

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: A36-15341

Date Received: 1/ 6/1992

Receipt No: S014034

Received By: KKC - RWL

See Remarks

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

1. Name: RIVERSIDE CEMETERY DISTRICT 208-678-7920
Address: STEVENS HEINER
RT 1 BOX 1276
HEYBURN ID 83336

2. Date of Priority: MAR 8, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	23E	15	SW	SW			MINIDOKA

5. Description of diverting works:
2 WELLS TIED INTO A COMMON BURIED MAINLINE FOR SPRINKLER IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	0.270		36.00

7. Total Quantity Appropriated is:
0.270 C.F.S. (and/or) 36.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	15	SW	SW		IRR	9.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	9.0
					Total Acres	9.0

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:
36-07063 AND 36-07227

14. Remarks:

THIS CLAIM IS TO CORRECT THE DIVERSION VOL LIMITOR FOUND ON 36-7227.

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: _____

For Organizations:

I do solemnly swear or affirm that I am x Sec / Trs. of
Riverside
x Heyburn Cemetery Dist. that I have signed the foregoing
Organization
document in the space below as x Sec / Treasurer of
Riverside Cemetery Dist. and that the statements contained in the
Organization
foregoing document are true and correct. x Stevens E. Danner
Signature of Authorized Agent
x Sec / Treasurer
Title and Organization
x 6 Jan 1992
Date

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State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of Jan., 1992

Robert V. Harrell
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires Dec 31, 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

July 18, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Riverside Cemetery District
P.O. Box 142
Grand View ID 83624

Re: Snake River Basin Adjudication (SRBA)
Water Rights #36-07063, 36-07227, 36-15341 & 57-04090

Dear Water Right Holder:

We have been advised the address for you presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your water right(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by August 14, 2000. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right records.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

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

Water Right Holder's Signature

Telephone No.

SD-0601-2 Last Name: RIVERSIDE CEMETERY DISTRICT

STATE

S	First	O	Water	Priority	Source	Total	Use
E	Name	N	Right No.	Date		Diversion	Code Desc
L							
-	RIVERSIDE CEMETERY DISTRICT						
-		C	~~R36-07063~~	05/08/1969	GROUNDWATER	0.080	01 IRR
-		C	~~R36-07227~~	03/08/1972	GROUNDWATER	0.200	01 IRR
-		C	~~A36-15341~~	03/08/1972	GROUNDWATER	0.270	01 IRR
-		C	~~A36-07063~~	05/08/1969	GROUNDWATER	0.080	01 IRR
-		C	~~A36-07227~~	03/08/1972	GROUNDWATER	0.200	01 IRR
-	NCAP → C		<u>36-15341</u>	08/20/1976	GROUNDWATER	0.120	01 IRR
-	il → C		<u>57-04090</u>	03/07/1922	GROUNDWATER	0.040	01 IRR
-	r → C		<u>36-07227</u>	03/08/1972	GROUNDWATER	0.200	01 IRR
-		C	R36-15341	08/20/1976	GROUNDWATER	0.120	01 IRR
-		C	<u>36-07063</u>	05/08/1969	GROUNDWATER	0.080	01 IRR
-		R	~~57-04090~~	03/07/1922	GROUNDWATER	0.040	01 IRR

TE OF IDAHO
ARTMENT OF WATER RESOURCES
North Orchard Street, P.O. Box 83720
Idaho 83720-0098

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



P.O. BOX 142
GRAND View
83621

RIVERSIDE CEMETERY DIST
PO BOX 241

RECEIVED
JAN 11 1999
Department of Water Resources

AUTO 836

|||||

CLAIMANT'S NAME: Riverside Cemetery DistrictDATE: 1/10/92COUNTY: MinidokaEMPLOYEE: S.W. Keen

I called Stevens Heiner and asked him:

Q: How long have the wells been interconnected?

A: 15 years roughly.

Q: Would he like to submit an affidavit to support a priority date for A36-15341, or would 1976 be okay?

(1976 is the date on our O.Q. photo).

A: 1976 will be okay.

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 10, 1991

Heyburn Cemetery
c/o Stevens Heiner
Rt. 1 Box 1276
Heyburn, Idaho 83336

RE: Snake River Basin Adjudication (SRBA)
Minidoka County - #A36-07227 and #A36-07063

Dear Claimants:

The February deadline for completing our review of SRBA water right claims in your area is drawing near. Consequently, we are trying to address any unresolved discrepancies before we prepare our recommendations for water right Notices of Claim filed for water uses in your area. We have received your Change of Ownership form, and we thank you for your timely response. There are, however, two matters which we would like to clear up before preparing our recommendations for your water rights.

First, we have changed the address on your Notices of Claim, but we were previously unaware that your ownership name had changed from Heyburn Cemetery to Riverside Cemetery. In general, because a Notice of Claim is a formal legal document, making an ownership change requires the new owner to complete all parts of a Change of Ownership form and to submit proof of ownership. Usually a copy of a warranty deed is acceptable.

If you wish us to officially change the Notice of Claim to a Water Right ownership from Heyburn Cemetery to Riverside Cemetery, please complete the blank portions of the ownership change form I am returning to you. If Riverside Cemetery is a new owner, please submit a copy of your warranty deed or some other evidence of the ownership change. If the change is merely a name change, please sign as a former owner and state your capacity as an official of the cemetery organization at the bottom of the form. If you do not complete this form, we will recommend these water rights to the court under the name Heyburn Cemetery.

Second, our review of your recorded rights indicates that you have two licenses which together allow you to irrigate up to five acres. You have filed your Notices of Claim so that they match your licenses. It appears, however, that you have expanded your water use and are actually irrigating ten acres. This may mean that you are in violation of the statutes, which require

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groundwater users who develop after March 25, 1963, to obtain a permit from the Department of Water Resources.

On December 9, 1991, I spoke via telephone with Mr. Ray Bailey to discuss this discrepancy and to explain how to obtain a water right for the additional five acres of irrigation. Mr. Bailey firmly declined to discuss this issue on the phone. Therefore, I will explain some of your options in this letter.

You may pursue a water right for the additional acres in one or both of two ways. Pursuing both of them may be the best way to protect your water use.

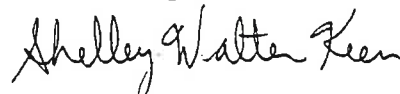
One way is to file an Application for Permit to Appropriate the Public Waters of the State of Idaho, as described in Idaho Code §42-202 and §42-203. An Application and instructions are enclosed. The other way is to file an expansion claim in the SRBA based upon Idaho Code §42-1416(2). A Notice of Claim form and instructions for it are also enclosed.

Please note that there are differences between the right you can establish with a permit and the one you may pursue through an expansion claim. With a permit your priority date will be the date that you file, but you may claim an additional diversion rate. With an expansion claim, you may not claim an additional rate of diversion, but you may claim a priority date as of the date your expansion was completed.

As I have said before, it is important that you act soon. If you wish to file an expansion claim, please do so by January 10, 1992. If you do not file a Notice of Claim, we will not be able to recommend for court decree your water use on this additional acreage.

The information related in this letter is based upon Idaho Department of Water Resources's interpretation of your water rights and its interpretation of the statutes mentioned. If you have any questions, please contact me at 327-7934 or contact our Twin Falls office at 736-3033. In addition to contacting IDWR for further explanations or assistance, you may also wish to seek legal counsel.

Sincerely,



Shelley Walter Keen
Water Resource Agent

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Heyburn Cemetery
December 10, 1991
Page 3 -- Minidoka County

SWK:state:tf

Enclosures:

Application for Permit and Instructions
Long Claim Form and Instructions
Change of Ownership Form

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 18, 1991

Heyburn Cemetery
c/o Stevens Heiner
Rt. 1 Box 1276
Heyburn, Idaho 83336

RE: Snake River Basin Adjudication (SRBA)
Minidoka County - #A36-07227 and #A36-07063

Dear Mr. Heiner:

In our recent mailing to you, we apparently failed to enclose a Change in Address Form with the Change of Ownership Form. Consequently, you completed the incorrect form for executing a change of address for your Notices of Claim.

In order to correct this problem, please complete the enclosed Change in Address Form, sign it, and return it to this office. The numbers assigned to your two claims are listed at the top of the form.

Two reports which profile your Notices of Claim are enclosed for your use.

If you have any questions, please contact me at 327-7934 in Boise.

Sincerely,

Shelley Walter Keen
Water Resource Agent

Enclosures:

Change of Address Form
Profile Reports (2)

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
NOV 18 1991

DATE OF CLOSING: _____

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

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
 Assigned by IDWR: A36-07063 A36-07227

☐ Name and Address of Former
 Owner/Claimant(s)(Seller): _____

☐ New Owner/Claimant
 (Purchaser): _____

☐ New Mailing Address: Hegburn Cemetery
C/O Stevens Heiner
Rt 1 Box 1276 Hegburn, Id. 83336

☐ New Telephone Number: (208) 678-7920

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
 ownership, describe
 proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
 Owner/Claimant(s) _____ Date _____

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

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

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REPORT OF WELL DRILLER State of Idaho

State law requires that this report shall be filed with the State Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name Hayburn Concrete
Address Hayburn Idaho

Owner's Permit No.

NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: Irrigation

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other ☐ (explain)

CASING SCHEDULE: Threaded ☐ Welded ☒
19 "Diam. from +1 ft. to 71 ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.
Thickness of casing: 2SD Wall Material:
Steel ☒ concrete ☐ wood ☐ other ☐

(explain)
PERFORATED? Yes ☒ No ☐ Type of perforator used:

Size of perforations: 1/8 " by 4 "
10 perforations from 17 ft. to 22 ft.
10 perforations from 35 ft. to 65 ft.
perforations from ft. to ft.
perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒
Manufacturer's name Model No.

Type Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☒
No ☐ size of gravel 1/4 to 3/4 Gravel placed from 0 ft. to 72 ft. Surface seal provided? Yes ☐ No ☒ To what depth? ft. Material used in seal:

Did any strata contain unusable water? Yes ☐
No ☒ Type of water: ft. Method of sealing strata off:

Surface casing used? Yes ☒ No ☐
Cemented in place? Yes ☐ No ☒

Locate well in section



LOCATION OF WELL: County Minidoka
SW 1/4 SW 1/4 Sec. 15 T. 10 R. 23 E

Use other side for additional remarks

Size of drilled hole: 18 " Total depth of well: 80 ' Standing water level below ground: 14 ' Temp. Fahr. Test delivery: gpm or cfs Pump? ☐ Bail ☐
Size of pump and motor used to make test:

Length of time of test: Hrs. Min.
Drawdown: ft. Artesian pressure: ft. above land surface Give flow cfs or gpm. Shutoff pressure: Controlled by: Valve ☐ Cap ☐ Plug ☐ No control ☐ Does well leak around casing? Yes ☐ No ☐

DEPTH FROM TO FEET FEET	MATERIAL	WATER YES OR NO
0 15	Sand	
15 22	Gravel + sand	Yes
22 32	Blue clay	
32 75	Gravel + sand	Yes
75 80	Sand + small gravel	Yes

Work started: Sept 28-1966
Work finished: Oct 28 1966
Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.
Name: Raymond J. Commons
Address: Box 146 - Rupert, Idaho
Signed by: Raymond J. Commons
License No. 465 Date: Feb 5-1967

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USGS FEB 09 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

- Stevens Heiner
- Rt. 1 Box 1276
- Heyburn, ID 83336

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MAILING DATE: November 14, 1991

RESPONSE DATE: November 29, 1991

RE: NOTICE OF CLAIM NO[S]: A36-07227 and A36-07063

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

- Heyburn Cemetery
- C/O Garland Christiansen
- 200 W 4th N
Burley, ID 83318

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the Response Date indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff
Manager Adjudication Section

state:region

Enclosures:

- Change of Ownership Form
- Change of Address Form

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

JAN 26 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 21, 2001

RIVERSIDE CEMETERY DISTRICT

~~C/O STEVEN HEINER~~

~~394 S 600 W~~

~~HEYBURN ID 83336~~

*Debbie Severe
420 14th St
Heyburn, Ida 83336*

Re: Snake River Basin Adjudication (SRBA)
Water Right(s) #36-7063, 36-7227, 36-1534-1
Change of Address

*Records updated 1-28-02.
-ss*

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary **and list any other water rights you may have** before returning this letter by January 11, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

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

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

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

Debbie Severe / Riverside Cemetery Dist

Claimant Signature

208-679-9589 or

Telephone No.

431-2333

Basin Adjudication
Attorney General
.449
3711-4449

ADDRESS SERVICE
REQUESTED



36-15341 PD
36-7063 PD
36-7277 PD



394 South 600 West

RIVERSIDE CEMETERY
DISTRICT
C/O STEVENS HEINER
RT 1 BOX 1276
HEYBURN ID 83336

no post sheet
old add.

CLD 97481
WR 36-7063
36-7277

COPY

2001 MAY 18 AM 7:55

FILED
TWIN FALLS CO., IDAHO
AT-SRBA

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

) SUBCASE NO. 36-7063, 36-7227,
)
) 36-15341
)

) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDING
)

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

Name and New Address of Claimant:
Riverside Cemetery District
c/o Ross R Corless
765 W 400 S
Heyburn ID 83336

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated:

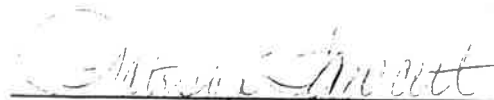
5/18/01


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5/18, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant or attorney of record:
Riverside Cemetery District
c/o Ross R Corless
765 W 400 S
Heyburn ID 83336
3. One Copy to:
Each party in the subcase or attorney of record:
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

05/15/2001

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

RIGHT NUMBER: 36-7063

NAME AND ADDRESS: RIVERSIDE CEMETERY DISTRICT
C/O ROSS R CORLESS
765 W 400 S
HEYBURN, ID 83336

SOURCE: GROUND WATER

QUANTITY: 0.08 CFS

USE OF THIS RIGHT WITH RIGHT NO. 36-07227 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.28 CFS, AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 20.0 AF
USE OF THIS RIGHT WITH RIGHT NO. 36-07227 AND NO. 36-15341 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.28 CFS, AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 36.0 AF

PRIORITY DATE: 05/08/1969

POINT OF DIVERSION:	T10S R23E S15	LOT 1	SESWSW	Within MINIDOKA County
	T10S R23E S15		SWSSEW	Within MINIDOKA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 10-15	0.08 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT

PLACE OF USE:

<u>IRRIGATION Within MINIDOKA County</u>				
T10S R23E S15	LOT 1	SWSW	3	T10S R23E S15
				SESW
				6

9 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 4.0 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 36-07227 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 5.0 ACRES IN A SINGLE IRRIGATION SEASON

USE OF THIS RIGHT WITH RIGHT NO. 36-07227 AND NO. 36-15341 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 9.0 ACRES IN A SINGLE IRRIGATION SEASON

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE: 36-07227 AND 36-15341

RIGHT NO. 36-15341 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE

05/15/2001

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

RIGHT NUMBER: 36-7227

NAME AND ADDRESS: RIVERSIDE CEMETERY DISTRICT
C/O ROSS R CORLESS
765 W 400 S
HEYBURN, ID 83336

SOURCE: GROUND WATER

QUANTITY: 0.2 CFS

USE OF THIS RIGHT WITH RIGHT NO. 36-07063 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 0.28 CFS, AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 20.0 AF

USE OF THIS RIGHT WITH RIGHT NO. 36-07063 AND NO. 36-15341 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.28 CFS, AND A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 36.0 AF

PRIORITY DATE: 03/08/1972

POINT OF DIVERSION: T10S R23E S15 LOT 1 SESWSW Within MINIDOKA County
T10S R23E S15 SWSSEW Within MINIDOKA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 10-15	0.20 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15
AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT
ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 15 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE
IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS
ENTERED FOR THIS RIGHT

PLACE OF USE:

<u>IRRIGATION Within MINIDOKA County</u>					
T10S R23E S15	LOT 1	SWSW	3	T10S R23E S15	SESW 6

9 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 5.0 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 36-
07063 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 5.0 ACRES IN A SINGLE
IRRIGATION SEASON

USE OF THIS RIGHT WITH RIGHT NO. 36-07063 AND NO. 36-15341 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 9.0 ACRES IN A SINGLE IRRIGATION SEASON

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE: 36-07063 AND 36-15341

RIGHT NO. 36-15341 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE

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

05/15/2001

RIGHT NUMBER: 36-15341

NAME AND ADDRESS: RIVERSIDE CEMETERY DISTRICT
C/O ROSS R CORLESS
765 W 400 S
HEYBURN, ID 83336

SOURCE: GROUND WATER

QUANTITY: 0.12 CFS

USE OF THIS RIGHT WITH RIGHT NOS. 36-07063 AND 36-07227 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.28 CFS AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 36.0 AF

PRIORITY DATE: 08/20/1976

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

POINT OF DIVERSION: T10S R23E S15 LOT 1 SESWSW Within MINIDOKA County
T10S R23E S15 SWSSEW Within MINIDOKA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3-15 11-15	0.12 CFS

PLACE OF USE:

<u>IRRIGATION Within MINIDOKA County</u>			
T10S R23E S15	LOT 1	SWSW	3
T10S R23E S15		SESW	6

9 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 36-07063 AND 36-07227 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 9.0 ACRES IN A SINGLE IRRIGATION SEASON

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS.: 36-07063 AND 36-07227 PURSUANT TO SECTION 42-1426, IDAHO CODE

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NOS. 36-07063 AND 36-07227 ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE

THIS RIGHT IS FOR AN ENLARGEMENT OF 4 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 18, 2001

RIVERSIDE CEMETERY DISTRICT
C/O ROSS R CORLESS
765 W 400 S
HEYBURN ID 83336

RE: SRBA Claim(s) 36-7063, 36-7227, 36-15341

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

RECEIVED
APR 05 2001
Department of Water Resources
Southern Region

☐ Water Right Number(s): 36-07063

36-07227

36-15341

☐ Old Mailing Address: Riverside Cemetery

Stevens Heiner

Rt 1 Box 1276 Heyburn, ID. 83336

☐ New Mailing Address: Riverside Cemetery

% Ross R. Corless

765 W 4005 Heyburn, ID. 83336

☐ New Telephone Number: (208) 679 - 5825

☐ Signature of Claimant(s): Ross R. Corless

Date:

4/4/01

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: 5/15/01 By: [Signature]

Water Right Number - R36-15341

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

RIVERSIDE CEMETERY DISTRICT

1 - STEVENS HEINER

2 - RT 1 BOX 1276

3 -

City- HEYBURN

State- ID Zip- 83336

Phone - 208-678-7920

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
08/20/1976 17 SOUTHERN J - BENEFICIAL USE

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

TwN	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name
10S	23E	15	SE SW SW SW SE SW	1		(67) MINIDOKA (67) MINIDOKA		

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	0.120	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.120 0.0

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
10S	23E	15	SW SW	1	3.0	01	IRRIGATION	(67) MINIDOKA
10S	23E	15	SE SW		6.0	01	IRRIGATION	(67) MINIDOKA
Total Acres:					9.0			

+ - - Diversion Means - TWO WELLS TIED INTO A COMMON BURIED MAINLINE FOR SPRINKLER IRR.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-07063 AND 36-07227

+ - - - - - Remarks - - - - - +

QNT USE OF THIS RIGHT WITH RIGHT NOS. 36-07063 AND 36-07227
IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.28 CFS AND A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 36.0 AF.

POU1 USE OF THIS RIGHT WITH RIGHT NOS. 36-07063 AND 36-07227
IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 9.0 ACRES IN
A SINGLE IRRIGATION SEASON.

GEN THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT

enlargement Right
OK KKC
12-9-97
EXP 409 4 Acres

Water right number - R36-15341

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +

NOS.: 36-07063 AND 36-07227 PURSUANT TO SECTION 42-1426, IDAHO
CODE.

EXP RIGHT NOS. 36-07063 AND 36-07227 ARE ALSO DIVERTED THROUGH
THE POINT OF DIVERSION DESCRIBED ABOVE.

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +

C11 - THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
- PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
- AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
- BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
- 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
- RIGHT.

+ - - - Decree Plaintiff - - - + - - - Decree Defendant - - - + - - Decree Date - +

00/00/0000

+ - - Audit Fields - 08/27/97 DSHAFF 08/29/97 C11-PROD 09/10/97 ENORQUES 09/16/97 ENORQUES

+ - - - - Comments - - - - - +

Date: 01/08/1992 User Id: KEEN Subject: COPIED FROM REMARKS
THIS CLAIM IS TO CORRECT THE DIVERSION VOL LIMITOR FOUND ON 36-7227.
Date: 01/10/1992 User Id: KEEN Subject: OVERLAPPING RIGHTS
36-07063 WAS LICENSED FOR FOUR ACRES. 36-07227 WAS INTENDED TO PICK UP AN ADDITIONAL 5 ACRES FOR A TOTAL OF 9, BUT FOR SOME
REASON THE LICENSE WAS ISSUED WITH A COMBINED DIVERSION VOLUME LIMITATION OF 20 AFA (5 ACRES). SINCE 1973 THE CEMETERY BELIEVED
IT HAD LICENSES TO COVER 9 ACRES. A36-15341 IS A SECOND PRESUMPTION EXPANSION CLAIM BASED ON 36-07227 TO PICK UP THE
FOUR ACRES NOT COVERED BY THE LICENSES.
Date: 07/22/1992 User Id: THORNTON Subject: SEASON OF USE
CHANGED TO STANDARD SEASON OF USE AND REVERIFIED.
Date: 09/10/1997 User Id: ENORQUES Subject: REFORMAT
REFORMATTED TO CURRENT STANDARDS.

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/06/1992	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- S014034	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	- E
		Name Connector	-	Notice of Error Flag	-

Water Right Number - R36-15466

Prefix Translation: RESEARCH

Old (D) Number -

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

*** A - ATTORNEY ***

LING

ROGER D

1 - LING NIELSEN & ROBINSON

2 - PO BOX 396

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-000-0000

*** C - CURRENT OWNER ***

LING

MERVIN V

1 - RT 1 BOX 231

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-3751

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
10/01/1955 17 SOUTHERN J - BENEFICIAL USE

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

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name

09S 24E 28 NW NW NE (67) MINIDOKA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

10 - COMMERCIAL 01/01 12/31 0.040 0.20

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.040 0.20 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

09S 24E 28 NW NE 10 COMMERCIAL (67) MINIDOKA

+ - - Diversion Means - 21' WELL WITH 1.5 HP PUMP.

+ - - Non-Irrigation Use - COMMERCIAL, 1 OFFICE BUILDING

+ - - Other Rights for Same Use - NONE

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

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

updated
12-4-97
KKC

EXP

Water right number - R36-15466

Prefix Translation: RESEARCH

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

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

+ - - Audit Fields - 09/07/93 MERRITT 03/30/95 POST-STD 01/30/96 DSMITH

+ - - - - Comments - - - - -

Date: 09/07/1993 User Id: MERRITT Subject: COPIED FROM REMARKS

ITEM 5

MOTOR, FOR USE IN COMMERCIAL OFFICE BUILDING, INCLUDING SINKS, 21 FOOT WELL, 2 INCH IN DIAMETER PIPE WITH 1.5 HP PUMP AND TWO BATHROOMS AND DRINKING WATER.
THIS WATER RIGHT IS DIVERTED THROUGH A SHALLOW WELL AND SANDPOINT SYSTEM. THE OFFICE BUILDING WAS CONSTRUCTED IN 1955, AND USE COMMENCED ON OCTOBER 1, 1955, WHEN THE RADIO STATION K A Y T WAS OPENED AT THIS LOCATION, THE OFFICE BUILDING BEING THE OFFICES OF SAID RADIO STATION. THE OFFICE BUILDING IS PRESENTLY BEING LEASED BY THE DEPT OF TRANSPORTATION OF THE STATE OF IDAHO AS AN OFFICE BUILDING. THE WATER SYSTEM WAS AT ONE TIME TIED TO THE DOMESTIC WATER WATER SYSTEM UNDER WATER RIGHT NO. 36-12885, USING THE DOMESTIC WELL AS A BACKUP SYSTEM FOR THE OFFICE. THIS TIE-IN HAS NOW BEEN DELETED AND IS NOT NEEDED. THE LAND IS WITHIN THE MINIDOKA IRRIGATION DISTRICT AND IS CONSIDERED TO BE IRRIGABLE LAND. THE GROUNDWATER IS ACTUALLY PERCHED WATER CREATED BY THE IRRIGATION PROJECT OPERATED AND MAINTAINED BY MINIDOKA IRRIGATION DISTRICT. PROOF OF CONSTRUCTION IS SHOWN BY THE REAL ESTATE MORTGAGE BEING SUBMITTED HERewith, SHOWING THE MORTGAGE USED TO BUILD THE RADIO STATION AND OFFICE BUILDING IN WHICH SAID RIGHT IS APPURTENANT.

Date: 01/30/1996 User Id: DSMITH Subject: ATTY NAME STANDARDIZED

*ATTY NAME/ADDRESS STANDARDIZED TO AVOID DUPLICATE MAILING LABELS

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 09/07/1993	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 07/16/1993	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- C028161	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-

NO. OF CLAIMS IN POLYGON 3
 CLAIM NUMBERS 36-07063 36-07227 DATE 8/3/97
36-15341 AGENT Y

TRANSFER NUMBER _____
 OBJECTION FILED _____
 TOTAL ACRES FROM RECOMMENDATION 9
 GEOGRAPHIC INFO SYSTEM 8.81

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	105	23E	15											3	6				9
GIS																			8.81
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

B36-DBPOU.DBF 345 UPDATED 345
 B36-DBPOD.DBF 304, 305 UPDATED 304 SE SW SW-15
305 SW SE SW-15

P/U CONFLICT yes () no (✓)
 P/D CONFLICT yes () no (✓)
 SENT FOR DECREE yes (✓) no ()

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED
FEB 09 1993

VERIFIED ADM

Water Right Number - R36-15341

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
RIVERSIDE CEMETERY DISTRICT1 - STEVENS HEINER
2 - RT 1 BOX 1276
3 -
City- HEYBURN
Phone - 208-678-7920

State- ID Zip- 83336

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
08/20/1976 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County10S 23E 15 SE SW SW 1 (67) MINIDOKA
SW SE SW (67) MINIDOKA+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 10/31 0.120

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.120 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County10S 23E 15 SW SW 1 3.0 01 IRRIGATION (67) MINIDOKA
10S 23E 15 SE SW 6.0 01 IRRIGATION (67) MINIDOKA

Total Acres: 9.0

+ - - Diversion Means - TWO WELLS TIED INTO A COMMON BURIED MAINLINE FOR SPRINKLER IRR.

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - 36-07063 AND 36-07227

+ - - - - Remarks - - - - - +

THIS RIGHT IS AN EXPANSION OF RIGHT NO. 36-07227 AND
36-07063 PURSUANT TO IDAHO CODE 42-1416(2).THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OF
DIVERSION DESCRIBED ABOVE: 36-07063 AND 36-07227.THIS RIGHT IS LIMITED TO THE IRRIGATION OF 4.0 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 36-07063 AND NO. 36-07227MICROFILMED
FEB 09 1993

Water right number - R36-15341

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +

IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.28 CFS, A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 36.0 AF, A TOTAL
COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 27.0 AF, AND TO THE
IRRIGATION OF A COMBINED TOTAL OF 9.0 ACRES IN A SINGLE
IRRIGATION SEASON.

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

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

+ - - - - Comments - - - - - +

Date: 01/08/1992 User Id: KEEN Subject: COPIED FROM REMARKS

THIS CLAIM IS TO CORRECT THE DIVERSION VOL LIMITOR FOUND ON 36-7227.

Date: 01/10/1992 User Id: KEEN Subject: OVERLAPPING RIGHTS

36-07063 WAS LICENSED FOR FOUR ACRES. 36-07227 WAS INTENDED TO PICK UP AN ADDITIONAL 5 ACRES FOR A TOTAL OF 9, BUT FOR SOME
REASON THE LICENSE WAS ISSUED WITH A COMBINED DIVERSION VOLUME LIMITATION OF 20 AFA (5 ACRES). SINCE 1973 THE CEMETERY BELIEVED
IT HAD LICENSES TO COVER 9 ACRES. A36-15341 IS A SECOND PRESUMPTION EXPANSION CLAIM BASED ON 36-07227 TO PICK UP THE
FOUR ACRES NOT COVERED BY THE LICENSES.

Date: 07/22/1992 User Id: THORNTON Subject: SEASON OF USE
CHANGED TO STANDARD SEASON OF USE AND REVERIFIED.

+ - - Audit Fields - - +

08/08/92 MERRITT

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 11/07/1991	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/08/1992	Old Judicial District	-
Claim Received Date	- 01/06/1992	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S014034	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- E
				Notice of Error Flag	-

MICROFILMED
FEB 09 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:32:39
01/08/92

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-15341

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		11/26/91 and 11/7/91 S.W. Keen	Y	6	S.W. Keen 1/10/92	S.W. Keen 1/10/92	S.W. Keen 1/13/92
POINT OF DIV	Y			Y	5,4,1			
SOURCE	Y			N	5			
PLACE OF USE	Y			Y	5,4,1			
DIV. AMOUNT CFS/VOLUME	Y			Y	6			
CONSUMPTIVE USE	-			Y	6			
PURPOSES	Y			N	6			
PERIOD OF USE	Y			N	6			
BASIS OF CLAIM	Y			N	6			
REMARKS	Y			Y	6			

"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.

MICROFILMED
FEB 09 1993

Flag = E
Cond. Code = None
Remarks = K02: 36-07227
F06: 36-07063 + 36-07227
K06: 4.0 ACRES
E01: 36-07063 + 36-07227; 0.20 cfs; 36.0 AF; 27.0 AF; 9.0 ACRES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:32:39
01/08/92

PAGE: 1
GENERAL INFORMATION.

CLAIM NUMBER: A36-15341

LAST: RIVERSIDE CEMETERY DISTRICT
ADDRESS: STEVENS HEINER
RT 1 BOX 1276
CITY: HEYBURN
PHONE NUMBER: 208-678-7920

FIRST:

STATE: ID ZIP: 83336

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS CLAIM IS TO CORRECT THE DIVERSION VOL LIMITOR FOUND ON
36-7227.

FIELD EXAMINATION INFORMATION

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:

MICROFILMED
FEB 09 1993

A. AJ CLAIM: # A36-15341 PRIORITY DATE: 03-08-1972 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:

Priority date for an expansion claim cannot predate the field examination for the license it is based upon. In phone conversation on 1/10/92 (documented in MEMO) the claimant indicated 8-20-1976 would be okay. 1976 is the date of one O.Q. photo showing 9 irrigated acres.

=====

RECOMMENDED PRIORITY DATE:

8-20-1976

REVIEWED BY S.W. Keen

DATE 1/10/92

=====

MICROFILMED
FEB 09 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-15341	10S	23E	15		SW	SW		MINIDOKA

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-02729 NONE
A36-07063
A36-07227

WR RECORDS IN SAME 40 ACRE TRACT

36-02729
36-07063
36-07227

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

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

DATABASE

Y
Y

FIELD
EXAMINER

SW Kaen
SW Kaen

REMARKS:

Two wells + pumps connected by a single mainline. Connected for about 15 years - see
1/10/92 MEMO.

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>10S</u>	<u>23E</u>	<u>15</u>	<u>SE</u>	<u>SW</u>	<u>SW</u>	<u>1</u>	<u>Minidoka</u>
<u>10S</u>	<u>28E</u>	<u>15</u>	<u>SW</u>	<u>SE</u>	<u>SW</u>		<u>Minidoka</u>

SOURCE: Groundwater

TRIB: _____

REVIEWED BY: S.W. Keen

DATE: 1/10/92

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A. ROOT WATER RIGHT NUMBERS: A36-15341

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	23E	15	SW	SW		RIVERSIDE CEMETERY DISTRICT	A36-15341 / 9.0	- /		3	3
			SW	SW	1	RIVERSIDE CEMETERY DISTRICT	R36-07063 / 4.0	36-07063 / 4.0			
			SW	SW	1	RIVERSIDE CEMETERY DISTRICT	R36-07227 / 5.0	36-07227 / 5.0			
			SW	SW		SIMPLOT	R36-04181 / 1.0	- /			
			SW	SW	1	J R SIMPLOT COMPANY	R36-04180 / 0.5	- /			
			SW	SW		LARGE CLAIM	A01-1018722 / 4.0	- /			
			SW	SW		J. R. SIMPLOT COMPANY	A36-02648 /	36-02648 /			
			SW	SW		SIMPLOT	A36-02729 /	36-02729 /			
			SW	SW	1	J. R. SIMPLOT COMPANY	R36-02729 /	- /			
			SW	SW	1	J. R. SIMPLOT COMPANY	R36-08154 /	36-08154 /			
			SW	SW		RIVERSIDE CEMETERY DISTRICT	A36-07063 / 4.0	- /			
			SW	SW		RIVERSIDE CEMETERY DISTRICT	A36-07227 / 5.0	- /			
TOTAL ACRES							A36-15341	9.00			

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(✓) N()
IF YES SEE ATTACHED SHEET: 10S 23E S15 SESW

6/9 6/9

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
SW Keen

PRESUMPTION FLAG:

REMARKS:

Field exam 11/26/91 verified p.o.u. / checked by planimeter.

RECOMMENDATIONS:

TOTAL ACRES: 9

REVIEWED BY: S.W. Keen

DATE: 1/9/92

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY	
A36-15341 IRRIGATION	FROM 04-01 TO 10-15	.270 CFS	36.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED		.270 CFS	36.00 AF/A

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:

~~Has standard list 14-1 to 10-31~~ Recommend as claimed. Season of use matches the season of 36-07227.

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.270 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

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

2nd presumption expansion claim. No diversion expansion allowed.

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B.

FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: 36-07063 AND 36-07227

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-15341	GROUNDWATER	RIVERSIDE CEMETERY DISTRICT	0.270	0.030	36.00	4.00
A01-1018722	LARGE CLAIM	LARGE CLAIM	1070.120	0.114		
R36-04180	GROUNDWATER	J R SIMPLOT COMPANY	0.020	0.040	2.00	4.00
R36-04181	GROUNDWATER	SIMPLOT	0.030	0.030	4.00	4.00
R36-07063	GROUNDWATER	RIVERSIDE CEMETERY DISTRICT	0.080	0.020	16.00	4.00
A36-07063	GROUNDWATER	RIVERSIDE CEMETERY DISTRICT	0.080	0.020		
A36-07227	GROUNDWATER	RIVERSIDE CEMETERY DISTRICT	0.200	0.040		
R36-07227	GROUNDWATER	RIVERSIDE CEMETERY DISTRICT	0.200	0.040	20.00	4.00

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-02648	INDUSTRIAL	J. R. SIMPLOT COMPANY	FROM 01-01 TO 12-31	2.660 CFS	405.00 AF/A

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ 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 = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ 36.00 AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(____) N(____)

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

1b. CALCULATIONS

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>Irrigation</u>	<u>4-1</u> <u>10-15</u>	<u>.08</u>	<u>Covered in</u> <u>Remarks</u>	<u>Covered in</u> <u>Remarks</u>
		<u>.08</u>		
TOTAL FOR THIS RIGHT				

REVIEWED BY: S.W. Keen DATE: 1/10/92

According to Anna Baumhoff, liaison to Southern Region, for basin 36 we are supposed to recommend 1"/acre on second presumption expansion claims.

SW Keen
1/10/92

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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: 36-15341

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

-

A36-15341

0.270

-

-

TOTAL CFS

0.270

DIVERSION RATE REVIEW

DATABASE
N

FIELD
EXAMINER

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)

REMARKS:

No splits

AUTHENTICATION:

SIGNATURE:

Shelley Walter Keen

DATE:

1/10/92

NAME OF FIELD EXAMINER:

Shelley Walter Keen

TITLE:

Sr. W.R. Agent

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:33:15
01/08/92

PAGE: 12
PROFILE REPORT

CLAIM NUMBER: A36-15341

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RIVERSIDE CEMETERY DISTRICT STEVENS HEINER RT 1 BOX 1276 HEYBURN ID 83336 (208) 678-7920	03/08/1972	IRRIGATION	04-01 10-15	0.27 CFS	36.0 AFA
TOTAL DIVERSION:					0.27 CFS	36.0 AFA

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Water Source: GROUNDWATER Tributary to: Stage: BENEFICIAL USE
Point(s) of Diversion: T10S R23E S15 SWSW MINIDOKA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	:
10S	23E	15	:													:
															09	:
															TOTAL ACRES	:
															9.0	:
															9.0	:

Other Rights: 36-07063 AND 36-07227

Non-Irrigation Use: NONE

Remarks: THIS CLAIM IS TO CORRECT THE DIVERSION VOL LIMITOR FOUND ON
36-7227.

Dates: Exam Made Date: Verified Date:

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

Originals in
A36-07063

4716

10 11
15 14

4715

4714

15 14
22 23

32' 30"

4713

A36-07063
A36-07227
A36-15341

T10S, R23E, S15

Scale = ¹/₃₃₄₀ **MICROFILMED**

FEB 09 1993

Map Sheet BB78
X 155%

4712

CLAIMANT'S NAME: Heyburn Cemetery DATE: Nov. 14, 1991
COUNTY: Minidoka
EMPLOYEE: S.W. Keen

On 11/8/91 I spoke by telephone to Mr. Ray Bailey, Chairman of the Board for Heyburn Cemetery. His number is 678-8224. Mr. Bailey told me that there are two wells used at the cemetery. One well is located at the center of the cemetery, the other is located at the west end. The current irrigation system connects the two wells, commingling the water from the two.

The north end of the cemetery - between the rows of trees - was developed first. The south end of the cemetery was put under irrigation later.

After I explained the concept of permissible place of use, Mr. Bailey said that it would be okay to recommend a permissible place of use for these rights.

11/13/91 I spoke with Stevens Heiner, Secretary/Treasurer of the (678-7920) Cemetery Board, and he confirmed that there are two wells in use at the cemetery. He also indicated that the well in the center of the cemetery had been pumping sand this year.

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CLAIM NO. A -

DATE OF PHOTO: 11/7/91

TAKEN BY: S.W. Keen



* Facing north toward the gate from the center of the cemetery.

*

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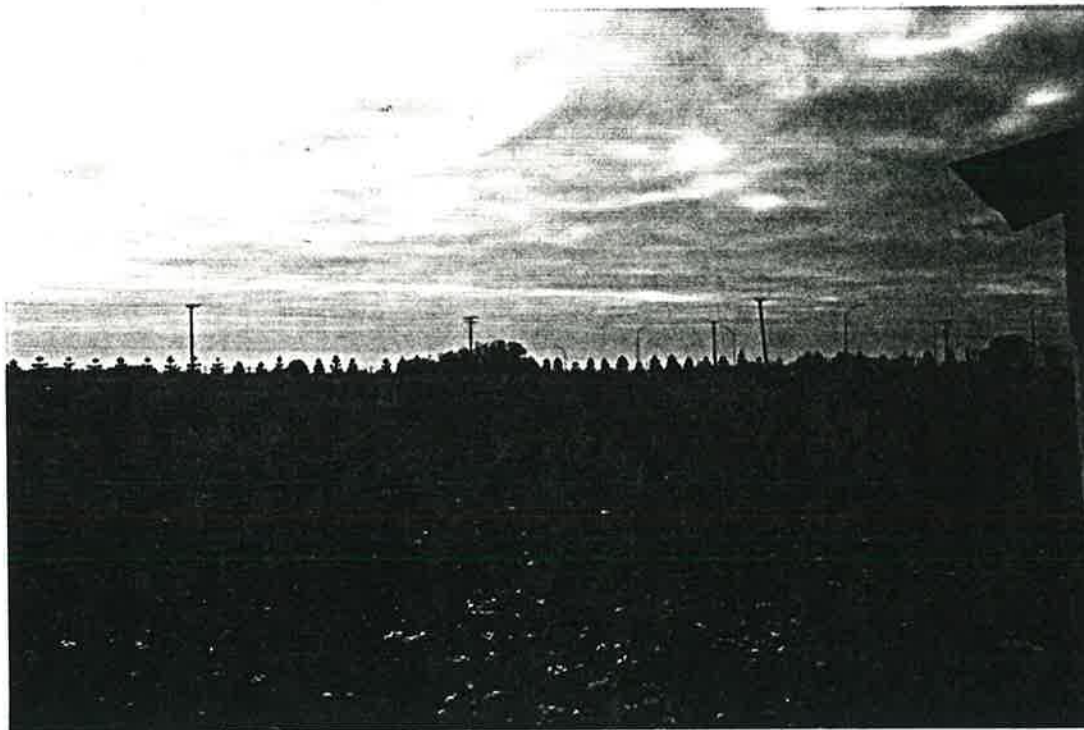
CLAIM NO. A -

DATE OF PHOTO: 11/7/91

TAKEN BY: S.W. Keen



* From center, facing the unirrigated southeast corner of the cemetery.



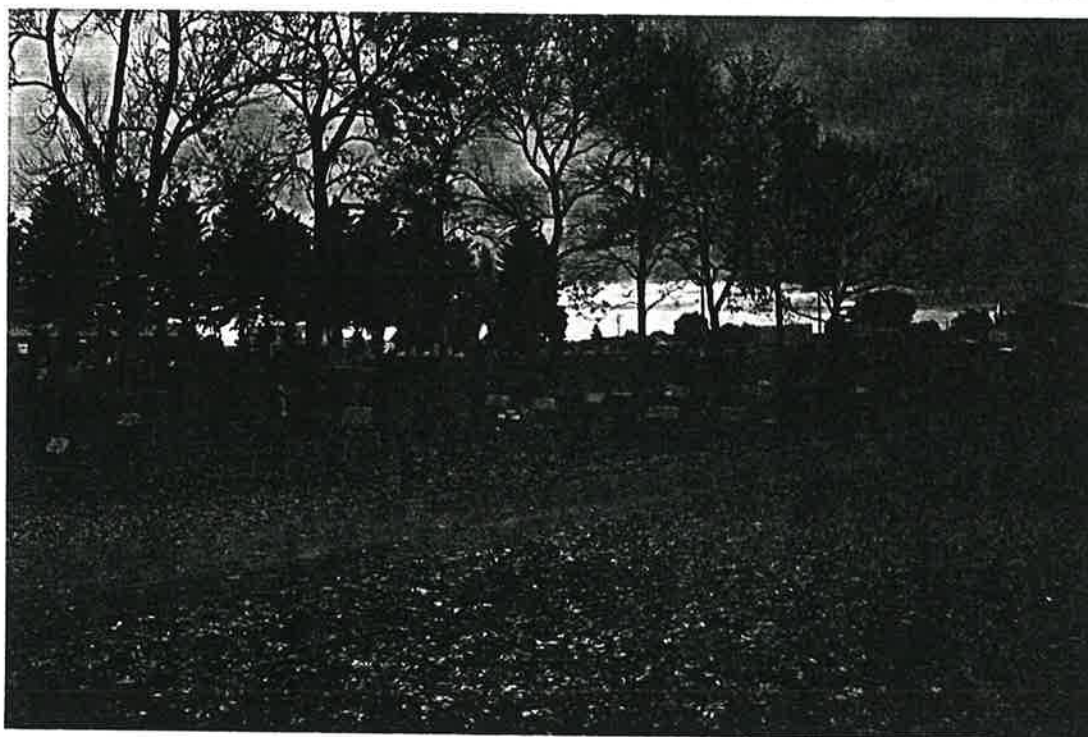
Facing southwest from the center of the cemetery

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FEB 09 1993

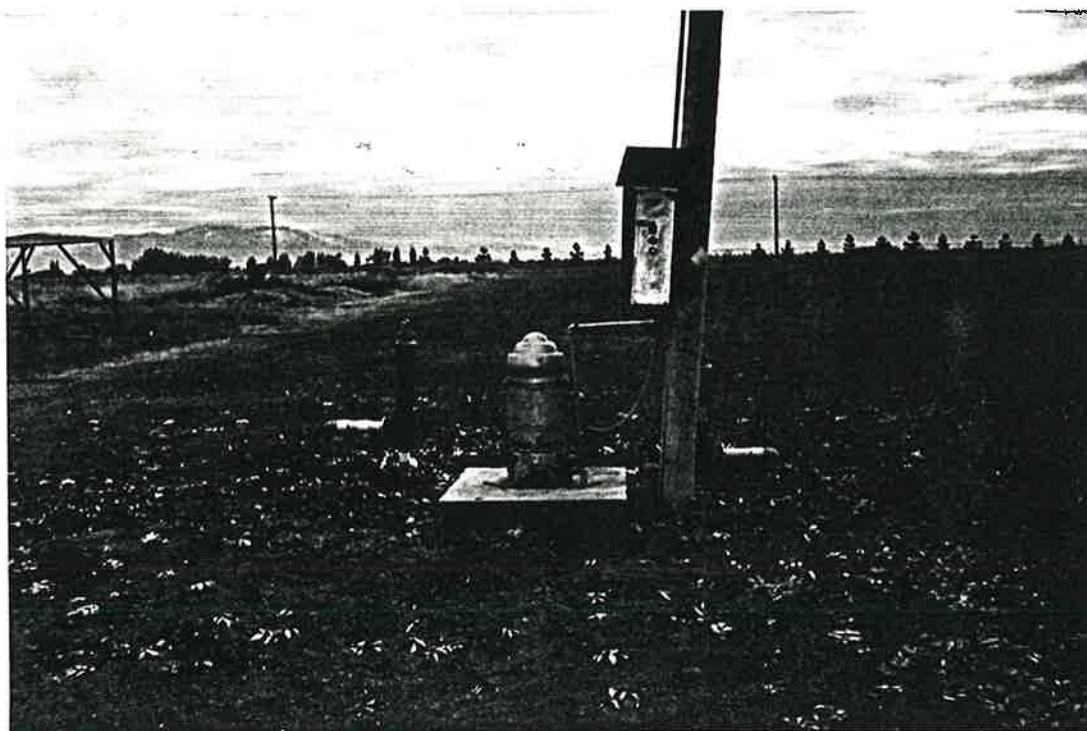
CLAIM NO. A -

DATE OF PHOTO: 11/7/91

TAKEN BY: S.W. Keen



* Facing northeast from the center of the cemetery.



* Well at the center of the cemetery.

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FEB 09 1993

CLAIM NO. A -

DATE OF PHOTO: 11/26/91

TAKEN BY: S.W. Keen



* Facing East. Point of diversion at west end of the cemetery. Submersible motor and pump.



* Facing west. Point of diversion at the west end of the cemetery. Submersible motor + pump.

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CLAIMANT'S NAME: Heyburn Cemetery DATE: Nov. 14, 1991
COUNTY: Minidoka
EMPLOYEE: S.W. Keen

11/15/91 8:30 AM. I called Mr. Ray Commons, licensed well driller, at 436-0362 to discuss wells he drilled for Heyburn Cemetery. Mr. Commons had his notes on one well. These notes seem to correspond to the information on the one well log we have on microfilm.

Mr. Commons remembers drilling two similar wells only a few years apart at the cemetery. He also remembers that one well is in a line due east of the other.

11/15/91 9:00 AM Mr. Commons called again to say that he has notes about drilling a well for Heyburn Cemetery in October, 1956.

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CLAIMANT'S NAME: Heyburn CemeteryDATE: 12/10/1991COUNTY: MinidokaEMPLOYEE: S.W. Keen

Yesterday I called Mr. Ray Bailey, cemetery committee chairperson, to discuss the cemetery's need for a second presumption expansion claim or an Application for Permit. (These two licensed rights cover a combined total of 5 acres with 20 AFA, but the cemetery irrigates 10 acres.)

Mr. Bailey was uncooperative, and he suggested that I make the paperwork right instead of bothering him.

Because this phone call accomplished little, I will prepare a letter and try again.

S.W. Keen Dec. 10, 1991

12/19/91 Mr. S. Heiner called me in response to My letter of Dec. 10, 1991. I explained to him how his licenses together are limited to 20 AFA or 4.0 AF/ACRE $\approx$ 5 acres. He asked me to explain the difference between a permit + an expansion claim, and I did so. He told me that the well at the center of the cemetery has gone dry, and therefore they are negotiating with the city to get water. Mr. Heiner indicated that if the negotiations with the city are successful, the cemetery may not need to file an additional claim or App. for permit. Mr. Heiner told me all would be resolved by Jan. 10.

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S.W. Keen