

Water Right Number - R35-10542 Prefix Translation: RESEARCH Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
ABERDEEN CEMETERY MAINT DISTRICT

1 - PO BOX 387
2 -
3 -
City- ABERDEEN State- ID Zip- 83210
Phone - 208-397-4653

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1954 15 EASTERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
05S 31E 34 NW NE SW (11) BINGHAM

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 0.240 48.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.240 48.00 ~~36.0~~

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
05S 31E 34 NE SW 12.0 01 IRRIGATION (11) BINGHAM

Total Acres: 12.0

+ - - Diversion Means - 20 HP MOTOR, 100' WELL TO SPRINKLER SYSTEM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - ABERDEEN-SPRINGFIELD CANAL CO.

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

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +
E02 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- ABERDEEN SPRINGFIELD CANAL CO.

SCANNED

SEP 15 2005

PROFILED

Court Report Filing	- 00/00/0000	Field Inspection Made	- 04/20/1993	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/19/1993	Old Judicial District	-
Claim Received Date	- 04/14/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- E006861	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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SEP 15 2005

PROTEIN

IDAHO DEPARTMENT OF WATER RESOURCES
ABERDEEN CEMETERY MAIN. DIST.
Water Right No(s).
35-10542



0 1320 Feet



Point of Diversion
Location



Place of Use
Boundary



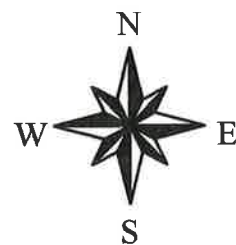
Section Lines



Quarter/Quarter Lines

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Township(s) 05S, Range(s) 31E
Section(s) 34



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: Greg Taylor
Date: Oct. 8, 1998

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SEP 15 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

18:12:23
05/29/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-10542

LAST: ABERDEEN CEMETERY MAINT. DISTRICT
ADDRESS: P.O. BOX 397
CITY: ABERDEEN
PHONE NUMBER: 208-397-4653

FIRST:

STATE: ID ZIP: 83210

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: WATER IS USED TO IRRIGATE ONLY A CEMETERY. PRIOR TO 1954, THE
CEMETERY WAS IRRIGATED BY ABERDEEN-SPRINGFIELD CANAL CO. WATER.
THE WELL WAS DRILLED IN THE FALL OF 1953 AND BEGINNING WITH THE
SEASON OF 1954 ONLY THE WATER FROM THE WELL HAS BEEN USED ON THE
CEMETERY.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: () -

DATE OF ^{OFFICE} ~~FIELD~~ EXAM: 2/11/93

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

A. AJ CLAIM: # A35-10542 PRIORITY DATE: 11-20-1953 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
-X-

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

REMARKS:

Recommend 4-1-1954

*Statements submitted as Evidence show irrigation of Canatory
from G.W. began beginning of irr. season 1954!*

RECOMMENDED PRIORITY DATE:

4-1-1954

REVIEWED BY

[Signature]

DATE

2-11-93

100' Deep well

Turb. Pump. to sprinklers.

General Electric Motor

20 HP. Ser. # KHJ102 5447

Johnston Pump

} see photo enclosed

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-10542	05S	31E	34	NW	NE	SW		BINGHAM

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
Y

FIELD
EXAMINER
N
N

REMARKS:

NO CHANGE PER OQ, NAPP

OQ shows entire cemetery in the NE SW
Field Exam 4-20-93 - see photo

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

NO CHANGE

SOURCE: GW
REVIEWED BY: [Signature] TRIB: DATE: 2-11-93



A. ROOT WATER RIGHT NUMBERS: A35-10542

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
055	31E	34	NE	SW		ABERDEEN CEMETERY MAINT. DISTRA	A35-10542 /20.0	-	/	41.0	12
			NE	SW		LARGE CLAIM	A01-0205461/34.0	-	/		12
			NE	SW		LARGE CLAIM	A01-0002321/34.0	-	/		
			NE	SW		LARGE CLAIM	A01-0029721/34.0	-	/		
			NE	SW		LARGE CLAIM	A35-0254321/34.0	-	/		
			NE	SW		LARGE CLAIM	A35-3424621/34.0	-	/		
			NE	SW		LARGE CLAIM	A01-0206861/34.0	-	/		
			NE	SW		LARGE CLAIM	A01-02068H1/34.0	-	/		
TOTAL ACRES							A35-10542	20.00		41.00	

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

C. FIELD EXAM REQUIRED?

DUE TO POB DISCREPANCY? (Y/N)

DATABASE
Y
FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

QQ: NAPP show 12 acres for the entire cemetery. This includes
the trees that make-up the border.
Field Exam 4-20-93

RECOMMENDATIONS:

TOTAL ACRES: 5.0

REVIEWED BY: *[Signature]*

DATE: 2-11-93

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A35-10542 IRRIGATION	FROM 04-01 TO ~~11-01~~	.500 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.500 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
----------	-----------	--------------------

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)

DATABASE	FIELD EXAMINER
Y	~~N~~
Y	~~N~~
Y	~~N~~

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N()

EXPLAIN IN REMARKS, BELOW.

REMARKS:

4-1 to 10-31

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(✓)

AJ TOTAL CLAIMED DIVERSION RATE: 0.500 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** 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?

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

FIELD
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: ABERDEEN/SPRINGFIELD; 20.29 SHARES

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-10542	GROUNDWATER	ABERDEEN CEMETERY MAINT. DISTR	0.500	0.025		
A01-0205461	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A01-0029721	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A35-0254321	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A35-0424621	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A01-0205861	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A01-02058H1	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

$$\frac{8.8(.70 \text{ Efficiency}) 20 \text{ HP}}{100' + (2.31 \times 40 \text{ PSI})} = 0.64 \text{ g/s capacity}$$

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES 12 X 0.02 CFS/ACRE = 0.24 CFS
(TAKEN FROM P/U REVIEW)

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 60.0 AF/A

ACRES 12 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 36 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 12 X DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 48 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(/)

1B. CALCULATIONS

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

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS		REC. DIV VOL. AF/A		REC. CONS. USE	
		DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
<u>IRR.</u>	<u>4-1 10-31</u>		<u>24</u>		<u>48</u>		<u>36</u>
TOTAL FOR THIS RIGHT			<u>1</u>		<u>1</u>		<u>1</u>
REVIEWED BY: <u>[Signature]</u>		DATE: <u>4-21-98</u> <u>2-11-97</u>					

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(☒)	()
()	(☒)

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-10542

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A35-10542	0.500	-	-	-	-
TOTAL CFS		0.500				

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
N

REMARKS:

Recommended 0.24 cfs $\rightarrow$ 12 Acres $(.02 \text{ cfs/Acre}) = 0.24 \text{ cfs}$

AUTHENTICATION:

SIGNATURE: 65 Taylor

DATE: 4-21-93
2-11-93

NAME OF FIELD EXAMINER: 65 Taylor

TITLE: Asst. Water Agent

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

18:12:23
05/29/91

PAGE: 10
QUICKLOOK INFORMATION

CLAIM NUMBER: A35-10542

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			4-20-93					
POINT OF DIV	Y		WJ	Y	6	WJ	WJ	WJ
SOURCE	Y			N	1,4,5			
PLACE OF USE	Y			N	1,4,5			
DIV. AMOUNT CFS/VOLUME	Y			Y	4,1,5			
CONSUMPTIVE USE	-			Y	2,6,5			
PURPOSES	Y			N	6			
PERIOD OF USE	Y			Y	6			
BASIS OF CLAIM	Y			N	6			
REMARKS	Y			Y	6			

"VERIFIED BY" CODES

TOPG MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAEP 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.

A35-10542

ABERDEEN CEMETERY MAINT. DISTR.

P.O. BOX 387

ABERDEEN

ID 83210

General Electric
20 HP Induction Motor

KHJ1025447

Johnston Pump

~~Need photo of system~~



A3510542

35-10542

0.4 miles
Merle Terry
397-4418

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SEP 15 2005

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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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 10, 1998

ATTN CHARLOTTE BURTON
ABERDEEN CEMETERY MAIN DISTRICT
PO BOX 335
ABERDEEN ID 83210

Re: Notice of Error for 35-10542

Although we appreciate your reply on the Notice of Error form dated 12/9/98, the only evidence submitted to support the priority date shows that irrigation first took place at the cemetery in 1954. I have enclosed that evidence for your review.

Under section 3 of your Notice of Error reply you state "see attached IDWR listing from 6/91". This listing is simply a computer report of what the original "claim" had for a priority date. Part of the department's duties when making recommendations for claims based on beneficial use such as yours is to determine the actual priority date of these claims. Because the only evidence we have to support any priority date is the letter from Elmer Isaak, we recommended the first day of the irrigation season in 1954.

Please do not hesitate to contact this office if you have any questions regarding this matter.

Sincerely,


Gregory J. Taylor
Sr. Water Agent

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SEP 15 2005

November 20, 1998

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: December 18, 1998

Water right number: 35-10542

ABERDEEN CEMETERY MAINTENANCE DISTRICT
PO BOX ~~337~~ 335
ABERDEEN ID 83210

NOTE
ADDRESS
CHANGE!

Daytime Telephone Number:

Evening Telephone Number:

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

priority date

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

change to 11/20/1953

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

see attached IDWR listing from 6/91

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

DATE: 12/9/98 SIGNATURE: *Charlotte S. Burton*
Please print your name: CHARLOTTE S. BURTON

The evidence submitted by Ab. Cem. Dist. states that well was first used in 1954.

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

IDWR listing for 6/91 is their claim, not evidence.

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SEP 15 2005

AF. 12-10-98

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
A35-10542	ABERDEEN CEMETERY MAINT. DISTRICT P.O. BOX 387 ABERDEEN ID 83210	11/20/1953	IRRIGATION	04-01 11-01	0.50 CFS	BENEFICIAL USE

TOTAL DIVERSION RATE: 0.50 CFS
TOTAL DIVERSION VOLUME: 0.00 AFA
CONSUMPTIVE USE: 60.0 AFA

SOURCE: GROUNDWATER
OTHER RIGHTS: ABERDEEN/SPRINGFIELD; 20.29 SHARES
CONDITIONS OF APPROVAL:

REMARKS: WATER IS USED TO IRRIGATE ONLY A CEMETERY. PRIOR TO 1954, THE CEMETERY WAS IRRIGATED BY ABERDEEN-SPRINGFIELD CANAL CO. WATER. THE WELL WAS DRILLED IN THE FALL OF 1953 AND BEGINNING WITH THE SEASON OF 1954 ONLY THE WATER FROM THE WELL HAS BEEN USED ON THE CEMETERY.

POINT OF DIVERSION:
T05S R31E S34 NWNESE

PLACE OF USE: IRRIGATION
T05S R31E S34 NESW 20.0
20.0 ACRES TOTAL

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SEP 15 2005

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Highway 39

R35-10542 Verified 8-19-93
NAPP, OQ, 1987 ASCS Photo

Lf Taylor

Aberdeen

T2412
HEL 138
7.8

HEL
2
59.5

T
S
R31E

HEL
3
11.8

HEL
6
49.0

PLACE OF
USE

NE 1/4 SW 1/4
S. 34



P.D.

SEP 15 2005
PROFILING

Aberdeen

T24384
2599

HEL

HEL

RECEIVED

JUL 26 1991

Department of Water Resources
Eastern District Office

TO WHOM IT MAY CONCERN;

Re: Evidence of Priority A35-10542

The water from this well has been pumped since the season of 1954 with an electric motor and pump. The electricity was supplied by the Idaho Power Company and the Company's records reflect this information. The pump has been used each summer since the above date. The water is used only to irrigate grass on the cemetery land which is listed on the adjudication papers.

Dated at Aberdeen, Idaho July 24, 1991

ABERDEEN CEMETERY MAINT. DIST.



Elmer Isaak, Secretary
Box 387
Aberdeen, Idaho 83210

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SCANNED
SEP 15 2005

MICROFILMED
DEC 10 1992

28-Jun-1991

ABERDEEN CEMETERY MAINT
PO BOX 387
ABERDEEN, ID 83210

RE: **Evidence of Priority** A35-10542

Dear Claimant:

The Notice of Claim identified with the numbers shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

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

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. **But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.**

Please submit the required evidence supporting the priority date by JULY 29, 1991, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

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SEP 15 2005

MICROFILMED
DEC 10 1992

Page 2

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Eric Verner
Senior Water Agent

EV:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

PROFILE

SCANNED
SEP 15 2005

MICROFILMED
DEC 10 1992

Page 2

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,



Eric Verner
Senior Water Agent

EV:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

A35-10542
ABERDEEN CEMETERY MAINT. DISTR
P.O. BOX 387

ABERDEEN

ID 83210

PROFILE

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SEP 15 2005

MICROFILMED
DEC 10 1992

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME ABERDEEN CFW BY DIST. CLAIM I IT. NO. A35-10542DATE RECEIVED 4/14/89 CK # 1532 AMOUNT \$ 70.00

- | | YES | NO |
|--|--------------|----------|
| 1. Is the name and address complete with zip code? | <u>X</u> | |
| 2. Is a priority date entered? | <u>X</u> | |
| Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?
A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS. | | |
| 3. (a) Is a source entered? | <u>X</u> | |
| (b) Is a tributary to entered? (if required) | N/A <u>X</u> | |
| 4. Is the legal description of the p.d. sufficient? | <u>X</u> | |
| 5. Is there a description of the diverting works? | <u>X</u> | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | <u>X</u> | |
| Is the period of use included? | <u>X</u> | |
| Is a quantity claimed for each use? | <u>X</u> | |
| 7. Is a total quantity claimed entered? | <u>X</u> | |
| 8. If required is a consumptive use entered? | N/A | <u>X</u> |
| Is the consumptive use correct? | N/A | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | N/A | |
| 10. Is (are) the place(s) of use entered? | | |
| 11. Is (are) the county(ies) entered? | | |
| 12. Is the ownership of p.u. checked? | | |
| 13. Are other water rights listed or "none" indicated? | | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | N/A | |
| 15. Is the basis of the claim checked? | | |
| 16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) | | |
| Has the claim been signed, sealed, and dated by a notary? | | |
| Was this claim filed on time, or was an extension granted? | | |
| Is the fee enclosed correct? | Exempt | |
| If this claim is based on an existing water right, has the identification number been entered? | N/A | |
| Should this claim be receipted and data entered? | | |

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MICROFILMED

Claim checked by:

DEC 10 1992

Comments: 2) ASSUME ~~SENT~~ Nov 20, 1953 FROM REMARKS - ~~SENT~~ LETTER

8) ASSUME 60.00 ARA CONSUMPTIVE USE.

SEP 15 2005

E0006861

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: A35-10542
Date Received: 4/14/1989
Receipt No: E006861
Received By: JK

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ABERDEEN CEMETERY MAINT. DISTRICT 208-397-4653
Address: P.O. BOX 387
ABERDEEN, ID 83210

2. Date of Priority: NOV 20, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	31E	34	NW	NE	SW		BINGHAM

5. Description of diverting works:
TURB. PUMP FROM UNDERGROUND WELL INTO SPRINKLER SYS. 100' DEEP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.500		

7. Total Quantity Appropriated is:
0.500 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
05S	31E	34	NE	SW		IRR	20.0

Section Acres 20.0

A35-10542

Page 1

Date: 07/11/89

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10. Place of Use: Continued

Total Acres 20.0

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:

ABERDEEN/SPRINGFIELD; 20.29 SHARES

14. Remarks:

WATER IS USED TO IRRIGATE ONLY A CEMETERY. PRIOR TO 1954, THE CEMETERY WAS IRRIGATED BY ABERDEEN-SPRINGFIELD CANAL CO. WATER. THE WELL WAS DRILLED IN THE FALL OF 1953 AND BEGINNING WITH THE SEASON OF 1954 ONLY THE WATER FROM THE WELL HAS BEEN USED ON THE CEMETERY.

15. Basis of Claim: BENEFICIAL USE

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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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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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: 39356

Ident. Number A35-10542Date Received 4/14/89Receipt Number 5006861

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

RECEIVED

APR 14 1989

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Aberdeen Cemetery Maintenance District Phone (208) 397-4653Mailing Address P. O. Box 387, Aberdeen, Idaho Zip 832102. Date of Priority (Only one (1) per claim) Nov 20 19533. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 5 South Range 31 E.B.M. Section 34,E $\frac{1}{2}$ - NW $\frac{1}{4}$ of NE $\frac{1}{4}$ 1/4 of SW 1/4, Govt. Lot, E. B.M., County of Bingham

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.Turbine pump from an underground well into a sprinkler system - 100 ft. well

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from April 1 to Nov. 1 amount .50 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .50 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 60. acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5 S	31 E	34									20								20

Total number of acres irrigated 20

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

12. Do you own the property listed above as place of use? Yes XX No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
20.29 shares of Aberdeen-Springfield Canal Company water or None ()

14. Remarks:

Water is used to irrigate only a cemetery. Prior to 1954 the cemetery was irrigated by Aberdeen-Springfield Canal Co. water. The well was drilled in the fall of 1953 and beginning with the season of 1954 only the water from the well has been used on the cemetery

Aberdeen Cemetery Maintenance District
Last Name _____ Ident No. _____

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15. Basis of Claim (check one) Beneficial Use XX Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not XX wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Secretary-Treasurer
_____ Title

of _____ Aberdeen Cemetery Maintenance District _____, that I have signed the foregoing
_____ Organization

document in the space below as _____ Secretary-Treasurer _____ of _____ Aberdeen Cemetery Maintenance Dist.
_____ Title _____ Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Sec-Treas. Aberdeen Cemetery Maintenance Dist. Date April 12, 1989

State of Idaho/or _____)
County of _____ Bingham) SS.

Subscribed and sworn (or affirmed) before me this 12th day of April 19 89

SEAL

Notary Public _____

Residing at _____

My Commission Expires 7-7-92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Aberdeen Cemetery Maintenance District

Last Name _____ Ident. Number _____

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Scale: 2 inches equals 1 mile

Township 5 South, Range 31. E.B.M.
Section 34

West

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