

03/14/2002

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

RIGHT NUMBER: 29-4180
NAME AND ADDRESS: LOLA IRICK
PO BOX 636
LAVA HOT SPRINGS ID 83246

J B IRICK
PO BOX 636
LAVA HOT SPRINGS ID 83246

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS
QUANTITY: 0.60 CFS
PRIORITY DATE: 04/15/1957
POINT OF DIVERSION:

T09S R38E S17 SESESW 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	0.600 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R38E S17	SESW	7.0	T09S R38E S20	NENW	30.0
---------------	------	-----	---------------	------	------

37 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.

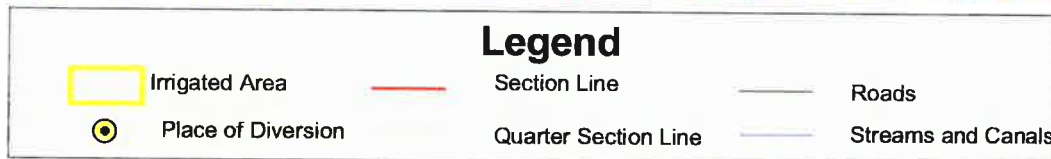
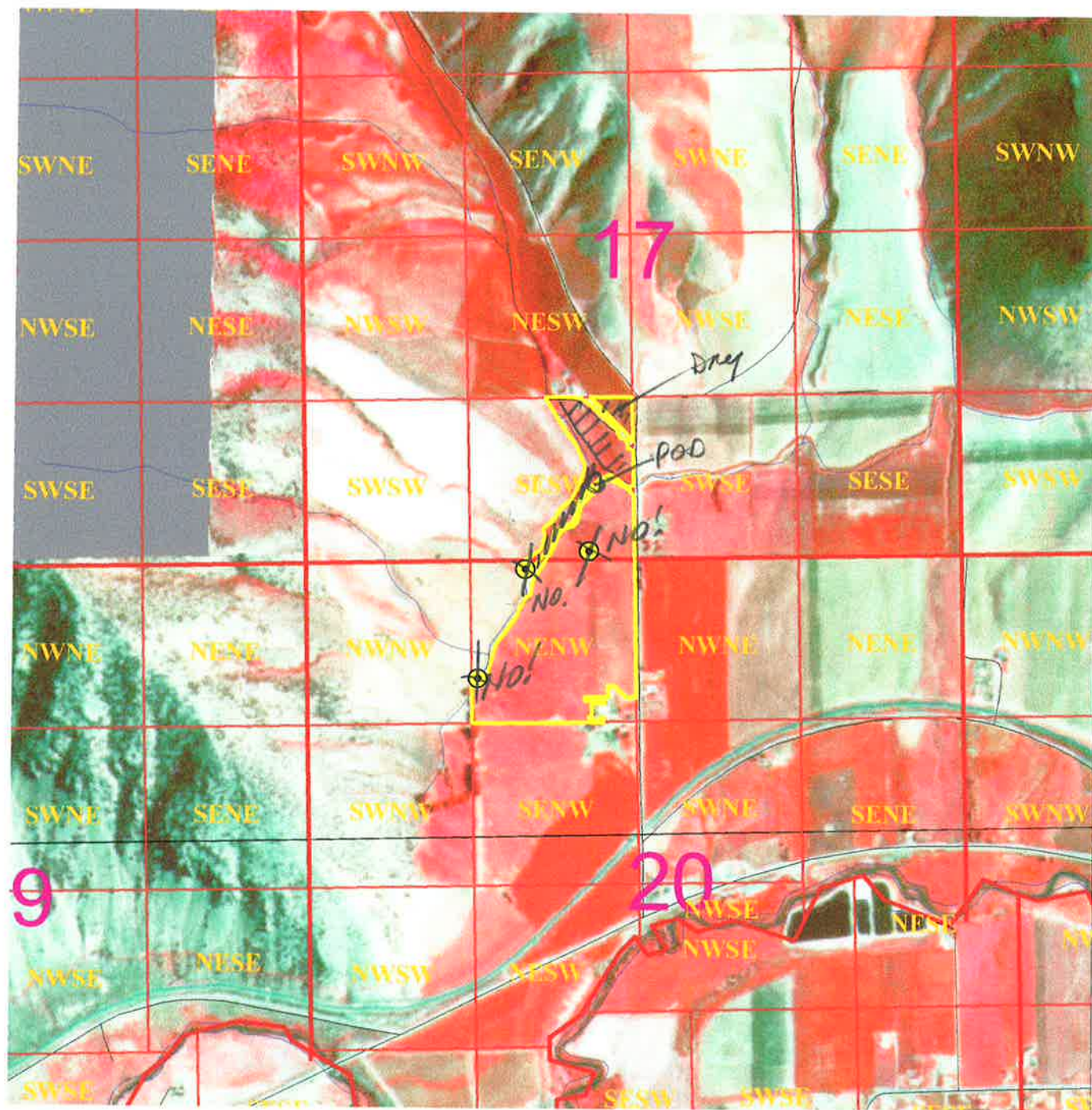
EXPLANATORY MATERIAL: Beneficial Use

SOURCE IS ALSO KNOWN AS BEACH HOLLOW CREEK OR BEACH CREEK.
USE OF THIS RIGHT IS COMBINED WITH WATER FROM LAVA IRRIGATION
CO.

Water Right Claim Number A29-04180

08/11/2000

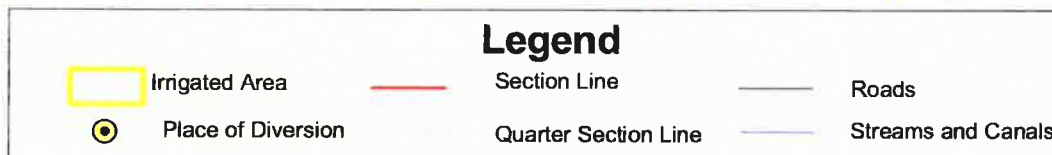
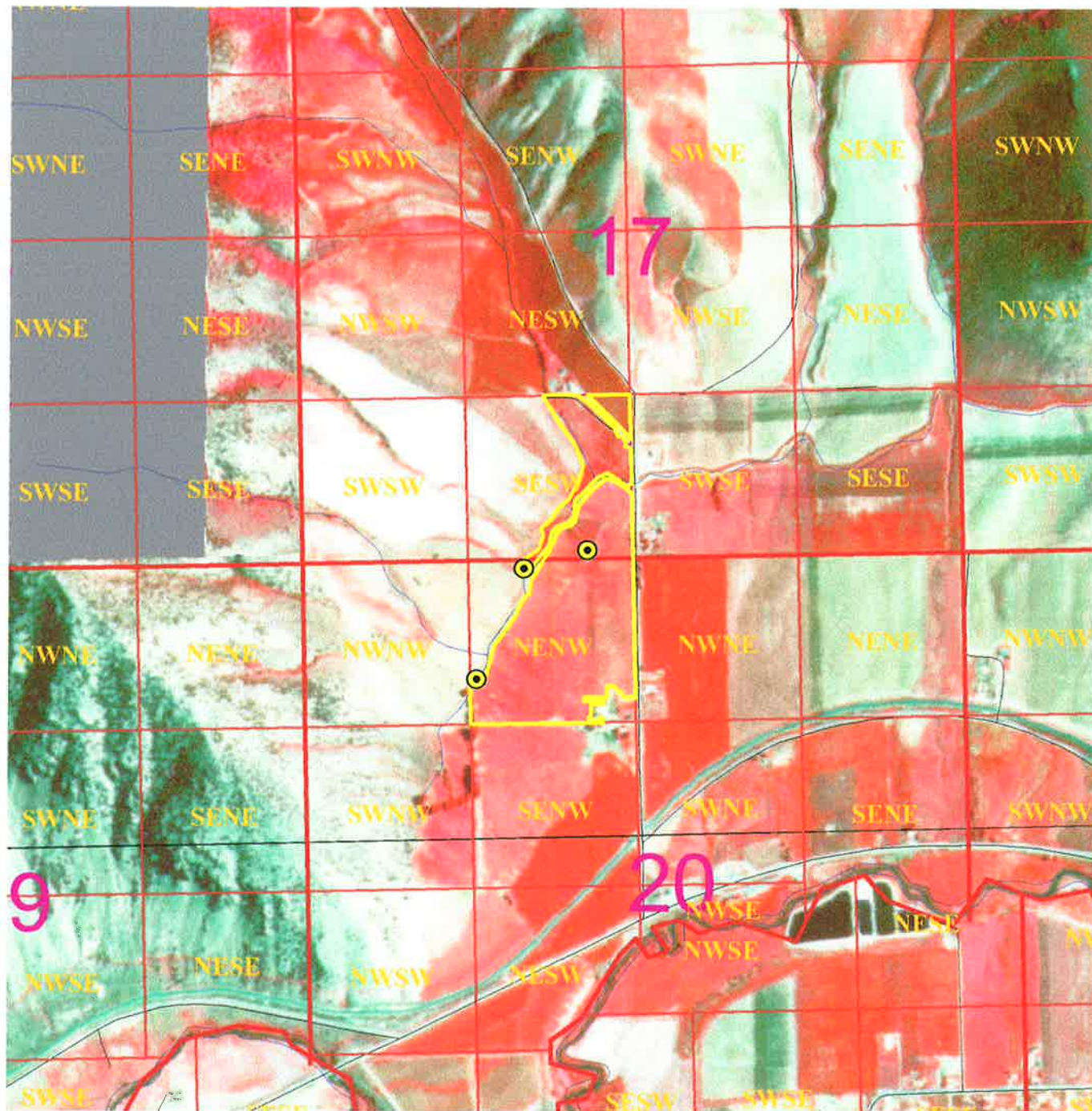
Township , 9S38E



Water Right Claim Number A29-04180

08/11/2000

Township , 9S38E



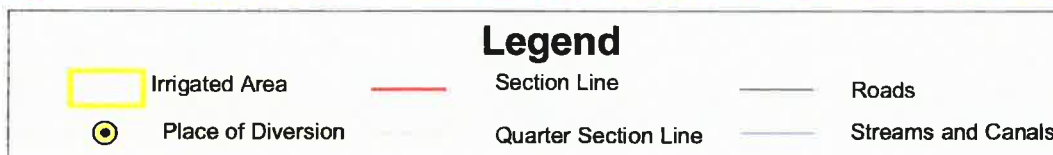
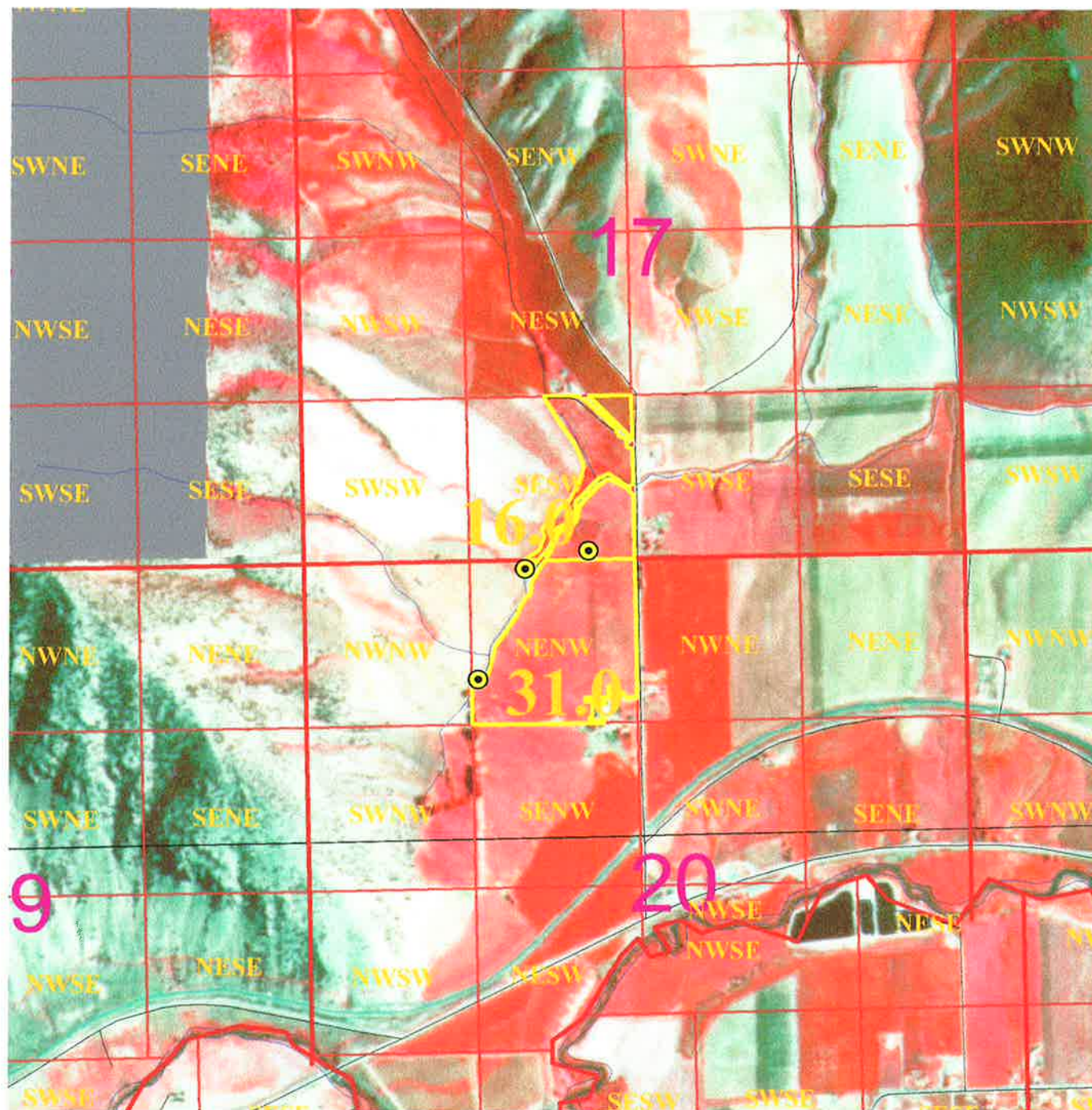
1000 0 1000 2000 Feet



Water Right Claim Number A29-04180

08/11/2000

Township , 9S38E



02/08/2003

allen

NOTICE OF ERROR
REPLY

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

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

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

Water right number: 29-4180

LOLA IRICK
PO BOX 636
LAVA HOT SPRINGS ID 83246
Telephone Number: (208) 776-5522

J B IRICK
PO BOX 636
LAVA HOT SPRINGS ID 83246
Telephone Number: (208) 776-5522

RECEIVED
APR 10 2003
Department of Water Resources
Eastern Region

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:

Apr. 2 - 03

SIGNATURE:

Lola Irick

Please print your name:

LOLA-IRICK

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

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FEB 23 2005

PROFILE



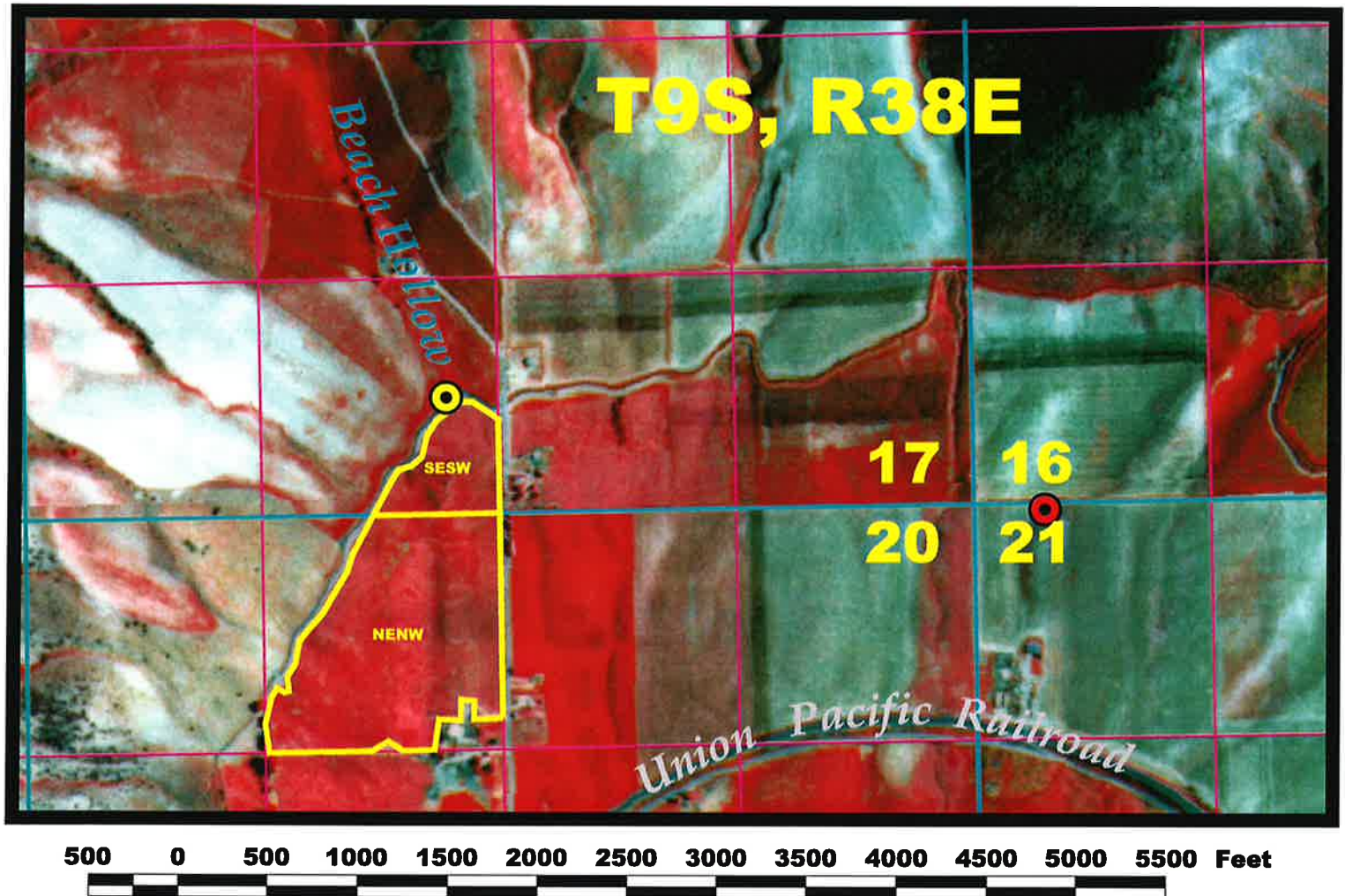
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s): 29-04180

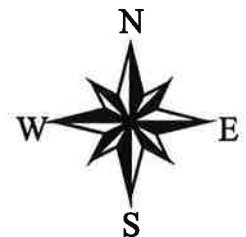


LEGEND

-  **Place of Use**
-  **Section**
-  **Quarter-Quarter**
-  **Point of Diversion**

Place of Use: T9S, R37E
(parts of) Secs. 17, 20

Point(s) of Diversion: T9S, R38E
Sec. 17 SESESW



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GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: March 2002

T9S, R38E

Beach Hollow

PROFIT

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SESW

7

NENW

30

17

20

16

21

Union Pacific Railroad



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

DIVERSION DITCHES FROM CANAL.

Assumptions

Free discharge.

Invoice #

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked
Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☒ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☒ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	
Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information

New Contact Comments

*This is AT BEST A
Theoretical Calculation
Boach Hollow is dry
only has water in early
Spring during run-off*

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29-04180 BU

I.) 243 claim -

A. This source claimed as Beach Creek - 11365 AQ
BB-42 shows only Beach Hollow and a stream
that is intermittent. Recommended source as
"Unnamoo Stream" w/ B01 AKA Beach Hollow Creek.

B. Claims 3 POD's - These are headgates from
the Lava Irrig Canal. They are not diversions.

1. The actual diversion is where the runoff
flows into the canal at 660,966; 172,143. Also,
known and recommended as (NE) S5S5SW Sec. 17 T9S
R38E. C. Q measured (calculated) by Contractor @ 6.4 cfs (never
measured)

II.) This water, when available is commingled with the
waters of Lava Irrig Co. used upon lands in S8SW
Sec. 17 AND N0NW Sec. 20

III. Priority Date claimed as 1902.

1. No evidence supporting 1902
2. Predates 1166E Decree
3. Affidavit supports '1957'

2. 11300 BEGIN OF Irrig Season: 4/15/1957
as Priority Date.

IV. Peer - By Claimants map and GRS is shown
only 37 acres is Irrig.

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IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

DIVERSION DITCHES FROM CANAL.

Assumptions

Free discharge.

Invoice #

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin)
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked
Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☒ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	
Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System

☐

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information

☐

New Contact Comments

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IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

DIVERSION DITCHES FROM CANAL. 12 in headgate

Assumptions

Appears to be diversion from irrigation canal.

Invoice #

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin)
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked

Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
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Pumped System

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Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

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New Contact Information

☐

New Contact Comments

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SCANNED **INTREPID**
Engineering Services, Inc. (IESI)
Enabling People and Solutions

FEB 23 2005

FILED

RECEIVED
MAR 14 2002
Department of Water Resources
Eastern Region

Reference Number
29-4180

Affidavit

STATE OF IDAHO)
 : ss
County of Bannock)

LAVERL JOHNSON, after first being duly sworn on oath, deposes and states as follows:

1. That I moved to Lava Hot Springs in the spring of 1957 and have lived here to this date.
2. That I became acquainted with J. B. and Lola Irick in 1957.
3. That on various occasions I worked for them fertilizing their farm and during the course of this activity I learned that they had a very early water right to the Beach Hollow water and were using it for beneficial purposes.
4. That because of my association with the Irick's over the years, I know that they have continuously used the water from Beach Hollow upon their land.

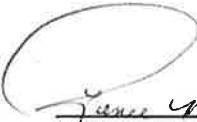
FURTHER SAITH AFFIANT NAUGHT

DATED this 4th day of March, 2002.


LAVERL JOHNSON

SUBSCRIBED AND SWORN TO before me on this 4th day of March, 2002.




NOTARY PUBLIC FOR IDAHO
Residing at: Lava Hot Springs, Idaho
Commission expires: May 31, 2006

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FEB 23 2005

RECEIVED

DEC 14 2001

Department of Water Resources
Eastern Region

ROUTED

Lava Hot Springs
Idaho -
Dec. 13, 2001

Dear Sirs:

In response to your letter
of Nov 19, concerning priority
date to our water claim
No. A 29-04180.

I'm sending you a copy of the
papers I have.

As far as my knowledge goes,
we were the first and only
one to file on this water.

You have it printed as Beach
Creek. This is not a creek.
It's known as Beach Hollow.

The spring run of comes
down through this hollow
and the first place it hits
is the Lava Irrigation Canal
that runs through the middle
of the ground listed. We
used it for irrigation at the
dates listed on record.

I hope this is what information
you need.

Thank You.

Mrs. Lola Trick
Lava Hot Springs, Idaho.

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FEB 23 2005

RONALD D. CARLSON
Eastern Region Supervisor

Ronald D. Carlson
by *kw*

Four copies

We are enclosing a copy of your claim for your records. If you have questions or if this office may be of further assistance, please feel free to contact us.

It is at a later date, you find that you have additional information on supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim. The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDHMO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

Dear Claimant:

RE: Claim No. 29-4180

J. B. IRICK
LOLA IRICK
LAVA HOT SPRINGS
ID 83246

DECEMBER 15, 1980

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

DEPARTMENT OF WATER RESOURCES
Eastern Region

STATE OF IDAHO

Department of Water Resources
Eastern Region

DEC 14 2001

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RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: E010991

Date: 10/10/89
Time: 15:22:53

Received
From: IRICK, J.B. / LOLA

Type of Payment	Program Acct Class	Amount.
ADJUDICATION FEE	0410162 9337 6490	\$115.00
	Total	<u>\$115.00</u>

CHECK 2660

Idaho Department of Water Resources

Region: EASTERN

Signature: 

includes payment for 40 acres irrigation

PROF

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FEB 23 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 19, 2001

Lola Irick
P.O. Box 636
Lava Hot Springs ID 83246

RE: EVIDENCE OF PRIORITY FOR A29-04180

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 29. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary evidence to support the priority date.**

The above referenced claim to a water right claims a June 21, 1902, priority date from Beach Creek. Since this claim is based on a Posted Notice dating to 1902 there must be supporting evidence which clearly shows the claim was actually put to beneficial use in 1902. A Posted Notice only shows an intent to divert, it is not evidence of diversion.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

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It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

.....
The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.
.....

Please submit the documentation supporting the priority date within 30 days of the date of this letter, referencing all documents with the corresponding Claim number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact this office.

Respectfully submitted,

Cheri Undermeulen

for Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"
Notice(s) of Claim A29-04180

PROFILE

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FEB 23 2005

MAY 18 2001

Log for claim A29-04180

Spatial Dynamics AMH

8/11/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s38e	17	SESW	5	16	Indiscernible
09s38e	20	NENW	35	31	
Totals:			40	47	

Jams POB AS 10820 (Avenue)

NO IRN ABOVE CANAL.

Priority Data Photos Due

Bisbee Hollow Flows INTO Lava Tang Canal
Then REDIRECTED THROUGH CANAL DOWNWY. $\Rightarrow$ GP6

AJ5809NP
No. A29-04180

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/00
PAGE: 156

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LOLA IRICK	06/21/1902	IRRIGATION	04-01 11-01	0.600 CFS	
C	J B IRICK					
	PO BOX 636					
	LAVA HOT SPRINGS ID 83246			TOTAL DIVERSION:	0.600 CFS	
	(208) 776-5522			CONSUMPTIVE USE:		100.00 AFA

Water Source: BEACH CREEK

Tributary to: LAVA IRRIGATION CANAL

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T09S R38E S17
S20

SESESW
NWNENW

SWNENW

BANNOCK County
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		
09S	38E	17	:					:					:				05	:					:	5.0
09S	38E	20	:					:	35				:					:					:	35.0
																							TOTAL ACRES	40.0

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: IRRIGATION CANAL CO.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-10820

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00047A A29-00048 A29-04467 A29-10816

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 10/25/89 OLENICHA 07/20/94 THOMPSON 03/29/95 POST-STD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that J. B. Irick &/or Lola Irick

(Name of Claimant)

Lava Hot Springs, ID 83246

(Mailing Address)

(Zip Code)

Telephone No. 776-5522

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) June 21, 1902

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Beach Creek

tributary to Lava Irrigation Canal

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)

(Domestic, Irrigation, Stock, Etc.)

(Both dates inclusive)

(Mo., Day)

(Mon., Day)

Quantity 0.60 cfs

Use irrigation

Period of Use From Apr 11 1 To Nov 1 1

Quantity

Use

Period of Use From SEP 1 1988 To NOV 1 1988

Quantity

Use

Period of Use From To

Quantity

Use

Period of Use From _____ To _____

- (4) 0.60 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SE 1/4 SW 1/4; Sec. 17 Twp. 9S Rge. 38E B.M., County of Bannock

Additional points of diversion: NE 1/4, Sec. 20, T. 9S, R. 38E

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Water is diverted from lava Irrigation Canal with 4 steel headgates.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

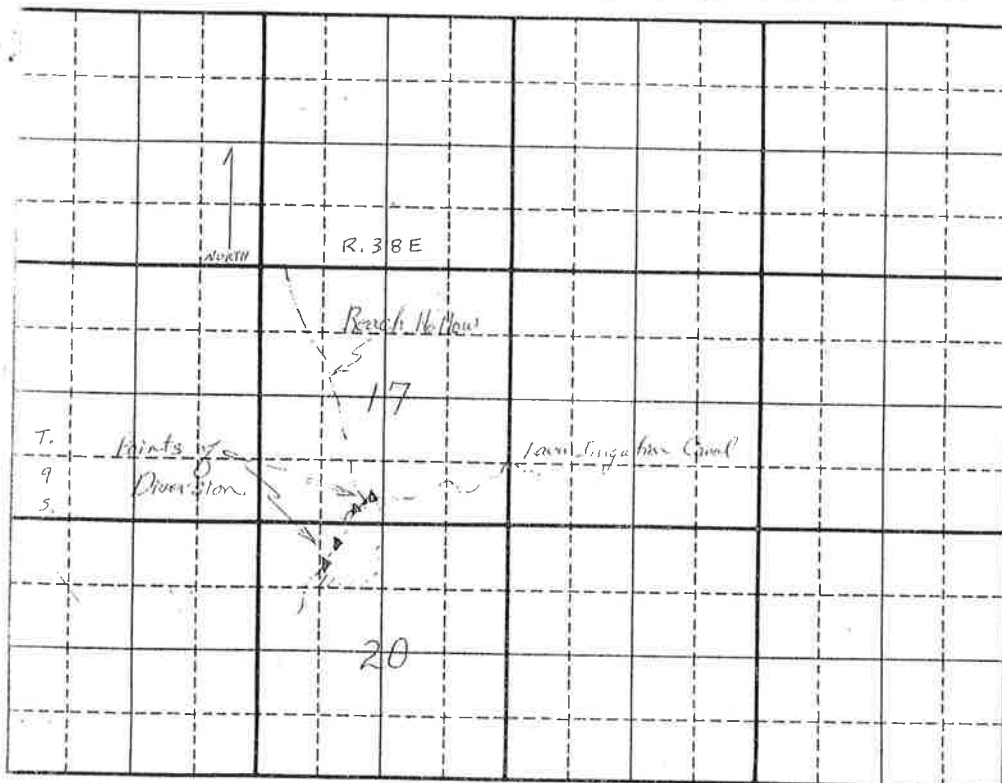
No. of acres 45

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks Original filing by William Bell was for use of the water in the W₂NE₄, and Lot 6, Sec. 20, T. 9S, R. 38E. Since then use of water has been in both Section 17 and 20. Water is presently being used as designated on claim.



Scale: 2 Inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Cassia) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 19 day of November, 1980.
W. B. Irick
(Claimant)

Kathlyn A. Walker
Notary Public
Residing at Idaho Falls

My commission expires 2/15/1983

FOR DEPARTMENT USE ONLY

Received by <u>ELC</u>	Date <u>11-19-1980</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>SK</u>	Date <u>11-19-1980</u>		claimant by:	
\$20.00 fee received by <u>ELC</u>	Date <u>11/19/80</u>	<u>#16087</u>		
Published in <u>Idaho State Journal</u>				
Dates <u>11/27 & 12/04/1980</u>				

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that J. B. Irick &/or Lola Irick

(Name of Claimant)

Lava Hot Springs, ID 83246

(Mailing Address)

Telephone No. 776-5522

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) June 21, 1902

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Beach Creek tributary to Lava Irrigation Canal

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.60 cfs</u>		Use <u>irrigation</u>		Period of Use From <u>April 1</u>	To <u>Nov. 1</u>
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____

- (4) 0.60 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SE 1/4 SW 1/4 Sec. 17 Twp. 9S Rge. 38E B.M., County of Bannock

Additional points of diversion: NE 1/4 NW 1/4 Sec. 20, T. 9S, R. 38E

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Water is diverted from Lava Irrigation Canal with 4 steel headgates.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	38E	17												10					10
		20					35												35

No. of acres 45

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:

NOTICE OF WATER RIGHT.

Claimant,--

William Bell.

Dated,--

June 21st, 1902.

Recorded,--

June 23, 1912, at 8:16 A.M. in Book 2 of Water Locations, Page 150 of the records of Bannock County, Idaho.

Subscribed and
Sworn to,-----Before Lee Merrick, Justice of the Peace,
Bannock County, Idaho, June 21, 1902.

State of Idaho)

ss.

County of Bannock)

TO ALL CONCERNED NOTICE IS HEREBY GIVEN:

1st. That I, William Bell of Dempsey, Bannock Co., Idaho, hereby claims the use of all the waters of a small stream passing through the NW $\frac{1}{4}$ NE $\frac{1}{4}$ & SW $\frac{1}{4}$ NE $\frac{1}{4}$ and Lot No. 6, in Sec. 20, Tp. 9 South, Range 38 E.B.M., to the extent of 30 cubic inches per second.

2nd. It is intended to divert said water at or near the point where a copy of this notice is posted, and more definitely described as follows: at a point near the intersection the quarter section line in Section 17, Township 9 South, Range No. 38 East B.M.

The stream is not named but is the first little spring branch West of the Lava Hot Springs in Bannock County, Idaho.

3rd. The purpose for which said water is intended to be used is for agricultural and domestic purposes.

The place of intended use is upon the NW $\frac{1}{4}$ NE $\frac{1}{4}$ & SW $\frac{1}{4}$ NE $\frac{1}{4}$ and Lot 6 in Sec. 20, Tp. 9 South, Range 38 E.B.M.

4th. It is intended to divert said water by means of a ditch one and one half feet wide on the bottom.

The general course of the proposed canal is South.

The length of the proposed canal is about 100 rods.

It is intended to use said water for irrigating the following described land: the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$ and Lot 6 in Section 20 Township 9 South, Range 38 E.B.M.

5th. It is intended to have the works for diversion and use of said water as aforesaid completed within 5 years.

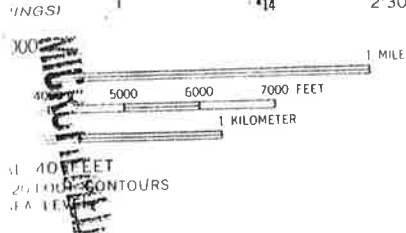
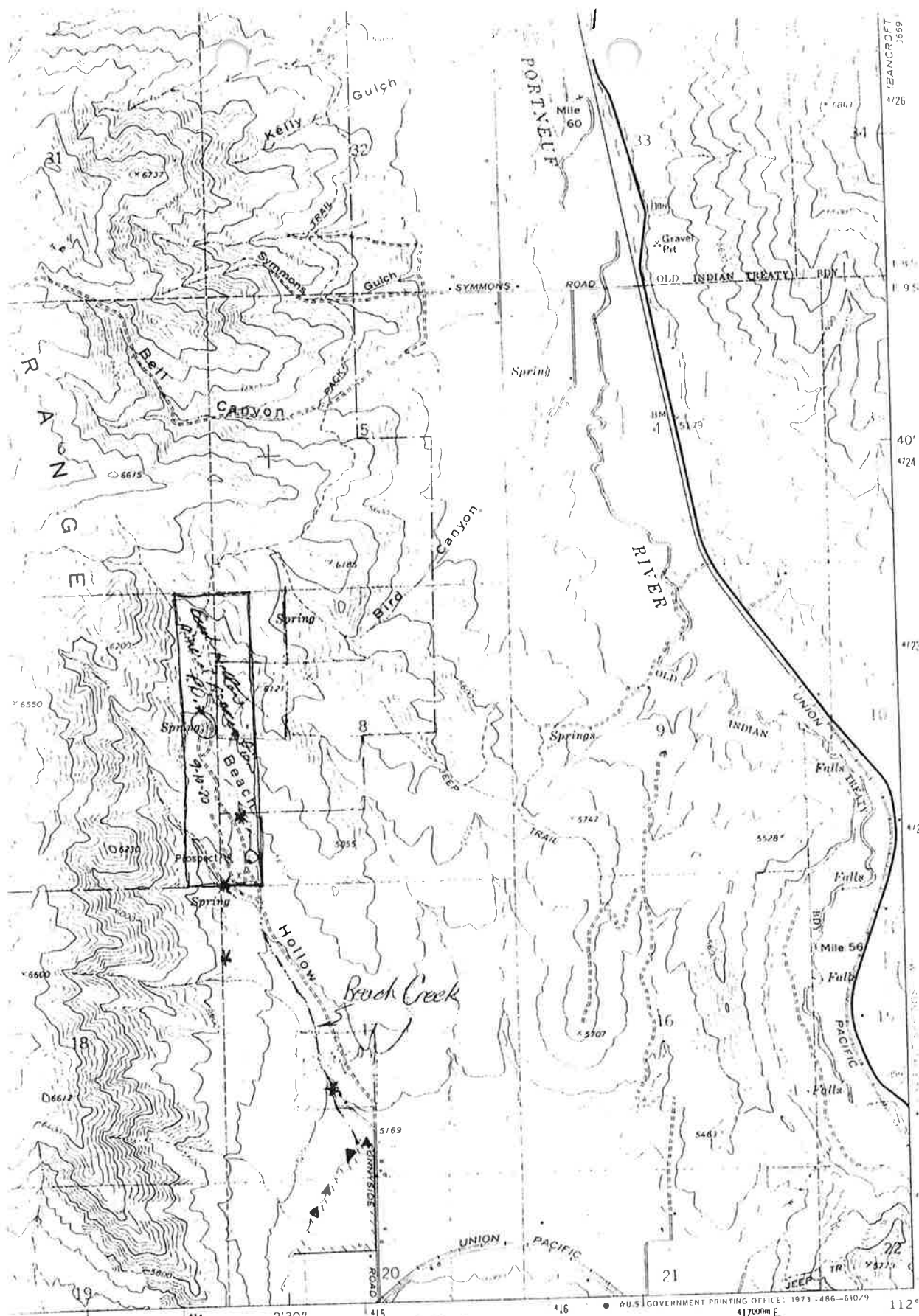
State of Idaho)

ss.

County of Bannock)

WILLIAM BELL, of Dempsey, Bannock County, Idaho, being first duly sworn deposes and says that he is of lawful age and claimant of the water right mentioned in the foregoing notice and whose name is subscribed thereto. That the statements in said notice are true and that the original, notice of which the foregoing is a true copy, was posted in a conspicuous place at or near the place of intended diversion (as provided by law) on the 21st day June, 1902, at seventeen minutes past eight o'clock A.M.

William Bell.



ROAD CLASSIFICATION

Primary highway, hard surface ——— Light-duty road, hard or improved surface ———

Secondary highway, hard surface ——— Unimproved road ———

() Interstate Route () U. S. Route () State Route

HAYSTACK MTN., IDAHO
N4237.5—W11200/7.5

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME IRICK CLAIM IDENT. NO. A29-04180DATE RECEIVED 10/10/89 CK # _____ AMOUNT \$ _____

YES NO Required Info?

1. Is the name and address complete with zip code? X --- *
2. Is a priority date entered? X --- *
- Is the priority date acceptable in view of mandatory filing dates? X --- *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. X --- *
3. (a) Is a source entered? X --- *
- x (b) Is a tributary to entered? (if required) N/A X --- *
4. Is the legal description of the p.d. sufficient? X --- *
5. Is there a description of the diverting works? X --- *
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. X --- *
- Is the period of use included? X --- *
- Is a quantity claimed for each use? X --- *
7. Is a total quantity claimed entered? X --- *
- x 8. If required is a consumptive use entered? N/A X --- *
- x Is the consumptive use correct? N/A X --- *
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. N/A X --- *
10. Is (are) the place(s) of use and purpose(s) indicated? X --- *
11. Is (are) the county(ies) entered? X --- *
12. Is the ownership of p.u. checked? X --- *
- x 13. Are other water rights listed or "none" indicated? X --- *
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.) N/A X --- *
15. Is the basis of the claim indicated? X --- *
- x 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A X --- *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. X --- *
18. Has the claim been signed, sealed, and dated by a notary? X --- *
19. Was this claim filed on time, or was an extension granted? X --- *
20. Is the fee enclosed correct? Exempt X --- *
- x 21. If this claim is based on an existing water right, has the identification number been entered? N/A X --- *
22. Should this claim be data entered? X --- *

Claim checked by: TO Date: 10/10/89Claim must be returned to claimant: --- (Yes) X (No)Claimant must be notified of modifications: --- (Yes) X (No)

Receipt Prepared by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____

Comments: _____

MICROFILMED

NOV 13 1992

MAY 18 2001

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A29-04180
Date Received: 10/10/1989
Receipt No: E010991
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. B. IRICK 208-776-5522
Address: P.O. BOX 636
LAVA HOT SPRINGS, ID 83246
OR
Name: LOLA IRICK 208-776-5522
Address: P.O. BOX 636
LAVA HOT SPRINGS, ID 83246

2. Date of Priority: JUN 21, 1902

3. Source: BEACH CREEK Trib. to: LAVA IRRIGATION CANAL

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	38E	17	SE	SE	SW		BANNOCK
		20	NW	NE	NW		BANNOCK
			SW	NE	NW		BANNOCK

5. Description of diverting works:
DIVERSION DITCHES FROM CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.600		

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

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A29-04180

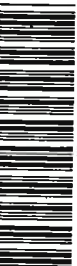
Page 1

Date: 10/25/89

MICROFILMED

NOV 13 1992

A2904180



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	38E	17	SE	SW		IRR	5.0
						Section Acres	5.0
		20	NE	NW		IRR	35.0
						Section Acres	35.0
						Total Acres	40.0

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:
IRRIGATION CANAL CO.

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 A29-04180

Date Received 10-10-89

Receipt Number E010990 E010990 2V
28

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) J.B. IRICK OR LOLA IRICK Phone (208) 776-5522

Mailing Address P.O. Box 636, LAVA HOT SPRINGS, ID. Zip 83246

2. Date of Priority (Only one (1) per claim) 6-21-1902

3. Source of water supply (a) BEACH CREEK

which is tributary to (b) LAVA IRRIGATION CANAL

4. a. Location of existing point of diversion is: Township 9S Range 38E Section 17,
SE 1/4 of SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of BANNOCK (2)

Additional points of diversion if any: 9S 38E sec 17 NW 1/4 NE 1/4 NW 1/4, SW 1/4 NE 1/4 NW 1/4

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,

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. 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.

DIVERSION DITCHES FROM
CANAL SPRING RUNOFF IN BEACH CREEK COLLECTED BY
LAVA HOT SPRINGS CANAL.

MICROFILMED
NOV 13 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/1 to 4/1 amount 0.60 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.60 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 100 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

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	
9S	38E	17					<u>80</u>							<u>5</u>					
		<u>20</u>					<u>35</u>												

Total number of acres irrigated 40

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

12. Do you own the property listed above as place of use? Yes 0 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.
SHARES IN IRRIGATION CANAL COMPANY or None ()

14. Remarks:

MICROFILMED

NOV 13 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use 10 Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

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

Signature of Claimant (s) J. B. Irick

Date 10/10/89

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 Donnerville) SS.

Subscribed and sworn (or affirmed) before me this 10 day of October 1989

SEAL

Notary Public E. B. Irick

Residing at Salisbury, ID

My Commission Expires 22 Aug 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 _____

MICROFILMED

NOV 13 1992

Copies White-State, Yellow-Claimant

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 A29-04180
Date Received 10-10-89
Receipt Number ~~E010990~~ E010991
85 21

*Beach Hollow run off
a/k.*

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) J.B. IRICK OR LOLA IRICK Phone (208) 776-5522
Mailing Address P.O. Box 636, LAVA HOT SPRINGS, ID. Zip 83246
2. Date of Priority (Only one (1) per claim) 6-21-1902
3. Source of water supply (a) BEACH CREEK
which is tributary to (b) LAVA IRRIGATION CANAL
4. a. Location of existing point of diversion is: Township 9S Range 38E Section 17,
SE 1/4 of SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of BANNOCK (2)
Additional points of diversion if any: 9S 38E sec 17 NW 1/4 NE 1/4 NW 1/4, SW 1/4 NE 1/4 NW 1/4
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 _____
5. 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. DIVERSION DITCHES FROM
CANAL. SPRING RUNOFF IN BEACH CREEK COLLECTED BY
LAVA HOT SPRINGS CANAL.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/1 to 11/1 amount 0.60 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount 0.1075 or _____

7. Total quantity claimed (a) 0.60 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 100 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

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	
9S	~~38E~~	17					<u>8</u>							<u>5</u>					
		20					<u>35</u>												

Total number of acres irrigated 40

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

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.
SHARES IN IRRIGATION CANAL COMPANY or None ()

14. Remarks:

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

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

If applicable provide IDWR Water Right Number _____
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 x wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 0

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

Signature of Claimant (s) J. B. Irick

Date 10/10/89

Date _____

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

of _____ Title _____
Organization _____, that I have signed the foregoing
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 Donnerville) SS.

Subscribed and sworn (or affirmed) before me this 10 day of October 1989

Notary Public E. Dene

Residing at Salofell, S.

My Commission Expires 22 Aug 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 _____