

IDAHO DEPARTMENT OF WATER RESOURCES 01/24/2002
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

NAME AND ADDRESS: MORRIS J DALEY
6919 W PORTNEUF RD
POCATELLO ID 83204

SOURCE: PORTNEUF RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.40 CFS

PRIORITY DATE: 04/01/1937

POINT OF DIVERSION:

T07S R35E S22 NESWSW Within BANNOCK County

T07S R35E S22 NWSESW 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	0.400 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R35E S22	NESW	7.9	T07S R35E S22	SWSW	11.0
T07S R35E S22	SESW	2.6			

21.5 ACRES TOTAL

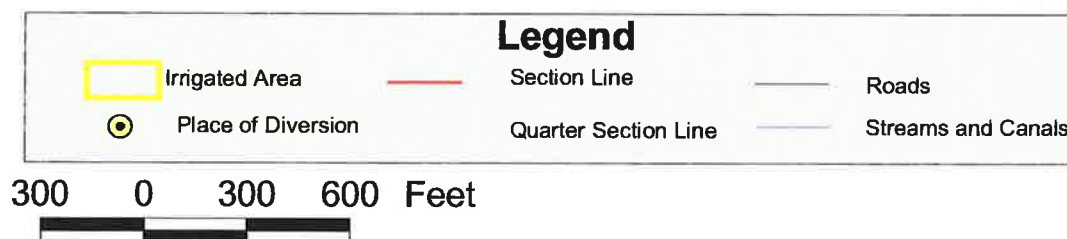
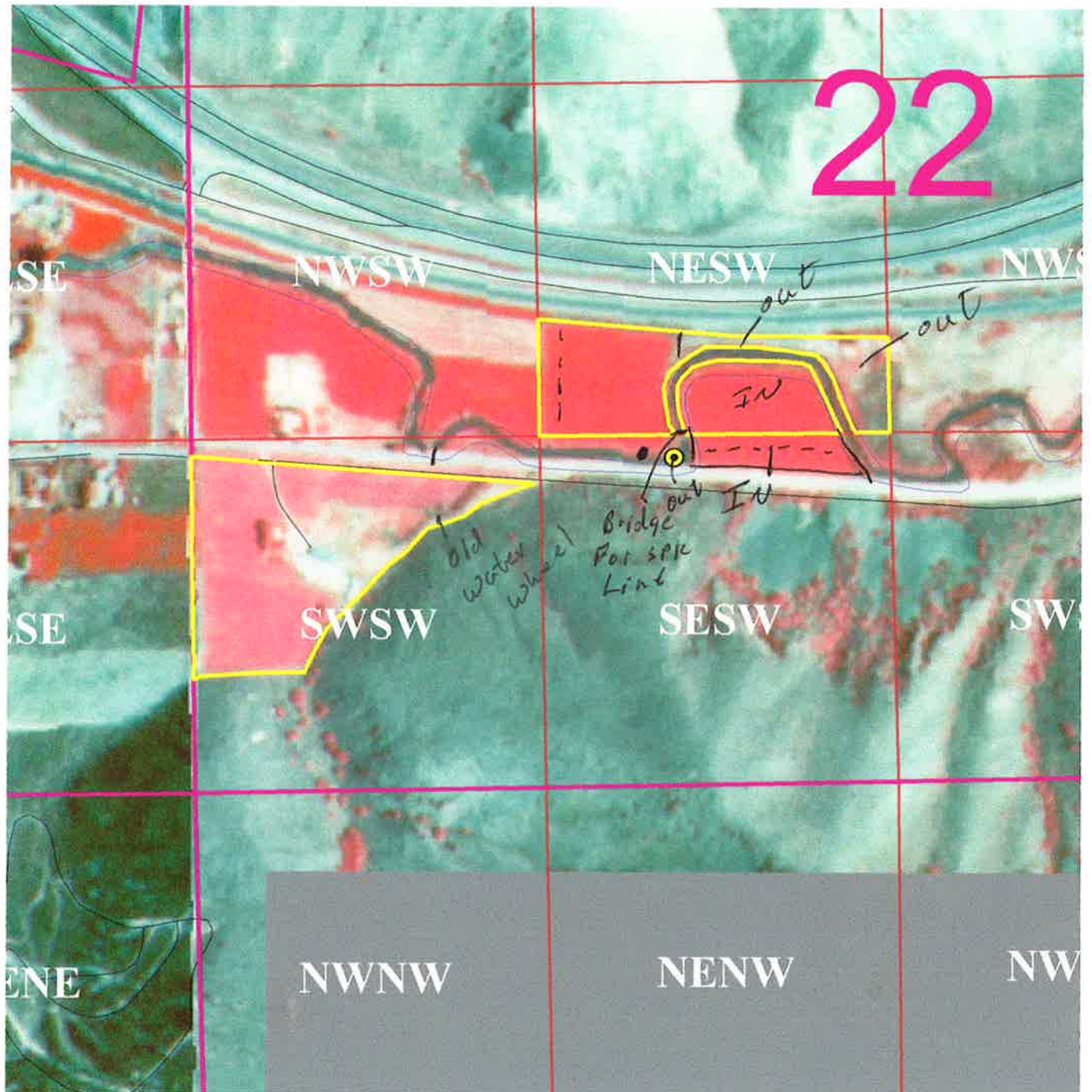
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

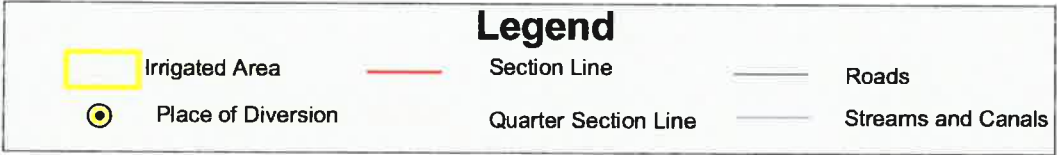
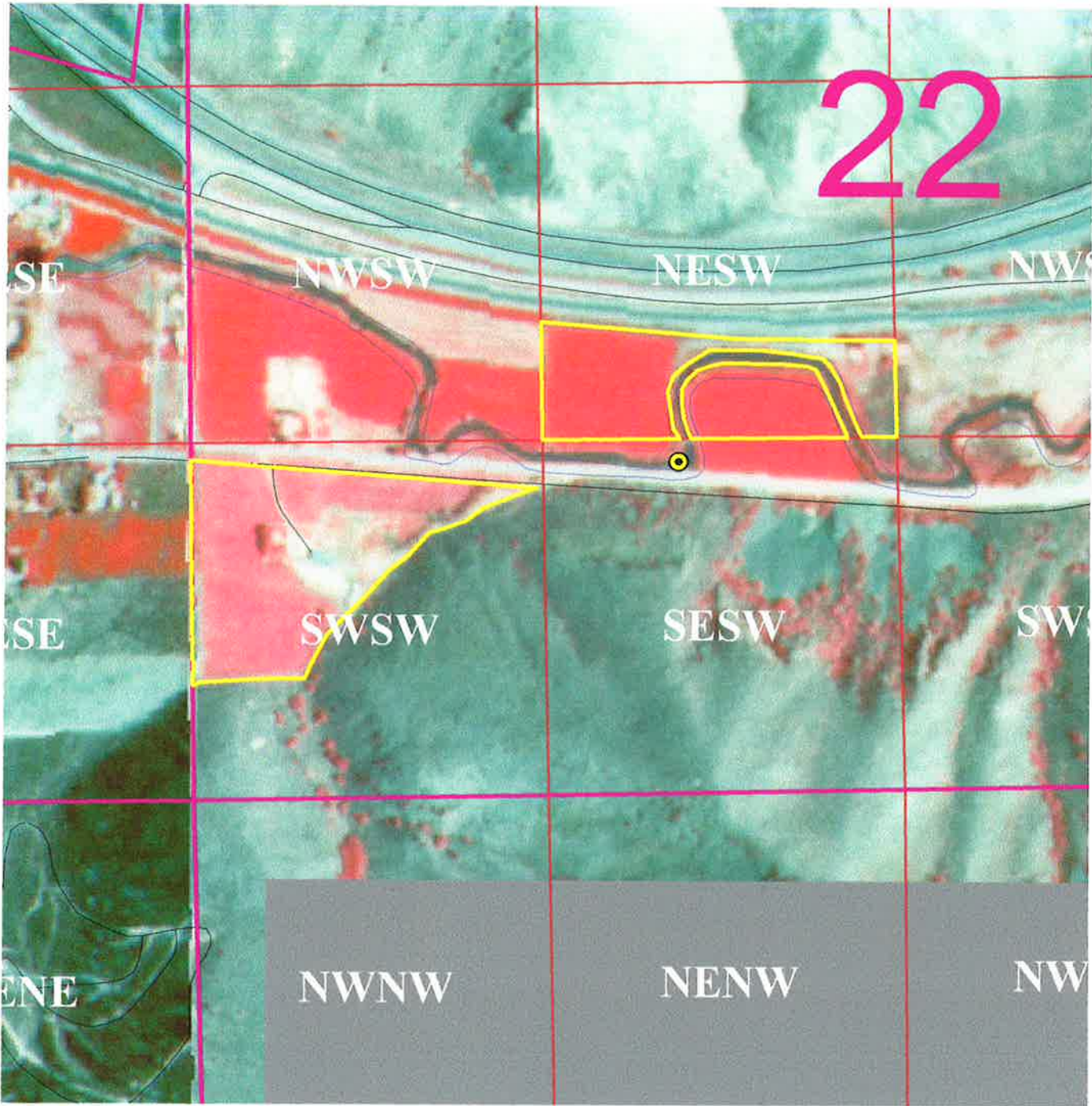
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

Water Right Claim Number A29-10598
Township , 7S35E

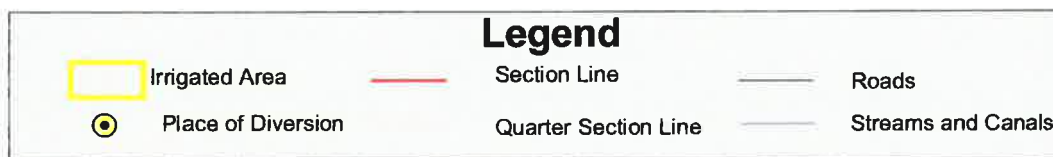
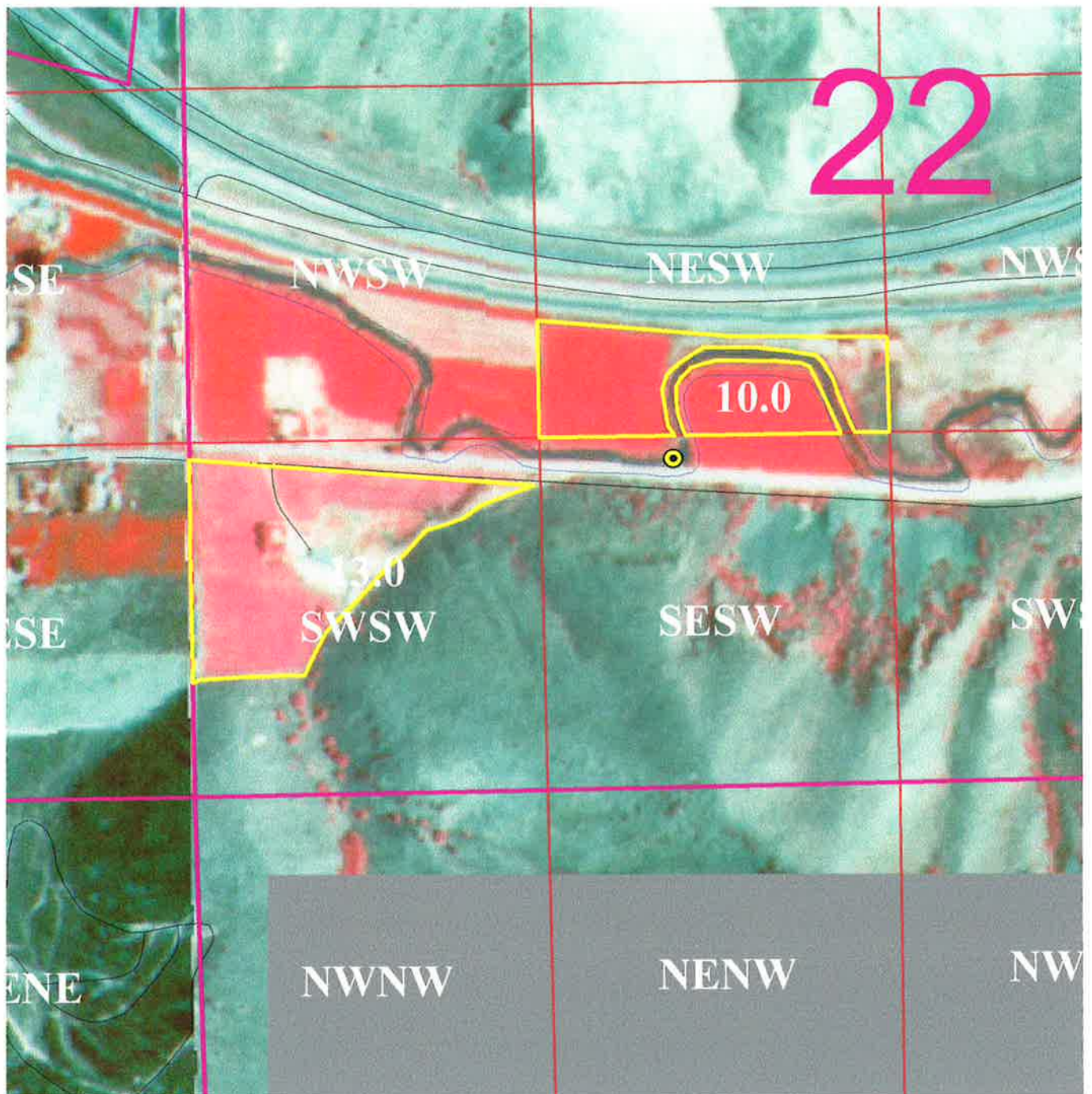
09/12/2000





Water Right Claim Number A29-10598
Township , 7S35E

09/12/2000



300 0 300 600 Feet

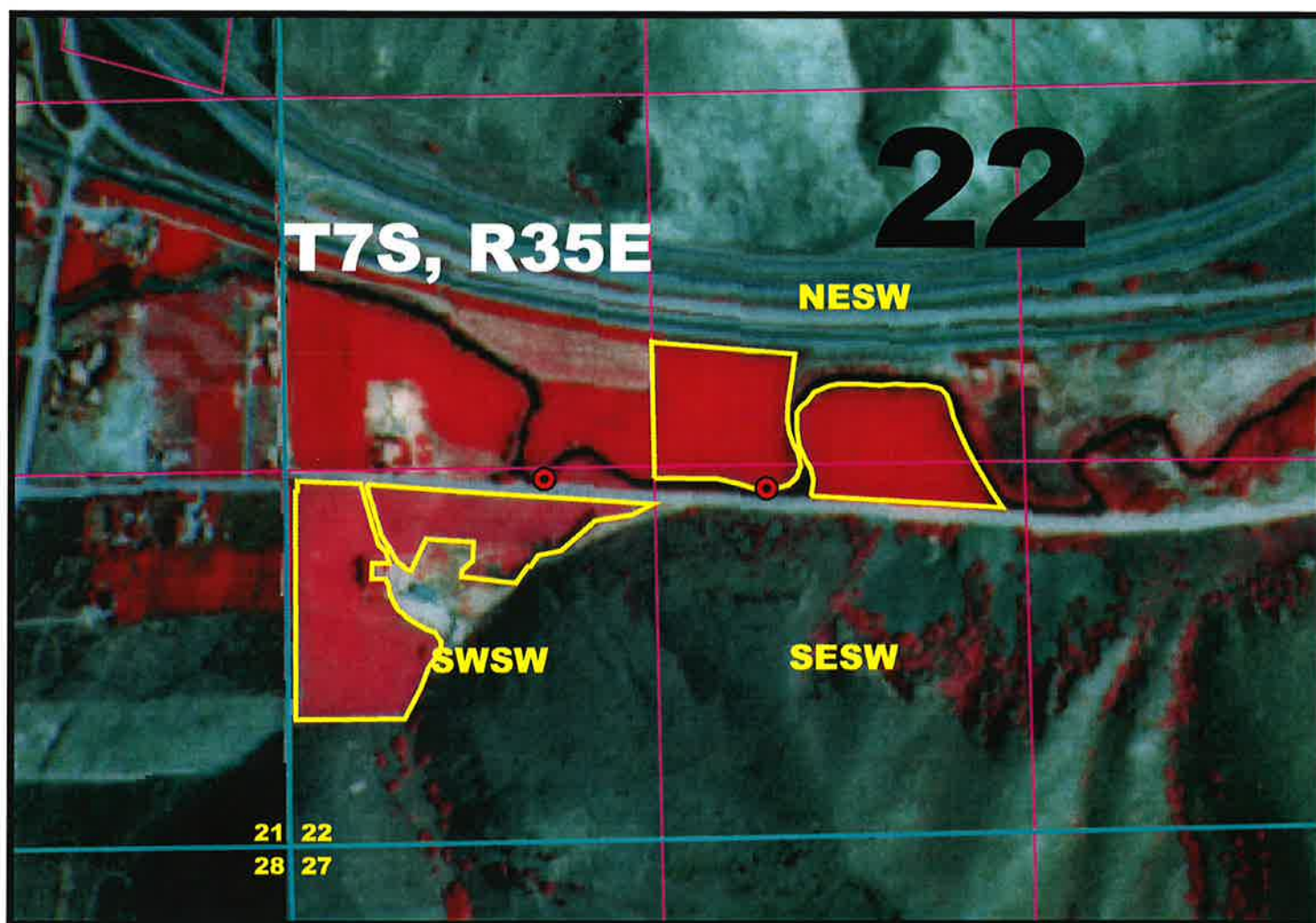




STATE OF IDAHO

Department of Water Resources
Eastern Region

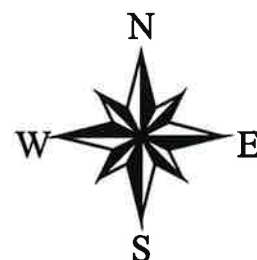
Water Right(s): 29-10598



1320 0 1320 Feet

Total Irrigated Acres: 21.5

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



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: January 2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10598 V1

WATER RIGHT NUMBER: 29-10598 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MORRIS J DALEY 6919 W PORTNEUF RD POCATELLO, ID 83204 (208)233-0874

Priority Date: 04/01/1937
 Basis: Beneficial Use
 Status: Active

<u>Source</u>	<u>Tributary</u>
PORTNEUF RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

PORTNEUF RIVER BANNOCK County	NW1/4SE1/4SW1/4	Sec. 22, Twp 07S, Rge 35E, B.M.
PORTNEUF RIVER BANNOCK County	NE1/4SW1/4SW1/4	Sec. 22, Twp 07S, Rge 35E, B.M.

Place of UseIRRIGATION Within BANNOCK County

T07S R35E S22	NESW	7.9	T07S R35E S22	SWSW	11.0
T07S R35E S22	SESW	2.6			
Total Acres: 21.5					

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:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-10598 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	1/24/2002 3:16:13 PM	csaxton			Active
POD	1/24/2002 3:16:28 PM	csaxton			Active
Source	1/24/2002 3:18:42 PM	csaxton			Active
POU	1/24/2002 3:19:17 PM	csaxton			Active
Use	1/24/2002 3:23:28 PM	csaxton			Active
Season	1/24/2002 3:24:20 PM	csaxton			Active
Quantity	1/24/2002 3:25:25 PM	csaxton			Active
Summary	1/24/2002 3:28:24 PM	csaxton	1/24/2002 3:28:24 PM	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	1/24/2002 3:11:20 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam 8/15/01
POD	1/24/2002 3:16:28 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	1/24/2002 3:22:36 PM	csaxton	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10598 V1

Priority Date	1/24/2002 3:16:12 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Notarized affidavit
POD	1/24/2002 3:16:58 PM	csaxton	Edited point location
POD	1/24/2002 3:17:38 PM	csaxton	Edited point location
POD	1/24/2002 3:18:01 PM	csaxton	Edited PLS
Source	1/24/2002 3:18:42 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Field exam 8/15/01
POU	1/24/2002 3:19:17 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Field exam 8/15/01
POU	1/24/2002 3:19:39 PM	csaxton	Edited shape boundary
POU	1/24/2002 3:20:30 PM	csaxton	Edited PLS
POU	1/24/2002 3:22:53 PM	csaxton	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10598 V1

Use	1/24/2002 3:23:28 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field exam 8/15/01
Season	1/24/2002 3:24:20 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POD	1/24/2002 3:25:25 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Intrepid Engineering
Summary	1/24/2002 3:28:24 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
POD	1/24/2002 3:17:13 PM	csaxton	Edited PLS



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

PUMP IN THE RIVER FOR A SPRINKLER SYSTEM. Sitting on wooden plank over the Portnuef river. Heavy tree canopy, limited horizon.

Assumptions

Pressure head.

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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A0011632

3:00

8-21-01

Alc. Rnd

BALDOR
INDUSTRIAL MOTOR

BALDOR ELECTRIC COMPANY
 1000 N. 10th St.
 Milwaukee, Wis. 53233

CAT NO.		12130111	
SPEC.		32500000	
FRAME		213JH SER. F1288	
HP		1 1/2	
VOLTS		208-230	
AMPS		34-37	
HP-M		5450	
WZ		00	
SPEED		1725 RPM	
SPLIT PHASE		YES	
FULL LOAD EFF.		88%	
SINGLE PHASE		YES	

STANDARD ROTATION
 CONNECT 1 & 8 TO ONE LINE
 CONNECT 4 & 5 TO OTHER LINE
 TO HALF SECTION
 COUNTERFACING END OPPOSITE
OPPOSITE STANDARD ROTATION
 CONNECT 1 & 5 TO ONE LINE
 CONNECT 4 & 8 TO OTHER LINE
 LC0017

Memorandum

Date: September 7, 2001

From: Craig Saxton

Subject: Conversation Notes

Morris Daily called regarding an amended claim I sent him. He told me that originally there were two water wheels that were used to pump the water to the high point of his farm.

On was located next to the RR tracks and supplied the two fields in the NESW of section 22. The current 2" electric pump used to irrigate the two fields was put in place in 1979.

The second water wheel was located in the SWSW of section 22, in a little slew near the location of the corrals currently in place. In 1941 the road was put in place and the Portneuf water no longer could make it to the south side of the road. He then installed an electric pump that runs water under the highway.

Morris also noted that he has a hand written bill From Idaho Power dating 1938 when his father ran power from the RR tracks to his home.

Priority Evidence good.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 20, 2001

MORRIS J DAILY
6919 W PORTNEUF RD
POCATELLO ID 83204

RE: Amended Snake River Basin Adjudication (SRBA) Claim 29-10598

Dear Mr. Daily,

After compiling the data I collected in the field on Wednesday 8/15/01, I feel we need to amend your claim. Your original claim was for 20 acres of irrigation from one point of diversion. However, I found two points of diversion and 21.5 acres of irrigation. The claim needs to be amended in order for me to recommend the additional acres and second point of diversion.

Please look over the claim and initial any changes you wish to make. When you are satisfied, sign the claim in front of a notary and return it to this office as soon as possible.

In addition, since your original claim only indicated one point of diversion, please include a short note describing how long both points of diversion have been in place.

Feel free to contact me with any questions.

Respectfully submitted,

Craig L. Saxton
Water Resource Agent
Adjudication Bureau

JUN 15 2001

Log for claim A29-10598

Spatial Dynamics LTD

9/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s35e	22	NESW	10	10	
07s35e	22	SWSW	10	13	
Totals:			20	23	

8/15/01 / Field Exam - met Morris Daley

- sprinklers running

2 lines - 1 with 14 Birds } north side
1 with ~12 Birds } of Road

- 2nd Pump Irrigates land on S side of Road
around Home

- water wheel used to run pump to get water
to High point, then flood Irrigated down
This was Before Highway was ^{put} in place in 1940.

- Well drilled in 1986 - Needs a permit

- 1965 went from ~~sun~~ Flood to sprinklers

AJ5809NP
No. A29-10598

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 287

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MORRIS J DALEY 6919 W PORTNEUF RD POCATELLO ID 83204 (208) 233-0874	10/05/1928	IRRIGATION	03-15 11-15	0.400 CFS	
TOTAL DIVERSION:					0.400 CFS	
CONSUMPTIVE USE:						60.00 AFA

Water Source: PORTNEUF RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T07S R35E S22 SESW BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
07S	35E	22	:					:						:	10		10								:	20.0
																							TOTAL ACRES		20.0	

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-04184

Other Water Rights Listing Overlapping Place(s) of Use:
A29-04184

Remarks: GEN CLAIM IS BASED ON DATE OF SALE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 03/15/90 DUNN 08/03/94 THOMPSON 03/29/95 POST-STD

LOUIS F. RACINE, JR.
WILLIAM D. OLSON
W. MARCUS W. NYE
GARY L. COOPER
RANDALL C. BUDGE
JOHN A. BAILEY, JR.
JOHN R. GOODELL*
JOHN B. INGELSTROM
DANIEL C. GREEN
REED W. LARSEN
BRENT O. ROCHE
FRED J. LEWIS
KIRK B. HADLEY
MITCHELL W. BROWN
ERIC S. HUNN
DAVID E. ALEXANDER**

*ALSO MEMBER IL & WY BARS
**ALSO MEMBER MO BAR

LAW OFFICES OF
RACINE, OLSON, NYE, COOPER & BUDGE
CHARTERED
CENTER PLAZA-CORNER FIRST & CENTER
POST OFFICE BOX 1391
POCATELLO, IDAHO 83204-1391

TELEPHONE
AREA CODE 208
232-6101
—
FAX
208-232-6109

March 13, 1995

RECEIVED

MAR 14 1995

Department of Water Resources
Eastern District Office

Idaho Department of Water Resources
Eastern District Office
900 North Skyline Drive
Idaho Falls, Idaho 83402

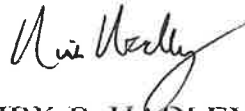
Re: IDWR No. A29-10598
Proof of Beneficial Use

Dear Sirs:

Enclosed for filing are three Affidavits establishing beneficial use of the water right by Morris J. Dayley under the above-referenced water right number. Please contact the undersigned if you require further information in this matter.

Thank you for your assistance.

Very truly yours,



KIRK B. HADLEY

KBH:bh

Enclosures

c: Morris J. Dayley (w/encls.)

MICROFILMED

NOV 13 1996

AFFIDAVIT OF RISDON BARREN

RE: IDWR No. A29-10598

OWNER: MORRIS J. DAYLEY

STATE OF IDAHO)
: ss.
County of Bannock)

RECEIVED
MAR 14 1995
Department of Water Resources
Eastern District Office

RISDON BARREN, upon oath, swears as follows:

1. That this Affidavit is based on personal knowledge and is filed as evidence/proof of beneficial use by Morris J. Dayley under the above-referenced water right claim.

2. That I have lived in the vicinity of the Dayley family property since 1922. Since that time, water has been pumped from the Portneuf river to irrigate the Dayley property, for the purpose Morris J. Dayley is claiming under his claim, and on the land he is claiming as the place of use.

FURTHER SAITH AFFIANT NAUGHT.

Dated this 13 day of March, 1995.

R W Barren
RISDON BARREN

Subscribed and sworn to before me this 13 day of March, 1995.

(SEAL)

W. H. Hodge
NOTARY PUBLIC FOR IDAHO
Residing at: Laurel
My Commission Expires: 12/95

MICROFILMED
NOV 13 1990

AFFIDAVIT OF WILMA A. MUNN

RE: IDWR No. A29-10598

OWNER: MORRIS J. DAYLEY

RECEIVED
MAR 14 1995
Department of Water Resources
Eastern District Office

STATE OF IDAHO)
 : ss.
County of Bannock)

WILMA A. MUNN, upon oath, swears as follows:

1. That this Affidavit is based on personal knowledge and is filed as evidence/proof of beneficial use by Morris J. Dayley under the above-referenced water right claim.

2. That I have been a neighbor of the Dayley family since 1937 when Morris J. Dayley's father purchased the subject property. The Dayley family has been pumping water from the Portneuf river since that time, for the purpose Morris Dayley is claiming under his claim, and on the land he is claiming as the place of use.

FURTHER SAITH AFFIANT NAUGHT.

Dated this 13 day of March, 1995.

Wilma Munn
WILMA A. MUNN

Subscribed and sworn to before me this 13 day of March, 1995.

(SEAL)

Lin Hardy
NOTARY PUBLIC FOR IDAHO
Residing at: Pocatello
My Commission Expires: 12/95

MICROFILMED
NOV 13 1995

AFFIDAVIT OF MORRIS J. DAYLEY

RE: IDWR No. A29-10598

OWNER: MORRIS J. DAYLEY

RECEIVED

MAR 14 1995

Department of Water Resources
Eastern District Office

STATE OF IDAHO)
 : ss.
County of Bannock)

MORRIS J. DAYLEY, upon oath, swears as follows:

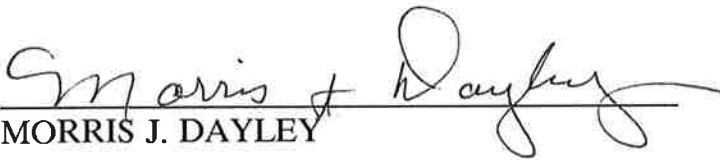
1. That this Affidavit is based on personal knowledge and is filed as evidence/proof of beneficial use by myself, or my predecessor in interest, under the above-referenced water right claim.

2. That my father purchased the subject property in 1937, and I have lived on the property since 1937. The property was being irrigated from the Portneuf river since the time before my father purchased the property in 1937.

3. From that time, the water has been used for the purpose I am claiming under this claim, and on the land claimed as the place of use.

FURTHER SAITH AFFIANT NAUGHT.

Dated this 13 day of March, 1995.


MORRIS J. DAYLEY

Subscribed and sworn to before me this 13 day of March, 1995.


NOTARY PUBLIC FOR IDAHO
Residing at: Bozelle
My Commission Expires: 12/95

(SEAL)

MICROFILMED

NOV 13 1996

This Indenture, Made the 18 day of May 1911 in the City of Pocatello, Idaho, between
One Thousand Nine Hundred and Twenty eight
of Pocatello, first part and
T. H. GATHE and M. GATHE
County of Bannock, State of Idaho, the second part
WITNESSETH: That the said part y of the first part, for and in consideration of the sum of
One Dollar and other valuable consideration
lawful money of the United States of America, to him in hand paid by the said part y of the second part, the receipt
whereof is hereby acknowledged, by these presents, Grant, Bargain, Sell and Convey and Confirm unto the said part y of the second part, and to his heirs and assigns forever: All the certain lots, pieces or parcels of land situated, lying and
being in the County of Bannock, State of Idaho, bounded and more particularly described as follows, to-wit:

THE SOUTH HALF OF THE SOUTHWEST QUARTER and
SOUTH 1270 FEET OF NORTHEAST QUARTER OF
SOUTHWEST QUARTER OF SECTION 22, TOWNSHIP
7 SOUTH, Range 35 East, Boise Meridian, in
Bannock County, Idaho, subject to right of
way of O. B. L. Railroad and public roads,
if any, also including all water rights
and mineral rights to said lands, and other
belongings to mineral rights.

Together with all and singular, the tenements, here fixtures and appurtenances thereunto belonging together with appurtenances and the
right, power and profits thereof
TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances and privileges thereunto in anywise
the said part y of the second part, and to his heirs and assigns forever. And the said part y of the first part, do hereby covenant, sell
his heirs the said premises in the quiet and peaceable possession of the said part y of the second part, and against the said part y of the first part, and his heirs, and against every
person or persons whomsoever lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend the same
IN WITNESS WHEREOF the said part y of the first part has hereunto set his hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF
E. G. White
Peter Vitz

STATE OF IDAHO
County of Bannock
On this 18th day of May, 1911, in the year 1911, before me, Earle C. White,
Notary Public, in and for said County and State, personally appeared Peter Vitz,
known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me that he executed the same.
IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal, the day and year first above written.
Earle C. White, Notary Public
Residing at Pocatello, Idaho

I hereby certify that this instrument was filed for record at the request of T. H. Gathe
at 55 minutes past 1 o'clock P. M. this 19th day of June 1911
in Book 59 of Deeds, at page 559
Lillian Spengberg
By Lillian Spengberg, Clerk

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 29-10598
Date Received: 3/15/90
Receipt No: E012384
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MORRIS J DALEY Phone: (208)233-0874

6919 W PORTNEUF RD
POCATELLO ID USA 83204

RECEIVED
SEP 10 2001

Department of Water Resources
Eastern Region

2. Date of Priority: 10/05/1928

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
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07S	35E	22	SE SW	BANNOCK	
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07S	35E	22	SW SW	BANNOCK	
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1- 7 1/2 HP - 2" Pump Elec
1- 7 1/2 HP - 1 1/2" Pump Elec

5. Description of diverting works:

PUMP IN THE RIVER AND A SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.4	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	22	NE	SW	IRRIGATION	7.9
			SE	SW	IRRIGATION	2.6
			SW	SW	IRRIGATION	11
					Section Acres	21.5
					Total Acres	21.5

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used: *None*

14. Remarks:

CLAIM IS BASED ON DATE OF SALE

15. Basis of Claim: Beneficial Use

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): Mavis J. Daugherty Date: 9-7-01
_____ Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this
of 9-7 2001

Melanie Luras

Notary Public

Residing at Pocatello, Idaho

My commission Expires 2-28-07



JUN 15 2001

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A29-10598
Date Received: 3/15/1990
Receipt No: EO12384
Received By: AMJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MORRIS J. DALEY
Address: 6919 WEST PORTNEUF ROAD
POCATELLO, ID 83204
208-233-0874

2. Date of Priority: OCT 05, 1928

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	22		SE	SW		BANNOCK

5. Description of diverting works:
PUMP IN THE RIVER AND A SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		

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

8. Total consumptive use is 60.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	35E	22	NE	SW		IRR	10.0
			SW	SW		IRR	10.0
Section Acres							20.0

A29-10598

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Date: 03/15/90

A2910598



MICROFILMED
NOV 16 1992

10. Place of Use: Continued

Total Acres 20.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
 NONE

14. Remarks:
 CLAIM IS BASED ON DATE OF SALE

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
NOV 16 1992

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): Mami J. Layley Date: 3-15-90
Date:

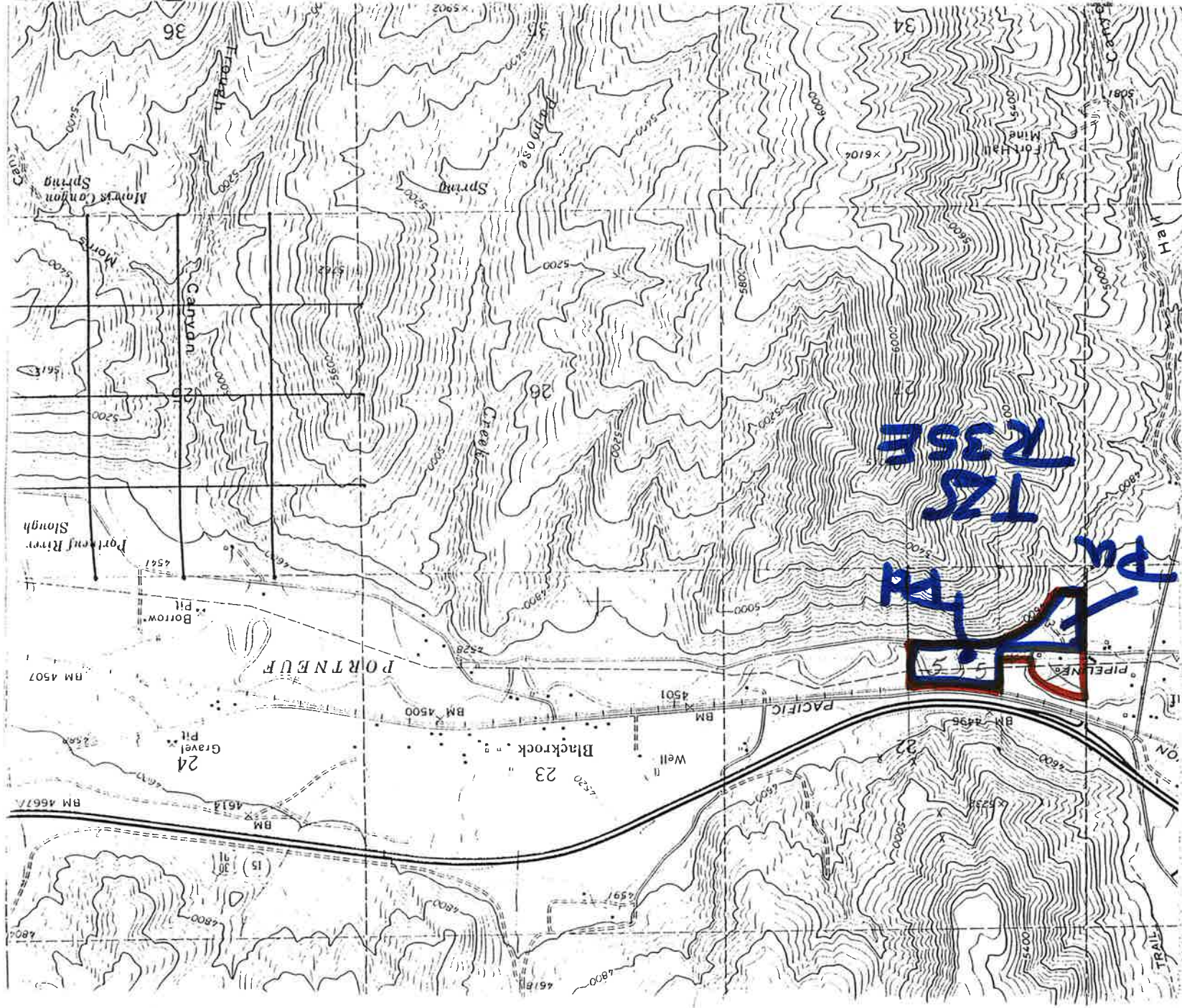
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 15 day
of March 19 90

[Signature]
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 9-12-94



MICROFILMED

NOV 16 1992