

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

RECEIVED
JUN 4 1992

Ident. Number: A36-07038B
Date Received: 6/ 4/1992
Receipt No: C024420
Received By: _____

**Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: ZOLA M BROWNING
Address: RT 5 BOX 185
RUPERT ID 83350 208-532-4300

2. Date of Priority: SEP 24, 1968

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	21E	16	NE	NE	SW		LINCOLN

5. Description of diverting works:
WELL 275' DEEPM 300 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.420		

7. Total Quantity Appropriated is:
0.420 C.F.S. (and/or) 160.00 A.F.A.

8. Total consumptive use is 120.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	21E	16	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	21E	16	NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	300.0
		17	NE	SE		IRR	40.0
			NW	SE		IRR	20.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	140.0
						Total Acres	440.0

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
36-10123, 36-15372

14. Remarks:

THIS CLAIM IS FOR A PORTION OF LICENSED RIGHT 36-07038, AND INCLUDES A CHANGE IN THE POINT OF DIVERSION FROM THE WELL IN THE NENE OF S-16 TO THE WELL IN THE NESW S-16 T7S, R21E. THIS CHANGE OCCURRED WHEN THE ORIGINAL PROPERTY THIS CLAIMANT OWNED WAS SPLIT BY SALE OF THE N1/2 OF S-16 AND THE NE1/4 S-17 TO MR. GODFREY IN 1976. MR. GODFREY PURCHASED THE WELL IN THE NENE S-16 AND BEGAN IRRIGATION OF THE PROPERTY HE HAD PURCHASED WITH THAT WELL. THIS CLAIMANT CONTINUED TO IRRIGATE THE S1/2 OF S-16 AND THE SE1/4 S-17 WITH THE WELL IN THE NESW S-16. THEREFORE THE 40 AC IN THE SESW S-16 HAS BEEN IRRIGATED FROM THE WELL DESCRIBED IN ITEM #4 SINCE 1976. THIS CLAIM IS FOR 40/425 OF LIC. RIGHT 36-07038, OR 0.42 CFS AND 40 AC. A PERMISSIBLE PLACE OF USE HAS BEEN CLAIMED BECAUSE TWO OTHER CLAIMS A36-10123 & A36-15372 ARE ALSO DIVERTED FROM THE SAME WELL THROUGH THE SAME SYSTEM.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ 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): X Zola M. Browning Date: June 4, 1992
_____ Date: _____

State of Idaho)
County of Lincoln) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of June 19 92

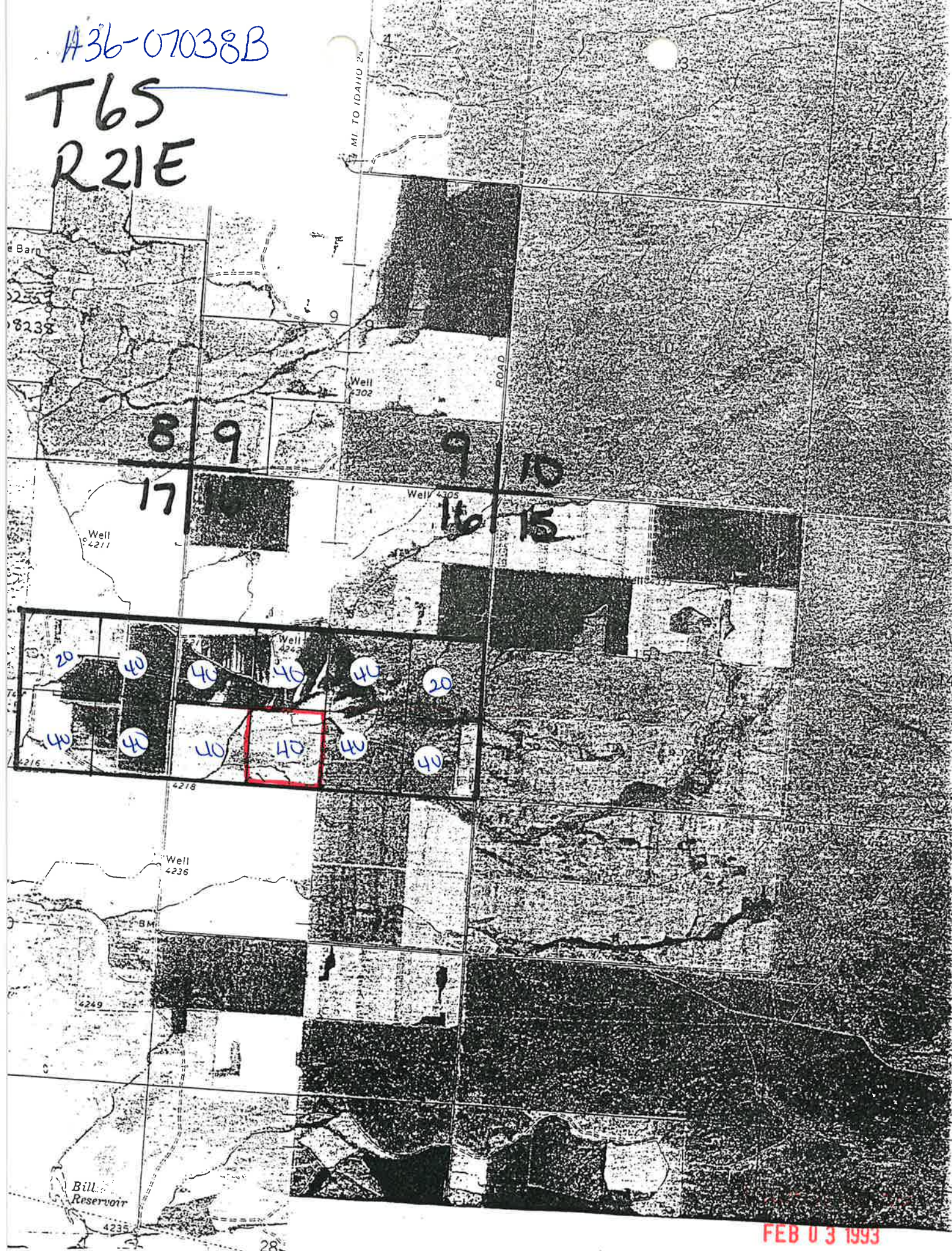
Anna Baumhoff
Notary Public

Seal

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

A36-07038B

T6S
R21E



WARRANTY DEED

FOR VALUE RECEIVED JAMES H. BARTON and LEONA BARTON, husband and wife, and HAROLD BARTON and RAMONA Y. BARTON, husband and wife, and JERRY BARTON, a single man, and ORVAL BARTON and LOUISE BARTON, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto FLOYD A. BROWNING and ZOLA BROWNING, husband and wife, whose present address is Route # 5, Rupert, Idaho 83350, the Grantees, the following described premises, located in Lincoln County, Idaho, to-wit:

TOWNSHIP 7 SOUTH, RANGE 21 EAST, BOISE MERIDIAN;

SECTION 16: All

SECTION 17: The East Half

SUBJECT TO:

1. Easements and rights-of-way of record or appearing on the premises.

2. Exceptions and reservations in state deeds as to Section 16, including mineral rights reserved to the State (47-701, Idaho Code 1947) and rights-of-way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States, as granted to the United States under the provisions of Section 58-604, Idaho Code, 1947, including sand and gravel.

3. Exceptions and reservations contained in patents from the United States of America.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including a double trailer house, all water and water rights however evidenced.

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 Grantees that they are the owners in fee of said premises, that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 29th day of April, 1976.

147620
RECORDED

MAR 28 1985

James H. Barton
James H. Barton

Leona Barton
Leona Barton

Harold Barton
Harold Barton

Ramona Y. Barton
Ramona Y. Barton

DANA STURGEON

By Callan Barry

James H. 00

Robert H. Woodman

Box 61

Rupert

MICROFILMED

FEB 03 1993

Jerry Barton
Jerry Barton

Orval Barton
Orval Barton

Louise Barton
Louise Barton

STATE OF IDAHO
County of Minidoka

On this 17 day of May, 1976, before me, a Notary Public in and for said State, personally appeared James H. Barton, Leona Barton, Harold Barton, Ramona Y. Barton, Jerry Barton, Orval Barton, and Louise Barton known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

Larry R. Bluff
Notary Public
Residing at: Rupert, Idaho
My Commission Expires: 9-1-78



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FEB 03 1993

WARRANTY DEED

FOR VALUE RECEIVED FLOYD A. BROWNING and ZOLA BROWNING, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto SEYMOUR J. GODFREY and MARY V. GODFREY, husband and wife, whose present address is 5736 South Redwood Road, Salt Lake City, Utah 84107, the Grantees, the following described premises, located in Lincoln County, Idaho, to-wit:

TOWNSHIP 7 SOUTH, RANGE 21 EAST, BOISE MERIDIAN:

SECTION 16: The North Half

SECTION 17: The Northeast Quarter

SUBJECT TO:

1. Easements and rights-of-way of record or appearing on the premises.
2. Exceptions and reservations in state deeds as to Section 16, including mineral rights reserved to the State (47-701, Idaho Code 1947) and rights-of-way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States as granted to the United States under the provisions of Section 58-604, Idaho Code, 1947, including sand and gravel.
3. Exceptions and reservations contained in patents from the United States of America.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees their heirs and assigns forever. And the said Grantors does hereby covenant to and with the Grantees that they are the owners in fee of said premises, that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 3 day of March, 1976.

Floyd A. Browning
Floyd A. Browning

Zola Browning
Zola Browning

144145

RECORDED

MAR 17 1983

LINCOLN COUNTY RECORDER
LINDA STEVENSON

By *Callen Barney, Dep*

Fee \$4.00

Rtr to 2501 Hansen Ave
Burley

INDEXED

MICROFILMED

FEB 02 1981

WARRANTY DEED

For Value Received

SEYMOUR J. GODFREY AND MARY V. GODFREY, HUSBAND AND WIFE

the grantors do hereby grant, bargain, sell and convey unto
 SEYMOUR J. GODFREY, JR. AND LANE B. GODFREY, HUSBAND AND WIFE
2501 Hansen Lane

Burley
 the grantees, the following described premises, to-wit:

An undivided one half interest in the following described property:

ALL IN LINCOLN COUNTY, STATE OF IDAHO

TOWNSHIP 7 SOUTH, RANGE 21 EAST, BOISE MERIDIAN

Section 16: N $\frac{1}{2}$ Section 17: NE $\frac{1}{4}$

SUBJECT TO:

Easements and rights-of-way of record or appearing on the premises.

Exceptions and reservations in State deeds as to Section 16, including mineral rights reserved to the State (47-701, Idaho Code 1947) and rights-of-way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States as granted to the United States under the provisions of Section 58-604, Idaho Code, 1947, including sand and gravel.

Exceptions and reservations contained in patents from the United States of America.

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 Grantees, that they are the owner in fee simple of said premises; that said premises are free from all incumbrances except as above described, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: March 17, 1983

Seymour J. Godfrey
 Seymour J. Godfrey

Mary V. Godfrey
 Mary V. Godfrey

STATE OF IDAHO, COUNTY OF CASSIA:

On this 17th day of March, 1983, before me, a
 notary public in and for said State, personally appeared

Seymour J. Godfrey and Mary V. Godfrey

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

H. KUN
48146
 Residing at 0 Fairway

Idaho. Comm. Expires *life*

No. 144146
 RECORDED
 MAR 17 1983

12:22 P.M.
 LINCOLN COUNTY RECORDER
 LINDA STEVENSON

By Callen Barney Sup
Feb 20

Rtn to 2501 Hansen Ave
 INDEXED *Burley*

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FEB 03 1993

STATE OF IDAHO

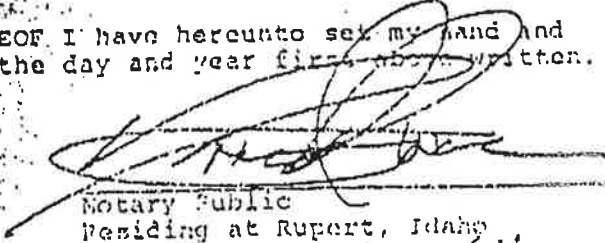
) ss.

County of Minidoka

March, 1978

On this 3 day of June, 1978, before me, a Notary Public in and for said State, personally appeared Floyd A. Browning and Zola Browning known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.


Notary Public
Residing at Rupert, Idaho
My Commission Expires: Life

(SEAL)

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FEB 03 1993

R PROOF



CVR



MAPS



PHOTOS



MISC



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Water Right Number - R36-070388

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
BROWNING

ZOLA M

1 - RT 5 BOX 185
2 -
3 -
City- RUPERT
Phone - 208-532-4300

State- ID Zip- 83350

*** O - ORIGINAL OWNER ***
BARTON

JAMES H.

1 - P.O. BOX 670
2 -
3 -
City- PAUL
Phone - 208-000-0000

State- ID Zip- 83347

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
09/24/1968 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07S 21E 16 NE NE SW (63) LINCOLN

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 0.420+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.420 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

07S	21E	16	NE SW		39.0	01	IRRIGATION	(63) LINCOLN
07S	21E	16	NW SW		40.0	01	IRRIGATION	(63) LINCOLN
07S	21E	16	SW SW		40.0	01	IRRIGATION	(63) LINCOLN
07S	21E	16	SE SW		40.0	01	IRRIGATION	(63) LINCOLN
07S	21E	16	NE SE		20.0	01	IRRIGATION	(63) LINCOLN
07S	21E	16	NW SE		40.0	01	IRRIGATION	(63) LINCOLN
07S	21E	16	SW SE		40.0	01	IRRIGATION	(63) LINCOLN
07S	21E	16	SE SE		30.0	01	IRRIGATION	(63) LINCOLN
07S	21E	17	NE SE		40.0	01	IRRIGATION	(63) LINCOLN
07S	21E	17	NW SE		20.0	01	IRRIGATION	(63) LINCOLN
07S	21E	17	SW SE		40.0	01	IRRIGATION	(63) LINCOLN
07S	21E	17	SE SE		40.0	01	IRRIGATION	(63) LINCOLN

Total Acres: 429.0

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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	-

Microfilm
FEB 03 1993

Water right number - R36-07038B

Prefix Translation: RESEARCH

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Response Filed Date	- 00/00/0000	Verified Date	- 07/15/1992	Old Judicial District	-
Claim Received Date	- 06/04/1992	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C024420	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

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FEB 03 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:19:17
06/09/92

PAGE: 14
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-070388

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						B 6/9/92	B 6/9/92	B 6/9/92
POINT OF DIV	Y			N	6			
SOURCE								
PLACE OF USE	Y			Y	6, 1, 3, 4			
DIV. AMOUNT CFS/VOLUME	Y			X	6			
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE								
BASIS OF CLAIM	Y			N				
REMARKS	Y							

"VERIFIED BY" CODES

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

Condition Code COB
F01 → M81

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

K06 40AC
F06 36-10123, 36-15372
E01
6.02 cfs, 1716 AF, 1287 AF 429 AC

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FEB 03 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:19:17
06/09/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-07038B

LAST: BROWNING
ADDRESS: RT 5 BOX 185
CITY: RUPERT
PHONE NUMBER: 208-532-4300

FIRST: ZOLA M
STATE: ID ZIP: 83350

OWNER CODE: C

LAST: BARTON
ADDRESS: P.O. BOX 670
CITY: PAUL
PHONE NUMBER: 208-000-0000

FIRST: JAMES H.
STATE: ID ZIP: 83347

OWNER CODE: O

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE FIELD
Y EXAMINER

CLAIM REMARKS: THIS CLAIM IS FOR A PORTION OF LICENSED RIGHT 36-07038, AND INCLUDES A CHANGE IN THE POINT OF DIVERSION FROM THE WELL IN THE NENE OF S-16 TO THE WELL IN THE NESW S-16 T7S, R21E. THIS CHANGE OCCURRED WHEN THE ORIGINAL PROPERTY THIS CLAIMANT OWNED WAS SPLIT BY SALE OF THE N1/2 OF S-16 AND THE NE1/4 S-17 TO MR. GODFREY IN 1976. MR. GODFREY PURCHASED THE WELL IN THE NENE S-16 AND BEGAN IRRIGATION OF THE PROPERTY HE HAD PURCHASED WITH THAT WELL. THIS CLAIMANT CONTINUED TO IRRIGATE THE S1/2 OF S-16 AND THE SE1/4 S-17 WITH THE WELL IN THE NESW S-16. THEREFORE THE 40 AC IN THE SESW S-16 HAS BEEN IRRIGATED FROM THE WELL DESCRIBED IN ITEM #4 SINCE 1976. THIS CLAIM IS FOR 40/425 OF LIC. RIGHT 36-07038, OR 0.42 CFS AND 40 AC. A PERMISSIBLE PLACE OF USE HAS BEEN CLAIMED BECAUSE TWO OTHER CLAIMS A36-10123 & A36-15372 ARE ALSO DIVERTED FROM THE SAME WELL THROUGH THE SAME SYSTEM.

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. .
. .
. .
. .

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CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

TIME: __:__ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Desk REVIEW.

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A. AJ CLAIM: # A36-07038B PRIORITY DATE: 09-24-1968 STAGE: L

B. WR RECORD: # 36-07038 PRIORITY DATE: 09-24-1968 STAGE: L

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:

Recommend as claimed

=====

RECOMMENDED PRIORITY DATE:
09-24-1968 *B*

REVIEWED BY _____

DATE

6/9/92

=====

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-07038B	07S	21E	16	NE	NE	SW		LINCOLN

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-10123 NONE
A36-15372

WR RECORDS IN SAME 40 ACRE TRACT

36-02273A
36-02274A

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-07038	07S	21E	16		NE	NE		LINCOLN

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

36-02273B
36-02274B

NONE NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
N

FIELD
EXAMINER

REMARKS:

change occurred in 1976 to Newy Analysis
required.
Recommended P/D is claimed.

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

== == == == == ==

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

IB

DATE:

6/9/92

Common PDW/ 36-15372 & 36-10123 Limit max RATE

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FEB 0 3 1993

A. ROOT WATER RIGHT NUMBERS: A36-07038B
A36-07038A

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	21E	16	NE	SW		BROWNING , ZOLA M	A36-07038B /40.0	- /	42.0		39
			NE	SW		BROWNING , ZOLA M	A36-15372 /40.0	- /			
			NE	SW		BROWNING , ZOLA M	A36-10123 /40.0	- /			
			NE	SW		HILTON , ELDEN C.		36-02273A /35.0			
			NE	SW		HILTON , ELDEN C.		36-02274A /35.0			
07S	21E	16	NW	SW		BROWNING , ZOLA M	A36-07038B /40.0	- /	42.0		40
			NW	SW		BROWNING , ZOLA M	A36-10123 /40.0	- /			
			NW	SW		BROWNING , ZOLA M	A36-15372 /40.0	- /			
			NW	SW		HILTON , ELDEN C.		36-02273A /35.0			
			NW	SW		HILTON , ELDEN C.		36-02274A /35.0			
07S	21E	16	SW	SW		BROWNING , ZOLA M	A36-07038B /40.0	- /	43.0		40
			SW	SW		BROWNING , ZOLA M	A36-10123 /40.0	- /			
			SW	SW		BROWNING , ZOLA M	A36-15372 /40.0	- /			
			SW	SW		HILTON , ELDEN C.		36-02273A /30.0			
			SW	SW		HILTON , ELDEN C.		36-02274A /30.0			
07S	21E	16	SE	SW		BROWNING , ZOLA M	A36-07038B /40.0	- /	40.0		40
			SE	SW		BROWNING , ZOLA M	A36-10123 /40.0	- /			
			SE	SW		BROWNING , ZOLA M	A36-15372 /40.0	- /			
			SE	SW		BARTON , JAMES H.		36-07038 /40.0			
07S	21E	16	NE	SE		BROWNING , ZOLA M	A36-07038B /20.0	- /	30.0		20
			NE	SE		BROWNING , ZOLA M	A36-10123 /20.0	- /			
			NE	SE		BROWNING , ZOLA M	A36-15372 /20.0	- /			
			NE	SE		HILTON , ELDEN C.		36-02273A / 5.0			
			NE	SE		HILTON , ELDEN C.		36-02274A / 5.0			
07S	21E	16	NW	SE		BROWNING , ZOLA M	A36-07038B /40.0	- /	42.0		40
			NW	SE		BROWNING , ZOLA M	A36-10123 /40.0	- /			
			NW	SE		BROWNING , ZOLA M	A36-15372 /40.0	- /			
			NW	SE		HILTON , ELDEN C.		36-02273A /40.0			
			NW	SE		HILTON , ELDEN C.		36-02274A /40.0			
07S	21E	16	SW	SE		BROWNING , ZOLA M	A36-07038B /40.0	- /	40.0		40
			SW	SE		BROWNING , ZOLA M	A36-10123 /40.0	- /			
			SW	SE		BROWNING , ZOLA M	A36-15372 /40.0	- /			
			SW	SE		HILTON , ELDEN C.		36-02273A /15.0			
			SW	SE		HILTON , ELDEN C.		36-02274A /15.0			
07S	21E	16	SE	SE		BROWNING , ZOLA M	A36-07038B /40.0	- /	38.0		30

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FEB 03 1993

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SE	SE		BROWNING , ZOLA M	A36-10123 /40.0	- /			
			SE	SE		BROWNING , ZOLA M	A36-15372 /40.0	- /			
			SE	SE		HILTON , ELDEN C.		36-02273A / 5.0			
			SE	SE		HILTON , ELDEN C.		36-02274A / 5.0			
07S	21E	17	NE	SE		BROWNING , ZOLA M	A36-07038B /40.0	- /	39.0		40
			NE	SE		BROWNING , ZOLA M	A36-10123 /40.0	- /			
			NE	SE		BROWNING , ZOLA M	A36-15372 /40.0	- /			
			NE	SE		HILTON , ELDEN C.		36-02273A /40.0			
			NE	SE		HILTON , ELDEN C.		36-02274A /40.0			
07S	21E	17	NW	SE		BROWNING , ZOLA M	A36-07038B /20.0	- /	31.0		80
			NW	SE		BROWNING , ZOLA M	A36-10123 /20.0	- /			
			NW	SE		BROWNING , ZOLA M	A36-15372 /20.0	- /			
			NW	SE		HILTON , ELDEN C.		36-02273A /20.0			
			NW	SE		HILTON , ELDEN C.		36-02274A /20.0			
07S	21E	17	SW	SE		BROWNING , ZOLA M	A36-07038B /40.0	- /	40.0		40
			SW	SE		BROWNING , ZOLA M	A36-10123 /40.0	- /			
			SW	SE		BROWNING , ZOLA M	A36-15372 /40.0	- /			
			SW	SE		HILTON , ELDEN C.		36-02273A /35.0			
			SW	SE		HILTON , ELDEN C.		36-02274A /35.0			
07S	21E	17	SE	SE		BROWNING , ZOLA M	A36-07038B /40.0	- /	40.0		40
			SE	SE		BROWNING , ZOLA M	A36-10123 /40.0	- /			
			SE	SE		BROWNING , ZOLA M	A36-15372 /40.0	- /			
			SE	SE		HILTON , ELDEN C.		36-02273A /40.0			
			SE	SE		HILTON , ELDEN C.		36-02274A /40.0			
TOTAL ACRES						A36-07038B	440.00		467.00		429

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

POU COUNTY: LINCOLN

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FEB 03 1993

PRESUMPTION FLAG:

REMARKS:

Recommendation Permissible Place of Use
Because of Conman P/O and delivery system.
This Right is for 40 Acres within Place of Use
Waste

RECOMMENDATIONS:

TOTAL ACRES:

409

REVIEWED BY:

AB

DATE:

6/9/92

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-07038B IRRIGATION	FROM 04-01 TO 10-31	.420 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.420 CFS 160.00 AF/A

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-07038 IRRIGATION	FROM 04-01 TO 10-31	4.460 CFS 1700.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED		4.460 CFS 1700.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☐) N(☐) Explain in remarks, below.

REMARKS:

Recommend is denied

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.420 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 4.460 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?

FIELD
DATABASE EXAMINER

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

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: 36-10123, 36-15372

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-07038B	GROUNDWATER	BROWNING, ZOLA M	0.420		160.00	0.36
A36-10123	GROUNDWATER	BROWNING, ZOLA M	2.000	0.004		
A36-15372	GROUNDWATER	BROWNING, ZOLA M	5.650	0.012		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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FEB 0 3 1993

(4.460 / 4.25) X 40 AE 0.4

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 40 x 0.02 CFS/ACRE = .80 CFS
429 (Taken from p/u review) 8.52

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

1b. CALCULATIONS

6.02 = combined
mal p/u

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 120.0 AF/A

ACRES 429 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 1287 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 160.00 AF/A

ACRES 429 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 1716 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

Limit combined DIV RATE = 6.02

Consum Use Vol = 1287

DIV Volume = 1716

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 10-31	DATABASE 0.420 EXAMINER _____	DATABASE 160.00 EXAMINER _____	DATABASE 120.0 EXAMINER _____
TOTAL FOR THIS RIGHT		0.420	160.00	120.0

REVIEWED BY: [Signature]

DATE: 7/9/92

Limit in
Remarks

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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: 36-07038

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
4.460

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
36-07038	A36-07038B	0.420	-		36-07038	4.460
-	A36-07038A	4.460	-		-	
TOTAL CFS		4.880				4.460

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:

*Balance of this right will be recommended
to Mr. Godfrey on his lands. only 446 cfs total
will be recommended*

AUTHENTICATION:

SIGNATURE: *Anna Baumann*

DATE: *6/9/92*

NAME OF FIELD EXAMINER: *Anna Baumann*

TITLE: *WR Agent Sr.*

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FEB 03 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:19:52
06/09/92

PAGE: 15
PROFILE REPORT

CLAIM NUMBER: A36-07038B

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ZOLA M BROWNING RT 5 BOX 185 RUPERT ID 83350 (208) 532-4300	09/24/1968	IRRIGATION	04-01 10-31	0.42 CFS	
					TOTAL DIVERSION:	0.42 CFS
					CONSUMPTIVE USE:	160.0 AFA
Water Source: GROUNDWATER		Tributary to:		Stage: LICENSE		
Point(s) of Diversion:		T07S R21E S16 NENESW		LINCOLN County		

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
07S	21E	16	:											40	40	40	40		20	40	40	40		300.0
07S	21E	17	:																40	20	40	40		140.0
																							TOTAL ACRES	440.0

POU County: LINCOLN

Other Rights: 36-10123, 36-15372

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Remarks: THIS CLAIM IS FOR A PORTION OF LICENSED RIGHT 36-07038, AND INCLUDES A CHANGE IN THE POINT OF DIVERSION FROM THE WELL IN THE NENE OF S-16 TO THE WELL IN THE NESW S-16 T7S, R21E. THIS CHANGE OCCURRED WHEN THE ORIGINAL PROPERTY THIS CLAIMANT OWNED WAS SPLIT BY SALE OF THE N1/2 OF S-16 AND THE NE1/4 S-17 TO MR. GODFREY IN 1976. MR. GODFREY PURCHASED THE WELL IN THE NENE S-16 AND BEGAN IRRIGATION OF THE PROPERTY HE HAD PURCHASED WITH THAT WELL. THIS CLAIMANT CONTINUED TO IRRIGATE THE S1/2 OF S-16 AND THE SE1/4 S-17 WITH THE WELL IN THE NESW S-16. THEREFORE THE 40 AC IN THE SESW S-16 HAS BEEN IRRIGATED FROM THE WELL DESCRIBED IN ITEM #4 SINCE 1976. THIS CLAIM IS FOR 40/425 OF LIC. RIGHT 36-07038, OR 0.42 CFS AND 40 AC. A PERMISSIBLE PLACE OF USE HAS BEEN CLAIMED BECAUSE TWO OTHER CLAIMS A36-10123 & A36-15372 ARE ALSO DIVERTED FROM THE SAME WELL THROUGH THE SAME SYSTEM.

MICROFILMED
FEB 03 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:19:52
06/09/92

PAGE: 16
PROFILE REPORT CONTINUED

CLAIM NUMBER: A36-070388

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

MICROFILMED

FEB 03 1993

T7S
R21E

A36-07638B
A36-10123
A36-15372

8

9

9

10

17

16

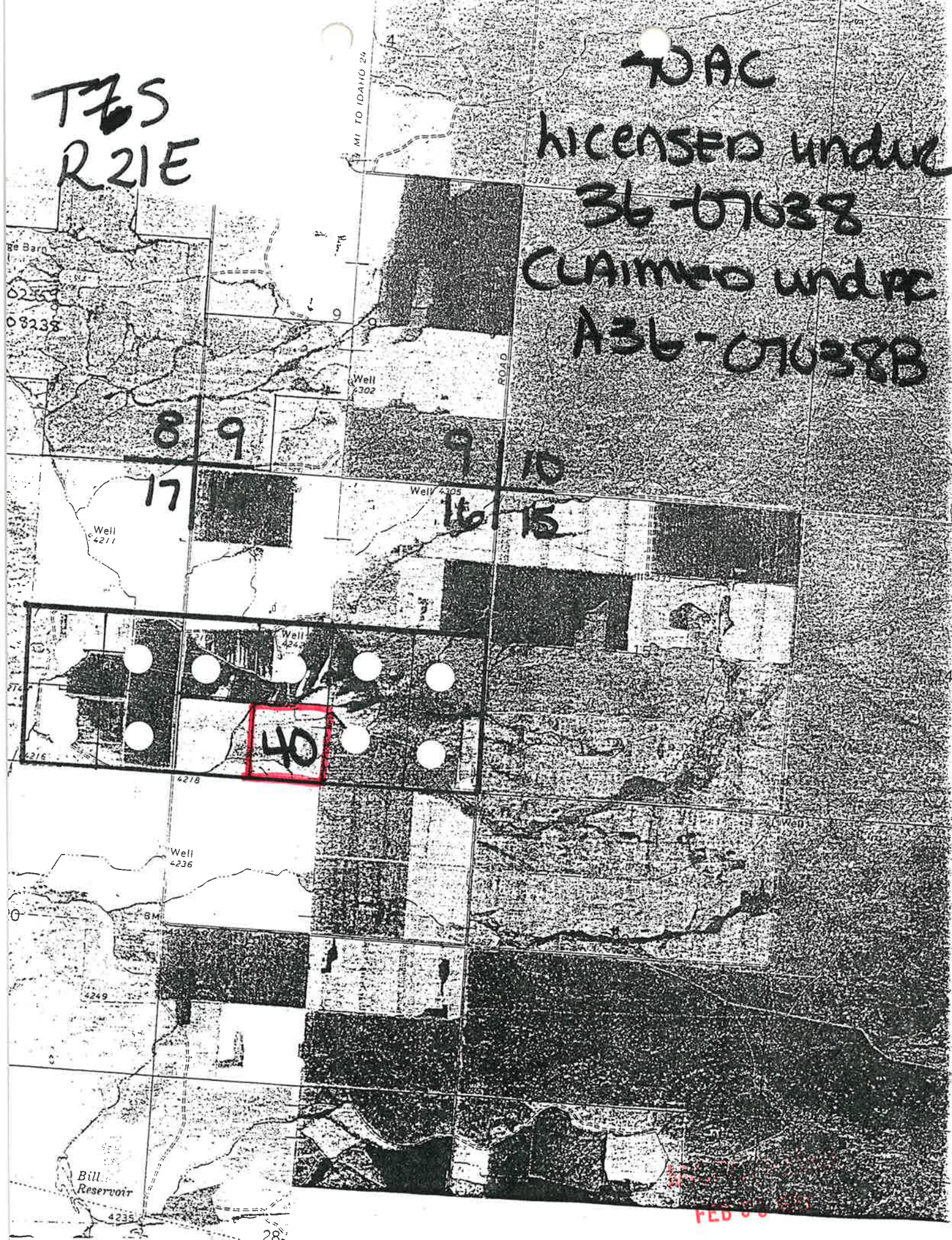
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P/D

FEB 03 1955

T7S
R21E

WAC
LICENSED UNDER
36-07038
CLAIMED UNDER
A36-07038B

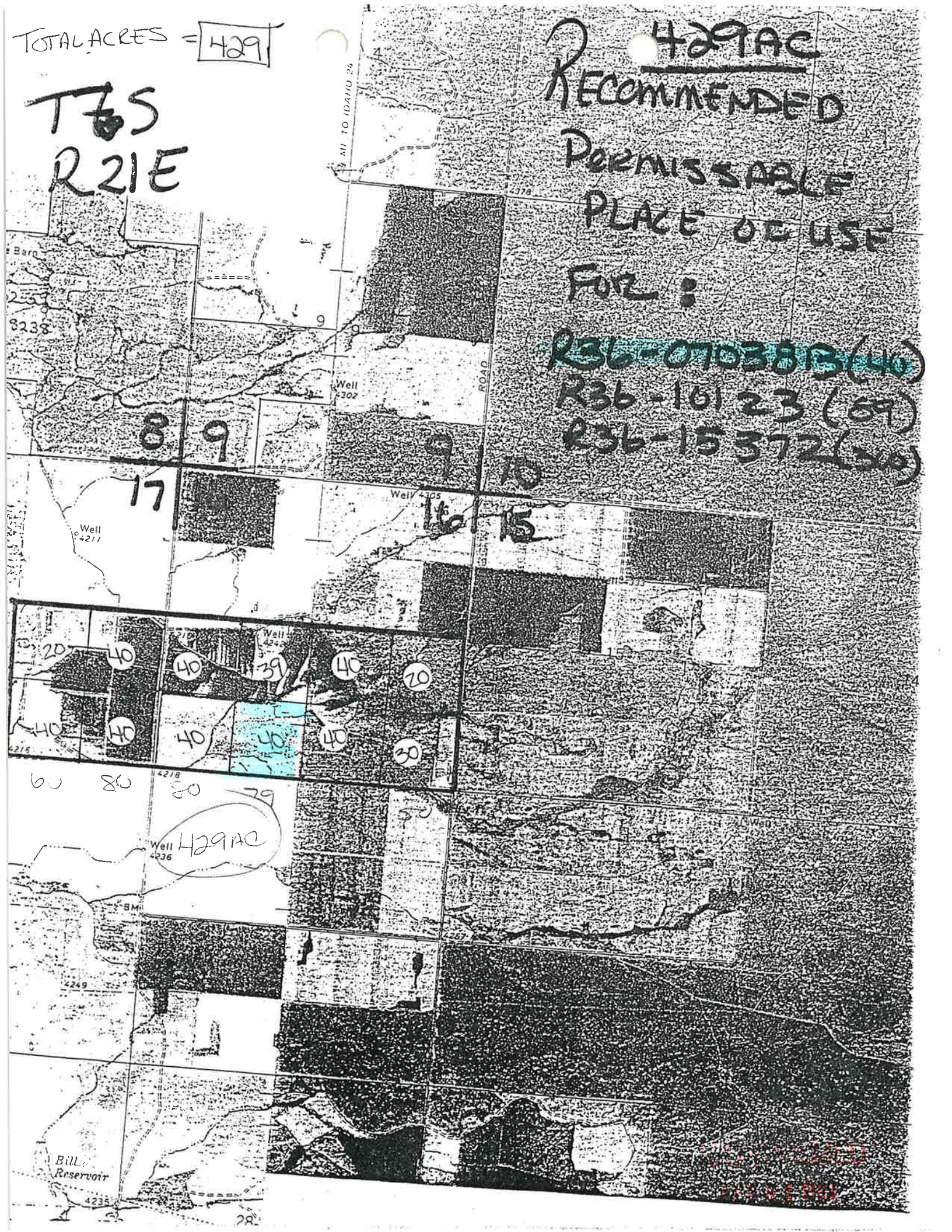


TOTAL ACRES = 429

T7S
R21E

429 AC
RECOMMENDED
PERMISSIBLE
PLACE OF USE
FOR :

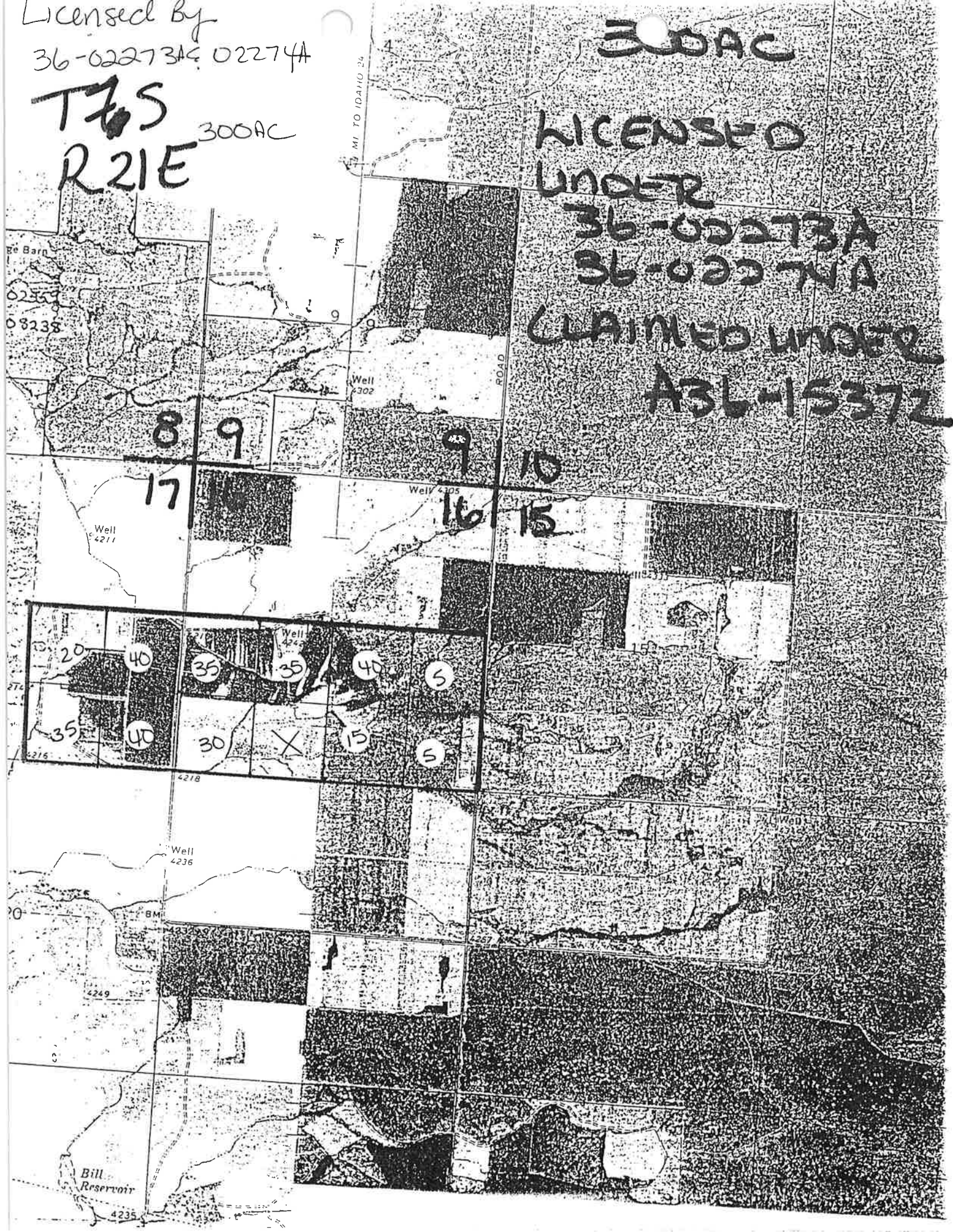
R36-0703813(40)
R36-16123(69)
R36-15372(50)



Licensed By
36-02273A 02274A

T7S
R21E 300AC

300AC
LICENSED
UNDER
36-02273A
36-02274A
CLAIMED UNDER
A36-15372



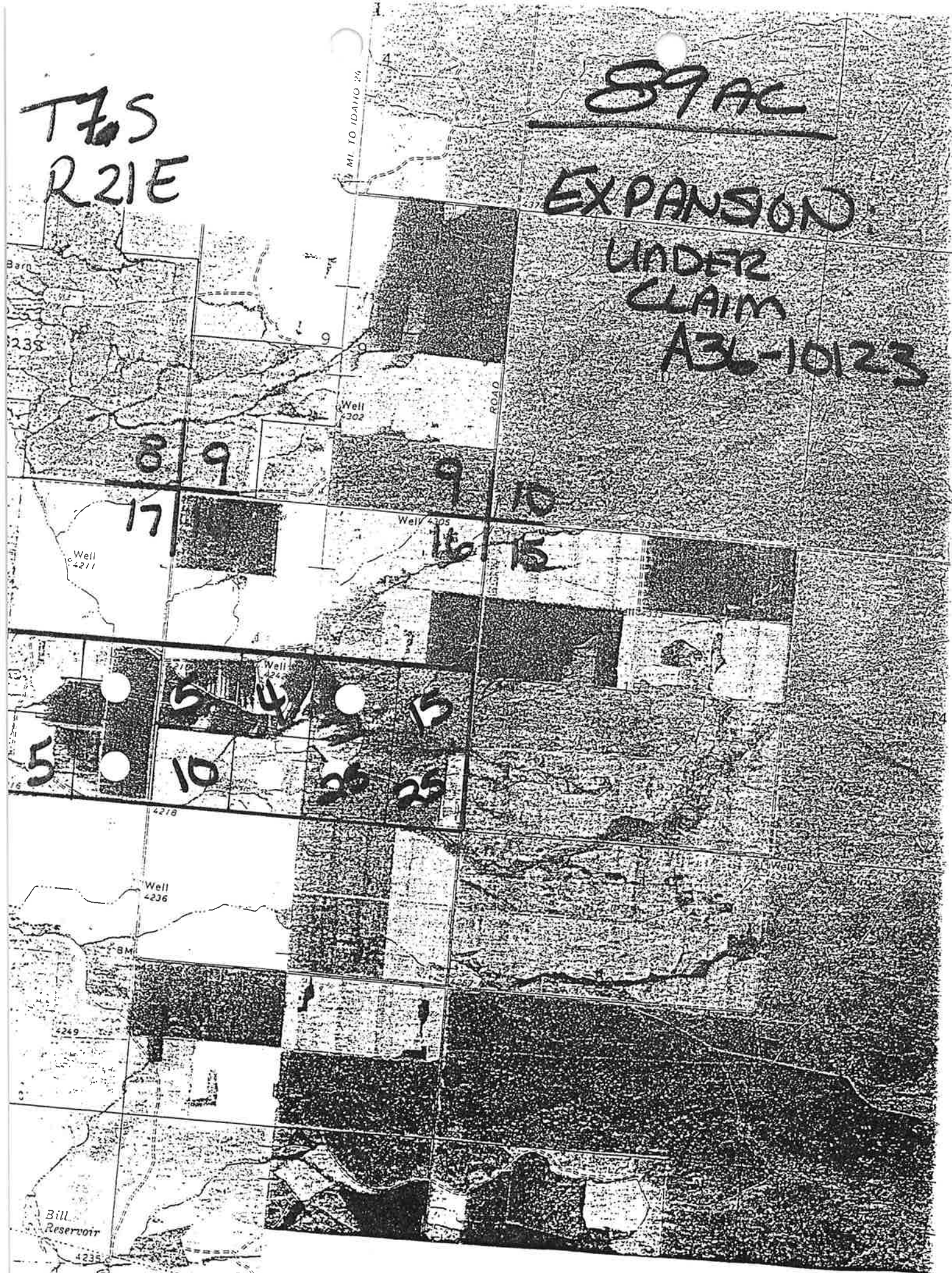
T7.5
R21E

89 AC

EXPANSION

UNDER
CLAIM

A36-10123



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7038 Priority Sept. 24, 1968 Amount 4.46 cfs

THIS IS TO CERTIFY, that JAMES H. BARTON
of Paul, Idaho, has complied with the terms and conditions of Permit
No. 36-7038 issued pursuant to Application for Permit dated September 9, 1968
and has submitted proof to the Department of Water Resources on October 16, 1973 (late proof)
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 4.46 cfs of water from a ground water source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>Oct. 31</u>	at <u>4.46</u> cfs and	<u>1,700</u> acre feet or
	from _____ to _____	at _____ cfs and	<u>4.0</u> af per acre
	from _____ to _____	at _____ cfs and	
	(both dates inclusive)		

Subject, however, to the condition that no more than 4.46 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1,700 acre feet per year, said waters to be diverted within the NE 1/4 NE 1/4 of Sec. 16,
Twp. 7 S, Rge. 21 E, B. M. in the County of Lincoln

Description and location of 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	
7 S	21 E	16	35	40	40	30	40	40	40	40				40					345
		17	40	40															80

Total number of acres irrigated 425

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25 day of
April, 19 75.

Director

FEB 03 1993