

AJ0743NP
(00-124)

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

06/08/99 08:57:13
Page 1

Water Right Number - A47-023068

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number - 26736

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

*** C - CURRENT OWNER ***

HAFLIGER JR

HENRY C

1 - 1700 E 3772 N

2 -

3 -

City- BUHL

State- ID Zip- 83316

Phone - 208-543-8977

HAFLIGER

ANTOINETTE

1 - 1700 E 3772 N

2 -

3 -

City- BUHL

State- ID Zip- 83316

Phone - 208-543-8977

*** O - ORIGINAL OWNER ***

BABCOCK

EDWARD

1 -

2 -

3 -

City- X

State- ID Zip- 0

Phone - 208-000-0000

+ - - Priority Date - - +
01/31/1957

+ - - - Region - - - +
17 SOUTHERN

+ - - - Stage - - - +
L - LICENSE

+ - - - Status - - - +

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

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

11S 16E 6 SE NE (83) TWIN FALLS

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

04 - STOCKWATER

01/01

12/31

0.590

242.70

10 - COMMERCIAL

01/01

12/31

0.200

7.30

+ - Total Div. Rate - + + - Total Div. Volume - +
0.590 250.00

+ - Total Consumptive Use - + + - KW Usage - +
0.0

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

11S 16E 6

SW NE

04 STOCKWATER

(83) TWIN FALLS

11S 16E 6

SE NE

04 STOCKWATER

(83) TWIN FALLS

11S 16E 6

NE SE

04 STOCKWATER

(83) TWIN FALLS

11S 16E 6

NW SE

04 STOCKWATER

(83) TWIN FALLS

Total Acres:

+ - - Diversion Means -

Water right number - A47-02306B

Prefix Translation: ADJUDICATION CLAIM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

GEN The total instantaneous diversion of water from all points of diversion under Transfer 5148 shall not exceed 0.59 cfs, nor a total combined annual volume of 250.0 af. The remainder of Right 47-02306 is identified as 47-02306A and is limited to a diversion rate of 0.85 cfs, an annual diversion volume of 358.0 af, and irrigation of 89.5 acres each year. The acres which are no longer authorized for irrigation under Right 47-02306A are specifically described as follows: 40 acres in SWNE, 16 acres in SENE, 10 acres in NESE, and 24 acres in NWSE, S06, T11S, R16E. The right holder shall retain all shares of the Salmon River Canal Company associated with the place of use prior to approval of Transfer 5148, and shall continue to use the shares on the remaining irrigated acres under Right 47-02306A. Prior to diversion of water under this approval, a totalizing measuring device of a type approved by this Department shall be installed and maintained on each of the wells authorized under Rights 47-02306A and 47-02306B. The monthly use of each well and static water levels of the dairy wells shall be measured, recorded and annually reported to the Department and may be subject to reporting fee requirements. Two points of diversion are located within SENE, S06, T11S, R16E. The change authorized by this approval shall be accomplished within four (4) years.

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

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

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 081 - Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
- 082 - The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

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

Water right number - A47-02306B

Prefix Translation: ADJUDICATION CLAIM

	+ - - - -	- Comments -	- - - - +
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Date: 10/04/1996 User Id: PSKAGGS Subject: TRANSFER 4836

Transfer No. 4836 was filed to change the place of use under Right No. 47-02306.

Date: 05/20/1998 User Id: PSKAGGS Subject: TRANSFER 5148

Transfer 5148 changes the point of diversion, nature & season of use under a portion of Right 47-02306, splitting the right into Parts A & B.

Date: 06/11/1998 User Id: PSKAGGS Subject: AMENDED TRANSFER 5148

Amended Transfer 5148 approved 06-11-98./Condition removed.

+ - - Audit Fields - - +

06/08/99 DJONES

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

WR5809NP
No. 47-023068

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/07/99
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HENRY C HAFLIGER 1700 E 3772 N BUHL ID 83316 (208) 543-8977	01/31/1957	STOCKWATER COMMERCIAL	01/01 12/31 01/01 12/31	0.590 CFS 0.200 CFS	242.70 AFA 7.30 AFA
TOTAL DIVERSION:					0.590 CFS	250.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T11S R16E S06 SENE TWIN FALLS County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
11S	16E	6	:					S	S	:						S	S	:		

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

Pou County: TWIN FALLS

Other Water Rights Listing Overlapping Place(s) of use:
47-02306A

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 081 - Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
- 082 - The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks: GEN The total instantaneous diversion of water from all points of diversion under Transfer 5148 shall not exceed 0.59 cfs, nor a total combined annual volume of 250.0 af. The remainder of Right 47-02306 is identified as 47-02306A and is limited to a diversion rate of 0.85 cfs, an annual diversion volume of 358.0 af, and irrigation of 89.5 acres each year. The acres which are no longer authorized for irrigation under Right 47-02306A are specifically described as follows: 40 acres in SWNE, 16 acres in SENE, 10 acres in NESE, and 24 acres in

WR5809NP
No. 47-023068

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/07/99
PAGE: 4

Remarks:

NWSE, S06, T11S, R16E.

The right holder shall retain all shares of the Salmon River Canal Company associated with the place of use prior to approval of Transfer 5148, and shall continue to use the shares on the remaining irrigated acres under Right 47-02306A.

Prior to diversion of water under this approval, a totalizing measuring device of a type approved by this Department shall be installed and maintained on each of the wells authorized under Rights 47-02306A and 47-02306B. The monthly use of each well and static water levels of the dairy wells shall be measured, recorded and annually reported to the Department and may be subject to reporting fee requirements.

Two points of diversion are located within SENE, S06, T11S, R16E. The change authorized by this approval shall be accomplished within four (4) years.

Dates: App. Received: 08/20/1997 Priority Date: 01/31/1957
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 06/12/1979

Misc: Water District Number: Field Exam Fee:

Comments: Date: 10/04/1996 User-ID: PSKAGGS Subject: TRANSFER 4836
Transfer No. 4836 was filed to change the place of use under Right No. 47-02306.

Date: 05/20/1998 User-ID: PSKAGGS Subject: TRANSFER 5148
Transfer 5148 changes the point of diversion, nature & season of use under a portion of Right 47-02306, splitting the right into Parts A & B.

Date: 06/11/1998 User-ID: PSKAGGS Subject: AMENDED TRANSFER 5148
Amended Transfer 5148 approved 06-11-98./Condition removed.

Audit: 09/30/97 MBALDWIN 10/27/97 MBALDWIN 02/12/98 MBALDWIN 05/20/98 PSKAGGS
05/21/98 PSKAGGS 06/11/98 PSKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

AMENDED

TRANSFER NO. 5148
WATER RIGHT NO. 47-02306B

AMENDED

FILED JUN 15 11

JUN 25 1998

This is to certify that: **HENRY C HAFLIGER**
1700 E 3772 N
BUHL ID 83316

Department of Water Resources
Southern Region

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.59 CFS	242.7 AF
COMMERCIAL	01/01 to 12/31	0.20 CFS	7.3 AF
	Totals	* 0.59 CFS	* 250.0 AF

SOURCE
GROUNDWATER

Priority: 01/31/1957

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 6, Township 11S, Range 16E
TWIN FALLS County

PLACE OF USE: STOCKWATER

TWN RGE SEC

11S 16E 6

SWNE

SENE

NESE

NWSE

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
3. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

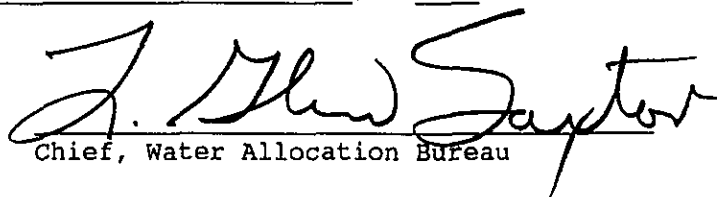
TRANSFER NO. 5148
WATER RIGHT NO. 47-02306B

CONDITIONS OF APPROVAL AND REMARKS

5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 6. The total instantaneous diversion of water from all points of diversion under Transfer 5148 shall not exceed 0.59 cfs, nor a total combined annual volume of 250.0 af.
7. The remainder of Right 47-02306 is identified as 47-02306A and is limited to a diversion rate of 0.85 cfs, an annual diversion volume of 358.0 af, and irrigation of 89.5 acres each year.
8. The acres which are no longer authorized for irrigation under Right 47-02306A are specifically described as follows: 40 acres in SWNE, 16 acres in SENE, 10 acres in NESE, and 24 acres in NWSE, S06, T11S, R16E.
9. The right holder shall retain all shares of the Salmon River Canal Company associated with the place of use prior to approval of Transfer 5148, and shall continue to use the shares on the remaining irrigated acres under Right 47-02306A.
10. Two points of diversion are located within SENE, S06, T11S, R16E.
11. Prior to diversion of water under this approval, a totalizing measuring device of a type approved by this Department shall be installed and maintained on each of the wells authorized under Rights 47-02306A and 47-02306B. The monthly use of each well and static water levels of the dairy wells shall be measured, recorded and annually reported to the Department and may be subject to reporting fee requirements.
12. The change authorized by this approval shall be accomplished within four (4) years.

Dated this 11th day of

June, 1998


Chief, Water Allocation Bureau

MEMORANDUM

TO: File 47-02306 *ab*
FROM: Pam Skaggs/State Office
SUBJECT: Transfer 5148
DATE: May 21, 1998

Transfer 5148 adds and changes the point of diversion, changes the place, nature and season of use under a portion of Right 47-02306, splitting the right into Parts A and B.

The applicant has purchased the property under this groundwater right that authorizes 152 acres of supplemental irrigation within a 299 acre permissible place of use. Canal shares have been used in conjunction with this groundwater right in order to irrigate the full 299 acre place of use.

The application proposes to build a dairy on-site removing 90 acres from the described place of use. A portion of the groundwater right will be used to provide water for stockwater and commercial use at the dairy. Evaluation by the applicant's representatives and region staff of the change in nature of use found the transfer acceptable. Concerns of the protestant of the transfer were addressed by recommended conditions in the stipulation agreement between the applicant and protestant.

Recommended conditions include drilling permit requirements, water quality, zoning, dairy limits, limits of the remaining irrigation portion of the right, retain surface shares, measuring devices & reporting, future evaluation of public interest issues, extended completion period and standard transfer conditions.

Change in Nature of Use Evaluation

		<u>Rate</u>	<u>Acres</u>	<u>Div. Vol./C.U. Vol.</u>
47-02306	Irr	1.44 cfs	152.0 acres	608.0 afa/456.0 afa
Part A	Irr	0.85 cfs	89.5 acres	358.0 afa/268.5 afa
Part B	Stock.	0.59 cfs	(62.5 acres)	242.7 afa/ 23.2 afa
	<u>Comm.</u>	<u>0.20 cfs</u>	<u>" "</u>	<u>7.3 afa/ 7.3 afa</u>
	Dairy	0.59 cfs	(62.5 acres)	250.0 afa/ 30.2 afa
Combined Parts		1.44 cfs	89.5 acres	608.0 afa/298.7 afa

MICROFILMED

JUN 02 1998