

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: A36-11271
Date Received: 5/17/1989
Receipt No: M003603
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: FRANKLIN DON WIXOM
Address: 650 N 400 W
PAUL ID

208-532-4422

83347

2. Date of Priority: APR 15, 1957

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	23E	23		NW	SW		MINIDOKA

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.140		
IRRIGATION	01/01	12/31	0.100		

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

A.F.A.

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

9. Non-irrigation uses:

DOMESTIC/ 1 HOUSE; STOCKWATER/ 500 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	23E	23				DOMEST STOCK	

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	23E	23	NW	SW		IRR	5.0
Section Acres							5.0
Total Acres							5.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
NONE

14. Remarks:
4/3/96 TF; ADDRESS CHANGED FROM ROUTE AND BOX TO GRID NUMBERS.

15. Basis of Claim: BENEFICIAL USE



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

April 3, 1996

FRANKLIN DON WIXOM
650 N 400 W
PAUL ID 83347

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim No. A36-11271
Change of Address Notification

Dear Claimant(s):

Thank you for notifying us of your change in Address on the water right claim(s) referenced above. Our records have been updated accordingly.

If you have any questions, please feel free to contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

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DEC 05 1996



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

RECEIVED

PHILIP E BATT
GOVERNOR

APR 03 1996

KARL J DREHER
DIRECTOR

Department of Water Resources
Southern Region

**CHANGE IN ADDRESS OF THE NOTICE OF CLAIM
IN THE SNAKE RIVER BASIN ADJUDICATION**

☐ Water Right Number(s): 36-11271

☐ Old Mailing Address: Pl. #1 Box 1508

Paul, Idaho 83347

☐ New Mailing Address: Pl. #1 Box 1508

650 N 400 St

Paul, Idaho 83347-9753

☐ New Telephone Number: (208) 532-4422

☐ Signature of Claimant(s): Franklin Don Hejman

Date: April 1, 1996

FOR IDWR USE ONLY	
Initial Review and Data Entry	
Date:	By:
Further Action Needed:	
Further Action Taken	
Date:	By:
Final Review and Data Entry	
Date:	By:

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DEC 05 1996

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - 36-11271 Prefix Translation: WATER RIGHT Old (D) Number -

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

*** C - CURRENT OWNER ***
WIXOM FRANKLIN DON 1 - 650 N 400 W
2 -
3 -
City- PAUL State- ID Zip- 83347
Phone - 208-532-4422

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
10/01/1957 ERROR IN REGION J - BENEFICIAL USE

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

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
08S 23E 23 SW SW NW (67) MINIDOKA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040
04 - STOCKWATER 01/01 12/31 0.120
01 - IRRIGATION 04/01 10/31 0.080 16.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.120 16.00 12.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
08S 23E 23 SW NW 3.0 01 IRRIGATION (67) MINIDOKA
08S 23E 23 NW SW 1.0 01 IRRIGATION (67) MINIDOKA
Total Acres: 4.0

+ - - Diversion Means - WELL - 245' DEEP, 6" CASING, SUBMERSIBLE MOTOR AND PUMP

+ - - Non-Irrigation Use - DOMESTIC/ 2 HOUSES; STOCKWATER/ 200 DAIRY CATTLE

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
GEN PLACE OF USE IS ALSO KNOWN AS A PORTION OF TRACT E, S23, T08S,
R23E.

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

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DEC 05 1996

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

04/03/96 10:29:39

Page 2

Water right number - 36-11271

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - -

Date: 01/02/1992 User Id: KEEN Subject: CLAIM REVIEWER
FIELD INVESTIGATION, DESKTOP REVIEW, RECOMMENDATIONS, AND DATA ENTRY BY S.W. KEEN.
Date: 04/03/1996 User Id: TFAWCETT Subject: ADDRESS CHANGE
ADDRESS CHANGED FROM ROUTE AND BOX TO GRID NUMBERS

+ - - Audit Fields - - +
04/03/96 TFAWCETT

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

Court Report Filing	- 11/02/1992	Field Inspection Made	- 12/12/1991	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 05/17/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M003603	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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DEC 05 1996

E
RECEIVED

APR 04 1996

Department of Water Resources
Adjudication Bureau

RECEIVED

APR 18 1996

Department of Water Resources
Southern Region

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

In Re SRBA

Case No. 39576

STANDARD FORM 3

(Check Appropriate Box)

☒ NOTICE OF CHANGE IN ADDRESS

OR

☐ CONSENT TO SUBSTITUTION OF
PARTY

36-11271
CHANGED 4/03 T.F.

INSTRUCTIONS FOR USE

This form is to be used to provide notice of a change in address of a party or to substitute a party whose water right was recommended in a director's report. *The filing of Standard Form 3 cannot result in a contested matter and a hearing will not be scheduled.* If completed as directed, the form will be accepted by the court and no further orders will issue. Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) (1986) where a water right recommendation is not before the court.

This form has been adopted by the court in Re SRBA, Twin Falls County Case 39576, *SRBA Administrative Order 1 Rules of Procedure* (amended 6/21/93), Section 4Ac(3), which may be consulted for further information.

A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here. Follow the instructions on the form or it will not be accepted for filing. The Verification and the Certificate of Mailing must be completed.

Standard forms may be obtained from the Idaho Department of Water Resources or the SRBA Court.

CHANGE IN ADDRESS

You must use this form to advise the court and parties of any change in your address during the pendency of the SRBA.

You must provide a copy of the completed form to each party or if the party is represented by an attorney you must serve the attorney in every subcase in which you are a party.

No hearing will be held and no further order will issue from this court.

My name is Franklin Dan Wikom

I am the claimant of 36-11271
(insert each water right number)

I have filed an objection/response to the following water right(s) _____

(insert each water right number)

My new mailing address is Attn #1 Box 1508 - 650 N 400 W
Paul, Idaho 83347-9753

My phone number is: Work _____ Home 208-532-4422

(Go to Page 4)

CONSENT TO SUBSTITUTION OF PARTY

This form may only be used if a water right number is included as a "recommendation" in a director's report. *This form cannot be used for water rights that are not in a director's report or when portions of a water right are involved (i.e. where a water right is split).* You must use this form to substitute a new party into the SRBA.

You are to provide a copy of the completed form to every party in each subcase in which the new party is to be substituted. If the party is represented by an attorney you must serve the attorney. Because this is a "consent" form, it is a stipulation that there is no disagreement between the prior claimant/seller and the new claimant/purchaser that the prior claimant/seller has transferred all interests in the water right. No hearing will be held and no further order will issue.

"Prior claimant/seller" means any person who, pursuant to I.C. §§ 42-1409(2), (3) and (6) (1986), filed a notice of claim asserting the right to the use of water or on whose behalf the

right to the use of water w. asserted. "New claimant/purchase. means any successor in interest of the "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The Substitution shall be filed by the new claimant/purchaser.

I am the new claimant/purchaser of _____
(Insert each water right number)

My name is _____

My address is _____

My phone number is: Work _____ Home _____

The name and address of the prior claimant/seller who I wish to be substituted for are:

Signature of prior claimant/seller

Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water right claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

Attorney name _____

Attorney of record for _____
(Identify party/claimant)

Attorney address and phone number: _____

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

VERIFICATION

(To be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Minidoka

Franklin Don Wixom, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10) (1986); that the water right number I am asking the court to substitute a party on is a water right in a director's report filed with the court and that I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

Franklin Don Wixom
Signature of person filing form

BY: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on 4-1-96
(Insert Date)

Diana Woodruff
Notary Public for _____
Residing at: Boise, ID
My Commission expires: 3-21-2002



INSTRUCTIONS FOR MAILING

Mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on April 2, 1996, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

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

☒

A *Change of Address* was served on each party, or if they are represented by an attorney you must serve the attorney, in each subcase in which you are a party, at the following address(es):

☒

A *Consent to Substitution of Party* was served on the prior claimant/seller, or if they are represented by an attorney you must serve the attorney, at the following address(es):

☒

A *Consent to Substitution of Party* was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

5. One copy to:

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

6. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724

Franklin Don Wilson
Signature of person or attorney mailing the form

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: A36-11271
Date Received: 5/17/1989
Receipt No: M003603
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANKLIN DON WIXOM 208-532-4422
Address: RT 1 PALL 1508
PALL, ID 83347

2. Date of Priority: APR 15, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	23E	23	NW	SW			MINIDOKA

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.140		
IRRIGATION	01/01	12/31	0.100		

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

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

9. Non-irrigation uses:
ONE HOUSE AND UP TO 500 BEEF

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	23E	23				DOMEST	

A36-11271

Page 1

Date: 06/21/89

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	23E	23	NW	SW	STOCK IRR	5.0
					Section Acres	5.0
					Total Acres	5.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
NONE

14. Remarks:

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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FEB 08 1993

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: A36-11271

Date Received: 5/17/1989

Receipt No: MO03603

Received By: BA5

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANKLIN DON WIXOM 208-532-4422
Address: RT 1 PALL 1508
PALL, ID 83347

2. Date of Priority: APR 15, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	23E	23	NW	SW			MINIDOKA

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.140		
IRRIGATION	01/01	12/31	0.100		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOUSE AND UP TO 500 BEEF

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	23E	23				DOMEST	

A36-11271

Page 1

Date: 05/17/89

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	23E	23	NW	SW	STOCK IRR	5.0
Section Acres						5.0
Total Acres						5.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: 0

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 Franklin Donkison Date: X May 17, 1989
Date:

State of Idaho)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 17 day
of May 19 89 Bruce A. Schuld
Notary Public
Seal

Residing at BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
My Commission Expires MY COMMISSION EXPIRES APRIL 11, 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 3, 1990

A36-11271
FRANKLIN DON WIXOM
RT. 1 BOX 1508

PAUL

ID 88847

Dear Claimant(s):

In the past you submitted the claim(s) identified with the number(s) shown above your name and address at the top of this letter. You indicated on the claim(s) that the basis for establishing the water right(s) was Beneficial Use, meaning the water right was not previously confirmed by a decree, water right license or permit before you filed the claim(s).

The purpose of this letter is to request evidence supporting the priority date(s) you have claimed. The enclosed pamphlet describes what this means. While I encourage you to read all of the pamphlet, I direct your attention to the right-hand half of the pamphlet after you open it. There you will find two sections: What Kind of Evidence is Required, and Some Examples of Documents which May Be Evidence of the Priority Date. These sections tell you what must be submitted. The other sections tell you why the evidence is necessary and what the consequences of not submitting the evidence could be.

Please submit the requested evidence by November 1, 1990. When returning to the Department please reference all documents with the claim(s) identification number(s) listed above.

If you have questions not addressed by the pamphlet or need other technical assistance, please feel free to contact this office. For advice on your water right(s), please contact your attorney.

Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosure

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FEB 08 1993

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OCT 29 1990

Department of Water Resources
Southern Region Office

Route 1, Box 1508
Paul, Idaho 83347
October 26, 1990

State of Idaho
Department of Water Resources, Southern Region
222 Shoshone Street East
Twin Falls, Idaho 83301

Dear Sir:

In response to your letter of October 3, 1990, requesting evidence supporting the priority dates claimed, the following information and documents are submitted:

For claim WR: A36-11271 for the water used in Minidoka County
For claim WR: A45-10575 for water used in Cassia County

A copy of receipt number M003603 is submitted for monies paid to Idaho Department of Water Resources in both counties.

Copy of History of Minidoka Project, U.S. Reclamation Service.

Claim No. WR:A36-11271

Attached is a document from United States Department of the Interior, Bureau of Land Management.

January 7, 1957, I filed and signed for Reclamation Homestead.

In the spring of 1957, I had a well drilled by Mr. Commons (deceased) of Rupert, Idaho. I contracted with McCaslin Lumber Company of Burley, Idaho, for the installation of a pump and water system.

Claim No. WR:A45-19575

Copy of Warranty Deed between Francis M. Fenstermaker and Jennie Fenstermaker, his wife, and Novella Fenstermaker Yox, his mother, is attached.

I purchased the property in 1940 from Novella Fenstermaker Yox. The escrow papers were kept by attorney S. T. Lowe, Burley, Idaho. These papers were lost while in his care. Mrs. Novella Fenstermaker died and her son and daughter gave me the Warranty Deed dated January 16, 1954. Copy attached.

I rented this property in 1940 and used two wells that were drilled when Burley Irrigation project was started. These two wells are still on the property. One well was used for irrigation, the other for domestic and stock water..

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If this information and documentation is not sufficient, please
advise me.

Yours truly,

Franklin Don Wixom

Franklin Don Wixom

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FEB 08 1993

VOLUME ONE

A HISTORY
OF THE MINIDOKA PROJECT, IDAHO,
TO 1912 INCLUSIVE

UNITED STATES RECLAMATION SERVICE

Compiled by
P. M. Fogg, Engineer.

August - 1915.

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Project Townsites.

In the spring of 1904, maps or plats were prepared showing a division or classification of the lands into farm units, and reservation was made for three townsites at points approximately equidistant from each other. All of these were placed on the line of the proposed Minidoka and Southwestern Railroad, a branch of the Oregon Short Line, leaving the main line at Minidoka, passing through the project in a southwesterly direction, and continuing westward to Twin Falls. In thus locating these townsites, consultation was had with the officials of the Railroad Company in order that the canal branches might be located to the best advantage. When the road was constructed in April, 1905, sidings were established at each of the reservations.

The townsites with their names, acreage and locations, were as follows:

Name.	Area.	Location.
Scherrer(afterward changed to Acequia)	360 acres.	Sec.1,T.9 S.,R.24 E.
Rupert	320 "	Secs.20&29" "
Heyburn	633 "	" 15&22,T.10 S.,R.25 E.

Assuming that farms in the near vicinity of these towns would be more valuable than at a distance, it was provided that homestead entries should be limited to 40 acres within a radius of $1\frac{1}{2}$ miles from the center of each townsite, and 80 acres on all other lands.

Heyburn, named for Hon. W. B. Heyburn, Senator from Idaho, was located on the north bank of Snake River and was expected to become the most important settlement on the project. Adjoining it, on the west, is a State school section, 80 acres of which were platted into an addition by the State, at the time of the planning of the site in March, 1905.

Rupert, the middle townsite, was named by its citizens; its location was chosen as a headquarters for the project work in 1905, though it was then expected that eventually operations would be directed from Heyburn as a central point. Surveys of Rupert and Heyburn were made under the direction of the General Land Office between August and November, 1905, but the required legislation providing for proper withdrawal of lands for townsites was not secured until April 16 and June 27, 1906. Portions of these two sites were then appraised in July by a Board

RECORDED
FEB 08 1993

consisting of Messrs. Caleb Jones, J. A. Lowell, and G. A. Mattes, and lots were offered at public sale in Heyburn on August 20th and in Rupert on August 27th of that year. There was little demand for the opening of Scherrer at this time, and although a preliminary survey of the site was made in 1905 and 1907, no further action was taken until a number of years later.

South of the river and about two miles west of Heyburn, there were several sections of patented land situated within the area of the pumping unit and early in 1905, the townsite of Burley was platted on 600 acres of Sec. 20, T. 10 S., R. 25 E., by I. E. Perrine, of Twin Falls, Idaho; lots were offered for sale on May 1, 1905, which was several months before the Heyburn lot sale occurred, thus giving the private venture a start over its neighbor.

As the funds derived from the sale of the lots were apparently not available for use in constructing municipal improvements in the government towns, the latter were handicapped considerably. The amount of taxable property was too small for several years to justify any notable advance, and it soon became evident that Burley with private influences to advertise and foster its growth, was destined to outstrip Heyburn and to become a thriving city. Although the latter has grown to some extent, is incorporated, and has provided some improvements, it will never reach the expectations of those who originally planned it. Burley, on the other hand, attained considerable size even before water was provided for the surrounding lands and became the trading center for a considerable population within a few years.

Rupert's growth was steady and persistent from the start, which was a more healthful condition than the average pioneer town experiences, and its location was such as to afford trading facilities for a considerable area. It did not keep pace with Burley, however, as to size of population. Several 40 acre additions were platted and included within the corporation in 1910, and these were gradually being settled. On April 8, 1910, following a reappraisal of the remaining unsold lots in Rupert, a public sale was held at which these were offered at lower prices than those originally placed upon them.

All of the towns were supplied with water for irrigation, on a rental basis, and upon completion of the power plant at the diversion dam in 1910, current was furnished at low prices for muni-

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-cipal and household uses.

In April 1911, a public sale of the unsold lots north of Tenth Street, in the Heyburn townsite was held after these lots had been re-appraised. The demand was quite limited.

In the spring of the same year, some requests were received for the opening of the Acequia townsite, and as a preliminary to this, a careful survey was made both of the boundaries and of the interior corners and lots south of the railroad. Iron pins were set at all street intersections. No lot sale was held prior to 1913. The total receipts to March 31, 1912 from the sale of lots on the Government townsites amounted to \$135,173.78.

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BURLEY IRRIGATION DISTRICT

Rt. 1, Box 1416
Burley, Idaho 83318

October 15, 1987

General Information:

Irrigation in the Snake River area was first undertaken by settlers in the vicinity of Rexburg and Blackfoot, Idaho in the 1870's. They diverted water from the Snake and tributaries. Early investigation of additional irrigation possibilities in Idaho were made under the direction of the U.S. Geological Survey in 1889 and 1890, and again in 1895.

During 1902 information was obtained as to storage possibilities on the headwaters of the Snake River. It was found that these could be developed at reasonable costs. The Minidoka Project was authorized on April 24, 1904 and Bureau of Reclamation first delivered water to the project in July 1907. The first electric power was generated on May 7, 1909.

The initial development of the Minidoka Project included the construction of Minidoka Dam for storage of water, power production, and diversion of water into two canal systems, one on each side of the Snake River. The canal system on the north side of the river serves the Gravity Division consisting of 71,925 irrigable acres of land adjacent to the towns of Rupert, Heyburn, and Paul. The system on the south side, which includes three large pumping plants, serves 47,911 acres adjacent to the towns of Burley and Declo, and constitutes the South Side Pumping Division.

The South Side Pumping Division of the Minidoka Project was constructed by the Bureau of Reclamation with first water delivered in 1909. Transfer of project facilities for care, operation, and maintenance was made to the Burley Irrigation District in 1926. This transfer, however, did not include the Southside (Gravity) Main Canal. It was retained as reserved works by the Bureau of Reclamation until January 1, 1951. Since that time, it has been operated by the Burley Irrigation District on an informal arrangement between the Burley Irrigation District and the Minidoka Irrigation District until May 30, 1983. At this time, a new contract was executed between the two districts giving the operation

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BURLEY IRRIGATION DISTRICT

Rt. 1, Box 1416
Burley, Idaho 83318

and maintenance responsibilities to the Burley Irrigation District.

Approximately 9,000 acres served-by laterals from the Southside District Canal are included in the Minidoka Irrigation District. The Burley Irrigation District facilities serve water to 48,000 acres. The Southside Main Canal capacity is 1,300 cubic feet per second.

The principal features of the Burley Irrigation District include three large pumping plants east of the village of Declo with a lift of approximately thirty feet each. The first lift station has a capacity of 113 cfs., the second lift station a capacity of 830 cfs., and the third lift station a capacity of 545 cfs. The District operates and maintains approximately 300 miles of canals, laterals, and drains.

Since the beginning of the operation of the project the management has had to be careful and discreet in the use of water because all of the water has to be pumped and the pumping cost is a very significant part of the cost of water delivery. One half of the water used has to go through three "lifts" or "pumping stations" to irrigate this 2,000 acre project.

Over the past 77 years each Board of Director and Manager has taken the ordinary precautions for the wise use and conservation of water and perhaps each has had a special project of improvement. During the decade of the 1930's the Civilian Conservation Corps did a large amount of rip-rapping to stabilize and reshape the canal banks and prevent soil erosion. The decades of the 20's and 30's were marked by replacement of wooden structures with steel and concrete.

These structures now being over 50 years old are deteriorating and are being rehabilitated or replaced on a systematic time scale basis.

In 1967 the District undertook to install automatic gate controls on all of its main water control structures. This has greatly enhanced the uniform distribution and control of irrigation water.

In 1976 the District launched a Rehabilitation and Betterment program recommended by the Bureau of Reclamation for the pumping stations. This program, when the minor flaws were finally corrected has had two beneficial results. The pumping stations are operated with less man-power and the OSHA (Occupational Safety and Hazard Administration) requirements were satisfied.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Land Office
P. O. Box 2237
Boise, Idaho

IN REPLY REFER TO:

LO:EEB

Idaho 07911

JUN 28 1959

DECISION

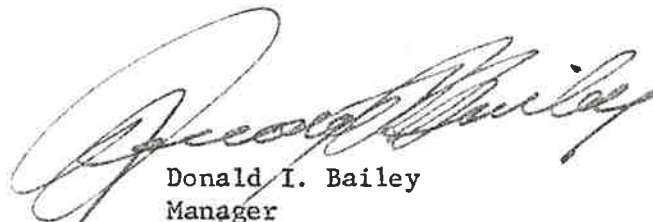
Entryman: Franklin Don Wixom : Reclamation Homestead
Project: Minidoka :
District: Northside Pumping Div.

Homestead and Reclamation Proofs Accepted,
Final Certificate Issued,
Entry Approved for Patenting

Final homestead and reclamation proofs have been submitted in support of the above-noted entry. The proofs have been examined and found to be satisfactory and they are hereby accepted.

There being no conflict of record or other objection, the final certificate is hereby issued and the entry approved for patenting.

The final certificate is being forwarded to Washington, D.C., for the issuance of patent. When the patent is received in this office, it will be promptly mailed to the patentee at his address of record.


Donald I. Bailey
Manager

Lands:

T. 8 S., R. 23 E., B.M., Idaho
Secs. 22 and 23: Farm Unit E, Tract E.

cc: Bur. Recl., Burley, Idaho
County Assessor, Minidoka County, Rupert

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Idaho 07911

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED and by these presents DOES GIVE AND GRANT, unto the said

Franklin Don Wixon

and to his heirs, the tract above described, together with the right to the use of water from the reclamation project in which the tract is situated, as an appurtenance to the irrigable lands in said tract; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said

Franklin Don Wixon

and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; but excepting, nevertheless, and reserving unto the United States, rights-of-way over, across, and through said lands for canals and ditches constructed, or to be constructed, by its authority, all in the manner prescribed and directed by the Act of Congress approved August 30, 1890 (26 Stat., 391). To secure payment to the United States, or its successors in the ownership or control of the works constituting and appertaining to the said reclamation project, of all sums due or to become due the United States or its successors in control of said reclamation project in connection with said land and water rights, a lien prior and superior to all other liens, claims, or demands whatsoever upon the lands herein and hereby described and conveyed, upon all water rights thereto appurtenant and upon the right to receive and use water from the reservoirs and canals of said reclamation project, is expressly reserved.

Excepting and reserving, also, to the United States all the oil and gas in the lands so patented, and to it, or persons authorized by it, the right to prospect for, mine, and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914 (38 Stat. 509).

Subject to rights of way and easements of the Bureau of Reclamation, effective January 7, 1957, under Subsection "P", Section 4, Act of December 5, 1924 (43 Stat. 704).

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat., 476), has, in the name of the United States, caused these letters to be made patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the
FIRST day of JULY in the year of
our Lord one thousand nine hundred and FIFTY-NINE
and of the Independence of the United States the one hundred
and EIGHTY-THIRD.

[SEAL]

For the Director, Bureau of Land Management.

By

Richard M. Taylor
Acting Chief, Patents Section.

Patent Number 1196812

The United States of America,

To all to whom these presents shall come, Greeting:

Idaho 07911

WHEREAS, the Act of Congress approved August 9, 1912, entitled "An Act providing for patents on reclamation entries, and for other purposes," provides—

"That every patent and water-right certificate issued under this Act shall expressly reserve to the United States a prior lien on the land patented or for which water right is certified, together with all water rights appurtenant or belonging thereto, superior to all other liens, claims or demands whatsoever for the payment of all sums due or to become due to the United States or its successors in control of the irrigation project in connection with such lands and water rights."

And it is further provided:

"That no person shall at any one time or in any manner, except as hereinafter otherwise provided, acquire, own or hold irrigable land for which entry or water-right application shall have been made under the said reclamation Act of June seventeenth, nineteen hundred and two, and Acts supplementary thereto and amendatory thereof, before final payment in full of all installments of building and betterment charges shall have been made on account of such land in excess of one farm unit as fixed by the Secretary of the Interior as the limit of area per entry of public land or per single ownership of private land for which a water right may be purchased respectively, nor in any case in excess of one hundred and sixty acres, nor shall water be furnished under said Acts nor a water right sold or recognized for such excess; but any such excess land acquired at any time in good faith by descent, by will, or by foreclosure of any lien may be held for two years and no longer after its acquisition; and every excess holding prohibited as aforesaid shall be forfeited to the United States by proceedings instituted by the Attorney General for that purpose in any court of competent jurisdiction; and this proviso shall be recited in every patent and water-right certificate issued by the United States under the provisions of this Act."

And WHEREAS, it appears from a Certificate of the Land Office at Boise, Idaho, that Franklin Don Wixom is,

under the provisions of said Act, entitled to a patent for the Farm Unit "E", according to the Farm Unit Plat, or the following described land:

Boise Meridian, Idaho.

T. 8 S., R. 23 E.,

Tract E in Secs. 22 and 23.

The area described contains 159.87 acres,
according to the Official Plat of the Survey of the said Land, on file in the Bureau of Land Management.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

April 15, 1991

Franklin Don Wixom
Rt. 1 Box 1508
Paul, ID 83347

RE: Field Examination of a Water Right Claimed in the Snake
River Basin Adjudication (SRBA) - A36-11271#

Dear Claimant:

The field staff of this agency plans to conduct water right field examinations in your area during April and May this year. These field examinations are necessary to verify your water use. The identification number of your water right claim which must be examined is shown above. If more than one of your water right claims is to be field examined, the additional claim identification numbers are listed below.

We will attempt to contact you by telephone to schedule a time to field examine your water right claim(s). At the time of the examination, we would appreciate the assistance of you or someone who is familiar with your water system.

If you have any questions regarding the field examination, please telephone me at our Boise office. You can reach me at 1-800-451-4129 or 327-7934.

Sincerely,

Shelley Walter Keen
Water Resource Agent

SWK:swk

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NO. OF CLAIMS IN POLYGON _____

CLAIM NUMBERS 36-11271

DATE 7-10

AGENT KKC

TRANSFER NUMBER None

OBJECTION FILED None

TOTAL ACRES FROM RECOMMENDATION 4

GEOGRAPHIC INFO SYSTEM _____

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	<u>8S</u>	<u>23E</u>	<u>23</u>							<u>3</u>			<u>1</u>						<u>4</u>
GIS										<u>2</u>			<u>1.6</u>						<u>3.6</u>
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

B36-DBPOU.DBF 7-10

B36-DBPOD.DBF 7-10

POLYGON #

UPDATED

ATTRIBUTES OF B36-POU.SHP (177) 7-10

ATTRIBUTES OF B36-POD.SHP (187) 7-10

P/U CONFLICT yes () no (X)

P/D CONFLICT yes () no (X)

SENT FOR DECREE yes () no ()

R PROOF



CVR



MAPS



PHOTOS



MISC



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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRANKLIN DON WIXOM RT 1 BOX 1508 PAUL ID 83347 (208) 532-4422	10/01/1957	IRRIGATION STOCKWATER DOMESTIC	03-15 11-15 01-01 12-31 01-01 12-31	0.08 CFS 0.12 CFS 0.04 CFS	16.0 AFA 16.0 AFA 12.0 AFA
TOTAL DIVERSION:					0.12 CFS	16.0 AFA
CONSUMPTIVE USE:						12.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T08S R23E S23 SWSWNW

MINIDOKA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
08S	23E	23	:																	4.0
																				4.0
																				TOTAL ACRES

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Other Rights: NONE

Non-Irrigation Use: DOMESTIC/ 2 HOUSES; STOCKWATER/ 200 DAIRY CATTLE

Remarks: PLACE OF USE IS ALSO KNOWN AS A PORTION OF TRACT E, S23, T08S, R23E.

Dates: Exam Made Date: 12/12/1991 Verified Date: 01/03/1992

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

Comments: Date: 01/02/1992 User-ID: KEEN Subject: CLAIM REVIEWER
FIELD INVESTIGATION, DESKTOP REVIEW, RECOMMENDATIONS, AND DATA
ENTRY BY S.W. KEEN.

Audit: 01/02/92 KEEN 01/03/92 KEEN

Verified by S.W. Keen
1/6/92

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:48:33
08/17/90

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-11271

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	Y		S.W. Keen 1/2/92	Yes	Well Log 6	SW Keen 1/2/92	SW Keen 1/2/92	SW Keen 1/6/92
POINT OF DIV	Y		S.W. Keen 1/2/92	Yes	5, 6	SW Keen 1/2/92		
SOURCE	Y		12/12/91 SW Keen	No	5	SW Keen 1/2/92		
PLACE OF USE	Y		12/12/91 SW Keen	Yes	1, 5	SW Keen 1/2/92		
DIV. AMOUNT CFS/VOLUME	Y		12/12/91 SW Keen	Yes	6	SW Keen 1/2/92		
CONSUMPTIVE USE	-		12/12/91 SW Keen	Yes	6	↓		
PURPOSES	Y		SW Keen 12/12/91	No	5	SW Keen 1/2/92		
PERIOD OF USE	Y		12/12/91 SW Keen	Yes	6, 5	↓		
BASIS OF CLAIM	Y		SW Keen 1/2/92	No	6	SW Keen 1/2/92		
REMARKS			SW Keen 12/12/91	No	6	SW Keen 1/2/92	↓	↓

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP 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.

Flag = None
Cond. Code = None

Map Sheet BB29

Remarks = Place of use also known as Tract E, S.23, T08S,
R23E.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:48:33
08/17/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-11271

LAST: WIXOM
ADDRESS: RT. 1 BOX 1508
CITY: PAUL
PHONE NUMBER: 208-532-4422

FIRST: FRANKLIN DON
STATE: ID ZIP: 83347

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE FIELD
N EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

FIELD EXAMINATION INFORMATION

CONTACT PERSON: Franklin Don Wixom

PHONE NUMBER: (208) 532-4422

DATE OF FIELD EXAM: 12/13/91

APPOINTMENT MADE: Y(☒) N(☐)

TIME: 8:45 A(☒) P(☐)

ACCOMPANIED BY: _____

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

400 N 650 W. Right at light in Paul, go
2 miles east, then left

Field exam actually done 12/12/91 - 2:00pm. SW Keen

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A. AJ CLAIM: # A36-11271 PRIORITY DATE: 04-15-1957 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
S.W. Keen

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

REMARKS: Well log states 10/1/1957 as the date of completion of the well.

RECOMMENDED PRIORITY DATE:

10-1-1957

REVIEWED BY S.W. Keen

DATE

1/2/92

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-11271	08S	23E	23		NW	SW		MINIDOKA

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-04265 NONE
A01-04049

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
X No

FIELD
EXAMINER
SW Keen
SW Keen

REMARKS:

Located well during field exam and determined that it is in the SWSW NW, Sect. 23, T8S, R23E.

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>8S</u>	<u>23E</u>	<u>23</u>	<u>SW</u>	<u>SW</u>	<u>NW</u>	<u>---</u>	<u>Minidoka</u>

SOURCE: Groundwater

TRIB: _____

REVIEWED BY: S.W. Keen

DATE: 1/2/92

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A. ROOT WATER RIGHT NUMBERS: A36-11271

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	23E	23	NW	SW		WIXOM , FRANKLIN DON	A36-11271 / 5.0	- /		1	
08S	23E	23				WIXOM , FRANKLIN DON A & B IRRIGATION DISTRICT	A36-11271 /	- / 01-00014 /			
08S	23E	23				WIXOM , FRANKLIN DON A & B IRRIGATION DISTRICT	A36-11271 /	- / 01-00014 /			
TOTAL ACRES							A36-11271	5.00	SWNW	3	3

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

Total

4

4

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

- Found 3 acres in SWNW and 1 acre in NWSW. Total = 4.0 acres
- No overlap with A+B irrigation district.

RECOMMENDATIONS:

TOTAL ACRES: 4.0

REVIEWED BY: S.W. Keen

DATE: 1/2/91

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A. AJ CLAIMED USES:

	PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-11271	DOMESTIC	FROM 01-01 TO 12-31	.040 CFS
A36-11271	STOCKWATER	FROM 01-01 TO 12-31	.140 CFS
A36-11271	IRRIGATION	FROM 01-01 TO 12-31	.100 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			.280 CFS

B. WR RECORDED USES:

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

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N() Explain in remarks, below.

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

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

0.280

CFS
CFS

No existing records.

*** 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 Swk

B.

FLOW MEASUREMENT

MEASUREMENT METHOD Theoretical, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

THEORETICAL RATE OF FLOW: $Q = \frac{8.8 \times \text{HP} \times \text{EFF}}{\text{TDH}}$ $Q = \text{cfs}$

HP = total brake horsepower of pumping plant including booster

EFF = pumping plant efficiency (assume 70% or 0.70)

TDH = total dynamic head in feet = LIFT + (PSI X 2.31)

LIFT = vertical distance in feet from pumping water level to point at which discharge pressure is measured

PSI = discharge pressure measured in psi near pump (if open discharge assume PSI = 0)

$$Q = \frac{8.8 \times (5 \text{ H.P.}) \times 0.70}{(197') + [(30) \times 2.31]} = .116 \text{ cfs}$$

LIFT: measurement () owner () estimate () well logs (☒)PSI: measurement () owner (☒) estimate (☒) owner's gauge ()Horsepower is also an estimate; claimant says it is 3 to 5 H.P.

ANNUAL VOLUME ANALYSIS

POTENTIAL VOLUME = acre-feet/annum = AFA = DAYS X 1.98 X Q

DAYS = number of days in irrigation season from chart for area

3/1 to 12/1	=	276 days
3/15 to 11/15	=	246 days
4/1 to 11/1	=	215 days
4/15 to 10/15	=	184 days

$$\text{POTENTIAL VOLUME} = (246 \text{ DAYS}) \times 1.98 \times (.12) = 58 \text{ AFA}$$

REQUIRED VOLUME = acre-feet/annum = AFA = FIELD X ACRES

FIELD = irrigation requirements at field headgate from chart for area in acre-feet/acre/season
(NOT CONSUMPTIVE USE CHART)

ACRES = recommended irrigated acres

$$\text{REQUIRED VOLUME} = (4) \times (4) = 16 \text{ AFA}$$

☒ If POTENTIAL VOLUME is greater than REQUIRED VOLUME then no flow measurement is necessary() If POTENTIAL VOLUME is less than REQUIRED VOLUME then flow measurement will ~~not~~ be necessaryMICROFILMED
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SUPPLEMENTAL DESCRIPTION OF SYSTEM

METHOD OF DIVERSION:

(Include if applicable: pump type, depth of well and casing diameter, dam height, collection box dimensions, etc.)

Submersible pump + motor (horsepower unknown; claimant guesses 3 or 5); Well depth = 245'; 6" casing.
Well completed 10/1/1957. It is 245' deep; standing water level was 197'.

DESCRIBE CONTROL WORKS AND MEASURING DEVICES:

(Include if applicable: size of control valve(s) and/or headgate(s), meters, weirs, flumes, etc.)

DESCRIBE DISTRIBUTION SYSTEM:

(Include if applicable: dimensions of distribution ditch(es) and/or pipeline(s), relift pump(s), number and type of sprinklers, operating pressure, etc.)

IF THE SYSTEM INCLUDES ONE OR MORE PUMPS, RECORD THE FOLLOWING INFORMATION:

DIVERSION ID NO. (SEE MAP)	MOTOR MAKE	HP	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	DISCHARGE PIPE SIZE

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RECEIVED
 OCT 28 1960
 Department of Reclamation

WELL LOG AND REPORT OF THE STATE RECLAMATION ENGINEER OF IDAHO

Permit No. _____ Well No. _____ County Minidoka
 Owner Don Wixon
 Address 650 N 400 W Paul, Idaho
 Driller Commons Drilling Company
 Address Box 126 Rupert, Idaho
 Well location SW 1/4 NW 1/4 Sec 23 T. 8 N. R. 23 E. 1/4
 Size of drilled hole 6"

Locate well in section

NW 1/4 well	NE 1/4
SW 1/4	SE 1/4

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 Total depth of well 245'

 Give depth to standing water from the ground 197' Water temp _____ Fahr.

On "Pumping Test" delivery was _____ g.p.m. or _____ c.f.s. Drawdown was _____ feet.

Size of pump and motor used to make test _____

Length of time of test _____ hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____

(TYPE AND SIZE OF VALVE, ETC.)

 Water will be used for Domestic use Weight of casing per lineal foot 13 lbs.

 Thickness of casing 188 wall Casing material Steel casing
 (STEEL, CONCRETE, WOOD, ETC.)

 Diameter, length and location of casing 0 to 10' of 6 1/2" ID casing
 (CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER.
 CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.
6 1/2" ID	1' above ground level		10'	no e

Number and size of perforations _____ located _____ feet to _____ feet from ground

Water will be used for Domestic use Weight of casing per lineal foot 13 lbs.

Thickness of casing 188 wall Casing material Steel casing
(STEEL, CONCRETE, WOOD, ETC.)

Diameter, length and location of casing 0 to 10' of 6 1/2" ID casing
(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER.
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER.)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—soak, grouting, etc.
6 1/2" ID	1' above ground level		10'	no e

Number and size of perforations _____ located _____ feet to _____ feet from ground

Date of commencement of well _____ Date of completion of well October 1, 1957

SWNN 523 85 23E

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7S. 24E. S. 22 SESW	Minidoka	William R. Tanner	8" x 245'	6/24/58	206'	D
7S. 24E. S. 27 NESE	Minidoka	Harold Johnson	8" x 237'	6/28/58	192'	D
7S. 24E. S. 23 NENW	Minidoka	Melvin Hayes	8" x 222'	7/9/58	175'	D
7S. 24E. S. 28 SESW	Minidoka	Leo Brown	6" x 240'	9/22/58	197'	D
7S. 24E. S. 33 NENE	Minidoka	V. K. Ebersole	6" x 230'	10/27/58	197'	D
7S. 24E. S. 33 NENW	Minidoka	Noel R. England	6" x 240'	11/1/58	208'	D
7S. 24E. S. 26 SESW	Minidoka	Art Steel	6" x 210'	2/3/59	190'	D
7S. 25E. S. 32 NENW	Minidoka	Bud M. Furniss	6" x 239'	7/6/59	222'	D
7S. 25E. S. 33 SESW	Minidoka	Rex Kofoed	6" x 225'	7/11/59	190'	D
7S. 25E. S. 29 NWSW	Minidoka	Lynn Meacham	6" x 260'	8/12/59	223'	D
7S. 24E. S. 16 SWNW	Minidoka	J. R. Simplot	6" x 290'	8/25/59	245'	D
7S. 24E. S. 20 SWNE	Minidoka	J. R. Simplot	6" x 297'	9/15/59	244'	D
7S. 24E. S. 26 NESW	Minidoka	W. L. Speas	6" x 235'	1/14/60	196'	D
7S. 24E. S. 28 SWSE	Minidoka	G. C. Burden	6" x 256'	9/13/60	222'	D
8S. 24E. S. 8 NENE	Minidoka	John Trevino	6 1/2" x 215'	2/5/54	185'	D
8S. 23E. S. 4 NWNE	Minidoka	Harold Cavener	8" x 267'	1/10/57	226'	D
8S. 23E. S. 28 NWNW	Minidoka	Melvin J. West	8" x 205'	1/16/57	176'	D
8S. 23E. S. 21 SESE	Minidoka	Bill Wakewood	8" x 210'	1/18/57	181'	D
8S. 23E. S. 5 NWSW	Minidoka	Craig Hissaw	7" x 269'	1/28/57	237'	D
8S. 23E. S. 8 NENE	Minidoka	DeMon Nelson	7" x 275'	2/15/57	229'	D
8S. 23E. S. 34 NWNW	Minidoka	V. N. Coleman	8" x 190'	5/1/57	160'	D
* 8S. 23E. S. 23 SWNW	Minidoka	Don Wixon	6" x 245'	10/1/57	197'	D
8S. 23E. S. 34 SENE	Minidoka	Richard Finlinson	8" x 205'	10/ /57	170'	D
8S. 23E. S. 24 NENE	Minidoka	Gerald L. Woodman	6" x 197'	11/20/57	164'	D
8S. 23E. S. 24 NWNW	Minidoka	Virgil Nielson	6" x 190'	11/22/57	157'	D
8S. 25E. S. 17 NESE	Minidoka	Chester M. Helmkamp	6" x 155'	12/6/57	117'	D
8S. 25E. S. 22 NWNE	Minidoka	Lloyd Thaete	6" x 169'	12/27/57	129'	D

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 4 x 0.02 CFS/ACRE = .08 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 = 15.0 AF/A

ACRES 4 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 12 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 4 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 16 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☐)

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

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This is a small dairy. Stock use is less than 13,000 gallons/day.

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV RATE CFS		REC. DIV VOL. AF/A		REC. CONS. USE	
	FROM	TO	DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
Domestic	1/1	12/31		.04				
Irrigation	3/15	11/15		.08		16		12
Stockwater	1/1	12/31		.12				
TOTAL FOR THIS RIGHT				.12		16		12

REVIEWED BY: SW Keen

DATE: 1/2/92

Domestic Use - 2 dwellings x .02 cfs = .04 cfs
 Irrigation - 4 acres x .02 cfs = .08 cfs (Claimant claimed 1"/acre on 5 acres; only 4 found)
 Stockwater - $\frac{(200 \text{ head}) \times (35 \text{ gallons/head}) \times (.00223)}{120 \text{ minutes}} = .13 \text{ cfs}$ (But system max = .12 cfs)

- Claimant stated on 12/12/91 during field exam that stock varied from 80 to 200 at any given time.

- Claimant stated that he does not irrigate at the same time he operates the cleaning procedures for his dairy.

- No ~~diversion~~ diversion volume or consumptive use volume is to be included for small domestic/stock uses. (See memo #34).

RECORDED
FEB 08 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-11271

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS			

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-11271	0.280	-		-	
TOTAL CFS		0.280				

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	FIELD EXAMINER
N	

REMARKS:

NO SPLITS

AUTHENTICATION:

SIGNATURE:

Shelley Walter Kern

DATE:

1/2/92

NAME OF FIELD EXAMINER:

Shelley Walter Kern

TITLE:

Senior Water Resource Agent

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FEB 08 1993

8 S 23 E

S. 23

Frank Wixom

NOT TO SCALE

A36-11271

T85, R23E, S.23

Scale $\approx \frac{1}{8310}$

N
4
+

▨ = Irrig.

Tract E

T582

1362

TRACT NOT HEL

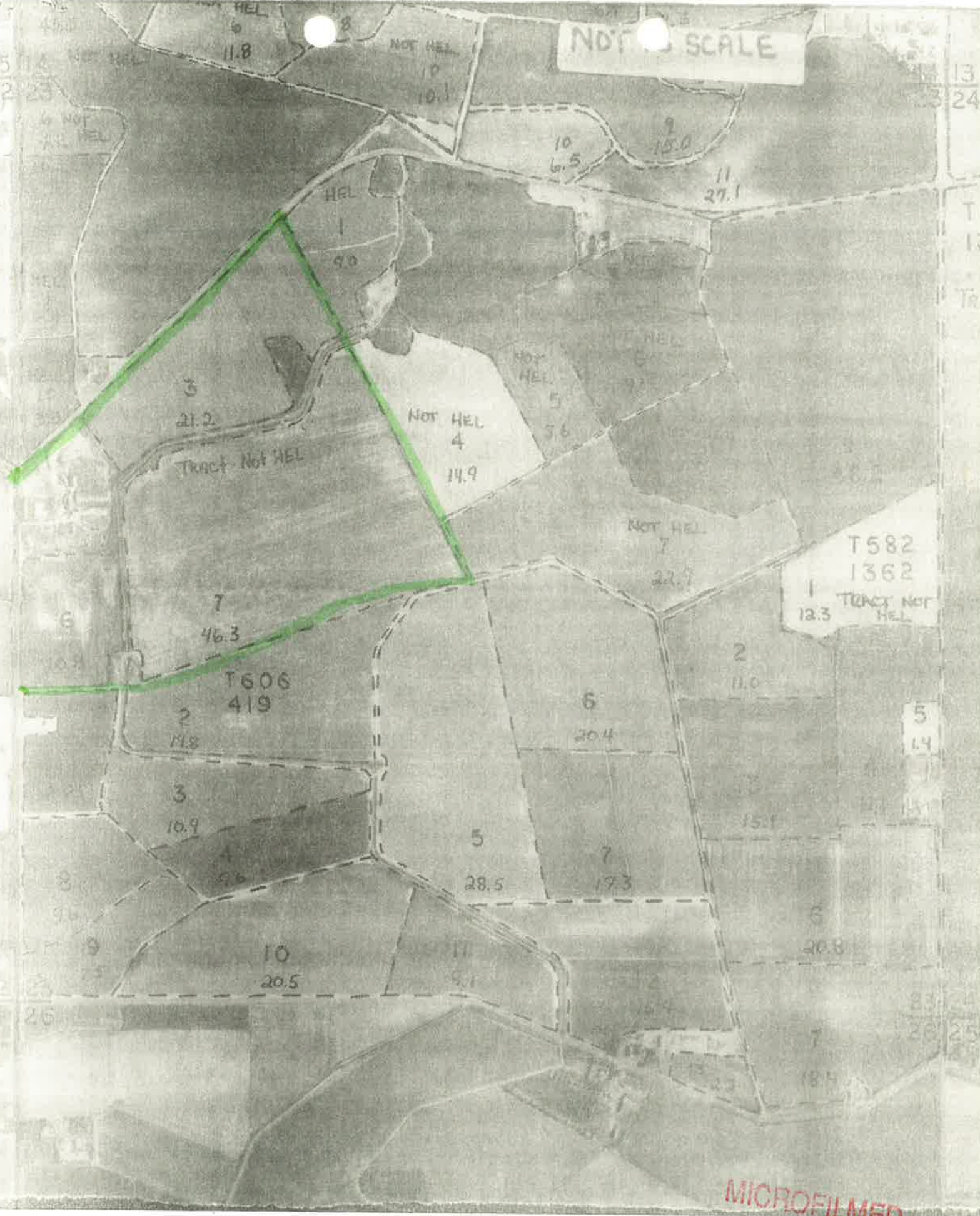
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8 5 236

S. 23

Frank Wixom

NOT TO SCALE



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NOT TO SCALE



MICROFILMED
FEB 08 1993

CLAIM NO. A 36-11271

DATE OF PHOTO: 12/12/91

TAKEN BY: S.W. Keen



- * Point of Diversion - well is under the barrell. Submersible pump and motor. Facing north.



- * Facing East - Irrigated acreage. Claimant says that he has irrigated this within the past five years.

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CLAIM NO. A 36 - 11271

DATE OF PHOTO: 12/12/91

TAKEN BY: S.W. Keen



- * Facing west from the point of diversion. Irrigated lawn and domestic use.



- * Facing west. Irrigated lawn and second domestic use.
This mobile home is directly south of the house above.

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CLAIM NO. A 36-11271

DATE OF PHOTO: 12/12/91

TAKEN BY: S.W. Keen



* Facing Southeast - Claimant says that he irrigated this recently. He connects hoses to the red spigots.



* This drinking trough is typical of the several in use here. When float gets down to a certain level, the pump turns on and refills the tank. MICROFILMED FEB 08 1993

Notes on A36-11271

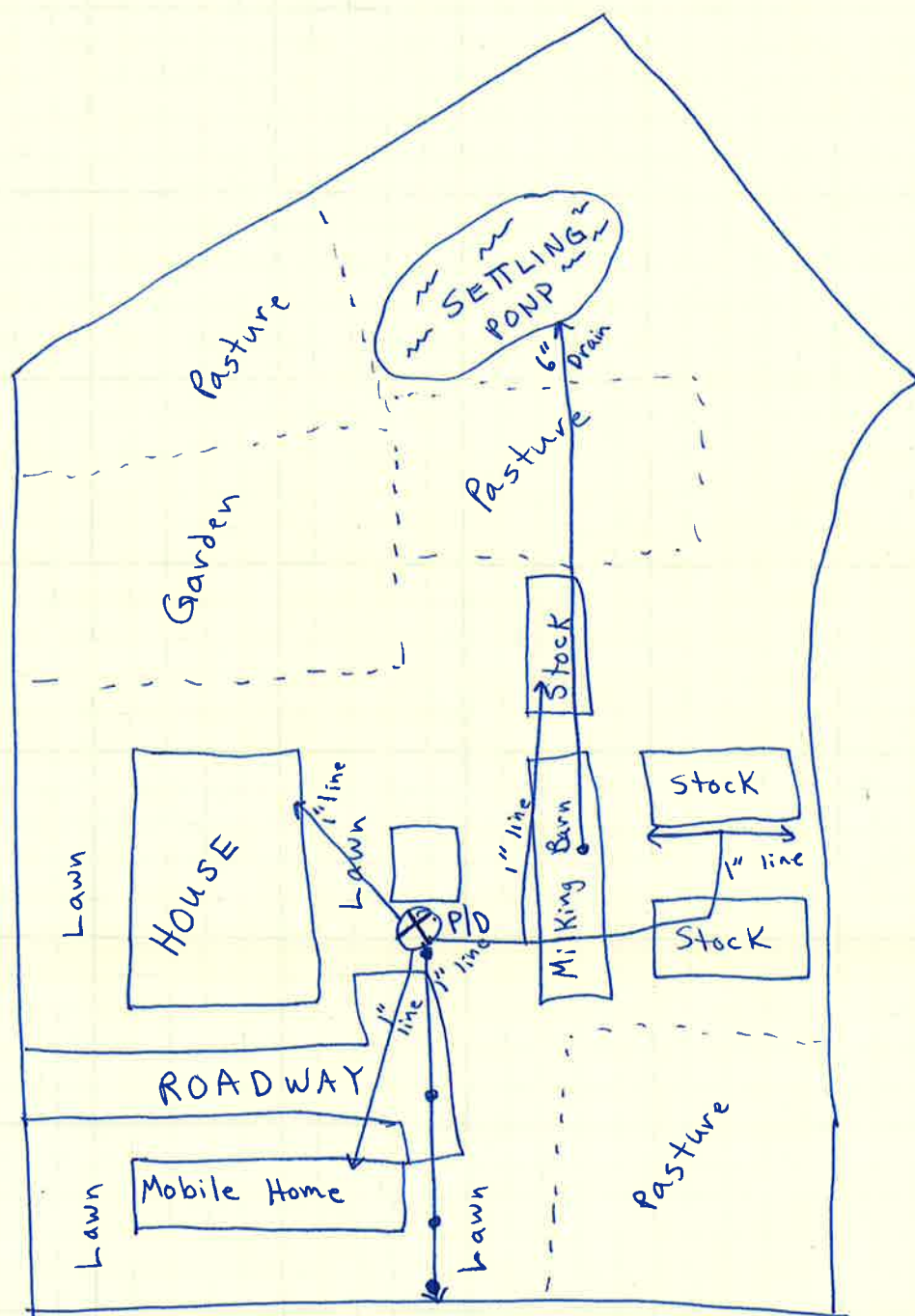
from field exam notes
taken 12/12/91

S.W. Keen

1. Well is 245' deep; 6" casing; submersible pump and motor. The claimant does not know the horsepower, but he believes it is 3hp or 5hp.
2. One line runs to a pressure tank in the house. The pump is set to kick on at 30 psi and off at 55 psi.
3. The lawn and garden are irrigated from hoses and small sprinklers connected to spigots. The spigots branch from 1" lines which run from the point of diversion. The sprinklers are portable garden sprinklers. The claimant says he can water from 4 spigots at once with 2 sprinklers on each spigot.
4. Several 1" lines run to several Marlow and/or Ritchie waterers in the stock pens. These waterers work like toilets - when the float reaches a certain low point, the pump switches on and refills the tank.
5. In the milking area water is used for two purposes.
 - A. Lines run from the well to two ~~tank~~ pressure tanks, each about 100 gallons. One tank is for hot water, the other for cold. This water is used to wash the inside of the milk tank every second day.
 - B. There is also a 1000 gallon tank which is filled twice a day. The water is used for cleaning the milking area. Runoff is carried in a 6" flushing line out to a newly constructed settling pond on the north boundary of the farmstead area. I could not get the claimant to tell me whether the tank is completely emptied and refilled each time, or whether it is only partially emptied and refilled.
6. Much of the "irrigated" area is overgrown with weeds. There is no sagebrush, however. The claimant says that last irrigation season he was ill and, therefore, could not irrigate his garden or small area of pasture for his calves.
7. Only 80 head of stock were present at the time of this exam, but the claimant says it varies between 80 and 200 head.

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Not to Scale!



Not all lines drawn in. All lines are 1" buried pipe.

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