

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: A47-02159X
Date Received: 12/21/1990
Receipt No: X777777
Received By: _____

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

1. Name: TED DALE
Address: 210 MEADOWBROOK RD
HAILEY ID

83333

2. Date of Priority: JUL 18, 1923

3. Source: SALMON FALLS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	14E	19	SW	SE	SE	7	TWIN FALLS

5. Description of diverting works:
5 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.080		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	14E	19	SE	SE	7	IRR	4.0

Section Acres 4.0
Total Acres 4.0
MICROFILMED
OCT 27 1994

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:

47-02159Y FROM SAME P/D, DIFF P/U

14. Remarks:

TRANS. 1044, 2642, & 2660. SEE FILE FOR OTHER OWNERS.

P/U INCOMPLETE. SEE FILE.

THIS CLAIM IS PART OF A47-02159G

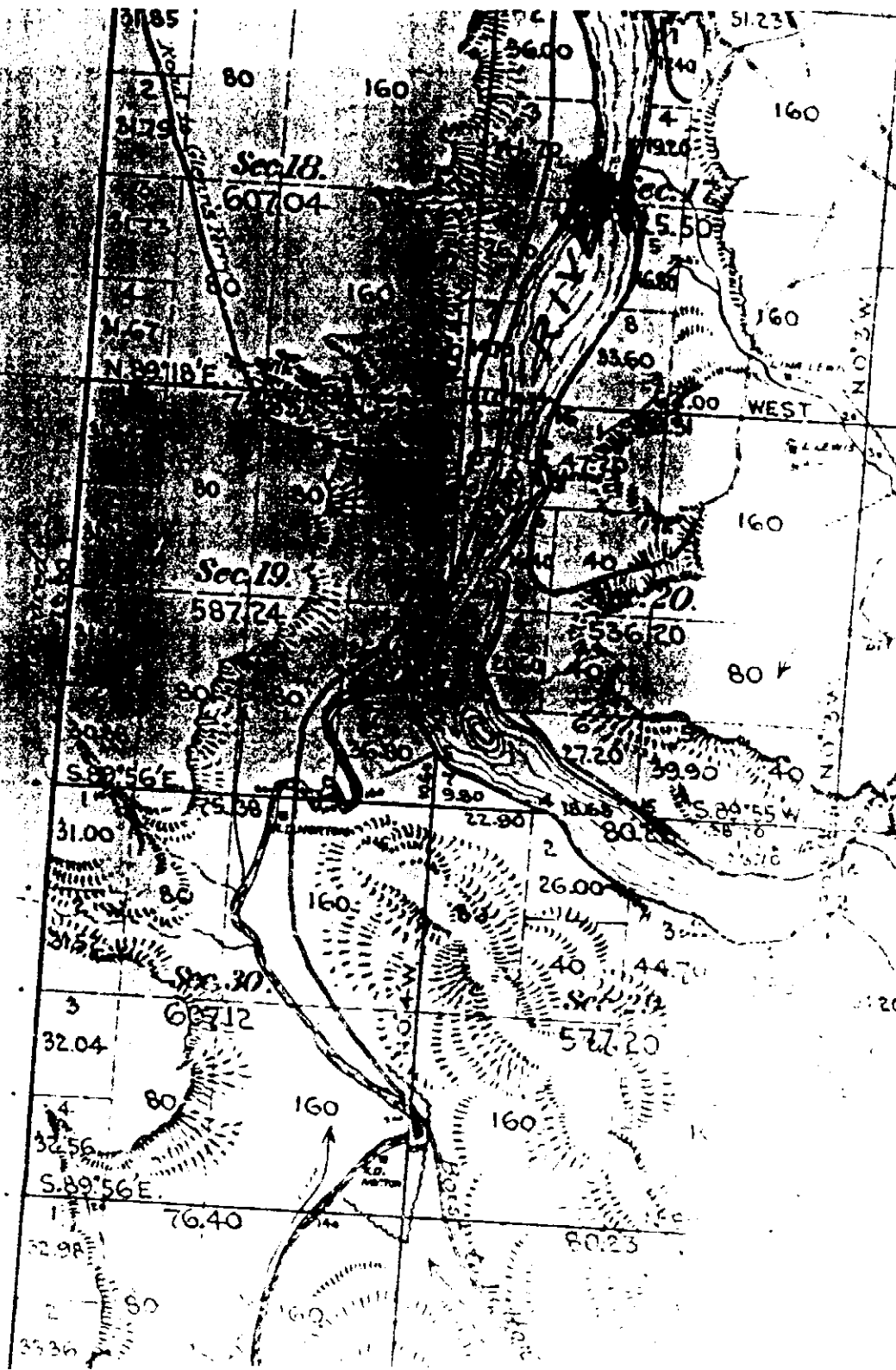
15. Basis of Claim: LICENSE

Water Right Number: 15841

MICROFILMED

OCT 27 1994

8S 14E Sec 19
Re: Lots 4 & 7.



27 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 2/28/93

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
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:

A47-02159V

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

James S. & Robin A Fowler

P.O. Box 214

Hagerman Idaho 83332

☐ New Owner/Claimant
(Purchaser):

Ted Dale

☐ New Mailing Address:

210 Meacham Brook Rd

Hailey Id 83333

☐ New Telephone Number:

(208) _____ - _____

☐ 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:

Legal descriptions supplied from warranty deeds
showing parcels 1-2 and 3
(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

Date

☐ Signature of Former
Owner/Claimant(s):

James S. Fowler

Date 2/10/93

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:

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OCT 27 1994

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

PROPERTY DESCRIPTION

For

JIM FOWLER

Parcel 1

A parcel of land located in Lot 7, Section 19, T.8S., R.14E., B.M., Twin Falls County, Idaho and being more specifically described as follows:

Commencing at the Southeast Section Corner of Section 19, T.8S., R.14E., B.M., then N.0°03'06"E. 351.48 feet along the easterly boundary of said Section 19 to the REAL POINT OF BEGINNING:

then N.68°00'52"W. 324.65 feet;

then N.49°47'13"W. 53.72 feet,

then N.41°36'25"W. 20.01 feet;

then N.47°28'11"W. 39.97 feet;

then N.56°47'53"W. 20.18 feet;

then N.48°01'13"W. 284.60 feet;

then N.59°38'23"E. 385.53 feet;

then N.58°37'54"E. 19.77 feet;

then N.61°04'43"E. 58.91 feet to a point on the highwater mark of the left bank of the Snake River;

then southeasterly along the highwater mark of the Snake River S.9°38'46"E. 4.46 feet;

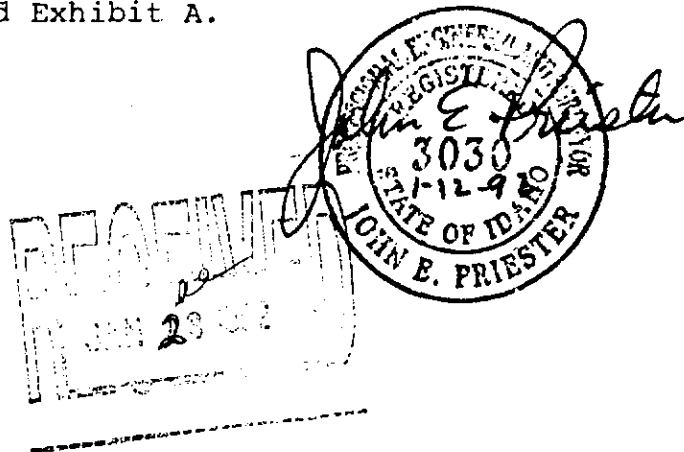
S.41°53'56"E. 194.21 feet;

S.31°00'08"E. 159.30 feet to a point on the easterly boundary of said Section 19;

then S.0°03'06"W. 347.77 feet along the easterly boundary of said Section 19 to the REAL POINT OF BEGINNING.

The gross area contained in this land as described above is 4.93 acres.

TOGETHER WITH and SUBJECT TO and ingress/egress easement described in the attached Exhibit A.



MICROFILMED

OCT 27 1994

PROPERTY DESCRIPTION

For

JIM FOWLER

PARCEL 2

A parcel of land located in Lot 7, Section 19, T.8S., R.14E., B.M., Twin Falls County, Idaho and being more specifically described as follows:

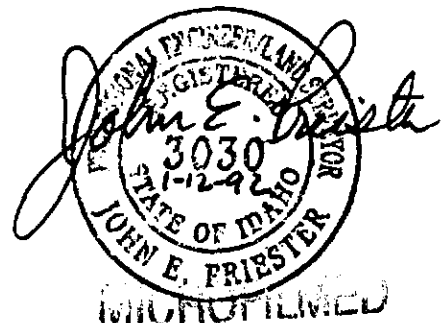
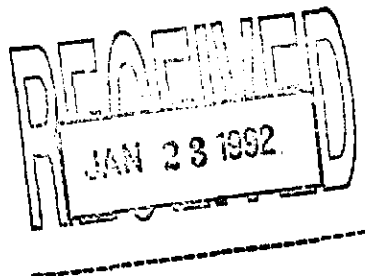
COMMENCING at the southeast Section Corner of Section 19, T.8S., R.14E., B.M., then N.0°03'06"E. 699.25 feet along the easterly boundary of said Section 19 to a G.L.O. Meander Corner Brass Cap on the highwater mark of the left bank of the Snake River;

then northwesterly along the highwater mark of the Snake River N.31°00'08"W. 159.30 feet;
N.41°53'56"W. 194.21 feet;
N.9°38'46"W. 4.46 feet to the REAL POINT OF BEGINNING:

then S.61°04'43"W. 58.91 feet;
then S.58°37'54"W. 19.77 feet;
then S. 59°38'23"W. 385.53 feet;
then N.48°01'13"W. 31.70 feet;
then N.40°30'08"W. 150.03 feet;
then S.50°55'03"W. 142.89 feet to the centerline of the Salmon Falls Creek Channel;
then N.16°25'37"W. 260.84 feet along the said centerline;
then N.65°23'39"E. 563.28 feet to a point on the highwater mark of the left bank of the Snake River;
then southeasterly along the highwater mark of the Snake River S.43°49'28"E. 253.23 feet;
S.9°38'46"E. 115.22 feet to the REAL POINT OF BEGINNING.

The gross area contained in this land as described above is 4.97 acres.

TOGETHER WITH and SUBJECT TO an Ingress/Egress easement described in the attached Exhibit A.



OCT 27 1994

PROPERTY DESCRIPTION

For

JIM FOWLER

PARCEL 3

A parcel of land located in Lots 4 and 7 Section 19, T.8S., R.14E., B.M., Twin Falls County, Idaho and being more specifically described as follows:

COMMENCING at the southeast Section Corner of Section 19, T.8S., R.14E., B.M., then N.0°03'06"E. 699.25 feet along the easterly boundary of said Section 19 to a G.L.O. Meander Corner Brass Cap on the high water mark of the left bank of the Snake River; then northwesterly along the high water mark of the Snake River;

N.31°00'08"W. 159.30 feet;
N.41°53'56"W. 194.21 feet;
N.9°38'46"W. 119.68 feet;
N.43°49'28"W. 253.23 feet to the REAL POINT OF BEGINNING:

then S.65°23'39"W. 563.28 feet to the centerline of the Salmon Falls Creek Channel;

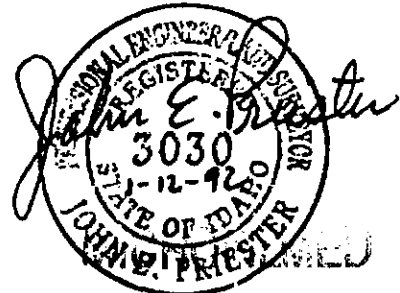
then northerly along the said centerline N.16°25'37"W. 124.05 feet; N.11°31'54"E. 141.69 feet; N.21°58'35"E. 203.70 feet; N.36°00'29"E. 106.07 feet; N.53°04'39"E. 126.21 feet; N.64°27'55"E. 192.19 feet to the confluence with the Snake River;

then S.0°29'06"E. 96.64 feet to a point on the highwater mark of the left bank of the Snake River;

then southeasterly along the highwater mark of the Snake River:
S.65°05'51"E. 20.35 feet;
S.13°51'30"E. 361.98 feet to the REAL POINT OF BEGINNING.

The gross area contained in this land as described above is 5.00 acres.

TOGETHER WITH and SUBJECT TO an Ingress/Egress easement described in the attached Exhibit A.



OCT 27 1994

1/4 Corner
30(1) 19 Found Brass Cap

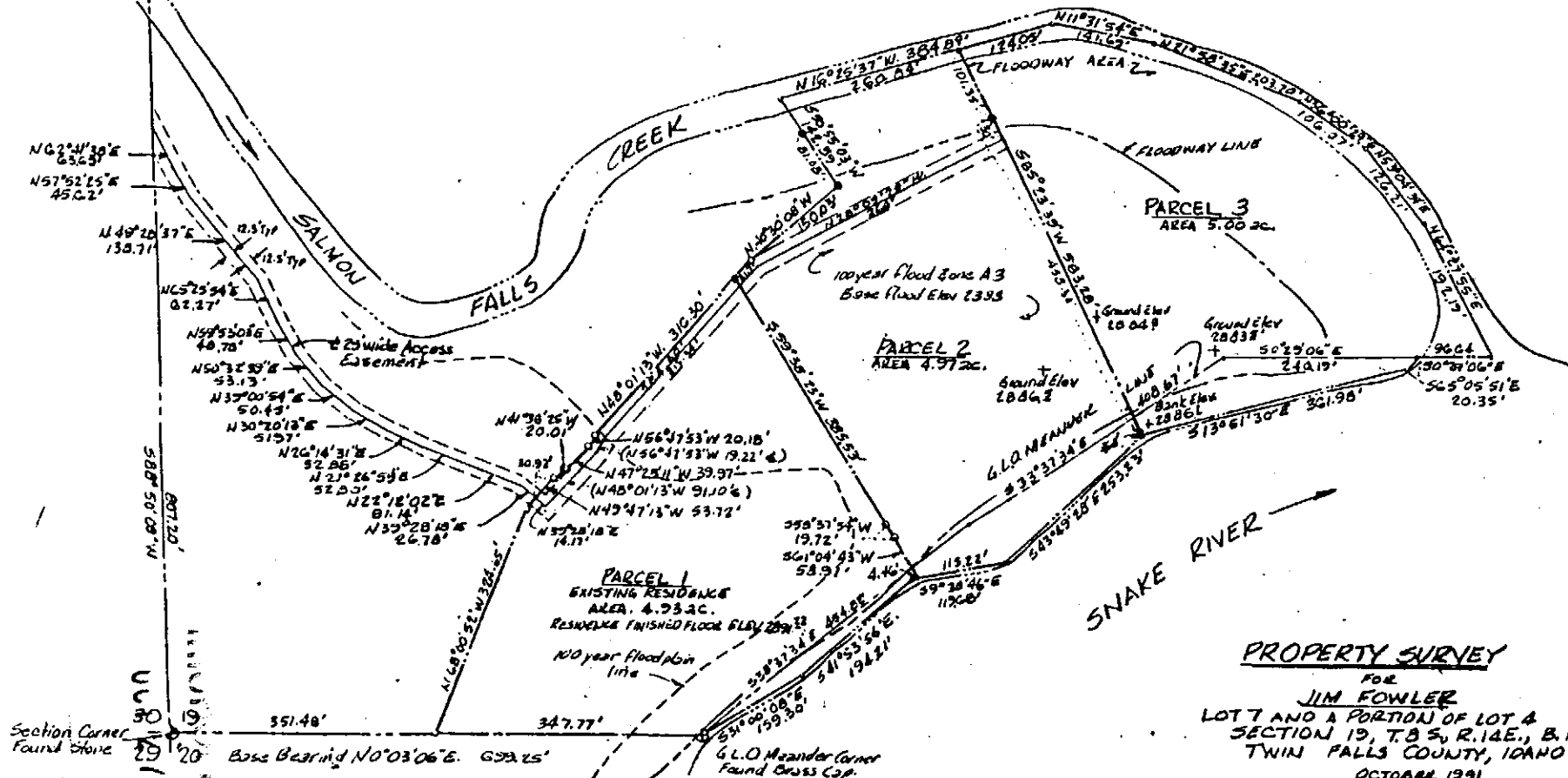
Scale: 1" = 100'

POOR ORIGINAL

LEGEND

- Parcel Boundary Line
- Set 9/8" 30" Rebar as Property or Reference Monument
- Found 1/2" Rebar
- Inaccessible boundary point not set
- + Spot Elev. Based on US 65 Bench Mark R.M. 15 (F.C.M.A.) 2870.13

FEMA Flood data from panel 160231 C045 dated September 28, 1984.



PROPERTY SURVEY

FOR
JIM FOWLER
LOT 7 AND A PORTION OF LOT 4
SECTION 19, T.8 S., R.14 E., B. M.
TWIN FALLS COUNTY, IDAHO
OCTOBER, 1991

SURVEYOR'S CERTIFICATE

I, John E. Priestler, a Registered Professional Land Surveyor in the State of Idaho, do hereby certify that the survey and accompanying record of survey map were made under my supervision and that this map accurately shows said survey to the best of my knowledge and belief.



CONVERSATION MEMO

FILE: A47-2159W; X; & YAGENT: KKCDATE: 2-10-93RE: Split claim A47-2159V

NAME OF PARTY: _____

Property has been split 3 ways. Two portions have irr of approx 4 acres each & the balance to remain with the current owner.

The two new owners share a common system & the current owner has a diff system & P/O from the above discussed 8 acres. Actual acres irrigated unknown but assumed to Not exceed 4 Acres ea for parcels 2 & 3.

Claim split based upon current owners estimation of ~~the~~ actual irrigated acres.

Base right

A47-2159V

.4 CFS in

20 Acres



A47-2159W

A47-2159X

A47-2159Y

.24 CFS in

.08 CFS in

.08 CFS

12 Acres

4 Acres

4 Acres

JAMES FOWLER JR

TED DALE

GEORGE BLOCK

Parcel 1

Parcel 3

PARCEL 2

Parcel #5 as identified in the orig warranty deed description James Fowler Jr's prop.



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

17-Feb-1993

TED DALE
210 MEADOWBROOK RD
HAILEY ID 83333

RE: SPLITTING OF A47-02159V INTO THREE PARTS

Dear Mr Dale

Enclosed is a copy of your portion of the original claim as split and data entered. Please review this claim to verify that all information is correct and if you find a problem please notify the department of the errors. The split was based upon information supplied by Mr Fowler.

I have mailed copies of their respective portions of the base claim to Mr Block and Mr Fowler.

If you have any further questions please contact this office and someone here can discuss them with you.

Sincerely

Kelly K. Christensen
Sr. Water Resource Agent

enclosures

INDEXED
OCT 27 1994

Water Right Number - ~~47-02159Y~~ Prefix Translation: RESEARCH Old (D) Number - 15841

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

*** C - CURRENT OWNER ***
DALE

TED

1 - 210 MEADOWBROOK RD
2 -
3 -
City- HAILEY
Phone - 208-000-0000

State- ID Zip- 83333

*** O - ORIGINAL OWNER ***
FOWLER, JR.

ROBIN A.

1 - P O BOX 214
2 -
3 -
City- HAGERMAN
Phone - 208-543-5872
1 - P O BOX 214

State- ID Zip- 83332

FOWLER, JR.

JAMES S.

2 -
3 -
City- HAGERMAN
Phone - 208-543-5872

State- ID Zip- 83332

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
07/18/1923 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
SALMON FALLS CREEK SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 14E 19 SW SE SE 7 (83) TWIN FALLS

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.080

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.080 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 14E 19 SE SE 7 4.0 01 IRRIGATION (83) TWIN FALLS

Total Acres: 4.0

+ - Diversion Means - 5 HP PUMP

+ - Non-Irrigation Use -

+ - Other Rights for Same Use - 47-02159Y FROM SAME P/D, DIFF P/U

OCT 27 1994

Water right number - R47-02159X

Prefix Translation: RESEARCH

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

+ - - - - 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: 02/17/1993 User Id: CHRISTEN Subject: COPIED FROM REMARKS
TRANS. 1044, 2642, & 2660. SEE FILE FOR OTHER OWNERS.

P/U INCOMPLETE. SEE FILE.
THIS CLAIM IS PART OF A47-02159G

Date: 02/17/1993 User Id: CHRISTEN Subject: SPLIT RIGHT
ORIGINAL CLAIM WAS SPLIT THREE WAYS BASED UPON ORIGINAL OWNERS
IRRIGATED ALSO BASED UPON ORIGINAL OWNER'S ESTIMATE. RATE SPLIT
CLAIM WAS A47-02159V. KKC

WARRANTY DEED GIVING LEGALS FOR EACH PARCEL. ACTUAL ACRES
PROPORTIONAL BASED UPON ACTUAL IRRIGATED ACRES PER SPLIT. BASE

+ - - Audit Fields - - +
02/17/93 CHRISTEN

+ - - - - 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	- 12/21/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	- 47G
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

OCT 27 1994

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

Water Right Number - ~~47-02159X~~

Prefix Translation: RESEARCH

Old (D) Number - 15841

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

*** C - CURRENT OWNER ***
DALE

TED

1 - 210 MEADOWBROOK RD
2 -
3 -
City- HAILEY
Phone - 208-000-0000

VERIFIED BY KKC

State- ID Zip- 83333

*** O - ORIGINAL OWNER ***
FOWLER JR

JAMES S

1 - P O BOX 214
2 -
3 -
City- HAGERMAN
Phone - 208-543-5872
1 - P O BOX 214
2 -
3 -
City- HAGERMAN
Phone - 208-543-5872

State- ID Zip- 83332

FOWLER JR

ROBIN A

State- ID Zip- 83332

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
07/18/1923 17 SOUTHERN I - DISALLOWED

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
SALMON FALLS CREEK SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 14E 19 SW SE SE 7 (83) TWIN FALLS

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.080

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.080 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 14E 19 SE SE 7 4.0 01 IRRIGATION (83) TWIN FALLS

Total Acres: 4.0

+ - - Diversion Means - 5 HP PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 47-02159Y FROM SAME P/D, DIFF P/U

AJ0743NP
(00-124)

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

01/18/96 16:10:43
Page 2

Water right number - R47-02159X

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - -
NO LAWFUL APPROPRIATION SHOWN.

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

+ - - - - Conditions of Approval - - - - -
P01 - NO LAWFUL APPROPRIATION SHOWN: There are a number of
- circumstances in which a claim is proposed to be disallowed on
- this basis. This is most commonly included for a claim based on
- beneficial use or posted notice that is PROPOSED to be disallowed
- because the right claimed is not within an exception to the
- mandatory permit statute, and beneficial use of water prior to
- the mandatory permit statute was not confirmed. This is also
- included where a claim is PROPOSED to be disallowed because the
- claim is to water that is not public water subject to
- appropriation. This is also included where a right was
- determined not to exist in a prior adjudication.

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

+ - - - - Comments- - - - -
Date: 02/17/1993 User Id: CHRISTEN Subject: COPIED FROM REMARKS
TRANS. 1044, 2642, & 2660. SEE FILE FOR OTHER OWNERS. P/U INCOMPLETE. SEE FILE.
| THIS CLAIM IS PART OF A47-02159G
Date: 02/17/1993 User Id: CHRISTEN Subject: SPLIT RIGHT
ORIGINAL CLAIM WAS SPLIT THREE WAYS BASED UPON ORIGINAL OWNERS WARRANTY DEED GIVING LEGALS FOR EACH PARCEL. ACTUAL ACRES
IRRIGATED ALSO BASED UPON ORIGINAL OWNER'S ESTIMATE. RATE SPLIT PROPORTIONAL BASED UPON ACTUAL IRRIGATED ACRES PER SPLIT. BASE
CLAIM WAS A47-02159V. KKC

+ - - Audit Fields - - +
01/18/96 KCHRISTE

+ - - - - Adjudication Rights Dates and Flags Area - - - - -
Court Report Filing - 00/00/0000 Field Inspection Made - 01/16/1996 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag -
Response Filed Date - 00/00/0000 Verified Date - 01/18/1996 Old Case Number -
Claim Received Date - 12/21/1990 Last Amended Date - 00/00/0000 Old Judicial District -
Receipt Number - X777777 Temporary Right - P
POU Ownership Flag - Y Water District - 47G
Name Connector - OR Federal/State Indicator - S
Presumption Flag -
Notice of Error Flag -

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:11
12/07/95

PAGE: 18
QUICKLOOK INFORMATION

77
CLAIM NUMBER: A47-02159X

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y		1-16-96 KRC	-	1-18-96 KRC	1-18-96 KRC	1-18-96 KRC	1-18-96 KRC
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

*Pages discarded, no
information entered
on these pages.*

Recommend for Disallowal Status = I
Remark Code PØ1- No Lawful Appropriation Shown.
See Attached Memo;
Analysis of A47-02159V as split into:

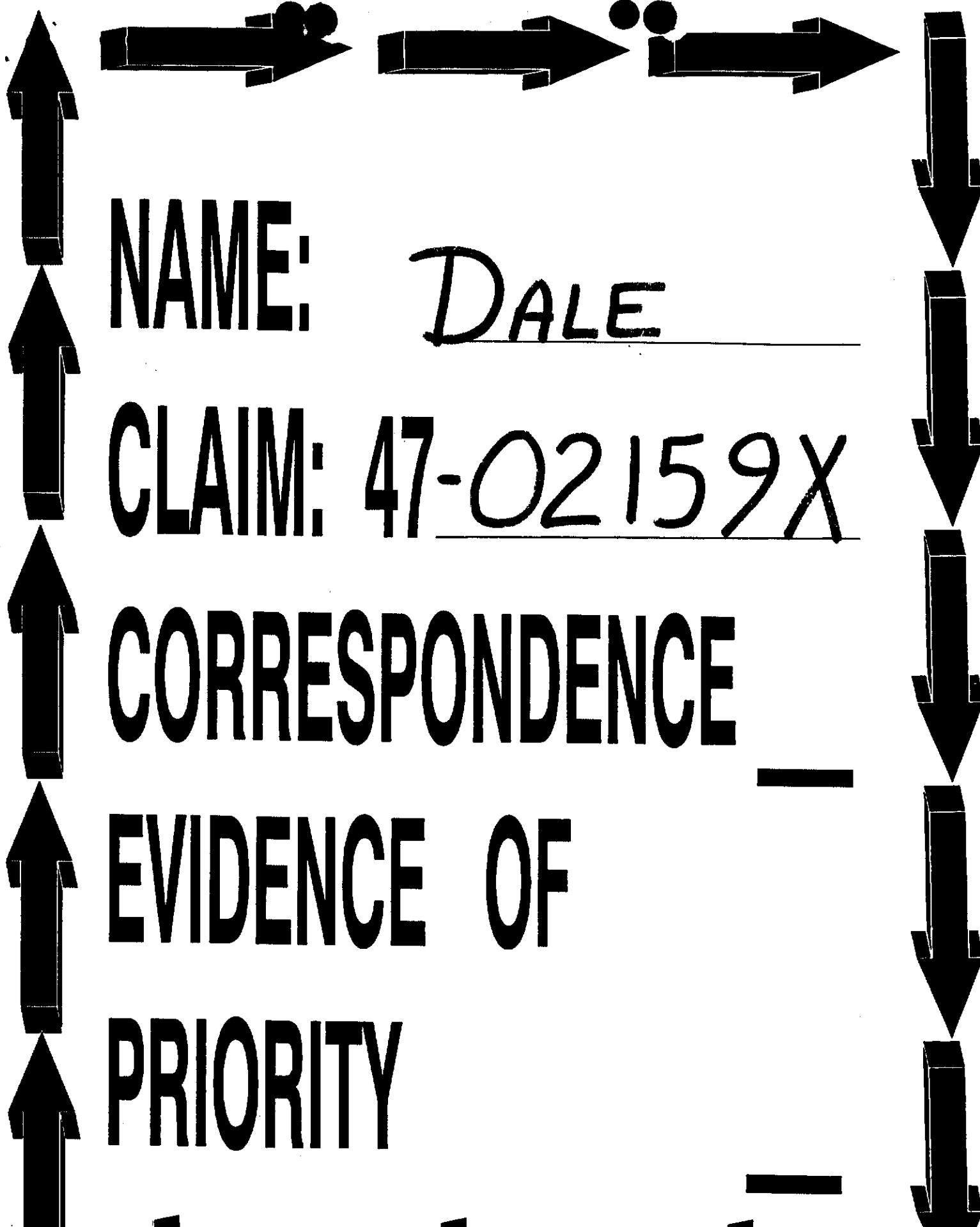
BARCODE UPDATED
WHOM/DATE

signature *Kelly K. Christensen*
date *1-18-96*
examiner: KELLY K CHRISTENSEN
title: SR WATER RESOURCE AGENT

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO <u>1974</u> IDWR ID NO. <u>BB-20</u>	Y() N(<u>X</u>)
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO <u>8-1-88</u> IDWR ID NO. <u>BB-20NW</u>	Y() N(<u>X</u>)
() ASCS AERIAL PHOTO	DATE OF PHOTO <u>1987</u> <u>E-7</u>	Y(<u>X</u>) N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP <u>Copied Fr. T. Farnum 1-11-96</u>	Y(<u>X</u>) N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
<u>X</u> OTHER <u>Analysis</u>	DATE <u>1-17-96</u>	1	Titled: Analyzing A47-0459X as split into:
<u>X</u> OTHER <u>Field Notes Summary</u>	DATE <u>1-16-96</u>	1	" Notes From a Field Visit with Robert King.



NAME:

DALE

CLAIM: 47-02159X

CORRESPONDENCE

EVIDENCE OF

PRIORITY

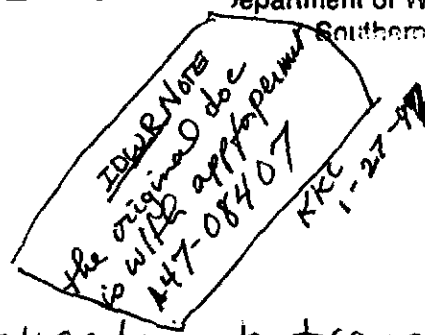
**MOUNTAIN WEST
EQUITIES**

RECEIVED

JAN 14 1997

Department of Water Resources
Southern Region

TO: Kelly Christensen
From: Ted Dale



Enclosed is an application to transfer my water right from the diversion in Salmon Falls Creek to a domestic well which I plan to install this spring. Jim deKlinehans has had several conversations with you regarding our "joint" irrigation project, and since I am planning to build a house on my lot (#3), this seemed like the appropriate time to transfer this right to my well.

Please contact me if you need further information or require additional documentation.

Sincerely,

Edward Dale

P.S. Enclosed is a copy of my water right notice. "Ted" is a nickname. The Title should be in Edward Dale.



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

PHILIP E. BATT
GOVERNOR

KARL J. DREIER
DIRECTOR

January 16, 1997

EDWARD DALE
210 MEADOW BROOK RD
HAILEY ID 83333

RE: RETURN OF CLAIM AND CHECK 0413

Dear Mr Dale

I am returning the package that you submitted to the department as there are several issues that must be addressed before I can accept the claim.

Your letter indicates that you wish to transfer a surface water right to a well. That process is independent from filing an adjudication claim which is represented by the claim form and the \$25.00 filing fee. The department has accepted transfers for changing the diversion from a surface water source to a groundwater source in some instances, however, in your case there are other problems. When I conducted the field verification of the system I found that there was a combined system that could utilize water for irrigation from two wells and/or Salmon Falls Creek. Upon reviewing the records available, I found that no portion of 47-02159 was ever appurtenant to any of the ground north of Mr Ring's property. Nor is there any information available that indicates that there was an unrecorded transfer of a portion of 47-02159 to that ground. All adjudication claims based upon 47-02159 in your area are tentatively recommended for disallowal at this time.

You also indicated that you intend to develop a well for domestic purposes and that you want to transfer the irrigation right to this point of diversion. Prior to drilling the well you or your driller must obtain a drilling permit for the construction of that well. You may file for an application for permit for a domestic water right which establishes a priority date as of the date of filing or you may file a late adjudication claim once you have established beneficial use for the home and receive a priority date based upon that date. However, if your use falls within the domestic definition as found in Idaho code §42-111 no water right is required.

January 16, 1997

DALE

PAGE 2

I realize that I have just briefly touched on several independent issues that pertain to your property and that there probably is not sufficient information for you to finalize a decision as to your wishes at this time. Please call or come in to the office and we can discuss, at length, the issues and your options for your property.

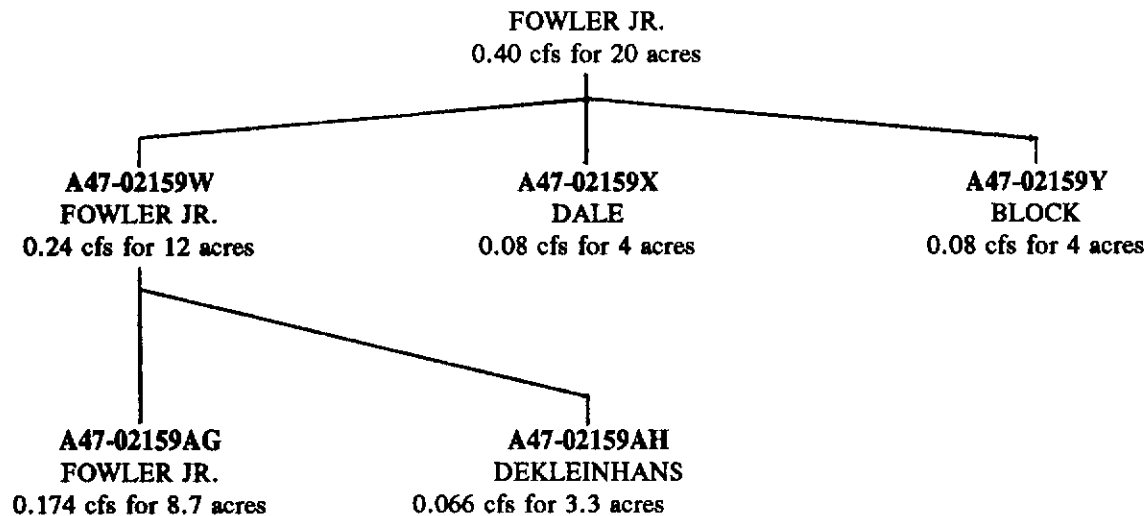
Sincerely

Kelly K Christensen
Sr Water Resource Agent

Enclosures



ANALYSIS OF A47-02159V AS SPLIT INTO:



The original right and the splits there-from was for a parcel of ground in TNS 08S; RNG 14E; SEC 19; GOVT LOT 7; B.M. that is at the mouth of and between Salmon Falls Creek and the Snake River. There is a pump that has been placed in the Salmon Falls Creek that irrigates a portion of that ground claimed by the above individuals and other parties that do not have an adjudication claim filed.

Based upon a conversation with Robert Ring, June Ring and Neal Ring on January 16, 1996 at their home, the water use on this property was never part of the original licensed right 47-02159 or part of the place of use identified in any subsequent allocations transfers.

Mr Ring further stated that the original ditch system for the ground east of Salmon Falls Creek could not reach the ground in section 19. He stated that he traded that ground to George Lemmon for a Desert Land Entry parcel in the late 1960s or early 1970's and had never irrigated that ground. To the best of their knowledge (Robert, June, and Neal) George Lemmon never developed an irrigation project on that parcel prior to the sale to Monroe.

RECOMMENDATION

As the above claims are based upon 47-02159G and that right was never appurtenant to that ground and no unrecorded transfer has been identified I am recommending these claims for:

DISALLOWAL

Remark code P01 - No Lawful Appropriation Shown.



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

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

NOTES FROM A FIELD VISIT WITH ROBERT RING

JANUARY 16, 1996

I met with Robert Ring, his wife, and his son Neal and discussed the general history of water right 47-02159. We reviewed the first transfers that added Points of Diversion to the system and he indicated that they indeed were developed but that they all were abandoned by the 1984 flood except for his two pumps (a 5hp pump by the home and a 15hp pump north of the home by the bridge crossing), a 45hp pump at the mouth of Salmon Falls Creek (on the north shore) for ground claimed under A47-02159T, and any individual lot owners that may have installed a private pump for that specific lot. He indicated that very few lots had installed pumps.

A47-02159AC REVIEW

I specifically asked him about the history of the ground claimed under A47-02159AC and Mr Ring indicated that that ground was never part of the original irrigated ground. He did state that the original ditch did go through the northeast corner of that parcel but that the majority of the ground was west and uphill from the ditch. He did state that some water may have got on a small part of the northeast corner at one time but nothing in that area had been irrigated since the 1984 flood.

A47-02159V (AS SPLIT)

I then specifically asked about the ground in section 19 that is between the Snake River and Salmon Falls Creek. He stated that the original ditch did not reach that ground and that he had never irrigated it. He stated that he traded that property to George Lemmon in the late 1960s or early 1970s and that George subsequently sold that property to Monroe. He did not recall George of ever developing an irrigation system on that ground. This ground was claimed in the adjudication as A47-02159V and was subsequently split into A47-02159X, A47-02159Y and A47-02159Z. A47-02159X has now been split into A47-02159AG and A47-02159AH.

CLAIMED P/L
For #47-02159X

PROX
SEC
19 20 CORN
30 29 9 20
WRONG
30 25

See F-8 Low

CLAIM A47-02159X INIT KKC

T. R. S. Q/Q

PID BS 14E 30

PHOTO ID. ASCS E-7

DT.&ID. 1987 Flight

Excluded

08S14E19720

LOT 4

(T)

08S14E197220
P-12501-003

26

● ●
SNAKE RIVER

CLAIMED P/U
FOR A47-02159X



08S14E197240

A47-02159X

A47-02159Y

08S14E199040

08S14E197001

LONGSTARS

08S14E199005

LOT 7

08S14E199030

D. A47-2159AH

DOBEL

08S14E199022

08S14E199011

(A47-2159AG)

08S14E199024

08S14E199015

COPIED ON 1-11-96 FROM THE
TWIN FALLS COUNTY ASSESSOR.
PORTION OF 08S 14E SEC 19
AND
SALMON RIVER RANCHES SUBDIVISION

R PROOF



CVR

*2 Pgs
only*

MAPS



PHOTOS

None

MISC

