

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: A22-07048
Date Received: 8/19/1988
Receipt No: E001464
Received By: Kaw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WARREN J. WALTERS 208-458-4328
Address: P.O. BOX 127
NEWDALE, ID 83436
OR
Name: BARBARA S. WALTERS 208-458-4328
Address: P.O. BOX 127
NEWDALE, ID 83436

A2207048

2. Date of Priority: JUL 13, 1971

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	41E	22	SW	NE			MADISON

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.150		

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

8. Total consumptive use is 960.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	41E	15	NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	160.0
		22	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	320.0
							Total Acres	480.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

RECEIVED
OCT 29 1992

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): Harry J. Walters Date: Aug. 19, 1988

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of August 19 88

Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 6-94

RECORDED

OCT 29 1992

43° 32' 30"

4857000m N

4856

4855

4854

T
6
N

50'

4853

4852

R41E

15

PLACE OF USE

Butte

POINT OF DIVERSION

22

A22-07048

Log for claim 22-07048

Spatial Dynamics BTD

8/10/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06n41e	15	NESE	40	39	
06n41e	15	NWSE	40	40	
06n41e	15	SWSE	40	39	
06n41e	15	SESE	40	38	
06n41e	22	NENE	40	39	
06n41e	22	NWNE	40	40	
06n41e	22	SWNE	40	38	
06n41e	22	SENE	40	38	
06n41e	22	NESE	40	39	
06n41e	22	NWSE	40	40	
06n41e	22	SWSE	40	39	
06n41e	22	SESE	40	37	
Totals:			480	466	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7048 Priority July 13, 1971 Amount 4.15 cfs

THIS IS TO CERTIFY, that DONALD STAKER & WARREN WALTERS
of Newdale, Idaho, has complied with the terms and conditions of Permit
No. 22-7048 issued pursuant to Application for Permit dated July 13, 1971,
and has submitted proof to the Department of Water Resources on November 1, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 4.15 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>June 1</u> to <u>October 1</u>	at <u>4.15</u> cfs and	<u>1012.5</u> acre feet
	from _____ to _____	_____ cfs and	_____
	from _____ to _____	_____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 4.15 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1012.5 acre feet per year, said waters to be diverted within the SW 1/4 NE 1/4, Sec. 22, Twp. 6N,
Rge. 41E, B.M. in the County of Madison

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				Totals			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
6N	41E	15													40	40	40	40
		22	40	40	40	40									40	40	40	40

Total number of acres irrigated 480

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17th day of

April, 19 81.

Director

Identification No. 22-7048

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Donald Staker & Warren Walters
post office address Newdale, Idaho Fremont County
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 22 Township 01
Range 41E B.M. Madison County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 6 2/3 for irrigation purpose from June 1 to Oct 1 annually (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3000 gal. per min. 62/3 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Deep well pump and
sprinkling system

b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet; materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 3 years.
b. Estimated construction cost is \$ 100,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

22-7048

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	41E	15									40	40	40	40	40	40	40	40	320
		22	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		25					40	40	40	40									160

Total number of acres to be irrigated 1120

c. Describe any other water rights used for the same purposes as described above.

9. a. Who owns the property at the point of diversion

We have contract with state and are buying.

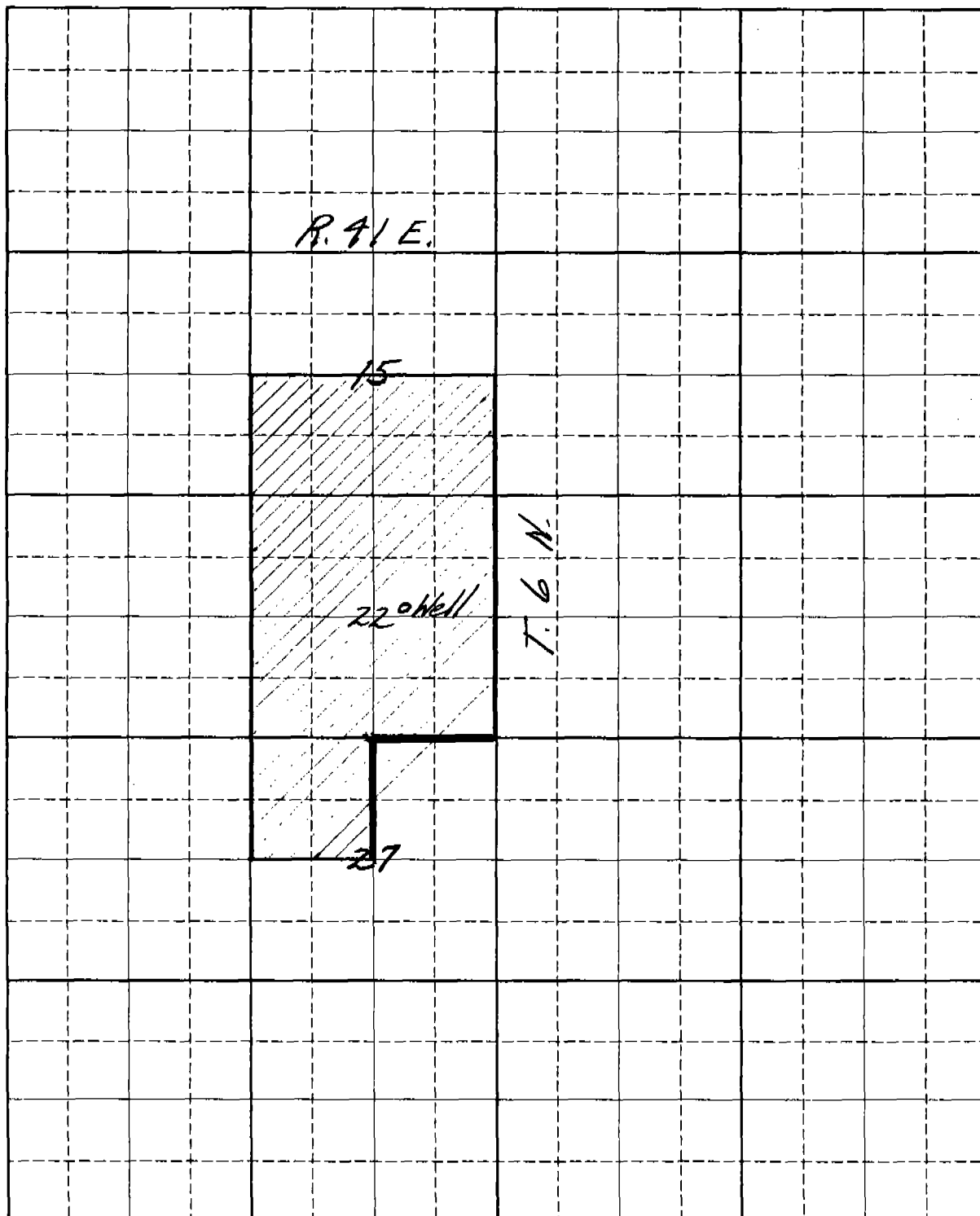
b. Who owns the land to be irrigated or place of use

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

Our permit 6-32479 covers part of the land. This well is for some additional land and to supplement what we have.

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.

Warren J. Walters
(Applicant)

Warren Walters 22 7049

Received by Date 7/13/71 Time 9:30 AM
 Preliminary check by Fee \$85.00
 Receipted by Date 7-23-71
 Publication prepared by bj Date 8-2-71
 Published in Fremont County Chronicle News
 Publication dates 8-12 & 8-19
 Publication approved Date 10-5-71
 Priority reduced to 7-13-71 Reason

Protests filed by:

Copies of protests forwarded by

Hearing held by Date

Recommended for approval denial by DR D3DFR

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 22-7048, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 74.
- c. Other: The permit holders shall permanently install and maintain as a part of the diverting works a measuring device at the point of diversion of a type approved by this Department.

2. Denial of said application is for the following reasons:

Witness my hand this 15 day of October, 19 71.

R. Kent Higgs
 Director

FIELD REPORT

Phone _____
Department _____
_____ Eastern District Office
(name spring, stream, etc.)

TOTAL ACREAGE

1120

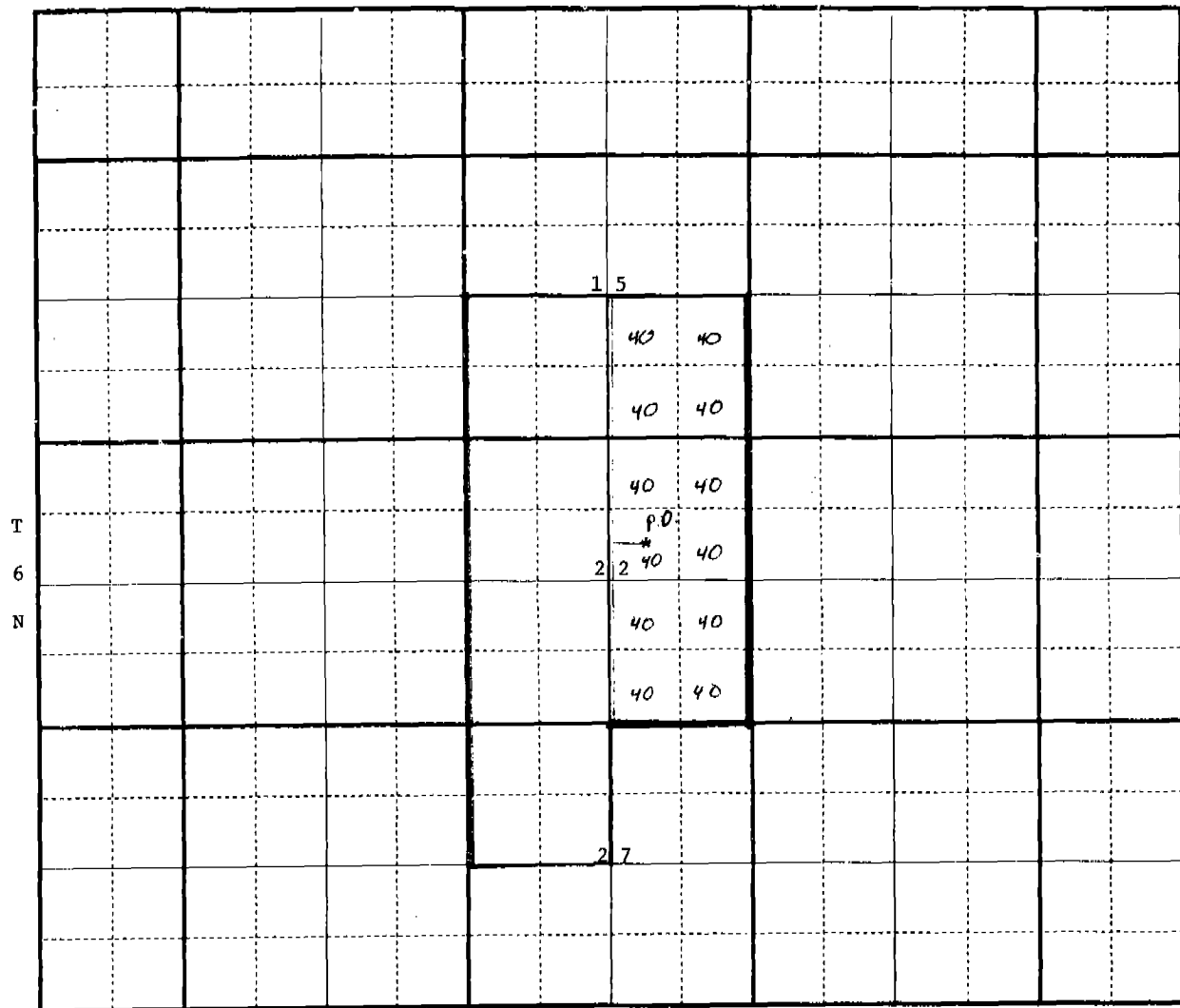
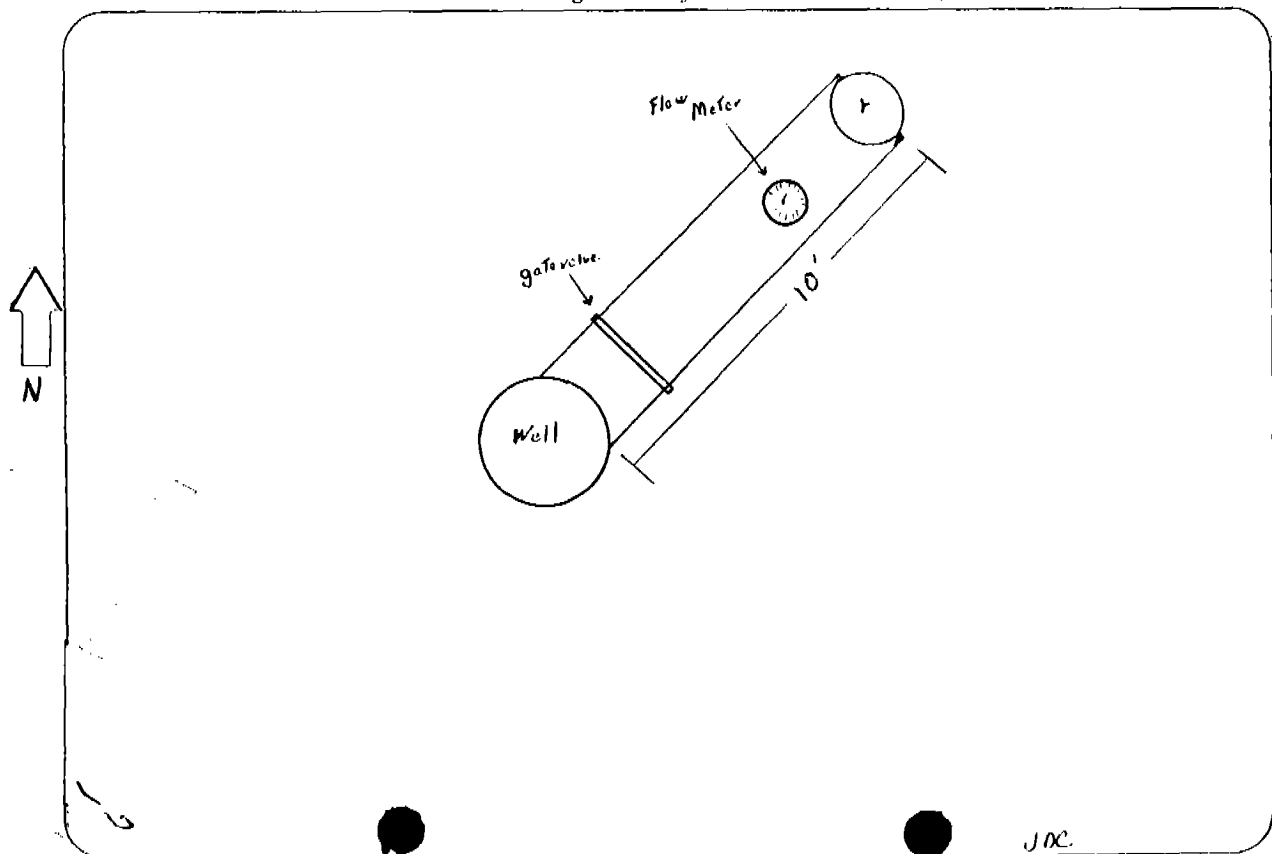


Diagram of System



DATE OF EXAM June 28, 79

ACREAGE
Found 480 Ac
Recommended 480 Ac

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 4.15 c.f.s. V = 1012.5 AF/Ann. from June 1 to Oct. 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: n/a
twp. N/8, Rge. _____, E/W, B.M., Sec. _____, Sub. 1/4 _____ 1/4 _____ County

Exchange? yes _____ no X

Name source exchanged with: n/a
twp. N/8, Rge. _____, E/W, B.M., Sec. _____, Sub. 1/4 _____ 1/4 _____ County

Point of injection: n/a
twp. N/8, Rge. _____, E/W, B.M., Sec. _____, Sub. 1/4 _____ 1/4 _____ County

Point of exchange: n/a
twp. N/8, Rge. _____, E/W, B.M., Sec. _____, Sub. 1/4 _____ 1/4 _____ County

Total Q measured 4.15 cfs Method of measurement Flow Meter

Total Q recommended 4.15 cfs Meter No. 73-10-224 Type McCracker Condition STD

Total V recommended 1012.5 AF/Ann.

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
☒ None

MEASUREMENT CALCULATION:

$$Q = \frac{0.1 \text{ AF/in} \times 105 \text{ in}}{105} = 435.6 \div 105 = \textcircled{4.15 \text{ cfs}}$$

capacity

$$V = 480 \text{ Ac} \times 3.5 \text{ AF} = 1680 \text{ AF/Ann.} \quad 4.15 \text{ cfs} \times 1.9835 \text{ cfs AF/cfs} \times 123 \text{ dys} = 1012.5 \text{ AF/Ann.}$$

SYSTEM DESCRIPTION:

Groundwater is diverted by a G.E. 400 hp. 3 phase motor drive # DG3407019 and a turbine and Bonfiglioli V-type drive pump Model # J14GC SN M.B.10114 at 1720 RPM at 700 ft head, 1800 gpm. Laid out by 7-1/2 inch hard line, this well intersects with well on line 22-2256. see attached memo
22-2256 B

REMARKS:

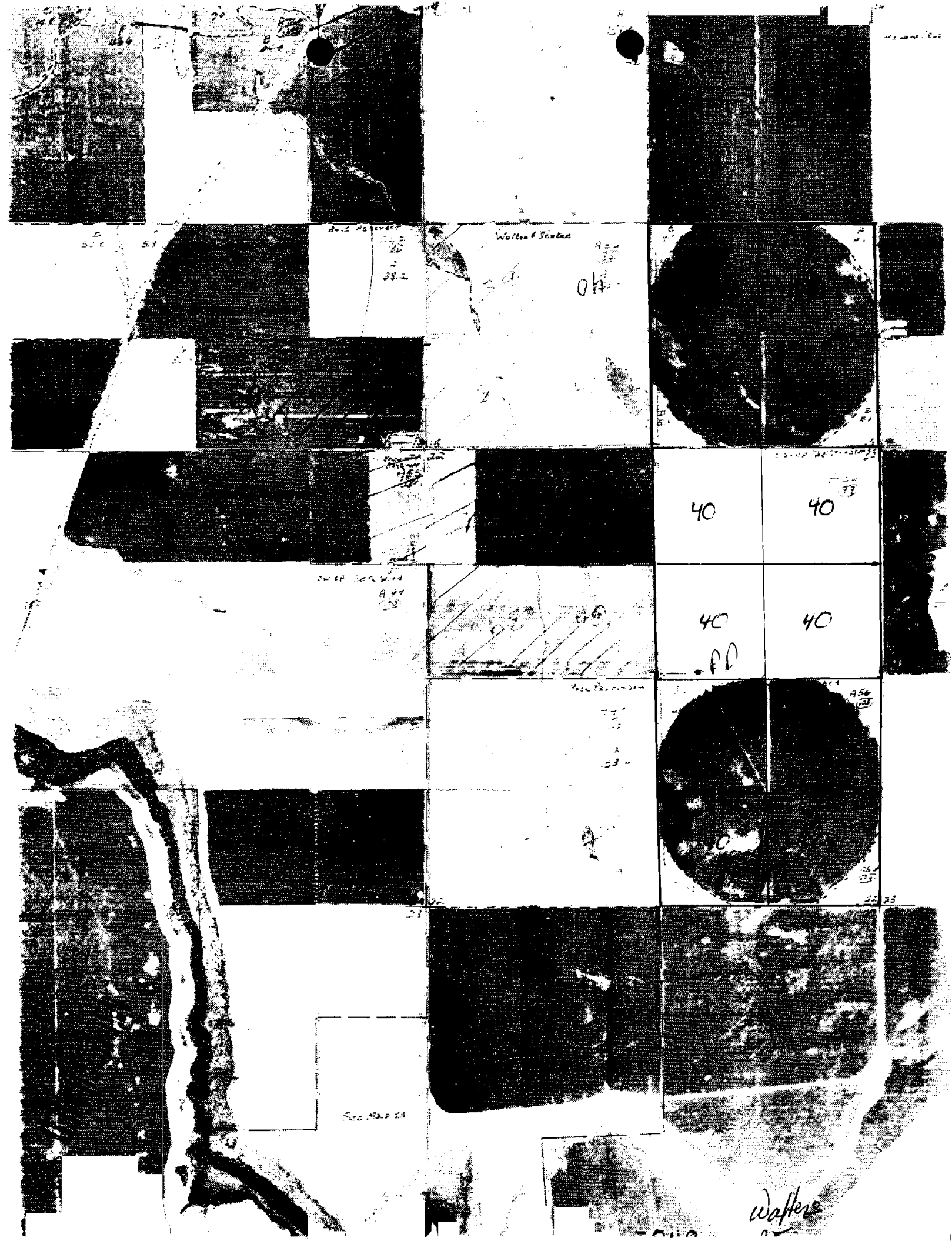
System shown and operated by Warren Warren

Examiner's Signature John D. Carlson Date 1/2/80

Checked by Anthony P. Kozlowski Date 2-25-80

Approved by Kolip Date 3/25/81

Overlap Review
attached see
Memo



Walters

OK

40

40

40

40

PP

A 44

A 56

See Map 14

Walters