

06/28/2001

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

RIGHT NUMBER: 29-7630

NAME AND ADDRESS: NORMAN DAVIS
STEVEN DAVIS
1392 CHURCH RD
ARBON, ID 83212

SOURCE: GROUND WATER

QUANTITY: 1.07 CFS
520 AFY

PRIORITY DATE: 03/08/1982

POINT OF DIVERSION: T11S R33E S23 NENESW Within POWER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	1.07 CFS 520.00 AFY

PLACE OF USE:

<u>IRRIGATION Within POWER County</u>			
T11S R33E S23	SWNW	33	T11S R33E S23 SENW 37
T11S R33E S23	NESW	40	T11S R33E S23 NWSW 39

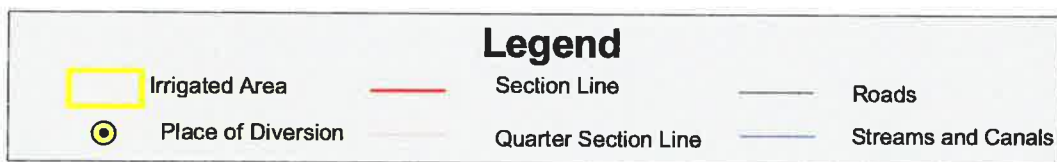
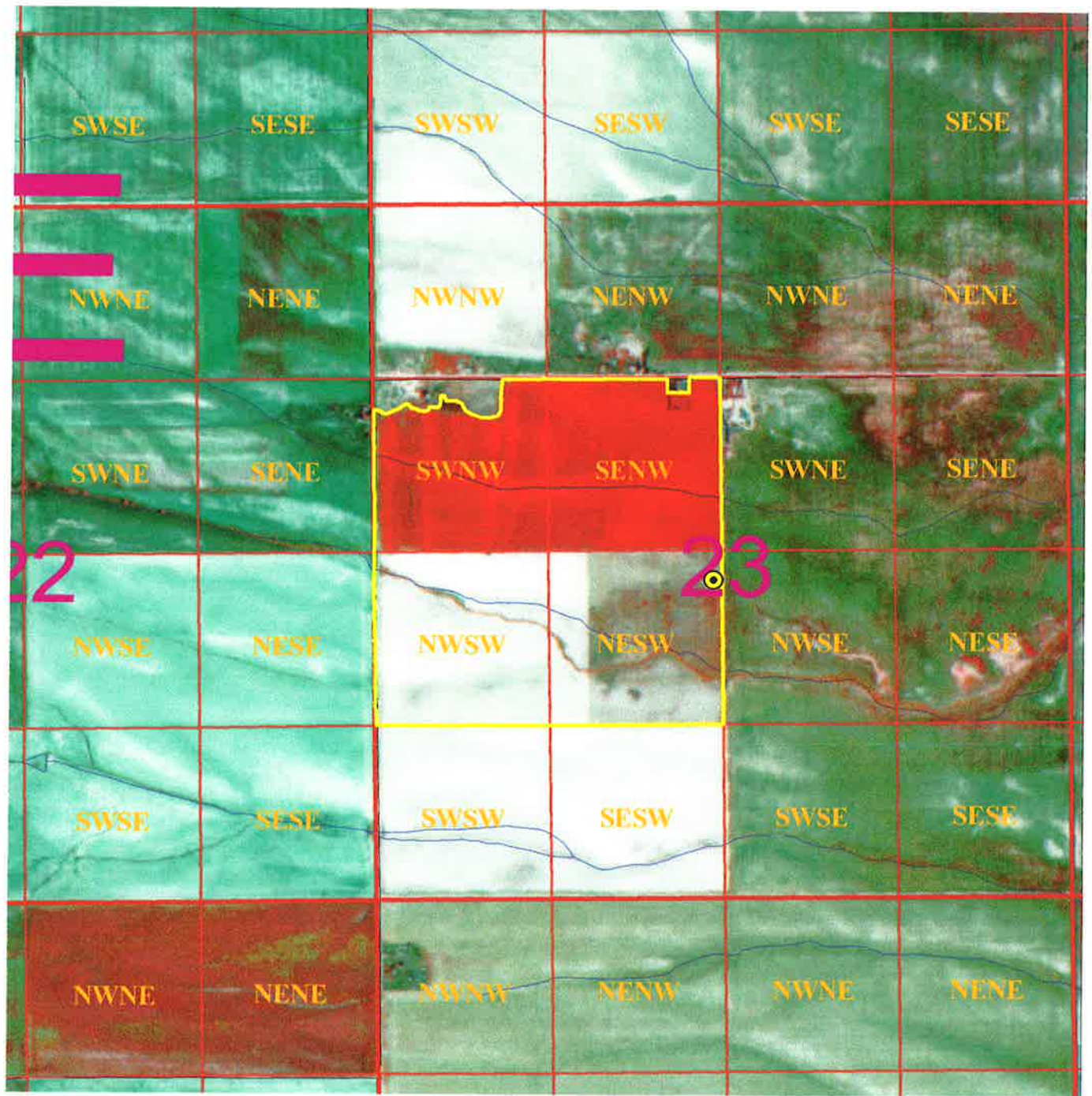
149 ACRES TOTAL

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: BASIS OF CLAIM - License

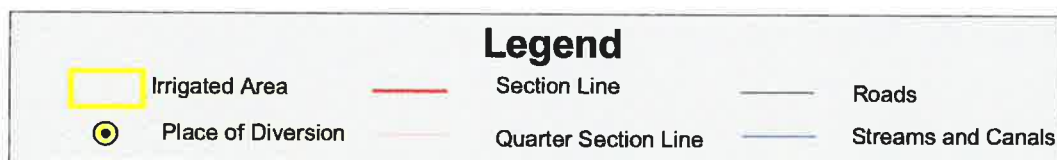
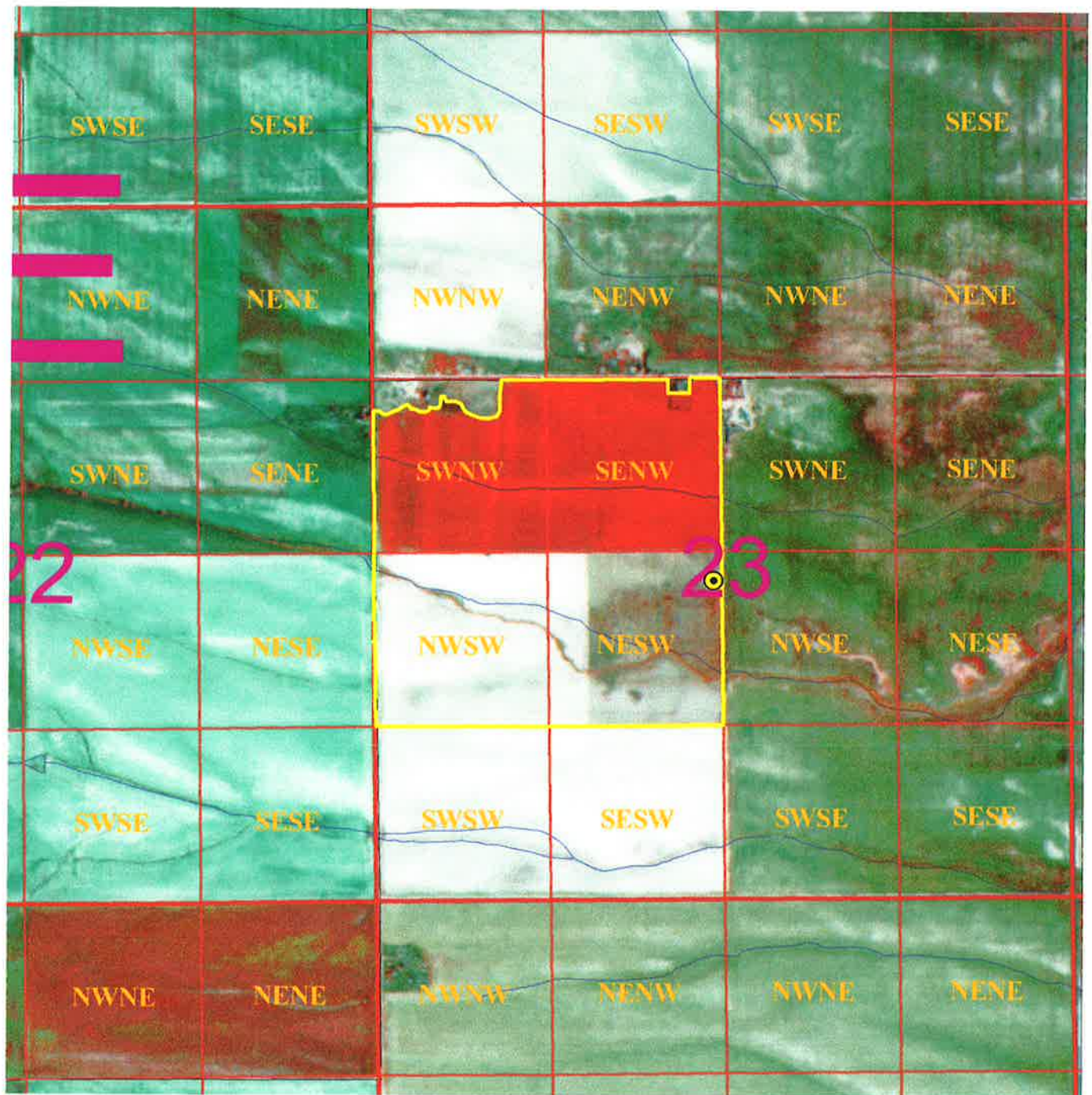
Township , 11S33E



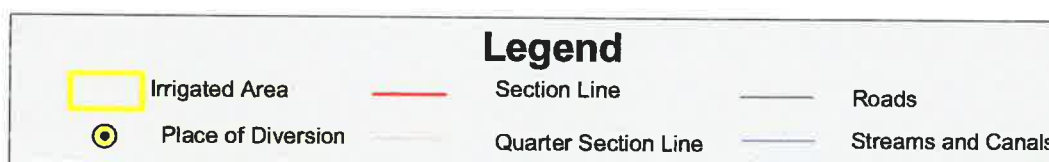
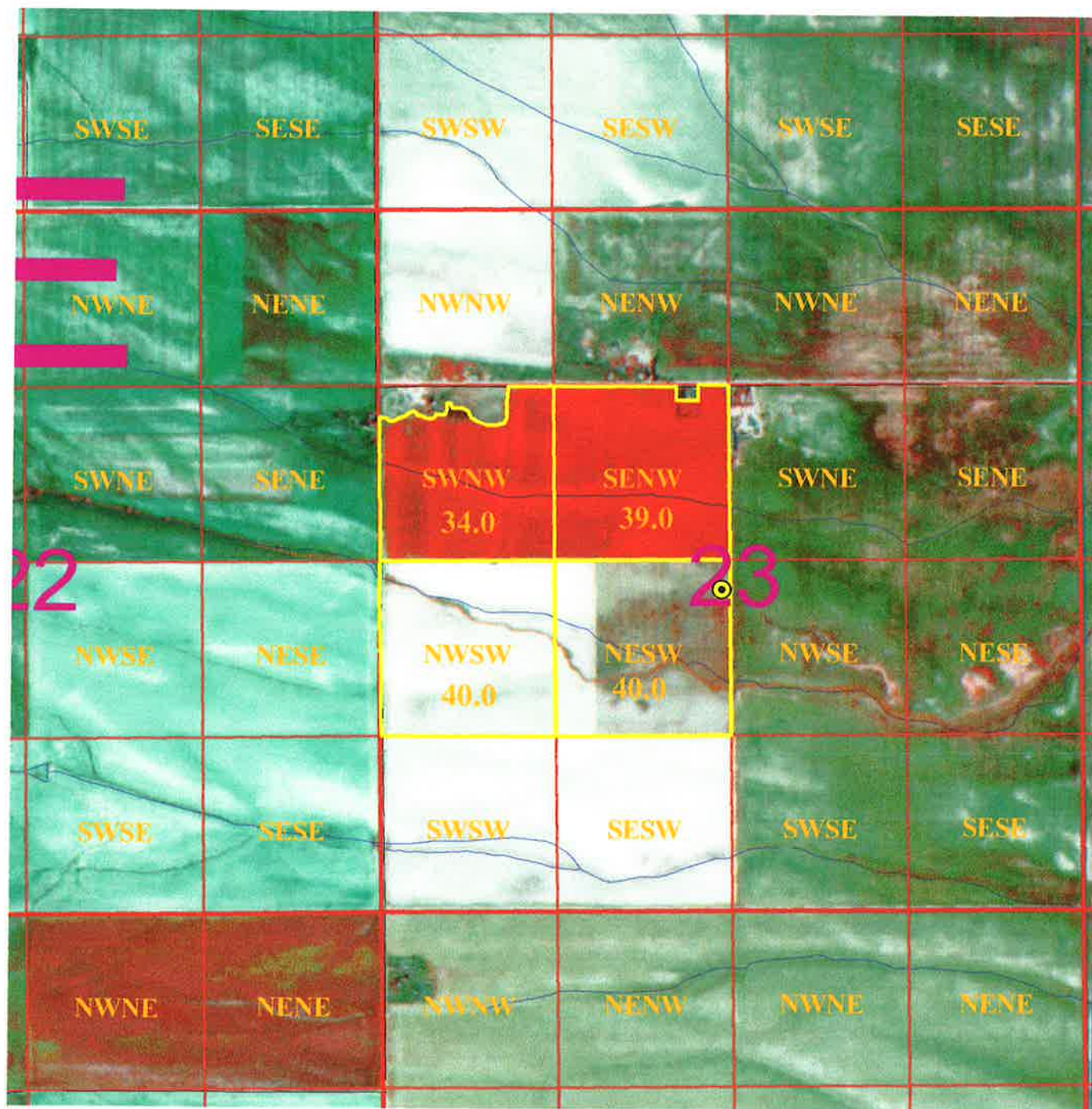
900 0 900 1800 Feet



Township , 11S33E



Township , 11S33E



900 0 900 1800 Feet



02/08/2003

Paul

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: 29-7630

NORMAN DAVIS
1392 CHURCH RD
ARBON ID 83212
Telephone Number: (208)335-2169

~~STEVEN DAVIS~~
1392 CHURCH RD
ARBON ID 83212
Telephone Number: (208)335-2169

I removed name
JC
3/14/03

Steven Davis is deceased. Please change name

to BRIAN K. DAVIS

- can't add son - he
is not a legal
owner.

JC
3/14/03

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: MARCH 13-03 SIGNATURE: Norman Davis

Please print your name: NORMAN DAVIS

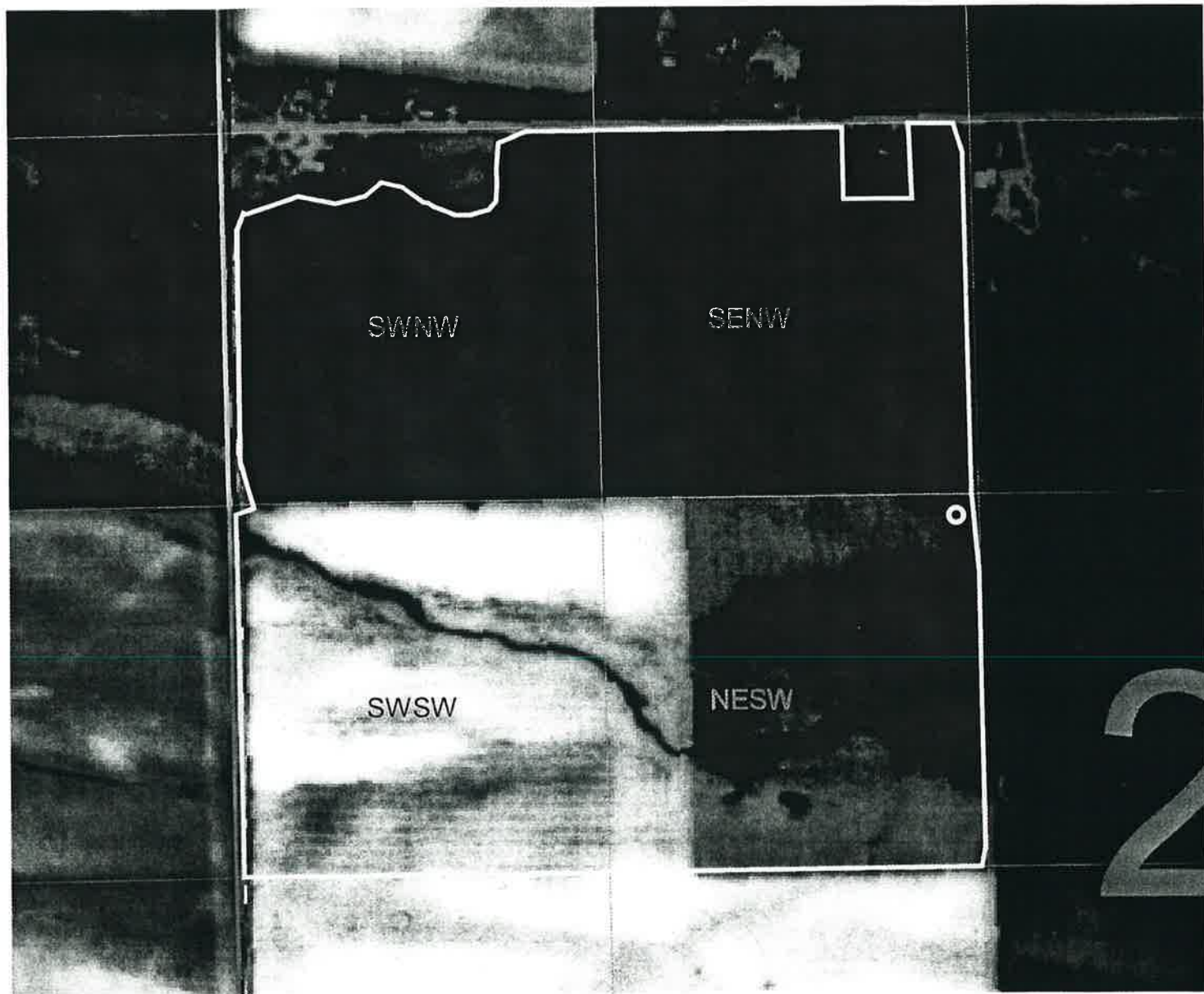
IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

PROFILED

SCANNED
MAY 12 2003

Idaho Department of Water Resources

Water Right 29-7630

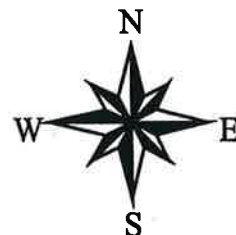


500 0 500 Feet

- Point of Diversion - This Right
- Point of Diversion - Other Rights
- Place of Use - This Right
- Place of Use - Other Rights
- Township
- Section
- Quarter-quarter Section

PROFILED

SCANNED
MAY 12 2006



Township 11S Range 33E Section 23

Prepared from 1987/1988 NAPP photography by B. Contor, 6/2001.

06/28/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 29-7630

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
bcontor	6/28/2001	Recommendation	Recommended as claimed and licensed, as verified by GIS.

Dates:

Licensed Date:
 Claim Received Date: 03/12/1990
 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:

<u>Element</u>	<u>Last Review Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Season	6/28/2001 4:49:06 PM	bcontor			In Process
Summary	6/28/2001 4:48:59 PM		6/28/2001 4:48:59 PM	bcontor	Complete

Other Information:

Receipt Number(s): M006208
 State or Federal: S
 Owner Name Connector: AND
 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:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Cary Act Number:
 Mitigation Plan: False

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log Text</u>
POD	6/28/2001 4:26:49 PM	bcontor	Edited PLS
POD	6/28/2001 4:26:36 PM	bcontor	Edited point location
POU	6/28/2001 4:39:37 PM	bcontor	Edited PLS
POU	6/28/2001 4:39:07 PM	bcontor	Edited shape boundary
Season	6/28/2001 4:49:03 PM	bcontor	1. (YES) The basis of claim is beneficial use.
Summary	6/28/2001 4:48:56 PM	bcontor	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. (NO) This is not 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.

MAY 14 2001

Log for claim A29-07630

Spatial Dynamics AMH

7/18/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s33e	23	SWNW	33	34	
11s33e	23	SEnw	37	39	
11s33e	23	NESW	40	40	
11s33e	23	NWSW	39	40	
Totals:			149	153	

AJ5809NP
No. A29-07630

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/23/00
PAGE: 75

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	NORMAN DAVIS	03/08/1982	IRRIGATION	03-15 11-15	1.070 CFS	
C	STEVEN DAVIS					
	1392 CHURCH RD					
	ARBON ID 83212					
				TOTAL DIVERSION:	1.070 CFS	520.00 AFA
				CONSUMPTIVE USE:		447.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T11S R33E S23

NENESW

POWER County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE															
T	R	S	: Lt	Ac	NENE	NWNE	SWNE	SENE	: Lt	Ac	NENW	NWNW	SWNW	SENW	: Lt	Ac	NESW	NWSW	SWSW	SESW	: Lt	Ac	NESE	NWSE	SWSE	SESE	: Lt	Ac		
11s	33E	23	:						:						:						:									SUM
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			:						:																					

POU County: POWER

Other Rights: NONE

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag: Presumption Flag:	
Audit:	03/12/90 BAUMHOFF 07/28/94 THOMPSON 03/29/95 POST-STD		

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-7630

Priority: March 8, 1982 Amount: 1.07 CFS 520.0 AF

This is to certify, that NORMAN DAVIS
STEVEN DAVIS

P.O. BOX 37

ARBON, ID 83212

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated March 8, 1982, and has submitted proof to the Department of Water Resources on November 15, 1985, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 1.07 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	03/15 to 11/15	1.07 cfs	520.0 af

LOCATION OF POINT OF DIVERSION(S): NESW , Sec. 23, Township 11S, Range 33E
Power County

PLACE OF USE: Irrigation.

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S	33E	23	SWNW 33	SENW 37	NESW 40	NWSW 39	149

Total number of acres irrigated: 149

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 26th day of FEBRUARY, 1987.

RECORDED

MAR 19 1987

Acting for the

Director

Norman C. Young

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11S	33E	23							40	40	40	40	40	40					240
Total number of acres to be irrigated																			240

c. Describe any other water rights used for the same purposes as described above. NONE

9. a. Who owns the property at the point of diversion APPLICANT

b. Who owns the land to be irrigated or place of use APPLICANT

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

RECEIVED

8

8

Proposed Priority 3/08/1982

Assisted by HWT

Received by CW Date 3-08-82 Time 10:50 A

Preliminary check by KCW Fee \$ 125.00

Received by CW Date 3-08-82 # 20134

Publication prepared by to Date 3-10-82

Published in Power County Press

Publication dates 3-18 & 3-25-82

Publication approved CW Date 3-26-82

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ENC RC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7630, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

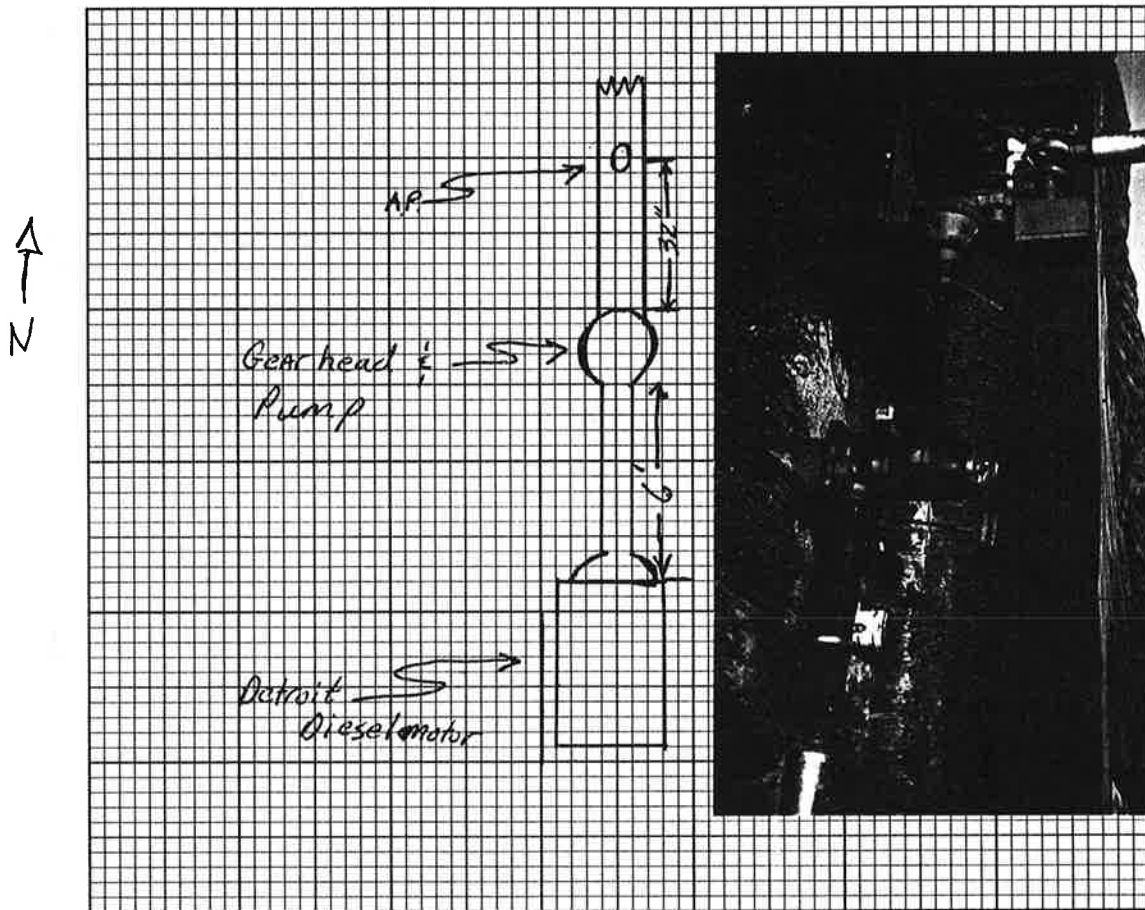
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 29th day of April, 1982.

A. Glen Saxton
Chief, Operations Bureau

RECEIVED

10. Other water rights on these lands NA
11. Other water right diverted from same p.d. NA
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature Richard Brown Jr. Date 7-17-86

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

UNRECORDED

RECORDED 7-20-86

10 Aug

10 Aug

11. Examiner's Signature Richard L. Jones Jr. Date 7-21-86
Checked in Regional Office by R. W. Jones Date 8-01-86
Approved in State Office by L. Walker Date 11/24/86

29-7630

Y

Arbon

0/07

MICROFILMED

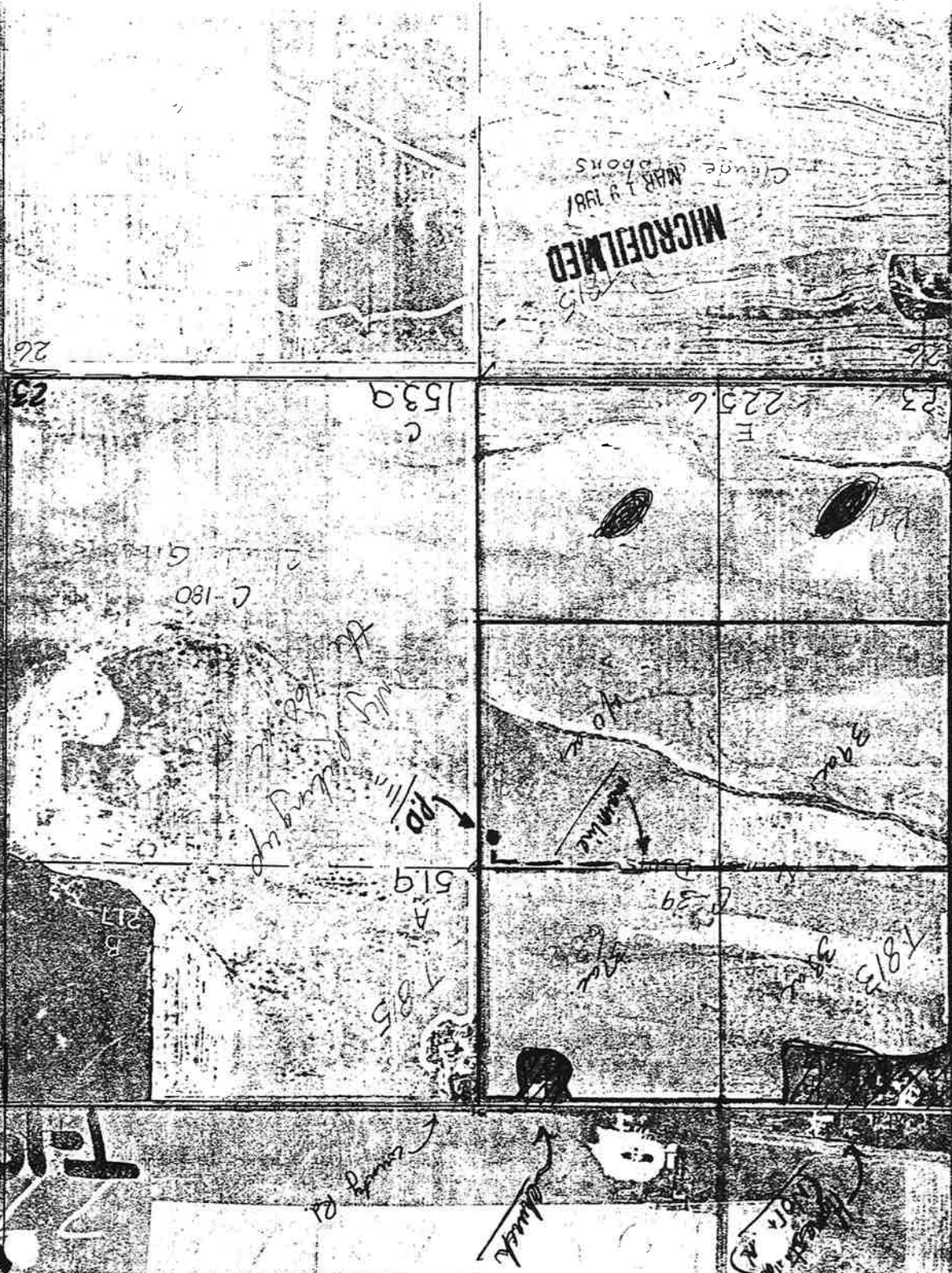
MAR 19 1981

Bannock

337

29-7630

T-11s, R-33E



MICROFILMED

MAR 19 1981

R33E

Water Right Number - 29-07630

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
DAVIS

NORMAN

1 - P.O. BOX 37

2 -

3 -

City- ARBON

State- ID Zip- 83212

Phone -

1 - P.O. BOX 37

2 -

3 -

City- ARBON

State- ID Zip- 83212

Phone -

DAVIS

STEVEN

+ - - Priority Date - - +
03/08/1982+ - - Region - - - +
15+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

Twn	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Stream Index (Blank if no Index Code)
-----	-----	-----	-------	-----	------	--------	--------------------	---------------------------------------

11S	33E	23	NE SW				(77) POWER	
-----	-----	----	-------	--	--	--	------------	--

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	1.070	520.00

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Div. Capacity - +	+ - Total Consumptive Use - +	+ - KW Usage - +
1.070	520.00	1.070		

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
11S	33E	23	SW NW		33.0	01	IRRIGATION	(77) POWER
11S	33E	23	SE NW		37.0	01	IRRIGATION	(77) POWER
11S	33E	23	NE SW		40.0	01	IRRIGATION	(77) POWER
11S	33E	23	NW SW		39.0	01	IRRIGATION	(77) POWER

Total Acres: 149.0

+ - - Diversion Means - PUMP, MAINLINE & SPRINKLERS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - Remarks - - - - - +
No Remarks found.

DO NOT FILM

Water right number - 29-07630

Adj. flag translation: Standard Water Right Number

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 07/08/87

05/22/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 04/01/1987	Field Exam Made - 07/17/1986	Field Exam Fee - R
Approved/Denied - 04/15/1982	Protested Date - 00/00/0000	Swan Falls - Y
Proof Made Date - 11/15/1985	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 07/08/1987	DLE/Carey Act - 2
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 00/00/0000	Appl Received - 03/08/1982	Transfer/Amended -
Decree Date - 00/00/0000		

DO NOT FILM

SCANNED
MAY 14 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: A29-07630

Date Received: 3-12-90

Receipt No: 006208

Received By: AP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NORMAN DAVIS
Address: 1392 CHURCH RD.
ARBON, ID 83212

AND/OR

Name: STEVEN DAVIS
Address: 1392 CHURCH RD.
ARBON, ID 83212

2. Date of Priority: MAR 08, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	33E	23	NE	NE	SW		POWER

5. Description of diverting works:

WELL 250' DEEP, 16" CASING, 150HP DIESEL MOTOR PUMP, HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.070		

7. Total Quantity Appropriated is:

1.070 C.F.S. (and/or) 520.00 A.F.A.

8. Total consumptive use is 447.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A29-07630

Page 1

Date: 03/12/90

MICROFILMED

NOV 13 1992

A2907630



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	33E	23	SW		NW		IRR	33.0
			SE		NW		IRR	37.0
			NE		SW		IRR	40.0
			NW		SW		IRR	39.0
							Section Acres	149.0
							Total Acres	149.0

11. Place of use in counties: POWER

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 X 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): Nelson Davis Date: 3-12-90

Date: _____

State of Idaho)
County of Power) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of March 19 90

Anna Baumhoff
Notary Public

Seal

Residing at Anna Baumhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires December 7, 1994

