

12/09/2004

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

RIGHT NUMBER: 37-4163
NAME AND ADDRESS: LLOYD DEAKINS
PO BOX 163
HAGERMAN ID 83332

BARBARA DEAKINS
PO BOX 163
HAGERMAN ID 83332

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.160 CFS

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1967

POINT OF DIVERSION:
T06S R13E S35 NWNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	03/15 11/15	0.100 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: DOMESTIC Within GOODING County

T06S R13E S35 NWNW

IRRIGATION Within GOODING County

T06S R13E S35 NWNW 3.0 T06S R13E S35 SWNW 0.1

STOCKWATER Within GOODING County

T06S R13E S35 SWNW

3.1 ACRES TOTAL

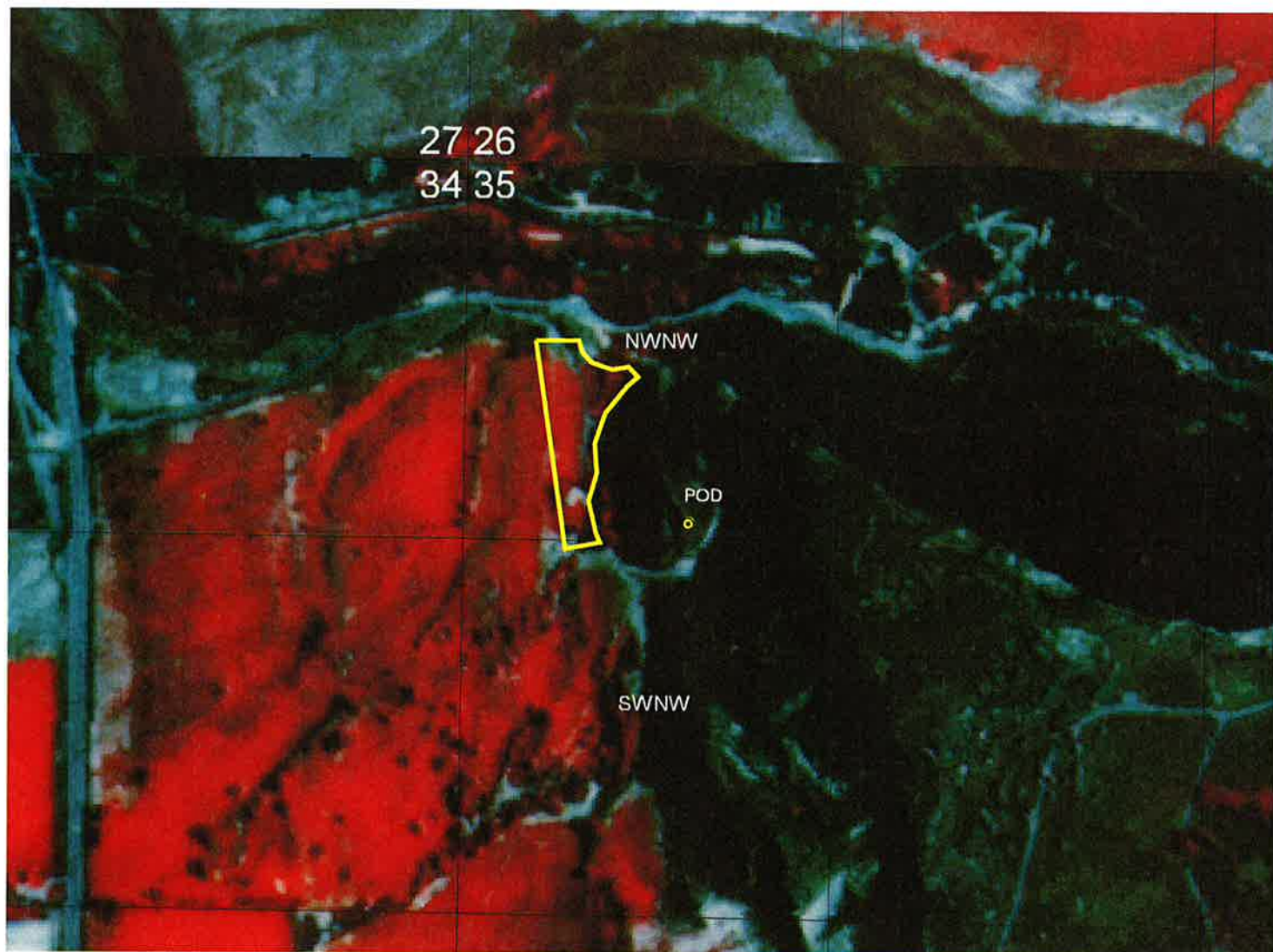
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

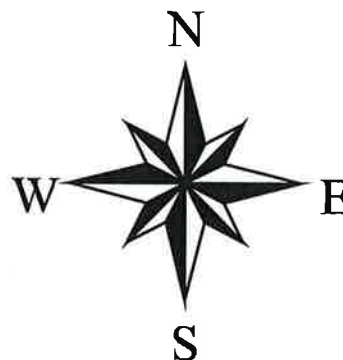
37-4163



600 0 600 1200 Feet

T06S R13E S35

Map prepared by: Carter Fritschle
Date prepared: 01/15/03
1987-1988 NAPP photography
Idaho 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 Snake River Basin Adjudication Case
No. 39576

) Notice of Filing Director's Report and Supplemental
) Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.

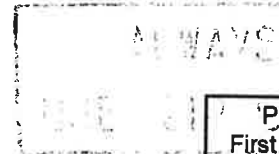
TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT. THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PROCEEDINGS ON THESE WATER RIGHT CLAIMS.

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

25019
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720



Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

36-10836-7

D owner

pls file only

A37-04163
w/ PO Box 163
Hagerman ID 83332

LLOYD DEAKINS
BARBARA DEAKINS
3520 SOUTH 1600 EAST
WENDELL ID 83355

RECEIVED
APR 21 1995

Department of Water Resources

RECEIVED

JUL 12 1996

Department of Water Resources
Southern Region



MICROFILMED
NOV 27 1996

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: **A37-04163**
Date Received: 6/29/1988
Receipt No: S000638
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LLOYD DEAKINS 208-837-9044
Address: PO BOX 163
HAGERMAN ID 83332

Name: BARBARA DEAKINS 208-837-9044
Address: PO BOX 163
HAGERMAN ID 83332

2. Date of Priority: JUN 1, 1967

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	13E	35	SW	NW	NW		GOODING

5. Description of diverting works:
4"PIPE FROM SPRINGS TO 3 H.P. PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/7 RANGE

MICROFILMED

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	13E	35				STOCK	
			NW	NW		DOMEST	
						IRR	5.0
						Section Acres	5.0
						Total Acres	5.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

THIS USE REPLACES THAT ESTABLISHED UNDER LICENSE 37-2037
PRIOR OWNER BEFORE 4/1/88 WAS FRED LEACH.
THE SPRINGS ORIGINALLY LICENSED FOR THIS GROUND ARE NO LONGER
USED AND HAVE NOT BEEN SINCE 1945. BIRCH CREEK WATER WAS USED
ON THIS GROUND UNTIL 1967, ALTHOUGH THIS WATER WAS NOT DECREED
TO THIS GROUND. DUE TO A CHANGE IN OWNERSHIP, BIRCH CREEK WATER
IS NO LONGER AVAILABLE FOR THIS GROUND.

OWNERSHIP CHANGE 6/29/94 BY JG.

15. Basis of Claim: STATUTORY CLAIM

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: _____

MICROFILMED

OCT 24 1994

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 _____

MICROFILMED

OCT 24 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

DATE OF CLOSING: 4-18-94

MAY 11 1994

LEGAL DESCRIPTION OF PROPERTY: Township 6 South Range 13 East, B.M.
Section 35, 1/4 of NW 1/4 of NW 1/4, Govt. Lot N/A, B.M.
Lot N/A, Block, N/A, Subdivision/Townsite N/A.

Resources
Southern Region Office

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: #37-4163

☒ Name and Address of Former Owner/Claimant(s)(Seller): Ardis Allen

P. O. Box #506

☒ New Owner/Claimant (Purchaser): Hagerman, Idaho 83332

Lloyd Deakins and/or Barbara Deakins

☒ New Mailing Address: P. O. Box #163

Hagerman, Idaho 83332

☒ New Telephone Number: (208) 837 - 9044

☒ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: Copy of the recorded 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) Lloyd Deakins Date 4-18-94

Barbara Deakins Date 4-18-94

☐ Signature of Former Owner/Claimant(s): _____ Date _____

_____ 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: 4/30/94 By: JS

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

MICROFILMED

OCT 24 1994



WARRANTY DEED

For Value Received

Ardis Allen, a single woman,
hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto
Lloyd Deakins and Barbara Deakins, Husband and Wife,
hereinafter referred to as Grantee, whose current address is

P.O. Box 163, Hagerman, ID 83332
the following described premises, to-wit:

SEE ATTACHED EXHIBIT A

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

MICROFILMED

OCT 24 1994

EXHIBIT A

That portion of the West one-half of the Northwest Quarter of Section 35, Township 6 South, Range 13, East of the Boise Meridian, County of Gooding, State of Idaho, described as follows:

BEGINNING at the Northwest corner of said Section 35;
Thence South 625.6 feet along the West line of said Section 35;
Thence North 76°32' East 207.3 feet;
Thence South 86°42' East 43.43 feet to the TRUE POINT OF BEGINNING;
Thence South 8°13' East 792.43 feet;
Thence North 78°41' East 980.86 feet to the East line of the
Northwest Quarter of the Northwest Quarter of said Section 35;
Thence North 486.41 feet along said East line;
Thence North 82°12' West 552.56 feet;
Thence North 86°42' West 528.47 feet to the TRUE POINT OF
BEGINNING.

LESS AND EXCEPTING a portion of the Northwest Quarter of the Northwest Quarter described as follows:

COMMENCING at the Northwest corner of Section 35, Township 6 South, Range 13, East of the Boise Meridian;
Thence South 0°40'22" West 1316.06 feet along the Westerly boundary of said Section 35 to the Southwest corner of the Northwest Quarter of the Northwest Quarter;
Thence South 89°36'42" East 1322.78 feet along the Southerly boundary of the Northwest Quarter of the Northwest Quarter of said Section 35 to the Southeast corner thereof;
Thence North 0°43'53" East 138.42 feet along the Easterly boundary of the Northwest Quarter of the Northwest Quarter of said Section 35 to the Southeast corner of the Nettie M. Leach property;
Thence South 79°21'22" West 15.27 feet along the Southerly boundary of the Nettie M. Leach property to the REAL POINT OF BEGINNING;
Thence South 79°21'22" West 171.18 feet to a point on the top of the canyon rim;
Thence along the top of the canyon rim the following five courses and distances:
North 39°12'17" West 117.50 feet;
North 31°42'10" West 107.09 feet;
North 10°17'12" East 27.93 feet;
South 45°55'22" East 90.11 feet;
South 63°16'41" East 256.49 feet to the REAL POINT OF BEGINNING.

156590

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of FIRST AMERICAN TITLE

39 min. past 4 o'clock P. M. this 18
of April 1994 6.00 MICROFILMED

JOHN A. MYERS Recorder

OCT 24 1994

By

Christa Stis

Deputy

SD-0601-2 Last Name: ALLEN

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
—	ALLEN						
—	ARDIS	C	A37-04163	06/01/1967	SPRING	0.160	01 IRR 04 STOCK 43 DOMEST
—							
—	RANDAL J.	C	A37-11167	01/01/1904	GROUNDWATER	0.070	43 DOMEST 04 STOCK
—							
—	MONALEEN N.	C	A37-11167	01/01/1904	GROUNDWATER	0.070	43 DOMEST 04 STOCK
—							
—	GLEN	C	A37-12766	08/05/1971	GROUNDWATER	0.040	43 DOMEST
—	PETER B.	C	A37-00687	07/01/1887	BROADFORD S	2.000	01 IRR 04 STOCK
—							
—	BUD	C	A37-07337	01/29/1974	GROUNDWATER	2.740	01 IRR
—	BETTY	C	A37-07337	01/29/1974	GROUNDWATER	2.740	01 IRR
—	BUD	C	A37-13344	04/15/1956	GROUNDWATER	0.060	43 DOMEST 04 STOCK
—							
—	BETTY	C	A37-13344	04/15/1956	GROUNDWATER	0.060	43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
OCT 24 1994

Old (D) Number -

+ - - - - Address

1 - P.O. BOX 506

City- HAGERMAN
Phone - 208-837-6333

+ - - - Stage - - - +
S - STATUTORY CLAIM

----- Tributary SINKS

- - Point of Diversion
County

(47) GOODING

Diversion Rate Diversion Volume

0.100
0.020
0.040

+ - Total Consumptive 15.0

Description

01	IRRIGATION
04	STOCKWATER
43	DOMESTIC

5.0

SPRINGS TO 3 H.P. PUMP TO SPRINKLERS

- S/7 RANGE

For Same Use -

THIS USE REPLACES THAT ESTABLISHED UNDER LICENSE 37-2037

MICROFILMED
OCT 24 1994.

Prefix Translation: ADJUDICATION CLAIM

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 05/21/1986	Old Judicial District	-
Claim Received Date	- 06/29/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000638	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 24 1994

DIVERSION
VOLUME

TOTAL DIVERSION:
CONSUMPTIVE USE:

Stage: STATUTORY CLAIM

GOODING County

ES

TOTAL ACRES

ES

ES

Non-Irrigation Uses: S/7 RANGE

MICROFILMED
OCT 24 1994

AJ0749NP
No. R37-04163

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

DATE: 06/29/94
PAGE: 2

=====
Dates: Exam Made Date: Verified Date:
Misc: Water District Number: 37 Field Inspection Flag:
Presumption Flag:

MICROFILMED
OCT 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

30-Jun-1994 09:15

LLOYD &/OR BARBARA DEAKINS
PO BOX 163
HAGERMAN ID 83332

RE: ADJUDICATION CLAIM(S) A37-04163 - ARDIS ALLEN

Dear Claimant(s):

Pursuant to the notification that you have purchased property with the above-referenced Adjudication Claim, we have changed the Department's record(s) as you have requested. Please review the record(s) for accuracy.

Should you have any questions, please feel free to contact me at this office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg
Enclosure

MICROFILMED
OCT 24 1994

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: A37-04163

Date Received: 6/29/1988

Receipt No: _____

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARDIS ALLEN 208-837-6333
Address: P.O. BOX 506
HAGERMAN, ID 83332

2. Date of Priority: JUN 01, 1967

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	13E	35	SW	NW	NW		GOODING

5. Description of diverting works:
4"PIPE FROM SPRINGS TO 3 H.P. PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/7 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	13E	35				STOCK	

A37-04163

Page 1

Date: 06/29/88

MICROFILMED
FEB 23 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	13E	35	NW	NW	DOMEST IRR	5.0
Section Acres						5.0
Total Acres						5.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

THIS USE REPLACES THAT ESTABLISHED UNDER LICENSE 37-2037
PRIOR OWNER BEFORE 4/1/88 WAS FRED LEACH.
THE SPRINGS ORIGINALLY LICENSED FOR THIS GROUND ARE NO LONGER
USED AND HAVE NOT BEEN SINCE 1945. BIRCH CREEK WATER WAS USED
ON THIS GROUND UNTIL 1967, ALTHOUGH THIS WATER WAS NOT DECREED
TO THIS GROUND. DUE TO A CHANGE IN OWNERSHIP, BIRCH CREEK WATER
IS NO LONGER AVAILABLE FOR THIS GROUND.

15. Basis of Claim: STATUTORY CLAIM
Water Right Number:

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 _____

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: 39356Ident. Number A37-04163

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUN 14 1988

Department of Water Resources
Sacramento Region Office

Please type or print clearly

1. Name of Claimant (s) ARDIS ALLEN Phone (208) 837-6333
Mailing Address P. O. Box #506, Hagerman, Idaho Zip 83332

2. Date of Priority (Only one (1) per claim) June 1, 1967

3. Source of water supply (a) Unnamed Springs
which is tributary to (b) Sinks

4. a. Location of existing point of diversion is: Township 6 South Range 13 East Section 35,
SW 1/4 of NW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Gooding

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 _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Four (4) inch pipe from springs to concrete
sump; Three (3) horse power pump from sump to sprinkler system and one home.

RECEIVED

JUN 29 1988

Department of Water Resources
Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr. 1 to Nov. 1 amount 0.10 or _____

For Domestic purposes from Jan. 1 to Dec. 31 amount 0.04 or _____

For Stockwater purposes from Jan. 1 to Dec. 31 amount 0.02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.16 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 15 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) One home and two (2) horses

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	
6S	13E	35						D&S 5											5

Total number of acres irrigated Five (5)

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:
Prior owner before April 1, 1988 was Fred and Nettie Leach. This use replaces that established under License 37-2037. The Springs originally licensed for this ground are no longer used and have not been since 1945. Birch Creek water was used on this ground until 1967, although this water was not decreed to this ground. Due to a change in ownership, Birch Creek water is no longer available for this ground.

MICROFILMED
FEB 23 1993

Last Name ALLEN Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 15x15 grid map showing a proposed diversion route. The route is marked with a blue line and arrows. It starts at the 'PLACE OF USE' (marked with a red arrow), goes north to the 'POINT OF DIVERSION', then west to 'SECTION 34', north to 'SECTION 35', and finally east to 'SECTION 36'. The word 'MINE' is written in red in the bottom right corner.

MICROFILMED
FEB 23 1993

Last Name ALLEN Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 37-4163
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments One (1)

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

Signature of Claimant (s) Ardie Allen Date June 10, 1988

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 10th day of June 19 88

SEAL

Notary Public Clifton Jensen

Residing at Hagerman, Idaho

My Commission Expires 5-10-91

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 _____

MICROFILMED
FEB 23 1993

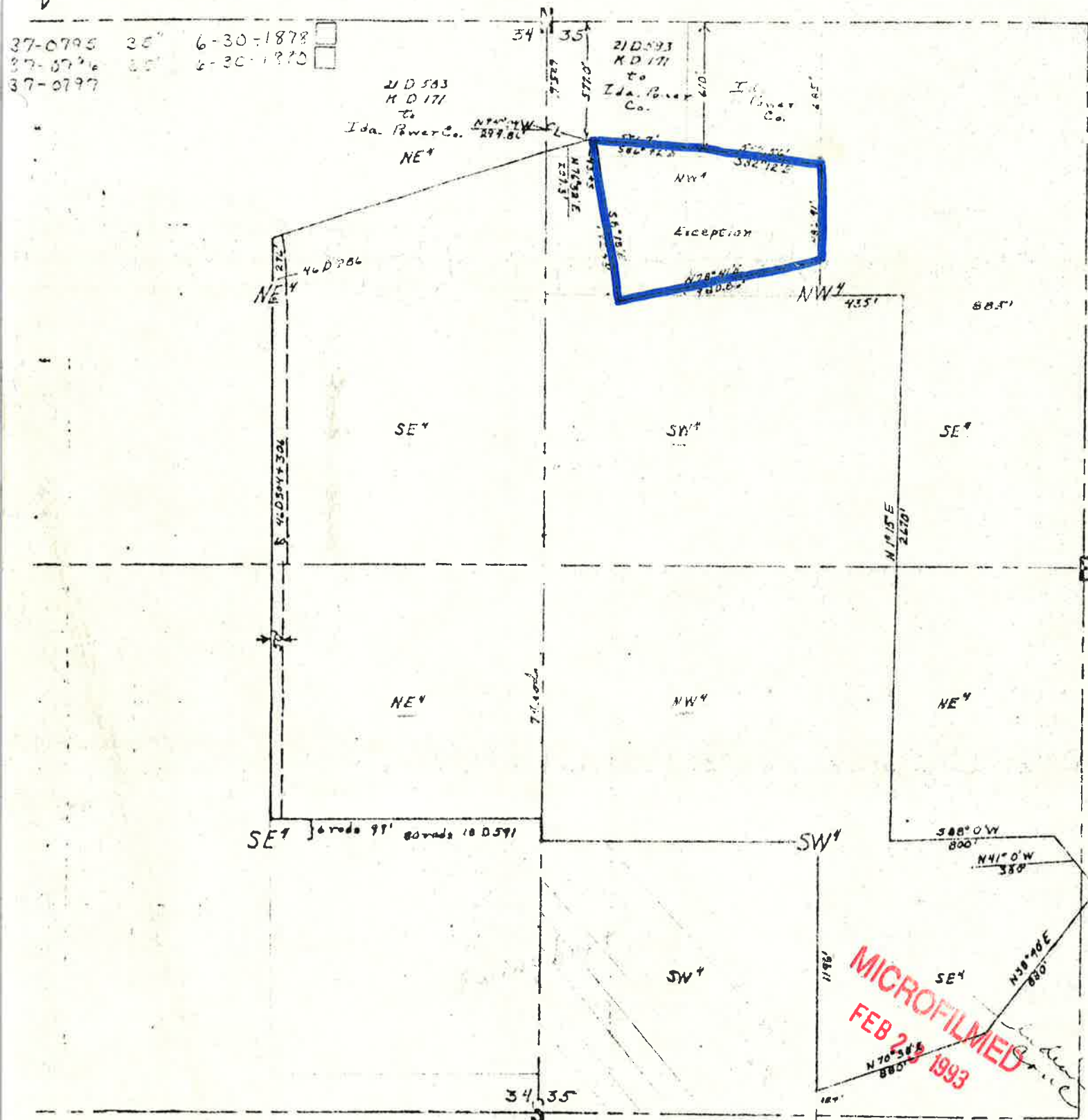
Last Name ALLEN Ident. Number _____

Copies White-State, Yellow-Claimant



Sections 34 + 35, Township 6 So., Range 13 E. B.M.

SCALE FOR SECTION, Each side large blue squares = 20 chains, 40 rods, 660 feet; area of square 40 acres.
660 Ft. = 1 Inch. Each side small red squares = 5 chains, 10 rods, 330 feet; area of square 2 1/2 acres.



SCALE FOR QUARTER SECTION, Each side large blue squares = 10 rods, 40 rods, 660 feet; area of square 10 acres.
330 Ft. = 1 Inch. Each side small red squares = 2.5 chains, 10 rods, 165 feet; area of square .625 of 1 acre.

PRONTO LAND MEASURE 660-330 MAP SHEET

PRONTO LAND MEASURE

Copyright, 1967, James Hamilton Adair, Flint, Mich.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

June 23, 1988

A 37-04163

Ardis Allen
P. O. Box 506
Hagerman, ID 83332

Dear Mr. Allen:

We are returning your check number 2534 in the amount of \$25. Your claim is filled out properly, but your check is insufficient for the form. The fee for this claim is \$50 plus \$1.00 per acre. Since your total acreage is five acres, this would put the total fee at \$55.00.

Please return the claim form and your check in the amount of \$55.00 at your earliest convenience so that we may process this before the deadline.

Sincerely,

Roxanne Storey
Adjudication Secretary

rs

MICROFILMED
FEB 23 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

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

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

Notice is hereby given that Fred &/or Nettie Leach
(Name of Claimant)

Star Route Box 29, Bliss, Id 83314 Telephone No. 837-4479
(Mailing Address) (Zip Code)

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

- (1) Date of priority: (When was the water first applied to a beneficial use) June 1, 1967

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

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Spring tributary to sinks
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day) (Mo., Day)	
Quantity	<u>0.10 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>Apr 1</u>	To <u>Nov 1</u>
Quantity	<u>0.04 cfs</u>	Use <u>domestic</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity	<u>0.02 cfs</u>	Use <u>livestock</u>	Period of Use From <u>Apr 1</u>	To <u>Nov 1</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

- (4) 0.16 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 NW 1/4, Sec. 35 Twp. 6S Rge. 13E B.M., County of Gooding
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 4" pipe from spring to concrete sump; 5 hp pump from sump to sprinkler system & one home.

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

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
6S	13E	35					X	5											5

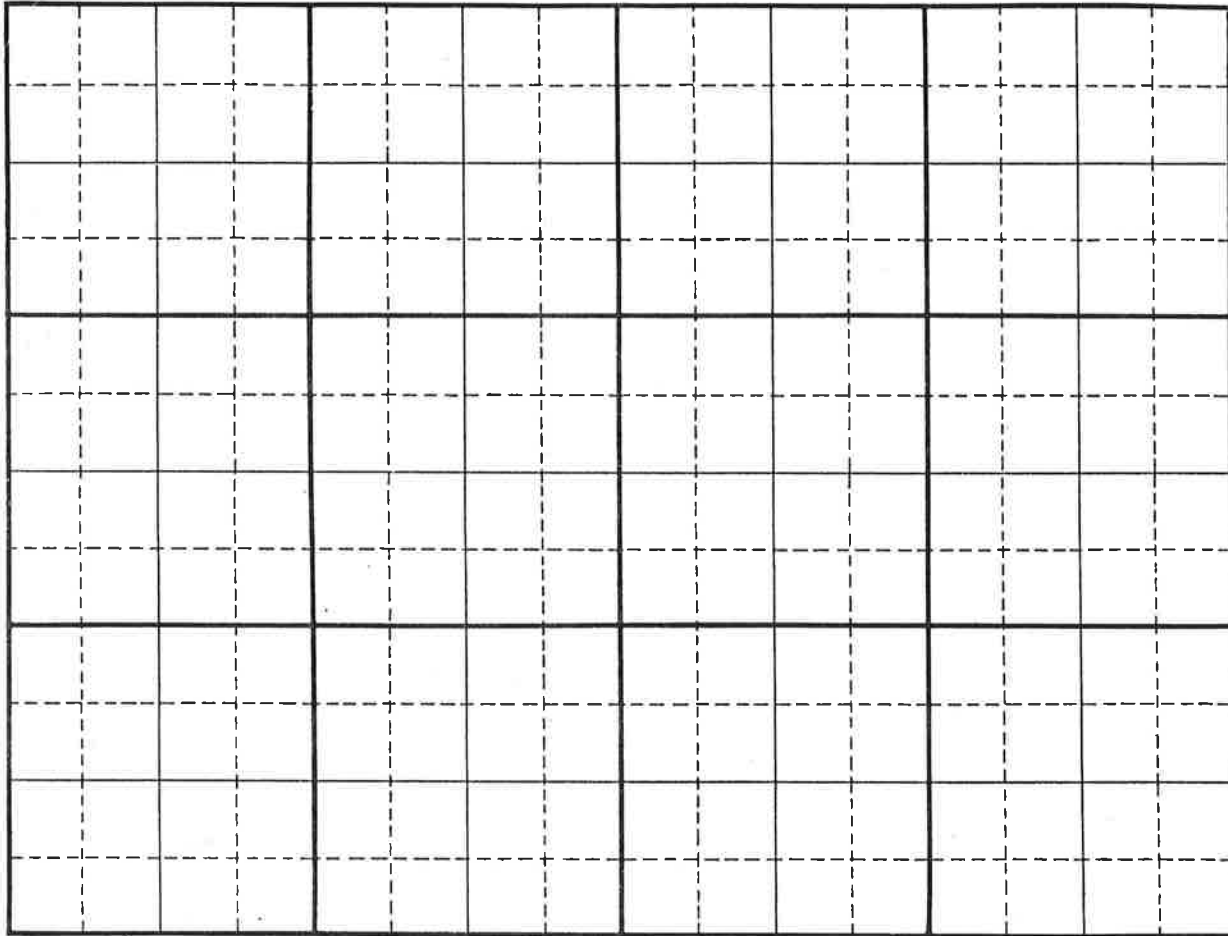
No. of acres 5

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

NOTE: Include here the type and number of stock watered: 7 range cattle

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

- (8) Remarks This use replaces that established under license 37-2037. The springs originally licensed for this ground are no longer used, & haven't been since 1945. Birch Creek water was used on this ground until 1967, although this water was not decreed to this ground. Due to a change in ownership, Birch Creek water is no longer available for this ground.



Scale: 2 inches equal 1 mile.

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

State of Idaho)

County of Gooding) ss.

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

Fred Leach
Nettie Leach

(Claimant)

Sworn to before me this 23rd day of February 19 81

Notary Public

Residing at Gooding

My commission expires Sept 1981

FOR DEPARTMENT USE ONLY

Received by TGB

Date 2-27-81

Exception filed by:

Forwarded to

Date

Prelim. check by gd

Date 3-2-81

claimant by:

\$20.00 fee received by TGB

Date 2-27-81 #16854

Published in Gooding Herald

Dates 3/18 & 3/25/81

HAGERMAN QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

3069 IV NE
(GOODING BUTTE)

670 55' 260 000 FEET 672 673 114°52'30" 42°52'30"

GLENN'S FERRY 25 MI.
BLISS 4.4 MI.

440 000
FEET

4748

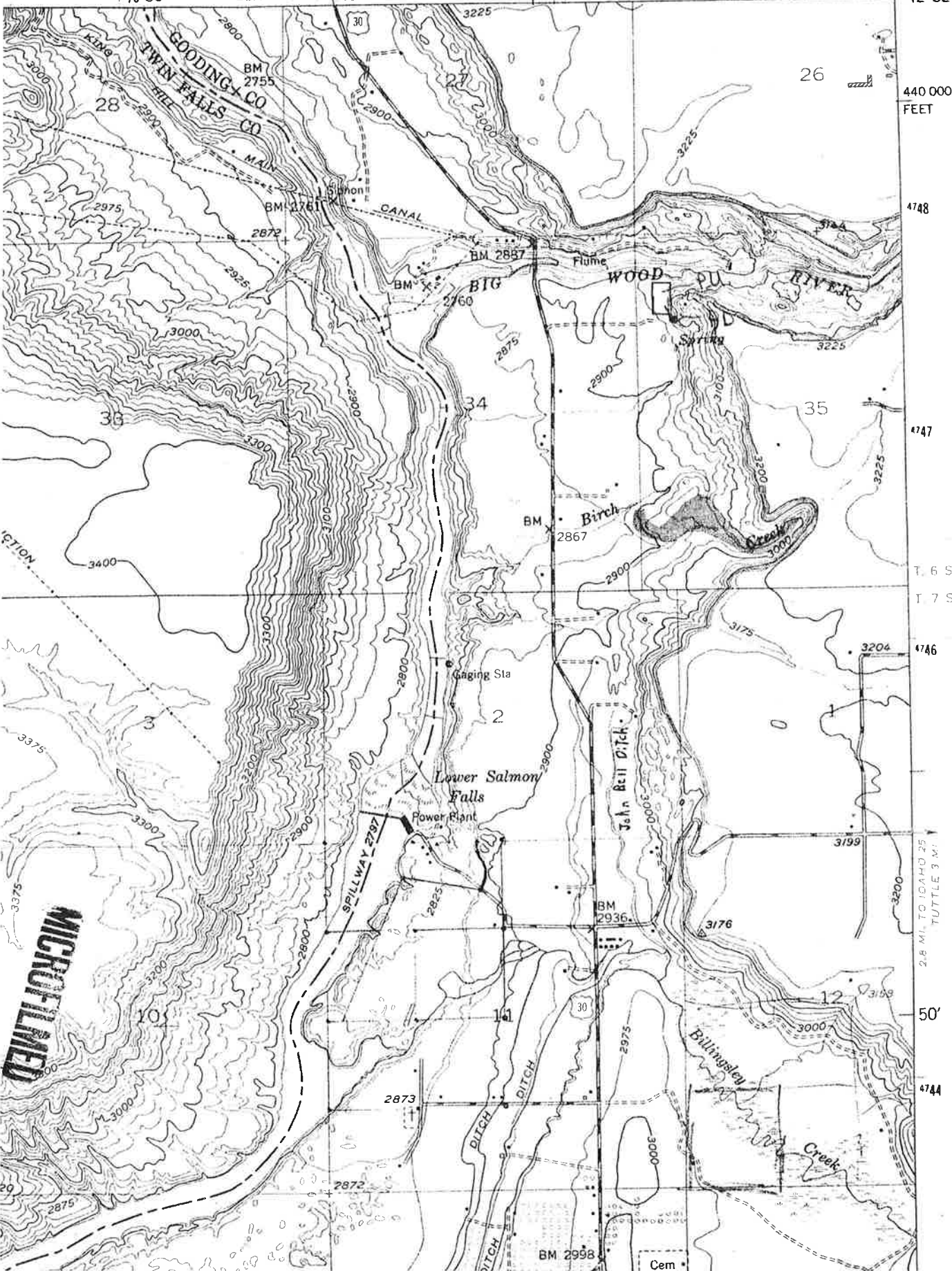
T. 6 S.
T. 7 S.

4747

4746

50'

4744



27 25

54 55

625.6
SOUTH

MICROFILMED

ROAD
Road Easement

72°04'W
29.63
NT332'E
207.5

N 85°42'W
528.4

43.43

S 80°13'E
792.43

15.174 ACRES

N 32°12'W
552.56

406.41
NORTH

920.85
N 73°41'E

NE 1/4 NW 4

PROPERTY SURVEY

FOR: FRED LEACH

Bliss, Idaho

This schematic appears to be in error. Drawing appears to have been made with the idea that east was "up" on the map.
24 1-15-03

N
1" = 200



23 Dec. 1939

Idaho
Power

C 9
(651c)

B
16.6 (100)

C
15.3

D
5.1

15.7

B
2.2

C
3.1

D
2.6

E
4.2

F
3.5

I
1.2

H
1.9

J
1.5

K
1.3

L
1.7

M
1.4

N
2.5

O
1.9

P
1.5

Q
1.7

R
1.5

S
1.7

T
1.5

U
1.7

V
1.5

W
1.7

X
1.5

Y
1.7

Z
1.5

H
15.8

I
1.5

J
6.6

K
3.8

L
3.0

M
3.9

N
2.8

O
4.1

P
8.6

Q
2.5

C
15.2

R
13.7

34

35

21

C 35

(519C)

C 19

(595C)

C 34

(1210C)

A
1.5

B
1.7

C
1.5

D
1.7

E
1.5

F
1.7

G
1.5

H
1.7

I
1.5

J
1.7

K
1.5

L
1.7

C
13.7

B
2.7

C 317
(546C)

A
7.0

C 196

B
3.5

C
1.7

D
1.5

E
1.7

F
1.5

G
1.7

H
1.5

I
1.7

J
1.5

K
1.7

C 315
(649C)

B
5.7

C
3.2

C 36
(596C)

C 261
(545C)

P
2.4

MICROFILMED

"NOT TO SCALE"