

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

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-02644E  
Date Received: 8/08/1990  
Receipt No: X777777  
Received By: AP

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: TOMMY WELLS 208-622-4100  
Address: P.O. BOX 326  
SUN VALLEY, ID 83353

2. Date of Priority: NOV 16, 1989

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 03N      | 18E   | 18      | NW     | SE     | NW  |     | BLAINE |

5. Description of diverting works:  
WELL & PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.070  |      |        |

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

8. Total consumptive use is 8.7 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 03N           | 18E   | 18      | NE     | NW  |     | IRR | 3.5   |
| Section Acres |       |         |        |     |     |     | 3.5   |
| Total Acres   |       |         |        |     |     |     | 3.5   |

A37-02644E

Page 1

Date: 08/08/90

MICROFILMED  
FEB 23 1993

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:  
NONE

14. Remarks:

TRANS. 3526. THE PRIORITY DATE OF THIS RIGHT IS SET TO THE DATE OF APPROVAL OF THIS TRANSFER & SHALL BE JUNIOR TO ALL EXISTING WATER RIGHTS IN USE AT THE TIME OF SAID APPROVAL. THE DIRECTOR RETAINS JURISDICTION OF THIS TRANSFER UP TO 5 YEARS FOR THE PURPOSE OF DETERMINING POTENTIAL INJURY TO EXISTING RIGHTS IN THE VICINITY OF THE TRANSFERRED POINT OF DIVERSION.

P/U IS PORTION OF LOT 3 OF GREENHORN BENCH SUBDIV.

15. Basis of Claim: LICENSE

Water Right Number: 29110

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 23 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 23 1993

Dept. of Water Resources  
Adjudication Bureau  
P. O. Box 83720  
Boise, ID 83720-0098

ADDRESS SERVICE  
REQUESTED

TWIN FALLS, ID 833  
PM  
30 NOV  
2006

FIRST CLASS



02 1A  
0004389393  
NOV 24 2006  
MAILED FROM ZIP CODE 83702

TWIN FALLS

 **ATTEMPTED,  
NOT KNOWN**

~~TOMMY WELLS  
PO BOX 326  
SUN VALLEY ID 83353~~

*Not at Box 326*

*37-2644 E*

*Bx 16*








# Idaho Department of Water Resources

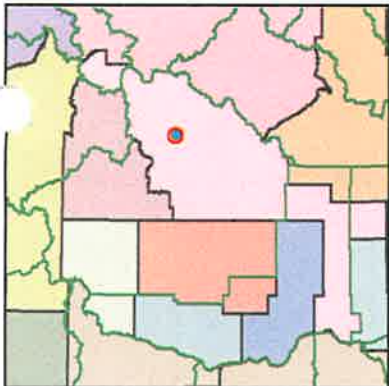
SRBA Recommendation:

**37-2644E**

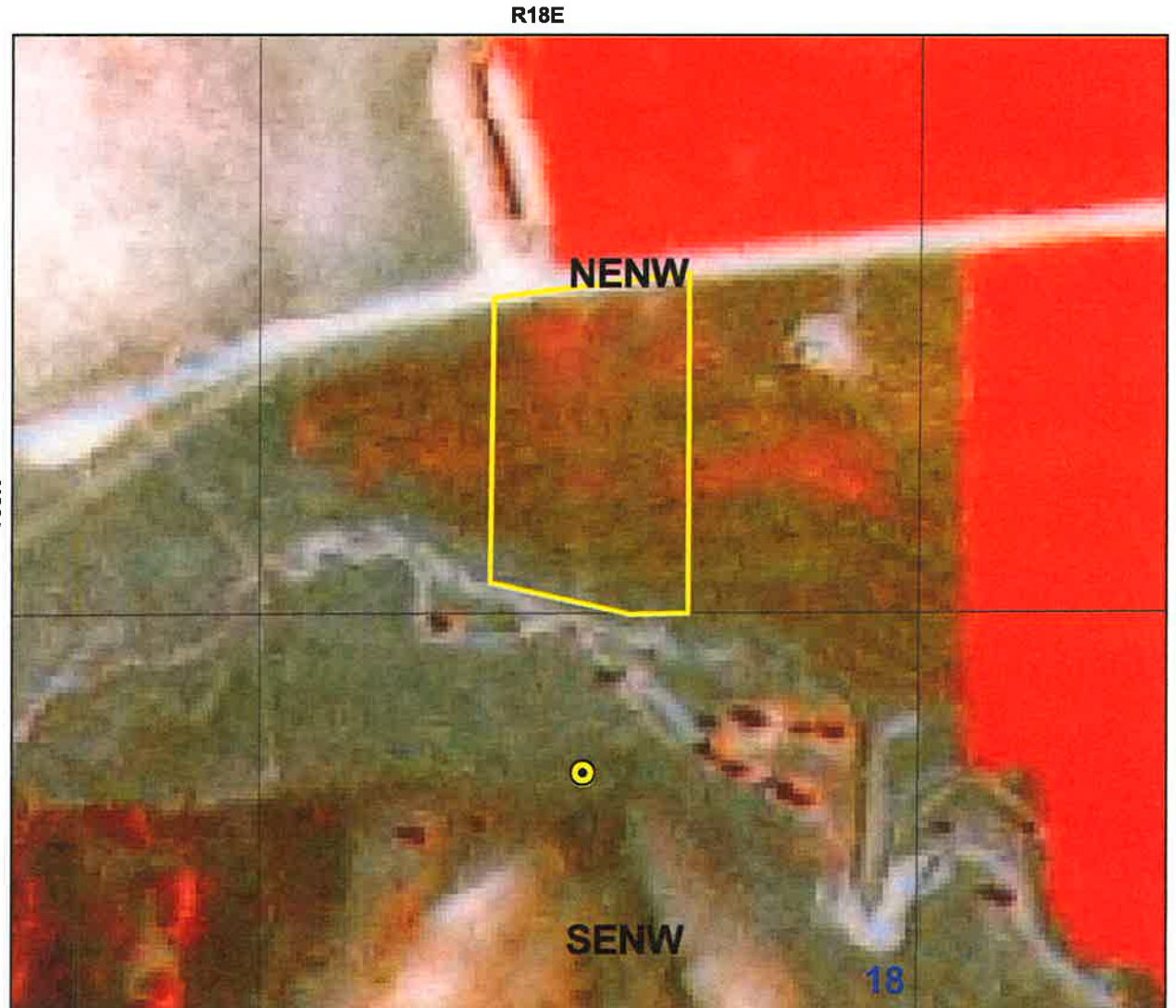
(Irrigation)

## Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County  
IDWR Basin 37



0 0.1 0.2 Miles



Prepared by E. Norques  
On Wednesday, November 8, 2006  
1987/88 Aerial Photography








# Idaho Department of Water Resources

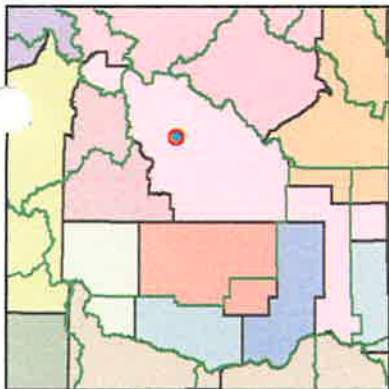
SRBA Recommendation:

**37-2644E**

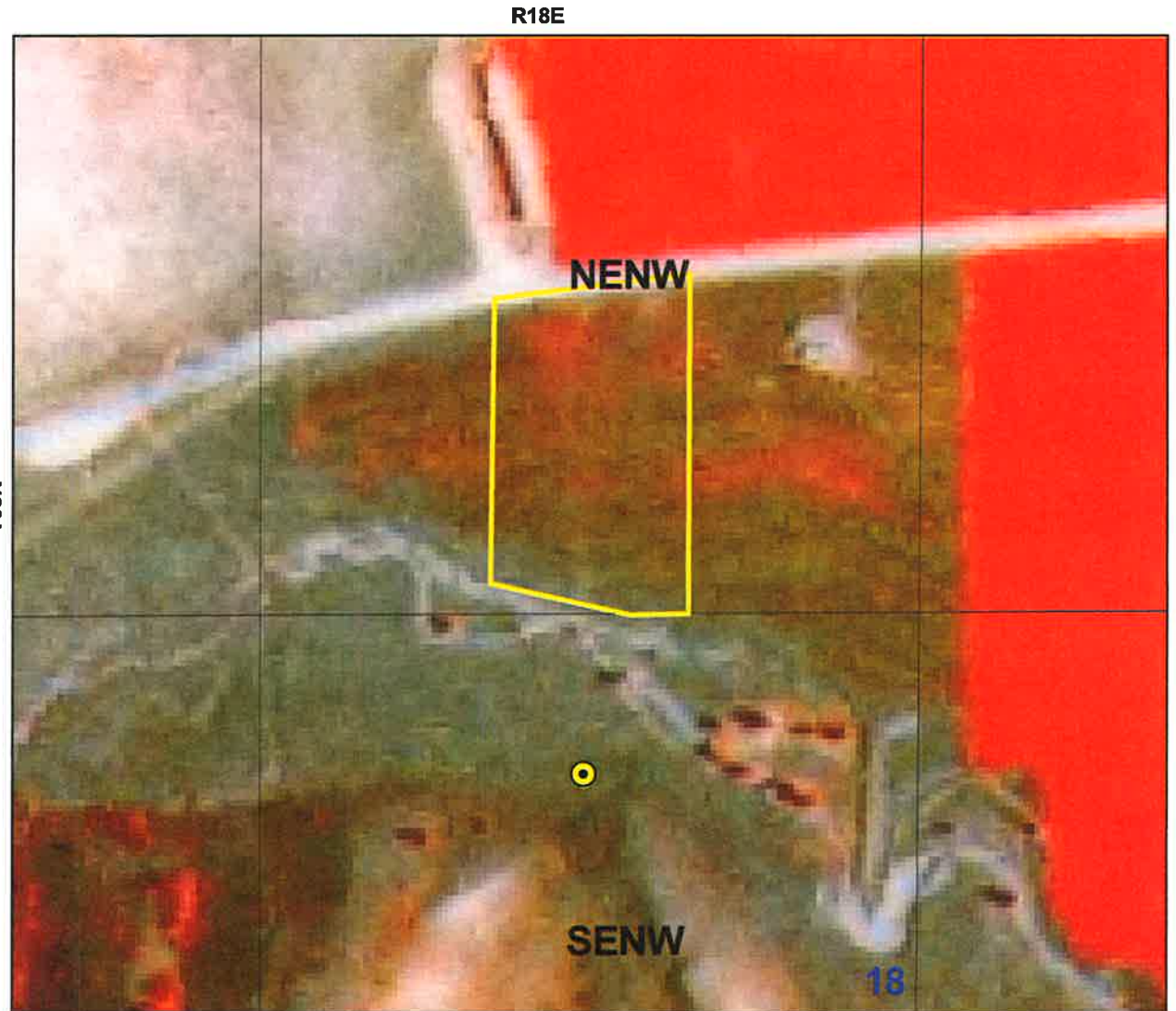
(Irrigation)

## Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County  
IDWR Basin 37



Prepared by E. Norques  
On Wednesday, November 8, 2006  
1987/88 Aerial Photography

11/07/2006

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

RIGHT NUMBER: 37-2644E

NAME AND ADDRESS: TOMMY WELLS  
PO BOX 326  
SUN VALLEY ID 83353

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.070 CFS

PRIORITY DATE: 11/16/1989

TRANS. 3526. THE PRIORITY DATE OF THIS RIGHT IS SET TO THE DATE OF APPROVAL OF THIS TRANSFER & SHALL BE JUNIOR TO ALL EXISTING WATER RIGHTS IN USE AT THE TIME OF SAID APPROVAL. THE DIRECTOR RETAINS JURISDICTION OF THIS TRANSFER UP TO 5 YEARS FOR THE PURPOSE OF DETERMINING POTENTIAL INJURY TO EXISTING RIGHTS IN THE VICINITY OF THE TRANSFERRED POINT OF DIVERSION.

POINT OF DIVERSION:

T03N R18E S18 NWSNW Within BLAINE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 11/01          | 0.070 CFS       |

PLACE OF USE:

IRRIGATION in BLAINE County  
T03N R18E S18 NENW 3.50

3.5 ACRES TOTAL

P/U IS PORTION OF LOT 3 OF GREENHORN BENCH SUBDIV.

The use of water on the lands to which the above referenced water rights were appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of this transfer on the new land identified under item B.5 shall constitute loss or forfeiture of the water rights.

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 - License



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

08-Aug-1990 14:16

Tommy Wells  
P.O. Box 326  
Sun Valley, ID 83353

RE: SRBA Claim A37-02644 Splits

Dear Claimant:

Pursuant to the approval of transfers splitting original license 37-02644 the Department has replaced the original Notice of Claim A37-02644 in the Snake River Basin Adjudication with the following notice of claims which take into consideration the recently approved transfers:

| NOTICE #   | BASIS OF NOTICE   | OWNER     | CFS  | ACRES IRRIG. |
|------------|-------------------|-----------|------|--------------|
| A37-02644A | Remaining portion | Whittaker | 3.78 | 191          |
| A37-02644B | Transfer 3514     | Engelmann | 0.04 | 2            |
| A37-02644C | Transfer 3515     | Whiting   | 0.07 | 3.5          |
| A37-02644D | Transfer 3525     | Engelmann | 0.02 | 1            |
| A37-02644E | Transfer 3526     | Wells     | 0.07 | 3.5          |
| A37-02644F | Transfer 3546     | Johnston  | 0.20 | 10           |

Please find enclosed a copy of the computer record for your Notice of Claim. Please review the record and if you have any corrections please contact this office.

Sincerely,

Allen Merritt, P.E.  
Water Rights Supervisor

Encl:

MICROFILMED  
FEB 23 1993