
RIGHTS FROM: SOURCE: DANIELSON CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 35-00038F

NAME & ADDRESS: ANDRA DRISCOLL
THAYNE DRISCOLL
3140 WILLOW ST
AMERICAN FALLS ID 83211-5520

SOURCE: DANIELSON CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 2.86 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-07820 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.86 CFS.

PRIORITY DATE: 04/30/1885

POINT OF DIVERSION: T04S R32E S14 NWSNW Within BINGHAM County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	2.86 CFS

PLACE OF USE:	IRRIGATION	Within BINGHAM County
	T04S R32E S28	NENW 36
	S29	SENE 38
	143 ACRES TOTAL	

USE OF THIS RIGHT WITH RIGHT NO. 35-07820 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 143 ACRES IN A SINGLE
IRRIGATION SEASON.

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

PROFILED**SCANNED**
AUG 03 2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: FEB-24-1999
PAGE: A-2

RIGHTS FROM: SOURCE: DANIELSON CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 35-00038F (CONT)

OTHER PROVISIONS: (CONT)

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
USE OF THIS RIGHT IS COMBINED WITH WATER FROM
ABERDEEN SPRINGFIELD CANAL CO.
SOURCE IS ALSO KNOWN AS DANILSON SPRING CREEK.
WATER IS DELIVERED THROUGH SOUTH SPRINGFIELD LAKE DIVERSION.

PROFILED**SCANNED
AUG 03 2005**

AJ0749NP
No. 35-00038F

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 02/23/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ANDRA DRISCOLL	04/30/1885	IRRIGATION	04-01 10-31	2.860 CFS	
C	THAYNE DRISCOLL 3140 WILLOW ST AMERICAN FALLS ID 832115520 (208) 226-2414					
TOTAL DIVERSION:					2.860 CFS	

Water Source: DANIELSON CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T04S R32E S14 NWSNW

BINGHAM County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
04S	32E	28	:						36		36		33	:					105.0
04S	32E	29	:					38	:										38.0
TOTAL ACRES																			143.0

POU County: BINGHAM

Other Rights: 35-7820, ABERDEEN SPRINGFIELD CANAL

Conditions of Approval:

- E02 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- ABERDEEN SPRINGFIELD CANAL CO.
- C12 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN BASIN 35:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
 - ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 35-07820 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.86 CFS.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 35-07820 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 143 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP SOURCE IS ALSO KNOWN AS DANILSON SPRING CREEK.

SCANNED
AUG 03 2005

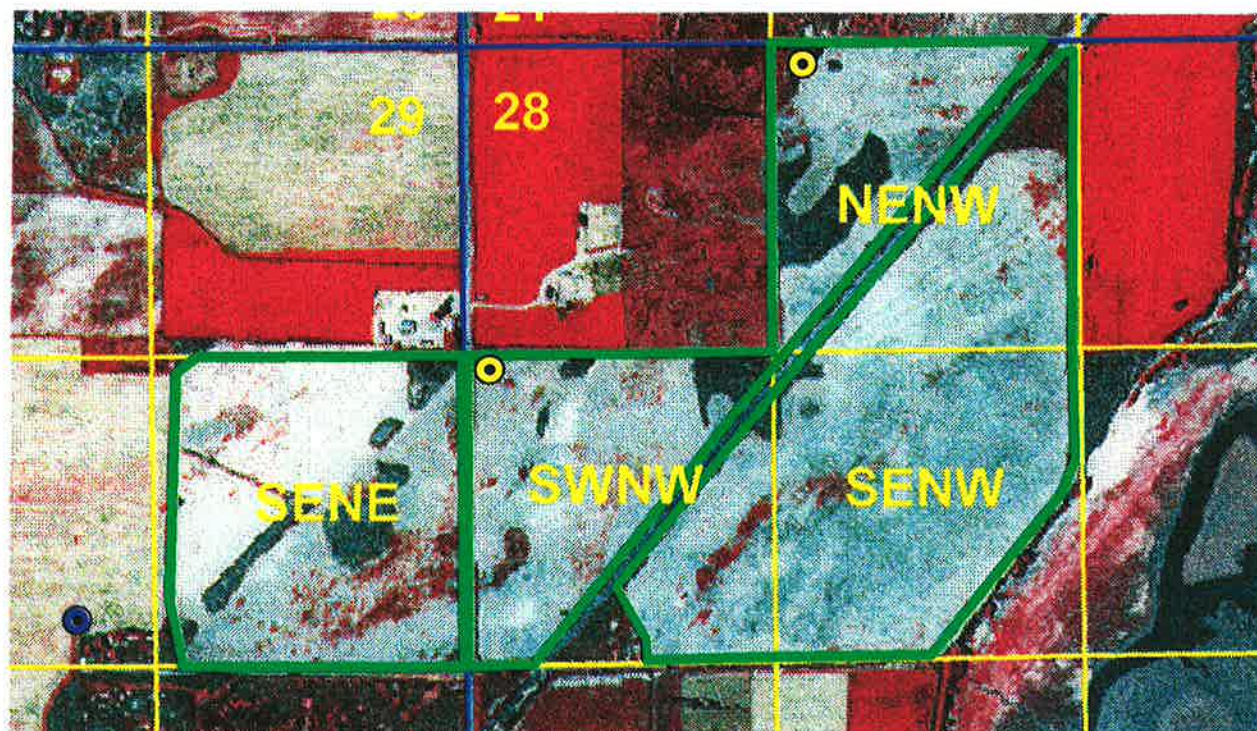
PROFILED

IDAHO DEPARTMENT OF WATER RESOURCES

THAYNE & ANDRA DRISCOLL

35-07820, 35-00038F

TOWNSHIP 04S, RANGE 32E, SECTION 28, 29



1320 0 1320 2640 Feet



POINT OF DIVERSION



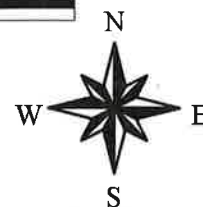
PLACE OF USE



SECTION LINE



QUARTER/QUARTER



ACRES IRRIGATED- 143

GIS PLACE OF USE ILLUSTRATION
1987/1988 NAPP PHOTOGRAPHY
PREPARED BY DAVE CARLSON
11/12/1998

PROFILED

SCANNED

AUG 03 2005

AJ0749NP
No. 35-00038F

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 02/23/99
PAGE: 2

Remarks: WATER IS DELIVERED THROUGH SOUTH SPRINGFIELD LAKE DIVERSION.

Dates: Exam Made Date: 09/17/1992 Verified Date: Objection Filed Date:

Misc: Water District Number: 01 Field Inspection Flag:
Presumption Flag: A

Comments: Date: 09/24/1992 User-ID: DCARLSON Subject: COPIED FROM REMARKS
PORTIONS OF ORIGINAL RIGHT TRANSFERED BY T3115,3119 & WITHDRAWN
TRANSFER #2843. RIGHT HAS NOT BEEN DATA ENTERED TO REFLECT THOSE
CHANGES. TRANSFER SUMMARY SHEET LISTS THIS PORTION AS 35-00038F.

Date: 07/21/1993 User-ID: THOMPSON Subject: CHANGE IN OWNERSHIP
CHANGE IN OWNERSHIP FROM MARTIN AND FAY DRISCOLL 7-21-93/JT

Date: 11/19/1998 User-ID: AJU10-EC Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C12 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 02/23/1999 User-ID: SSHERMAN Subject: ADDRESS CHANGE
ADDRESS CHANGE BY CLAIMANT LETTER.

Audit: 02/23/99 SSHERMAN

SCANNED
AUG 03 2005

PROFILED

DATE: 11/05/98
PAGE: 1

Misc: Water District Number: 01 Field Inspection Flag:
Presumption Flag: A

PROFILING

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:46:25
10/19/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-00038F

LAST: STUFFLEBEAM
ADDRESS:
CITY: H/A
PHONE NUMBER: 200-000-0000

FIRST: W.G.

STATE: ID ZIP: 00000

OWNER CODE: 0

LAST: DRISCOLL
ADDRESS: P.O. BOX 101
CITY: PINGREE
PHONE NUMBER: 200-684-4956

FIRS

A35-00038F

THAYNE DRISCOLL

STATE: 1118 S 2600 W

ABERDEEN ID 83210

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: PORTIONS OF ORIGINAL RIGHT TRANSFERED BY T3115, 3119 & WITHDRAWN.
TRANSFER 02843. RIGHT HAS NOT BEEN DATA ENTERED TO REFLECT THOSE
CHANGES. TRANSFER SUMMARY SHEET LISTS THIS PORTION AS 35-00030F.

CONTACT PERSON: _____

DATE OF FIELD EXAM: 9.17.92

APPOINTMENT MADE: Y() N(~~X~~)

PHONE NUMBER: () - -

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

field Exam

A. AJ CLAIM: # A35-00038F PRIORITY DATE: 04-30-1835 STAGE: D

B. WR RECORD: # 35-00038 PRIORITY DATE: 04-30-1885 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

REMARKS:

dc

RECOMMENDED PRIORITY DATE:
04-30-1885

REVIEWED BY

DC

DATE

9/24/92

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-00038F	04S	32E	14	NE	SE	NW		BINGHAM

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A35-00040 NONE
A35-00042
A35-020128

WR RECORDS IN SAME 40 ACRE TRACT

35-02012
35-04117
35-08916

SOURCE: DANILSON SPRING CREEK

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
35-00038	04S	32E	23		SW	NW		BINGHAM

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

35-00043

A35-11343 NONE

SOURCE: DANILSON SPRINGS CREEK

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
Y

FIELD
EXAMINER
==

REMARKS:

Pod is ok

FOI - Springfield Lake Diversion

Source: Danielson Creek

FOI

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

THP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
------	------	------	-----	-----	-----	-----	--------

---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---

SOURCE: DC

TRIB: _____
DATE: 9/24/12

A. ROOT WATER RIGHT NUMBERS: A35-00038F
A35-00038D

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
04S	32E	28	NE	NW		DRISCOLL, FAY	A35-00038F /38.0	-	/		35.0
			NE	NW		DRISCOLL, FAY	R35-07820 /30.0	35-07820	/30.0	(30)	
			NE	NW		DRISCOLL, FAY	A35-07820 /30.0	-	/		
04S	32E	28	SW	NW		DRISCOLL, FAY	A35-00038F /38.0	-	/		28.0
			SW	NW		DRISCOLL, FAY	R35-07820 /34.0	35-07820	/34.0	(30)	
			SW	NW		DRISCOLL, FAY	A35-10825 /	-	/		
			SW	NW		DRISCOLL, FAY	A35-07820 /34.0	-	/		
			SW	NW		LING, ROGER D.	A01-00023Z0/27.0	-	/		
			SW	NW		LING, ROGER D.	A01-00297Z0/27.0	-	/		
			SW	NW		LING, ROGER D.	A35-02543Z0/27.0	-	/		
			SW	NW		ABERDEEN SPRINGFIELD CANAL CO.	A35-04246Z0/27.0	-	/		
			SW	NW		LING, ROGER D.	A01-0206460/27.0	-	/		
			SW	NW		LING, ROGER D.	A01-0206860/27.0	-	/		
			SW	NW		LING, ROGER D.	A01-02068H0/27.0	-	/		
04S	32E	28	SE	NW		DRISCOLL, FAY	A35-00038F /35.0	-	/		16.0
			SE	NW		DRISCOLL, FAY	R35-07820 /29.0	35-07820	/29.0	33	
			SE	NW		DRISCOLL, FAY	A35-07820 /29.0	-	/		
04S	32E	29	SE	NE		DRISCOLL, FAY	A35-00038F /39.0	-	/		37.0
			SE	NE		DRISCOLL, FAY	R35-07820 /30.0	35-07820	/30.0	37	
			SE	NE		LING, ROGER D.	A01-00297Z0/24.0	-	/		
			SE	NE		DRISCOLL, FAY	A35-07820 /30.0	-	/		
			SE	NE		LING, ROGER D.	A01-00023Z0/24.0	-	/		
			SE	NE		LING, ROGER D.	A35-02543Z0/24.0	-	/		
			SE	NE		ABERDEEN SPRINGFIELD CANAL CO.	A35-04246Z0/24.0	-	/		
			SE	NE		LING, ROGER D.	A01-0206460/24.0	-	/		
			SE	NE		LING, ROGER D.	A01-0206860/24.0	-	/		
			SE	NE		LING, ROGER D.	A01-02068H0/24.0	-	/		
TOTAL ACRES							A35-00038F	150.00			116.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POB DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG:

A

REMARKS:

EO9 - FO

RECOMMENDATIONS:

TOTAL ACRES:

143

REVIEWED BY:

DC

DATE:

9/24/92

A. AJ CLAIMED USES:

PURPOSES
A35-00038F IRRIGATION

MONTH/DAY
FROM 06-01 TO 11-01 10/31

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
3.200 CFS
3.200 CFS

B. WR RECORDED USES:

PURPOSES
35-00038 IRRIGATION

MONTH/DAY
FROM TO

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
11.000 CFS
11.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
N
Y
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N()

EXPLAIN IN REMARKS, BELOW.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 3.200 CFS
NR ROOT RIGHT TOTAL DIVERSION RATE: 11.000 CFS

F portion

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***

*** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS ***

*** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. ***

FLOW MEASUREMENT REQUIRED?

FIELD

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

DATABASE EXAMINER

Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☒) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 35-7820

ABERDEEN CANAL

LIST ALL RIGHTS WITH A SAME POB AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-00038F	DANILSON SPRING CREEK	DRISCOLL, FAY	3.200	0.021		
R35-07820	GROUNDWATER	DRISCOLL, FAY	2.070	0.016	430.50	3.50
A01-0002320	SNAKE RIVER	LING, ROGER D.	1250.000	0.035		
A01-0029720	SNAKE RIVER	LING, ROGER D.	230.000	0.036		
A35-0254320	GROUNDWATER	LING, ROGER D.	6.000			
A35-0424620	GROUNDWATER	ABERDEEN SPRINGFIELD CANAL CO.	2.440			
A01-0205460	SNAKE RIVER	LING, ROGER D.			57133.00	1.61
A01-0205860	SNAKE RIVER	LING, ROGER D.			129940.00	3.66
A01-0205840	SNAKE RIVER	LING, ROGER D.			22850.00	0.64

LIST ALL RIGHTS WITH SAME POB BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-19825	DOMESTIC	DRISCOLL, FAY	FROM 01-01 TO 12-31	.040 CFS	

B.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES 134 X 0.02 CFS/ACRE = 2.68 CFS
(TAKEN FROM P/U REVIEW)

DID AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(X) N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(X) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 450.0 AF/A

ACRES 134 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 402 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 134 X DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

1B. CALCULATIONS

3.20
2.68 Reduce to 1" / Acre
0.52 CFS ~~CONVEYANCE LOSS~~
~~DOZ~~

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE EXAMINER 3.270 2.68	DATABASE EXAMINER -----	DATABASE EXAMINER 450.0 -----
TOTAL FOR THIS RIGHT	10/31	3.290		480.0
REVIEWED BY: DC		DATE: 12/14/92		

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	☒	☐
FORFEIT/ABANDON	☒	☐
ADDITIONAL DIV. AMOUNT	☒	☐

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-00038

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE	EXAMINER	CFS
	11.000		

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A35-00038F	3.200	-	-	-	-
-	A35-00038D	2.160	-	-	-	-
-	-	-	-	-	35-00038	11.000
TOTAL CFS		5.360				11.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE:

TITLE:

Dave Carlson
DAVE CARLSON
9/24/92
WA

9

8

7

6

5

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

1324426
10/13/91

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A35-30038F

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y		Scapz	N				
SOURCE	Y			Y				
PLACE OF USE	Y			Y				
DIV. AMOUNT CFS/VOLUME	Y			N				
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE	Y			Y				
BASIS OF CLAIM	Y			N				
REMARKS	Y			Y				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

A35-00038F

MICROFILMED
DEC 9 1992

Stirling

4372

4371

28

4375

PLACE OF USE

4392

PACIFIC

4376

4390

R32E

S
4
T

20

Well

4383

4379

BM 4381

RECEIVED

NOV 21 2001

Department of Water Resources

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

RECEIVED

NOV 28 2001

Department of Water Resources
Eastern Region

In Re SRBA

Case No. 39576

**A. Subcase 35-02315 and each Subcase
listed in Exhibit "A"**

(Insert the Subcase number from the
Objection to which you are responding)

**STANDARD FORM 2
RESPONSE TO OBJECTION**

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: State of Idaho
Address: 700 W. Jefferson, Room 210
P.O. Box 44449
Boise, Idaho 83711-4449
Phone: Work: (208) 334-2400 Home: N/A

Name & Address of Attorney if any

Attorney Name: ALAN G. LANCE
Attorney General
David J. Barber
Deputy Attorney General
Natural Resources Division
Attorney Address: Office of the Attorney General
700 W. Jefferson, Room 210
P.O. Box 44449
Boise, ID 83711-4449
Attorney Phone No. (208) 334-2400

PROFILED
(over)

SCANNED

AUG 03 2005

C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO WHICH YOU ARE RESPONDING

Name: Aberdeen-Springfield Canal Company

Address: P.O. Box 857

Aberdeen, Idaho 83210

D. I am responding to the objections to the following elements. (Please check the appropriate box(es))

1. ☐ Name and Address
2. ☒ Source
3. ☐ Quantity
4. ☒ Priority Date
5. ☐ Points of Diversion
6. ☐ Instream Flow
7. ☐ Purpose(s) of Use
8. ☐ Period of Year
9. ☐ Place of Use
10. ☒ Other Matters
11. **Recommendation**
 - ☐ This water right should not exist
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

VERIFICATION (Must be Completed)

STATE OF IDAHO)
)ss.
County of Ada)

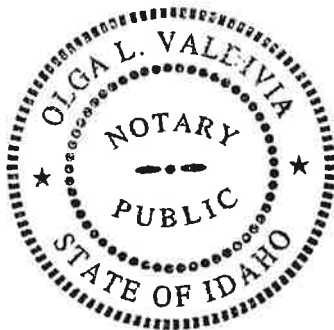
David J. Barber, Deputy Attorney General, being first duly sworn, upon oath, deposes and says:

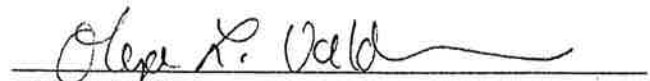
That the State of Idaho in both its sovereign and proprietary capacity is filing this response and that I am a Deputy Attorney General authorized to represent the State of Idaho, which is a party/claimant in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and I have read this response, know its contents and that the statements are true to the best of my knowledge and belief.

ALAN G. LANCE
Attorney General
David J. Barber
Deputy Attorney General
Natural Resources Division


By Attorney signing in representative capacity

Subscribed and sworn to before me on: Nov. 21, 2007
(Insert Date)




Notary Public for Idaho
Residing at: BOISE, ID
My commission expires: 2-8-06

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

F. CERTIFICATE OF MAILING

I certify that on November 21 2001, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the claimant of the water right at the following address:

James T. Lehman
C/O Josephine P. Beeman
409 West Jefferson Street
Boise, Idaho 83702

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Aberdeen-Springfield Canal
P.O. Box 857
Aberdeen, Idaho 83210

Chief of Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

John K. Simpson
Barker, Rosholt & Simpson
P.O. Box 2139
Boise, Idaho 83701-2139

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Respondent or attorney
mailing on Respondent's behalf

EXHIBIT "A"
LIST OF SUBCASES IN WHICH THE FOREGOING OBJECTION IS FILED

35-00038F	Thayne Driscoll 3140 Willow Street American Falls, ID 83211-5520	<i>Vicki</i> 35-02172	Bowler Ranches Inc P. O. Box 760 American Falls, ID 83211
<i>Vicki</i> 35-02049	Lehman Farms 2853 W 2000 S Aberdeen, ID 83210	<i>Vicki</i> 35-02226	Leota Judge 688 S 1800 W Pingree, ID 83262
35-02066A	H. Alan Funk 2065 S 2800 W Aberdeen, ID 83210	<i>Vicki</i> 35-02236	Judith Dvorak 1876 S 2900 W Aberdeen, ID 83210
35-02066B	H. Alan Funk; See 35-02066A	<i>Coker</i> 35-02271	Sherman L. Ruff 3005 W 2100 S Aberdeen, ID 83210
<i>Vicki</i> 35-02072	Raymond Funk 2066 S 2950 W Aberdeen, ID 83210	<i>Vicki</i> 35-02298	Everett K. Wood 2681 W 1100 S Aberdeen, ID 83210
<i>Vicki</i> 35-02073	Charles J. Shackelford P. O. Box 212 Aberdeen, ID 83210	<i>Vicki</i> 35-02308A	Charles A. Rossi 482 S 1600 W Pingree, ID 83262
<i>Vicki</i> 35-02100	Arthur J. Jones 1697 W 700 S Pingree, ID 83262	<i>Vicki</i> 35-02339	Paul T. Woods 771 S 1800 W Pingree, ID 83262
<i>Vicki</i> 35-02116	Behrend Farms 2807 W 1900 S Aberdeen, ID 83210	<i>Vicki</i> 35-02347	Otto R. Klassen 281 W. Boise Street Aberdeen, ID 83210
<i>Vicki</i> 35-02127	Julia Wada Valentine 334 S 1300 W Pingree, ID 83262	<i>Vicki</i> 35-02370	Lynn E. Hansen 2745 W 1800 S Aberdeen, ID 83210
<i>Vicki</i> 35-02154	Bill Funk 3252 N. Pleasant Valley Rd. American Falls, ID 83211	<i>Vicki</i> 35-02387A	Charles J. Shackelford; See 35-02073
<i>Vicki</i> 35-02167B	Sylvia and Clarence Schroeder 2308 S Moser Road American Falls, ID 83211	<i>Vicki</i> 35-02406	Line View Farms, Inc. 2269 W 800 S Aberdeen, ID 83210
<i>Vicki</i> 35-02167D	William R. Schroeder 2388 S Moser Rd American Falls, ID 83211	<i>Coker</i> 35-02470	Raymond and Betty Funk; See 35-02072
<i>Vicki</i> 35-02167E	Katherine Schroeder Estate P. O. Box 17 Aberdeen, ID 83210	<i>Vicki</i> 35-02498	Juan Burusco 2514 W 1700 S Aberdeen, ID 83210
<i>Vicki</i> 35-02167F	Katherine Schroeder Estate; See 35-02167E	<i>Vicki</i> 35-02504A	Isaac D. Pierce 2592 W 1300 S Sterling, ID 83210

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Vicki
35-02525 Earl H. Barclay
1096 S. 2500 W.
Aberdeen, ID 83210

Vicki
35-02647A Val F. Wahlan
P. O. Box 442
Aberdeen, ID 83210

Complex
35-02670B Steven Murdock
1050 W Hwy. 39
Blackfoot, ID 83221

Complex
35-02670C Steven/Ronald Murdock; See 35-02670B
1065 W 125 N
Blackfoot, ID 83221

Complex
35-02670D Dale C. Murdock
1048 W Hwy 39
Blackfoot, ID 83221

Vicki
35-02712 Paul W. Behrend
2706 W 1800 S
Aberdeen, ID 83210

Vicki
35-02824 Frank & Shirley Droghei Living Trust
467 S 1600 W
Pingree, ID 83262

Vicki
35-02917A Neil J. Poulson
2849 N. Pleasant Valley Rd.
American Falls, ID 83211

Vicki
35-02917B Neil Poulson; See 35-02917A

Vicki
35-04032 Layne J. Harker
1733 W 600 S
Pingree, ID 83262

Vicki
35-04034A Bill Funk; See 35-02154

Vicki
35-04034B Bill Funk; See 35-02154

Vicki
35-04039 Val F. Wahlan; See 35-02647A

Vicki
35-04093 Bowler Ranches Inc; See 35-02172

Vicki
35-04095 Juan Burusco; See 35-02498

Vicki
35-04113 Marjorie Sainz Ltd. Partnership
P. O. Box 127
Springfield, ID 83277

Vicki
35-04164 George Vollmer
3003 Vollmer Loop
American Falls, ID 83211

Vicki
35-04183 Don Kramer
1003 Falls Ave.
American Falls, ID 83211

Vicki
35-04221 University of Idaho Regents
P. O. Box AA
Aberdeen, ID 83210

Complex
35-07012B Larry E. Watt
462 S 1200 W
Pingree, ID 83262

Vicki
35-07022 LDS Real Est Div
Twelfth Floor
50 East North Temple Street
Salt Lake City, UT 84150

Vicki
35-07061 Otto R. Klassen; See 35-02347

Vicki
35-07102 O. E. Feld
1470 S 2750 W
Aberdeen, ID 83210

Vicki
35-07145 Clarence Schroeder; See 35-02167B

Vicki
35-07146 Herbert A. Bohrer
P. O. Box 82
Springfield, ID 83277

Vicki
35-07164A John R. Duffin
1436 S 2750 W
Aberdeen, ID 83210

Vicki
35-07191 Albert J. Horsch
2711 W 1900 S
Aberdeen, ID 83210

Vicki
35-07231 LDS Real Est Div; See 35-07022

Vicki
35-07267A David Bethke
3149 W Rast Road
American Falls, ID 83211

Vicki
35-07267B David Bethke; See 35-07267A

Vicki
35-07286 Ted T. Edwards
P. O. Box 104
Spencer, ID 83446

Vicki
*35-07353 Raymond K. Duffin
3182 W 2000 S
Aberdeen, ID 83210

Vicki
35-07393 Kenneth Horsch
1990 S 2600 W
Aberdeen, ID 83210

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35-07422

David P. Dance
471 S 1200 W
Pingree, ID 83262

35-07450

H. Homer Anderson
2632 S 1470 W
St. George, UT 84770

35-07453A

George R. Jackson
1762 W 800 S
Pingree, ID 83262

35-07453B

George Jackson; See 35-07453A

35-07494

Leonard E. Phillips
1522 S 2600 W
Aberdeen, ID 83210

35-07507

Sherman N. Smith
2321 W 1400 S
Sterling, ID 83279

35-07519

Stroschein Ranches Inc.
1464 Alpowa Ave.
Moscow, ID 83843

35-07530

Dwight W. Horsch
1911 S 2700 W
Aberdeen, ID 83210

35-07592

George Jackson; See 35-07453

35-07599

Larry E. Watt; See 35-07012B

35-07618

Juan A. Irigoyen
1751 S 2600 W
Aberdeen, ID 83210

35-07621

Juan Irigoyen; See 35-07618

35-07627

Robert E. Mann
2556 W 1400 S
Aberdeen, ID 83210

35-07643A

University of Idaho; See 35-04221

35-07647

Bill Funk; See 35-02154

35-07680

David L. Wahlen
2481 W 1000 S
Sterling, ID 83210

35-07696

Charles J. Shackelford; See 35-02073

35-07721

Theron T. Edwards; See 35-07286

35-07722

DeGiulio Ranch Inc.
2340 W 900 S
Sterling, ID 83210

35-07728

John R. Duffin; See 35-07164A

35-07729

John R. Duffin; See 35-07164A

35-07732

Todd Feld
P. O. Box B
Aberdeen, ID 83210

35-07737

Sherman N. Smith; See 35-07507

35-07756

Juan Burusco; See 35-02498

35-07760

Raymond Funk; See 35-02072

35-07762

Bill Funk; See 35-02154

35-07790

Marjorie Sainz Ltd. Partnership;
See 35-04113

35-07820

Thayne Driscoll; See 35-00038F

*35-07865

Diane J. Deeg
2957 Deeg Road
American Falls, ID 83211

35-07890

Knudsen Poor Farms Inc.
2700 W 2100 S
Aberdeen, ID 83210

35-07894

H. Alan Funk; See 35-02066A

35-07903A

LDS Real Est Div; See 35-07022

35-07903B

Albert Babneau
384 S 1200 W
Pingree, ID 83262

35-07945

Jack Poulson
2700 W Hwy. 39
Aberdeen, ID 83210

35-07948

Scott E. Poulson
2831 W 1500 S
Aberdeen, ID 83210

35-07957

David P. Dance; See 35-07422

35-08054

Ronald W. Stroschein
1292 S 2600 W
Aberdeen, ID 83210

PROFILED - 3 -

AUG 03 2005

Vicki
35-08602

Gary Judge
692 S 1800 W
Pingree, ID 83626

not found
35-08805

Judith Dvorak; See 35-02236

not found
35-08878

Dorothy Corbridge
265 Van Buren
American Falls, ID 83211

not found
35-08952

Regina Line
489 E Central
Box 579
Aberdeen, ID 83210

Vicki
35-10318

Ralph Klassen Farms Partnership
2837 W 1700 S
Aberdeen, ID 83210

Vicki
35-10653

Paul T. Woods; See 35-02339

Vicki
35-10843

Lehman Farms; See 35-02049

correct
*35-10859

James T. Lehman
2912 W 2000 S
Aberdeen, ID 83210

correct
*35-10860

Karen/James Lehman; See 35-10859

Vicki
35-12088

O. E. Feld; See 35-07102

Vicki
35-12248

Earl H. Barclay; See 35-02525

Vicki
35-13018

Julia Valentine; See 35-02127

Vicki
35-13073

Harold E. Isaak
2854 W 1800 S
Aberdeen, ID 83210

Vicki
35-13264

Charles O. Klassen
1948 S 2900 W
Aberdeen, ID 83210

*Represented by attorney Josephine P. Beeman

SCANNED

AUG 03 2005

A35-00038F

A35-00038F

THAYNE DRISCOLL

1118 S 2600 W

ABERDEEN ID 83210

'A''

01

Pod for Dawson Crk

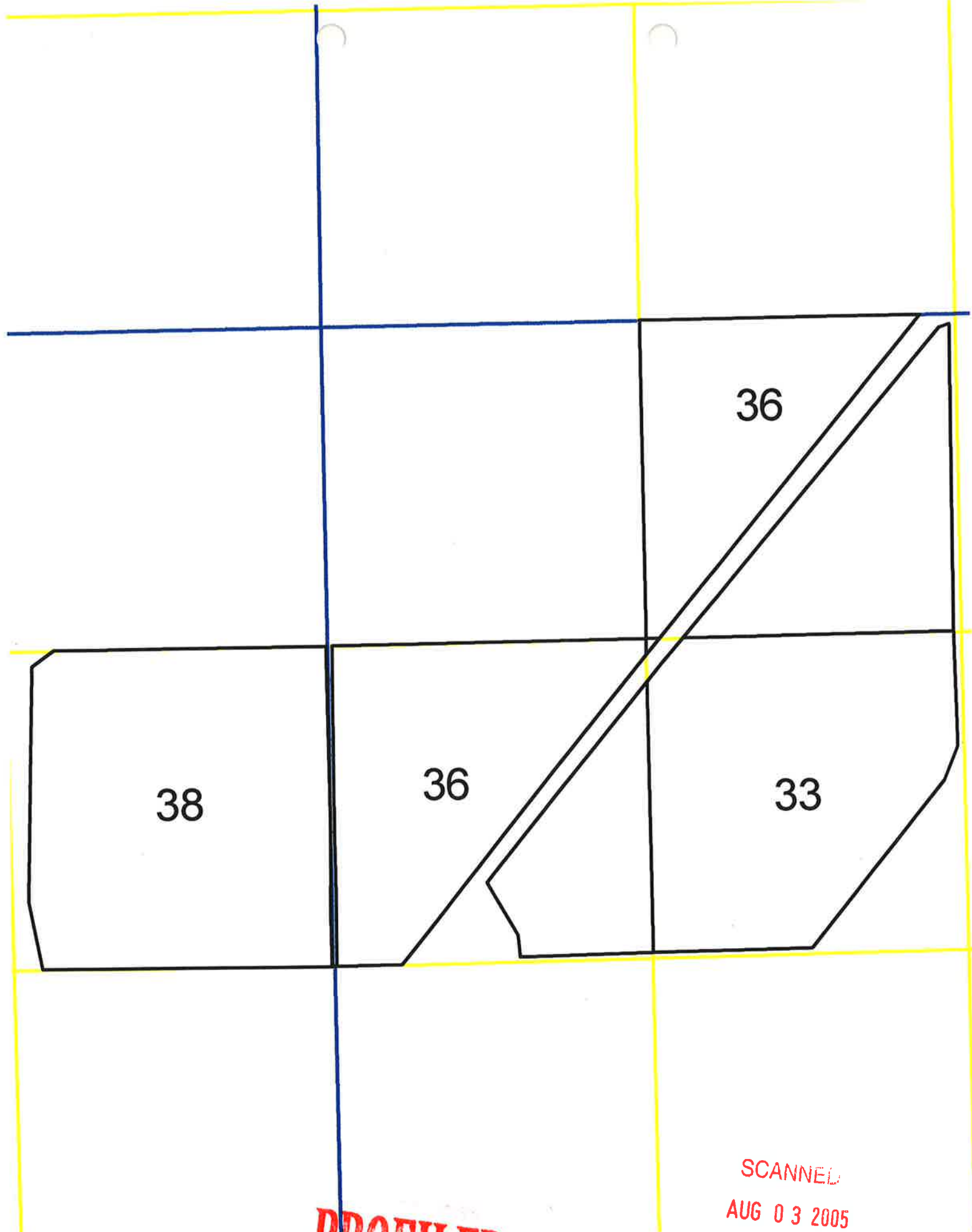
how do they get it to
the property

SCANNED
AUG 03 2005

1191

1677

PROFILED



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SCANNED
AUG 03 2005

In Re SRBA) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
Case No. 39576)
) Water Rights 35-00038F and 35-07820
)

X	Change of Address
_	Substitution of Party
_	I.C. 42-222 Transfer

Name of Claimant: ANDRA DRISCOLL
New Address: 3140 WILLOW ST
AMERICAN FALLS ID 83211-5520
Phone: (208) 226-2414

The Claimant has filed Objections or Responses to the following water rights:

PAGE 1

SCANNED
AUG 03 2005

CERTIFICATE OF MAILING

I certify that on 3-30-99 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Each party in the subcase, or attorney of record:

ANDRA DRISCOLL
THAYNE DRISCOLL
3140 WILLOW ST
AMERICAN FALLS ID 83211-5520
3. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
4. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
2/24/1999

35-00038F AND 35-07820

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PAGE 3

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AUG 03 2005



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

FEB 19 1999

Department of Water Resources

February 8, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ANDRA & THAYNE DRISCOLL
3140 WILLOW ST
AMERICAN FALLS ID 83211-5520

*Records modified, NCAP prepared
- 2-23-99*

RE: Snake River Basin Adjudication (SRBA)
Water Rights #35-00038F & 35-07820

Water Right # 35-07820 - Transfer # 4189

Dear Water Right Holders: *40 Shanks Aberdeen Springfield Canal Co. No. 4893*
35-10825

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by February 19, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Thayne Driscoll
Claimant Signature

208-226-2414
Telephone No.

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AUG 03 2005

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Department of Water Resources
Eastern Region

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OCT 31 2001

Department of Water Resources

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

In Re SRBA
Case No. 39576

A. Subcase No. 35-02315 and each subcase listed in Exhibit "A" attached hereto and made a part hereof

STANDARD FORM 1 OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Aberdeen-Springfield Canal Company

Address: P. O. Box 857
Aberdeen, Idaho 83210

Daytime Phone (208) 397-4193

Name & Address of Attorney, if any:
 ROGER D. LING
 LING & ROBINSON
 615 H Street, P. O. Box 396
 Rupert, Idaho 83350

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: James T. Lehman

Address: 2912 W 2000 S
Aberdeen, Idaho 83210

SEE ADDITIONAL NAMES AND ADDRESSES SHOWN IN EXHIBIT "A" ATTACHED
HERETO

PROFILED (over)

VERIFICATION (Must be Completed)

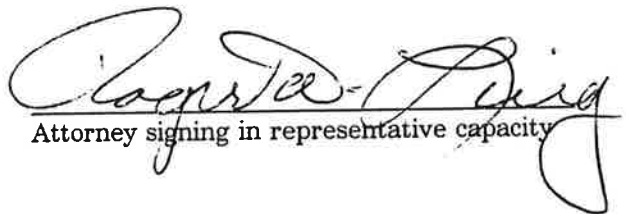
State of Idaho)

County of Minidoka)

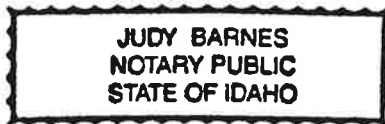
Roger D. Ling, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Signature of person filing objection


Attorney signing in representative capacity

Subscribed and sworn to before me on: October 30, 2001




Notary Public for the State of Idaho
Residing at: Rupert, Idaho
My Commission Expires: 02/12/2005

ATTACHMENT "A"

E. REASONS SUPPORTING OBJECTIONS

Source. The excavation and opening of this well and withdrawal of water therefrom by the claimant, a shareholder of Aberdeen-Springfield Canal Company, was made as the agent of Aberdeen-Springfield Canal Company, the owner of the irrigation works of this Carey Act project. The irrigation project operated by Aberdeen-Springfield Canal Company recaptures project water through wells to provide a supplemental diversion point for project water for the irrigation of the lands of shareholders of Aberdeen-Springfield Canal Company, for the further purpose of improving and preserving the utility of lands by draining them and for the withdrawal of water for the purpose of recovering ground water resulting from irrigation under the irrigation works of Aberdeen-Springfield Canal Company. There are therefore two sources of water, the ground water source under the license should be acknowledged, as well as the ground water resulting from irrigation by Aberdeen-Springfield Canal Company, which is separate and distinct from the water diverted under this water right, but it is diverted from this well and requires no water right. It is necessary to identify both sources to and in the administration of this water right. It will be recognized that the water diverted from this well is ground water to which claimant is entitled to divert under its water right and is also a diversion of ground water resulting from irrigation under the irrigation works of Aberdeen-Springfield Canal Company, for the benefit of claimant as a shareholder, for which no license is necessary.

Priority Date. As for the ground water being recovered under this well which resulted from irrigation under the irrigation works of Aberdeen-Springfield Canal Company, and is used on lands to which shares of Aberdeen-Springfield Canal Company are appurtenant, there is no priority date, as the recovery of water resulting from irrigation within the project is a part of the original water supply diverted by Aberdeen-Springfield Canal Company. This recovered project ground water is part of the project water of Aberdeen-Springfield Canal Company, and is owned by Aberdeen-Springfield Canal Company after it has been diverted under its surface water rights until it leaves the project.

Other Matters Necessary for Definition of Administration of this Water Right

Add the following: Water diverted from this point of diversion is also groundwater resulting from irrigation under the irrigation works of Aberdeen-Springfield Canal Company and is recovered by Aberdeen-Springfield Canal Company for further use on lands of claimant to which shares of Aberdeen-Springfield Canal Company are appurtenant. This recaptured project water shall be administered as a part of the water rights of Aberdeen-Springfield Canal Company by which water is diverted from the Snake River for use by its shareholders. As to this water right with a source being ground water and not recaptured project water, the other matters set forth in the recommendation are appropriate.

PROFILED

SCANNED
AUG 03 2005

EXHIBIT "A"
LIST OF SUBCASES IN WHICH THE FOREGOING OBJECTION IS FILED

35-00038F	Thayne Driscoll 3140 Willow Street American Falls, ID 83211-5520	35-02172	Bowler Ranches Inc P. O. Box 760 American Falls, ID 83211
35-02049	Lehman Farms 2853 W 2000 S Aberdeen, ID 83210	35-02226	Leota Judge 688 S 1800 W Pingree, ID 83262
35-02066A	H. Alan Funk 2065 S 2800 W Aberdeen, ID 83210	35-02236	Judith Dvorak 1876 S 2900 W Aberdeen, ID 83210
35-02066B	H. Alan Funk; See 35-02066A	35-02271	Sherman L. Ruff 3005 W 2100 S Aberdeen, ID 83210
35-02072	Raymond Funk 2066 S 2950 W Aberdeen, ID 83210	35-02298	Everett K. Wood 2681 W 1100 S Aberdeen, ID 83210
35-02073	Charles J. Shackelford P. O. Box 212 Aberdeen, ID 83210	35-02308A	Charles A. Rossi 482 S 1600 W Pingree, ID 83262
35-02100	Arthur J. Jones 1697 W 700 S Pingree, ID 83262	35-02339	Paul T. Woods 771 S 1800 W Pingree, ID 83262
35-02116	Behrend Farms 2807 W 1900 S Aberdeen, ID 83210	35-02347	Otto R. Klassen 281 W. Boise Street Aberdeen, ID 83210
35-02127	Julia Wada Valentine 334 S 1300 W Pingree, ID 83262	35-02370	Lynn E. Hansen 2745 W 1800 S Aberdeen, ID 83210
35-02154	Bill Funk 3252 N. Pleasant Valley Rd. American Falls, ID 83211	35-02387A	Charles J. Shackelford; See 35-02073
35-02167B	Sylvia and Clarence Schroeder 2308 S Moser Road American Falls, ID 83211	35-02406	Line View Farms, Inc. 2269 W 800 S Aberdeen, ID 83210
35-02167D	William R. Schroeder 2388 S Moser Rd American Falls, ID 83211	35-02470	Raymond and Betty Funk; See 35-02072
35-02167E	Katherine Schroeder Estate P. O. Box 17 Aberdeen, ID 83210	35-02498	Juan Burusco 2514 W 1700 S Aberdeen, ID 83210
35-02167F	Katherine Schroeder Estate; See 35-02167E	35-02504A	Isaac D. Pierce 2592 W 1300 S Sterling, ID 83210

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AUG 03 2005

35-07422	David P. Dance 471 S 1200 W Pingree, ID 83262	35-07722	DeGiulio Ranch Inc. 2340 W 900 S Sterling, ID 83210
35-07450	H. Homer Anderson 2632 S 1470 W St. George, UT 84770	35-07728	John R. Duffin; See 35-07164A
35-07453A	George R. Jackson 1762 W 800 S Pingree, ID 83262	35-07729	John R. Duffin; See 35-07164A
35-07453B	George Jackson; See 35-07453A	35-07732	Todd Feld P. O. Box B Aberdeen, ID 83210
35-07494	Leonard E. Phillips 1522 S 2600 W Aberdeen, ID 83210	35-07737	Sherman N. Smith; See 35-07507
35-07507	Sherman N. Smith 2321 W 1400 S Sterling, ID 83279	35-07756	Juan Burusco; See 35-02498
35-07519	Stroschein Ranches Inc. 1464 Alpowa Ave. Moscow, ID 83843	35-07760	Raymond Funk; See 35-02072
35-07530	Dwight W. Horsch 1911 S 2700 W Aberdeen, ID 83210	35-07762	Bill Funk; See 35-02154
35-07592	George Jackson; See 35-07453	35-07790	Marjorie Sainz Ltd. Partnership; See 35-04113
35-07599	Larry E. Watt; See 35-07012B	35-07820	Thayne Driscoll; See 35-00038F
35-07618	Juan A. Irigoyen 1751 S 2600 W Aberdeen, ID 83210	*35-07865	Diane J. Deeg 2957 Deeg Road American Falls, ID 83211
35-07621	Juan Irigoyen; See 35-07618	35-07890	Knudsen Poor Farms Inc. 2700 W 2100 S Aberdeen, ID 83210
35-07627	Robert E. Mann 2556 W 1400 S Aberdeen, ID 83210	35-07894	H. Alan Funk; See 35-02066A
35-07643A	University of Idaho; See 35-04221	35-07903A	LDS Real Est Div; See 35-07022
35-07647	Bill Funk; See 35-02154	35-07903B	Albert Babneau 384 S 1200 W Pingree, ID 83262
35-07680	David L. Wahlen 2481 W 1000 S Sterling, ID 83210	35-07945	Jack Poulson 2700 W Hwy. 39 Aberdeen, ID 83210
35-07696	Charles J. Shackelford; See 35-02073	35-07948	Scott E. Poulson 2831 W 1500 S Aberdeen, ID 83210
35-07721	Theron T. Edwards; See 35-07286	35-07957	David P. Dance; See 35-07422
		35-08054	Ronald W. Stroschein 1292 S 2600 W Aberdeen, ID 83210

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SCANNED
AUG 03 2005

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NOV 30 2001

Department of Water Resources

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DEC 06 2001

Department of Water Resources
Eastern Region

2001 NOV 28 PM 2:33

RECEIVED
TWIN FALLS, IDAHO
FILED

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

In Re SRBA

Case No. 35976

A. Subcase No. 35-02315
and each subcase listed in Exhibit
A attached hereto

STANDARD FORM 2
RESPONSE TO OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: Twin Falls Canal Company
Address: P.O. Box 326
Twin Falls, Idaho 83303-0326
Daytime Phone: (208) 733-6731

Name & Address of Attorney, if any:

John K. Simpson
John A. Rosholt
BARKER ROSHOLT & SIMPSON, LLP
P.O. Box 2139
Boise, ID 83701-2139

**C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO
WHICH YOU ARE RESPONDING**

Name: Aberdeen-Springfield Canal Company
c/o Roger Ling

Address: Ling & Robinson

SCANNED
AUG 03 2005

PROFILED

F.

VERIFICATION (Must be Completed)

State of IDAHO)
)ss.
County of Twin Falls)

John A. Rosholt, duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this response as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)

John A. Rosholt

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: November 28, 2001.



Crystal Winney Vincent
NOTARY PUBLIC FOR IDAHO
Residing at: *Meridian, Idaho*
My commission expires: *April 8, 2004*

PROFILED

SCANNED
AUG 03 2005

EXHIBIT "A"

35-00038F	Thayne Driscoll 3140 Willow Street American Falls, ID 83211-5520	35-02172	Bowler Ranches Inc P. O. Box 760 American Falls, ID 83211
35-02049	Lehman Farms 2853 W 2000 S Aberdeen, ID 83210	35-02226	Leota Judge 688 S 1800 W Pingree, ID 83262
35-02066A	H. Alan Funk 2065 S 2800 W Aberdeen, ID 83210	35-02236	Judith Dvorak 1876 S 2900 W Aberdeen, ID 83210
35-02066B	H. Alan Funk; See 35-02066A	35-02271	Sherman L. Ruff 3005 W 2100 S Aberdeen, ID 83210
35-02072	Raymond Funk 2066 S 2950 W Aberdeen, ID 83210	35-02298	Everett K. Wood 2681 W 1100 S Aberdeen, ID 83210
35-02073	Charles J. Shackelford P. O. Box 212 Aberdeen, ID 83210	35-02308A	Charles A. Rossi 482 S 1600 W Pingree, ID 83262
35-02100	Arthur J. Jones 1697 W 700 S Pingree, ID 83262	35-02339	Paul T. Woods 771 S 1800 W Pingree, ID 83262
35-02116	Behrend Farms 2807 W 1900 S Aberdeen, ID 83210	35-02347	Otto R. Klassen 281 W. Boise Street Aberdeen, ID 83210
35-02127	Julia Wada Valentine 334 S 1300 W Pingree, ID 83262	35-02370	Lynn E. Hansen 2745 W 1800 S Aberdeen, ID 83210
35-02154	Bill Funk 3252 N. Pleasant Valley Rd. American Falls, ID 83211	35-02387A	Charles J. Shackelford; See 35-02073
35-02167B	Sylvia and Clarence Schroeder 2308 S Moser Road American Falls, ID 83211	35-02406	Line View Farms, Inc. 2269 W 800 S Aberdeen, ID 83210
35-02167D	William R. Schroeder 2388 S Moser Rd American Falls, ID 83211	35-02470	Raymond and Betty Funk; See 35-02072
35-02167E	Katherine Schroeder Estate P. O. Box 17 Aberdeen, ID 83210	35-02498	Juan Burusco 2514 W 1700 S Aberdeen, ID 83210
35-02167F	Katherine Schroeder Estate; See 35-02167E	35-02504A	Isaac D. Pierce 2592 W 1300 S Sterling, ID 83210

PROFILED

AUG 03 2005

35-07422	David P. Dance 471 S 1200 W Pingree, ID 83262	35-07722	DeGiulio Ranch Inc. 2340 W 900 S Sterling, ID 83210
35-07450	H. Homer Anderson 2632 S 1470 W St. George, UT 84770	35-07728	John R. Duffin; See 35-07164A
35-07453A	George R. Jackson 1762 W 800 S Pingree, ID 83262	35-07729	John R. Duffin; See 35-07164A
35-07453B	George Jackson; See 35-07453A	35-07732	Todd Feld P. O. Box B Aberdeen, ID 83210
35-07494	Leonard E. Phillips 1522 S 2600 W Aberdeen, ID 83210	35-07737	Sherman N. Smith; See 35-07507
35-07507	Sherman N. Smith 2321 W 1400 S Sterling, ID 83279	35-07756	Juan Burusco; See 35-02498
35-07519	Stroschein Ranches Inc. 1464 Alpowa Ave. Moscow, ID 83843	35-07760	Raymond Funk; See 35-02072
35-07530	Dwight W. Horsch 1911 S 2700 W Aberdeen, ID 83210	35-07762	Bill Funk; See 35-02154
35-07592	George Jackson; See 35-07453	35-07790	Marjorie Sainz Ltd. Partnership; See 35-04113
35-07599	Larry E. Watt; See 35-07012B	35-07820	Thayne Driscoll; See 35-00038F
35-07618	Juan A. Irigoyen 1751 S 2600 W Aberdeen, ID 83210	*35-07865	Diane J. Deeg 2957 Deeg Road American Falls, ID 83211
35-07621	Juan Irigoyen; See 35-07618	35-07890	Knudsen Poor Farms Inc. 2700 W 2100 S Aberdeen, ID 83210
35-07627	Robert E. Mann 2556 W 1400 S Aberdeen, ID 83210	35-07894	H. Alan Funk; See 35-02066A
35-07643A	University of Idaho; See 35-04221	35-07903A	LDS Real Est Div; See 35-07022
35-07647	Bill Funk; See 35-02154	35-07903B	Albert Babneau 384 S 1200 W Pingree, ID 83262
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35-07696	Charles J. Shackelford; See 35-02073	35-07948	Scott E. Poulson 2831 W 1500 S Aberdeen, ID 83210
35-07721	Theron T. Edwards; See 35-07286	35-07957	David P. Dance; See 35-07422
		35-08054	Ronald W. Stroschein 1292 S 2600 W Aberdeen, ID 83210

PROFILED

SCANNED
AUG 03 2005

RECEIVED

NOV 30 2001

Department of Water Resources

RECEIVED

DEC 06 2001

Department of Water Resources
Eastern Region

2001 NOV 23 PM 2:55

2001 NOV 23 PM 2:55
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA

Case No. 35976

A. Subcase No. 35-02315
and each subcase listed in Exhibit
A attached hereto

STANDARD FORM 2
RESPONSE TO OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: North Side Canal Company
Address: 921 North Lincoln
Jerome, ID 83338
Daytime Phone: (208) 324-2319

Name & Address of Attorney, if any:

John K. Simpson
John A. Rosholt
BARKER ROSHOLT & SIMPSON, LLP
P.O. Box 2139
Boise, ID 83701-2139

C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO
WHICH YOU ARE RESPONDING

Name: Aberdeen-Springfield Canal Company
c/o Roger Ling

Address: Ling & Robinson

SCANNED

AUG 03 2005

PROFILED
(over)

F.

VERIFICATION (Must be Completed)

State of IDAHO

)

)ss.

County of Twin Falls

)

John A. Rosholt, duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this response as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)

John A. Rosholt

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: November 28, 2001.



Crystal Winney Vincent
NOTARY PUBLIC FOR IDAHO
Residing at *Twin Falls, ID*
My commission expires: *April 8, 2004*

PROFILED

SCANNED
AUG 03 2005

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AUG 03 2005

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		35-08054	Ronald W. Stroschein 1292 S 2600 W Aberdeen, ID 83210

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SCANNED
AUG 03 2005

CHARD ST.
3706-2237.

ADDRESS SERVICE
REQUESTED

JAN 29 1999

POSTNET
PB METER
7061570

0.77
U.S. POSTAGE

RECEIVED
FEB 05 1999

Department of Water Resources

SCANNED

AUG 03 2005

DRIS118 832103002 1C97 03 02/03/99
FORWARD TIME EXP RTN TO SEND
DRISCOLL
3140 WILLOW ST
AMERICAN FALLS ID 83211-5520

RETURN TO SENDER



R35-00038F
ANDRA DRISCOLL
THAYNE DRISCOLL
1118 S 2600 W
ABERDEEN

ID 83210

PROFILED

+35-07820



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

JULY 21, 1993

THAYNE DRISCOLL
1118 S 2600 W
ABERDEEN ID 83210

RE: CHANGE IN OWNERSHIP FOR A35-07820 AND -00038F

Dear Mr. Driscoll:

The request for Change in Ownership concerning your Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Gregory J. Taylor
Sr. Water Agent, Adjudications

GT:jt

Enclosure: Notice(s) of Claim

File: P

PROFILED

SCANNED
AUG 03 2005

MICROFILMED
APR 15 1994



NEW PROPERTY OWNER. NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 12/31/90

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A35-07820, A35-00038F
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): MARTIN A OR FAY DRISCOLL
90 WALLACE DRISCOLL 2459 W 1100 S
ABERDEEN, ID 83210
- ☐ New Owner/Claimant (Purchaser): THAYNE OR ANDRA DRISCOLL
- ☐ New Mailing Address: 1118 S. 2600 W.
ABERDEEN, ID. 83210
- ☐ New Telephone Number: () 397 - 5302
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: WARRANTY DEED
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s) Thayne J. Driscoll Date 7/20/93
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

PROFILED

AUG 03 2005

APR 15 1994

MICROFILMED

"Copy"

WARRANTY DEED

For Value Received WALLACE W. DRISCOLL and MAURINE D. DRISCOLL, husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto

THAYNE J. DRISCOLL and ANDRA D. DRISCOLL, husband and wife,

whose current address is 1139 South 2600 West, Aberdeen, Idaho 83210

the grantees, the following described premises, in Bingham County Idaho, to wit:

The SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 29 and the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the E $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28, all in Township 4 South, Range 32, E.B.M., in Bingham County, EXCEPTING THEREFROM:

Beginning at the SE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 28; thence S 89°46' West along the South line of said SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ 522.1 feet to a point; thence North 28°20' East 280.8 feet to a point; thence North 42°52' East a distance of 561.1 feet, more or less, to a point on the East line of said SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 28; thence South 0°37' East along the East line of said SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ 656.3 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM right-of-way of the Salmon River Railroad, Aberdeen Branch, as per Warranty Deeds recorded in Book 14, Page 503, Book 21, Page 146; and Book 18, Page 30, records of said County.

Together with a 100 H.P. U.S. electric motor, with a Layne turbine pump, and 2500 feet of 8" through 10" buried steel mainline, Valley model 4171 electric self-propelled circular system 1210 length 1210 diameter, serial #25920, Valley mini circle self-propelled circular system 650 ft. length, 1300 diameter, serial #18385, and any replacements thereof, all of which are hereby declared to be appurtenant thereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 12-31-90

Wallace W. Driscoll
WALLACE W. DRISCOLL
Maurine D. Driscoll
MAURINE D. DRISCOLL

STATE OF IDAHO, COUNTY OF Bannock
On this 31st day of Dec., 1990,
before me, a notary public in and for said State, personally
appeared WALLACE W. DRISCOLL and
MAURINE D. DRISCOLL, husband
and wife

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

N. Randy Smith
Notary Public
Residing at Pocatello, Idaho
Comm. Expires 3/10/92

Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho

SCANNED

MICROFILMED

PROFILED

AUG 03 2005

APR 15 1994

Transfer No. 2843Water Right No. 35-0018

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

AMENDED

APPLICATION FOR TRANSFER OF WATER RIGHT

AMENDED

To Change the Point of Diversion and/or the Place of Use

Name of applicant MARTIN A. & FAY W. DRISCOLL Phone 684-4956Post Office address Box 101, Pingree, ID 83262

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. 35-0038 Decreed to W.G. STUFFLEBEAM

(Name)

in case of W.G. STUFFLEBEAM, et al vs Thomas Doherty, et aldated in April 5, 1902 in 5th Judicial Dist. Court

(Name of court)

county of Bingham

b. License No. _____ issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant Applicant is successor in interest of original owners of land to which water right was decreed.

Copies of documents and brief explanation are attached.

3. Source of water Danielson Spring Creek tributary to Snake River

4. Date of priority April 30, 1885

5. Water is used for the following purposes:

amount 11.0 cfs for Irrigation purposes from 4/1 to 11/1

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 11.0 cubic feet per second

&/or

b. _____ acre feet per annum

7. Location of original point of diversion is NOT GIVEN IN DECREE of Section _____

Township _____ Range _____ B.M., in _____ County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	

Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above A well has recently been drilled under Permit No. 35-7020.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? _____

PROFILE

REMARKS

AUG 03 2005

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. 3.2 cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 14 Township 4 S
Range 32 E, B.M., Bingham County
Additional points _____

3. Place of use:

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 $\frac{1}{4}$	
4S	32E	28					40		40	40									120
		29			40									40					80

Total number of acres to be irrigated 200

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 3.2 c.f.s. &/or _____ acre feet
- b. Description of diverting works Existing diversion structure or diversion structure to be constructed for diverting water from Milner Pool at Milner Dam.
- c. Describe the reasons for the proposed changes G.K. Munsee and LaRee Munsee, husband and wife, have purchased the above described water right from applicants and desire to apply the same to land owned by them in Owyhee County.

2. Change in point of diversion

Point of diversion NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29 Township 10 S
Range 21 E, B.M., Twin Falls County
Additional points _____

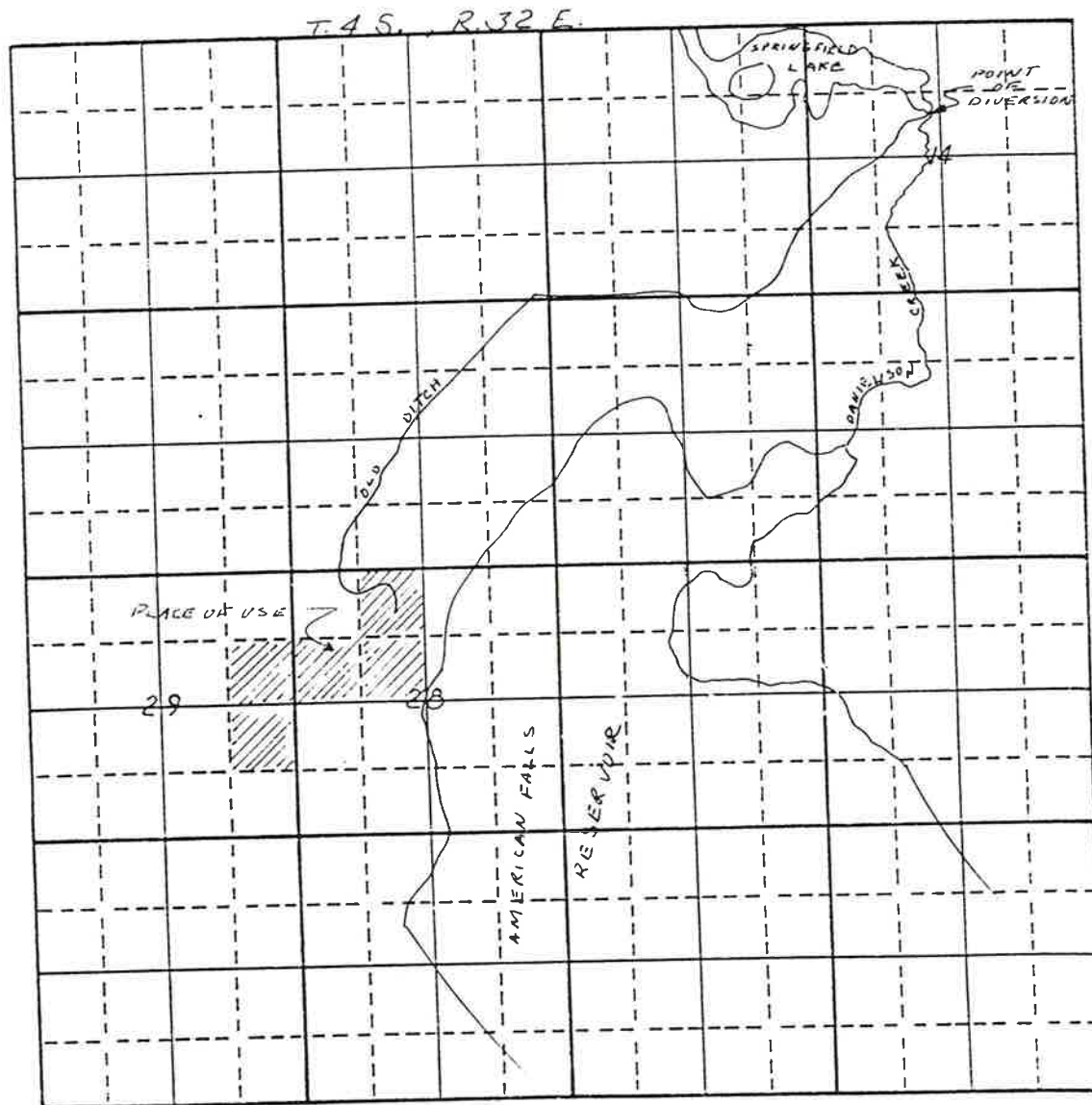
3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X _____. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
No affect.

PROFILE

SCANNED
AUG 03 2005

8. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached. Not applicable.
9. Draw a map indicating the point(s) of diversion and place of use of the right, or portion thereof. Show clearly the land involved by section, township and range.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

SCANNED

AUG 03 2005

PROFILED

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: **A35-00038F**
Date Received: 5/ 8/1989
Receipt No: E007220
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: THAYNE DRISCOLL 208-397-5302
Address: 1118 S 2600 W
ABERDEEN ID 83210
OR
Name: ANDRA DRISCOLL 208-397-5302
Address: 1118 S 2600 W
ABERDEEN ID 83210

2. Date of Priority: APR 30, 1885

3. Source: DANILSON SPRING CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	32E	14	NE	SE	NW		BINGHAM

5. Description of diverting works:
DIVERSION DAM TO DITCH FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.200		

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

8. Total consumptive use is 450.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	32E	28	NE	NW		IRR	38.0
			SW	NW		IRR	38.0
			SE	NW		IRR	35.0
						Section Acres	111.0
		29	SE	NE		IRR	39.0
						Section Acres	39.0
						Total Acres	150.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
35-7820

14. Remarks:

PORTIONS OF ORIGINAL RIGHT TRANSFERED BY T3115,3119 & WITHDRAWN
TRANSFER #2843. RIGHT HAS NOT BEEN DATA ENTERED TO REFLECT THOSE
CHANGES. TRANSFER SUMMARY SHEET LISTS THIS PORTION AS 35-00038F.

15. Basis of Claim: DECREED

Water Right Number: 350038

Case Number:

Court : FIFTH

Decree date: 4/ 5/1902

W.G. STUFFLEBEAM
Decree Plaintiff

THOMAS DOHERTY ET.AL.
vs Decree Defendant

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: A35-00038F
Date Received: 5/02/1989
Receipt No: 600720
Received By: KW

RECEIVED

MAY 8 1989

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FAY DRISCOLL
Address: P.O. BOX 101
PINGREE, ID

208-684-4956

83262

2. Date of Priority: APR 30, 1885

3. Source: DANILSON SPRING CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	32E	14	NE	SE	NW		BINGHAM

5. Description of diverting works:
DIVERSION DAM TO DITCH FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.200		

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

8. Total consumptive use is 450.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04S	32E	28	NE	NW		IRR	38.0
			SW	NW		IRR	38.0
			SE	NW		IRR	35.0

Section Acres 111.0

A35-00038F

Page 1

Date: 05/02/89

PROFILED

SCANNED
AUG 03 2005

MICROFILMED
DEC 09 1992

A3500038F



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	32E	29	SE	NE		IRR	39.0
Section Acres							39.0
Total Acres							150.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
35-7820

14. Remarks:

PORTIONS OF ORIGINAL RIGHT TRANSFERED BY T3115,3119 & WITHDRAWN
TRANSFER #2843. RIGHT HAS NOT BEEN DATA ENTERED TO REFLECT THOSE
CHANGES. TRANSFER SUMMARY SHEET LISTS THIS PORTION AS 35-00038F.

15. Basis of Claim: DECREED

Water Right Number: 350038

Case Number:

Court : FIFTH

Decree date: 4/05/1902

W.G. STUFFLEBEAM

Decree Plaintiff

vs

THOMAS DOHERTY ET.AL.

Decree Defendant

MICROFILMED

DEC 09 1992

PROFILED

SCANNED

AUG 03 2005

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): Day H. Briscoll Date: 5-3-89
_____ Date: _____

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of May 19 89

Larry D. Harner
Notary Public

Seal

Residing at Aberdeen

My Commission Expires 7-7-92

PROFILED

SCANNED
AUG 03 2005

MICROFILMED
DEC 09 1992

R32E

POINT OF DIVERSION

A35-00038 F

MICROFILMED
DEC 09 1992