

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: A36-08124
Date Received: 8/ 2/1989
Receipt No: S008729
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LARRY R. NESBIT 208-436-3669
Address: RT. 4 BOX 268
RUPERT, ID 83350

Name: BERTA DAWN NESBIT 208-436-3669
Address: RT. 4 BOX 268
RUPERT, ID 83350

2. Date of Priority: SEP 30, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	25E	5	NE	NE	NE	1	MINIDOKA

5. Description of diverting works:
WELL, PUMP, SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 60.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC/ 1 HOUSE; STOCKWATER/ 10 RANGE CATTLE

MICROFILMED
FEB 05 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09S	25E	5	NE		NE	1	IRR	20.0
			NE		NE	1	DOMEST	
			NE		NE	1	STOCK	
Section Acres								20.0
Total Acres								20.0

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:

TWO WELLS WERE DEVELOPED; ONE FOR THE IRRIGATION USES AND ONE FOR THE DOMESTIC USES. AT THE TIME THE DOMESTIC USES WERE NOT NECESSARY TO FILE ON. THIS USE WAS MENTIONED IN THE REMARKS OF THE APPLICATION FOR PERMIT.

OWNERSHIP CHANGE 8/2/91 BY JG.

15. Basis of Claim: PERMIT

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

MICROFILMED
FEB 05 1993

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
FEB 05 1993

RECEIVED

(see instructions on back of page)

JUL 03 1991

Department of Water Resources

BM.thern Region Office

If you have additional legal descriptions, please attach separate sheet.

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

☒ **Water Right Number(s)** A36-08124
Assigned by IDWR: _____

[[Name and Address of Former Owner/Claimant(s)(Seller): CLIFTON P. SMITH xx

~~Rt.x4xBox268x~~ P. O. Box 295

Rupert, Idaho 83350

**[] New Owner/Claimant
(Purchaser):**

LARRY R. NESBIT and BERTA DAWN NESBIT

[] **New Mailing Address:** Rt. 4, Box 268

Rupert, Idaho 83350

[] New Telephone Number: (208) 436-3669

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: COPY RECORDED WARRANTY DEED

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

[] Signature of New
Owner/Claimant(s)

Date 4.22-91

Date 4-22-91

[] Signature of Former
Owner/Claimant(s):

Date 4/22/91

Date _____

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

Initial Review and Data-Entry

Date: 8/2/91 By: AC

Further Action Needed:

Further Action Taken

Date: _____ **By:** _____

Final Review and Data-Entry

Date: 8/2/91 By: JC

Claim Numbers of Split, if any:

MICROFILMED
FEB 05 1993

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

SD-33	Last Name: SMITH		STATE				
S	O						
E	W	Water	Priority		Total	Use	
L	N	Right No.	Date	Source	Diversion	Code Desc	
SMITH							
DAVID	C	A36-14757	07/27/1983	GROUNDWATER	0.040	43 DOMEST	
RANAE G.	C	A36-07088	10/10/1969	GROUNDWATER	6.400	01 IRR	
RANAE G.	C	A36-07430	11/15/1973	GROUNDWATER	3.200	01 IRR	
JOHN	C	R36-12744	05/01/1978	GROUNDWATER	0.040	43 DOMEST	
JUDY	C	R36-12744	05/01/1978	GROUNDWATER	0.040	43 DOMEST	
ETHEL C.	O	A36-00034	03/30/1884	BILLINGSLEY	1.500	01 IRR	
				SPLIT RIGHT			
ETHEL C.	O	A36-00037	04/01/1880	BILLINGSLEY	3.000	01 IRR	
				SPLIT RIGHT			
LANDON H.	C	A36-00086D	02/01/1888	WEATHERBY S	0.060	43 DOMEST	
DANNY	O	A36-02576	08/14/1963	GROUNDWATER	1.850	01 IRR	
CLIFTON P.	C	A36-08124	09/30/1982	GROUNDWATER	0.420	01 IRR	
						04 STOCK	
						43 DOMEST	
SHARLENE	C	A36-00104B	09/01/1889	LEN LEWIS S	1.000	01 IRR	

(Enter=Continue)

(GOLD7=This Query)

(MENU _____)

MICROFILMED
FEB 05 1993

SD-36	Township: 09S	Range: 25E	Section: 5	Tract:	Lot:	
S	L	STATE	O	S	Max # Records 20	
E	O	Water	W	T	Priority Use	
L	Tract T	Right No.	N	AC	Date	
		Name			Code Desc	
		Last, First				
---	---	---	---	---	---	
---	NENE	A01-10187Z1	LARGE CLAIM	C	1 D 03/26/1903	39 GWR FS
---	NENE	1 A36-08124	SMITH, CLIFTON P.	C	20 P 09/30/1982	01 IRR
---						04 STOCK
---						43 DOMEST
---	NENE	1 A36-08124	SMITH, CLIFTON P.	C	P 09/30/1982	01 IRR
---						04 STOCK
---						43 DOMEST
---	NENE	1 A36-08124	SMITH, CLIFTON P.	C	P 09/30/1982	01 IRR
---						04 STOCK
---						43 DOMEST
---	NENE	1 R36-08124	SMITH, CLIFTON P.	C	7 P 09/30/1982	01 IRR
---						04 STOCK
---	NENE	1 R36-08124	SMITH, CLIFTON P.	C	P 09/30/1982	01 IRR
---						04 STOCK
---	NENE	1 R36-08124	SMITH, CLIFTON P.	C	P 09/30/1982	01 IRR
---						04 STOCK

(Enter=Continue)

(GOLD7=This Query)

(MENU _____)

MICROFILMED
FEB 05 1993

WARRANTY DEED

For Value Received

CLIFTON P. SMITH, a single man

RECEIVED

JUL 03 1991

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

LARRY R. NESBIT and BERVA DAWN NESBIT, husband and wife
ADDRESS: Rt. 4, Box 268, Rupert, Idaho 83350
Department of Water Resources
Northern Region Office

Hereinafter called the Grantee, the following described premises situated in Minidoka County, Idaho, to-wit:

See attached Exhibit "A" for legal description

SUBJECT TO:

All reservations in Patents or Deeds in the chain of title.

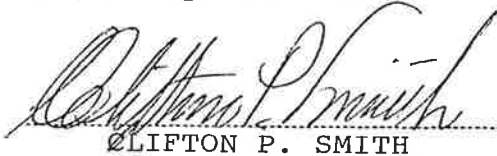
Taxes for 1991 and subsequent years.

Assessments of the Minidoka Irrigation District and the rights and powers of said District as by law provided.

Easement for Erection and Maintenance of Power Line from Clifton P. Smith, to Rural Electric Company, a cooperative association, dated July 1, 1980 and recorded July 1, 1980 as Instrument No. 305045, records of Minidoka County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: May 22, 1991



CLIFTON P. SMITH

STATE OF IDAHO, COUNTY OF Cassia
On this day of May , 1991
before me, a notary public in and for said State, personally appeared

CLIFTON P. SMITH

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged
to me that he executed the same.

Notary Public

Residing at
Commission expires:

, Idaho.

EXHIBIT "A"

TOWNSHIP 9 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

Section 5: N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ EXCEPTING THEREFROM the following
described parcel:

Beginning at the Northeast corner of said Section
5, said corner marked by a brass cap; thence
North 89°44'00" West along section line for 38.70
feet to a P.K. Nail which shall be THE POINT OF
BEGINNING;
Thence South 0°04'04" East for 478.77 feet to a $\frac{1}{2}$ '
rebar;
Thence South 87°20'12" West for 456.45 feet to a $\frac{1}{2}$ "
rebar;
Thence North 3°04'45" West for 502.95 feet to a
P.K. nail on section line;
Thence South 89°44'00" East along section line for
482.41 feet to THE POINT OF BEGINNING.

RECEIVED

JUL 03 1991

Department of Water Resources
Southern Region Office

RECORDED AT REQUEST OF
Land Title-Burley
FILM NO.
MAY 24 4 31 PM '91
MINIDOKA COUNTY, IDAHO
BOISE, IDAHO
FEE
LPE
BX

397197

On this day of May , 1991
before me, a notary public in and for said State, per-
sonally appeared

CLIFTON P. SMITH

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged
to me that he executed the same.

Notary Public

Residing at
Commission expires:

, Idaho.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

02-Aug-1991 13:10

LARRY R &/OR BERTA DAWN NESBIT
RT. 4 BOX 268
RUPERT ID 83350

Re: Ownership Change for Adjudication Claim NO. A36-08124 -
Smith

Dear Claimants:

Pursuant to the notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claim noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosure

MICROFILMED
FEB 05 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: A36-08124
Date Received: 8/02/1989
Receipt No: S008729
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLIFTON P. SMITH 208-436-0562
Address: RT. 4 BOX 268
RUPERT, ID 83350

2. Date of Priority: SEP 30, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	25E	5	NE	NE	NE	1	MINIDOKA

5. Description of diverting works:
WELL, PUMP, SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 60.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/10 RANGE D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	25E	5	NE	NE	1	IRR	20.0

A36-08124

Page 1

Date: 08/02/89

MICROFILMED
FEB 05 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	25E	5	NE	NE	1	DOMEST	
			NE	NE	1	STOCK	
						Section Acres	20.0
						Total Acres	20.0

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:

TWO WELLS WERE DEVELOPED; ONE FOR THE IRRIGATION USES AND ONE FOR THE DOMESTIC USES. AT THE TIME THE DOMESTIC USES WERE NOT NECESSARY TO FILE ON. THIS USE WAS MENTIONED IN THE REMARKS OF THE APPLICATION FOR PERMIT.

15. Basis of Claim: PERMIT

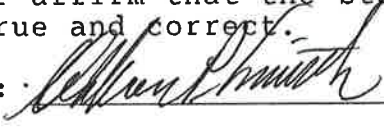
16. Signature(s)

(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: 2 AUG 1989

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of Aug 19 89 
Seal Notary Public
Residing at Twin Falls
My Commission Expires Dec 7, 1994

RECEIVED

FEB 14 2002



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 6, 2002

LARRY R NESBIT
BERVA DAWN NESBIT
400 N 599 E
RUPERT ID 83350

RECEIVED

APR 04 2002

Department of Water Resources
Southern Region

RE: Snake River Basin Adjudication (SRBA)
Water Rights #36-8124 and 36-15295

Dear Water Right Holders:

P.O.

records updated 2-27-02, -10

The Postal Service has advised us your address has changed to the above address.

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.

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 before returning this letter, list **any other water rights you have**, and return this letter by February 14, 2001. 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. Be sure to list your water right numbers.

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 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.

x Larry R Nesbit

x 208-436-3669

LARRY R NESBIT
RT 4 BOX 268
RUPERT ID 83350

400 N. 599 E.
36 9124th P.D.
36-15295-P.D.

BERVA DAWN NESBIT
RT 4 BOX 268
RUPERT ID 83350

GORDON B NICHOLAS 36-7267
RT 3 BOX 186 5th E. 810 W/R
RUPERT ID 83350
810 N. 500 E.

Water Right Number - 36-08124

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***

NESBIT	LARRY R	1 - RT 4 BOX 268	
		2 -	
		3 -	
		City- RUPERT	State- ID Zip- 83350
		Phone - 208-436-3669	
NESBIT	BERVA DAWN	1 - RT 4 BOX 268	
		2 -	
		3 -	
		City- RUPERT	State- ID Zip- 83350
		Phone - 208-436-3669	

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
09/30/1982 17 SOUTHERN L - LICENSE

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

TwN	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name
09S	25E	5	NE NE NE	1		(67) MINIDOKA		

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	0.140	28.00
04 - STOCKWATER		01/01	12/31	0.020	0.20

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.160 28.20 21.0

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09S	25E	5	NE NE	1	7.0	01	IRRIGATION	(67) MINIDOKA
09S	25E	5	NE NE	1		04	STOCKWATER	(67) MINIDOKA

Total Acres: 7.0

+ - - Diversion Means - WELL, PUMP, SPRINKLER
+ - - Non-Irrigation Use - STOCKWATER/ 10 RANGE CATTLE
+ - - Other Rights for Same Use - NONE

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

updated
11-25-97
KKE

exp

Water right number - 36-08124

Prefix Translation: WATER RIGHT

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

+ - - - - 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

+ - - Audit Fields - 12/05/90 BEDKE 08/05/91 GIVENS 12/09/91 WORSTELL 12/23/91 MERRITT 07/10/92 CWU-PROD
07/18/92 POST-STD 08/28/92 PR-PRODM 09/24/92 SCHULTZ 10/09/92 SOUTH1 11/02/92 CPSHAW
12/05/92 ADT-SHAW 03/29/95 POST-STD

+ - - Certified Numbers & Date Mailed - 258119 08/24/92

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

Date: 12/09/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS
TWO WELLS WERE DEVELOPED; ONE FOR THE IRRIGATION USES AND ONE FOR THE DOMESTIC USES. THIS USE WAS MENTIONED IN THE REMARKS OF
THE APPLICATION FOR PERMIT.
OWNERSHIP CHANGE 8/2/91 BY AA.

Date: 12/23/1991 User Id: MERRITT Subject: DOMESTIC USE
THE DOMESTIC USE CLAIMED IS BEING RECOMMENDED UNDER 36-15295.
Date: 09/24/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
NOE RECEIVED 9/23/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 12/23/91. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 10/09/1992 User Id: SOUTH1 Subject: RESPONSE TO NOE
NO CHANGE WAS MADE TO RECOMMENDATION OF DIV. RATE, DIV. VOLUME, OR SEASON OF USE. RATE & VOLUME RECOMMENDATIONS WERE BASED ON
LICENSE IN 1989. SEASON OF USE BASED ON NEW STANDARD. LETTER SENT 10/9/92. M. STERLING

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

Court Report Filing	- 11/02/1992	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	- 08/02/1989	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	- S008729	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	- B

NO. OF CLAIMS IN POLYGON 1
 CLAIM NUMBERS 36-08124

DATE 8/28/97
 AGENT [Signature]

TRANSFER NUMBER _____
 OBJECTION FILED _____
 TOTAL ACRES FROM RECOMMENDATION 7
 GEOGRAPHIC INFO SYSTEM 5.50

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	09S	25E	05	7															7
GIS				5.50															5.50
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED
 B36-DBPOU.DBF 407 ✓
 B36-DBPOD.DBF 378 ✓

POLYGON # _____ UPDATED
 ATTRIBUTES OF B36-POU.SHP (407) ✓
 ATTRIBUTES OF B36-POD.SHP (378) NEWENE-5

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

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF

MICROFILMED
FEB 05 1993

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

**Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000**

RECEIVED
SEP 23 1992
Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number:

A36-08124

2. Name:

Larry R. Nesbit

Address:

Rt 4. Box 268

Rupert Id 83350

Weekday Telephone Number:

436-3669

RECEIVED

SEP 28 1992

Department of Water Resources
Southern Region Office

MICROFILMED

FEB 05 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

lowering c.f.s. for irrigation from
.400 to .14 lowering a.f.y. from
60 to 28 and shortening season from 3/15
to 11/15 changed to 4/1 to 11/1

4. Describe the changes you wish to have made in the proposed recommendation:

leave c.f.s., A.f.y., and irrigating
season as it is currently

5. Describe why you disagree with the proposed recommendation.

I + will not allow the highest and
best use of the land and will

6. Date: decrease the value.

9/22/92

SIGNATURE

Larry R. Nash



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

09-Oct-1992

Larry R Nesbit
Rt 4 Box 268
Rupert ID 83350

RE: Proposed Recommendation for Water Right No: 36-08124

Dear Mr. Nesbit:

This letter is in response to the Notice of Error (NOE) you recently filed with IDWR regarding the Director's proposed recommendation of the claim listed above.

Your NOE indicates that you would like the recommendation to show a longer season of use for irrigation. For the reasons states below, the season of use that will be recommended in the Director's Report will remain as proposed.

The proposed recommendation is based on irrigation season of use standards adopted by the director for the various regions throughout the state. These standards are based on the period of the year in which there is less than a 75% chance of a 24 degree F. frost.

In addition, since there are some years in which water can be beneficially used for irrigation outside the irrigation season, the proposed Director's Report includes a general provision which provides for irrigation outside the irrigation season under certain conditions. The conditions are that the water is beneficially used, as determined by the director; that all water rights with a period of use outside the irrigation season regardless of priority, are satisfied; and that the use does not conflict with the public interest as determined by the director. This proposed general provision will be included in the Director's Report.

You have also questioned the recommended diversion rate and diversion volume. Those recommendations are based upon the license that was issued on 11/2/1989. We cannot recommend a diversion rate or volume greater than the amount licensed.

MICROFILMED

FEB 05 1993

If you still disagree with IDWR's recommendations you will have an opportunity to file an objection to the Director's report with the court. When the Director's Report is filed with the court, you will be mailed a notice that will contain more information about the objection process.

Sincerely,

Marci Sterling

Marci Sterling
Engineering Specialist (EIT)

MICROFILMED
FEB 05 1993

MICROFILMED
FEB 05 1993

Water Right Number - R36-08124

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
NESBIT

LARRY R

1 - RT 4 BOX 268

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-3669

NESBIT

BERVA DAWN

1 - RT 4 BOX 268

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-3669

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
09/30/1982 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

09S 25E 5 NE NE NE 1 (67) MINIDOKA

+ - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 0.140 28.00
04 - STOCKWATER 01/01 12/31 0.020 0.20+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.160 28.20 21.0+ - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 25E 5 NE NE 1 7.0 01 IRRIGATION (67) MINIDOKA
09S 25E 5 NE NE 1 04 STOCKWATER (67) MINIDOKA

Total Acres: 7.0

+ - - Diversion Means - WELL, PUMP, SPRINKLER

+ - - Non-Irrigation Use - STOCKWATER/ 10 RANGE CATTLE

+ - - Other Rights for Same Use - NONE

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

Water right number - R36-08124

Prefix Translation: RESEARCH

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

+ - - - - 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: 12/09/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS
TWO WELLS WERE DEVELOPED; ONE FOR THE IRRIGATION USES AND ONE
THE APPLICATION FOR PERMIT.
OWNERSHIP CHANGE 8/2/91 BY AA.

FOR THE DOMESTIC USES. THIS USE WAS MENTIONED IN THE REMARKS OF

Date: 12/23/1991 User Id: MERRITT Subject: DOMESTIC USE
THE DOMESTIC USE CLAIMED IS BEING RECOMMENDED UNDER 36-15295.
Date: 09/24/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
NOE RECEIVED 9/23/92. CHANGED NOE FLAG FROM BLANK TO A.

CLAIM VERIFIED 12/23/91. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 10/09/1992 User Id: SOUTH1 Subject: RESPONSE TO NOE
NO CHANGE WAS MADE TO RECOMMENDATION OF DIV. RATE, DIV. VOLUME,
LICENSE IN 1989. SEASON OF USE BASED ON NEW STANDARD. LETTER

OR SEASON OF USE. RATE & VOLUME RECOMMENDATIONS WERE BASED ON
SENT 10/9/92. M. STERLING

+ - - Audit Fields - - +

10/09/92 SOUTH1

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

Court Report Filing - 00/00/0000
Objection Filed Date - 00/00/0000
Response Filed Date - 00/00/0000
Claim Received Date - 08/02/1989

Field Inspection Made - 00/00/0000
Field Inspection Flag -
Verified Date - 00/00/0000
Last Amended Date - 00/00/0000
Receipt Number - S008729
POU Ownership Flag - Y
Name Connector -

Civil Case Number - 39576
Old Case Number -
Old Judicial District -
Temporary Right - P
Water District -
Federal/State Indicator - S
Presumption Flag -
Notice of Error Flag - B

MICROFILMED
FEB 05 1993

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED

FEB 0 5 1993

Water Right Number - R36-08124

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
NESBIT

LARRY R.

1 - RT. 4 BOX 268

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-3669

NESBIT

BERVA DAWN

1 - RT. 4 BOX 268

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-3669

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
09/30/1982 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09S 25E 5 NE NE NE 1 (67) MINIDOKA+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.140 28.00
04 - STOCKWATER 01/01 12/31 0.020 0.20+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.160 28.20 21.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 25E 5 NE NE 1 7.0 01 IRRIGATION (67) MINIDOKA
NE NE 1 04 STOCKWATER (67) MINIDOKA

Total Acres: 7.0

+ - - Diversion Means - WELL, PUMP, SPRINKLER

+ - - Non-Irrigation Use - STOCKWATER/ 10 RANGE CATTLE

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
No Remarks found.MICROFILMED
FEB 05 1993

Water right number - R36-08124

Prefix Translation: RESEARCH

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

+ - - - - 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: 12/09/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS

TWO WELLS WERE DEVELOPED; ONE FOR THE IRRIGATION USES AND ONE
THE APPLICATION FOR PERMIT.

OWNERSHIP CHANGE 8/2/91 BY AA.

Date: 12/23/1991 User Id: MERRITT Subject: DOMESTIC USE

THE DOMESTIC USE CLAIMED IS BEING RECOMMENDED UNDER 36-15295.

FOR THE DOMESTIC USES. THIS USE WAS MENTIONED IN THE REMARKS OF

+ - - Audit Fields - - +

12/23/91 MERRITT

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

Court Report Filing - 00/00/0000
Objection Filed Date - 00/00/0000
Response Filed Date - 00/00/0000
Claim Received Date - 08/02/1989

Field Inspection Made - 00/00/0000
Field Inspection Flag -
Verified Date - 12/23/1991
Last Amended Date - 00/00/0000
Receipt Number - S008729
POU Ownership Flag - Y
Name Connector -

Civil Case Number - 39576
Old Case Number -
Old Judicial District -
Temporary Right - P
Water District -
Federal/State Indicator - S
Presumption Flag -
Notice of Error Flag -

MICROFILMED
FEB 05 1993

Water Right Number - R36-15295

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

NESBIT

LARRY R.

1 - RT. 4 BOX 268

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-3669

NESBIT

BERVA DAWN

1 - RT. 4 BOX 268

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-3669

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
09/30/1982 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +

| Tw | Rng | Sec | Tract | Lot | RFlg | County |
|-----|-----|-----|----------|-----|------|----------|
| 09S | 25E | 5 | NE NE NE | 1 | (67) | MINIDOKA |

| Code | Description | Period From | Period To | Diversion Rate | Diversion Volume |
|---------------|-------------|-------------|-----------|----------------|------------------|
| 43 - DOMESTIC | | 01/01 | 12/31 | 0.040 | |

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

| Tw | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|-------|------|-------------|---------------|
| 09S | 25E | 5 | NE NE | 1 | | 43 | DOMESTIC | (67) MINIDOKA |

Total Acres:

+ - - Diversion Means - WELL & PUMP

+ - - Non-Irrigation Use - DOMESTIC/ 1 HOUSE

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
No Remarks found.MICROFILMED
FEB 05 1993

Water right number - R36-15295

Prefix Translation: RESEARCH

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

+ - - - - 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: 12/23/1991 User Id: MERRITT Subject: RECOMMENDATION OF DOMESTIC USE.

THIS IS THE DOMESTIC USE CLAIMED UNDER A36-08124.
LISTED ON THE ORIGINAL LICENSE.

IT IS BEING RECOMMENDED SEPARATELY SINCE IT WAS NOT SPECIFICALLY

+ - - Audit Fields - - +

12/23/91 MERRITT

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

Court Report Filing - 00/00/0000
Objection Filed Date - 00/00/0000
Response Filed Date - 00/00/0000
Claim Received Date - 08/02/1989

Field Inspection Made - 00/00/0000
Field Inspection Flag -
Verified Date - 12/23/1991
Last Amended Date - 00/00/0000
Receipt Number - X777777
POU Ownership Flag - Y
Name Connector -

Civil Case Number - 39576
Old Case Number -
Old Judicial District -
Temporary Right - P
Water District -
Federal/State Indicator - S
Presumption Flag -
Notice of Error Flag -

MICROFILMED
FEB 05 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:02:55
12/04/90

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-08124

| 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 | N | | | | | R.V. 12/9/91 | DB P | R.V. 12/9/91 |
| POINT OF DIV | Y N | | | | | | | |
| SOURCE | N | | | | | | | |
| PLACE OF USE | Y | | | Y | 1, 4, 5 | | | |
| DIV. AMOUNT
CFS/VOLUME | Y | | | Y | | | | |
| CONSUMPTIVE USE | - | | | Y | | | | |
| PURPOSES | Y N | | | | | | | |
| PERIOD OF USE | Y N | | | | | | | |
| BASIS OF CLAIM | Y Y | | | Y | | | | |
| REMARKS | Y Y | | | | | | | |

"VERIFIED BY" CODES

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

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 05 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:02:55
12/04/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-08124

LAST: SMITH
ADDRESS: RT. 4 BOX 268
CITY: RUPERT
PHONE NUMBER: 208-436-0562

FIRST: CLIFTON P.
STATE: ID ZIP: 83350

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
N

CLAIM REMARKS: TWO WELLS WERE DEVELOPED; ONE FOR THE IRRIGATION USES AND ONE FOR THE DOMESTIC USES. AT THE TIME THE DOMESTIC USES WERE NOT NECESSARY TO FILE ON. THIS USE WAS MENTIONED IN THE REMARKS OF THE APPLICATION FOR PERMIT.

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 05 1993

A. AJ CLAIM: # A36-08124 PRIORITY DATE: 09-30-1982 STAGE: P

B. WR RECORD: # 36-08124 PRIORITY DATE: 09-30-1982 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

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

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
09-30-1982

REVIEWED BY B.V.W.

DATE 12/4/90

=====

MICROFILMED
FEB 05 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|----------|
| A36-08124 | 09S | 25E | 5 | NE | NE | NE | 1 | MINIDOKA |

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

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|----------|------|------|------|-----|-----|-----|-----|----------|
| 36-08124 | 09S | 25E | 5 | | NE | NE | | MINIDOKA |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
N

FIELD
EXAMINER

N
N

REMARKS:

MICROFILMED
FEB 0 5 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | COUNTY |
|-----------|------------|-----------|-----------|-----------|-----------|----------|-----------------|
| <u>99</u> | <u>25E</u> | <u>05</u> | <u>NE</u> | <u>NE</u> | <u>NE</u> | <u>1</u> | <u>Minidoka</u> |

SOURCE: GROUNDWATER TRIB:

REVIEWED BY: *[Signature]* DATE: 12/4/90

MICROFILMED
FEB 05 1993

A. ROOT WATER RIGHT NUMBERS: A36-08124

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM
ACRES |
|-------------|-----|-----|-----|-----|-----|--------------------|-----------------|---------------|-----------------|----------------|-----------------|
| 09S | 25E | 5 | NE | NE | 1 | SMITH , CLIFTON P. | A36-08124 /20.0 | 36-08124 / 7 | 12.0 | | |
| 09S | 25E | 5 | NE | NE | 1 | SMITH , CLIFTON P. | A36-08124 / | - / | 12.0 | | |
| 09S | 25E | 5 | NE | NE | 1 | SMITH , CLIFTON P. | A36-08124 / | - / | 12.0 | | |
| TOTAL ACRES | | | | | | | A36-08124 | 20.00 | 36.00 | | 7 |

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

Beneficial use Field Exam showed only 7 acres have been developed when licensed 5-17-89 after exam on 9/10/84. The balance of the permit for 20 acres may be developed later.

RECOMMENDATIONS:

TOTAL ACRES: 7

REVIEWED BY: R.V. Sk.

DATE: 12/4/90

MICROFILMED

FEB 05 1993

A. AJ CLAIMED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|----------------------|---------------------|--------------------|
| A36-08124 IRRIGATION | FROM 03-15 TO 11-15 | .400 CFS |
| A36-08124 STOCKWATER | FROM 01-01 TO 12-31 | .020 CFS |
| A36-08124 DOMESTIC | FROM 01-01 TO 12-31 | .040 CFS |

TOTAL DIVERSION RATE/VOLUME CLAIMED .420 CFS

B. WR RECORDED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|---------------------|---------------------|---------------------|
| 36-08124 IRRIGATION | FROM 03-15 TO 11-15 | .140 CFS 28.00 AF/A |
| 36-08124 STOCKWATER | FROM 01-01 TO 12-31 | .020 CFS .20 AF/A |

TOTAL DIVERSION RATE/VOLUME CLAIMED .160 CFS 28.20 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

| | DATABASE | FIELD EXAMINER |
|--|----------|----------------|
| DUE TO WATER-USE DISCREPANCY? (Y/N) | Y | <u>✓</u> |
| DUE TO DIVERSION RATE DISCREPANCY? (Y/N) | Y | <u>✓</u> |
| DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N) | Y | <u>✓</u> |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(✓) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in remarks, below.

REMARKS:

MICROFILMED
FEB 0 5 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(N)

AJ TOTAL CLAIMED DIVERSION RATE: 0.420 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.160 CFS

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

FLOW MEASUREMENT REQUIRED?

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

FIELD
DATABASE EXAMINER
Y N

95 Licensed

MICROFILMED
FEB 05 1993

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 7 x 0.02 CFS/ACRE = 0.14 CFS
(Taken from p/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 60.0 AF/A

ACRES 7 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 21 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 7 x DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 28 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

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

MICROFILMED
FEB 05 1993

RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD | | REC. DIV | | REC. DIV | | REC. CONS. | |
|----------------------|-------------|-------|----------|----------|----------|----------|------------|----------|
| | FROM | TO | RATE | CFS | VOL. | AF/A | USE | |
| | | | DATABASE | EXAMINER | DATABASE | EXAMINER | DATABASE | EXAMINER |
| 01 Irrigation | 3/15 | 11/15 | | 0.14 | | 28 | | 21 |
| 04 Stockwater | 1/1 | 12/31 | | 0.02 | | | | |
| | | | | | | | | |
| | | | | | | | | |
| TOTAL FOR THIS RIGHT | | | | 0.16 | | 28 | | 21 |

REVIEWED BY:

R.V. 21.

DATE:

12/4/90

MICROFILMED
FEB 05 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: 36-08124

| | DATABASE | EXAMINER | CFS |
|-----------------------------------|----------|-------------|-----|
| TOTAL DIVERSION RATE OF WR SPLITS | 0.160 | <u>0.16</u> | |

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| - | A36-08124 | 0.420 | - | | 36-08124 | 0.160 |
| TOTAL CFS | | 0.420 | | | | 0.160 |

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 | <u>Y</u> |

REMARKS:

AUTHENTICATION:

SIGNATURE: R. V. Worstell

DATE: 12/4/90

NAME OF FIELD EXAMINER: R. V. WORSTELL

TITLE: Sr. Water Right Agent.

MICROFILMED
FEB 05 1993

This is an aerial photograph of a rural landscape, likely in California, showing agricultural fields, roads, and canals. The map is overlaid with a grid of section numbers (e.g., 27, 28, 29, 30, 31, 32, 33, 4, 5, 6). Several land parcels are labeled with names and numbers: GRANT 02481A, GRANT 07273, BAILEY 02394, BAILEY 07735, LENO 07607, 07699 Williams, 07488 Bryngelson, 07768 Shillingford, and 08124 Smith. A red box highlights the parcel 08124 Smith, with a red arrow pointing to it and the handwritten text "P/O PU". Other features include Acequia 4203, Well 4185, Well 4205, and a canal labeled "MINIDOKA CO CANAL". The bottom of the map shows a river and the boundary between "MINIDOKA CO" and "CASSIA CO". A red stamp on the right side reads "MICROFILMED FEB 05 1993".

95 25

MAR 01 1989

A. GENERAL INFORMATION

1. Owner: Clifton P. Smith

Permit No. 36-8124

Current Address: P.O. Box 295, Rupert, Idaho, 83350

Phone No. 436-0562

2 Accompanied by: Clifton Smith

EXAM. DATE: 6/23/88

Address:

Phone No. _____

Relationship to Permit Holder: Owner

3. Source: Groundwater tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

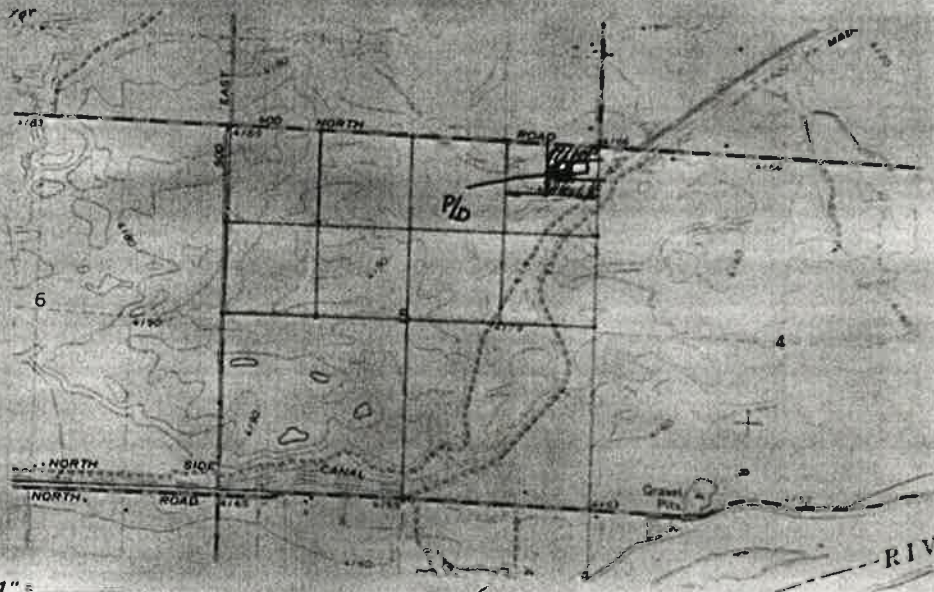
☐ Copies Attached

2. Other water rights with same point of diversion: None

☐ Copies Attached☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached

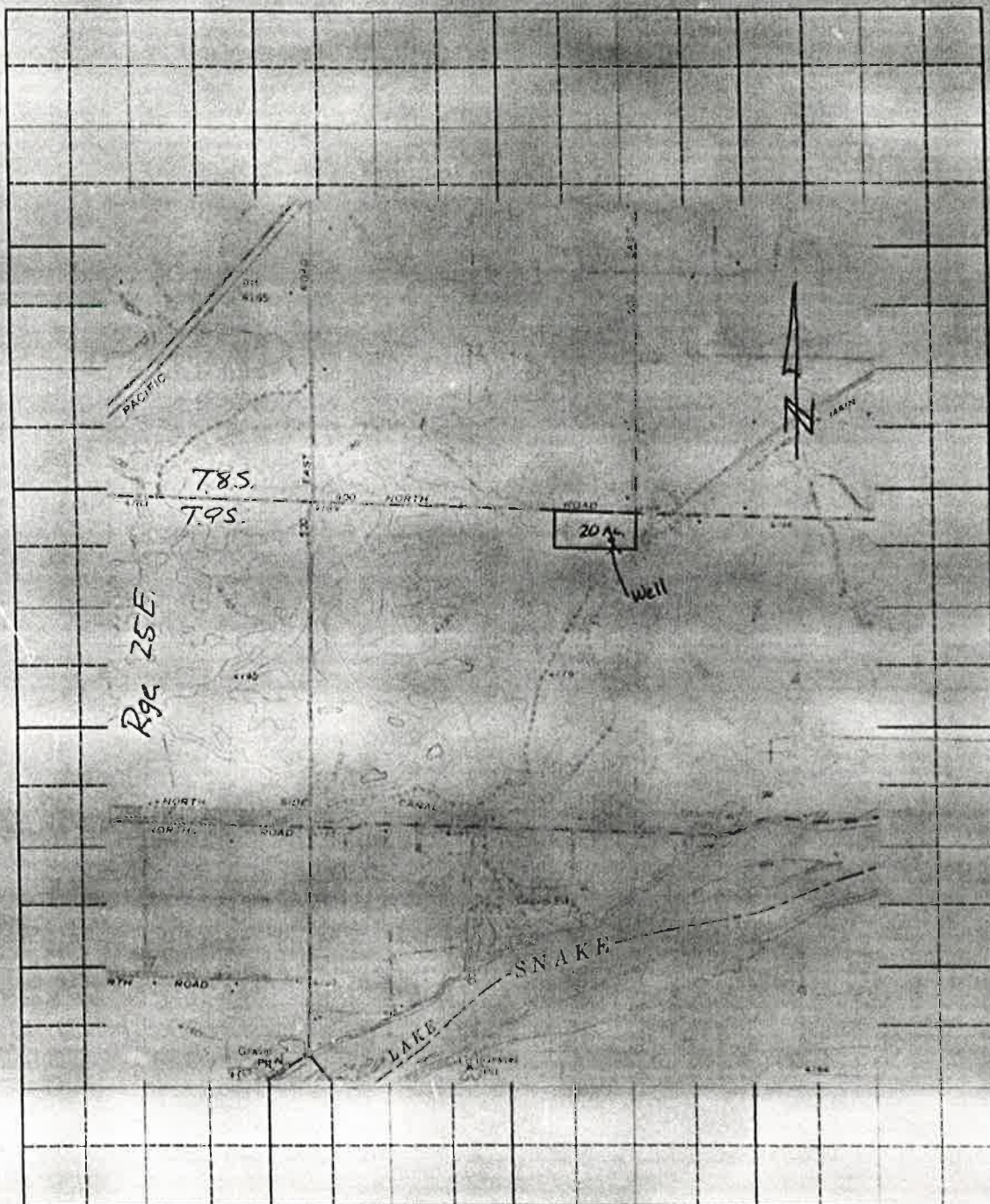


Scale: 1" =

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more)
- ☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater)

MICROFILMED
FEB 05 1993

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Alfred P. Smith
(Applicant)

MICROFILMED
FEB 05 1993

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|-------|------|-----------|------------|------|-------------|
| Pressure Gage | Pitot | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

1. Measurement:

13 Rainbird 9/64" 30 WS nozzles on 4 hard lines at 50 psi.
 From Catalog $Q = 9.04 \text{ GPM/nozzle}$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = \frac{4.04 \times 13}{418.8} = 0.12 \text{ cfs}$$

2. Alternate Method for Checking Purpose:

$$Q = \frac{8.8 \times 5 \times 70}{80 \times 2.31 \times 5.1} = 0.16 \text{ cfs}$$

Stock

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: $50 \text{ psi} \times 2.31 = 115.5 \text{ ft}$ Static Discharge Head: 80 ft
 Total Head (1) + (2) = 195.5 ft Flow rate: 0.12 cfs
 Water HP (3) x (4) = 2.7 (5)
 Meter Input KW (5) x 3.6 = 9.72 (6)
 Meter Input HP (6) x 1.34 = 13.02 (7)
 Panel Input KW: $\text{Ave PF} =$ $\text{Ave Volts} =$ $\text{Ave Amps} =$
 Panel Input HP (6) x 1.34 = $\text{Efficiency (5) (7) (8) (9)}$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{ir} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 40 \times 7.046 = 28 \text{ AFA}$$

$$V_{ir} = (\text{Diversion Rate (cfs)}) \times (\text{Days in Irrigation Season}) \times 1.9836$$

$$V_{ir} = \text{Smaller of } V_{ir} \text{ and } V_{st} = 28 \text{ AFA}$$

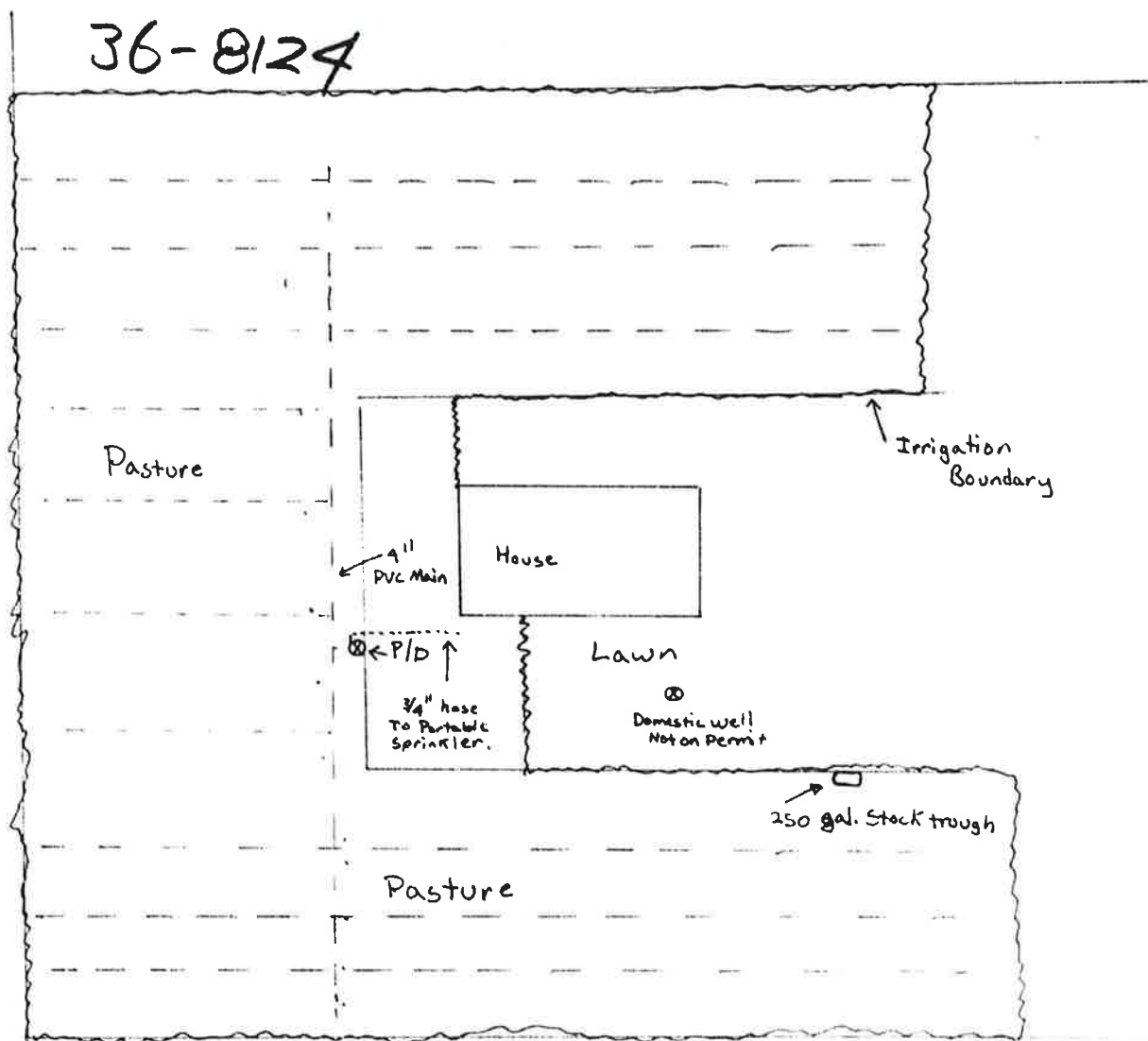
2. Volume Calculations for Other Uses:

$$\text{Stockwater: } 15 \text{ head} \times \frac{1.0134 \text{ AFA}}{\text{hd}} = 0.20 \text{ AFA}$$

MICROFILMED
 FEB 05 1993

36-8124

AN



MICROFILMED
FEB 05 1993