-11706 is your domestic and stockwater right. This was partially decreed by the SRBA court on 6/18/1998 and should have been sent copies of that partial decree at that time. This means that this right is perfected and no further action needs to be taken. For your convenience I am sending you a copy of right 29-11706.

4) You addressed the issue of the 1992 moratorium and forfeiture.

IDWR is aware of your concerns with Larry Porter and the neighbors in the surrounding area. Your letters of concerns are on file. I would like to address a couple of points that might help answer some of your questions.

The 1992 moratorium was put in place to halt new appropriation of surface and ground water for irrigation purposes. Drilling permits are still issued for new wells for domestic purposes and new irrigation wells can be drilled by filing transfers to add a new well/point of diversion.

As an example, it is not uncommon for someone to have a water right license for 180 acres with one well. Then for example the property is subdivided to 4 forty acre parcels. The new owners then file a transfer to add a new point of diversion (well) to irrigate their 40 acre parcel. This can be done as long as all the wells in combination do not exceed the original licensed diversion rate. This is similar to the process that Larry Porter took to irrigate his property.

As far as forfeiture and or abandonment of a water right, I have included copies of Idaho code that address that. I would particularly refer you to page 55 under Idaho Code 42-222 that speaks of resuming a right.

I hope this helps answer at least some of your questions. However, if you still feel that water users in your area are appropriating water when they should not be, you will be notified at the time the directors report is issued and will have a chance to object to your neighbors water rights and be heard by the SRBA court.

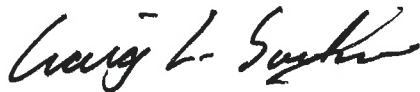
In addition, any new transfer filed is listed in the legal section of your local paper in order to notify water users in the area so they can file a protest if they feel the transfer will cause injury to themselves or other water users.

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Please feel free to contact me with any questions.

Respectfully submitted,



Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

6-19-03
Called and spoke
with Mr. Larsen
and said I need
Amended claim in
the mail tomorrow.
(Friday 6-18-03)

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Crabtree, Jennifer

From: Saxton, Craig
Sent: Wednesday, April 23, 2003 1:25 PM
To: Crabtree, Jennifer
Subject: FW: Contact Record Problem

Somehow the contact record "110121" was changed and I don't have a clue why.

The story is this. I got a NOE reply back for SRBA recommendation 29-02342B. One of the issues was the name listed as an owner reads:

ERNESTATE J LARSEN

Rather than:

ERNEST J LARSEN

So I did a bunch of research to try to figure out what was going on and it looks like all of Mr. Larsen's water right records got changed to "ERNESTATE".

29-02342B	Claim
29-02342B	Recommendation
29-11706	Claim
29-11706	Water right

Thus, I checked for notes in the database for some indication for this change. I could not find any.

I had Dave Carlson in Eastern send me copies of the claims and they all say "Ernest". I checked the VAX records for both claims 29-02342B and 29-11706 and they both say "Ernest". Then, I checked the SRBA court record for PD's domestic right 29-11706 and that shows "Ernest" (much to my relief).

So, the conclusion is I think there was some computer error that changed the contact record.

Based on this information I went ahead and changed the contact record for 110121 back to reflect "ERNEST J LARSEN". After changing the claim records for both of the above mentioned rights, it automatically changed the WR record for 29-11706 and recommendation for 29-02342B.

I am only bringing this to your attention so you know there is a "Glitch" in the system.

I realize this is long winded so feel free to drop me a line if you have any questions.

Craig Saxton

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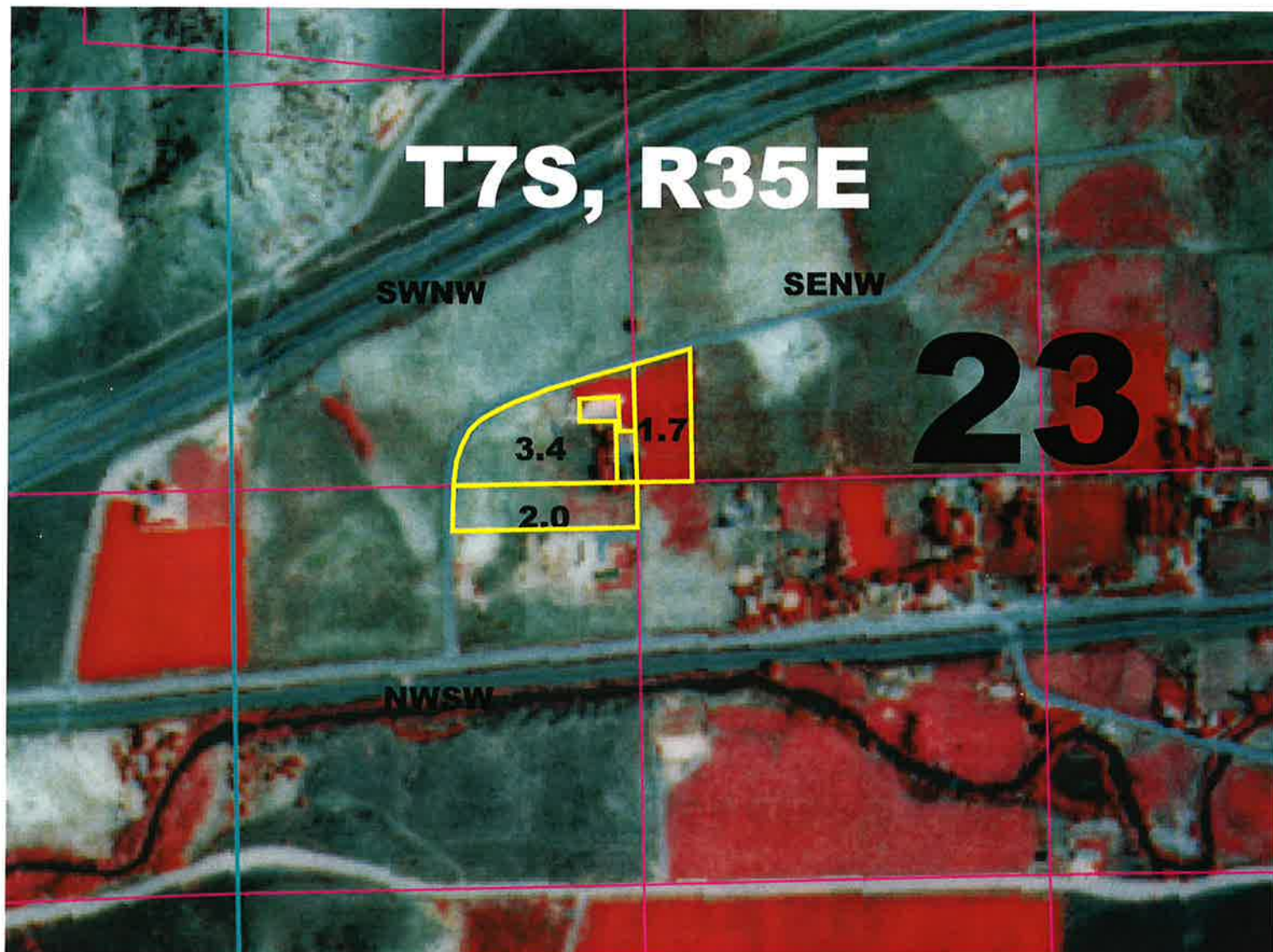
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4/28/2003

Larsen, Ernest J

29-02342B



Point of Diversion - N/A

Total Acres: 7.1



Bannock County Tax Lot Data - N/A



Claimed POU



Indian Allotment Boundary N/A



Section Lines

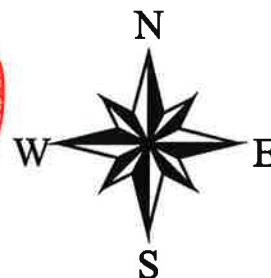


Quarter Quarter Lines

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Prepared By: Craig Saxton
April 2003

[Send To Printer](#)

[Back To TerraServer](#)

[Change to 11x17 Print Size](#)

[Show Grid Lines](#)

[Change to Landscape](#)

USGS 13 km SE of Pocatello, Idaho, United States 15 Jul 1998



0 100M

0 100yd

Image courtesy of the U.S. Geological Survey
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Craig

02/13/2003

NOTICE OF ERROR
REPLY

original water right
29-02342

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: 29-2342B

SUSAN LARSEN
5758 W HWY 91
POCATELLO ID 83204
Telephone Number: (208) 775-3707

ERNESTATE J LARSEN
5758 W HWY 91
POCATELLO ID 83204
Telephone Number: (208) 775-3707

← ERNEST J. LARSEN

RECEIVED
APR 17 2003
Department of Water Resources
Eastern Region
RECEIVED
APR 21 2003
WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Section TOT75 R35E S23 SWNW

Section should encompass at least one more acre

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

Change TOTAL irrigated Acres to 7.1 acres

I irrigate everything except the house & BARN

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

You left out a substantial portion of ground
According to the map

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

DATE: 3-2-03 SIGNATURE: E. J. Larsen

Please print your name: ERNEST JAY LARSEN

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

Please re-access according to
proper irrigation map and up
th CFS See circle in map
that was left out of irrigation
& where is my claim for
my house well which is
a separate well?

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As previously noted in

earlier letters to your

department about my family

Porter, residing at 5794 Ski View

Drive, Pac. Ida 83204 and his

Columbian wife. He is still

pumping water on 15 acres

of hay ground out of a

house well. So much for

the water maintenance of

may 1992 when supposedly

no new irrigation well permit

were to be issued. Now my

other neighbors have chosen to

do the same thing and

irrigate ground out of their

house well. All this around

in question has not been

under irrigation or long

as I have lived here

1-84. don't you lose your

water rights after 5 years

of non-use. Apparently

not ~~the~~ must why is

it you make the rules and

the individual has to enforce

them as I stated earlier

the Porter has started the

ball rolling in this

subdivision and now

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APR 17 2003
Department of Water Resources
Eastern Region

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02/13/2003

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

RIGHT NUMBER: 29-2342B
NAME AND ADDRESS: SUSAN LARSEN
5758 W HWY 91
POCATELLO ID 83204
ERNESTATE J LARSEN
5758 W HWY 91
POCATELLO ID 83204

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.120 CFS
24.40 AFY

PRIORITY DATE: 11/28/1953

POINT OF DIVERSION:
T07S R35E S23 SESWNW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.120 CFS 24.40 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R35E S23	SWNW	2.6	T07S R35E S23	SESW	1.6
T07S R35E S23	NWSW	1.9			

6.1 ACRES TOTAL

3.6 should be

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

my original claim when this mess all
started was for .06 domestic & stock water
.135 irrigation

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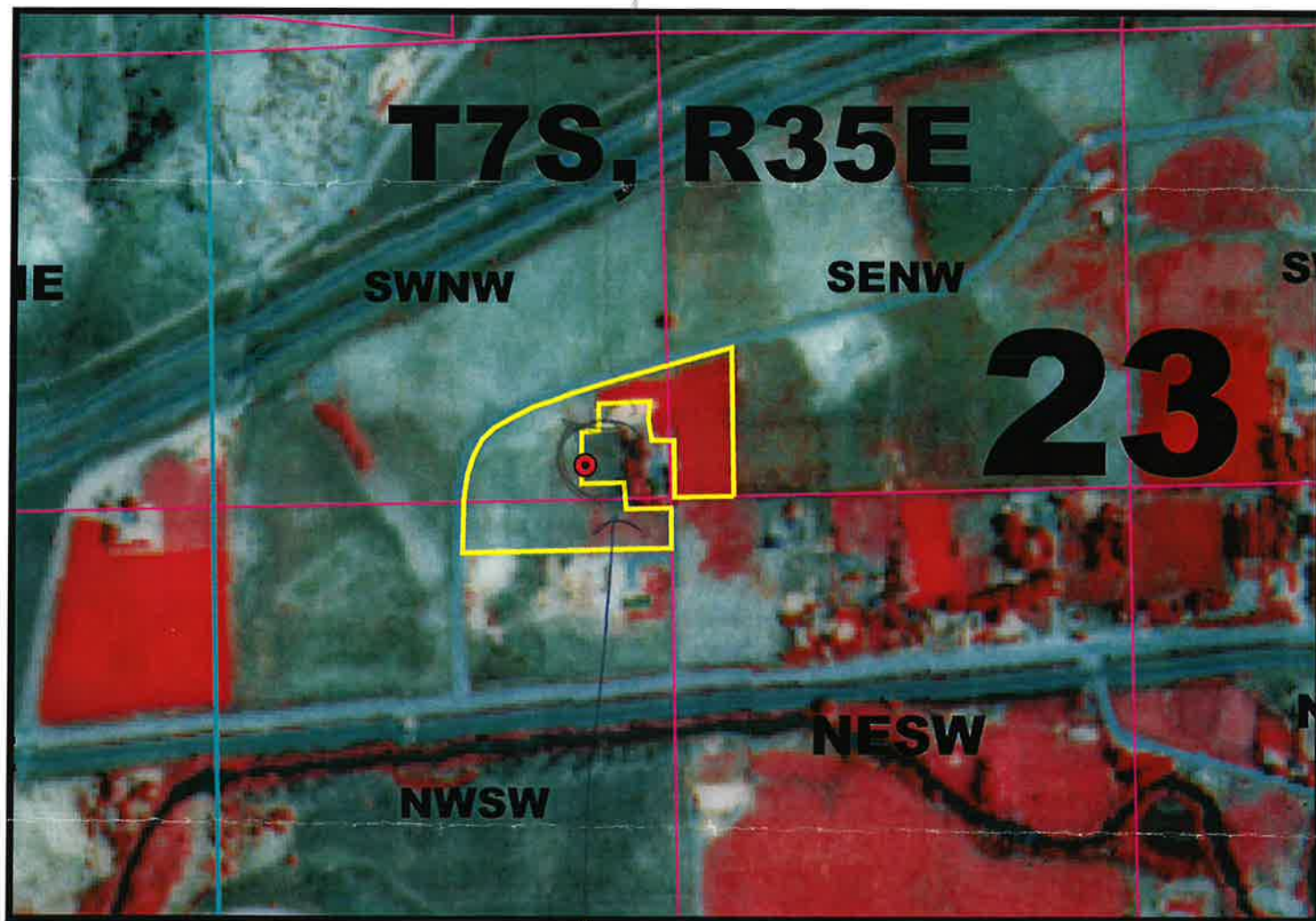


STATE OF IDAHO

Department of Water Resources
Eastern Region

RECEIVED
APR 17 2003
Department of Water Resources
Eastern Region

Barn house
Water Right(s): 29-02342B



1320 0 1320 Feet

Total Irrigated Acres: 6.1

Should be: 7.1

● Point(s) of Diversion

□ Place of Use

□ Quarter Quarter Lines

□ Section Lines

*The only ground I don't
irrigate is where my house
& barn are located. I use
field irrigation for my
lawn*



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GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: July 2001

13,782	500 SHEETS, FULL	5 SQUARE
42,381	50 SHEETS EYE-EASE®	5 SQUARE
42,382	100 SHEETS EYE-EASE®	5 SQUARE
42,389	200 SHEETS EYE-EASE®	5 SQUARE
42,392	200 SHEETS EYE-EASE®	5 SQUARE
42,390	200 RECYCLED WHITE	5 SQUARE

Mapleview® 5 A

Recommend

A) Wesling

0.02

Orsallow I

B) Larsen

0.02

0.12
6.1

c) Hull

4-13229

0.10
4.7

0.02

0.10
4.7

TR-69369

D) Porter

0.02

0.25
12.4

: TR - 69313

29-13205 (Ferro)

2.03

$$\begin{array}{r} 0.09 \\ 4.5 \end{array}$$

29-13226 (Bailey)

0.03

0.07
2.3

TR - 69368

Licensed cfs = 0.88
AL = 52.3

Recommended Div Rate + Ac < Licensed

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JAN 27 2006

PROTECTED

JUN 15 2001

RECEIVED

JUN 06 2001

Department of Water Resources
Eastern Region

Harold Jones
Idaho Department of Water Resources
900 N. Skyline Suite A
Idaho Falls, Idaho 83402

Dear Harold,

My name is E. J. Larsen and I reside at 5758 W. Old Hwy 91, Pocatello, Idaho 83204. Attached is my water right claim of 1953.

I am writing this letter to express my objection to a water right claim and the claimant's use of irrigation water out of a culinary well by Larry Porter, 5794 W. Ski View Drive, Pocatello, Idaho 83204.

Larry Porter bought 15 acres in 1996 and moved a home on it. These 15 acres have never had irrigation water on them since I moved here in 1984 and it had been dry for several years prior to that. Mr. Porter drilled a 150-foot well with a 5-horse pump in 1996 as a culinary well and irrigates his 15 acres out of the same well. I was told that there was a moratorium on "new" irrigation wells imposed May of 1992 until the Snake River Adjudication was settled.

First, I object to his claim of a water right from my 1953 well; second, I object to his irrigation of 15 acres out of his culinary well, despite the moratorium imposed. His increased use of illegal water has drastically affected my own culinary well, to the point of drilling a new well. Last year we ran out of water and had to extend my pipe to the bottom of my well 10 feet deeper. Several of my neighbors in the area are in the same boat, as I am sure you are aware.

I seek to have Mr. Porter forfeit his irrigation right to my well and to stop irrigating immediately, and further protest his transfer of water rights from my property, my well, to his "new" well. Prior to his 1996 building permit, Larry Porter's property had been dry for 12 years, to my knowledge, and maybe longer. I refer to the forfeiture of a water right after 5 years of non-use. His re-establishing a water right is invalid and wrong. I further attest that Mr. Porter has no recorded irrigation water right or adjudication claim.

Please take into consideration this letter and note my complaint. What this man is doing is not legal. We can't waste water for personal greed. Please advise me in this matter. Thank you.

Sincerely,

E. J. Larsen
5758 W. Old Hwy. 91
Pocatello, Idaho 83204
(208) 775-3707

cc: Craig Saxton

May 7, 2001

ERNEST J LARSEN
SUSAN LARSON
5758 W HWY 91
POCATELLO ID 83204

RE: AMENDED CLAIM 29-02342B

Dear Mr. and Mrs. Larsen:

The Idaho Department of Water Resources has recently begun its water right review in Basin 29. During my initial review, it has come to my attention that you irrigate land not described in your adjudication claim.

Your original filing claims irrigation only in the SWNW of section 23. However, it seems that your property is also located in the SENW and NWSW of section 23. See enclosed map. For your convenience, I am enclosing an amended claim that includes the two quarter sections not previously described. Please review the amended claim and initial any changes you wish to make. When you are satisfied with the claim, sign it in front of a notary and return it to this office by June 8, 2001.

Please feel free to contact me at (208) 525-7161 if you have any questions.

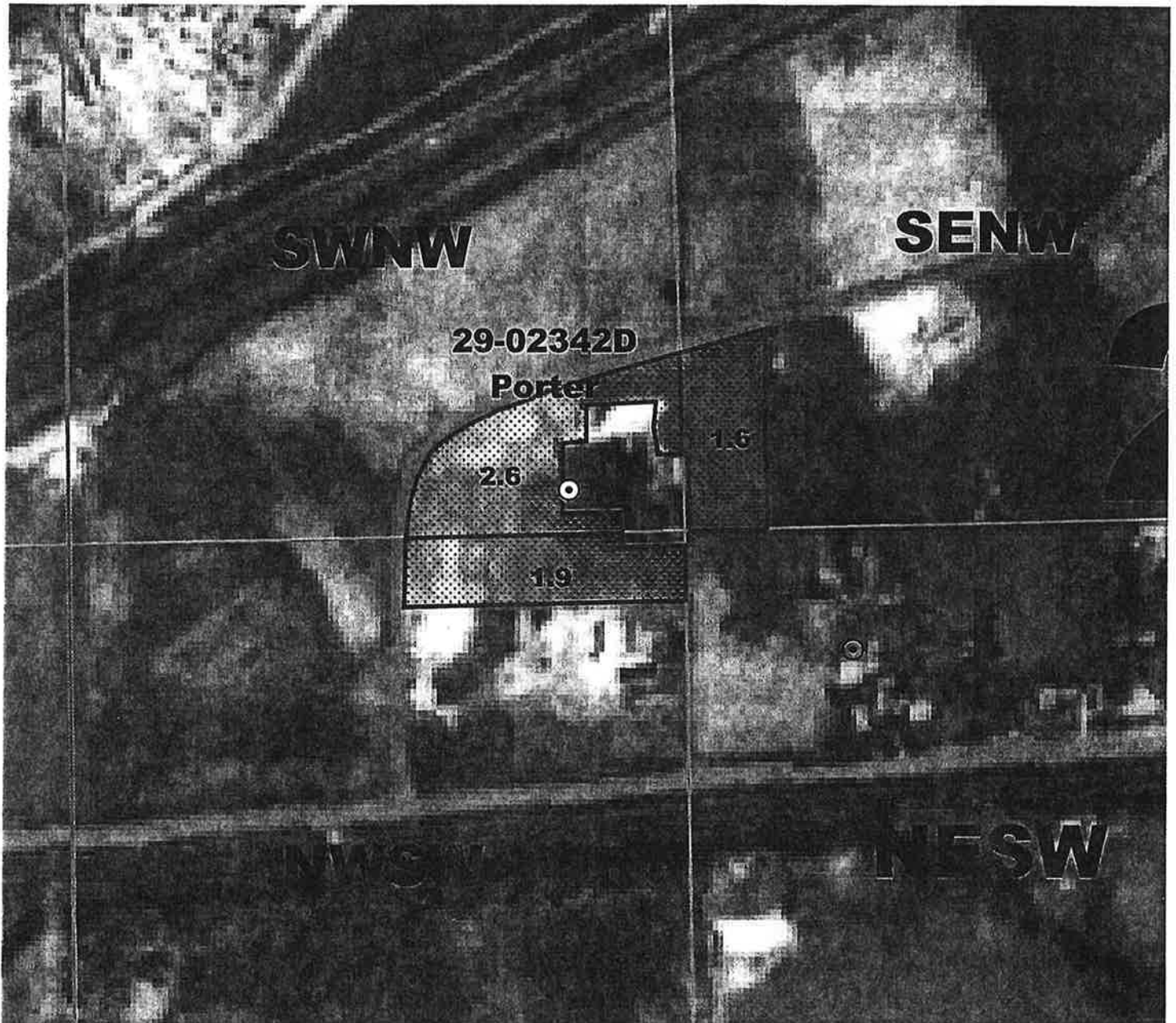
Respectfully submitted,

Craig L. Saxton
Water Resource Agent
Adjudication Bureau

Enclosure(s)

Preliminary Place of Use Map

T7S, R35E, Section 23



Reference Map

29-02342B Ernest J. Larsen

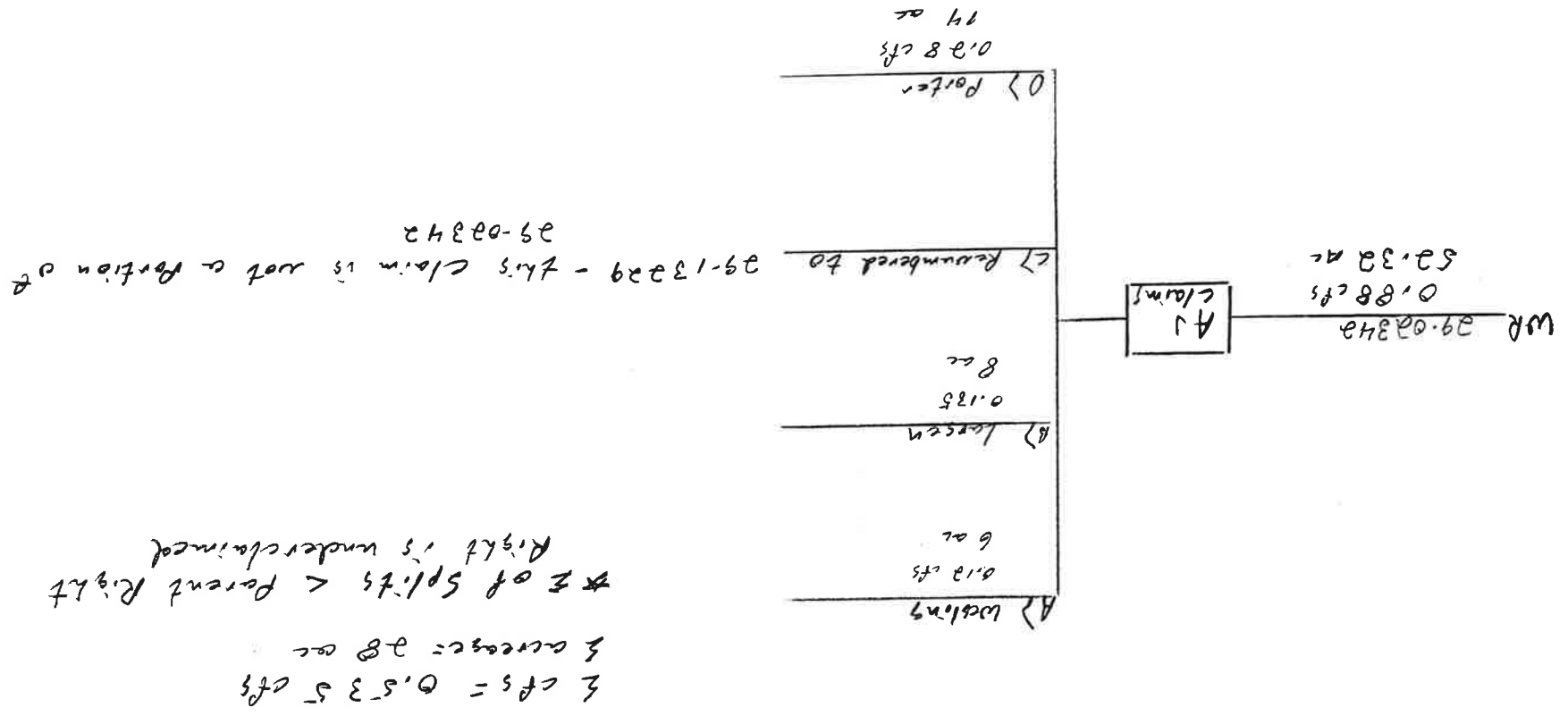


POU Looking East.



POU looking NE. Pumphouse can be seen on right side of photo next to Power Pole.

Craig Saxton 9/17/01



Split History 29-02342

Log for claim A29-02342B

Spatial Dynamics LTD

8/30/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s35e	23	SWNW	8	4.2	
Totals:			8	4.2	

Claimant called 3-29-01 concerned that Mr Porter (29-023420)
He said Mr. Porter Bought the property and Drilled a well in
1996 and this well is drying up his domestic well.

Claim needs to be amended to include acres in
SE NW and WSW of Sec 23

5/4/01 - stopped By Larsons Home. He Wasnt there
sprinkler pipe in two fields. sprinklers not running
- Pict 7 + 8 show field looking NE
PP in Pict marks location of well - Actually Rumphouse
- Sprinkler pipe stacked in East Field and since N. of House too

AJ5809NP
No. A29-02342B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 140

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ERNEST J LARSEN	11/28/1953	IRRIGATION	03-15 11-15	0.135 CFS	
C	SUSAN LARSEN					
	5758 W HWY 91			TOTAL DIVERSION:	0.135 CFS	
	POCATELLO ID 83204			CONSUMPTIVE USE:		20.00 AFA
	(208) 775-3707					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07S R35E S23

SESNNW

BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
07S	35E	23	:					:			08		:					:						8.0
																							TOTAL ACRES	8.0

POU County: BANNOCK

Other Rights: NONE

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

29-10979 29-11157 29-11706 A29-00494B A29-02342D A29-10094 A29-10979 A29-11157 A29-11706

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

A29-00494 A29-00494B A29-00494E A29-00494F A29-00494G A29-02342 A29-02342A A29-02342D

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 04/25/90 ESRBA 06/22/94 COX 03/29/95 POST-STD

CLAIMANT'S NAME LarsonCLAIM IDENT. NO. A29-023428DATE RECEIVED 4/20/90K # AMOUNT \$ 5

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | | | |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | * |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | * |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | * |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | * |
| 8. If required is a consumptive use entered? | ☒ | ☐ | * |
| Is the consumptive use correct? | ☒ | ☐ | * |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | * |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | * |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | * |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ | * |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | * |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | * |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | * |
| 22. Should this claim be data entered? | ☒ | ☐ | * |

Claim checked by: RLBDate: 4/25/90

Claim must be returned to claimant:

(Yes) ☒ (No) ☐

Claimant must be notified of modifications:

(Yes) ☒ (No) ☐

Receipt Prepared by:

Claim data entered by: RLBSent to claimant by: RLB

Date:

Date: 4/25/90

Date:

Checked by: RLBDate: 4/25/90

Comments: _____

MICROFILMED

NOV 13 1992

State of Idaho

License and Certificate of Water Right

Water License No. G-24591

Amount .88 second foot

Water District No. _____

Priority November 28, 1953

THIS IS TO CERTIFY that **EARL J. KING** of **Pocatello, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **November 28, 1953**; that Permit No. **G-24591** was issued under said application; that Certificate of Completion of works, with a carrying capacity of **.88** second foot, was issued thereunder on **August 23, 1956**, showing that said works were completed on the **29th** day of **November, 1955**; and that on the **29th** day of **November, 1955**,

EARL J. KING

of **Pocatello**, 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** ~~located below~~ (subterranean flow) for the purpose of **irrigation**

under Use Permit No. **G-24591** 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 **5775**, on the **23rd** day of **August, 1956**;

The right hereby confirmed dates from **November 28, 1953**;

The Point of Diversion is located

in the **SW 1/4 NW 1/4 Sec. 23, Tp. 7 S., R. 35 E., B. M. Bannock 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 **.88** cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	35 E.	23	SW 1/4 NW 1/4	35	38
			NW 1/4 SW 1/4	15	14.32
			Total Number of Acres Actually Irrigated - -		52.32

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.

2000⁰⁰

REPORT OF ENGINEER

Don't 350 water
1500 900⁰⁰

Form No. 1

This report is for the works of diversion in Water District No. _____

1. Name of applicant: Carl E. Lane, Route 1, Pocatello, Idaho

2. Source of water supply: Subterranean from a well

3. Location of point of diversion: Is in the NW 1/4 of Section 23

T. 7 S. R. 35 E. County of Blaine

4. Describe works as they exist, giving dimensions and capacities of same: Well is 72' deep by 12" diameter cased 35', H=22', Lift=22'. Westinghouse 30 hp Motor. Fairbanks Morse Turbine, Serial No. PS 2469. Deliver through a 6" pipe into an 8" main to the fields by sprinkler system.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NW 1/4 and SW 1/4 NW 1/4 Section 23;

Twp. 7 South, Range 35 East, B. L.

See the map.

DO NOT FILM

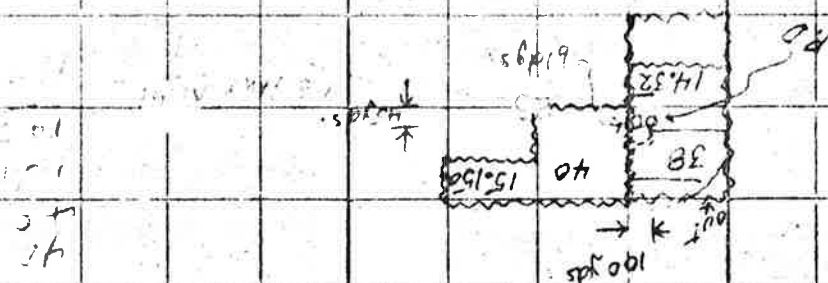
(Submit map on attached plat, showing location and details of above description.)

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

Remarks: 50 sprinkler heads installed today. Nozzles are all raised up. may have 2 3/4" in one head.

$Q = 144 \text{ inches}$
 $107 = 107$
 $\text{dist. divisions} = \text{from}$

DO NOT FILM



SCANNED
APR 30 2001

State of Idaho

License and Certificate of Water Right

Water License No. G-24591Amount .88 second foot

Water District No.

Priority November 28, 1953

THIS IS TO CERTIFY that **EARL J. KING**
 of **Pocatello, Idaho**, made application for a permit to appropriate the
 public waters of the State of Idaho, dated **November 28**, 19 **53**; that Permit No. **G-24591**
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.88 second foot, was issued thereunder on **August 23**, 19 **56**, showing that said works
 were completed on the **29th** day of **November**, 19 **55**; and that on the **29th**
 day of **November**, 19 **55**,

EARL J. KING

of **Pocatello**, 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 flow~~ (subterranean flow), for the purpose of **irrigation**

, under Use Permit No. **G-24591** 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 **5775**, on the **23rd** day of **August**, 19 **56**;

The right hereby confirmed dates from **November 28**, 19 **53**;

The Point of Diversion is located

In the **SW 1/4 NW 1/4**, Sec. **23**, Tp. **7 S.**, R. **35 E.**, B. M. **Bannock 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 **.88 cubic feet** per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	35 E.	23	SW 1/4 NW 1/4	35	38
			NW 1/4 SW 1/4	15	14.32
			Total Number of Acres Actually Irrigated	- -	52.32

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
23rd day of **August**, 19 **56**.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-24591

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant Earl J. King, Route 1, South, Pocatello, Idaho
2. Source of water supply: Subterranean from a well
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23
T. 7 S. R. 35 E. County of Blaine
4. Describe works as they exist, giving dimensions and capacities of same: Well is 72' deep by 14" diameter cased 35', H=22', Lift=29'. Westinghouse 30 hp Motor. Fairbanks Morse Turbine, Serial No. PS 2469. Deliver through a 6" pipe into an 8" main to the fields by sprinkler system.

5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NW $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23;

Twp. 7 South, Range 35 East, B. M.

See the map

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

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

Remarks: 50 sprinkler heads operating today. nozzle sizes are all mixed up, may have 2-3/8 nozzles on one head.

This examination was made on the 13 day of July, 1948

(Signed) E. M. Humphrey Examiner.

G-24591

RECEIVED
JUL 23 1956
Department of Reclamation

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, 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.

INSTRUCTIONS TO EXAMINERS

Donnellson Operating Station

9) 396
440

66 mrgs

4152
34
32 1/2

16 3/4

2-1/4 m 4" pot. ac.

Earl J. King
Rte. 1 South, Pocatello, Idaho
Permit No. G-24591

Examination for Beneficial use

County Bannock

23-78-35E

Q-1.0 c.f.s.

S-W 1/4

P.D. - NW. 5W. 1/4, Sec. 23, T. 7S., R. 35E

We = Diversion

F.L.D. = Nov. 28, 1953
Dec. = Dec. 3, 1955

No protest 10 days,
Fump not on top of cap.

33171 072

480V with GE

Type 1, 4-2-H

Empty plant pond

main 102" 4.6"

8" main buried

PS 2469 6" dia 8 ft

F.M. Inst.

When 30 m. 480V
1762 rpm

72" X 14" ca 55"
h = 22" L = 29"
55 ft

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. Q-21591

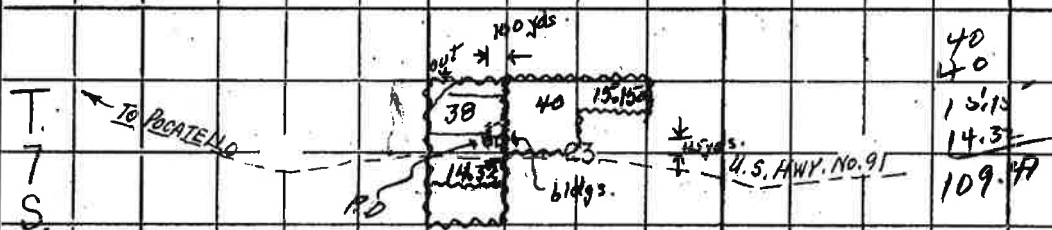
REPORT ON PROOF OF Completion of Works & Beneficial Use

EARL J. KING, Route # 1 South, Pocatello, Idaho

apple 1.0 cfs
but 4
acru - 107

• 88 cfs
max

R-35E.



needs repairs

35 - 3/4 x 1/4

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 29-2342B
Date Received: 4/24/1990
Receipt No: E013620
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SUSAN LARSEN Phone: (208)775-3707

5758 W HWY 91
POCATELLO ID USA 83204

ERNEST J LARSEN Phone: (208)775-3707

5758 W HWY 91
POCATELLO ID USA 83204

RECEIVED
JUN 23 2003
Department of Water Resources
Eastern Region

2. Date of Priority: 11/28/1953

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
07S	35E	23	SE	SW	NW	BANNOCK	

5. Description of diverting works:

WELL, 150' DEEP, 6" CASING, 5 HP SUBM. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.14	

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

8. Total consumptive use:

PROFILED

SCANNED
JAN 27 2006

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	23	SW	NW	IRRIGATION	3.4
			SE	NW	IRRIGATION	1.7
			NW	SW	IRRIGATION	2
					Section Acres	7.1
					Total Acres	7.1

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

CLAIM AMENDED TO ADD ACREAGE AND CHANGE CLAIMED DIVERSION RATE FROM 0.135 CFS TO 0.14 CFS (CSAXTON 4/24/03)

CLAIM SET TO TEMPORARY STATUS UNTIL SIGNED AND RETURNED TO THIS OFFICE.

CLAIM AMENDED TO MORE ACCURATELY DESCRIBE THE PLACE OF USE.

CLAIM STATUS SET TO TEMPORARY PENDING THE RETURN OF SIGNED AMENDED CLAIM (CSAXTON 5/7/01)

SIGNED AMENDED CLAIM RECEIVED. STATUS SET TO ACTIVE (CSAXTON 6/6/01).

15. Basis of Claim: License

SCANNED

JAN 27 2006

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 Individuals:

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

Signature of Claimant(s): Ernest Jay Larsen Date: 6-20-03
Susan Larsen Date: 11

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 20th
of June 2003

Gerri L. Marley

Notary Public



Residing at Pocatello, Idaho

My commission Expires 21 May 05

SCANNED

JAN 27 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2342B V1

WATER RIGHT NUMBER: 29-2342B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SUSAN LARSEN 5758 W HWY 91 POCATELLO, ID 83204 (208)775-3707
Current Owner	ERNESTATE J LARSEN 5758 W HWY 91 POCATELLO, ID 83204 (208)775-3707

Priority Date: 11/28/1953

Basis: License

Status: Active

SourceTributary

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	0.120 CFS	24.40 AF
	<u>Total Diversion:</u>	0.120 CFS	24.40 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4SW1/4NW1/4

Sec. 23, Twp 07S, Rge 35E, B.M.

BANNOCK 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	
07S	35E	23							2.6	1.6			1.9						6.1

Total Acres: 6.1

Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-2342B V1

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: C
 State or Federal: S
 Owner Name Connector: OR
 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>
Contacts	7/16/2001 4:00:13 PM	csaxton			Active
Priority Date	7/16/2001 4:00:42 PM	csaxton			Active
POD	7/16/2001 4:08:49 PM	csaxton			Active
Source	7/16/2001 4:35:09 PM	csaxton			Active
Use	7/16/2001 4:35:41 PM	csaxton			Active
POU	7/16/2001 4:38:14 PM	csaxton			Active
Season	7/16/2001 4:42:59 PM	csaxton			Active
Quantity	7/16/2001 4:48:55 PM	csaxton			Active
Summary			07/16/2001	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	7/16/2001 4:39:33 PM	csaxton	Edited shape boundary
Contacts	7/16/2001 4:00:11 PM	csaxton	1. Appointment has not been scheduled. Comment for 1: Field Exam 5/4/01
Priority Date	7/16/2001 4:00:38 PM	csaxton	1. (NO) There has not been a later court decree of the water right(s) from the water source. 4. (NO) The basis of claim is not beneficial use. 5. (NO) The basis of claim is not a posted notice. 6. (YES) Parent right has a priority date. 7. (NO) The basis of claim is not an application or permit. 12. (YES) The claim is recommended. 13. (YES) The claim is coded correctly. 14. (NO) Priority remark was not required. 15. (NO) Priority condition was not required.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2342B V1

POD	7/16/2001 4:08:47 PM	csaxton	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a Point of Diversion. 3. (YES) The claimed Point of Diversion can be verified using the water right file. 8. (NO) Point of Diversion remark was not required. 9. (NO) Point of Diversion condition was not required.
POD	7/16/2001 4:19:45 PM	csaxton	Edited point location
Source	7/16/2001 4:35:07 PM	csaxton	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a source. 3. (YES) The claimed source can be verified using the water right file. 8. (NO) The source is not surface water. 10. (NO) Source remark was not required. 11. (NO) Source condition was not required.
Use	7/16/2001 4:35:39 PM	csaxton	1. (NO) The basis of claim is not beneficial use. 2. (YES) The parent right has a purpose of use. 3. (YES) The claimed purpose of Use can be verified using the water right file. 11. (NO) Purpose of Use remark was not required. 12. (NO) Purpose of Use condition was not required.
POU	7/16/2001 4:38:12 PM	csaxton	1. (YES) The POU is required. 2. (NO) The basis of claim is not beneficial use. 3. (YES) The Parent Right has a POU. 4. (NO) The claimed POU can not be verified using the water right file. 5. (YES) There is evidence that there has been a change in the POU. 6. (YES) The change can be verified as an accomplished transfer. Comment for 6: Acreage in SENW irrigated at least in 1987. 9. (YES) The file contains all the necessary information to verify the POU. Comment for 9: Field Exam and Napp photography. 12. (NO) POU remark was not required. 13. (YES) POU condition was required.
Season	7/16/2001 4:42:57 PM	csaxton	1. (NO) The basis of claim is not beneficial use. 2. (NO) The parent right does not have a period of use. 4. (NO) There is not evidence that there has been a change to the period of use. 9. (YES) The file contains all the necessary information to verify the period of use. 11. (NO) The basis of is not a decree, license, or a transferred beneficial use right that has had the period of use administratively determined. 13. (YES) Irrigation is the purposed use. 15. (NO) Period of Use remark was not required. 16. (NO) Period of Use condition was not required.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2342B V1

Quantity	7/16/2001 4:48:53 PM	csaxton	1. (NO) The basis of claim is not beneficial use. 2. (NO) The basis of claim is not a posted notice. 3. (NO) The parent right does not have a diversion rate and/or diversion volume. 5. (NO) A flow measurement was not required. - Comment for 5: licensed 6. (YES) The source is ground water and the purpose of use requires a diversion volume limit. 8. (YES) Irrigation is a purpose of use. 9. (NO) Quantity remark was not required. 10. (NO) Quantity condition was not required.
Summary	7/16/2001 4:53:08 PM	csaxton	1. (NO) The basis of the claim is not beneficial use. 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture. 5. (NO) General remark was not required. 6. (NO) Explanatory remark was not required. 7. (YES) Additional condition was required. 8. (YES) Wanted to view the recommended right. 9. (YES) This is a split right. 10. (NO) This is not a combined right. 11. (NO) Documents were not linked or attached to this file. 12. (YES) Set the verification date.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-2342B

WATER RIGHT NUMBER: 29-2342B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SUSAN LARSEN 5758 W HWY 91 POCATELLO, ID 83204 (208)775-3707
Current Owner	ERNESTATE J LARSEN 5758 W HWY 91 POCATELLO, ID 83204 (208)775-3707

Priority Date: 11/28/1953

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	3/15 to 11/15	0.135 CFS	
	<u>Total Diversion:</u>	0.135 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4NW1/4	Sec. 23, Twp 07S, Rge 35E, B.M.
BANNOCK 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	
07S	35E	23							2.6	1.6			1.9						6.1

Total Acres: 8

Conditions of Approval:Remarks:

- CLAIM AMENDED TO MORE ACCURATELY DESCRIBE THE PLACE OF USE.

CLAIM STATUS SET TO TEMPORARY PENDING THE RETURN OF SIGNED AMENDED CLAIM (CSAXTON 5/7/01)

SIGNED AMENDED CLAIM RECEIVED. STATUS SET TO ACTIVE (CSAXTON 6/6/01).

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 29-2342B

Comments:

Dates and Other Information:

Claim Received Date: 4/24/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
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>
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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 Claim Report 29-2342B

Comments:Dates and Other Information:

Claim Received Date: 4/24/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
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>
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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 Recommended Right Report

WATER RIGHT NO. 29-2342B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ERNEST J LARSEN
Current Owner	SUSAN LARSEN
	5758 W HWY 91
	POCATELLO, ID 83204
	(208)775-3707

Priority Date: 11/28/1953
Basis: License
Status: Active

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	0.14 CFS	24.4 AFA	
Total Diversion			0.12 0.14 CFS 0.12	24.4 AFA	

Location of Point(s) of Diversion:

GROUND WATER SESWNW Sec. 23 Township 07S Range 35E BANNOCK County

IRRIGATION Use:
Acre Limit: 6.1

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07S	35E	23		SWNW	2.6		SENE	1.6						
				NWSW	1.9									

Total Acres: 6.1

Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Dates:

Licensed Date:
Claim Received Date: 04/24/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:

Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

Element	Last Review Date	Reviewer	Last Verified Date	Verifier	Status
Contacts	7/16/01 4:00:13 PM	csaxton			In Process
POD	7/16/01 4:08:49 PM	csaxton			In Process
POU	7/16/01 4:38:14 PM	csaxton			In Process
Priority Date	7/16/01 4:00:42 PM	csaxton			In Process
Quantity	7/16/01 4:48:55 PM	csaxton			In Process
Season	7/16/01 4:42:59 PM	csaxton			In Process
Source	7/16/01 4:35:09 PM	csaxton			In Process
Summary	7/16/01 4:53:11 PM		7/16/01 4:53:11 PM	csaxton	Complete
Use	7/16/01 4:35:41 PM	csaxton			In Process

Other Information:

Receipt Number(s): E013620
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate per Acre:
 Generic Max Volume per Acre:
 Civil Case Number:
 Old Case Number:
 Decree Plaintiff:
 Decree Defendant:
 PresumptionFlag:
 Notice of Error Flag:C
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Cary Act Number:
 Mitigation Plan: False

Verification Log:

Element	Date Time Stamp	Reviewer	Log Text
Contacts	7/16/01 4:00:11 PM	csaxton	1. Appointment has not been scheduled. Comment for 1: Field Exam 5/4/01 Edited point location
POD	7/16/01 4:19:45 PM	csaxton	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a Point of Diversion. 3. (YES) The claimed Point of Diversion can be verified using the water right file. 8. (NO) Point of Diversion remark was not required. 9. (NO) Point of Diversion condition was not required.
POD	7/16/01 4:08:47 PM	csaxton	Edited shape boundary 1. (YES) The POU is required. 2. (NO) The basis of claim is not beneficial use. 3. (YES) The Parent Right has a POU. 4. (NO) The claimed POU can not be verified using the water right file. 5. (YES) There is evidence that there has been a change in the POU. 6. (YES) The change can be verified as an accomplished transfer. Comment for 6: Acreage in SENW irrigated at least in 1987. 9. (YES) The file contains all the necessary information to verify the POU. Comment for 9: Field Exam and Napp photography. 12. (NO) POU remark was not required. 13. (YES) POU condition was required.
POU	7/16/01 4:39:33 PM	csaxton	
POU	7/16/01 4:38:12 PM	csaxton	1. (NO) There has not been a later court decree of the water right(s) from the water source. 4. (NO) The basis of claim is not beneficial use. 5. (NO) The basis of claim is not a posted notice. 6. (YES) Parent right has a priority date. 7. (NO) The basis of claim is not an application or permit. 12. (YES) The claim is recommended. 13. (YES) The claim is coded correctly. 14. (NO) Priority remark was not required. 15. (NO) Priority condition was not required.
Priority Date	7/16/01 4:00:38 PM	csaxton	1. (NO) The basis of claim is not beneficial use. 2. (YES) Parent right has a priority date. 7. (NO) The basis of claim is not an application or permit. 12. (YES) The claim is recommended. 13. (YES) The claim is coded correctly. 14. (NO) Priority remark was not required. 15. (NO) Priority condition was not required.
Quantity	7/16/01 4:48:53 PM	csaxton	1. (NO) The basis of claim is not beneficial use.

Season	7/16/01 4:42:57 PM	csaxton	2. (NO) The basis of claim is not a posted notice. 3. (NO) The parent right does not have a diversion rate and/or diversion volume. 5. (NO) A flow measurement was not required. Comment for 5: licensed 6. (YES) The source is ground water and the purpose of use requires a diversion volume limit. 8. (YES) Irrigation is a purpose of use. 9. (NO) Quantity remark was not required. 10. (NO) Quantity condition was not required. 1. (NO) The basis of claim is not beneficial use. 2. (NO) The parent right does not have a period of use. 4. (NO) There is not evidence that there has been a change to the period of use. 9. (YES) The file contains all the necessary information to verify the period of use. 11. (NO) The basis of is not a decree, license, or a transferred beneficial use right that has had the period of use administratively determined. 13. (YES) Irrigation is the purposed use. 15. (NO) Period of Use remark was not required. 16. (NO) Period of Use condition was not required.
Source	7/16/01 4:35:07 PM	csaxton	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a source. 3. (YES) The claimed source can be verified using the water right file. 8. (NO) The source is not surface water. 10. (NO) Source remark was not required. 11. (NO) Source condition was not required.
Summary	7/16/01 4:53:08 PM	csaxton	1. (NO) The basis of the claim is not beneficial use. 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture. 5. (NO) General remark was not required. 6. (NO) Explanatory remark was not required. 7. (YES) Additional condition was required. 8. (YES) Wanted to view the recommended right. 9. (YES) This is a split right. 10. (NO) This is not a combined right. 11. (NO) Documents were not linked or attached to this file. 12. (YES) Set the verification date.
Use	7/16/01 4:35:39 PM	csaxton	1. (NO) The basis of claim is not beneficial use. 2. (YES) The parent right has a purpose of use. 3. (YES) The claimed purpose of Use can be verified using the water right file. 11. (NO) Purpose of Use remark was not required. 12. (NO) Purpose of Use condition was not required.

JUN 15 2001

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 29-2342B
Date Received: 4/24/90
Receipt No: E013620
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SUSAN LARSEN Phone: (208) 775-3707

5758 W HWY 91
POCATELLO ID USA 83204

ERNEST J LARSEN Phone: (208) 775-3707

5758 W HWY 91
POCATELLO ID USA 83204

2. Date of Priority: 11/28/1953

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	23	SE SW NW	BANNOCK	

5. Description of diverting works:

WELL, 150' DEEP, 6" CASING, 5 HP SUBM. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.135	

7. Total Quantity Appropriated is:

0.135 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	23	SE	NW	IRRIGATION	1.6
			SW	NW	IRRIGATION	2.6
			NW	SW	IRRIGATION	1.9
					Section Acres	6.1
					Total Acres	6.1

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used: *domestic. separate well*

14. Remarks:

CLAIM AMENDED TO MORE ACCURATELY DESCRIBE THE PLACE OF USE.

CLAIM STATUS SET TO TEMPORARY PENDING THE RETURN OF SIGNED AMENDED CLAIM (CSAXTON 5/7/01)

15. Basis of Claim: License

16. Signature(s)

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

Number of attachments:

For Individuals:

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

Signature of Claimant(s): E. J. Larsen Date: 5-23-01
Susan Larsen Date: 5-23-01

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 23rd

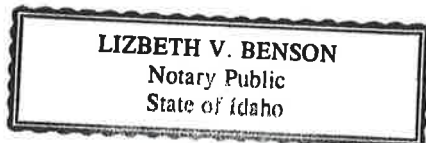
of May 2001

Lizbeth Benson

Notary Public

Residing at Pocatello Idaho

My commission Expires 10/12/2006



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: A29-02342B
Date Received: 4/20/1990
Receipt No: E013620
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ERNEST J. LARSEN 208-775-3707
Address: 5758 W. HIGHWAY 91
POCATELLO, ID 83204

OR
Name: SUSAN LARSEN 208-775-3707
Address: 5758 W. HIGHWAY 91
POCATELLO, ID 83204

2. Date of Priority: NOV 28, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	23	SE	SW	NW		BANNOCK

5. Description of diverting works:
WELL, 150' DEEP, 6" CASING, 5 HP SUBM. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.135		

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

8. Total consumptive use is 20.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	35E	23	SW	NW		IRR	8.0

A29-02342B

Page 1

Date: 04/25/90

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NOV 13 1992

A2902342B



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	8.0
					Total Acres	8.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

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 Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ 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 _____

Post-it® Fax Note		7671	# of pages ▼
To	From	Date	
Co/Dept.	Co.		
Phone #	Phone #		
Fax #	Fax #		

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

P.M. 4-19-1990
CIVIL CASE NUMBER: 39576

Ident. Number A29-02342B

Date Received 4-20-90

Receipt Number E013620

RECEIVED

APR 24 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

APR 20 1990

Department of Water Resources
Southern Region Office

Please type or print clearly

- Name of Claimant (s) Ernest J. or Susan Larsen Phone (208) 775-3707
Mailing Address 5758 W. Highway 91, Pocatello, ID Zip 83204
- Date of Priority (Only one (1) per claim) 11/28/1953
- Source of water supply (a) Groundwater
which is tributary to (b) _____
- a. Location of existing point of diversion is: Township 7S Range 35E Section 23,
SE 1/4 of SW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Bannock
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____
- Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Well, 150' deep, 6" casing
5 HP subm. pump.

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NOV 13 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount .135 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .135 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 20 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>7S</u>	<u>35E</u>	<u>23</u>							<u>8</u>										<u>8</u>

Total number of acres irrigated 8

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:

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NOV 13 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 20x20 grid of squares. Each square contains a crosshair pattern formed by two dashed lines intersecting at the center. The grid is composed of 20 columns and 20 rows of these squares.

NOV 13 1992

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____

Decree _____

If applicable provide IDWR Water Right Number 29-02342 portion

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) x Ernest G. Larsen Date 3-19-90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 19th day of March 19 90

SEAL

Notary Public Helen Harrington

Residing at _____

Helen Harrington, Notary Public

My Commission Expires _____

Residing at Boise, Idaho

My Commission Expires December 1, 1994

Please Print Name

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 _____

Last Name _____ Ident. Number _____

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NOV 13 1992

Copies White-State, Yellow-Claimant



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NOV 13 1982