

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2373 V1

WATER RIGHT NUMBER: 29-2373 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DEAN SMITH 826 WOOD RD BANCROFT, ID 83217 (208)648-7330
Original Owner	DELBERT K ARGYLE BANCROFT, ID 83217
Original Owner	DORA B ARGYLE BANCROFT, ID 83217

Priority Date: 01/30/1956

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	4.800 CFS	1,494.50 AF
	<u>Total Diversion:</u>	4.800 CFS	1,494.50 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 07S, Rge 39E, B.M.
CARIBOU 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	39E	17	39.0	40.0	40.0	40.0	37.0	32.0	39.0	40.0	40.0					40.0	40.0			427.0

Total Acres: 427

Conditions of Approval:

1. 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. Place of Use USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
- Irrigation TOTAL OF 427 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:
29-110A & 29-2373.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-2373 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:
 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>
Contacts	1/10/2003 11:15:37 AM	rwarner			Active
Priority Date	1/10/2003 11:17:34 AM	rwarner			Active
POD	1/10/2003 11:19:15 AM	rwarner			Active
Source	1/10/2003 11:20:19 AM	rwarner			Active
POU	1/10/2003 11:21:26 AM	rwarner			Active
POU	1/10/2003 3:00:16 PM	rwarner			Active
Use	1/10/2003 3:05:14 PM	rwarner			Active
Season	1/10/2003 3:06:28 PM	rwarner			Active
Quantity	1/10/2003 3:07:36 PM	rwarner			Active
Summary			01/10/2003	rwarner	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	1/10/2003 11:19:15 AM	rwarner	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2373 V1

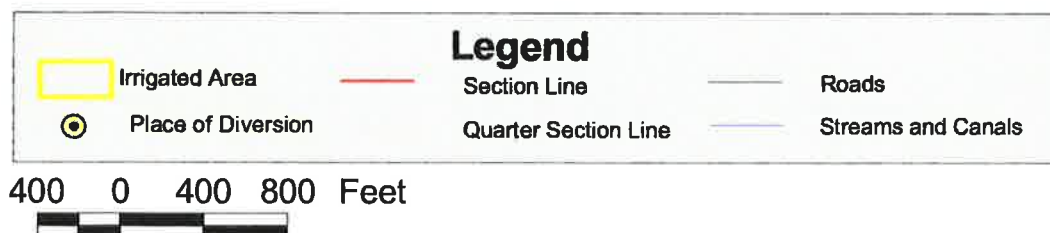
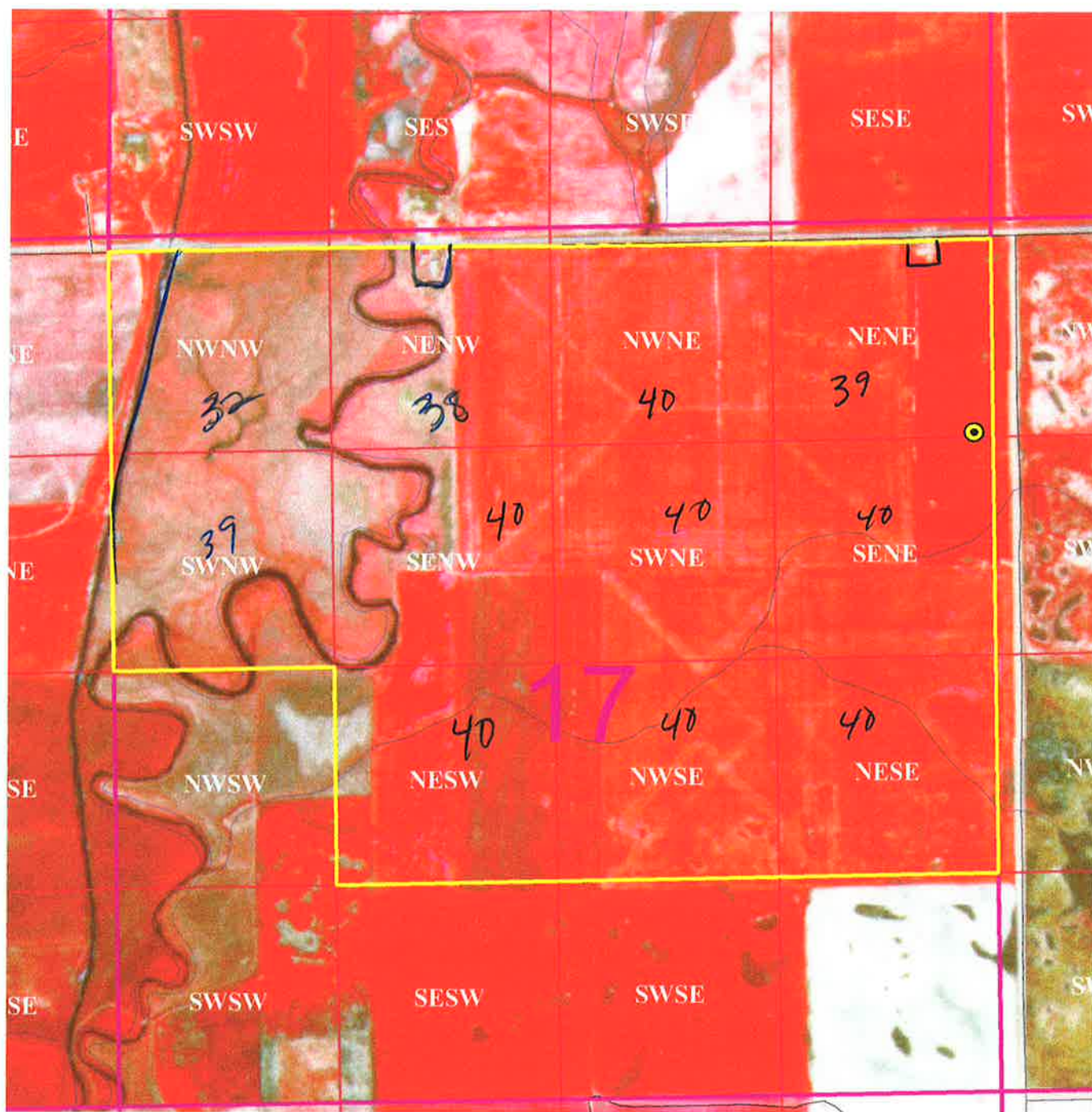
Source	1/10/2003 11:20:19 AM	rwarner	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
Contacts	1/10/2003 11:15:37 AM	rwarner	(No) 1. Do you want to schedule an appointment? Comment for 1: desktop review
Priority Date	1/10/2003 11:17:34 AM	rwarner	(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?
POU	1/10/2003 11:21:26 AM	rwarner	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	1/10/2003 2:28:43 PM	rwarner	Edited shape boundary
POD	1/10/2003 2:29:05 PM	rwarner	Edited point location
POU	1/10/2003 2:41:07 PM	rwarner	Edited PLS
POU	1/10/2003 2:59:30 PM	rwarner	Edited PLS
POU	1/10/2003 3:00:16 PM	rwarner	(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	1/10/2003 3:05:14 PM	rwarner	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

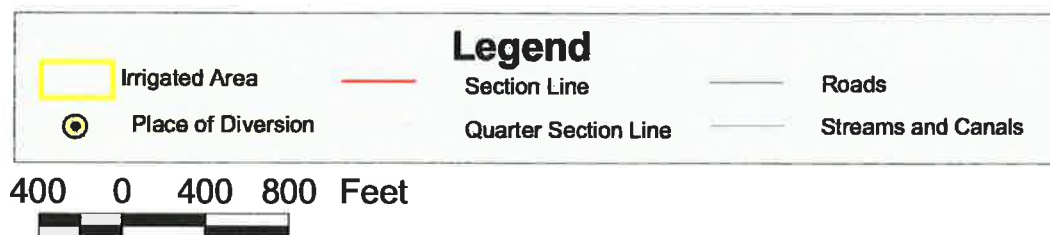
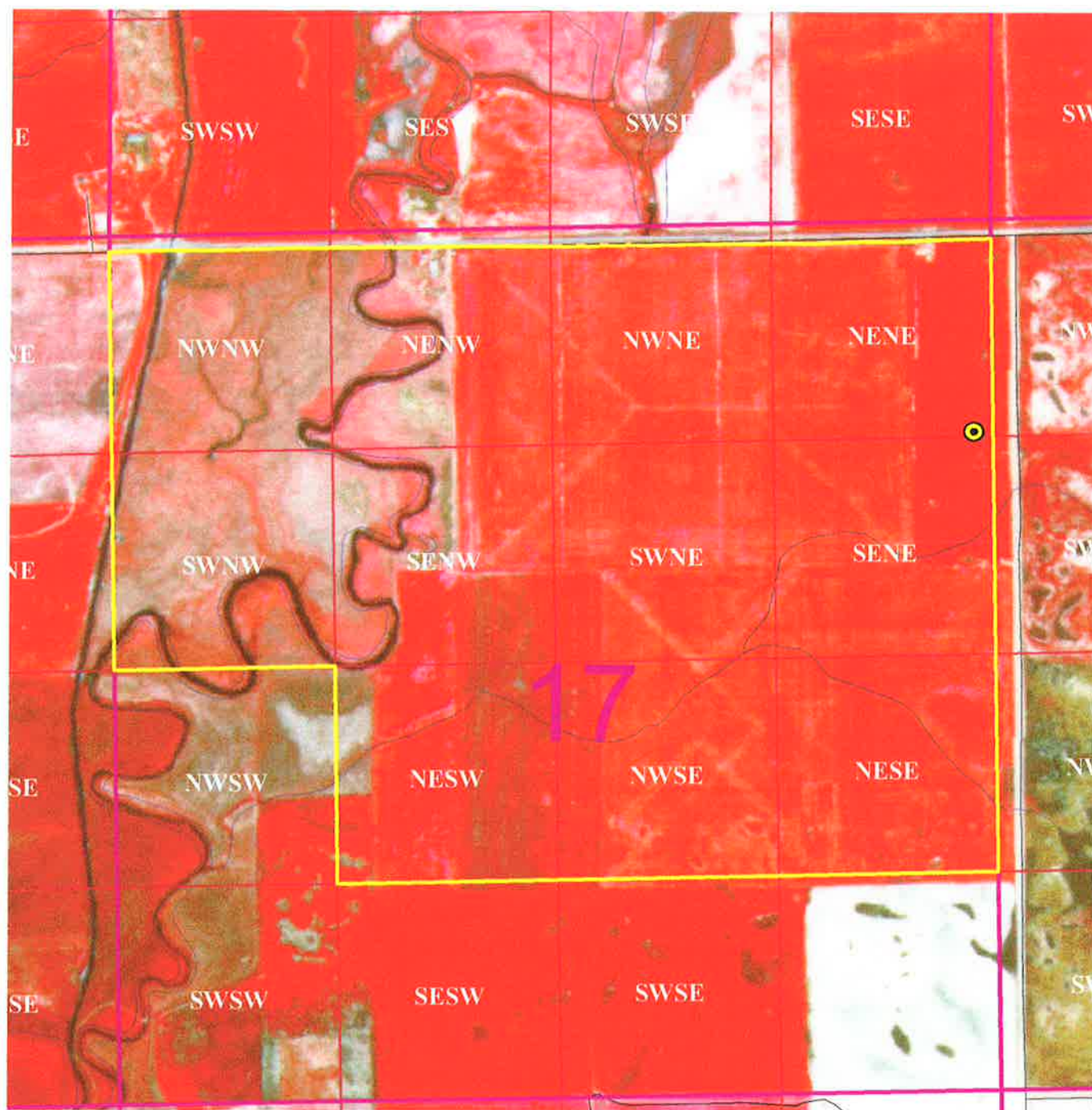
Adjudication Recommendation Report 29-2373 V1

Season	1/10/2003 3:06:28 PM	rwarner	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	1/10/2003 3:07:35 PM	rwarner	(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 - 427 acres x 3.5 af/acre = 1494.5 afa
Summary	1/10/2003 3:08:38 PM	rwarner	(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? (No) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 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?

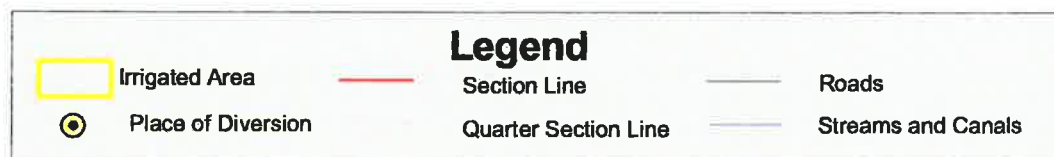
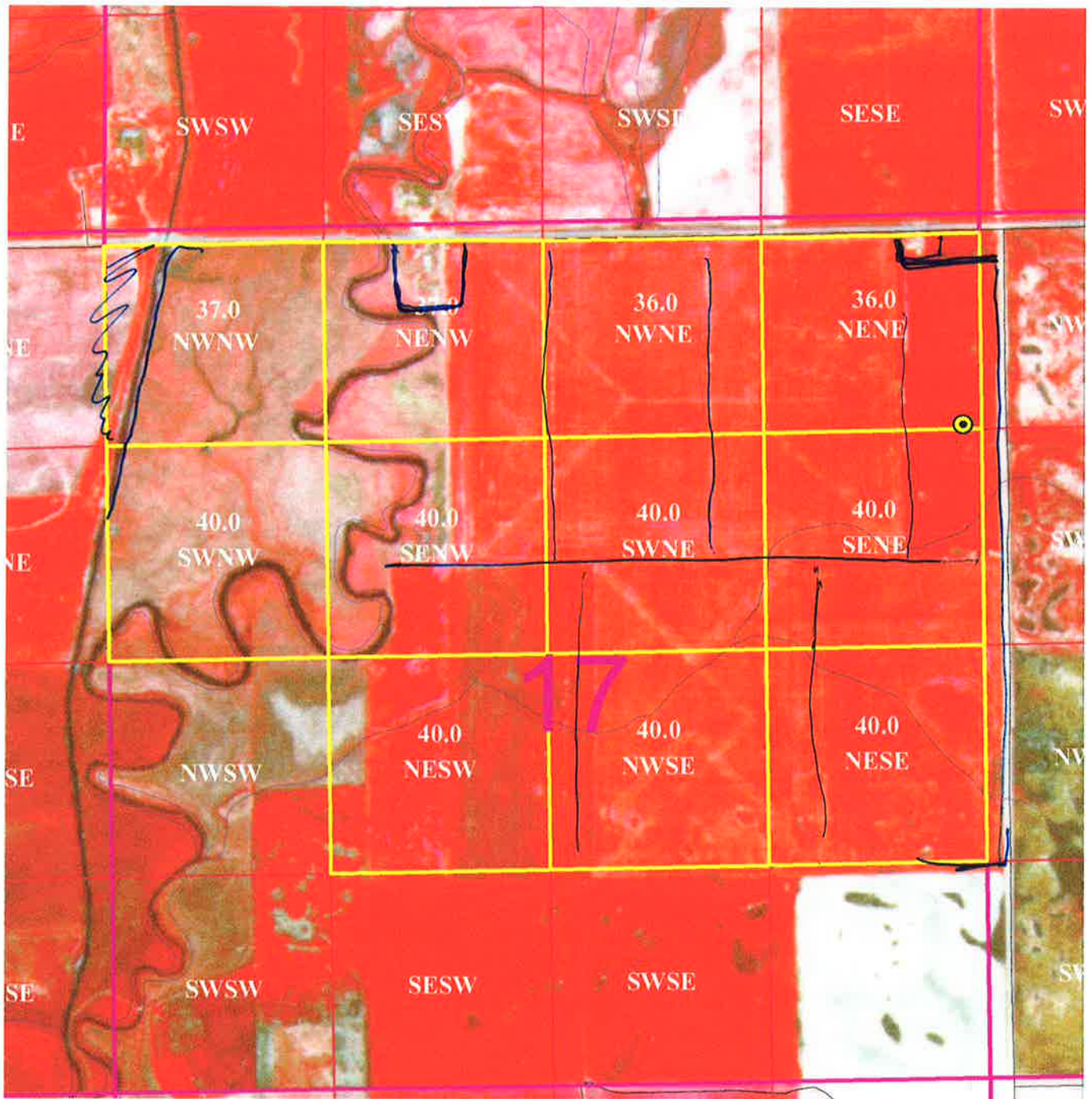
Township , 7S39E



Township , 7S39E



Township , 7S39E

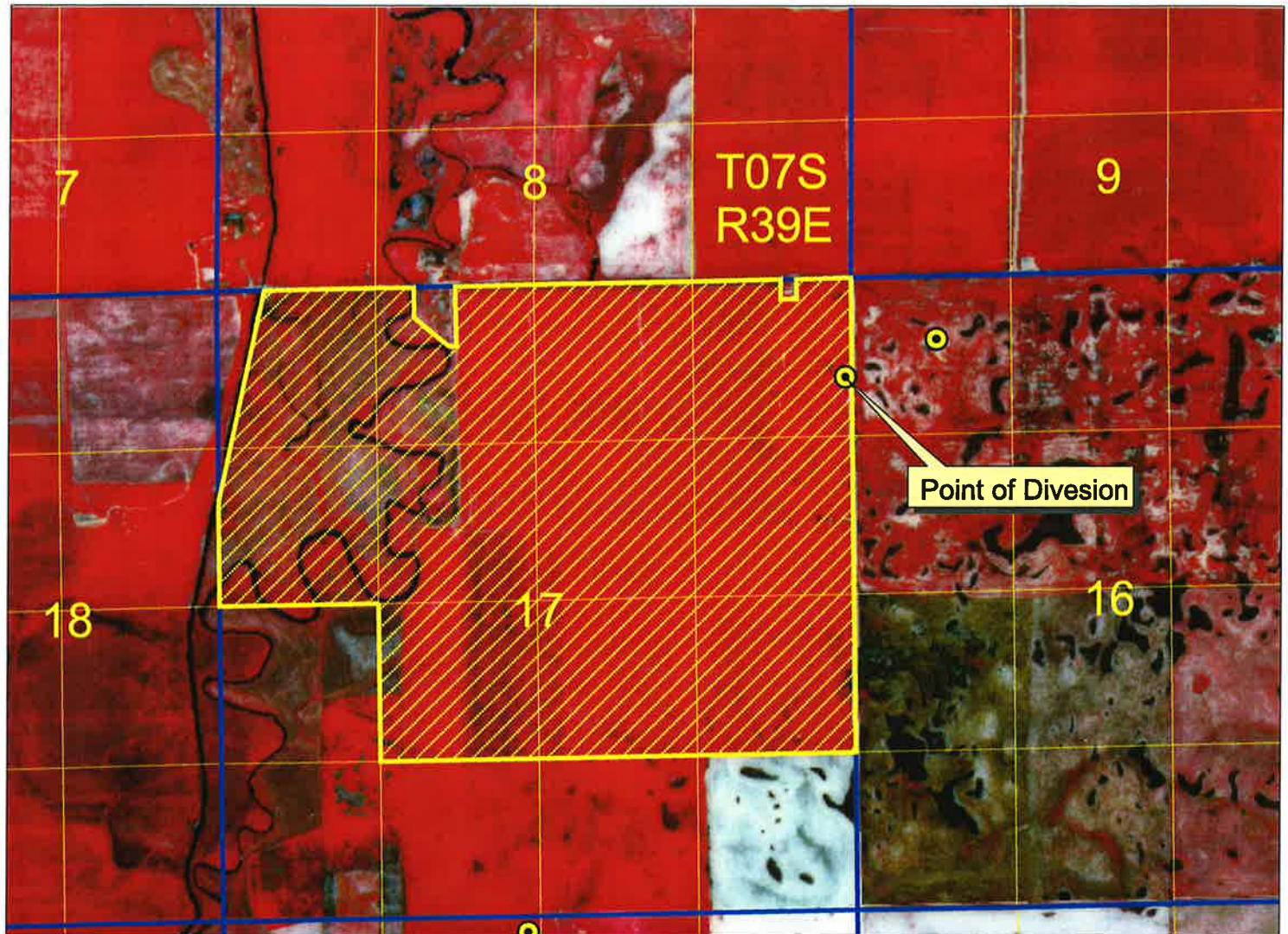


400 0 400 800 Feet





State of Idaho
Department of Water Resources
Eastern Region
Claim No.: 29-2373



0.3 0 0.3 0.6 Miles

Irrigated Acres = 427



-  **Well.shp**
-  **Place of use.shp**
-  **Sections**
-  **QQ**

PROFILED

FEB 01 2003

GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by R. Warner
Date: January, 2003

NOTICE OF ERROR
REPLY

02/18/2003

208
RECEIVED
APR 21 2003
Department of Water Resources
Eastern Region

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: 29-2373

DEAN SMITH
826 WOOD RD
BANCROFT ID 83217
Telephone Number: (208) 648-7330

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

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

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

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

DATE: 4-11-2003

SIGNATURE:

Dean Smith

Please print your name:

DEAN SMITH

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

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9/18/02

Smith Family Partnership
 - need an enlargement claim
 on 29-7028/29-13395. (H. Sacris)

Renumbered 29-126 to 29-13395.

Joan
 648-7384

file a claim for the extended SOL?
 29-13395 King creek divide.

10/1/02
 letter

✓ Stockwater that doesn't leave your property
 you wouldn't need to file on, but if it
 leaves your property you might
 want to file on it.

Dean Smith.

mailed
 letter
 9/30/02

✓ priority date 29-10176? 1964 imagery
 doesn't show irrigation -
 Need some additional information on priority
 date.

6-21-1960 date claimed.

29-2429 has some priority date / POD is the
 same. May have to ^{change} file 29-10176 to an enlarge-
 ment claim.

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Dean Smith:

29-110A - Property to which the water was decreed, is owned by Dean Smith. Flood irrigates - (Sold to W.L. Hatch; Wayne Perkins) 9/02.

29-2373. Verify POD. (lie) ?
W/R profile list - NENE, SENE Sect 17

Verify Imagery doesn't Calc. 440 acres?
POU: Road - 310 barley, 130 meadow grass. (29-110A).

✓ 29-2374 - (lie)

Irrigated acres changed - why? when?
No domestic, Stock. When did that occur?

POD Changed: when? why?

29-2429 verify POU/POD. Sect 9 SWSE.
found less acres (231). No change in flow less than 1" per acre.

29-10176 - Evidence required. Same as 2429.
1964 imagery doesn't show irrigation 10/1/02 letter asking for additional evidence.

* 29-110A Check the POD because the Culvert over the portneuf River wouldn't be the POD.

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Runs into a ditch then flood irrigates the property.
Need power records, depth of water (drawdown),
hp of pumps.

Owner Type	Full Name	Address	City	State	Zip	Phone
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Directions to Property (if different from above) and/or update owner information:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

Date: 9/19/02

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Priority Date Data Entry FormClaim Number: 29-2373Water Right Priority Date: 1-30-1956Water Right Basis: LicenseClaimed Priority Date: 1-30-1956Claimed Basis: License

Recommended Priority Date: _____

Recommended Basis: _____

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

License

Reviewer: CBDate: 2/19/02

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Point of Diversion and Source Data Entry Form

Claim Number: 29-2373Water Right Point of Diversion: T 7S, R 39E, Sec. 17, E 1/2, NE County: CaribouSource: G.W. Tributary: —Claimed Point of Diversion: T 7S, R 39E, Sec. 17, NE, NE County: CaribouSource: G.W. Tributary: —Recommended Point of Diversion: T —, R —, Sec. —, —, —, — County: —Source: — Tributary: —— Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
<u>7S</u>	<u>39E</u>	<u>17</u>		<u>NESENE</u>	<u>Caribou</u>	<u>G.W.</u>
GPS Coordinates: <u>N 42° 49.153'</u>						<u>110° 55.00'</u>
GPS Coordinates: <u>—</u>						
GPS Coordinates: <u>—</u>						
GPS Coordinates: <u>—</u>						
GPS Coordinates: <u>—</u>						
GPS Coordinates: <u>—</u>						
GPS Coordinates: <u>—</u>						

- 125hp pump.

Other rights from this POD? NONE

Document how the POD and Source were verified and/or Pump and Motor data:

- license

- field exam (see attached Notes for pump info)

- GPS'd Pt - file Name MEADOW - GPSing the point actually placed it in the SENE (licensed E 1/2 NE).

No change in POD

Transfers Changing POD NOReviewer: CBDate: 9/19/02

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Place Of Use Data Entry Form

Claim Number: 29-2373☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Claimed POU
matches the
licensed POU.

Total Acres 440

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
7S	39E	17	NWNW		Caribou		32	Irrigation
			NENW				38	
			NWNE				40	
			NENE				39	
			SWNW				39	
			SENW				40	

SWNE 40
SENE 40
NESW 40
NWSE 40
NESE 40

Total Acres 428

Document how the POU was verified:

- license
- field exam
- 1987/88 NAPP PHOTOGRAPHY

Transfers Changing POU _____

Reviewer: CBDate: 9/19/02

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FEB 01 2008

Purpose of Use Data Entry Form

Claim Number: 29-2373☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			440	

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			440	

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			428	

Document how the Purpose of Use was verified:

1987/88 NAPP Photography.
Field exam.
- license

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 2/12/02

SCANNED

FEB 01 2006

Period of Use and Quantity Data Entry Form

 Claim Number: 29-2373
☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation			4.8	

 Overall Diversion Rate 4.8 Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	11/1	4.8	

 Overall Diversion Rate 4.8 Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	10/31	4.80	1498

 Overall Diversion Rate 4.8 Overall Diversion Volume 1498 ac-ft.

Document how the Period of Use and/or Diversion Rate were verified:

- $428 \text{ AC} * 3.5 \text{ AC-Ft/AC} = 1498$

- Adm. SOU.

 Reviewer: CB

 Date: 9/19/02

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Claim No.: _____

Summary Data Entry Form

Remarks and Conditions (Include Type, Category and Code if applicable):

C18

volume limit & diversion limit.

Split or Combined Right Analysis:

NONE

Attached Field Notes or Other Documents:

field notes - field photos.

Claim No.:

Reviewer

CS

SCANNED

Date

9/19/02

FEB 01 2006

Notes

29-110A also used on this 440 acres - Sold to W.C. Hatch;
Wayne Perkins - Need primary w/r analysis on 29-2373 to
see if more water will be needed if 29-110A is sold off the property

A29-2373
September 11, 2002
Narrative by Cindy Bird



Photo 1. G.E. 125 hp pump, Model 5K505XC024A. Looking northeasterly.
(IMG_0182.JPG)



Photo 2. Looking east at POU. (IMG_0183.JPG)

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10/9/01

G.P.S. Point

GPS tag A 000 4524

Well 29-2374.

Irrigation 150 acres.

9:20 AM

GPS file 29 2374.

9:27. 1-Photo. taken looking N.W. at well.
and POU. IMG-0181.JPG

9:43 AM. A 0004525 Meadow.

also recorded right 110.

29-2373

N 420 49.153'

W 1110 55.00'

Model 5K505XC024A. General Electric.

H.P. 125.

9:50 2 photo

IMG-D182.JPG

IMG-D183.JPG

POD, POU - perpendicular to road.

Parallel to road.

Coffman Rd.

Stalker.

29-2429/ 29-16176

Serial No. 0121664.

Holtoshaft

VND h.o.

prior tag A0004597
Dean said they were measuring
the water table.

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310 - Barley - alfalfa .
130 - meadow - grass.

29-2373
29-110A

29-2374-

owns 150 of the 190 original.
Well caved in before Dean Smith (1981). Domestic
well - caved in - Not the irrigation well.

The other 40 acres is not irrigated and
hasn't been irrigated since the late
60's.

Barley - alfalfa -
This year it's barley.

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FEB 01 2006

WR5809NP
No. 29-02373

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/23/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DELBERT K. ARGYLE	01/30/1956	IRRIGATION	00/00 00/00	4.800 CFS	
C	DORA B. ARGYLE					
TOTAL DIVERSION:					4.800 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07S R39E S17

NENE

SENE

CARIBOU 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	39E	17	:	40		40		:	40		40		:	40				:	40		40		:	440.0
TOTAL ACRES																							440.0	

Pou County: CARIBOU

Other Water Rights Listing Overlapping Place(s) of use:
29-00110

Remarks: GEN P/D E1/2NE1/4, S17, T7S, R39E.

Dates:	App. Received:	Priority Date:	01/30/1956
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	08/14/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 03/12/85 05/22/88 CONVERT

? locate
POD
- irrigated
acres?

imagery shows
426?

imagery -

MAY - 4 2001

Log for claim A29-02373

Spatial Dynamics LTD

6/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s39e	17	NENE	40	36	
07s39e	17	NWNE	40	36	
07s39e	17	SWNE	40	40	
07s39e	17	SENE	40	40	
07s39e	17	NENW	40	37	
07s39e	17	NWNW	40	37	
07s39e	17	SWNW	40	40	
07s39e	17	SENW	40	40	
07s39e	17	NESW	40	40	
07s39e	17	NESE	40	40	
07s39e	17	NWSE	40	40	
Totals:			440	426	

State of Idaho License and Certificate of Water Right

Water License No. G-26175

Amount 4.8 c.f.s.

Water District No.

Priority Jan. 30, 1956

THIS IS TO CERTIFY that DELBERT K. and DORA B. ARGYLE of Bancroft, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 30, 1956; that Permit No. G-26175 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4.8 second feet, was issued thereunder on June 16, 1959, showing that said works were completed on the 16 day of December, 1957; and that on the 16 day of December, 1957, DELBERT K. and DORA B. ARGYLE

of Bancroft, 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, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-26175 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

11 of Licenses at page 6655, on the 16 day of June, 1959;

The right hereby confirmed dates from January 30, 1956;

The Point of Diversion is located

In the E 1/4 NE 1/4 Sec. 17, Tp. 7 S., R. 39 E., B. M. Caribou 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 4.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	39 E.	17	NE NE	40	40
			NW NE	40	40
			SW NE	40	40
			SE NE	40	40
			NE NW	40	40
			NW NW	40	40
			SW NW	40	40
			SE NW	40	40
			NE SW	40	40
			NE SE	40	40
			NW SE	40	40
			Total number of acres to be irrigated:		440

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 16 day of June, 1959.

GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

29 2373

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

Application No. G- 34058
Permit No. G- 26175
District No.

1. **Name of Applicant:** DELBERT K. ARGYLE and DORA B. ARGYLE, Husband and wife
Postoffice address: Bancroft **County:** Bannock **State:** Idaho
2. **Quantity of water claimed:** 8.8 cubic feet per second
 - (a) **Rate of withdrawal in cubic feet per second.** eight and eight tenths or Idaho Miners' inches 440 or gallons per minute. 4,060
 - (b) **Annual withdrawal in acre feet per annum** the acreage to be irrigated is 440 acres and the duty of water in the territory is 1 inch to the acre during the irrigating season.
3. **Source of water supply:** Subterranean
4. **Location of point of diversion or well is in the** E $\frac{1}{2}$ ~~1/4~~ of the NE $\frac{1}{4}$ $\frac{1}{4}$ of Section 17
Twp. 7 South, Rge. 39 E., B.M., County of ~~Bannock~~ Caribou
5. **Water is to be used for:** Agricultural purposes - to irrigate farm land described
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 and sprinkler system
8. **Estimated cost of works:** \$18,000.00 for well, pump and sprinkler system
9. (a) **Is reservoir to be used?** No
(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** two 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 onhand:** \$
(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.

Remarks:

DELBERT K. ARGYLE & DORA B. ARGYLE

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. January 30, 1956

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-26175

Recorded in Book 92 Page 26175 Approved Feb. 7, 1956

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 April 7, 1956 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 February 7, 1957

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

Witness my hand this 7th day of February, 1956

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, 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 February, 19 56.

Countersigned:

STATE OF IDAHO

(SEAL)

By IBA H. MATTERS
By Paula L. Fleenor *Secretary of State.*
Deputy Secretary of State

By ROBERT E. SMYLLIE
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.	39 E	17	X X X X	X X X X	X	X X	440 acres
Permit No. G-26175 CERTIFICATE OF COMPLETION OF WORKS ✓ TO ALL WHOM IT MAY CONCERN: This is to certify that Delbert K. and Dora B. Argyle, of Bancroft, County of Bannock, and State of Idaho, the holder of Permit No. G-26175, issued upon Application No. G-34058 bearing date of priority of January 30, 1956, authorizing the diversion of 8.8 second feet of waters of a well., County of Caribou, State of Idaho, for irrigation purposes has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 4.8 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters is E$\frac{1}{2}$NE$\frac{1}{4}$, Sec. 17, T. 7 S., R. 39 E., B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 440 acres in the NE$\frac{1}{4}$, NE$\frac{1}{2}$SE$\frac{1}{4}$, NE$\frac{1}{4}$SW$\frac{1}{4}$, Sec. 17, T. 7 S., R. 39 E., B. M. Witness my hand this 16 day fo June, A. D., 1959. Proof of Completion of Works Made: Dec. 16, 1957 s/ GEO. N. CARTER State Reclamation Engineer LICENCE ISSUED FOR 4.8 SEC. FT. <i>Page 6655</i>							

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-26175

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

1. Name of applicant Delbert K and Dora B. Argyle *Bancroft*

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

3. Location of point of diversion: Is in the E. 1/4 of Section 17

T. 7 S R. 39 E. B. M. County of Caribou

4. Describe works as they exist, giving dimensions and capacities of same: 18" drilled well 53'
deep - Peerless pump with 10" discharge, 125 P. Motor - Sprinkler
Line with 1 1/8 mile of 10" 5+6" steel main and 6-4" 3/8 mile
Laterals - Nozzles 3/16" + 1/4"

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):

NE 1/4, NW 1/4, NE 1/4 SW 1/4 and the N 1/2 SE 1/4, in Sec. 17, Twp. 7 S., Rge. 39 E., B. M. *BUO*

checked in company with Mr. Argyle. Pressure readings taken all along main line, at ends, and in the center. Average pressure was 50" Pressure at pump was 65 pounds.

E. H. H. May 19-59

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

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

Remarks: Mr. Argyle started his pump and laid sprinkler lines especially for the 8/20/58 test.

Julian K. ... 33 ... 242 ... 40 ... 4.8 ft

Complete reinspection made

This examination was made on the 20 day of Aug., 1958

(Signed) James H. ... Examiner.

G-26175

[illegible]

MAY 4 2001

\$490

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: A29-02373
Date Received: 1/18/1990
Receipt No: E011778
Received By: SO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEAN SMITH 208-648-7330
Address: WOOD RD.
BANCROFT, ID 83217

2. Date of Priority: JAN 30, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	39E	17		NE	NE		CARIBOU

5. Description of diverting works:
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	4.800		

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

8. Total consumptive use is 1100.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	39E	17	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0

A29-02373

Page 1

Date: 01/18/90

MICROFILMED
NOV 13 1992

A2902373



10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	39E	17	NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0

Section Acres 440.0

Total Acres 440.0

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
A29-00110A.

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 26175

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): *Dean Smith* Date: 1-18-90

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of January 19 90

Seal

Anthony S. Olmsted
Notary Public

Residing at *Shabo Falls*

My Commission Expires 9/12/1990

